

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, OCTOBER 4, 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: 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, September 27, 2011.**

MOTION: Hudkins moved and Raybould 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, October 4, 2011.**

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

3) **SPECIAL PRESENTATIONS:**

- A. **A request from the Lincoln Sports Foundation for a grant of \$16,236 from the Lancaster County Visitors Improvement Fund for the Abbott Motocross Track – Brian Clark and Dan Soltys, Abbott Sports Complex Co-Executive Directors; Jeff Maul, Lincoln Convention and Visitors Bureau Executive Director; Steve Hilton, Visitors Promotion Committee Chair.**

Steve Hilton said the parking lot project for the Abbott Motocross Track would cost around \$46,000, of which \$16,236 is being requested from the Visitors Improvement Fund. He said Brian Clark and Dan Soltys did a presentation for the Visitors Promotion Committee who voted unanimously to support the project. Hilton discussed the tourism opportunities provided by the track.

Brian Clark said a ribbon cutting ceremony is planned for 10:00 a.m. on Saturday, October 8, and a local motocross event is planned for October 15 and 16. The motocross event is expected to have 250-300 riders and 600-800 spectators.

SPECIAL PRESENTATIONS CONTINUED:

Heier discussed the long and difficult process in opening the track. He expressed the County Board's support.

Hudkins asked how soon the parking lot would be completed. Clark expected it to be ready Thursday or Friday of this week.

Heier noted the track is not funded by property tax money.

4) **NEW BUSINESS:**

- A. **A grant contract in the amount of \$16,236 from the Lancaster County Visitors Improvement Fund to the Lincoln Sports Foundation for completion of the Abbott Sports Complex Motocross Track. (C-11-0549)**

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

RETURNING TO SPECIAL PRESENTATIONS:

Schorr announced another special presentation would be added.

Judy Halstead, Lincoln-Lancaster County Health Department Director, recognized Larry Hudkins for his work on the local Board of Health and the National Association of Local Boards of Health (NALBOH). She presented The Hageman Award to Hudkins for his service.

Hudkins discussed his history with the Board of Health and thanked all those involved.

RETURNING TO NEW BUSINESS:

- B. **Appointment of Jacquelyn Miller to the Lincoln-Lancaster County Board of Health to complete an unexpired term to expire on April 15, 2014.**

Judy Halstead gave an overview of Jacquelyn Miller's credentials and expressed support for her appointment.

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

- C. **A recommendation from the Purchasing Agent to issue a contract for the purchase of Natural Gas for Lancaster County from a State of Nebraska contract. (B-11-0033)**

Item was held per request of the County Attorney.

NEW BUSINESS CONTINUED:

- D. **A contract between Hy-Electric, Inc., Lancaster County and the Lincoln-Lancaster County Public Building Commission for the County's parking garage lighting project. The County will expend federal grant funds in the amount of \$110,000 and the Public Building Commission will expend \$9,597.30 for a total project cost of \$119,597.30. The work will be completed within 46 calendar days of execution of the contract. (C-11-0550)**

Raybould said this project redirects leftover funds from the County jail to the conversion of the County's parking garage lighting to LED, which will result in a cost savings.

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

- E. **A contract with Capital Appraisal Company, LLC, in the amount of \$2,550, for appraisal services on a project at W. Sprague Road from SW 14th Street to SW 26th Street; Project No. BR-3280(4). (C-11-0551)**

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

- F. **A right-of-entry agreement between Lancaster County and Nebraska Game and Parks Commission to remove sediment and reshape the contour of the drainage ditch on the designated area of Yankee Hill Wildlife Management Area. (C-11-0552)**

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

- G. **A settlement agreement and release between Kevin L. Wynegar and Lancaster County. (C-11-0553)**

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

- H. **A labor agreement with the Fraternal Order of Police, Lodge 32, for a one-year period beginning August 11, 2011. (C-11-0554)**

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

- I. **An agreement between Lancaster County, CenterPointe and Lutheran Family Services for the Partners in Empowerment and Recovery (PIER) program. CenterPointe will pay the County in accordance with Appendix A. Term of the agreement is July 1, 2011, to June 30, 2012. (C-11-0555)**

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

NEW BUSINESS CONTINUED:

- J. **A grant contract with the Family Violence Council, in the amount of \$14,464, to provide funding for the project coordinator of the Violence Against Women Coordinated Response to Reducing Domestic Violence Program. The Family Violence Council will contribute \$4,822 in matching funds. Term of the grant contract is June 1, 2011, to May 31, 2012. (C-11-0556)**

