

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, MARCH 26, 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 March 22, 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  
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 10:30 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, March 19, 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, March 26, 2013.**

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

3) **NEW BUSINESS:**

- A. **Special designated license applications from WunderRosa Winery to provide alcoholic beverage service for events at 2361 Wittstruck Road, Roca, on May 25, 2013; 2361 Wittstruck Road, Roca, on May 31, 2013; and 17675 SW 14th Street, Martell, on June 15, 2013.**

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

**NEW BUSINESS CONTINUED:**

- B. Appointment of Kristofer Johnson to the Lincoln-Lancaster County Ecological Advisory Committee to complete the unexpired term of Tom Keep, ending December 31, 2013.**

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

- C. Resolution in the matter of amending Article 1, Section 6 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards to modify emissions fees for regulated air pollutants as provided in Attachment A. (R-13-0016)**

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

- D. Agreement between the State of Nebraska, Department of Roads, and Lancaster County for the expansion of transportation services and the acquisition of a 12-passenger van for Lancaster County Public Rural Transit. (C-13-0124)**

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

- E. Recommendation from the Purchasing Agent and County Corrections Director to award a contract to Morse Watchmans, Inc., in the amount of \$29,365 for a key management system for the new correctional facility. (B-13-0013)**

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

- F. Road maintenance agreement with Noel and Gloria Chadd in conjunction with Special Permit 1816C. The Chadds agree to maintain portions of West Vince Street and NW 27<sup>th</sup> Street at no cost to the County. The agreement is effective as of March 6, 2013, and will remain in effect until the special permit has expired, been revoked or denied. (C-13-0125)**

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

- G. Construction contract with H.R. Bookstrum Construction, Inc., in the amount of \$139,673 for culvert maintenance and replacement at various locations; Project 13-01. (C-13-0126)**

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

- H. Construction contract with Gana Trucking & Excavating in the amount of \$234,090.29 for erosion control at various culverts and bridges; Project 13-23. (C-13-0127)**

**NEW BUSINESS CONTINUED:**

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

- I. **Amendment to County Contract C-12-0238 with Logan Contractors Supply, Inc., for a trailer-mounted polypatch applicator. The amendment renews the agreement for an additional one-year term from May 15, 2013, to May 14, 2014. (C-13-0128)**

Raybould entered the meeting.

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

- J. **Amendment to County Contract C-12-0183 with WW Grainger, Inc., for the annual requirements of industrial supplies. The amendment renews the agreement for an additional one-year term from February 1, 2013, to January 31, 2014. (C-13-0129)**

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

- K. **Addendum to County Contract C-11-0083 with WM Healthcare Solutions, Inc., for infectious waste pickup and disposal on an as needed basis. The addendum assigns WM Healthcare Solution's rights, duties and obligations under the original agreement to MedAssure Heartland, LLC. (C-13-0130)**

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

- L. **Amendment to County Contract C-11-0083 with MedAssure Heartland, LLC, for infectious waste pickup and disposal on an as needed basis. The amendment renews the agreement for an additional one-year term from March 8, 2013, to March 7, 2014. (C-13-0131)**

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

- M. **Space rental agreement between the Lancaster Event Center and Lancaster County, on behalf of the Lancaster County Clerk, for meeting space within the Event Center to be used for property valuation protest hearings between June 19 and July 15, 2013. (C-13-0123)**

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

- N. **Addendum to County Contract C-11-0279 with Tyler Technologies, Inc., to acquire an additional Eagle Quick Docs module for use in conjunction with the Eagle Recorder software used by the Lancaster County Assessor/Register of Deeds. (C-13-0132)**

**NEW BUSINESS CONTINUED:**

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

- O. **Agreement with Justice Works, LLC, for system implementation and administrative training for defenderData Voucher. The County will pay \$7,500 for system setup, an ongoing usage fee of \$3 per case and a mobile access fee of \$0.50 per case. Term of the agreement is March 1, 2013, to December 31, 2013. (C-13-0133)**

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

- P. **Agreement and business associate agreement between the Nebraska Department of Health and Human Services and Lancaster County, on behalf of the Lancaster County Attorney's Office, to provide access to the State's Electronic Registration System (ERS II) for vital records. Term of the agreement is March 1, 2013, to April 19, 2017. (C-13-0134)**

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

- Q. **Political subdivision tort claim filed against Lancaster County Corrections by Matthew Guerra in the amount of \$4.50.**

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

- R. **Political subdivision tort claim filed against Lancaster County Corrections by Chuol Koang for lost property in the amount of \$50.**

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

- S. **Political subdivision tort claim filed against Lancaster County Corrections by Millard Lockett for lost property in the amount of \$455.**

**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.

- 4) **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:***

**CONSENT ITEMS CONTINUED:**

- A. **Right-of-way contracts between the County Engineer and the following:**
  - 1. **Jon and Barbara Carlson, 2905 W. Denton Road, in the amount of \$555. (C-13-0135)**
  - 2. **Theodore and Laura Hilger, 7000 SW 35<sup>th</sup> Street, in the amount of \$730. (C-13-0136)**
  - 3. **Thomas and Deanna Reynolds, 6930 SW 34<sup>th</sup> Street, in the amount of \$375. (C-13-0137)**
  - 4. **Delores and Arlene Egger and Lawrence Etmund, S. 82<sup>nd</sup> Street and Bennet Road, in the amount of \$78. (C-13-0138)**
  
- B. **Receive and place on file the County Engineer quarterly report for October-December 2012.**
  
- C. **Setting of public hearings for Tuesday, April 2, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln), regarding the following:**
  - 1. **Street Name Change No. 13005, to rename the extension of Avon Lane south into Waterford Estates as "Linwood Lane".**
  - 2. **Automatic renewal of retail liquor licenses issued in Lancaster County and outside the corporate limits of any city, for which the County Clerk has received no protests.**

**MOTION:** Schorr moved and Raybould seconded approval of the consent items. Raybould, Amundson, Smoyer, Schorr and Hudkins 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 28, 2013, at 8:30 a.m., in Room 113 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).**
  
- B. **The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, April 2, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) 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.**

7) **ADJOURNMENT**

**MOTION:** Raybould moved and Smoyer seconded to adjourn the Board of Commissioners meeting at 10:46 a.m. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

*Dan Nolte*

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



**MINUTES**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, MARCH 26, 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 March 22, 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  
                                      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 10:46 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, March 19, 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:**

**CEDARS Youth Services**  
**Lincoln Church of Christ**  
**School Sisters of Christ the King**  
**St. Patrick Catholic Church**  
**Temple Baptist Church**

**MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:**

**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:** Raybould moved and Smoyer seconded to adjourn the Board of Equalization meeting at 10:48 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

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

