

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 5, 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. Additionally, a copy of all written material to be discussed at today's open meeting is available from the County Clerk's staff. These materials can also be viewed on the County's web site at [www.lancaster.ne.gov](http://www.lancaster.ne.gov).*

**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, June 28, 2011.
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, July 5, 2011.
- 3) **SPECIAL PRESENTATIONS:**
  - A. "Marseille: White Corded Quilting" exhibit report – Maureen Ose, Communications Coordinator for the International Quilt Study Center & Museum.
- 4) **OLD BUSINESS:**
  - A. Promotion of Sarah Newell from Attorney I to Attorney II at an annual salary of \$63,687, effective June 28, 2011.
- 5) **NEW BUSINESS:**
  - A. Special designated license applications from the [Lancaster County Agricultural Society, Inc.](#), to provide liquor beverage service at events at the Lancaster Event Center, 4100 N. 84<sup>th</sup> Street, Lincoln, on August 4, 5, 9 and 12, 2011.
  - B. An amendment to Amusement License No. 2011-0001 for the [Linh Quang Buddhist Center](#), 3175 W. Pleasant Hill Drive, Lincoln, to add a new event on Sunday, July 10, 2011.

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

5) **NEW BUSINESS CONTINUED:**

- C. A political subdivision tort claim filed against Lancaster County Corrections by [Terry D. Dunn](#) for lost property in the amount of \$6.
- D. A lease agreement between Lancaster County and Starting Point for sober living units. The County will expend Pretrial Release Program Enhancement grant funds in the amount of \$525 per month per unit. ([C-11-0387](#))
- E. An addendum to a service provider agreement with Certified Payments No. 1, Ltd., to add American Express to the credit card processing system for the Lancaster County Treasurer. ([C-11-0388](#))
- F. A resolution in the matter of directing the County Engineer to conduct a study regarding the vacation of Lot 2, in the Southwest Quarter of Section 4, Township 7 North, Range 6 East of the Sixth Principle Meridian, Lancaster County, Nebraska. ([R-11-0045](#))
- G. Utility Permit No. 1034 for Windstream Communications to have 2½ miles of fiber optics cable installed in the north ditch of Saltillo Road between S. 40<sup>th</sup> Street and approximately ½ mile east of S. 70<sup>th</sup> Street. There is no cost to the County. ([C-11-0374](#))
- H. Utility Permit No. 1035 for Windstream Communications to have ¼ mile of underground fiber optics cable installed in the north portion of Branched Oak Road going west from Hwy 77. There is no cost to the County. ([C-11-0375](#))
- I. A recommendation from the Purchasing Agent and the County engineer to award a contract in the amount of \$37,457 to Sapp Brothers Petroleum for lubricants for the County Engineering shop. ([B-11-0028](#))
- J. An amendment to County Contract No. C-08-0433 between American Fence of Lincoln, the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for fencing services. The amendment renews the contract for an additional one-year term from July 1, 2011, to June 30, 2012, and verifies compliance with the Employee Classification Act. ([C-11-0376](#))
- K. An amendment to County Contract No. C-09-0359 between Total Tool, the City of Lincoln, Lancaster County and Lincoln-Lancaster County Public Building Commission for the annual supply of power and hand tools. The amendment renews the contract for an additional one-year term from August 11, 2011, to August 10, 2012. ([C-11-0377](#))
- L. An amendment to County Contract No. C-09-0351 between TooFast Supply Company, the City of Lincoln, Lancaster County and Lincoln-Lancaster County Public Building Commission for the annual supply of power and hand tools. The amendment renews the contract for an additional one-year term from August 11, 2011, to August 10, 2012. ([C-11-0378](#))
- M. An amendment to County Contract No. C-08-0609 between Gana Trucking and Excavating, Inc., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for snow and ice removal services. The amendment renews the contract for an additional term from May 2, 2011, to May 1, 2012. ([C-11-0389](#))

