

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, APRIL 21, 2015
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 17, 2015.

Commissioners present: Roma Amundson, Chair; Larry Hudkins, Vice Chair; Bill Avery, Deb Schorr and Todd Wiltgen

Others present: Kerry Eagan, Chief Administrative Officer; Kristy Bauer, Deputy County Attorney; Dan Nolte, County Clerk; and Ann Taylor, County Clerk's Office

The Chair called the meeting to order at 10:30 a.m., the pledge of allegiance was recited and the location of the Nebraska Open Meetings Act was announced.

1) MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 14, 2015.

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

2) CLAIMS: Approval of all claims process through April 21, 2015.

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

3) PUBLIC HEARING:

A. Amusement license application from Norris School District #160 to hold a car show on Saturday, April 25, 2015 at 25211 South 68th Street, Firth, Nebraska. (See correlating item 5A)

The Chair opened the public hearing and asked if anyone wished to testify in support, opposition or in a neutral position.

No one appeared.

The Chair indicated she would like more information about the event.

Kerry Eagan, Chief Administrative Officer, appeared and said it is not clear whether an amusement license is needed for the event, which will be held in the Norris High School parking lot, but the applicant wanted to make sure they had "covered all bases."

PUBLIC HEARINGS CONTINUED:

Ken Schroeder, County Surveyor, appeared and was administered the oath. He said the applicant contacted County Engineering several weeks ago to inquire about placing signage in the County right-of-way. Schroeder said he referred to applicant to the County Clerk's Office for an amusement license. He indicated County Engineering has no objections to the event provided the applicant gets the department's approval before placing any signage in the County right-of-way.

Hudkins asked whether there will be sufficient parking on site. Schroeder said there will likely be less vehicles than on school days.

Terry Wagner, County Sheriff, was administered the oath. He said he has no objections, noting the event has been held in the past and there were no issues.

The Chair closed the public hearing.

MOTION: Hudkins moved and Avery seconded to approve the amusement license, subject to any signage being approved by County Engineering. Schorr, Hudkins, Avery, Wiltgen and Amundson voted aye. Motion carried 5-0.

NEW BUSINESS:

A. Amusement license application from Norris School District #160 to hold a car show on Saturday, April 25, 2015 at 25211 South 68th Street, Firth, Nebraska.

MOTION: Avery moved and Hudkins seconded to approve the amusement license application. Schorr, Hudkins, Avery, Wiltgen and Amundson voted aye. Motion carried 5-0.

Schroeder indicated he will follow-up with the applicant regarding the signage issue.

Hudkins noted Malcolm also has also held a car show and asked whether they obtained an amusement license. Wagner indicated the County does not have jurisdiction in the incorporated areas.

4) OLD BUSINESS:

A. Resolution in the matter of County Special Permit No. 15006, granting authority for the development of the Coyote Ridge Community Unit Plan, consisting of eight dwelling units, and a waiver of the block length on Blocks 2 and 3, on property generally located at Northwest 70th Street and West Rock Creek Road, Lancaster County, Nebraska. (R-15-0020)

MOTION: Hudkins moved and Wiltgen seconded approval of the resolution.

Hudkins asked whether the waiver of block length is still needed since the number of lots was amended from nine to eight. Pam Dingman, County Engineer, appeared and said the developer has indicated he will eliminate the lot that was near the road so the waiver of block length is still be needed.

OLD BUSINESS CONTINUED:

Schorr thanked Donald Olson, 318 County Road 29, Valparaiso, who was present, for his efforts to bring the neighbors together so their concerns regarding this matter could be heard.

Gary Aldridge, 7112 S. 45th Street, Lincoln, NE 68516, appeared and asked whether the Lincoln/Lancaster County Planning Commission and/or the County Board are required to hold another public hearing since the number of lots was modified.

Kristy Bauer, Deputy County Attorney, said another public hearing is not required on the amendment.

ROLL CALL: Wiltgen, Hudkins and Schorr voted aye. Avery and Amundson voted nay. Motion carried 3-2.

5) NEW BUSINESS:

- A. Amusement license application from Norris School District #160 to hold a car show on Saturday, April 25, 2015 at 25211 South 68th Street, Firth, Nebraska.**

Item was moved forward on the agenda.

