

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 8, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

COMMISSIONERS: Deb Schorr, Chair; Bernie Heier, Vice Chair;
Larry Hudkins; Jane Raybould and Brent Smoyer

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

THOSE WISHING TO SPEAK ON ITEMS RELATING TO OTHER COUNTY BUSINESS NOT ON THE AGENDA MAY SPEAK DURING THE PUBLIC COMMENT PORTION OF THE AGENDA. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THE PUBLIC COMMENT PERIOD WILL BE LIMITED TO ONE (1) HOUR. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.

- 1) **MINUTES:** Approval of the [minutes](#) of the Board of Commissioners meeting held on Tuesday, February 22, 2011. (Copies of the minutes are on file in the Lancaster County Clerk's office or can be accessed at www.lancaster.ne.gov).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, March 8, 2011.
- 3) **NEW BUSINESS:**
 - A. A resolution in the matter of authorizing the use of the County Visitors Improvement Fund for Visitor Promotion in the amount of \$183,000, which represents 25% of the Improvement Fund proceeds collected from July 2010 to December 2010. (R-11-0016)
 - B. A resolution instituting eminent domain proceedings against Douglas B and Kimberly K Rath, Trustees, Project C55-M-407(1), Tract No. 4 (NW 70th Street from W. Superior Street south one-half mile). (R-11-0017)
 - C. A resolution and consulting services agreement with Olsson Associates in the amount of \$3,000 for the Denton East federal aid highway transportation project, Nebraska Department of Roads Project STPE-3305(9). (R-11-0018) (C-11-0106)
 - D. A resolution and consulting services agreement with Olsson Associates in the amount of \$3,000 for the Sprague East federal aid highway transportation project, Nebraska Department of Roads Project BR-3280(4). (R-11-0019) (C-11-0107)

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER PROBLEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

3) **NEW BUSINESS CONTINUED:**

- E. A contract with Midwest Coating Company, Inc., in the amount of \$38,700 for crack sealing bituminous surfacing; Project No. 11-26. (C-11-0091)
- F. An agreement with The Board of Regents of the University of Nebraska, on behalf of the University of Nebraska at Omaha, in the amount of \$36,563 for development of a web-based case management system as part of the Diversion Enhancement Grant. Term of the agreement is January 19, 2011, to June 30, 2011. (C-11-0092)
- G. An agreement with Lindsey Allsman for a professional non-paid internship at the Community Mental Health Center. Allsman will provide three hours per week of evaluation and counseling services to individuals needing outpatient therapy services. (C-11-0093)
- H. A contract between Hewlett Packard Company, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for computer equipment, peripherals and related services. The County will pay for products and services according to State of Nebraska Contract No. 12554 OC. The contract is effective through August 31, 2012. (C-11-0094)
- I. A contract between Otte Oil & Propane, Lancaster County and the City of Lincoln for annual requirements of propane. The County will pay for products according to the line item pricing as listed in the contractor's proposal. Term of the contract is January 1, 2011, to December 31, 2011, with the option to renew for two additional one-year terms. (C-11-0095)
- J. A contract between Sapp Bros Petroleum, Inc., Lancaster County and the City of Lincoln for annual requirements of coolant/antifreeze. The County will pay for products and services according to the line item pricing as listed in the contractor's proposal. Term of the contract is four years from the date of execution by all parties. (C-11-0096)
- K. A contract between Lincoln Truck Center, Lancaster County and the City of Lincoln for annual requirements of coolant/antifreeze. The County will pay for products and services according to the line item pricing as listed in the contractor's proposal. Term of the contract is four years from the date of execution by all parties. (C-11-0097)
- L. An amendment to County Contract No. C-09-0138 between Commonwealth Electric Company of the Midwest, Lancaster County, the City of Lincoln and Lincoln-Lancaster County Public Building Commission for annual requirements of emergency and large project electrical services. The amendment renews the agreement for an additional one-year term from April 1, 2011, to March 31, 2012. (C-11-0098)
- M. An agreement with Saint Monica's Substance Abuse Treatment for Women for non-physician trauma informed substance abuse treatment services for females placed in the Lancaster County Adult Drug Court. The County will pay up to \$56,390 for the services. Term of the agreement is November 1, 2010, to October 31, 2011. (C-11-0108)

3) NEW BUSINESS CONTINUED:

