

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JUNE 10, 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 June 6, 2014.

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

Commissioners absent: Larry Hudkins, Chair

Others present: 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 10:33 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, June 3, 2014.**

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

3) **CLAIMS: Approval of all claims processed through Tuesday, June 10, 2014.**

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

4) **PUBLIC HEARINGS:**

A. Designation of Cutleaf teasel and Common teasel as noxious weeds.

The Vice Chair opened the public hearing.

Brent Meyer, Weed Control Authority Superintendent, was administered the oath and provided supporting testimony for designating Cutleaf teasel and Common teasel as noxious weeds (Exhibit A). He explained that small infestations could be dug out of the ground but large infestations would need to be treated chemically.

PUBLIC HEARINGS CONTINUED:

Meyer said Lancaster County would be the first Nebraska County to designate teasel as noxious weeds, which is infesting the whole county.

Robert Kaul, University of Nebraska-Lincoln State Museum Curator, was administered the oath. He discussed the history and characteristics of the teasel plants. Although it is not a nuisance yet, he predicted it would be in the future if it is not handled since it will likely create problems in crop fields. Currently Kansas is trying to ban the plants and Missouri has already done so. Kaul recommended the County Board designate the plants as noxious weeds. He felt eventually the rest of the Nebraska counties would follow suit.

The Vice Chair closed the public hearing. He announced action would be taken under New Business at next week's meeting (June 17, 2014).

B. Amusement license for the Kawasaki Corporate Agricultural Demonstration, 9000 Kolbrook Road, on June 18-26, 2014. (See 5A for correlating item.)

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

5) **NEW BUSINESS:**

A. Amusement license for the Kawasaki Corporate Agricultural Demonstration, 9000 Kolbrook Road, on June 18-26, 2014.

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

Gwen Thorpe, Deputy Chief Administrative Officer, stated the applicant is in agreement with the license requirements, including parking.

B. Certification of local siting approval for the Prairieland Dairy, LLC, composting facility at 1300 Pella Road, Firth, Nebraska, in accordance with Nebraska Revised Statute §13-1701 to 13-1714.

Raybould said she supported the certification but would abstain from voting since her business is currently working with Prairieland Dairy on the compost projects.

MOTION: Schorr moved and Amundson seconded approval of the certification. Schorr, Amundson and Smoyer voted aye. Raybould abstained. Hudkins was absent. Motion carried 3-0 with one abstention.

C. Setting the salary of George Dungan, Deputy Public Defender, at \$57,120.96 per year, effective June 19, 2014.

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

NEW BUSINESS CONTINUED:

- D. **Resolution in the matter of authorizing the temporary installation of the following: a 40 M.P.H. sign on A Street just east of S. 120th Street to replace the existing 50 M.P.H. speed limit sign for eastbound traffic; a 40 M.P.H. sign on A Street just west of S. 134th Street for westbound traffic; a 40 M.P.H. sign on A street just east of S. 134th Street for eastbound traffic; and a 40 M.P.H. sign on A street just west of S. 148th Street for westbound traffic. (R-14-0030)**

Pam Dingman, County Engineer, explained that the speed limit signs were needed due to increased traffic taking detours around the Highway 34 construction. The signs have already been posted, but the County Board needs to take official action so the speed limit can be enforced.

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

- E. **Recommendation of the Purchasing Agent and the County Engineer to issue an order to Seiler Instrument & Manufacturing Company, Inc., in the amount of \$57,852.75 for Trimble GPS equipment from the State of Nebraska Contract #13693 OC. (B-14-0025)**

Pam Dingman said the newest GPS surveying equipment on hand is seven years old and not upgradable. The Trimble system would allow for upgrades.

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

- F. **Recommendation from the County Engineer to award a bid to Gana Trucking & Excavating in the amount of \$259,229.58 for erosion control at culverts and bridges. (B-14-0026)**

Pam Dingman said the yearly contract is for erosion control at the entrance and exit points of County bridges.

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

- G. **Utility Permit No. 1189 for the City of Lincoln to occupy County road right-of-way to construct a sewer on Yankee Hill Road near 84th Street. There is no cost to the County. (C-14-0277)**

Pam Dingman said the City of Lincoln needs approval of right-of-way for a sewer line.

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

NEW BUSINESS CONTINUED:

- H. **Sixth 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, 2014, to June 30, 2015. (C-14-0278)**

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

- I. **Contract for professional services with the Lincoln-Lancaster County Human Service Federation for case management training. The County will pay up to \$5,000 for the services. Term of the agreement is July 1, 2013, to June 30, 2014. (C-14-0279)**

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

- J. **Agreement between the Lincoln, Nebraska, Airport Police and Lancaster County, on behalf of the County Sheriff, for use of the County Firearms Range for training and qualification testing. Term of the agreement is one year from the date of execution. (C-14-0280)**

Terry Wagner, County Sheriff, said the City no longer has a firearms range, so the City of Lincoln and other agencies use the County's range for qualification testing.

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

- K. **Agreement with Southeast Community College to conduct on-site food handling and food preparation instruction for Lancaster County Corrections inmates. The County will pay up to \$2,388.24. The five-week pilot program will begin June 17, 2014. (C-14-0281)**

Schorr noted the program was funded by the Keno Prevention Fund. The five-week project will be tracked and possibly expanded, depending upon success.

