

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, MARCH 22, 2016
9:00 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 March 18, 2016.

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

Others present: Kerry Eagan, Chief Administrative Officer; David Derbin, Deputy County Attorney; Dan Nolte, County Clerk; Cori Beattie, Deputy County Clerk; and Kelly Lundgren, County Clerk's Office

The Chair called the meeting to order at 9:00 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, March 15, 2016.

MOTION: Hudkins 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 March 22, 2016.

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

3) SPECIAL PRESENTATION:

A. Introduction of Marcy Baker, nominee for appointment to the Lincoln City Libraries Board of Trustees as the Lancaster County Representative – Pat Leach, Lincoln City Libraries Director. (See correlating item 5A)

Herb Friedman, President of the Library Board of Trustees, introduced Marcy Baker and asked that the Board approve her appointment.

Baker said that she has been a resident of Lancaster County since 1991. She stated that her and her family are frequent users of the library and she would be honored to represent Lancaster County.

The Commissioners expressed their appreciation to the Lincoln City Library for allowing Lancaster County to have a representative on the Board of Trustees.

In response to Avery's inquiry regarding the duties of the Board of Trustees, Pat Leach, Lincoln City Library Director, stated it is an administrative board responsible for policy, procedures and budgets. She said the Board explores ways to remain current and relevant within the community. Friedman added it is an administrative board and not an advisory board.

SPECIAL PRESENTATION CONTINUED:

Schorr inquired as to the status of a bill currently before Legislature pertaining to city libraries. Leach said that LB 969 addresses the makeup of library boards mandating that the boards be advisory in nature and not administrative. She stated that the Lincoln City Library Board of Trustees did not support the bill and, although, it will likely not go forward this session, she felt it could be reintroduced next year.

Wiltgen clarified that Baker will be a non-voting member of the Board of Trustees. Leach added that Baker will be involved in discussions at meetings and will serve on committees.

NEW BUSINESS:

- A. Appointment of Marcy Baker to the Lincoln City Libraries Board of Trustees as the non-voting Lancaster County Representative for a term commencing April 1, 2016 and ending August 31, 2023.**

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

4) OLD BUSINESS:

- A. Right-of-way contract between Lancaster County and Melvin and Cheryl Lindner, Northwest 105th Street and McKelvie Road, in the amount of \$1939.00. (C-16-0100)**

Ken Schroeder, County Surveyor, noted this item was held over from a previous meeting in order to correct information contained within the contract. He indicated a small piece of ground is being purchased in the area of Northwest 105th Street and McKelvie Road in order to perform drainage work. Schroeder said access to the adjacent farmland will remain intact during the work.

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

5) NEW BUSINESS:

- A. Appointment of Marcy Baker to the Lincoln City Libraries Board of Trustees as the non-voting Lancaster County Representative for a term commencing April 1, 2016 and ending August 31, 2023.**

Item was moved forward on the agenda.

NEW BUSINESS CONTINUED:

- B. Request from Lancaster County Corrections to use \$18,000 from the Inmate Benefit Fund for the Good News Jail and Prison Ministries of Fairfax, Virginia, to provide counseling and religious activities for Lancaster County inmates.**

Mike Thurber, Corrections Administrator, said that Good News Jail and Prison Ministries has been providing chaplain services to Lancaster County Corrections since 1995. He asked that the Board approve the use of funds from the Inmate Benefit Fund to support the program.

Sheldon Crapo, Chaplain, told the Board the one-on-one counseling and mentoring sessions have increased by 40% over the past year. He said on average more than fifty religious volunteers are giving their time each month. Crapo noted without the support of the Board and the community it would be difficult to meet the religious and spiritual needs of the inmates.

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

- C. Amusement license renewal application from Norris School District #160 to hold a car show on Saturday, May 7, 2016 at 25211 South 68th Street, Firth, Nebraska.**

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

- D. Acknowledgement of the Continuing Disclosure Undertaking of the County regarding the County of Lancaster, Nebraska Tax Supported Lease Rental Revenue Bonds, Series 2016, in the principal amount of \$14,780,000.**

Dave Derbin, Deputy County Attorney, stated the forms in items D and E were received from Bond Council. He said they are required in order to finalize the forthcoming bond issuance.

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

- E. Closing certificate regarding the County of Lancaster, Nebraska Tax Supported Lease Rental Revenue Bonds, Series 2016, in the principal amount of \$14,780,000.**

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

- F. Extension of Lancaster County's current rates for group insurance benefits for Life and AD&D coverage with Hartford Life and Accident Insurance Company from August 1, 2016 to August 1, 2018. (C-16-0117)**

Bill Kostner, Risk Manager, stated that the life insurance contract would be extended with no increase in rates.

