

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 7, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Commissioners meeting was convened at 1:32 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 30, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Hudkins moved and Campbell seconded approval of the minutes of the Board of Commissioners meeting dated April 30, 2002. Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

A. The Commissioners Award of Excellence for April, 2002 was presented to Troy Fitzgerald, an employee at Lancaster Manor.

- 3) **CLAIMS FOR REVIEW:**

A. PV 671-23661 dated April 16, 2002 - Corrections has requested payment to Petty Cash, totaling \$95.65, for various items purchased between May 17, 2000 and April 15, 2002, \$61.38 (10 items) is over 90 days old (see Neb. Rev. Stat. §23-135).

3) **CLAIMS FOR REVIEW CONTINUED:**

MOTION: Campbell moved and Heier seconded approval of Payment Voucher 671-23661 dated April 16, 2002. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

4) **CLAIMS:** **Approval of all claims processed through Tuesday, May 7, 2002.**

MOTION: Hudkins moved and Heier seconded approval. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

5) **PUBLIC HEARINGS:**

A. An application for a Corporate Manager, for Patrick J. Lloyd, in connection with a liquor license for the Nebraska State Board of Agriculture d/b/a Nebraska State Fair located at 1800 State Fair Park Drive in Lincoln, Nebraska.

The Chair opened the public hearing and asked if anyone wished to provide testimony in favor of the application.

The Clerk administered the oath to Patrick Lloyd, applicant.

In response to questions asked by Stevens, Lloyd stated he had held a similar license in Oklahoma for their State Fair. He added that he did attend classes relating to responsible hospitality in Oklahoma.

David Johnson, Deputy County Attorney, requested that the written recommendations from the County Sheriff (Exhibit 1) and from the County Engineering Department (Exhibit 2) be marked and offered for the record.

The Chair stated the hearing would be recessed for one week to allow for any additional testimony. It was also noted that action would be taken on Tuesday, May 14, 2002.

The Chair asked if anyone wished to testify in opposition or in a neutral position.

No one appeared and the hearing was recessed for one week.

6) **NEW BUSINESS:**

- A. A contract between the Lancaster County Engineering Department and White Glove Janitorial, in the amount of \$11,400, for cleaning services for the Westgate office and shop facility, beginning July 1, 2002 and ending June 30, 2003. (C-02-0180)**

MOTION: Heier moved and Campbell seconded approval of a contract with White Glove Janitorial. Heier, Workman, Hudkins, Campbell and Stevens voted aye. Motion carried.

- B. An agreement with Mario Scalora, Ph.D., to present a workshop to the employees of the Community Mental Health Center regarding workplace violence. The workshop is for the Community Mental Health Center Staff Development Day on May 8, 2002. The County will pay \$500 for the services. (C-02-0181)**

David Johnson, Deputy County Attorney, explained that the agreement was changed to be between the University of Nebraska, Psychological Consultation Center, Department of Psychology and the County because of issues with the County's insurance requirements. He stated that Dr. Scalora would continue to provide the workshop.

Recommendation was to approve the agreement with the change and also subject to the receipt of executed originals.

MOTION: Campbell moved and Stevens seconded to approve the agreement between the County and the University of Nebraska, Psychological Consultation Center, Department of Psychology subject to receipt of executed originals. Campbell, Stevens, Workman, Heier and Hudkins voted aye. Motion carried.

- C. An agreement with Juli Burney to present a workshop to the employees of the Community Mental Health Center entitled "Getting to the Heart of the Matter". The workshop is for the Community Mental Health Center Staff Development Day on May 8, 2002. The County will pay \$1,650 for the services. (C-02-0182)**

Johnson recommended approval of the agreement subject to receipt of a certificate of insurance evidencing the County's insurance requirements.

6) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval of an agreement with Juli Burney subject to receipt of a certificate of insurance. Heier, Workman, Stevens, Campbell and Hudkins voted aye. Motion carried.

D. An agreement with the City of Lincoln to provide consultation and assessment of the County's General Assistance program as it relates to the Lincoln-Lancaster County Health Department's managed care organization set up. The County will pay up to \$5,000 for the services. (C-02-0185)

Johnson referred to Paragraph 4 of the agreement noting that the first sentence referred to "construction costs". He stated it was a clerical error and should read, "as reimbursement for the costs".

MOTION: Campbell moved and Stevens seconded approval of an agreement with the City of Lincoln for consultation and assessment of the County's General Assistance programs as it relates to the Lincoln-Lancaster County Health Department's managed care organization set up subject to deleting " construction cost" in Paragraph 4 and inserting "as reimbursement for the cost". Stevens, Hudkins, Heier, Workman and Campbell voted aye. Motion carried.

E. A second amendment to the Nebraska Department of Education Cooperative Agreement Award Notification. The original agreement provided pre-vocational services through the Community Mental Health Center for persons with serious mental disorders. The amendment extends the term from December 31, 2001 to June 30, 2002 and provides additional funds in the amount of \$8,000. It also increases the match by the County or Region V to \$8,000. (C-02-0183)

MOTION: Campbell moved and Hudkins seconded approval of a second amendment to the Nebraska Department of Education Cooperative Agreement Award Notification. Workman, Campbell, Hudkins, Stevens and Heier voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

F. A promissory note from the Lincoln-Lancaster Public Building Commission for the purchase of property. The County will loan the Commission \$1,175,000 which is to be repaid to the County on September 1, 2002 with interest in the amount of five percent. (C-02-0184)

MOTION: Heier moved and Campbell seconded approval of the promissory note from the Lincoln-Lancaster Public Building Commission.

Hudkins, Chair of the Public Building Commission, explained that the note was for the purchase of property commonly known as Clover Auto to the north of the County-City Building. He stated that the White Electric building was purchased last week by the City of Lincoln. Hudkins said upon acquisition of the entire block, the Public Building Commission will reimburse the County and the City.

