

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 14, 2010
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Commissioners absent: Ray Stevens, Vice Chair

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 One and Six-Year Road and Bridge public hearing held on Tuesday, December 6, 2010, and the minutes of the Board of Commissioners meeting held on Tuesday, December 7, 2010.**

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

- 2) **CLAIMS: Approval of all claims processed through Tuesday, December 14, 2010.**

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

- 3) **NEW BUSINESS:**

- A. **A resolution approving renewal of County Special Permit No. 05047, granting authority to allow a private recreation cabin on property generally located at the northwest corner of SW 84th Street and Kolbrook Road, Lancaster County, Nebraska. (R-10-0103)**

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

- B. **A resolution in the matter of designating banks as depositories for Lancaster County for 2011. (R-10-0104)**

3) **NEW BUSINESS CONTINUED:**

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

- C. **A resolution in the matter of approving official bonds for elected officials and the County Surveyor. Elected officials include Joe Kelly, County Attorney; Andrew Stebbing, County Treasurer; Dan Nolte, County Clerk; Dennis Keefe, Public Defender; Sue Kirkland, Clerk of the District Court; Norm Agena, County Assessor/Register of Deeds; Don Thomas, County Engineer; and Terry Wagner, County Sheriff. The County Surveyor is Ken Schroeder. (R-10-0105)**

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

- D. **A maintenance agreement with OSDI Midwest, Inc, in the amount of \$2,160 (\$720 each), for three power files located in the Clerk of the District Court's office. Term of the agreement is February 1, 2011, through January 31, 2012. (C-10-0630)**

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

- E. **A grant contract with Lincoln Council on Alcoholism and Drugs, Inc., to provide funding in the amount of \$29,440 for the Community Report on underage Substance Abuse. Term of the grant contract is May 1, 2010, to April 30, 2011. (C-10-0631)**

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

- F. **A contract between Lancaster County and Region V Systems for funding of capacity building efforts in Lancaster County. Region V Systems shall pay the County \$50,000 for the services provided. Term of the contract is July 1, 2010, to June 30, 2011. (C-10-0632)**

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

- G. **An amendment to County Contract No. C-08-0219 with Legal Aid of Nebraska for legal representation of indigent parties in proceedings in the Juvenile Court of Lancaster County. The amendment increases the monthly payment for services from \$23,365.22 to \$24,136.27 from July 1, 2010, to June 30, 2011. (C-10-0633)**

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

- H. **An amendment to County Contract No. C-10-0438 between Feinstein Institute for Medical Research and Lancaster County, on behalf of the Community Mental Health Center. The amendment increases the amount of the award to \$182,652.63, for products and services provided for the "Recovery After the Initial Schizophrenia Episode (RAISE) project. (C-10-0634)**

NEW BUSINESS CONTINUED:

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

- I. **An agreement with Southwest Lincoln Surgery Center 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 Southwest Lincoln Surgery Center 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-10-0635)**

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

- J. **Authorization for payment of legal fees in the amount of \$1,712.16 to Kutak Rock, LLP for the Internal Revenue Service determination letter on the Lancaster County, Nebraska employee retirement plan (January 1, 2009, restatement) with payment from the retirement plan reimbursement account.**

MOTION: Schorr moved and Hudkins seconded approval to authorize payment. Schorr, Hudkins, Workman and Heier voted aye. Motion carried 4-0.

- K. **Approval for the County Board Chair to sign a letter to the Nebraska Department of Roads acknowledging the intent of Lancaster County to contribute \$45,000 each for the future development of two bus turnouts at the intersection of SW 40th Street and West O Street at such time when the development of the bus turnouts is necessary.**

MOTION: Hudkins moved and Workman seconded approval to sign the letter. Workman, Schorr, Hudkins and Heier voted aye. Motion carried 4-0.

- 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. **Right-of-way contracts between the County Engineer and the following:**
 1. **Kimberly Horlivy, in the amount of \$4,758, located at 17605 S. 54th Street; Project No. C55-S-405(3). (C-10-0636) (C-10-0637) (C-10-0638)**
 2. **Jon Jacobsmeier, in the amount of \$4, located at 190th Street and Van Dorn Street; Project No. CP-Q-293. (C-10-0639)**
 3. **Gary and Patricia Bentzinger, in the amount of \$4,406.18, located at 17005 S. 54th Street; Project No. C55-S-403(3). (C-10-0640) (C-10-0641)**
- B. **A lease agreement between the County Engineer and Ronald Liesveld, et al, in the amount of \$200, for stockpiling of rock and/or gravel on property located at S. 68th Street and Olive Creek Road. (C-10-0642)**

4) **CONSENT ITEMS CONTINUED:**

- C. **Setting of a public hearing for Tuesday, January 4, 2011, at 9:30 a.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding County Change of Zone No. 10023 to amend Article 11 of the Lancaster County Zoning Resolution.**

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

5) **PUBLIC COMMENT:**

John Austin suggested adding the Commissioners' names on the agenda. He discussed a variety of topics, including the success of the Nebraska Power Farming Show at Lancaster Event Center, the County Fair and the Fire Department.

Hudkins elaborated on the success of the Nebraska Power Farming Show. He also noted Commissioner Heier was honored with the President's Award at the Nebraska Association of County Officials (NACO) convention.

6) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, December 16, 2010, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.**
- B. **Public hearings will be held in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, as follows:**
1. **On January 4, 2011, a Class D liquor license application for Casey's General Store, located at 10000 S. 158th Street, Bennet, Lancaster County, Nebraska.**
 2. **On January 18, 2011, a request to vacate North Street abutting Lot 1, Block 1, as platted in the unincorporated village of Agnew, Lancaster County, Nebraska.**
- 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: Schorr moved and Hudkins seconded to adjourn the Board of Commissioners meeting at 9:47 a.m. Schorr, Hudkins, Workman and Heier voted aye. Motion carried 4-0.

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 14, 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
Larry Hudkins
Deb Schorr
Bob Workman

Commissioners absent: Ray Stevens, Vice Chair

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 9:47 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, December 7, 2010.**

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

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

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

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

City Impact
Lincoln Christian School
People's City Mission
St. Mark's United Methodist Church

MOTION: Workman moved and Schorr seconded approval of the motor vehicle tax exemptions. Workman, Schorr, Hudkins and Heier voted aye. Motion carried 4-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Equalization meeting at 9:49 a.m. Schorr, Hudkins, Workman and Heier voted aye. Motion carried 4-0.

/s/Dan Nolte

Dan Nolte
Lancaster County Clerk