

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 22, 2013
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 January 18, 2013.

Commissioners present: Larry Hudkins, Chair
Brent Smoyer, Vice Chair
Roma Amundson
Deb Schorr

Commissioners absent: Jane Raybould

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, January 15, 2013.**

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

2) **CLAIMS: Approval of all claims processed through Tuesday, January 22, 2013.**

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

3) **SPECIAL PRESENTATIONS:**

A. Presentation of the County Sheriff Employee Awards for outstanding service in 2012.

Terry Wagner, County Sheriff, presented the awards.

- Todd Willet received the Citizens Certificate of Merit.
- Deputy Jon Osterhaus (not present) received the Life Saving Award.
- Deputy Nick Heitman received the Life Saving and Exceptional Duty Award.
- Deputy Jeremy Schwarz received the Deputy Sheriff of the Year for Exceptional Duty Award.

4) **PUBLIC HEARINGS:**

A. **Comprehensive Plan Conformance No. 12021 (Conservation Easement – N. 1st Street and Raymond Road).**

The Chair opened the public hearing.

Jason Skold, Director of Conservation Programs for The Nature Conservancy, was administered the oath. He expressed support for the conservation easement and addressed concerns over the right-of-way needed for future expansion of Raymond Road. Skold said the requested 60-foot right-of-way is now excluded from the conservation easement.

Glenn Johnson, General Manager for the Lower Platte South Natural Resources District (NRD), was administered the oath. He said he has worked with The Nature Conservancy on the proposed acquisition of this property and the conservation easement involved. Arrangements have been made to exclude the right-of-way from the conservation easement, and the NRD has taken action to convey to the County the right-of-way when the County is ready to acquire it. There are no requirements for an easement release as discussed previously. The acquisition of the property enables the district to combine it with other parcels owned in that area and manage the largest of the wetland complexes as a more cohesive unit rather than having several managing parties with different objectives. It is still subject to the Burlington Northern Santa Fe requirements for the wetland mitigation bank.

Richard Grabow, Deputy County Attorney, was administered the oath. He said the NRD and The Nature Conservancy have agreed to the conditions of future right-of-way for the road. There is no further objection to the easement being approved.

Hudkins said he discussed the easement with Don Thomas, County Engineer, who requested time to review the new developments and check State and Federal requirements for the widening of Raymond Road.

Doug Pillard, County Engineer's Office, was administered the oath. He said he had not had a chance to discuss changes to the easement with Thomas, but he felt it was fine to proceed.

The Chair closed the public hearing.

MOTION: Amundson moved and Schorr seconded to have the County Attorney draft the necessary documents to move forward with the conservation easement. Smoyer, Schorr, Amundson and Hudkins voted aye. Raybould was absent. Motion carried 4-0.

5) **NEW BUSINESS:**

A. **Appointment of Debra Trainor to the Community Mental Health Center Advisory Committee for a three-year term beginning February 1, 2013.**

Debra Trainor provided a brief history of her personal and professional experience.

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

NEW BUSINESS CONTINUED:

- B. Political subdivision tort claim filed against Lancaster County by Michael Koci for damage to his vehicle in the amount of \$463.93.**

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

- C. Resolution authorizing the installation of cultural guide signs on S. 148th Street for the Historic Leavitt House. The location of the traffic signs will be at the following more particularly described locations: one sign 500 feet south of 2400 S. 148th Street for northbound traffic and one sign 500 feet north of 2400 S. 148th Street for southbound traffic. (R-13-0002)**

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

- D. Contract between Whitehead Oil Company, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for the annual supply of motor fuels. The County will pay for fuel according to the line item pricing in the contractor's proposal. Term of the contract is two years from the date of execution. (C-13-0039)**

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

- E. Contract between Metzger's Auto Service and Lincoln Lube, Lancaster County and the City of Lincoln for preventative maintenance services for auto and light trucks. The County will pay for products and services according to line item pricing as listed in the contractor's proposal. Term of the contract is one year from the date of execution. (C-13-0040)**

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

Smoyer exited the meeting.

