

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 1, 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 April 27, 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
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 9:33 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 24, 2012.**

MOTION: Smoyer moved and Hudkins 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 1, 2012.**

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

3) **OLD BUSINESS:**

A. **An agreement with Larry Geiger for temporary access to 6655 Coddington Avenue via Pester Ridge Road from April 24, 2012, to October 1, 2012. (C-12-0191)**

Hudkins noted more emails had been received regarding the temporary access use on "rainy days".

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

B. **An escrow agreement between Larry Geiger, Lancaster County and Union Title to provide the terms and conditions of payment of escrow funds to guarantee compliance with the conditions of County Contract C-12-0191. (C-12-0192)**

OLD BUSINESS CONTINUED:

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

4) **NEW BUSINESS:**

- A. **Appointment of Marcia White and reappointment of David R. Smith and Ed Schneider to the Lincoln-Lancaster County Board of Health for terms to expire April 15, 2015.**

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

- B. **An amusement license application from Dan Warren for an open air concert at 2601 Saltillo Road on May 26, 2012.**
- C. **A special designated license application from Theresa M. White to provide liquor beverage service for an event at 2601 Saltillo Road on May 26, 2012.**

The Deputy Clerk announced Items 4B and 4C would be held until May 15, 2012, at which time a public hearing would be held for the amusement license application.

- D. **Authorization for release of escrow funds to Lancaster Manor Real Estate, LLC, in the amount of \$325,554.55. (C-12-0211)**

MOTION: Heier moved and Smoyer seconded approval to release the escrow funds. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- E. **A recommendation from the Purchasing Agent and the County Assessor/Register of Deeds to award a bid to BMI Imaging Systems, Inc., at a total estimated cost of \$36,960 for conversion of 35mm roll microfilm to digital images. (B-12-0019)**

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

- F. **A utility relocation agreement with Norris Public Power District in an estimated amount of \$58,068.49 to relocate power line facilities for a road grading project on Pine Lake Road from S. 112th Street to S. 148th Street; Project C55-Q-409(1). (C-12-0212)**

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

Heier questioned the City's involvement in the road widening at 112th Street and Pine Lake Road and wondered if City impact fees would be imposed. Ken Schroeder, County Surveyor, said he would look into it.

NEW BUSINESS CONTINUED:

- G. **An agreement with Cedar County to provide funding for the implementation of electronic data sharing interface. Cedar County will provide Lancaster County with \$2,000 of Nebraska Crime Commission funding for electronic data sharing capabilities. (C-12-0213)**

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

- H. **A 2009 grant adjustment notice to the sub-grant award agreement for 2009 Department of Homeland Security Grant 2009-SS-T9-0061 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 \$592,880. (C-12-0214)**

Doug Ahlberg, Emergency Management Director, said \$15,000 would be used for an exercise in the stop movement of livestock in the Southeast region; the exercise will occur on June 26. Hudkins discussed the effect a terroristic event could have on US agriculture.

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

- I. **An amendment to County Contract C-10-0317 with Correctional Healthcare Management (CHM), Inc., for juvenile healthcare services at the Youth Services Center. The amendment increases the amount of compensation paid to CHM to \$14,781.62 per month for the period of July 1, 2012, to June 30, 2013. (C-12-0215)**

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

- J. **An amendment to a lease agreement with Starting Point for sober living units. The amendment extends the end date of the lease agreement to June 30, 2013, to coincide with the federal grant. (C-12-0216)**

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

- K. **An amendment to County Contract C-10-0372 with L.A. Young, Inc., for the services of a nurse practitioner at the Community Mental Health Center. The amendment renews the agreement for an additional one-year term from June 1, 2012, to June 30, 2013, and increases Ms. Young's compensation to \$75 per hour. (C-12-0217)**

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

- L. **An agreement with Tina Vest for professional services of a nurse practitioner to assist in the provision of psychiatrist services at the Community Mental Health Center. The County will pay \$75 per hour for up to 12 hours per week. Term of the agreement is June 1, 2012, to June 30, 2013. (C-12-0218)**

NEW BUSINESS CONTINUED:

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

- M. **A service provider agreement between the Nebraska Department of Health and Human Services and Lancaster County, on behalf of the Community Mental Health Midtown Center, for adult day services. Term of the agreement is May 1, 2012, to April 30, 2013. (C-12-0219)**

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

- N. **A political subdivision tort claim filed against Lancaster County Corrections by John T. Warrack in the amount of \$52.49.**

MOTION: Heier moved and Hudkins seconded denial of the tort claim based on the department director's recommendation. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- O. **A political subdivision tort claim filed against Lancaster County Corrections by Anthony Lasu for damaged property in the amount of \$41.30.**

MOTION: Heier moved and Hudkins seconded denial of the tort claim based on the department director's recommendation. 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. **Richard Block, as a donation, located on S. 25th Street and Wittstruck Road; Project CP-S-93. (C-12-0220)**
 2. **Linda McQuiston, as a donation, located on 98th Street and W. Agnew Road; Project CP-D-199. (C-12-0221)**

MOTION: Heier moved and Raybould 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 tour the Lincoln Haymarket Arena on Tuesday, May 1, 2012, at 11:00 a.m.
- B. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, May 3, 2012, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- C. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, May 8, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- D. The Lancaster County Board of Commissioners will hold department budget hearings on Tuesday, May 15, 2012, beginning at 1:00 p.m., and Wednesday, May 16, 2012, beginning at 8:00 a.m.
- E. 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 lancaster.ne.gov. Click on 5 City-TV Video on Demand.
- F. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.

8) **ADJOURNMENT**

MOTION: Raybould moved and Hudkins seconded to adjourn the Board of Commissioners meeting at 9:47 a.m. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

Note: The Lancaster County Board of Commissioners toured the Lincoln Haymarket Arena on Tuesday, May 1, 2012, from 11:00 a.m. to 12:00 p.m. Those present were Deb Schorr, Larry Hudkins, Bernie Heier, Jane Raybould and Brent Smoyer, County Commissioners; Kerry Eagan, Chief Administrative Officer; Gwen Thorpe, Deputy Chief Administrative Officer; Angela Zocholl, County Clerk's Office; John Hinshaw, Mortenson Construction; Joe Hampton and Lori Hampton, Hampton Construction; Tim Clare, University of Nebraska-Lincoln Regent; Jordan Pascale, Lincoln Journal Star; and Carol Hudkins.

Dan Nolte

Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 1, 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 April 27, 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
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 9:47 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 24, 2012.**

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

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

MOTION: Raybould moved and Hudkins 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:**

Calvary United Methodist Church
Connecting Pointe Church of the Nazarene
Food Bank of Lincoln
Priestly Fraternity of St. Peter
Union College

MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:

MOTION: Raybould 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) **NOTICE OF TAXABLE STATUS:**

City of Lincoln (two notices)

Scott Gaines, Deputy County Assessor/Register of Deeds, said the City acquired two properties that will be used for redevelopment. Since there is no public purpose, both properties will remain on the tax roll.

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

5) **ADJOURNMENT**

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



Dan Nolte
Lancaster County Clerk