5) **NEW BUSINESS CONTINUED:**

- N. An amendment to County Contract No. C-08-0573 between LeGrande Excavating, Inc., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for snow and ice removal services. The amendment renews the contract for an additional term from May 2, 2011, to May 1, 2012, and eliminates snow removal at Lancaster Manor. (C-11-0390)
- O. An amendment to County Contract No. C-08-0320 between Walton Construction Co., Inc., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for pavement construction services. The amendment renews the contract for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0391)
- P. An amendment to County Contract No. C-08-0321 between Cather & Sons Construction, the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for pavement construction services. The amendment renews the contract for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0392)
- Q. An amendment to County Contract No. C-08-0322 between Pavers, Inc., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for pavement construction services. The amendment renews the contract for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0393)
- R. An amendment to County Contract No. C-08-0323 between Dickey & Burham, Inc., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission for pavement construction services. The amendment renews the contract for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0394)
- S. An amendment to County Contract No. C-10-0372 with L.A. Young, Inc., for the services of a nurse practitioner at the Community Mental Health Center. The amendment renews the agreement for an additional one-year term from July 1, 2011, to June 30, 2012, and increases Ms. Young's compensation from \$65 per hour to \$68 per hour. (C-11-0379)
- T. An amendment to County Contract No. C-10-0464 with Dr. Patricia Bohart, MD, for the services of a psychiatrist at the Community Mental Health Center. The amendment renews the agreement for an additional one-year term from July 1, 2011, to June 30, 2012, and increases Dr. Bohart's compensation from \$100 per hour to \$105 per hour. (C-11-0395)
- U. A renewal application for an adult day services license with the Nebraska Department of Health and Human Services for the Midtown Center in connection with the Community Mental Health Center. The County will pay \$300 for the renewal license. (C-11-0396)
- V. A cooperative agreement with the State of Nebraska, Department of Health and Human Services, for child support enforcement (Lancaster County Child Support Referee) for the period of July 1, 2011, to June 30, 2012. (C-11-0380)

5) **NEW BUSINESS CONTINUED:**

- W. An agreement with BryanLGH Medical Center, on behalf of its Independence Center, for non-physician substance abuse treatment services for adolescents placed in the Lancaster County Juvenile Drug Court. The County will pay up to \$18,400 for the services. Term of the agreement is July 1, 2011, to June 30, 2012. (C-11-0397)
- X. A grant contract with Voices of Hope in the amount of \$61,027 to provide funding for program coordinating of the Violence Against Women Act (VAWA) grant program, "Improved Response to Violence against Latina and African American Women". Term of the contract is December 1, 2010, to November 30, 2012. (C-11-0381)
- Y. A grant contract with El Centro de las Americas in the amount of \$55,617 to provide funding for program coordinating of the Violence Against Women Act (VAWA) grant program, "Improved Response to Violence against Latina and African American Women". Term of the contract is December 1, 2010, to November 30, 2012. (C-11-0382)
- Z. A grant contract with Family Violence Council in the amount of \$68,279 to provide funding for program coordinating of the Violence Against Women Act (VAWA) grant program, "Improved Response to Violence against Latina and African American Women". Term of the contract is December 1, 2010, to November 30, 2012. (C-11-0383)
- AA. A grant contract with United Way of Lincoln and Lancaster County to provide funding for the Food Distribution Service Point Project in the amount of \$4,000. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0398)
- BB. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [Friendship Home - Children in Shelter Project Enhancement](#); Grant No. 11-JS-0416. The County shall receive \$28,000. Term of the grant award is July 1, 2011, to June 30, 2012.
- CC. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [Centralized Risk/Needs Assessment Project](#); Grant No. 10-JJ-0018. The County shall receive \$28,189. Term of the grant award is July 1, 2011, to June 30, 2012.
- DD. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [Golden Warriors \(Latino Youth Intervention and Prevention\) Program](#); Grant No. 11-JJ-00016. The County shall receive \$38,190. Term of the grant award is July 1, 2011, to June 30, 2012.
- EE. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [Sudanese Advocate Project](#); Grant No. 10-JJ-0015. The County shall receive \$17,500. Term of the grant award is July 1, 2011, to June 30, 2012.
- FF. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [Talented Tenth Scholar's Program](#); Grant No. 11-JJ-0017. The County shall receive \$5,750. Term of the grant award is July 1, 2011, to June 30, 2012.