- N. An agreement with Released and Restored for job readiness/life skills classes for inmates in the custody of the Lancaster County Jail. The County will pay \$1,150 per eight-class program. Term of the contract is March 1, 2011, to March 1, 2012. (C-11-0109)
- O. An agreement between The Bridge at Cornhusker Place for substance abuse evaluations and abuse education classes for inmates in the custody of the Lancaster County Jail. The County will pay \$150 per evaluation for a maximum of three evaluations per month and \$100 per substance abuse education class. Term of the contract is March 1, 2011, to March 1, 2012. (C-11-0110)
- P. An amendment to County Contract No. C-09-0137 with Legacy International, Inc., d/b/a Legacy Inmate Communications, for inmate phone services for County Correctional Facilities. The amendment renews the contract for an additional one-year term from March 24, 2011, to March 23, 2012. (C-11-0111)
- Q. An agreement between the Nebraska Department of Health and Human Services (DHHS) Division of Children and Family Services and Lancaster County Youth Services for the provision of detention services for youth committed to or placed with DHHS. The County will be paid \$236 per youth per day. Term of the agreement is March 1, 2011, to February 28, 2012. (C-11-0112)
- R. A banquet contract with Green Gateau Reception Center at Windsor Stables for the Lancaster County Employee Recognition Breakfast. The County will pay a \$200 room charge and agrees to occupy the banquet room on May 24, 2011, from 7:00 to 9:00 a.m. (C-11-0113)
- S. An amendment to County Contract No. C-05-0415 between the National Association of Counties, Lancaster County and CaremarkPCS Health, L.L.C. The amendment extends the term of the agreement from December 1, 2010, to November 30, 2014, and clarifies existing provisions of the agreement. (C-11-0114)
- T. An agreement with Lee Enterprises (Lincoln Journal Star) for advertising sample ballot and absentee ballot applications. Term of the agreement is March 1, 2011, to February 29, 2012. (C-11-0120)
- U. An agreement between Lancaster County, on behalf of the Lancaster County Election Commissioner, and Steve McClatchey for the delivery of voting machines and other miscellaneous equipment to several polling locations for the City General Election for the City of Lincoln on Tuesday, May 3, 2011. The agreement shall continue until May 6, 2011. The County will pay \$50 per polling location for the delivery services. (C-11-0121)
- V. An agreement between Lancaster County, on behalf of the Lancaster County Election Commissioner, and Steve McClatchey for the delivery of voting machines and other miscellaneous equipment to several polling locations for the City Primary Election for the City of Lincoln on Tuesday, April 5, 2011. The agreement shall continue until April 8, 2011. The County will pay \$50 per polling location for the delivery services. (C-11-0122)

3) **NEW BUSINESS CONTINUED:**

- W. A federal equitable sharing agreement and annual certification report for the Lancaster County Attorney's Office regarding equitable sharing activity of drug forfeiture funds for the fiscal year ending June 30, 2010. ([C-11-0123](#))
- X. An amendment to County Contract No. C-09-0128 between B&B Lawn Service, Lancaster County and the City of Lincoln for the annual supply of noxious weed control. The amendment renews the agreement for an additional one-year period from April 1, 2011, to March 31, 2012. ([C-11-0124](#))
- Y. An amendment to County Contract No. C-09-0127 between All Care Grounds Management, Lancaster County and the City of Lincoln for the annual supply of noxious weed control. The amendment renews the agreement for an additional one-year period from April 1, 2011, to March 31, 2012. ([C-11-0125](#))
- Z. An amendment to County Contract No. C-09-0129 between Big Red Lawn Care, Lancaster County and the City of Lincoln for the annual supply of noxious weed control. The amendment renews the agreement for an additional one-year period from April 1, 2011, to March 31, 2012. ([C-11-0126](#))
- AA. An amendment to County Contract No. C-09-0130 between Lee's Lawn Maintenance, Lancaster County and the City of Lincoln for the annual supply of noxious weed control. The amendment renews the agreement for an additional one-year period from April 1, 2011, to March 31, 2012. ([C-11-0127](#))
- BB. Ratification of a purchase order issued to Sid Dillon Ford Mercury, Inc., in the amount of \$178,913 from State of Nebraska Contract 12850 OC for seven police cruisers. ([B-11-0010](#))
- CC. Recommendation from the Purchasing Agent and the County Engineer to award a contract to Rush Creek Construction, Inc., in the amount of \$110,549.40 for culvert replacement and maintenance. ([B-11-0011](#))
- DD. Recommendation from the Purchasing Agent and the County Engineer to award a contract to Constructors, Inc., in the amount of \$1,816,311 for asphaltic concrete paving and resurfacing. ([B-11-0012](#))
- EE. Recommendation from the Purchasing Agent and the County Engineer to award a contract to M.E. Collins Contracting Company, Inc., in the amount of \$90,189.92 for concrete box culverts. ([B-11-0013](#))
- FF. Recommendation from the Purchasing Agent and the County Engineer to award a contract to Cramer and Associates, in the amount of \$91,128 for concrete bridge deck overlay at County Bridge 0-37. ([B-11-0014](#))
- GG. Execution of the [Public Employer Retirement Plan Annual Report](#) for the Lancaster County Nebraska 401(a) Employees Retirement Plan for the year ending December 31, 2010.