ROLL CALL: Hudkins, Workman, Heier, Campbell and Stevens voted aye. Motion carried.

G. A resolution authorizing the installation of the following traffic signs in Lancaster County, Nebraska: (R-02-0042)

- ▶ **Install reverse curve signs on West Agnew Road. One approximately one tenth of a mile east of Northwest 140th Street for eastbound traffic and one approximately one quarter of a mile east of Northwest 140th Street for westbound traffic.**
- ▶ **Install chevron alignment signs on curves for both directions of travel on North 148th Street where it curves into Mill Road.**

In Finigan Ridge Addition the following signs will be installed by the County and paid for by the developer:

- ▶ **Street identification signs at the intersection of Waverly Road and North 79th Street.**
- ▶ **A stop sign on North 79th Street at the intersection of Waverly Road for northbound traffic.**

MOTION: Heier moved and Hudkins seconded approval of Resolution R-02-0042. Campbell, Heier, Stevens, Workman and Hudkins voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

H. A resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-02-0043)

MOTION: Campbell moved and Stevens seconded approval of Resolution 02-0043. Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

I. A recommendation from the Purchasing Agent and the Sheriff to award a bid for vehicle cleaning services, in the approximate amount of \$25,000 per year, for Lancaster County and City of Lincoln vehicles to the following: (B-02-0022)

- ▶ West "O" Super Wash
- ▶ Buggy Bath Car Wash
- ▶ F S Enterprises, d/b/a Crystal Clear Auto Wash

MOTION: Heier moved and Campbell seconded approval.

In response to a question asked by Workman, Chief Deputy Sheriff Bill Jarrett explained that the bid would be for exterior and interior cleaning of their vehicles. He stated there were several vendors listed to accommodate the various shifts of the office.

Kathy Smith, Assistant Purchasing Agent, added that the cost of approximately \$25,000 was a combined total between the County and the City.

ROLL CALL: Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

J. Recommendations from the Lancaster County Personnel Policy Board for the following:

- ▶ Amend Commercial Driver's License and Driver's License Personnel Policy Bulletin.
- ▶ Amend Family and Medical Leave Act Personnel Policy Bulletin.
- ▶ Amend Workers' Compensation Personnel Policy Bulletin.

MOTION: Campbell moved and Stevens seconded approval. Heier, Campbell, Stevens, Hudkins and Workman voted aye. Motion carried.

6) **NEW BUSINESS CONTINUED:**

K. A request from Lorenzo Delgado for a refund of real estate taxes for 2000, in the approximate amount of \$208.32 and for 2001, in the approximate amount of \$212.12.

MOTION: Heier moved and Campbell seconded approval of a refund of real estate taxes for Lorenzo Delgado. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

L. Appointment of Mary Gaines to the Lancaster County Indigent Defense Advisory Committee for a three year term, beginning May 10, 2002.

MOTION: Campbell moved and Stevens seconded approval.

Kerry Eagan, Chief Administrative Officer, explained that the Indigent Defense Advisory Committee advises the County Board and the Public Defender regarding indigent defense. He added they have also brought recommendations to the County Board regarding the Indigent Defense Screener, award of contracts and other issues involving indigent defense.

ROLL CALL: Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

7) **CONSENT ITEMS:** These are items of business that are routine and which 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 Clerk's Monthly Report for April, 2002.**
- 2. County Engineer's Quarterly Report for January, February and March, 2002.**
- 3. County Engineer's Quarterly Report for the Geographic Information System (GIS) Division for January, February and March, 2002.**

7) CONSENT ITEMS CONTINUED:

B. A request from Nicole M. Svoboda, an employee in Juvenile Court, to voluntarily participate in the County's retirement plan.

MOTION: Campbell moved and Stevens seconded approval of the Consent Items. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

8) ADJOURNMENT:

MOTION: At 2:10 p.m. Heier moved and Campbell seconded adjournment of the Board of Commissioners meeting. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 7, 2002
COUNTY COMMISSIONERS CHAMBERS, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Norm Agena, County Assessor
Kerry Eagan, Chief Administrative Officer
David Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Trish Owen, Deputy County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was convened at 2:10 p.m.

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 30, 2002. (A copy of these minutes is on file in the office of the Lancaster County Clerk.)

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting dated April 30, 2002. Campbell, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 14 additions and deductions to the tax assessment rolls per Exhibit A.

MOTION: Heier moved and Campbell seconded approval. Stevens, Workman, Heier, Campbell and Hudkins voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS FOR THE FOLLOWING:**

**Martin Luther Homes of Nebraska, Inc.
Our Lady of Guadalupe Seminary, a division of The Priestly Fraternity of
St. Peter**

MOTION: Heier moved and Campbell seconded approval of the motor vehicle tax exemptions. Workman, Hudkins, Campbell, Stevens and Heier voted aye. Motion carried.

4) **SETTING OF A PUBLIC HEARING FOR NOTICE OF VALUATION CHANGE:**

Setting of public hearings for Tuesday, May 21, 2002 immediately following the regular Board of Commissioners meeting in Room 112 on the first floor of the County-City Building for notice of valuation change for omitted or undervalued property for the following:

**Salvador O Ortiz
Joseph C. & Kelley A Dowding
ANT LLC**

MOTION: Campbell moved and Heier seconded approval of setting public hearings for notice of valuation change for omitted or undervalued property for Salvador O. Ortiz, Joseph C. and Kelley A. Dowding and Ant LLC. Hudkins, Stevens, Workman, Heier and Campbell voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: At 2:13 p.m. Heier moved and Hudkins seconded adjournment of the Board of Equalization meeting. Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

Bruce Medcalf
County Clerk