

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 14, 2012
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on February 10, 2012.

Commissioners present: Deb Schorr, Chair
Larry Hudkins, Vice Chair
Bernie Heier
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 9:32 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 7, 2012.**

MOTION: Hudkins moved and Smoyer seconded approval of the minutes. Hudkins, Raybould, Smoyer and Schorr voted aye. Heier abstained. Motion carried 4-0 with one abstention.

2) **CLAIMS: Approval of all claims processed through Tuesday, February 14, 2012.**

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

3) **SPECIAL PRESENTATION:**

A. **Lancaster County Visitors Improvement Fund Grant to the Nebraska State Historical Society for promotion of "The Illustrator's Pencil: John Falter from Nebraska to the Saturday Evening Post" – Lynne Ireland, Nebraska State Historical Society.**

Lynne Ireland discussed John Falter's career as an illustrator and the Historical Society's plans for the exhibit (Exhibit A). She said the exhibit runs from April 6, 2012, to August 2013, and can be viewed at no charge.

5) **NEW BUSINESS:**

- A. **A Lancaster County Visitors Improvement Fund grant contract in the amount of \$9,755 from Lancaster County as grantor to the Nebraska State Historical Society as grantee for promotion of the exhibit, "The Illustrator's Pencil: John Falter from Nebraska to the Saturday Evening Post." (C-12-0092)**

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

4) **OLD BUSINESS:**

- A. **A real estate purchase agreement between Alfred Benesch & Company and the Lincoln-Lancaster County Public Building Commission for property located at 825 J Street, Lincoln, Lancaster County Nebraska. The Lincoln-Lancaster County Public Building Commission will pay \$1,770,000.00 for the property. (C-12-0057)**
- B. **A lease agreement between Alfred Benesch & Company and the Lincoln-Lancaster County Public Building Commission for property located at 825 J Street, Lincoln, Lancaster County, Nebraska. Alfred Benesch & Company will pay \$16,722.00 per month for the leased premises. Term of the lease agreement is five years from the date of execution. (C-12-0058)**

MOTION: Heier moved and Hudkins seconded to hold Items 4A and 4B and to place them on the next staff meeting agenda for further discussion. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

RETURNING TO NEW BUSINESS:

Item 5A was moved forward on the agenda.

- B. **A resolution between the State of Nebraska, Department of Roads and Lancaster County, on behalf of the Lancaster County Engineering Department, to terminate inactive Federal-aid project agreements. (R-12-0014)**

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

- C. **A recommendation from the County Engineer and the Purchasing Agent to award a contract to Nebraska Machinery Company, Inc., in the amount of \$202,000, for an articulated four-wheel drive motor grader. (B-12-0005)**

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

- D. **A recommendation from the County Sheriff and the Purchasing Agent to issue an order to Anderson Auto Group in the amount of \$27,001 for a 2012 Ford Utility Police Interceptor from State of Nebraska Contract 13105 OC. (B-12-0006)**

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

NEW BUSINESS CONTINUED:

Raybould stated she would be voting no because the County needs to find active ways to stay within budget parameters.

ROLL CALL: Hudkins, Heier, Smoyer and Schorr voted aye. Raybould voted nay. Motion carried 4-1.

- E. **A recommendation from the County Sheriff and the Purchasing Agent to award a contract to Husker Auto Group in the amount of \$130,109.55 for five 2012 Chevy Caprice police patrol vehicles. (B-12-0007)**

MOTION: Raybould moved to reduce the number of vehicles from five to three. Motion died for lack of a second.

Terry Wagner, County Sheriff, said these vehicles were approved in the budget process and would be used as replacement vehicles rather than additions to the fleet. He noted that purchasing Caprices over Dodge Chargers would save around \$5,000 and that this year's request was for fewer vehicles than previous years.

Hudkins noted use of the Sheriff's Department's old vehicles by other County departments. Wagner explained that vehicles are taken off patrol around 100,000 miles and used for other functions. After that, other County departments can request use of the vehicles.

Raybould commended the Sheriff for trying to maximize vehicle usage, but she stressed the importance of making cuts to reduce the budget. She noted an additional \$61,000 was requested by the Sheriff at midyear, primarily for the projected increase in fuel cost. Raybould suggested reducing fuel consumption by having some deputies leave their vehicles on campus rather than driving them home. She estimated keeping 55 vehicles on campus would save about \$18,000 a year in fuel and increase longevity of the vehicles.