- F. Contract between Walker Tire Company of Lincoln/Quick Nick's Snappy Lube, Lancaster County and the City of Lincoln for preventative maintenance services for auto and light trucks. The County will pay for products and services according to line item pricing as listed in the contractor's proposal. Term of the contract is one year from the date of execution. (C-13-0041)**

MOTION: Amundson moved and Schorr seconded approval of the contract. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

NEW BUSINESS CONTINUED:

- G. **Contract with Block & Company, Inc., for the annual supply of property bags. The County will pay for products and services according to line items 2 and 4 of the contractor's proposal. Term of the contract is one year from the date of execution. (C-13-0042)**

MOTION: Amundson moved and Schorr seconded approval of the contract. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- H. **Administrative services agreement with Blue Cross Blue Shield of Nebraska for claims administrative services for the Lancaster County self funded group health care program, effective January 1, 2013. (C-13-0043)**

MOTION: Schorr moved and Amundson seconded approval of the agreement. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- I. **Addendum Three to the Electronic Service Level Agreement between Nebraska Interactive, LLC, Nebraska State Records Board and Lancaster County for PayPort services for Community Corrections. (C-13-0044)**

MOTION: Amundson moved and Schorr seconded approval of the addendum. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- J. **Amendment to County Contract C-11-0312 with the Board of Regents of the University of Nebraska, University of Nebraska at Omaha, for evaluation of the Truancy Diversion Program. The amendment extends the end date of the contract to February 28, 2013. (C-13-0045)**

MOTION: Schorr moved and Amundson seconded approval of the amendment. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- K. **Amendment to County Contract C-12-0582 with CenterPointe, Inc., for the operation of various Behavioral Health programs. The amendment revises the total contract award from \$318,930 to \$323,930 in accordance with the Joint Budget Committee recommendations. (C-13-0046)**

MOTION: Amundson moved and Schorr seconded approval of the amendment. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- L. **Grant contract with Lincoln Public Schools in the amount of \$50,000 to provide funding for an Education Transition Specialist as part of the Juvenile Reentry Implementation grant program. Term of the grant contract is January 1, 2013, to December 31, 2013. (C-13-0047)**

Schorr said the grant was part of a larger federal grant recently received through the Juvenile Justice program which specialized in reentry of juveniles from the criminal justice system.

MOTION: Amundson moved and Schorr seconded approval of the contract. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

NEW BUSINESS CONTINUED:

- M. **Amendment to County Contract C-11-0381 with Voices of Hope for management and programming for participants of the Violence Against Women Act grant program, "Improved Response to Violence Against Latina and African American Women." The amendment extends the end date to May 31, 2013. (C-13-0048)**

MOTION: Amundson moved and Schorr seconded approval of the amendment. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- N. **Amendment to County Contract C-11-0383 with Family Violence Council for management and programming for participants of the Violence Against Women Act grant program, "Improved Response to Violence Against Latina and African American Women." The amendment extends the end date to May 31, 2013. (C-13-0049)**

MOTION: Schorr moved and Amundson seconded approval of the amendment. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- O. **Licensure renewal application to operate a mental health center with the Nebraska Department of Health and Human Services in connection with the Community Mental Health Center (CMHC). The County will pay \$250 for the renewal license. (C-13-0050)**

MOTION: Amundson moved and Schorr seconded approval of the application. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- 6) **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. **Paul Schroeder, N. 148th Street north of Holdrege Street, as a donation. (C-13-0051)**
 2. **Charles and Denice Baum, 98th Street and W. Midway Road, in the amount of \$1,342. (C-13-0052)**

- B. **Receive and place on file the December 2012 report for the County Sheriff.**

MOTION: Schorr moved and Amundson seconded approval of the consent items. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

- 7) **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.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, January 24, 2013, 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, January 29, 2013, at 9:30 a.m., in Room 112 on the first floor of the County-City Building with the Board of Equalization immediately following.
- C. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- 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 lancaster.ne.gov. Click on 5 City-TV Video on Demand.

9) **ADJOURNMENT**

MOTION: Schorr moved and Amundson seconded to adjourn the Board of Commissioners meeting at 10:08 a.m. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 22, 2013
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 January 18, 2013.

Commissioners present: Larry Hudkins, Chair
Roma Amundson
Deb Schorr

Commissioners absent: Brent Smoyer, Vice Chair
Jane Raybould

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 10:08 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, January 15, 2013.**

MOTION: Schorr moved and Amundson seconded approval of the minutes. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

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

MOTION: Schorr moved and Amundson seconded approval of the additions and deductions. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

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

**Child Guidance Center
Christian Retirement Homes, d/b/a Eastmont Towers
First Evangelical Covenant Church
Immanuel Retirement Communities
Madonna Rehabilitation Hospital
Oak Lake Evangelical Free Church**

MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:

**Radiant Church
Saint Elizabeth Regional Medical Center
Sesostris Shrine
Sisters of St. Francis
Wyuka Funeral Home and Cemetery**

MOTION: Schorr moved and Amundson seconded approval of the motor vehicle tax exemption applications. Amundson, Schorr and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Amundson seconded to adjourn the Board of Equalization meeting at 10:10 a.m. Schorr, Amundson and Hudkins voted aye. Smoyer and Raybould were absent. Motion carried 3-0.

Dan Nolte

**Dan Nolte
Lancaster County Clerk**

