

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JUNE 11, 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 June 7, 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 10:31 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, June 4, 2013.**

MOTION: Smoyer moved and Amundson 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, June 11, 2013.**

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

3) **SPECIAL PRESENTATIONS:**

A. **Commissioners' Award of Excellence for May 2013 to Brenda Bouelle, Community Mental Health Center.**

The Clerk read the nomination for the record. Raybould presented a plaque to Brenda Bouelle who expressed her appreciation for the award.

4) **PUBLIC HEARINGS:**

A. **County Text Amendment No. 12034 (Article 19 of the Lancaster County Board Zoning Resolution to amend, reorganize and clarify the County Board of Zoning Appeals procedures). (See 5A for correlating item.)**

PUBLIC HEARINGS CONTINUED:

The public hearing was continued from last week.

Sara Hartzell, County Planning, was administered the oath. She reminded everyone that the amendment would make the Board of Zoning Appeals process easier.

The Chair closed the public hearing.

5) OLD BUSINESS:

- A. **Resolution in the matter of County Text Amendment No. 12034, a text amendment to the Lancaster County Zoning Resolution, Article 19, to amend, reorganize and clarify the County Board of Zoning Appeals procedures. The amendments are provided in Attachment A. (R-13-0033)**

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

6) NEW BUSINESS:

- A. **Special designated license application from Blue Blood Brewing Company, Inc., to provide alcoholic beverage service for an event at Robinette Farms, 17675 SW 14th Street, Martell, on June 15, 2013.**

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

- B. **Recommendation from the Personnel Policy Board to do the following:**
- 1. Revise classifications for Computer and GIS Records Assistant II, Computer and GIS Records Supervisor, Appraiser Apprentice, Statistical/Modeling Analyst, Senior Residential Property Appraiser, Senior Commercial Property Appraiser and Appraisal Supervisor**
 - 2. Delete the "X" pay plan and all classifications "X" contained in the "X" pay plan**
 - 3. Amend Rule 18.1 of the Personnel Rules – Compensation for Absence on Holidays**
 - 4. Amend Rule 19.1 of the Personnel Rules – Leaves of Absence; Request and Approval**
 - 5. Amend Rule 19.7 of the Personnel Rules – Leaves of Absence; Special Leave**
 - 6. Revise Breastfeeding Personnel Policy Bulletin**

Doug McDaniel, Personnel Director, said the minimum qualifications are being updated on the class descriptions. He asked to hold action on the Computer and GIS Records Assistant II and Computer and GIS Records Supervisor (under B1) so more work could be done on those classifications. McDaniel explained that the "X" pay plan was being deleted since no one currently fell under that category and no one was likely to in the future.

MOTION: Amundson moved and Hudkins seconded approval of the recommendation with the exception of the Computer and GIS Records Assistant II and Computer and GIS Records Supervisor. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

NEW BUSINESS CONTINUED:

- C. **Resolution in the matter of authorizing use of County Visitors Improvement Fund proceeds for visitor promotion. (R-13-0035)**

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

- D. **Recommendation from the Juvenile Justice Prevention Fund Advisory Committee for the award of grants from the Juvenile Justice Prevention Fund totaling \$110,000 for the 2013-2014 budget year (CASA for Lancaster County - \$6,500; Christian Heritage, \$10,000; El Centro de las Americas - \$19,963; Friendship Home - \$12,500; Girl Scouts - \$15,000; Heartland Big Brothers Big Sisters - \$10,000; Malone Community Center - \$17,000; Salvation Army - \$12,537; Volunteer Partners - \$6,500).**

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

- E. **Agreement with Great Plains Appraisal, Inc., to provide referees to hear valuation protests and transmit to the Lancaster County Board of Equalization all papers relating to such protests, together with written findings and recommendations. Great Plains Appraisal will provide the services of Wayne Kubert, Cay Lacey, Thomas Kubert, Cody Gerdes, Richard Keith, Lori Johnson, Jason Pickerel, Cathy Briley, Shawn Fleck and Sean Brandt. The County will pay \$50 to \$85 per hour for referee service, \$30 per hour for clerical support and \$35 per hour for security service. (C-13-0236)**

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

- F. **Agreements with the following individuals for referee services provided to hear valuation protests filed for the 2013 tax year and to transmit information to the Lancaster County Board of Equalization.**