NEW BUSINESS CONTINUED:

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

- G. Interlocal agreement with the Village of Firth for one Sheriff's Deputy for law enforcement services within the corporate limits of the Village of Firth. Term of the agreement is April 1, 2016 to March 31, 2017. (C-16-0118)**

Terry Wagner, County Sheriff, said this is a renewal of a longstanding contract with the Village of Firth to provide dedicated law enforcement services on an as needed basis.

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

- H. Interlocal agreement between Lancaster County, the City of Waverly and Seward County to participate in a cooperative bidding for 2016 road resurfacing projects. (C-16-0119)**

Pam Dingman, County Engineer, informed the Board that the agreement is to extend and bid the mile extension of Denton Road, which will connect the pavement from the edge of Lancaster County into Seward County. She verified that Seward County will have an individual contract.

Dingman added that the agreement includes overlay of Amberly Road inside the city limits of Waverly who will be responsible for managing that contract.

Dingman hoped this type of agreement would be utilized more in the future as it could be very economical for the smaller communities.

In response to Hudkins inquiry if this would include Waverly's portion of Bluff Road, Dingman said that is a separate Interlocal Agreement.

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

- I. Contract between Christy Merryman and Lancaster County to provide educational coordination of the Celebrating Families Program in the Lancaster County Adult Drug Court. The contractor will be paid \$30 per hour, not to exceed 20 hours per week, or \$2,400 per month, using grant funds from the Substance Abuse and Mental Health Services Administration. (C-16-0120)**

Kim Etherton, Community Corrections Director, stated that Merryman will assist with coordinating the program curriculum.

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

NEW BUSINESS CONTINUED:

- J. Agreement between LexisNexis, the City of Lincoln and Lancaster County for computerized legal research. Total billing to the City Attorney, County Attorney and Public Defender will be \$2500 per month for the first year, with 3% increases each year thereafter. Based on current usage, the County's share will be approximately 76% of the total monthly billing. The term of the agreement is April 1, 2016 through March 31, 2021. (C-16-0121)**

Dave Derbin, Deputy County Attorney, said that this agreement will result in a cost savings to the County. He stated that the County's share of 76% is based on the number of users in the County Attorney's and Public Defender's Offices.

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

- K. Agreement between LexisNexis and Lancaster County for computerized legal research for Lancaster County Corrections. Corrections will be billed \$575.00 per month for the first year, with 3% increases each year thereafter. The term of the agreement is April 1, 2016 through March 31, 2021. (C-16-0122)**

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

- L. Utility permit No. 1388 allowing Lincoln Electric System to install underground plastic conduit in the area of South 56th Street to South 70th Street (east/west) and Yankee Hill Road to Rokeby Road (north/south). There is no cost to the County. (C-16-0123)**

Jim Shotkoski, County Engineer's Office, gave an overview of Items L – N and the areas that will be involved.

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

- M. Utility permit No. 1390 allowing Lincoln Electric System to install underground plastic conduit in the area of South 70th Street to South 78th Street (east/west) and Pine Lake Road to Yankee Hill Road (north/south). There is no cost to the County. (C-16-0124)**

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

- N. Utility permit No. 1391 allowing Lincoln Electric System to install underground plastic conduit in the Village of Cheney. There is no cost to the County. (C-16-0125)**

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

NEW BUSINESS CONTINUED:

- O. Contract with Speece-Lewis Engineers to provide professional engineering services to the County for permanent repairs to County Bridge X-30, to be completed on or before May 3, 2016. The County will pay a lump sum fee of \$8,000 for preliminary survey, hydraulic design and research, and structural design and plan preparation, and will pay up to \$2,100 for permitting. (C-16-0126)**

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

- P. Change order supplemental agreement to County Contract C-16-0028 with Valley Corporation for a decrease of \$1,066.20 to Bridge D-88 bank scour repair (Bid No. 15-242). (C-16-0127)**

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

- Q. Amendment to County Contract C-15-0119 between K2 Construction and Lancaster County for County snow removal – truck mounted plow services on an as-needed basis. The amendment extends the contract from March 10, 2016 through March 9, 2017. The cost to the County shall be \$140.00 per hour per truck mounted plow and shall not exceed \$10,000. (C-16-0128)**

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

- R. Amendment to Grant contract with Omni Behavioral Health to provide Functional Family Therapy to youths in the Truancy Diversion Program. The amendment changes the terms of the purpose of the grant. (C-16-0129)**

Sara Hoyle, Human Services Director, stated the amendment allows Omni to provide in-home family support and therapy.

