

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 10, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

Commissioners present: Deb Schorr, Chair
Bernie Heier, Vice Chair
Larry Hudkins
Jane Raybould
Brent Smoyer

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, May 3, 2011.**

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

2) **CLAIMS: Approval of all claims processed through Tuesday, May 10, 2011.**

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

3) **SPECIAL PRESENTATIONS:**

A. **Presentation of the Commissioners Award of Excellence for April 2011 to Samuel Ridge, Community Mental Health.**

The Clerk read the nomination for the record. Dean Settle, Community Mental Health Center Executive Director, and Dr. Joe Swoboda, Community Mental Health Center Psychologist/Case Management Supervisor, commended Samuel Ridge for his work on The Dream Team with Community Living Services. Ridge expressed his appreciation for the nomination and accepted a plaque from Raybould.

B. **Introduction of Chuck Salem, Chief Deputy Clerk of the District Court – Sue Kirkland, Clerk of the District Court.**

Sue Kirkland introduced Chuck Salem as the new Chief Deputy Clerk of the District Court. Salem gave a brief overview of his background.

4) **NEW BUSINESS:**

- A. **Setting the salary for Chuck Salem, Chief Deputy Clerk of the District Court, at \$74,296.10, effective June 2, 2011.**

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

3) **SPECIAL PRESENTATIONS:**

- C. **Designation of May 15-21, 2011, as Police Week in Lancaster County – Terry Wagner, County Sheriff.**

The Clerk read the proclamation for the record. Terry Wagner gave an overview of the history of Police Memorial Week.

4) **NEW BUSINESS:**

- B. **A resolution in the matter of proclaiming May 15-21, 2011, as Police Week in Lancaster County. (R-11-0031)**

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

- C. **A resolution in the matter of extending the deadline for hearing protests regarding real property in Lancaster County from July 25, 2011, to August 10, 2011, pursuant to Nebraska Revised Statute §77-1502(1). (R-11-0032)**

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

- D. **A space rental agreement between the Lancaster Event Center and Lancaster County, on behalf of the Lancaster County Clerk, for meeting space within the Event Center to be used for hearings between June 28 and July 12, 2011. (C-11-0243)**

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

- E. **A contract between Redwood Toxicology Laboratory, Inc., and Lancaster County for the annual requirements of drug testing kits and supplies on an as needed basis. The County shall pay for products and services according to the line item pricing as listed in the contractor's proposal. Term of the contract is two years from the date of execution. (C-11-0244)**

MOTION: Raybould moved and Hudkins seconded approval of the contract. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

4) **NEW BUSINESS CONTINUED:**

- F. **An amendment to County Contract No. C-08-0241 with Aramark Uniform Services for the rental and cleaning of mats and various linen items. The amendment extends the agreement for an additional one-year term from June 18, 2011, to June 17, 2012. (C-11-0245)**

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

- G. **An amendment to County Contract No. C-08-0290 with Sapp Brothers Petroleum, Inc., for the annual requirements of fuel. The amendment renews the agreement for an additional one-year term from July 1, 2011, to June 30, 2012. (C-11-0246)**

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

- H. **An amendment to County Contract No. C-10-0121 with Pavers, Inc., for the annual supply of asphaltic concrete. The amendment extends the term of the agreement for two months, ending May 31, 2011. (C-11-0247)**

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

- I. **An amendment to County Contract No. C-10-0122 with Dobson Brothers for the annual supply of asphaltic concrete. The amendment increases prices as listed in Attachment A and extends the term of the agreement for two months, ending May 31, 2011. (C-11-0248)**

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

- J. **An amendment to County Contract No. C-10-0123 with Cather & Sons Construction, Inc., for the annual supply of asphaltic concrete. The amendment extends the term of the agreement for two months, ending May 31, 2011. (C-11-0249)**

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

Hudkins noted the asphalt contracts are for maintenance work, not new paving.