3) **NEW BUSINESS CONTINUED:**

- HH. A political subdivision tort claim filed against Lancaster County by [Steve Taylor](#) for alleged personal injury in the amount of \$30,000.
- II. A political subdivision tort claim filed against Lancaster County Corrections by [John S. Miller](#) for damaged property in the amount of \$210.
- JJ. A political subdivision tort claim filed against Lancaster County Corrections by [Shelia Brown](#) for lost property in an undisclosed amount.

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. Receive and place on file the following:
 - 1. [County Clerk](#) monthly report for February, 2011.
 - 2. [Clerk of the District Court](#) monthly report for February, 2011.
 - 3. [County Assessor/Register of Deeds](#) monthly report for February, 2011.
 - 4. [Village of Roca](#) Management's Discussion and Analysis Financial Statements and Supplementary Information for the year ended September 30, 2010.
 - 5. [Lancaster County, Nebraska](#) Financial Statements with Supplemental Information and Accompanying Independent Auditors' Reports for the year ended June 30, 2010.
- B. A leasehold contract between the County Engineer and Mark Benes, in the amount of \$10, located at NW 12th Street and W. McKelvie Road; Project No. CP-F-218. [\(C-11-0099\)](#)
- C. Right-of-way contracts between the County Engineer and the following:
 - 1. Janet Kay Tonkinson, in the amount of \$498.75, located at NW 126th Street and W. Bluff Road; Project No. CP-E-121. [\(C-11-0100\)](#)
 - 2. Janet Kay Tonkinson, in the amount of \$725.10, located at NW 126th Street and W. Bluff Road; Project No. CP-E-236. [\(C-11-0101\)](#) [\(C-11-0102\)](#)
 - 3. William and Lucille Sapp, in the amount of \$1,128, located at NW 12th Street and W. McKelvie Road; Project No. CP-F-218. [\(C-11-0103\)](#)
 - 4. Kathleen Danker and John A. Schultz, in the amount of \$160.72, located at S. 1st Street and Old Cheney Road; Project No. C55-O-408(4). [\(C-11-0104\)](#)
 - 5. Gary and Bryce Bentzinger and Lois Schoonveld, in the amount of \$120, located at 17005 S. 54th Street; Project No. C55-S-405(3). [\(C-11-0105\)](#)
 - 6. Glen Ehlers, in the amount of \$180, located east of S. 110th Street on Saltillo Road; Project No. C55-PQ-406(2). [\(C-11-0115\)](#)
 - 7. Donald and Sandra Ehlers, in the amount of \$80, located east of S. 110th Street on Saltillo Road; Project No. C55-PQ-406(2). [\(C-11-0116\)](#)
 - 8. Lower Platte South NRD, in the amount of \$21,630, located south of A Street on S. 98th Street; Project No. C55-KP-412(1). [\(C-11-0117\)](#) [\(C-11-0118\)](#) [\(C-11-0119\)](#)

4) **CONSENT ITEMS CONTINUED:**

- D. Setting of public hearings for Tuesday, March 29, 2011, at 5:00 p.m., in Room 112 on the first floor of the County-City Building, Lincoln, Lancaster County, Nebraska:
1. Sale of a portion of W. Waggoner Drive as platted in Waggoner Subdivision in the Northwest Quarter of Section 27, Township 10 North, Range 5 East of the Principal Meridian, Lancaster County, Nebraska.
 2. County Waiver No. 11003, requested by James Schwartzman, to waive the County Land Subdivision design standard on property located at 12755 N. 84th Street.

5) **PUBLIC COMMENT:**

PER COUNTY BOARD RESOLUTION NO. 5465 (AMENDED SEPTEMBER 22, 2009), THE PUBLIC COMMENT PERIOD IS LIMITED TO SIXTY (60) MINUTES IN DURATION AND EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 10, 2011, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, March 15, 2011, at 9:30 a.m., in Room 112 on the first floor of the County-City Building, with the Board of Equalization meeting immediately following.
- C. The Lancaster County Board of Commissioners meeting is broadcast live. It will be rebroadcast on Tuesday at 1:30 and 6:30 p.m. and 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 at www.lancaster.ne.gov. Click on 5 City-TV Video on Demand.
- D. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.

7) **ADJOURNMENT**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners agenda and minutes may be accessed on the Internet at www.lancaster.ne.gov on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 8, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.

THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.

1) **MINUTES**: Approval of the [minutes](#) of the Board of Equalization meeting held on Tuesday, February 22, 2011. (A copy of the minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

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

Alzheimer's Association – Great Plains Chapter
Christ's Place Church
Dialysis Center of Lincoln, Inc.
Immaculate Heart of Mary Church
Madonna Rehabilitation Hospital
Nebraska Wesleyan University
Northern Lighthouse
Sesostris Shrine

3) **ADJOURNMENT**

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