5) **NEW BUSINESS CONTINUED:**

- GG. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the [HUB LEAP Project](#); Grant No. 11-JS-0423. The County shall receive \$13,000. Term of the grant award is July 1, 2011, to June 30, 2012.
- HH. A mini grant application by the Lancaster County Sheriff's Office and mini grant award from the [Nebraska Office of Highway Safety](#) for the purchase of three in-car camera systems. The cost to the Nebraska Office of Highway Safety is \$10,500. Cost to the County is \$5,235.
- II. Agreements with Jeffrey Danek and Richard Danek for referee services provided to hear valuation protests filed for the 2011 tax year and to transmit information to the Lancaster County Board of Equalization. ([C-11-0384](#)) ([C-11-0385](#))
- JJ. An agreement with Omega Surgery Centers, LLC, 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 Omega Surgery Centers, LLC, 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-11-0386](#))
- KK. The setting of the salary of Richard Grabow, Deputy Lancaster County Attorney, in the amount of \$56,000 per year, effective July 5, 2011.
- LL. Withdrawal of the following Lancaster County Board of Commissioners agenda items that have previously been placed on hold:
- R-09-0018 A resolution in the matter of directing the County Representatives on the Board of the Lancaster County Fairgrounds Joint Public Agency to vote on the proposed encumbrance and transfer of property held by the Lancaster County Agricultural Society. (Held on 4/10/09 per County Attorney)
- R-10-0090 A resolution adopting a policy mandating that Lancaster County employees accept payment of wages by electronic funds transfer or a similar means of direct deposit. The policy shall be effective January 1, 2011. (Held on 10/19/10 per County Attorney)
- C-10-0120 A request for permission from Discovery Communications, L.L.C., (DCL) and Sirens Media, L.L.C., for permission to use the Driver's License testing facility located at 500 W. O Street to film a documentary. (Held on 3/16/10 pending further discussion at staff meeting on 3/18/11)
- C-10-0375 An amendment to an assistance agreement between the U.S. Department of Energy and Lancaster County, on behalf of the Lancaster County Adult Correctional Facility, found at County Contract No. C-10-0188, for a grant in the amount of \$110,300, which will fund the development of an energy efficiency and conservation strategy. The amendment replaces the terms and conditions, updates the project activity worksheets, replaces the reporting requirements, adds wage determination and approved strategy and provides notification that project activities are approved by the National Environmental Protection Agency (NEPA). (Held on 7/27/10 and 8/3/10 per County Attorney)

5) **NEW BUSINESS CONTINUED:**

- C-11-0167 An agreement between Lancaster County, the District Energy Corporation and K2 Real Estate Development, LLC for the filing of a petition with the Department of Health and Human Services requesting a declaratory order for appropriate relief regarding 145 closed loop heat pump water wells at the DEC site. The DEC site will be supplying thermal services and emergency power to the new Lancaster County jail. There shall be no cost to the County for this agreement. (Held on 4/05/11 per County Attorney)
- C-11-0196 A contract of assignment between the County, the District Energy Corporation and K2 Real Estate Development, LLC, assigning the County's rights as landowner under Nebraska Revised Statute §46-1207.01(2) to allow K2 to petition the Department of Health and Human Services to reclassify 145 water wells on the new jail property. (Held on 4/19/11 per County Attorney)
- B-11-0007 A recommendation from the Purchasing Agent and County Corrections to issue a contract at an estimated total cost of \$50,000 to Praeses, L.L.C., for inmate phone management services from the Placer County, California contract. (Held on 2/01/11)  
**Note:** On 4/19/11, the County Board approved Contract C-11-0198 between Praeses, LLC, and Lancaster County for management of inmate telephone services. The County will pay for services according to the Placer County Sheriff's Office Agreement and Attachment A. Term of the contract is April 19, 2011, to September 27, 2013.

6) **CONSENT ITEMS:** *These are routine business items that 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. Setting of a public hearing for Tuesday, July 26, 2011, at 9:30 a.m., in Room 112 on the first floor of the County-City Building, regarding the amendment of the Lancaster County General Assistance Guidelines.
- B. Receive and place on file the [County Clerk's monthly report](#) for June 2011.

7) **PUBLIC COMMENT:** Those wishing to speak on items relating to County business not on the agenda may do so at this time.

**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.**

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 7, 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, July 12, 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.

