

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 4, 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 September 30, 2016.

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

Commissioner absent: Deb Schorr

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, September 27, 2016.

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

2) CLAIMS: Approval of all claims process through October 4, 2016.

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

3) SPECIAL PRESENTATION:

A. Introduction of Jeff Cunningham, nominee for appointment to the Lancaster County Visitors Promotion Committee. (See correlating item 4A)

Jeff Maul, Lincoln Convention & Visitors Bureau Executive Director, introduced Jeff Cunningham as a nominee to the Visitors Promotion Committee (VPC). He stated Cunningham was selected due to his continued involvement in the growth and promotion of the Haymarket area, most notably the Haymarket Development Corp and the Farmers Market. Cunningham will replace Julie Lattimer and will serve a four-year term ending in 2020.

Cunningham said he has been in the Haymarket area for twenty years and understands the importance of keeping the City vibrant. He expressed his appreciation for being considered for the position.

Maul said Cunningham's involvement with the VPC will not prevent the Haymarket Development Corp from applying for future grants.

4) **NEW BUSINESS:**

- A. **Appointment of Jeff Cunningham to the Lancaster County Visitors Promotion Committee to a four-year term ending June 30, 2020.**

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

- B. **Resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-16-0069)**

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

- C. **Interlocal agreement between the City of Lincoln and Lancaster County on behalf of the Southeast Region to provide Southeast Region grant funds from NEMA to the City of Lincoln for purchases of emergency management equipment. Cost to the Region will be approximately \$90,000. (C-16-0589)**

Jim Davidsaver, Emergency Management Director, said Lancaster County serves as the fiscal agent for the Southeast Region. He stated the agreement is to facilitate the purchasing process for the City of Lincoln emergency equipment.

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

- D. **Agreement between Lancaster County, on behalf of the Lancaster County Election Commissioner and Steve McClatchey for the delivery of voting machines and other miscellaneous equipment to several polling locations for the General Election to be held on Tuesday, November 8, 2016. The County will pay \$58 per polling location for the delivery service. (C-16-0590)**

Dave Shively, Election Commissioner, stated McClatchey has been responsible for the delivery of voting machines and miscellaneous equipment to the polling locations since 2006 and has provided excellent service.

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

- E. **Collective bargaining agreement with the Fraternal Order of Police Lodge #29. Term of the agreement is September 1, 2016 to August 30, 2018. (C-16-0591)**

Doug McDaniel, Human Resources Director, informed the Board that negotiations recently concluded with FOP #29, which represents the Deputy Sheriffs. This is a two-year agreement with a 2.5% increase the first year and 2.0% increase the second year.

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

- F. Agreement between Graham Research Consultants and Lancaster County on behalf of the Lancaster County Sheriff's Office, for training sessions to be conducted on October 12, 2016. Cost to the County is \$5,625. (C-16-0592)**

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

- G. Acceptance of a temporary retirement buyout program application and agreement between the County of Lancaster, Nebraska and Kevin B. Pohlen, an employee of the Lancaster County Sheriff's Office and a member of Fraternal Order of Police, Lodge #29. Mr. Pohlen's resignation is effective October 26, 2016. (C-16-0539)**

McDaniel stated the FOP contract provides for 100% pay out of sick leave and the program is deemed temporary for the duration of the labor agreement.

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

- H. Cooperative agreement with the U.S. Department of the Interior U.S. Geological Survey for joint funding of water resources investigations. The agreement is for the operation and computation of records for four stream flow gaging stations, which are Salt Creek, Little Salt Creek near Lincoln, Stevens Creek near Lincoln and Rock Creek near Ceresco. The County will pay \$12,635 for the services. Term of the agreement is October 1, 2016 through September 30, 2017. (C-16-0593)**

Pam Dingman, County Engineer, said the gages provide important data to the Emergency Management Center alerting officials of potential flooding events.

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

- I. Agreement with Soval Solutions, LLC, for professional consulting services to establish caseload standards for the Lancaster County Attorney's Office. The County will pay \$90 per hour for up to 170 hours of work. Cost to the County is not to exceed \$15,300. Term of the agreement is December 1, 2014 through June 30, 2017. (C-16-0594)**

Joe Kelly, County Attorney, stated the funds for the project come from the County Attorney's Federal Drug Forfeiture funds so no taxpayer dollars are used. The project has been ongoing for two years. He said the attorneys are currently recording the time spent on particular cases and noted there are currently no caseload standards for prosecutor offices.

In response to Amundson's inquiry regarding the average number of cases per attorney, Kelly responded that a record number of felonies will be filed in district court this year. He said on average the six major felony attorneys have approximately thirty to fifty District Court cases and thirty to forty County Court cases.

Wiltgen asked if there is a relationship between jail population and a higher rate of felony cases. Kelly stated it is due to an increase in the number of cases filed but the jail population issue is also due to LB605.

Hudkins inquired if this study will separate out the cases that are a direct result of LB605. Kelly said this study does not address that issue. He added Sarpy, Douglas and Lancaster Counties are looking at the numbers as a result of LB605.

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

J. Offer from Bryan Health for real property no longer serving a County purpose, generally located at 2201 South 17th Street, Lincoln, Lancaster County, Nebraska.