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

- K. **An amendment to County Contract C-10-0555 with the Good Neighbor Community Center to provide funding for the Basic and Emergency Needs program. The amendment to the grant contract reduces funding to \$75,000 for the period of July 1, 2011, to June 30, 2012. (C-11-0557)**

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

- L. **An amendment to County Contract C-10-0622 with Community Action Partnership to provide funding for the Basic and Emergency Needs program. The amendment to the grant contract reduces funding to \$100,000 for the period of July 1, 2011, to June 30, 2012. (C-11-0558)**

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

- M. **An amendment to County Contract C-10-0551 with the League of Human Dignity, Inc., to provide funding for the Center for Independent Living program and the Barrier Removal program. The amendment to the grant contract reduces funding to \$60,000 for the period of July 1, 2011, to June 30, 2012. (C-11-0559)**

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

- N. **Acceptance of a grant award from the United States Department of Justice, Office of Justice Programs, Office of Juvenile Justice and Delinquency Prevention, for the Lancaster County Reentry Planning Grant. The County will receive \$50,000. Term of the grant award is October 1, 2011, to September 30, 2012.**

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

NEW BUSINESS CONTINUED:

- O. **Acceptance of the Lincoln/Lancaster County Prevention Fund Advisory Board funding recommendations for Keno Round 34: The Arc, \$3,000; The Asian Community & Cultural Center (Sudanese), \$4,700; Cedars, \$4,000; Community Action Partnership, \$5,000; Family Health Services, \$5,000; Family Service Association, \$4,750; Good Neighbor Community Center, \$5,822; Heartland Big Brothers/Big Sisters, \$6,000; Malone Center, \$2,478; and Peoples Health Center, \$3,750.**

Raybould discussed the multiple fund requests and the challenge in narrowing it down to those selected.

Hudkins commended Raybould for working on the Advisory Board.

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

- P. **A qualified assignment and release agreement in accordance with Internal Revenue Code Section 130; claimant James D. Martin. (C-11-0660)**

MOTION: Smoyer moved and Raybould seconded approval of the qualified assignment and release agreement. Heier, Smoyer, Hudkins, Raybould 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. **Right-of-way contracts between the County Engineer and the following:**
 - 1. **Vicki Morrison, in the amount of \$1,004.85, located at 5950 Rokeby Road; Project C55-P-427(1). (C-11-0561)**
 - 2. **Jeff and Jodi Earl, in the amount of \$25, located at 16300 Havelock Avenue; Project C55-J-403(1). (C-11-0562)**
 - 3. **Gary Kjar, in the amount of \$27,570, located at S. 98th Street between Old Cheney and A Street; Project C55-KP-412(1). (C-11-0563) (C-11-0564)**
 - 4. **Robert and Janet Gardner, in the amount of \$1,526.50, located at 4621 N. 176th Street; Project C55-J-403(2). (C-11-0565) (C-11-0566)**
- B. **Setting of a joint City Council/County Board public hearing for Tuesday, October 18, 2011, at 5:00 p.m. in Room 112 on the first floor of the County-City Building regarding the 2040 Lincoln-Lancaster County Comprehensive Plan.**

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

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

No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 6, 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, October 11, 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. A public hearing will be held on Tuesday, October 11, 2011, at 9:30 a.m. in Room 112 on the first floor of the County-City Building to consider changing the land use designation for land in the vicinity of Highway 2 and 148th Street from agricultural to commercial/industrial.
- D. The Lancaster County Board of Commissioners meeting is broadcast live. It is rebroadcast on Tuesday and Saturday 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. 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: Smoyer moved and Raybould seconded to adjourn the Board of Commissioners meeting at 9:54 a.m. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, OCTOBER 4, 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: Scott Gaines, Deputy County Assessor/Register of Deeds
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 9:54 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 27, 2011.**

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

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

MOTION: Heier moved and Smoyer 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:**

Community Action Partnership of Lancaster & Saunders Counties
Gentle Shepherd Baptist Church
Immaculate Heart of Mary Church
People's City Mission
Priestly Fraternity of St. Peter

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

4) **ADJOURNMENT**

MOTION: Heier moved and Smoyer seconded to adjourn the Board of Equalization meeting at 9:55 a.m. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