- B. Resolution authorizing the installation of a "School Bus Stop Ahead" sign on West Mill Road 500 feet east of 9920 West Mill Road for westbound traffic. (R-15-0021)**

Pam Dingman, County Engineer, appeared and said the sign was requested by a family in Malcolm.

Dingman also introduced Laurel Preuit, a Waverly High School student who is job shadowing.

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

- C. Recommendation from the Purchasing Department and the County Engineer to issue a purchase order to Cornhusker International Trucks, Inc. for four (4) International, Model 7400 plow/dump trucks with optional lines of four (4) trailer packages and four (4) pup hitch and air cushion valves. The total cost of the purchase is \$555,320. (B-15-0018)**

MOTION: Hudkins moved and Schorr seconded approval of the recommendation.

In response to a question from Wiltgen, Pam Dingman, County Engineer, indicated these are replacement trucks and said the equipment that is being replaced will most likely be surplus.

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

NEW BUSINESS CONTINUED:

- D. Recommendation from the Purchasing Department and the County Weed Authority Superintendent to award four (4) contracts for Weed Abatement – Mowing for County Weed Authority to Mr. Yards and More, Beatrice Lawn Care, Inc., Lee’s Lawn Maintenance and Gary’s Lawn & Landscape. The total combined cost is \$34,500. (B-15-0019)**

Brent Meyer, Noxious Weed Control Superintendent, appeared and said the contracts for mowing and weed abatement are through the interlocal agreement with the City of Lincoln. He said these contractors will be used on approximately 300 enforced controls throughout the year, noting this is year one of a possible three-year contract renewal.

In response to a question from Hudkins, Meyer said liens are filed on the properties where there are enforced controls and said the County will be reimbursed for costs, plus interest and administrative fees, when those are paid.

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

- E. Contract with Constructors Inc., in the amount of \$2,511,207.25 for asphaltic concrete resurfacing on various County roads (Project No. 15-12). (C-15-0188)**

Pam Dingman, County Engineer, appeared and said a couple of overlays were deleted to make sure the project stayed within the budget. She noted approximately \$500,000 of the contract is reimbursable by the City of Lincoln.

Hudkins asked whether there has been a better bid price for asphaltic concrete this year because of lower oil prices. Dingman said no, the prices are similar to last year.

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

- F. Grant contract with Clyde Malone Community Center, Inc., to provide funding in the amount of \$9,000 for the Talented Tenth Scholar’s Program. Term of the grant contract is July 1, 2014 to June 30, 2015. (C-15-0189)**

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

- G. 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, 2015 to April 30, 2016. (C-15-0190)**

NEW BUSINESS CONTINUED:

Terry Wagner, County Sheriff, appeared and said the deputy will work with the Hallam Village Board to determine when and where dedicated coverage is needed. He said the deputy will be paid overtime to work the contract and the Village of Hallam will reimburse the County for those costs and a vehicle cost.

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

H. Agreement with David L. Timperley, DC, to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. (C-15-0191)

MOTION: Schorr moved and Hudkins seconded approval of the agreement. Avery, Hudkins, Schorr and Amundson voted aye. Wiltgen abstained from voting. Motion carried 4-0, with one abstention.

I. Refund request of personal property tax from Baytree Financial Group, LLC.

Scott Gaines, Chief Administrative Deputy Assessor/Register of Deeds, appeared and recommended approval of the refund request. He explained the lessor and lessee both reported the same item of equipment for taxation. The refund would go to the lessor.

MOTION: Schorr moved and Wiltgen seconded approval of the refund request, based on the recommendation from the Assessor/Register of Deeds' Office. Hudkins, Schorr, Wiltgen, Avery and Amundson 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.

No one appeared for public comment.

7) ANNOUNCEMENTS:

B. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 23, 2015 at 8:30 a.m. in the Bill Luxford Studio (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, April 28 2015, 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.

8) **ADJOURNMENT**

MOTION: Wiltgen moved and Schorr adjourned the meeting at 11:03 a.m. Schorr, Wiltgen, Avery, Hudkins and Amundson voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte, County Clerk