<i>Referee</i>	<i>Rate</i>		<i>Referee</i>	<i>Rate</i>	
Robert Anderson	\$65	(C-13-0237)	Barbara Ramm	\$80	(C-13-0247)
Jeffrey Danek	\$75	(C-13-0238)	Ethel Skinner	\$50	(C-13-0248)
John Haney	\$85	(C-13-0239)	Jack Sullivan	\$55	(C-13-0249)
Greg Heinzmann	\$50	(C-13-0257)	Larry Swanson	\$75	(C-13-0250)
Jane Hermsmeyer	\$40	(C-13-0240)	Marilyn Tabor	\$55	(C-13-0251)
Bret Hollingsworth	\$60	(C-13-0241)	Joel Walker	\$50	(C-13-0252)
Michael Hollingsworth	\$75	(C-13-0242)	Sally Webster	\$70	(C-13-0253)
Joel Kirby	\$70	(C-13-0243)	Aaron Wilson	\$70	(C-13-0254)
Bill Lange	\$60	(C-13-0244)	Joe Wilson	\$85	(C-13-0255)
John McVay	\$55	(C-13-0245)	Larry Wrasse	\$60	(C-13-0256)
Jan Moore	\$55	(C-13-0246)			

NOTE: Contract with Aaron Wilson was withdrawn.

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

NEW BUSINESS CONTINUED:

- G. **Recommendation from the County Engineer to award bids to Western Sand & Gravel, Bluff Gravel and Lyman-Richey Sand & Gravel for the annual supply of gravel; Kerford Limestone and Martin-Marietta for the annual supply of rock; and Western Sand & Gravel and Lyman-Richey Sand & Gravel for the annual supply of ice control gravel. (B-13-0024)**

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

- H. **Agreement with L.A. Young, Inc., for professional services of a nurse practitioner to assist in the provision of psychiatric services at the Community Mental Health Center. The County will pay \$75 per hour for no more than 44 hours per week. Term of the agreement is July 1, 2013, to June 30, 2014. (C-13-0258)**

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

- I. **Fifth amendment to Disproportionate Share Hospital (DSH) intergovernmental transfer agreement with the Nebraska Department of Health and Human Services, found at County Contract C-08-0151. The amendment renews the agreement for an additional year from July 1, 2013, to June 30, 2014. (C-13-0259)**

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

- J. **Amendment to County Contract C-10-0384 with Aon Risk Services Central, Inc., to provide employee benefit consulting services for insurance programs. The amendment renews the contract for an additional term from June 1, 2013, to May 31, 2014. (C-13-0260)**

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

- K. **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 \$15,003.34 per month for the period of July 1, 2013, to June 30, 2014. (C-13-0261)**

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

- L. **Political subdivision tort claim filed against Lancaster County Corrections by Eric Stephenson for lost property in the amount of \$1,500.**

MOTION: Smoyer moved and Schorr 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.

NEW BUSINESS CONTINUED:

M. Labor negotiations (executive session).

The Chair announced the item would be held until the end of the meeting.

7) **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 contract between the County Engineer and Larry & Gloria Edgar, Princeton Road and S. 110th Street, as a donation. (C-13-0262)

B. Receive and place on file the following monthly reports for May 2013:

1. County Clerk
2. Clerk of the District Court
3. County Assessor/Register of Deeds
4. County Records & Information Management

C. Setting of public hearings for Tuesday, June 25, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), regarding the following:

1. County Change of Zone No. 12038 – AG to AGR (NW 126th Street and W. Bluff Road).
2. Amusement license application from Event King, LLC, to hold an event at 5895 W. Sprague Road, on August 23, 2013.

The Clerk noted the public hearing for County Change of Zone No. 12038 (Item C1) would be set for July 23, 2013, per the request of the applicant.

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

8) **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.

9) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, June 13, 2013, at 8:30 a.m., in Room 113 of the County-City Building (555 S. 10th Street, Lincoln).

B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, June 18, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Board of Equalization immediately following.

ANNOUNCEMENTS CONTINUED:

- C. A public hearing will be held on Tuesday, June 18, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), to amend the Lincoln-Lancaster County Health Department Air Pollution Control Program Regulations and Standards.
- D. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- 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 the internet at lancaster.ne.gov under 5 City-TV, Video on Demand or 5 City-TV on YouTube.

The Chair recessed the meeting at 10:49 a.m.

The Chair reconvened the meeting at 10:51 a.m.

RETURNING TO ITEM 6M:

MOTION: Smoyer moved and Raybould seconded to enter executive session for the purpose of labor negotiations and to protect the public interest at 10:51 a.m.

The Chair restated the motion for the record.

ROLL CALL: Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.

MOTION: Smoyer moved and Raybould seconded to exit executive session at 11:20 a.m. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

10) **ADJOURNMENT**

MOTION: Schorr moved and Raybould seconded to adjourn the Board of Commissioners meeting at 11:20 a.m. Schorr, Raybould, Amundson, Smoyer and Hudkins voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JUNE 11, 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 June 7, 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 10:49 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, June 4, 2013.**

MOTION: Smoyer moved and Amundson 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: Schorr moved and Smoyer 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:**

First United Methodist Church

MOTION: Raybould moved and Amundson 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 10:51 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