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

- L. **Service agreement with Claritus for maintenance and repair of the Duplo Folder at the Lancaster County Election Commission. The County shall pay \$195 per year for the services. (C-14-0282)**

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

NEW BUSINESS CONTINUED:

- M. **Agreement with the Nebraska Commission for the Blind and Visually Impaired for the Lancaster County Records Management Department to serve as a training site. (C-14-0283)**

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

- N. **Amendment to County Contract C-11-0449 with Fresh Start for sober living units. The amendment renews the agreement for an additional one-year term from July 1, 2014, to June 30, 2015. (C-14-0284)**

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

- O. **Amendment to County Contract C-11-0164 with Clean and Sober Living for sober living units. The amendment renews the agreement for an additional one-year term from July 1, 2014, to June 30, 2015. (C-14-0285)**

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

- 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 Craig and Mary Kreiner, N. 27th Street & Bluff Road, for \$13,742.50. (C-14-0286) (C-14-0287)**
- B. **Receive and place on file the May 2014 report for the following:**
1. **County Clerk**
 2. **County Assessor/Register of Deeds**
 3. **County Records & Information Management**

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

- 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 staff meeting on Thursday, June 12, 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, June 17, 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.
- 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.

9) **ADJOURNMENT**

MOTION: Raybould moved and Amundson seconded to adjourn the Board of Commissioners meeting at 10:59 a.m. Schorr, Raybould, Amundson and Smoyer voted aye. Hudkins was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JUNE 10, 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 June 6, 2014.

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

Commissioners absent: Larry Hudkins, Chair

Others present: Scott Gaines, Deputy County Assessor/Register of Deeds
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 10:59 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, June 3, 2014.**

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

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, Schorr and Smoyer voted aye. Hudkins was absent. Motion carried 4-0.

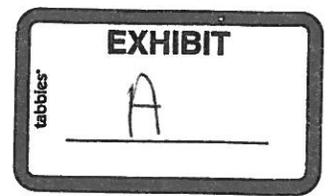
3) **ADJOURNMENT**

MOTION: Schorr moved and Raybould seconded to adjourn the Board of Equalization meeting at 11:00 a.m. Amundson, Schorr, Raybould and Smoyer voted aye. Hudkins was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk





Public Hearing, June 10, 2014

Brent Meyer, Lancaster County Weed Control Superintendent

Supporting testimony for the addition of Common teasel (*Dipsacus fullonum* L.) and Cutleaf teasel (*Dipsacus laciniatus* L.) to Lancaster County Noxious Weed List

In Lancaster County the County Board of Commissioners is also the Lancaster Noxious Weed Control Authority and has the authority granted by the State of Nebraska Noxious Weed Control Act to add plants to our county wide Noxious Weed list in order to manage local invasive weed problems.

The county added noxious weeds can also be removed in the future by the county if we so choose.

As Lancaster County Weed Superintendent I would ask this Board to add Common teasel (*Dipsacus fullonum* L.) And Cutleaf teasel (*Dipsacus laciniatus* L.) as noxious weeds in Lancaster County. If approved by Lancaster County, the petitions will then go to the Nebraska Department of Agriculture and would have to be approved by the Director of Agriculture before Common teasel and Cutleaf teasel would officially be added to our county list.

My research has proven to me that Common and Cutleaf teasel have the ability to spread rapidly and create agricultural and economic loss in Lancaster County as well as Nebraska statewide.

I feel it is important to add Common and Cutleaf teasel to our county noxious weed list and not wait for statewide designation for the following reasons:

- Teasels are NOT native to the United States. They were introduced in the 1700's from Europe for both ornamental and industrial purposes.
- Common and Cutleaf teasel are becoming more abundant in Lancaster County.
- The designation will allow the Lancaster County Weed Control department to begin management efforts through education and notification to property owners, of the problem they pose. Teasel will be managed in the same manner as the 12 designated weeds on the State List.
- If left uncontrolled, I believe it will be detrimental to the production of crops and livestock and to the welfare of the residents of Lancaster County and may devalue land and reduce tax revenue.

- EDRR (Early Detection Rapid Response) is the most economical way to attack invasive weeds. The longer we wait to control them, the more expensive the problem will become for our residents.
- Current infestation data indicates that only 10 counties in Nebraska have reported either Common or Cutleaf teasel, so now is the time to manage this problem early.
- Nine states have already listed either Common or Cutleaf teasel on their noxious weed list with Missouri and Colorado being the closest.
- Nebraska Game & Parks has been working on controlling teasel for years and reports that it is more difficult than musk thistle to control.
- My estimate is that there is less than 100 acres infested in Lancaster County, with many of them being small and very easily eradicated at this point.
- Teasel will create a mono-culture, crowding out all other native and desirable vegetation. It will also reduce forage, wildlife habitat, and species diversity.
- Teasel is a problem in almost any growing environment including pasture and rangeland, roadsides, wasteland as well as riparian areas.
- Teasels are prolific seed producers which results in rapid expansion of existing infestations. Seed can move in a variety of ways. Seed can float along riparian corridors, drift with the snow, journey along transportation corridors and recreational trails from seed shed from soil on tires and vehicle undercarriages. It can move on mowing equipment. From seed heads being used in floral arrangements. Birds can consume and then distribute the seed.

I respectfully ask you as the Lancaster County Board of Commissioners and as the Lancaster Weed Control Authority to support the petitions to add both Common teasel and Cutleaf teasel to Lancaster Counties Noxious Weed List.