- K. **An amendment to County Contract No. C-10-0124 with Constructors, Inc., for the annual supply of asphaltic concrete. The amendment extends the term of the agreement for two months, ending May 31, 2011. (C-11-0250)**

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

4) **NEW BUSINESS CONTINUED:**

- L. **A tower sharing agreement between the Nebraska Department of Roads and Lancaster County, on behalf of the Lancaster County Engineering Department, for the County's use of space on the Nebraska Department Of Roads Lincoln tower. (C-11-0251)**

Don Thomas, County Engineer, said the County has been using the State-owned tower for several years without an agreement. The agreement will provide much needed maintenance at a cost of \$12,000 to the County and \$24,000 to the State. There is no annual cost other than for repair of County equipment. In response to Schorr's question, Thomas said the tower is used for two-way radios.

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

- M. **An agreement between Correct Care Solutions, LLC and Lancaster County, on behalf of the Department of Corrections, for correctional healthcare services. The County shall pay up to \$1,243,737.60 for the services provided. Term of the agreement is June 2, 2011, to May 31, 2014. (C-11-0252)**

Mike Thurber, Corrections Director, said Correct Care Solutions would provide a complete healthcare package for the County and would allow more competitive rates on pharmaceuticals. He said the County would not see immediate savings, but the savings would be reflected in future pharmaceutical costs.

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

- N. **An interlocal agreement with the State of Nebraska Probation Administration for two probation officers to provide additional presentence investigation report services to decrease the time needed to complete presentence investigations of inmates housed by the Lancaster County Corrections Department. The County will pay \$49,000 for the services. Term of the agreement is July 1, 2010, to June 30, 2011. (C-11-0253)**

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

- O. **An agreement with the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecutors in their investigations of child abuse. The County will pay \$20,000 for the services. Term of the agreement is October 1, 2011, to September 30, 2012. (C-11-0254)**

Terry Wagner, County Sheriff, said the Sheriff's budget and the County Attorney's budget each account for \$10,000. The Child Advocacy Center is a 501(c)3 nonprofit organization that assists the County and other Southeast Nebraska counties with the investigation and prosecution of child sexual assault cases. Heier noted that former County Attorney Gary Lacey and Sheriff Terry Wagner were two of the original people starting the program.

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

4) **NEW BUSINESS CONTINUED:**

- P. **An agreement with Ghazala Ahmed, MD for the professional services of a psychiatrist to assist in the provision of psychiatric services at the Community Mental Health Center on an as needed, on call basis. The County shall pay \$500 per 24-hour period of coverage. Term of the agreement is May 1, 2011, to April 30, 2012. (C-11-0255)**

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

- Q. **An affiliation agreement with the University of Nebraska Board of Regents, on behalf of the Clinical Psychology Training Program, for five graduate psychology students who will provide services such as psychotherapy, counseling and psychological testing for the Community Mental Health Center. Term of the agreement is June 1, 2011, to May 31, 2012. The County will pay \$80,510 for the services. (C-11-0256)**

Smoyer said the agreement provides experience to graduate students while saving the County money.

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

- R. **An agreement with the University of Nebraska Board of Regents, on behalf of the Department of Psychology, to provide the services of a licensed clinical Ph.D. psychologist for four hours a week at the Community Transition Program at the Heather. Term of the agreement is July 1, 2011, to June 30, 2012. The County will pay \$8,246.90 for the services. (C-11-0257)**

Heier questioned if the County is reimbursed. Dean Settle, Community Mental Health Executive Director, said the Heather is funded by a block grant from the State. No county dollars are involved.

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

- S. **An agreement between the Southeast Nebraska Development District and Lancaster County for professional services and administration of the Lancaster County Economic Development Loan Program. The County will pay up to \$20,000 for the services. The agreement will commence upon execution by both parties. (C-11-0258)**

Hudkins voiced his support, noting the service could be paid for without using property tax dollars. Schorr said the Southeast Nebraska Development District has the certification to administer federal grant funds to market, recruit, and provide funds for suitable business development in Lancaster County.

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

4) **NEW BUSINESS CONTINUED:**

- T. **A grant contract with Goodwill Industries in the amount of \$30,000 to provide funding for the Nebraska Refugee Resettlement Targeted Assistance Discretionary Grant Program. Term of the grant contract is October 1, 2010, to September 30, 2011. (C-11-0259)**

MOTION: Raybould moved and Hudkins seconded approval of the contract. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- U. **An agreement with Boys Town National Research Hospital 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 Boys Town National Research Hospital 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-11-0260)**

MOTION: Hudkins moved and Smoyer seconded approval of the agreement.

