

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 6, 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 August 2, 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
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, July 30, 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, August 6, 2013.**

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

3) **PUBLIC HEARINGS:**

- A. **Amusement license application from Kramer Bar & Grill to hold a street dance at 11365 W. Kramer Street on August 24, 2013. (See 4A, 4B and 4C for correlating items.)**

The Chair opened the public hearing. Since no one appeared to testify, the Chair closed the public hearing.

4) **NEW BUSINESS:**

- A. **Amusement license application from Kramer Bar & Grill to hold a street dance at 11365 W. Kramer Street on August 24, 2013.**

NEW BUSINESS CONTINUED:

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

- B. **Special events permit application from Kramer Bar & Grill to hold a street dance at 11365 W. Kramer Street on August 24, 2013.**

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

- C. **Special designated license application from Kramer Bar & Grill to provide alcoholic beverage service for a street dance at 11365 W. Kramer Street on August 24, 2013.**

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

Mike Roth, Kramer Bar & Grill, said the street dance, featuring the band Cactus Hill, would be the first one to be held in eleven years. Youth groups will be selling pop at the dance with some of those proceeds given back to the youth.

- D. **Amusement license renewal application from Community CROPS to hold a fundraiser event at 3130 N. 112th Street, Lincoln, on August 17, 2013.**

Andrea Anthony, Community CROPS (Combining Resources Opportunities and People for Sustainability), said the annual fundraiser would feature twelve local vendors. It is the first event at their new farm site and has already sold around 200 tickets.

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

- E. **Special designated license application from Meier's Cork 'N Bottle to provide alcoholic beverage service at a fundraiser for Community CROPS, 3130 N. 112th Street, Lincoln, on August 17, 2013.**

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

- F. **Request from Personnel to create the classification of Property Appraisal Technician.**

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

- G. **Request from Personnel to revise the classifications of Computer and GIS Records Assistant II and Engineering Technician III.**

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

NEW BUSINESS CONTINUED:

- H. **Request from Personnel to change the title and revise the classification of Community Corrections Screening Clinician to Screening Specialist.**

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

- I. **Request from Personnel to amend Rule 17.19 of the Personnel Rules – Shift Differential.**

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

- J. **Request from Personnel to amend Rule 17.20 of the Personnel Rules – Weekend Differential Pay.**

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

- K. **Request from Personnel to amend Rule 18.1 of the Personnel Rules – Compensation for Absence on Holidays.**

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

- L. **Request from Personnel to amend Rule 19.3 of the Personnel Rules – Sick Leave.**

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

- M. **Request from Personnel to revise Military Family Leave Personnel Policy Bulletin.**

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

- N. **Agreement with the University of Nebraska, Board of Regents and the Lincoln Housing Authority for operation of the Nutrition Education Program to address the nutritional needs of certain limited income persons living in urban housing in Lancaster County. The County will pay \$24,074 for the services which will be provided by the University. The Housing Authority will pay \$10,519 for the services, combined with \$10,544 from the United States Department of Agriculture (USDA) Supplemental Nutrition Assistance Program. Term of the agreement is September 1, 2013, to August 31, 2014. (C-13-0384)**

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

- O. **Resolution in the matter of dissolution of the Ridgewood Road Improvement District. (R-13-0047)**

NEW BUSINESS CONTINUED:

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

- P. **Resolution authorizing the installation of a School Bus Stop Ahead sign on Olive Creek Road, 500 feet east of 17301 Olive Creek Road for westbound traffic in Lancaster County, Nebraska. (R-13-0048)**

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

- Q. **Approval of a cost increase under County Contract C-13-0077 for power line facility relocation for a road grading project on S. 98th Street from Van Dorn Street to A Street; Project C55-KP-412(3). The original cost estimate was \$130,207 and the actual cost is \$144,164.**

Brittany Behrens, Deputy County Attorney, said utility relocation agreements include a cost estimate and the County's share; anything in addition to the cost estimate must be approved by the County Board. In this instance, the utilities were more difficult and more costly than estimated to move. She said there was no corresponding documentation to sign for this item.

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

- R. **Contract between Bauer Built Tire & Service, Lancaster County and the City of Lincoln for tires, tubes and tire repair services. Term of the contract is August 1, 2013, to July 31, 2014. (C-13-0378)**

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

- S. **Contract between Cross-Dillon Tire, Lancaster County and the City of Lincoln for tires, tubes and tire repair services. Term of the contract is August 1, 2013, to July 31, 2014. (C-13-0379)**

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

- T. **Unit price contract between Gregg Electric Company, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for emergency and large-scale electrical services. Term of the contract is one year from the date of execution by all parties. (C-13-0380)**

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

NEW BUSINESS CONTINUED:

- U. **Unit price contract between Commonwealth Electric Company of the Midwest, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for emergency and large-scale electrical services. Term of the contract is one year from the date of execution by all parties. (C-13-0381)**

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

- V. **Federal equitable sharing agreement and annual certification for the Lancaster County Sheriff's Office regarding equitable sharing activity of drug forfeiture funds for the fiscal year ending June 30, 2013. (C-13-0385)**

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

- W. **Agreement with Counseling Affiliates of Nebraska, LLC, for specialized services at the Community Mental Health Center and the Lancaster County Mental Health Center Sex Offender Treatment Program to assist with mental health services. The County will pay up to \$7,500 per month for the services provided. Term of the agreement is July 1, 2013, to June 30, 2014. (C-13-0382)**

Schorr questioned if there was a termination clause in the agreement. Brittany Behrens said there is a 30-day termination provision in Paragraph 11, which is standard for the Community Mental Health Center contracts.

