

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, AUGUST 2, 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 July 29, 2016.

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

Commissioners absent: Todd Wiltgen, Vice-Chair

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.

Amundson noted that she attended the 2016 Youth Championship Bowling opening ceremony. She received a plaque which was displayed and presented to the Lancaster County Board of Commissioners.

1) MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 26, 2016.

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

2) CLAIMS: Approval of all claims process through August 2, 2016.

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

3) PUBLIC HEARING:

- A. Amusement license application for Linh Quang Buddhist Temple to operate the Vu Lan Show on August 13-14, 2016 at 3175 West Pleasant Hill Road, Lincoln, Nebraska. (See correlating item 4A)**

The Chair opened the public hearing.

Tieng Vo, Linh Quang Buddhist Temple, was administered the oath and appeared in support of the amusement license. She stated the event will be a Buddhist Mother's Day celebration with activities and a freewill concert. Vo said they expect 200 people to attend and the hours will be 7:00 p.m. to 10:00 p.m.

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

The Chair closed the public hearing.

4) NEW BUSINESS:

- A. Amusement license application for Linh Quang Buddhist Temple to operate the Vu Lan Show on August 13, 14, 2016 at 3175 West Pleasant Hill Road, Lincoln, Nebraska.**

MOTION: Hudkins moved and Avery seconded approval of the amusement license application.

David Derbin, Deputy County Attorney, told the Board the applicant has notified the County Clerk's Office that the certificate of insurance is pending. He recommended approving the amusement license contingent on receipt of the certificate.

FRIENDLY AMENDMENT: Hudkins offered a friendly amendment that the amusement license be approved contingent on receiving the certificate of insurance. The seconder agreed.

ROLL CALL: Schorr, Avery, Hudkins and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

- B. Special designated license application from Meier's Wine, Inc. d/b/a Meier's Cork N' Bottle for the Community Crops fundraiser on August 27, 2016 at UNL Farmsite, 3130 North 112th Street, Lincoln, Nebraska.**

MOTION: Hudkins moved and Schorr seconded approval of the special designated license application. Avery, Hudkins, Schorr and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

- C. Special designated license application from Meier's Wine, Inc. d/b/a Meier's Cork N' Bottle for a reception on August 27, 2016 at Roca Ridge Events, 5265 Prairie Sage Drive, Roca, Nebraska.**

MOTION: Avery moved and Hudkins seconded approval of the special designated license application. Schorr, Hudkins, Avery and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

- D. Resolution for acceptance of "Foreman Ridge First Addition" for maintenance by Lancaster County generally located at Southwest 12th Street and West Denton Road, in the Southeast ¼ of Section 21, T9N, R6E. (R-16-0045)**

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

- E. Setting the annual salary for Bruce Prenda, Chief Deputy of the Juvenile Division of Lancaster County Attorney's Office, at \$129,923, effective August 4, 2016.**

Joe Kelly, County Attorney, provided the Board with an overview of Prenda's background and credentials.

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

F. Acceptance of assignment of quote for three (3) Convotherm Combi Ovens for Lancaster County Corrections from Kain McArthur to Hockenberg's (Bid 16-147).

MOTION: Schorr moved and Avery seconded approval of the assignment of quote. Avery, Schorr, Hudkins and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

G. Interlocal Agreement between Lincoln Electric System (LES), the City of Lincoln and Lancaster County for improvement of Rokeby Road between South 84th and 98th Streets and a portion of South 91st Street. (C-16-0418)

Pam Dingman, County Engineer, said the agreement is for construction of Rokeby Road between 84th Street and 98th Street. She noted it is at no cost to the County. Dingman stated that Lincoln Electric System (LES) and the City of Lincoln have approved this Interlocal Agreement.

Hudkins expressed concerns with the proposed roundabout included in the construction in a rural area due to the difficulty grain trucks have maneuvering through them.

Dingman stated there will not be roundabouts constructed initially. She said the City only installs roundabouts when warranted by their traffic conditions.

MOTION: Schorr moved and Hudkins seconded approval of the Interlocal Agreement. Hudkins, Avery, Schorr and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

Sara Hoyle, Human Services Director, gave an overview of items H thru N.

H. Grant contract with Legal Aid of Nebraska to provide funding for the Domestic Violence Representation Project in the amount of \$5,000. Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0419)

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

I. Grant contract with Matt Talbot Kitchen & Outreach for the Hunger Relief and Nutrition Education Program in the amount of \$10,000. Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0420)

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

J. Grant contract with the People's City Mission to provide funding for the Family Shelter Program in the amount of \$35,000. Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0421)

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

- K. Grant contract with The Mediation Center, Inc. in the amount of \$45,000 for the Restorative Justice Practices Program. Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0422)**

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

- L. Grant contract with Voices of Hope in the amount of \$43,383 to provide funding for the VAWA program "A Coordinated Response to Reducing Violence Against Women in Lancaster County". Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0423)**

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

- M. Grant contract with Lincoln Medical Education Partnership to provide funding in the amount of \$12,000 for the Stepping Stones for Families Program. Term of the grant contract is July 1, 2016 through June 30, 2017. (C-16-0424)**