Smoyer discussed the importance of applying County funds to public safety.

Wagner explained that patrol cars are not simply transport vehicles but functioning offices for deputies. He compared cutting the vehicle budget to cutting the budget on office rent.

Heier asked Wagner how many vehicles were driven home at night. Wagner said not all vehicles were taken home, but he did not know an exact number at this time. Heier confirmed with Wagner that vehicles were driven onto the job without heading back to the main campus; therefore, the savings figure of \$18,000 would not be completely accurate.

Hudkins discussed the extra patrolling needed around the State lakes in the County since the State has made cutbacks to the Game and Parks Commission.

Schorr noted more vehicles were requested last year than this year. She felt reducing this year's request may result in a larger request next year. Using the current allocated funds could make things easier on the upcoming budget.

MOTION: Smoyer moved and Hudkins seconded approval of the recommendation. Heier, Smoyer, Hudkins and Schorr voted aye. Raybould voted nay. Motion carried 4-1.

NEW BUSINESS CONTINUED:

- F. **A contract between Oldmill Toyota, Lancaster County and the City of Lincoln to provide passenger vehicles to the City and County. Pricing will be pursuant to State of Nebraska 2012 vehicle contracts. Term of the contract is January 1, 2012, to December 31, 2012. (C-12-0079)**

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

- G. **A contract between Husker Auto Group, Lancaster County and the City of Lincoln to provide passenger vehicles to the City and County. Pricing will be pursuant to State of Nebraska 2012 vehicle contracts. Term of the contracts is January 1, 2012, to December 31, 2012. (C-12-0080)**

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

- H. **An amendment to County Contract C-09-0006 with Verizon Wireless for digital cellular/PCS equipment and services. The amendment renews the agreement from October 10, 2011, to October 31, 2012. (C-12-0081)**

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 C-11-0040 with Cardiac Science Corporation for automated external defibrillators. The amendment renews the agreement for an additional one-year term from October 9, 2011, to October 8, 2012. (C-12-0082)**

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 C-11-0129 with Safety-Kleen Systems, Inc., for the annual requirements of parts washer services/recycling solvent. The amendment renews the agreement for an additional one-year term from March 15, 2012, to March 14, 2013. (C-12-0083)**

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

- K. **An amendment to County Contract C-09-0051 with the Lincoln Journal Star for publishing legal notices. The amendment renews the contract for an additional one-year period from January 1, 2012, to December 31, 2012. (C-12-0084)**

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

NEW BUSINESS CONTINUED:

- L. **An interlocal agreement with the State of Nebraska Probation Administration for two probation officers to provide additional pre-sentence investigation report services to decrease the time needed to complete pre-sentence 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, 2011, to June 30, 2012. (C-12-0093)**

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

- M. **A grant contract with the City of Lincoln to provide funding for the Lincoln Police Department's Bilingual Domestic Violence Advocate as part of the "Improved Response to Violence Against Latina and African American Women." The County will expend federal grant funds in the amount of \$17,155. Term of the contract is December 1, 2011, to November 30, 2012. (C-12-0085)**

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

- N. **An agreement with Nebraska Specialty Network, d/b/a Nebraska Heart Institute, 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 Nebraska Specialty Network 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-12-0078)**

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 Sue Jeffrey Physical Therapy 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 Sue Jeffrey Physical Therapy 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-12-0090)**

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

- P. **Acceptance of the Nebraska Department of Agriculture Noxious and Invasive Weed grant in the amount of \$6,400 for the Upland Phragmites Survey and Eradication Project. The grant is in effect from February 2012 to June 2012 and will be administered by the Lancaster County Weed Control Authority.**

NEW BUSINESS CONTINUED:

Brent Meyer, Weed Control Authority Superintendent, said the grant was needed to help control the increase of phragmites in Lancaster County. He said the grant is a \$1 to \$1 match that will not increase the budget. Meyer discussed uses for the grant, including remote sensing and on-the-ground surveying. He discussed methods to be used for education of the public, including a NEBLINE circular insert, a Nebraska Weed Control Authority booth at several locations and kiosks at major trailheads. In addition, the grant will help fund mapping and control plans for landowners.

