

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 13, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Commissioners absent: Larry Hudkins

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, December 6, 2011.**

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

2) **CLAIMS: Approval of all claims processed through Tuesday, December 13, 2011.**

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

3) **NEW BUSINESS:**

A. **A resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned. (R-11-0088)**

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

B. **A resolution in the matter of designating banks as depositories for Lancaster County for 2012. (R-11-0090)**

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

NEW BUSINESS CONTINUED:

- C. **A resolution in the matter of vacating a portion of NW 12th Street between W. Branched Oak Road and W. Raymond Road, such portion beginning at a point 575 feet north of the Southwest corner of the Northwest quarter, Section 34, Township 12 North, Range 6 East of the 6th Principal Meridian, thence north ending at a point 775 feet north of said Southwest corner of said Northwest quarter, Lancaster County, Nebraska. (R-11-0094)**

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

- D. **A resolution in the matter of closing a portion of NW 12th Street between W. Raymond Road and W. Branched Oak Road, authorizing installation of a fence, gates and barriers on said portion of NW 12th Street and closing the bridge on the portion of NW 12th Street between W. Branched Oak Road and W. Raymond Road in Lancaster County. (R-11-0095)**

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

- E. **A utility relocation agreement between Lancaster County and Lancaster Rural Water District No. 1 of Bennet, Nebraska, in an estimated amount of \$185,814.80, to relocate water lines for a grading project on Pine Lake Road from S. 112th Street to S. 148th Street; Project C55-Q-409(1). (C-11-0717)**

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

- F. **An amended 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. The amended form corrects a duplicate entry of \$8,320.74. (C-11-0718)**

MOTION: Smoyer moved and Raybould seconded approval of the agreement and report. Smoyer, Raybould, Heier and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

- G. **A memorandum of understanding between the City of Hickman and Lancaster County, on behalf of the Lancaster County Sheriff's Office, for the design, construction and maintenance of a memorial for fallen police officers. The memorial will be located at Lot 4 of Old School House Addition, Hickman, Lancaster County, Nebraska. (C-11-0723)**

Terry Wagner, County Sheriff, said Deputy Sheriff Craig Dodge was shot and killed at this location on March 14, 1987. The land will be deeded to the City of Hickman, and the memorandum of understanding will allow the memorial to be built on that property. Wagner noted there are no tax dollars involved and several donations have already been received.

MOTION: Smoyer moved and Raybould seconded approval of the memorandum of understanding. Raybould, Heier, Smoyer and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

NEW BUSINESS CONTINUED:

- H. **A contract between Eletech, Inc., Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for elevator service, maintenance and testing. The County will pay for products and services according to the pricing as provided in the contractor's proposal. Term of the contract is January 1, 2012, to December 31, 2015. (C-11-0724)**

Raybould commended Bob Walla and the Purchasing Department for evaluating the service provider agreements. As a result, the County will save around \$6,000 per month in service maintenance.

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

- I. **An agreement with Tyler Technologies, Inc., in the amount of \$36,500 for property assessment field data collection software used by the County Assessor/Register of Deeds Office. The agreement is effective upon execution and will continue through June 30, 2012. (C-11-0725)**

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

- J. **An agreement with CenterPointe for the purpose of defining the responsibilities of the parties in funding roof repair at 2220 S. 10th Street. Total cost of the repair is \$33,031. CenterPointe will pay \$14,452.62 and Lancaster County will pay \$18,578.38 for the repair. (C-11-0726)**

Item was held per request of the County Attorney.

- K. **Approval of a Medicare enrollment application for the reassignment of Medicare benefits to the Lancaster County Community Mental Health Center and authorization for Commissioner Bernie Heier to sign the application. The application allows Kathy L. Foster to reassign her right to bill the Medicare program and receive Medicare payments to the Community Mental Health Center. (C-11-0727)**

MOTION: Raybould moved and Smoyer seconded approval of the application. Raybould, Heier, Smoyer and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

- L. **Addendum to County Contract C-04-0009 with Ameritas Investment Corp for financial consulting services with respect to financing debt of Lancaster County. The addendum renews the contract for a four-year term and re-designates the representatives in charge of administering the agreement. (C-11-0728)**

MOTION: Raybould moved and Heier seconded approval of the addendum. Raybould, Heier, Smoyer and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

- M. **A political subdivision tort claim filed against Lancaster County Corrections by Gerald L. Andersen for lost property in the amount of \$500.**

Item was held per request of the County Attorney.

NEW BUSINESS CONTINUED:

- N. **A political subdivision tort claim filed against Lancaster County Corrections by Margaret I. Pullen for lost property in the amount of \$1,000.**

MOTION: Heier moved and Raybould seconded denial of the tort claim based on the department director's recommendation. Smoyer, Raybould, Heier and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

- 4) **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. **J.B. Bastani, Trustee, in the amount of \$18,185, located on S. 98th Street between A Street and Old Cheney; Project C55-KP-412(1) (C-11-0719) (C-11-0720) (C-11-0721)**
 2. **Rodney Otley and Svata Louda, Co-Trustees, in the amount of \$5,155, located on Havelock Avenue between N. 162nd Street and N. 176th Street; Project C55-J-403(2) (C-11-0722)**
- B. **Receive and place on file the following:**
1. **County Assessor/Register of Deeds monthly report for October 2011**
 2. **County Records & Information Management monthly report for October 2011**
 3. **County Engineer quarterly report for July-September 2011**

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

- 5) **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.

- 6) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, December 15, 2011, due to attendance at the NACO annual conference. The next staff meeting is tentatively scheduled for Thursday, December 22, 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, December 20, 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.**

ANNOUNCEMENTS CONTINUED:

- C. 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.
- D. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.

7) **ADJOURNMENT**

MOTION: Heier moved and Raybould seconded to adjourn the Board of Commissioners meeting at 9:43 a.m. Raybould, Heier, Smoyer and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, DECEMBER 13, 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
Jane Raybould
Brent Smoyer

Commissioners absent: Larry Hudkins

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 9:43 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, December 6, 2011.**

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

2) **ADDITIONS AND DEDUCTIONS: Approval of 46 additions and deductions to the tax assessment rolls per Attachments "A" and "B".**

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

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

United Methodist Community Ministries of the Blue River District

MOTION: Smoyer moved and Heier seconded approval of the motor vehicle tax exemption applications. Heier, Smoyer, Raybould and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

4) **ADJOURNMENT**

MOTION: Heier moved and Raybould seconded to adjourn the Board of Equalization meeting at 9:45 a.m. Smoyer, Raybould, Heier and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

