

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, FEBRUARY 19, 2013**  
**COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**10:30 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 15, 2013.*

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

Others present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Richard Grabow, 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 10:31 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 12, 2013.**

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

2) **CLAIMS: Approval of all claims processed through Tuesday, February 19, 2013.**

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

3) **PUBLIC HEARINGS:**

**A. Class B liquor license application from SK Race Team, d/b/a Toni's Corner, 5600 W. Raymond Road, Raymond. (See 5A for correlating item.)**

The public hearing was continued from last week.

Schorr said the new owner of Toni's Corner had appeared at the public hearing last week; at that time, she requested he take hospitality training. Hudkins confirmed there was no opposition to the application.

The Chair closed the public hearing.

4) **OLD BUSINESS:**

- A. **Resolution in the matter of Chief Deputy annual salary increases for the 2013 calendar year. (R-13-0006)**

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

5) **NEW BUSINESS:**

- A. **Resolution in the matter of a corporate manager application for Scott Kieffe and an application for a Class B (Beer, Off Sale) liquor license for Toni's Corner, located at 5600 W. Raymond Road, Raymond, Lancaster County, Nebraska. (R-13-0009)**

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

- B. **Reappointment of Ed Woepfel to the Lancaster County Board of Zoning Appeals for a five-year term commencing April 1, 2013.**

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

- C. **Appointment of Dr. Martha Shulski to the Lincoln-Lancaster County Air Pollution Advisory Board for a term to expire September 1, 2015.**

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

- D. **Approval of Round 37 Keno Human Services Prevention Fund Recommendations from the Joint Budget Committee: Cedars Youth Services, \$2,000; Lincoln Literacy, \$1,828; Friendship Home, \$1,875; Boys & Girls Clubs, \$4,760; Community CROPS, \$4,000; Creating Family Choices, \$5,778; El Centro de las Americas, \$7,500; Mental Health Association, \$1,500; MilkWorks, \$7,500; Volunteer Partners, \$5,000; and Emergency Fund, \$5,000.**

Schorr noted the funds totaled \$46,741, but around \$70,000 in requests had been received.

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

- E. **Resolution in the matter of adopting federal aid funding requirements, adopting the Lancaster County Title VI plan, agreeing to the assurances contained in the Lancaster County Title VI plan and designating a Title VI coordinator and Title VI specialist. (R-13-0010)**

Richard Grabow, Deputy County Attorney, said a few minor typographical errors were discovered in the document. He recommended holding the item for one week.

**NEW BUSINESS CONTINUED:**

- F. **Resolution authorizing the removal of a stop sign at the following location in Lancaster County: on W. Rock Creek Road, just west of Highway 79, for eastbound traffic. (R-13-0011)**

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

- G. **Resolution authorizing the removal of a traffic sign at the following location in Lancaster County: on W. Agnew Road, west of 909 W. Agnew Road, for eastbound traffic. (R-13-0012)**

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

- H. **Utility relocation agreement with Lincoln Electric System in an estimated amount of \$130,207 to relocate power line facilities for a road grading project on S. 98<sup>th</sup> Street from Van Dorn Street to A Street; Project C55-KP-412(3). (C-13-0077)**

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

- I. **Amendment to County Contract C-11-0529 with Teknion, LLC, for the annual requirements of Teknion office furniture. The amendment renews the agreement for an additional one-year term from January 1, 2013, to December 31, 2013, and provides for the price changes as shown in Attachment A. (C-13-0078)**

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

- J. **Grant contract with Cedars Youth Services, Inc., in an amount up to \$12,996 to provide funding for a Licensed Mental Health Practitioner as part of the Crisis Response Team. Term of the grant contract is January 1, 2013, to December 31, 2013. (C-13-0079)**

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

- K. **Agreement between the Nebraska Department of Motor Vehicle's Fraud Unit and Lancaster County, on behalf of the Lancaster County Sheriff, for use of the County Firearms Range for training and qualifications testing. Term of the agreement is one year from the date of execution. (C-13-0080)**

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

**NEW BUSINESS CONTINUED:**

- L. **Agreement between TR Hepburn, Inc., d/b/a O.U.R. Homes, and Lancaster County, on behalf of the Community Mental Health Center, to transition individuals with severe mental illness from inpatient hospitalization to community living. The County will provide direct and indirect staff. O.U.R. Homes will provide 15 bedroom units and night staff. The County will pay reimbursement at a rate of \$15 per hour, up to 65 hours per week for night staff. Term of the agreement is July 1, 2012, to June 30, 2013. (C-13-0081)**

**MOTION:** Raybould moved and Schorr seconded approval of the agreement.

Amundson questioned if this was an extension or an amendment since the start date is past.

Raybould questioned whether the number of hours per week should be 65 (as originally listed in the agreement) or 56 (as edited and initialed in the agreement).

Richard Grabow said he had not worked with this agreement so he could not provide a proper explanation. He suggested holding the item to clarify the details.

The consensus was to hold the item.

- M. **Political subdivision tort claim filed against Lancaster County Corrections by Mercedes Jackson in the amount of \$2.20.**

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

- N. **Political subdivision tort claim filed against Lancaster County Corrections by Derek Spurlock in an undisclosed amount.**

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

- 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 United Farm Management Company, W. Adams Street and NW 84th Street, as a donation; and W. Holdrege Street and NW 84<sup>th</sup> Street, in the amount of \$197. (C-13-0082) (C-13-0083)**
- B. **Receive and place on file the January 2013 reports for the County Sheriff.**

**CONSENT ITEMS CONTINUED:**

- C. **Setting of public hearings for Tuesday, March 5, at 10:30 a.m., in Room 112 on the first floor of the County-City Building, regarding the following:**
1. **Amendment of the Lancaster County General Assistance Guidelines.**
  2. **Amusement license application from Dan Warren to hold an event on April 5 and April 6, 2013, at 2601 Saltillo Road.**

**MOTION:** Raybould moved and Smoyer seconded approval of the consent items. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

- 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.

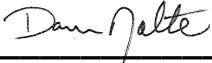
8) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a Mid-Year Budget Retreat on Thursday, February 21, 2013, at 8:30 a.m., at B&R Stores Corporate Offices, 4545 W Street, Lincoln. The next staff meeting is tentatively scheduled for Thursday, February 28, 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, February 26, 2013, at 10:30 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](mailto: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 the internet at [lancaster.ne.gov](http://lancaster.ne.gov). Click on 5 City-TV Video on Demand.**

The Board discussed canceling the Mid-Year Budget Retreat due to an impending winter storm on that day and possible options for rescheduling. The consensus was to leave it scheduled as is for now, and if need be, reschedule it for the next week.

9) **ADJOURNMENT**

**MOTION:** Raybould moved and Schorr seconded to adjourn the Board of Commissioners meeting at 10:56 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

  
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**Dan Nolte**  
**Lancaster County Clerk**



**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, FEBRUARY 19, 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 February 15, 2013.*

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

Others present: Scott Gaines, Deputy County Assessor/Register of Deeds  
Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Richard Grabow, 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 10:56 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 12, 2013.**

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

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

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

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

**Nebraska Conference – United Church of Christ  
Plains Baptist Church**

**MOTION:** Raybould moved and Smoyer seconded approval of the motor vehicle tax exemption applications. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

4) **ADJOURNMENT**

**MOTION:** Schorr moved and Smoyer seconded to adjourn the Board of Equalization meeting at 10:58 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

*Dan Nolte*

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**Dan Nolte**  
**Lancaster County Clerk**