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

- N. Grant contract with Heartland Big Brothers Big Sisters, Inc., to provide funding of \$10,000 for the Mentoring High Risk Youth Program. Term of the contract is July 1, 2016 through June 30, 2017. (C-16-0425)**

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

- O. Contract between CleanMax and Lancaster County to provide carpet cleaning services. Term of the contract is one year from the date of execution. Cost to the County is not to exceed \$15,000. (C-16-0405)**

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

- P. Contract between FBG Service Corporation and Lancaster County to provide carpet cleaning services. Term of the contract is one year from date of execution. Cost to the County is not to exceed \$15,000. (C-16-0406)**

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

- Q. Contract between Supersteam and Lancaster County to provide carpet cleaning services. Term of the contract is one year from the date of execution. Cost to the County is not to exceed \$15,000. (C-16-0407)**

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

- R. Contract between Alamar Uniforms and Lancaster County to provide the annual supply of Sheriff uniform clothing and accessories. Term of the contract is one year from the date of execution. Cost to the County is not to exceed \$17,000. (C-16-0417)**

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

- S. Amendment to Interlocal Agreement C-16-0010 between the Nebraska Secretary of State and Lancaster County for the County Records Manager to provide additional consulting services to the Secretary of State. The State will pay Lancaster County at the rate of \$47.46 per hour. The remaining terms of the agreement remain unchanged. (C-16-0426)**

Brian Pillard, Records Manager, said the State Records Management Division and County Records share building space and have an existing relationship. He stated this agreement provides a service to the Secretary of State as well as revenue for the County.

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

- T. Amendment to County Contract C-11-0745 between En Pointe Technologies Sales, LLC. and Lancaster County (using the WSCA Master Price Agreement ADSPO15-097309, State of Nebraska Contract No. 13093 OC) for commercial off the shelf (COTS) software and related services. The amendment extends the contract from June 3, 2016 through October 1, 2016. The estimated cost to the County is not to exceed \$5,000. (C-16-0408)**

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

- U. Amendment to County Contract C-13-0548 with Maxwell Products, Inc. for the annual supply of liquid asphalt PG 64-22 crack filler. The amendment renews the contract from August 17, 2016 through August 16, 2017. The estimated cost to the County is not to exceed \$5,000. (C-16-0409)**

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

- V. Amendment to County Contract C-10-0317 with Correctional Healthcare Companies (CHC) for medical services for the Youth Services Center. The amendment renews the contract from July 1, 2016 through June 30, 2017. The estimated cost for the services will be increased by \$470.22 per month for the contract term with a revised total amount of \$210,828. (C-16-0411)**

Bob Walla, Purchasing Agent, clarified the contract is an extension and not a renewal. He said the adult healthcare contract will be up in 2017, thus a Request for Proposal (RFP) will go out next year for both youth and adult healthcare services in order to get the best pricing.

In response to Hudkins' inquiry regarding the increase in cost, Walla said the monthly fee increase is determined by the Midwest region Producer Price Index (PPI) for medical services.

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

- W. Amendment to County Contract C-12-0374 with John Henry's Plumbing, Heating and Air Conditioning for general plumbing services and services for pipe larger than two inches. The amendment extends the contract from July 19, 2016 through February 28, 2017. The estimated cost to the County is not to exceed \$11,000. (C-16-0412)**

Hudkins asked why there is not one contract for all diameters of pipe.

Walla stated there are different rates for the larger water main pipes coming into buildings. He said Public Works has requested the split so there is an idea of what is being spent on the different types of pipe.

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

- X. Amendment to County Contract C-12-0376 with Bob and Don's Plumbing for general plumbing services and services for pipe larger than two inches. The amendment extends the contract from July 19, 2016 through February 28, 2017. The estimated cost to the County is not to exceed \$11,000. (C-16-0413)**

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

- Y. Amendment to County Contract C-13-0004 with John Henry's Plumbing, Heating and Air Conditioning for miscellaneous plumbing services for pipe less than two inches. The amendment extends the contract from January 15, 2017 through February 28, 2017. The estimated cost to the County is not to exceed \$12,000. (C-16-0414)**

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

- Z. **Amendment to County Contract C-12-0378 with Bob and Don's Plumbing for miscellaneous plumbing services for pipe less than two inches. The amendment extends the contract from July 20, 2016 through February 28, 2017. The estimated cost to the County is not to exceed \$12,000. (C-16-0415)**

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

- AA. **Amendment to County Contract C-13-0005 with Dworak Plumbing for miscellaneous plumbing services for pipe less than two inches. The amendment extends the contract from January 15, 2017 through February 28, 2017. The estimated cost to the County is not to exceed \$12,000. (C-16-0416)**

Amundson questioned if the contract dates were correct as well as the increase in cost.

Derbin stated that the dates are correct.

Walla said all unit price contracts will end in February 2017 at which time they will be negotiated. He noted the amount is based on the usage from the previous year. Walla stated Purchasing intends to rewrite the rules on unit pricing and gain more vendors.

Schorr requested that Walla visit with the Board at a Thursday Staff meeting to give them an update on the Purchasing Departments new procedures.