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

- X. **Agreement with Region V Systems for Emergency Protective Custody (EPC) services at the Mental Health Crisis Center. Region V will enter into separate agreements with referring counties who will send acutely mentally ill individuals to Lancaster County. The County will be paid \$119 per individual for the County fee and \$53 from the rural pool for each individual. Term of the agreement is July 1, 2013, to June 30, 2014. (C-13-0386)**

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

- Y. **Agreement with the Child Guidance Center for internal case management and evaluation services at the Youth Services Center. The County will pay \$64,791.68 for the services. Term of the agreement is August 1, 2013, to June 30, 2014. (C-13-0383)**

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

- Z. **Political subdivision tort claim filed against Lancaster County Corrections by Julie Highfill for lost property in the amount of \$75.**

NEW BUSINESS CONTINUED:

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

AA. Political subdivision tort claim filed against Lancaster County Corrections by Millard Lockett for lost property in the amount of \$328.

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

BB. Political subdivision tort claim filed against Lancaster County Corrections by Kelly Weder for damaged property in the amount of \$21.36.

MOTION: Smoyer moved and Raybould seconded denial of the tort claim based on the Corrections Director's recommendation. Raybould, Amundson, Smoyer, Schorr and Hudkins 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 and Debra Welch, 9800 N. 27th Street, in the amount of \$4,528. (C-13-0387) (C-13-0388)
2. Norma Kroese, Princeton Road & S. 120th Street, in the amount of \$175. (C-13-0389) (C-13-0390)

B. Receive and place on file the following:

1. County Clerk monthly report for July 2013
2. County Assessor/Register of Deeds monthly report for July 2013
3. Annual Inventory of County Real Property of Lancaster County

C. Setting of a public hearing for Tuesday, August 27, 2013, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), regarding Keno Fund Projects (on file with the County Budget and Fiscal Office) and the Lancaster County's Proposed Budget for Fiscal Year 2013-2014.

MOTION: Raybould moved and Smoyer seconded approval of the consent items. Amundson, Smoyer, Schorr, Raybould and Hudkins 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.**

Hudkins thanked the Lancaster County Fair Board for the Celebrity Swine Show, which was won by Lancaster County.

PUBLIC COMMENT CONTINUED:

Amundson thanked everyone for attending the "Remembering Our Fallen" reception held on Friday, August 2, 2013. The exhibit is currently on display at the County-City Building.

7) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, August 8, 2013, at 8:30 a.m. due to the County Board's attendance at a legislative retreat. The next staff meeting is tentatively scheduled for Thursday, August 15, 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, August 13, 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.**
- 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 the internet at lancaster.ne.gov under 5 City-TV, Video on Demand or 5 City-TV on YouTube.**

8) **ADJOURNMENT**

MOTION: Raybould moved and Smoyer seconded to adjourn the Board of Commissioners meeting at 10:57 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 6, 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 August 2, 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
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 10:57 a.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meetings (regular and property valuation final action) held on Tuesday, July 30, 2013.**

MOTION: Schorr moved and Raybould seconded approval of the minutes (regular and property valuation final action). 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: Raybould 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:**

Capital Humane Society
Trinity United Methodist Church

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

4) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES:**

Alonzo & Marijane Athey
William & Stacy Boden
Jerry & La Nae Braash
Doyle & Shannon Brunssen
Arlyn & Sheila Copley
Jerry Cornett Jr. Revocable Trust
Brad & Jana Docter
Jason & Dawn Fortik
Ryan & Kristen Hassebrook
Verlin & Patricia Holle
Donald Kubicek
JH Lesoing

Lee Lueking & Diana Bonham
Paul & Kristin Mayo
William & Botita Mertens
Thomas Novacek Revocable Trust
Raymond & Barbara Poole
Curtis & Julie Raymond
Frank & Sharon Rodgers
Dale & Kristin Taylor
Cindy & David Thompson
Eugene & Robin Webber
Jeffrey & Rosalie Weber

Scott Gaines, Deputy County Assessor/Register of Deeds, said the changes in valuation were due to recently approved greenbelt applications.

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

5) **CORRECTION OF CLERICAL ERRORS TO 2013 FINAL PROPERTY VALUATIONS:**

Horizon Bank/Jim O'Hare (Protest 13-430); \$598,000 to \$598,500
Hartland Homes/Peter Katt (Protest 13-2375); \$30,000 to \$185,600

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

6) **ADJOURNMENT**

MOTION: Raybould moved and Amundson seconded to adjourn the Board of Equalization meeting at 11:01 a.m. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

