

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 27, 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 March 23, 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 9:34 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, March 20, 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, March 27, 2012.**

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

3) **OLD BUSINESS:**

- A. **A recommendation from the Purchasing Agent and the Corrections Director to award a contract to Norix Group, Incorporated, at a cost of \$63,847.56 for behavioral health furniture for the new detention facility. (B-12-0012)**

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

4) **NEW BUSINESS:**

- A. **A special designated license application from WunderRosa Winery to provide liquor beverage service at 2361 Wittstruck Road, Roca, for an event on Friday, April 20, 2012.**

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

- B. **A special events permit application from Tiger Coaching & Personal Training, Inc., to hold the Last Blast Lincoln Triathlon on September 16, 2012, at the Branched Oak State Recreation Area.**

Greg Bredehoft, owner of Tiger Coaching & Personal Training, Inc., said this would be the second year for the event; he predicted around 150-175 participants. Bredehoft confirmed he would have the necessary safety personnel for the event.

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

- C. **A request for a refund on 2010 and 2011 personal property tax for Information Technology, Inc.**

Scott Gaines, Deputy County Assessor/Register of Deeds, recommended approval of the request. He said the property was inadvertently reported by both the lessor and lessee. The lessee reported the double recording and requested a refund.

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

- D. **A 2008 grant adjustment notice to the sub-grant award agreement for 2008 Department of Homeland Security Grant 2008-GE-T8-0054 with the Nebraska Emergency Management Agency as the grantee and Lancaster County, on behalf of the Southeast Region, as the sub-grantee. The adjustment reduces the total award amount to \$504,559.78. (C-12-0153)**

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

- E. **A resolution in the matter of County Special Permit No. 12003, to provide authority for a Market Garden, with a 2600 square foot, 100-seat restaurant as an accessory use, on property generally located at N. 112th Street and Branched Oak Road, Lancaster County, Nebraska. (R-12-0024)**

Heier questioned if the applicant was made aware of smells that could come from the wastewater plant. The consensus was to have the Planning Department make the applicants aware of this possibility.

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

NEW BUSINESS CONTINUED:

- F. **A resolution authorizing the installation of "Engine Braking Prohibited" signs at the following locations in Lancaster County: 1) on N. 148th Street approximately ¼ mile south of Holdrege Street for northbound traffic, 2) on N. 148th Street approximately ¼ mile north of Holdrege Street for southbound traffic, and 3) on Holdrege Street approximately ¼ mile west of N. 148th Street for eastbound traffic. (R-12-0025)**

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

- G. **A recommendation from the Purchasing Agent and the County Engineer to award a contract to Lyman-Richey and Western Sand in the amount of \$136,599.02 for spring gravel hauling to County stockpiles. (B-12-0013)**

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

- H. **A construction contract with Brandt Excavating Company in the amount of \$47,469.87 for erosion control at County Structure W-174, W. Pella Road at SW 14th Street and County Structure Y-74, S. 148th Street at Pella Road; Project 12-28. (C-12-0154)**

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

- I. **A contract with VSA, Inc., for the annual supply of cassette tapes. The County will pay for services according to the line item pricing as listed in the contractor's proposal. Term of the contract is one year from the date of execution by both parties. (C-12-0155)**

Bob Walla, Assistant Purchasing Agent, said the tapes are used by the courts.

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

- J. **An agreement with Heartland Urgent Care Clinic 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 Heartland Urgent Care Clinic 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-12-0156)**

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

NEW BUSINESS CONTINUED:

- K. A consulting agreement with Segal Advisors, Inc., for the annual investment and administration review of the County's 401(a) and 457(b) employee pension programs. The agreement covers the period from March 1, 2012, to December 31, 2012. Segal will charge \$25,000 for the services provided under the agreement. (C-12-0157)

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

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

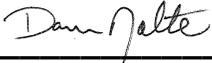
No one appeared for public comment.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 29, 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, April 3, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- C. Public hearings will be held on Tuesday, April 3, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building regarding the following:
1. A Class C liquor license application from Hillcrest County Club, 9401 O Street, Lincoln, Lancaster County, Nebraska.
 2. Automatic renewal of retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, for which the County Clerk has received no protests.
- 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.

7) **ADJOURNMENT**

MOTION: Raybould moved and Smoyer seconded to adjourn the Board of Commissioners meeting at 9:49 a.m. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 27, 2012
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING**

**COMMISSIONERS: Deb Schorr, Chair; Larry Hudkins, Vice Chair;
Bernie Heier; Jane Raybould; and Brent Smoyer**

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 March 23, 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 9:49 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 20, 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) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS (See attached additions and deductions)**

MOTION: Smoyer moved and Raybould 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 Raybould seconded to adjourn the Board of Equalization meeting at 9:50 a.m. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