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

- 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. **Receive and place on file:**
1. **County Treasurer Mid-Term Report of 2014 distress warrants.**
 2. **Lancaster County's Proposed Budget for Fiscal Year 2016-2017**
- B. **Right-of-way contract between Lancaster County and Joseph Rohach, Southwest 72nd and Pella Road in the amount of \$646. (C-16-0427)**
- C. **Utility Permit No. 1457 allowing Windstream Nebraska to install new fiber optic cable adjacent to Raymond Road from approximately Highway 77 east to North 70th Street. (C-16-0410)**

- D. Setting a public hearing for Tuesday, August 9, 2016 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) for the following:
1. Amending Section XIII of County Resolution R-13-0062, Procedures for the regulation of On-Site Wastewater Treatment Systems in Lancaster County.
 2. Amending Sections VI, XV and XXIX of County Resolution R-13-0063, Regulations for the Operation of Body Art and Piercing Establishments in Lancaster County, Nebraska.
 3. Amending County Resolution R-13-0073, the Lancaster County Air Pollution Control Resolution, to increase the fee for open burning permits.
 4. Amending County Resolution R-13-0064, Procedures for the Inspection of On-Site Wastewater Supply Systems and On-Site Wastewater Treatment Systems prior to the sale, transfer or conveyance of property in Lancaster County, Nebraska.

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

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

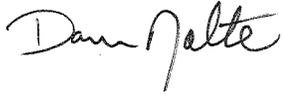
No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, August 4, 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 hold their next regular meeting on Tuesday, August 9, 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.
- 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 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.

8) ADJOURNMENT

MOTION: Schorr moved and Avery seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:53 a.m. Schorr, Avery, Hudkins and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.



Dan Nolte, County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, AUGUST 2, 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 July 29, 2016.

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

Commissioners absent: Todd Wiltgen, Vice-Chair

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 9:53 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, July 29, 2016.

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

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

MOTION: Schorr moved and Hudkins seconded approval of the additions and deductions. Hudkins, Schorr, Avery and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

3) PUBLIC HEARING:

A. Notice of Proposed Change in Exemption Status

The Smith Collection

The Chair opened the public hearing.

Scott Gaines, Deputy Assessor/Register of Deeds, was administered the oath. Gaines stated The Smith Collection was granted an exemption for the museum. He said the Assessor's Office recently received notice that a building in an overflow area had been leased to a taxable entity since March of 2015. Gaines said the recommendation is to approve the change of taxable status for that portion of the property for years 2015 and 2016.

J. Michael Rierden, Rierden Law Offices, was administered the oath and appeared on behalf of The Smith Collection. Rierden stated a building on the property was leased to a private party. He said recently a letter was written to correct the taxable status when it was discovered the County Assessor's Office had not been notified.

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

The Chair closed the public hearing.

MOTION: Schorr moved and Hudkins seconded approval of the change in exemption status. Schorr, Avery, Hudkins and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

4) 2016 451 TAX EXEMPTIONS ON REAL AND PERSONAL PROPERTY:

**CenterPointe, Inc.
Home Corporation of Lincoln
JDRF International
Lancaster Youth Softball Association
Raymond United Methodist Church
Unity Lincoln
University of Nebraska Foundation**

Gaines said the deadline for tax exemption applications is December 31st although state statute allows for an extension to July 1st with penalty provisions. He stated approval of the tax exemptions is recommended with appropriate late penalties with the exception of Home Corporation and University of Nebraska Foundation.

Gaines said in the case of Home Corporation (Clark Jeary Home) this will correct an exemption for personal property. He stated the assisted living section is exempt but the retirement home is taxable. Gaines said when the exemptions were previously approved partial exemption was granted on the real estate but inadvertently exempted all personal property. He stated this recommendation is to match the personal property exemption at 62.1% with the real estate.

Dennis Hayward, Board of Trustees Raymond United Methodist Church, said their application was late due to an oversight and miscommunication with church staff. He stated they are currently working on a procedure to prevent this from happening in the future.

Hudkins noted that often with the smaller village churches there is a change in parties responsible for ensuring the applications are submitted in a timely fashion and deadlines can easily be missed. He encouraged entities such as those to devise a plan to ensure applications are submitted on time so as not to incur costly penalties.

In response to Avery's inquire regarding penalty cost, Gaines said statute sets the penalty at either 10% of the tax due or \$100 per month whichever is less.

Gaines stated the University of Nebraska Foundation previously had a partial exemption because a house on the property was rented to a private individual. He said the house is now used for Foundation purposes and the recommendation is for 100% exemption.

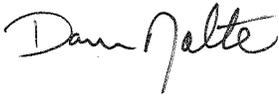
MOTION: Avery moved and Schorr seconded approval based on the recommendations of the County Assessor's Office. Avery, Hudkins, Schorr and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.

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: Schorr moved and Hudkins seconded to adjourn the Lancaster Board of Equalization at 10:05 a.m. Schorr, Hudkins, Avery and Amundson voted aye. Wiltgen was absent. Motion carried 4-0.



Dan Nolte, County Clerk

