

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 15, 2014
COUNTY-CITY BUILDING, ROOM 112
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 April 11, 2014.

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 Chair called the meeting to order at 10:32 a.m. and the location of the Nebraska Open Meetings Act was announced.

1) **PLEDGE OF ALLEGIANCE**

2) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 8, 2014.**

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

3) **CLAIMS: Approval of all claims processed through Tuesday, April 15, 2014.**

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

4) **SPECIAL PRESENTATION:**

A. **Commissioners' Award of Excellence for March 2014 to Renee Runge, County Clerk's Office.**

The Clerk read the nomination for the record. Tim Genuchi, Accounting Operations Manager, and Bob Walla, Assistant Purchasing Agent, praised Renee Runge for her work. Amundson presented a plaque to Runge who expressed her appreciation. Raybould and Schorr complimented Runge and the County Clerk's Office on their service.

5) **EMERGENCY ITEM:**

- A. **Authorization to purchase an uninterrupted power supply unit for the Lancaster County Correctional Facility at an approximate cost of \$11,667.42.**

Mike Thurber, Corrections Director, said the new facility contains eight power supply ports that provide emergency power so the intercom, door locks and cameras stay functional until the generators can start running in a power outage. Last week one port quit working, so approval is needed to order a replacement immediately. The port will have a one-year warranty from time of installation.

Hudkins said a motion would be needed to consider this an emergency item.

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

Hudkins questioned if another motion was needed to approve the item.

Brittany Behrens, Deputy County Attorney, said there was notice of the additional item 24 hours prior to the meeting so the only motion needed is to comply with the Purchasing act. The information from Director Thurber clarifies it is an emergency.

6) **PUBLIC HEARING:**

- A. **Expansion of Lancaster County Public Rural Transit transportation services for which financial assistance is being sought from the Federal Transit Administration pursuant to the Federal Transit ACT (FTA). (See 6A and 6B for correlating items.)**

The Chair opened the public hearing.

Deb Peck, Aging Partners, was administered the oath. She explained that a grant would allow expansion of service to five days a week while cutting the cost to the County. She noted that administrative costs are down and that their newer vehicles require less maintenance and repairs.

The Chair closed the public hearing.

7) **NEW BUSINESS:**

- A. **Resolution instructing Lancaster County Public Rural Transit to apply for federal funds available under Section 5311 of the Federal Transit Act and to use said funds to provide public transportation in Lancaster County and the bordering communities of Adams, Cortland, Ceresco and Greenwood. (R-14-0018)**

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

- B. **Application for public transportation operating assistance for Lancaster County Public Rural Transit.**

NEW BUSINESS CONTINUED:

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

- C. **Resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-14-0019)**

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

- D. **Recommendation from Purchasing and the Weed Control Authority to award a contract to Mr. Yards & More for the annual requirements of weed abatement mowing. (B-14-0019)**

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

- E. **Recommendation from the County Engineer to award a contract to Pavers, Inc., in the amount of \$2,592,938.76 for asphaltic concrete resurfacing and paving on Project 14-28. (B-14-0020)**

Pam Dingman, County Engineer, said this is part of the annual asphalt overlay program, which generally covers 12-13 miles of road. She recommended awarding the contract even though it came in about \$25,000 over the estimate.

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

- F. **Contract with Judds Brothers Construction Company in the amount of \$17,990 for repair of County Bridge A-58 located on N. 112th Street between Little Salt Road and Ashland Road. (C-14-0183)**

Pam Dingman noted the contract came in under budget.

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

- G. **Construction contract with K2 Construction in the amount of \$126,193.30 for concrete box culvert replacement. (C-14-0184)**

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

- H. **Construction contract with H.R. Bookstrom Construction, Inc., in the amount of \$187,999 for culvert maintenance and replacement. (C-14-0185)**

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

NEW BUSINESS CONTINUED:

- I. **2013 sub-recipient agreement in the amount of \$120,000 for the 2013 State Homeland Security Program from the Nebraska Emergency Management Agency (NEMA). Term of the agreement is September 1, 2013, to August 31, 2015. (C-14-0186)**

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

- J. **Interlocal agreement with the Village of Hallam for one Sheriff's deputy to provide law enforcement services within the corporate limits of the Village of Hallam. Term of the agreement is May 1, 2014, to April 30, 2015. (C-14-0187)**

Terry Wagner, County Sheriff, said this long-standing contract allows dedicated coverage in Hallam by the Sheriff Deputies. The County is reimbursed for the Deputies' hours and their vehicle expense.