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

K. Grant contract with Youth for Christ, Inc. in the amount of \$10,000 for funding of the Parent Life Program. Term of the contract is July 1, 2016 through June 30, 2017. (C-16-0595)

Sara Hoyle, Human Services Director, said this program provides support and mentoring for pregnant youth or ones with small children. She stated that even though it is held at a religious venue there is no mention of religion or prayer.

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

L. Grant contract with Hub-Central Access Point for Young Adults, Inc., in the amount of \$27,150 to provide funding for HUB's Back on Track Program to increase school engagement for youths ages 16-17 who are habitually truant, credit-deficient and in danger of falling off track to graduate on time. HUB will document \$20,000 of non-federal matching funds used on the program. Term of the contract is July 1, 2016 through June 30, 2017. (C-16-0596)

Hoyle said this grant provides staffing from the HUB to various Lincoln Public High Schools as part of a Student Achievement team to identify students that may be falling behind or truant. The program offers support to hopefully keep youth out of the juvenile justice system.

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

- M. Amendment to County Contract C-16-0238 with One Source The Background Check Company for the annual service employment and volunteer background investigation services. The amendment renews the contract from October 18, 2016 through October 17, 2017. The estimated cost to the County is not to exceed \$3,000. (C-16-0576)**

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

- N. Amendment to County Contract C-15-0149 with Redwood Toxicology Laboratory, Inc. using the State of Minnesota MMCAP Contract No. MMS14033 for drug and alcohol screening products and services. The amendment extends the contract from October 1, 2016 through September 30, 2017. The estimated cost to the County is not to exceed \$51,500. (C-16-0585)**

Wiltgen inquired if the contract specifies the amount per case. Dave Derbin, Deputy County Attorney said he would need to refer to the original contract for the specific amount as this is simply an amendment.

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

- O. Amendment to County Contract C-16-0008 with United Parcel Services, Inc. using the State of Nebraska Contract No. 52733 04 for small package delivery services. The amendment extends the contract from August 28, 2016 through November 27, 2016. The estimated cost to the County is not to exceed \$500. (C-16-0586)**

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

- P. Amendment to County Contract C-13-0542 with Nebraska Printing Center for the annual requirements of envelopes and printing (Bid No. 13-283). The amendment renews the contract from November 1, 2016 through October 31, 2017. The estimated cost to the County is not exceed \$30,000. (C-16-0588)**

MOTION: Avery moved and Wiltgen seconded approval of the amendment. Hudkins, Wiltgen, Avery and Amundson voted yes. Schorr 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 the file the following report:**
1. County Sheriff – August 2016

- B. Utility Permit No. 1481 allowing Windstream Nebraska, Inc., to install fiber optic cable adjacent to Dunrovin Road (South 82nd Street and Yankee Hill Road). There is no cost to the County. (C-16-0587)
- C. Right-of-way contracts between Lancaster County and the following:
 - 1. Sandra Allington, North 190th Street and Little Salt Road, in the amount of \$487. (C-16-0597)
 - 2. David & Mary Montague, North 27th Street and Agnew Road, in the amount of \$1,437.40. (C-16-0598)

MOTION: Avery moved and Hudkins seconded approval of the consent items. Wiltgen, Avery, Hudkins and Amundson voted yes. Schorr 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.

Hudkins commented on the economic conditions in France.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 6, 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, October 11, 2016 at 9:00 a.m., in the 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: Wiltgen moved and Hudkins seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:49 a.m. Wiltgen, Avery, Hudkins and Amundson voted yes. Schorr was absent. Motion carried 4-0.

Dan Nolte

Dan Nolte, County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 4, 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 September 30, 2016.

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

Commissioner absent: Deb Schorr

Others present: Scott Gaines, 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 9:49 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, September 27, 2016.

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

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

This item was skipped. Action will be taken on October 11, 2016.

3) PUBLIC HEARINGS:

A. Motor Vehicle Tax Exemption Applications (See correlating item 4)

Calvary Community Church
Girl Scouts Spirit of Nebraska
Immanuel
My Bridge Radio
St. Joseph's Catholic 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.

B. Proposed Change in Exemption Status (See correlating item 5)

**CHI Health (2 parcels)
Habitat for Humanity, Inc.
Salvation Army Adult Rehab Center
Harris-Fraley VFW Post 131**

The Chair opened the public hearing.

Scott Gaines, Deputy Assessor/Register of Deeds, said the recommendation is for approval of the five parcels.

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

The Chair closed the public hearing.

4) ACTION ON MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:

MOTION: Wiltgen moved and Avery seconded approval of the motor vehicle exemptions. Wiltgen, Avery, Hudkins and Amundson voted yes. Schorr was absent. Motion carried 4-0.

5) ACTION ON PROPOSED CHANGE IN EXEMPTION STATUS:

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

6) LATE FILED HOMESTEAD EXEMPTION:

Leona Gossman

The public hearing was opened.

Gaines stated Ms. Gossman met the late filing requirements for the homestead exemption and he recommended approval.

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

The public hearing was closed.

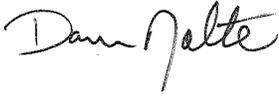
MOTION: Avery moved and Hudkins seconded approval of the homestead exemption. Wiltgen, Hudkins, Avery and Amundson voted yes. Schorr was absent. Motion carried 4-0.

7) 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.

8) ADJOURNMENT

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



Dan Nolte, County Clerk