8) **ANNOUNCEMENTS CONTINUED:**

- C. A public hearing will be held on Tuesday, July 26, 2011, in room 112 on the first floor of the County-City Building regarding the establishment of an access road for Dorothy K. Maher, located in the Southeast Quarter of Section 8, Township 12, Range 8, East of the 6<sup>th</sup> Principal Meridian, Lancaster County, Nebraska.
- D. The Lancaster County Board of Commissioners meeting is broadcast live. It is rebroadcast on Tuesday at 1:30 and 6:00 p.m. and on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, the meeting may be viewed on Nebraska On Demand Time Warner Channel 411 and on the internet at [www.lancaster.ne.gov](http://www.lancaster.ne.gov). Click on 5 City-TV Video on Demand.
- E. The County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto:commish@lancaster.ne.gov).

9) **ADJOURNMENT**

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

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.

If you need Spanish language assistance, please make arrangements with the Lancaster County Clerk within two days of the public meeting. The phone number for the Lancaster County Clerk is 402-441-7481.

Si necesita ayuda con el idioma español, por favor haga arreglos con el secretario del condado de Lancaster en un plazo de dos días antes de la reunión pública. El número de teléfono del secretario del condado de Lancaster es 402-441-7481.

The Board of Commissioners agenda and minutes may be accessed on the Internet at [www.lancaster.ne.gov](http://www.lancaster.ne.gov) on the County Clerk's website.

**AGENDA**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, JULY 5, 2011**  
**COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE LANCASTER COUNTY**  
**BOARD OF COMMISSIONERS MEETING**

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1) **MINUTES:** Approval of the [minutes](#) of the Board of Equalization meeting held on Tuesday, June 28, 2011.

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

Angelic Temple COGIC  
Fellowship Baptist Church  
Homestead Presbytery, Presbyterian Church

3) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES:**

Donald & Jean Albrecht	Norman & Cheryl LeGrande	Frances Sieck Life Estate
Michael & Kathryn Anderson	LeGrande Excavating	Hugh & Betty Sieck
William & Sara Bevans	Lincoln City Church	Ruthelen & Lyle Sittler Life Estates
Clinton & Karen Bohaty	Lincoln Izaak Walton League	Jacob & Kristina Sittner
George & Earl Bool	Livingston Investments	Kelly & Carrie Smith
Cody & Rebecca Buhr	MCW Management	Larry Spangler Revocable Trust
Canoyer Family Investments	Mark & Stacy Mainelli	Stich Farms
Capital City Horse & Pony Club	Glen & Margaret Manske	Randy & Robin Spangler
Noel & Gloria Chadd	Pete Martinez	Douglas & Beverley Struempler
Charles & Jewel Claytor	Harry Muhlbach	Ardith Tekolste
D&R Development	National Audubon Society	Ronald & Leta Thompson
Kitra Deger	North Bluff Employment Center	Richard & Patricia Tonar
Gale & Nancy Dunbar	Northwoods	Craig & Carol Vanderkolk
Gary Godkin	Novartis Consumer Health	Paul & Shayde Voller
Great Western Bank	Oak Prairie	Roger & Patty Vollstedt
William & Debora Hawkins	Shawn & Laci Pebley	Waverly Development
Kevin & Kimberly Hennecke	Ronald & Iona Plautz	Alan William
Marvin Hoy	Prairieland Dairy	Dana & Pamela Wolfe
Carol Irons	Priestly Fraternity of St. Peter	Craig & Melissa Wulf
Delbert & Lori Jacobs	Ronald & Jane Reed	Linda Wunderlich
James & Tina Johnson	Sapp Brothers Petroleum	Kenneth Yates
Roger Johnson	Charles & Marilyn Schmidt	
Kansas-Nebraska Association of Seventh Day Adventists	Dean & Kristi Settje	

4) **NEW BUSINESS:**

- A. Withdrawal of the following Lancaster County Board of Equalization agenda item previously placed on hold:

Notice of Taxable Status to City of Lincoln, Parcel ID: 10-24-120-006-000, Situs Address: 1401 N. 15<sup>th</sup> Street. (Held on 5/03/11 per Scott Gaines, Deputy County Assessor/Register of Deeds)

5) **ADJOURNMENT**

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