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

- K. **Interlocal agreement with Raymond Central Public School District 161 to provide one Lancaster County Sheriff's Office School Resource Officer to serve the school district while school is in session. The school agrees to pay the County \$11,496.96 for the first year of the contract with a 2.5% increase each contract year thereafter. Term of the agreement is August 1, 2014, to July 31, 2015, with optional one-year renewals. (C-14-0188)**

Terry Wagner said the Raymond and Malcolm School districts share a Sheriff Deputy (Items 7K and 7L), covering almost half the wages and benefits. The County utilizes the Deputy in other ways when school is not in session.

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

- L. **Interlocal agreement with Malcolm School District 148 to provide one Lancaster County Sheriff's Office School Resource Officer to serve the school district while school is in session. The school agrees to pay the County \$14,371.20 for the first year of the contract with a 2.5% increase each contract year thereafter. Term of the agreement is August 1, 2014, to July 31, 2015, with optional one-year renewals. (C-14-0189)**

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

- M. **Interlocal agreement between Lancaster County, the City of Lincoln and Saunders County for the development of a Local Workforce Investment System. (C-14-0190)**

NEW BUSINESS CONTINUED:

David Landis, Urban Development Director, said that about a decade ago the federal government decided federal programs should be organized into a one-stop location. States were allowed to pass this on to local government, and Lancaster County collaborated with Saunders County and the City of Lincoln on the workforce program. He discussed the work and high standards of the program.

Schorr questioned how the relationship developed with Saunders County versus multiple counties. Landis said he was not sure of the exact origin, but the standard response from other counties would be to let the state handle the program, whereas Saunders County wanted to play a greater role in this function.

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

- N. **Interlocal agreement with the State of Nebraska Probation Administration for electronic monitoring of up to 32 juveniles who are ordered by the separate Juvenile Court of Lancaster County to pre-adjudication or pre-disposition monitoring during home detention. The County will pay up to \$6,000 for the services. Term of the agreement is April 24, 2014, to June 30, 2014. (C-14-0191)**

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

- O. **Agreement with Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecutors in their investigations of child abuse. The County will pay \$20,000 for the services. Term of the agreement is October 1, 2014, to September 30, 2015. (C-14-0192)**

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

- P. **Agreement with All Needs Computer & Mailing Services, Inc., for mailing services for the Lancaster County Election Commission. Term of the agreement is one year from the date of execution by both parties. (C-14-0193)**

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

- Q. **Amendment to County Contract C-10-0066 with NCS Equipment Rental for the annual requirements of equipment and accessory rental. The amendment extends the term of the agreement from March 3, 2014, to May 1, 2014. (C-14-0194)**

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

NEW BUSINESS CONTINUED:

- R. **Amendment to County Contract C-10-0067 with Murphy Tractor and Equipment Company for the annual requirements of equipment and accessory rental. The amendment extends the term of the agreement from March 3, 2014, to May 1, 2014. (C-14-0195)**

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

- S. **Amendment to County Contract C-10-0068 with Hamilton Equipment Company for the annual requirements of equipment and accessory rental. The amendment extends the term of the agreement from March 3, 2014, to May 1, 2014. (C-14-0196)**

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

- T. **Amendment to County Contract C-11-0129 with Safety-Kleen Systems, Inc., for the annual requirements of parts wash services/recycling solvent. The amendment provides for the price increase as shown on Attachment A. (C-14-0197)**