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

- S. Amendment to County Contract C-13-0218 between Wesco Distribution, Inc., Lancaster County and the City of Lincoln using cooperative purchasing with the State of Nebraska for the annual requirements of electrical supplies. Pricing will be pursuant to the State of Nebraska contract. Cost to the County is not to exceed \$6,500. The amendment extends the contract from March 5, 2016 through March 4, 2017. (C-16-0130)**

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

NEW BUSINESS CONTINUED:

- T. Amendment to County Contract C-12-0173 with 3M Company, Traffic Safety Systems for the annual requirements to supply and deliver reflective sheeting. The amendment renews the agreement for an additional one-year term from February 1, 2016 to January 31, 2017. (C-16-0131)**

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

- U. Consulting services contract with Segal Rogerscasey to provide annual investment and administrative review of the Lancaster County 401(a) retirement plan and the 457 deferred compensation plan. The County will pay \$28,500 for the services. The term of the contract is March 1, 2016 through December 31, 2016. (C-16-0132)**

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

- V. Request from Jean Marie Keister for refund of real property tax.**

Scott Gaines, Deputy County Assessor/Register of Deeds, recommended approval of the request. He stated that the error was discovered in 2011 however, the record was not corrected at that time. Gaines noted that state statute allows for refunds for the three prior years. He said following the request an assessor did visit the property and verified the basement was unfinished.

Jean Marie Keister, property owner, appeared and commented that she called the County Assessor's Office in 2008 to notify them of the error. She said she called on February 6, 2016 and reviewed the assessment, which still indicated a finished basement. Keister stated she was instructed to submit a request for refund in writing to the County Treasurer.

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

- 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 Lancaster County and the following:**
- 1. Michael and Jenny Minchow, North 162nd Street and Raymond Road, in the amount of \$3,535.00. (C-16-0133)**
 - 2. Charles and Marilyn Schmidt, Northwest 12th Street and West Mill Road, in the amount of \$1,505.00. (C-16-0134)**
 - 3. Wiebers-Bell Family Farm Partnership, North 162nd Street and Raymond Road, in the amount of \$880.00. (C-16-0135)**

- B. **Right-of Entry agreements between Lancaster County and the Lower Platte South Natural Resources District, North 162nd Street and Raymond Road. There is no cost to the County. (2 contracts) (C-16-0136) (C-16-0137)**
- C. **Leasehold contracts between Lancaster County and the following:**
 - 1. **Lonnie Johnson, North 162nd Street and Raymond Road, in the total amount of \$20.00. (2 contracts) (C-16-0138) (C-16-0139)**
 - 2. **Rodney TeKolste, South 68th Street and Firth Road, in the amount of \$10.00. (C-16-0140)**
- D. **Setting of a public hearing on Tuesday, April 5, 2016, at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) regarding a request from Lancaster County Public Rural Transit for financial assistance from the Federal Transit Administration pursuant to the Federal Transit Act (FTA).**

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

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

Gary Aldridge, 7112 South 45th Street, Lincoln, NE, appeared and commented on the placement of wind turbines in Lancaster County. He noted wind turbines could broaden or increase the property tax base.

8) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 24, 2016 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 not hold a meeting on Tuesday, March 29, 2016 due to the Board's attendance at the Nebraska Association of County Officials (NACO) Southeast District Meeting at Eugene T. Mahoney State Park.**
- C. **The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, April 5, 2016 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Board of Equalization immediately following.**
- 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 Tuesdays (1:30 p.m. and 7:00 p.m.), Wednesdays (12:00 a.m.-midnight) and Saturdays (3:30 p.m.) 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: Schorr moved and Wiltgen seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:52 a.m. Schorr, Avery, Wiltgen, Hudkins and Amundson voted aye. Motion carried 5-0.

Cori R. Beattie

Cori Beattie, Deputy County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, MARCH 22, 2016
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 March 18, 2016.

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

Others present: Scott Gaines, County Assessor/Register of Deeds Office; Kerry Eagan, Chief Administrative Officer; David Derbin, Deputy County Attorney; Dan Nolte, County Clerk; Cori Beattie, Deputy County Clerk; and Kelly Lundgren, County Clerk's Office

The Chair called the meeting to order at 9:52 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, March 15, 2016.

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

2) ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS: (See attached additions and deductions.)

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

3) NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES:

A. Jean Marie Keister

Scott Gaines, Deputy Assessor/Register of Deeds, recommended approving the notice to correct the error, which listed the parcel with a finished basement.

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

4) **PUBLIC HEARING:**

A. **Motor Vehicle Tax Exemption Applications**

**City Impact
Christ's Place
Dialysis Center of Lincoln
Lincoln Church of Christ
Peoples City Mission
Temple Baptist Church**

The Chair opened the public hearing.

No one appeared to testify in support, opposition or in a neutral position.

The Chair closed the public hearing.

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

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

No one appeared for public comment.

6) **ADJOURNMENT**

MOTION: Wiltgen moved and Schorr seconded to adjourn the Lancaster County Board of Equalization meeting at 9:56 a.m. Wiltgen, Schorr, Hudkins, Avery and Amundson voted aye. Motion carried 5-0.

Cori R. Beattie



Cori Beattie, Deputy County Clerk