Schorr requested the item be held for one week in order to obtain more information. The motion was withdrawn.

- V. **Determination regarding reduction in force of nursing and medical personnel at the Lancaster County Corrections Department effective at 11:59 p.m. on June 1, 2011.**

Mike Thurber, Corrections Director, said the Correct Care Solutions contract would take over staffing for medical personnel as of June 2. Schorr asked if the employees involved were given notice. Thurber said the change has been discussed with the employees involved; Personnel has packets prepared for distribution upon approval of the reduction in force. It was noted that the reduction would affect one Registered Nurse and four Licensed Practical Nurses.

MOTION: Heier moved and Smoyer seconded approval of the reduction in force. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- 5) **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. **Receive and place on file the following reports for April, 2011:**
1. **County Clerk.**
 2. **Clerk of the District Court.**
 3. **County Assessor/Register of Deeds.**
 4. **County Records & Information Management.**

5) **CONSENT ITEMS CONTINUED:**

- B. **Setting of a public hearing for Tuesday, May 24, 2011, at 9:30 a.m., in Room 112 on the first floor of the County-City Building regarding a corporate manager application for Matthew Ganow in connection with a Class C liquor license from Jasper's, 13940 O Street, Lincoln, Lancaster County, Nebraska.**

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

6) **PUBLIC COMMENT:**

No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, May 12, 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, May 17, 2011, at 5:00 p.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 will hold departmental budget hearings at the County-City Building on the following dates.**

TUESDAY, MAY 17, 2011

9:30 am - County Court
9:50 am - District Court
10:10 am - District Court Clerk
10:30 am - Miscellaneous Budgets
10:50 am - County Extension
11:10 am - Juvenile Probation
11:30 am - Public Defender
12:00 pm - Lunch
1:00 pm - County Attorney
1:20 pm - Sheriff
1:50 pm - Human Services
2:10 pm - Vet Affairs/General Assistance
2:30 pm - Community Corrections
2:50 pm - Break
3:00 pm - Juvenile Court
3:20 pm - Mental Health Center
3:50 pm - Youth Services Center

WEDNESDAY, MAY 18, 2011

8:00 am - County Clerk 2:20 pm - Risk Management
8:20 am - County Treasurer 2:40 pm - Adult Probation
8:40 am - County Assessor
9:00 am - County Engineer/GIS
9:20 am - Records Management
9:40 am - Break
9:50 am - Property Management
10:10 am - Emergency Management
10:30 am - Election Commissioner
11:00 am - Library
11:20 am - Miscellaneous Budgets
11:40 am - Miscellaneous Budgets
12:00 pm - Lunch
1:00 pm - Weed Control
1:20 pm - Information Services
1:40 pm - Visitors Promotion
2:00 pm - Agricultural Society

- D. **The Lancaster County Board of Commissioners meeting is broadcast live. It is rebroadcast on Tuesday at 1:30 and 6:30 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 101 and on the internet at 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.**

8) **ADJOURNMENT**

MOTION: Hudkins moved and Raybould seconded to adjourn the Board of Commissioners meeting at 10:11 a.m. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 10, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

Commissioners present: Deb Schorr, Chair
Bernie Heier, Vice Chair
Larry Hudkins
Jane Raybould
Brent Smoyer

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 10:11 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, May 3, 2011.**

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

2) **ADDITIONS AND DEDUCTIONS: Approval of 30 additions and deductions to the tax assessment rolls per Attachments "A" and "B".**

MOTION: Hudkins moved and Raybould seconded approval of the additions and deductions. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

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

The Bridge
BryanLGH Medical Center
Community Blood Bank of the LCMS
First United Methodist Church
Lincoln Medical Education Partnership
St. Monica's Home
St. Teresa Church

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

MOTION: Smoyer moved and Raybould seconded approval of the motor vehicle tax exemptions. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

4) **ADJOURNMENT**

MOTION: Heier moved and Hudkins seconded to adjourn the Board of Equalization meeting at 10:13 a.m. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