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

- U. **Amendment to County Contract C-13-0111 with Halls Culligan for the annual supply of water softener salt. The amendment renews the agreement for an additional one-year term from March 8, 2014, to March 7, 2015. (C-14-0198)**

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

- V. **Amendment to County Contract C-12-0177 with Allan Enterprises for the annual supply of microfilming supplies. The amendment renews the agreement for an additional one-year term from April 17, 2014, to April 16, 2015. (C-14-0199)**

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

- W. **Amendment to County Contract C-12-0176 with Decision One for the annual supply of microfilming supplies. The amendment renews the agreement for an additional one-year term from April 17, 2014, to April 16, 2015, and provides for the price increase as listed on Attachment A. (C-14-0200)**

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

NEW BUSINESS CONTINUED:

- X. **Amendment to County Contract C-13-0550 with Rochester Armored Car Company, Inc., for armored car services. The amendment changes the service specifications as shown on Exhibit A. (C-14-0201)**

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

- Y. **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, 2014, to May 31, 2015. (C-14-0202)**

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

- Z. **Political subdivision tort claim filed against Lancaster County Corrections by Christopher Hoer in the amount of \$2.83.**

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.

- AA. **Political subdivision tort claim filed against Lancaster County Corrections by Wasim Jihad for lost property in the amount of \$35.**

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

- BB. **Political subdivision tort claim filed against Lancaster County Corrections by Nathaniel Gonzalez for lost property in the amount of \$40.**

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.

- CC. **Political subdivision tort claim filed against Lancaster County Corrections by Richard Brown for lost and damaged property in the amount of \$75.**

MOTION: Smoyer moved and Raybould 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.

- 8) **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 Madeline Ahlschwede, W. Mill Road and NW 112th Street, for \$500. (C-14-0203)**
 - B. **Leasehold contract between the County Engineer and Jim Duffek, W. Mill Road and NW 112th Street, for \$10. (C-14-0204)**
 - C. **Receive and place on file the March 2014 report for County Records & Information Management.**
 - D. **Setting of a public hearing on Tuesday, April 22, 2014, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), regarding the issuance by the Hospital Authority No. 1 of Lancaster County, Nebraska, of its Healthcare Revenue Refunding Bonds (Tabitha, Inc. Project), Series 2014, solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended.**

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

- 9) **PUBLIC COMMENT:** **Those wishing to speak on items relating to County business not on the agenda may do so at this time.**

Raybould introduced Flat Stanley, attending on behalf of Kallen Koelzer in Lee's Summit, Missouri. *(The Flat Stanley Project connects children with others by sending out the Flat Stanley, which is created by the children. Kids then track and write about the character's journey and adventures.)*

Hudkins thanked the County Board for their volunteer work yesterday at the Capital Humane Society.

10) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 17, 2014, at 8:30 a.m., in the Bill Luxford Studio 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, April 22, 2014, 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.**

ANNOUNCEMENTS CONTINUED:

- 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.

11) **ADJOURNMENT**

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

Dan Nolte

Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 15, 2014
COUNTY-CITY BUILDING, ROOM 112
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 April 11, 2014.

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 Chair called the meeting to order at 11:11 a.m. and the location of the Nebraska Open Meetings Act was announced.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 8, 2014.**

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: Raybould 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:**

Christ United Methodist Church
Christ's Place Church
Food Bank of Lincoln
Lincoln Literacy Council

MOTION: Schorr 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) **APPEAL OF PERSONAL PROPERTY TAX PENALTY:**

Lee's Services

Scott Gaines, Deputy County Assessor/Register of Deeds, said a personal property return was filed for 2014 but not 2013, so the appropriate penalty was applied for 2013. The business said they filed in 2013 but were unable to provide proof of the filing; therefore, Gaines recommended denial of the appeal.

MOTION: Schorr moved and Raybould seconded denial of the appeal based on the County Assessor's recommendation. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

5) **ADJOURNMENT**

MOTION: Raybould moved and Smoyer seconded to adjourn the Board of Equalization meeting at 11:16 a.m. Schorr, Raybould, Amundson, Smoyer and Hudkins voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