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

- Q. **An agreement with Mary Sullivan, LCSW, for professional services of a psychiatric rehabilitation clinician to assist in the provision of psychiatric services at the Community Mental Health Center's Midtown Center location. The County will pay \$50 per hour for no more than 20 hours per week. Term of the agreement is February 14, 2012, to April 30, 2012. (C-12-0091)**

Dean Settle, Community Mental Health Center Executive Director, said Mary Sullivan would be a temporary replacement for the current program manager who is currently out due to an injury. Because of unfilled positions and more contracting of positions, the funds are available in the budget.

MOTION: Raybould moved and Hudkins seconded approval of the agreement. Raybould, Heier, Smoyer, Hudkins 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. **Marian Krueger and James Krueger, in the amount of \$1076, located on Firth Road east of S. 12th Street; Project CP-W-186. (C-12-0086) (C-12-0087)**
 2. **Todd and Linda Papke, as a donation, located on Firth Road east of S. 54th Street; Project CP-X-208. (C-12-0088)**
 3. **James and Mary Erickson, in the amount of \$379, located on S. 148th Street south of Pella Road; Project CO-Y-74. (C-12-0089)**
- B. **Receive and place on file the following monthly reports for January 2012:**
1. **County Records & Information Management**
 2. **County Sheriff**

MOTION: Raybould moved and Hudkins seconded approval of the consent items. Heier, Smoyer, Hudkins, Raybould 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.

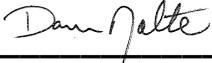
No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, February 16, 2012, 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, February 21, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- C. The Lancaster County Board of Commissioners will hold public hearings on Tuesday, February 21, 2012, at 9:30 a.m., in the County-City Building, Room 112, regarding the following:
 - 1. Use of Community Development Block Grant – Reuse Economic Development Loan Program Financing in Lancaster County, Nebraska.
 - 2. Public comment on the recommendations from the Community Mental Health Center Planning Committee.
- 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: Heier moved and Raybould seconded to adjourn the Board of Commissioners meeting at 10:13 a.m. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 14, 2012
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

Advance public notice of the Board of Equalization meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on February 10, 2012.

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

Others present: Scott Gaines, Deputy 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 10:13 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 7, 2012.**

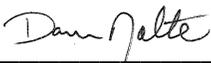
MOTION: Raybould moved and Hudkins seconded approval of the minutes. Hudkins, Raybould, Smoyer and Schorr voted aye. Heier abstained. Motion carried 4-1 with one abstention.

2) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS (See attached additions and deductions)**

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

3) **ADJOURNMENT**

MOTION: Heier moved and Hudkins seconded to adjourn the Board of Equalization meeting at 10:14 a.m. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



EXHIBIT

tabbles

A



The Nebraska State Historical Society cordially invites
you to the opening of the
exhibition

**The Illustrators Pencil: John Falter from
Nebraska to the Saturday Evening Post**

Friday April 6, 2012
5:30-7:30pm

Nebraska History Museum
15th and P Streets, Lincoln

Free admission
402-471-4782
www.nebraskahistory.org





John Falter: From Nebraska to the Saturday Evening Post

April 6, 2012 - August 9, 2013

Over 200 drawings, paintings, Post covers and more from the renowned Nebraska illustrator

Nebraska History Museum | 15th & P Streets, Lincoln



1-800-833-6747 | www.nebraskahistory.org



John Falter: From Nebraska to the Saturday Evening Post

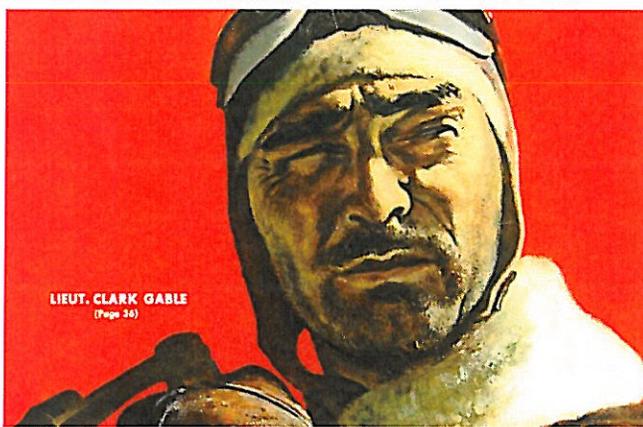
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