

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, AUGUST 24, 2004**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Ray Stevens, Chair  
Larry Hudkins, Vice Chair  
Bernie Heier  
Deb Schorr

Commissioners Absent: Bob Workman

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

The Board of Commissioners meeting was called to order at 1:30 p.m..

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, August 17, 2004.**

**MOTION:** Hudkins moved and Heier seconded approval of the minutes of the Board of Commissioners meeting held on August 17, 2004. Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

2) **SPECIAL PRESENTATIONS:**

**A. Recognition of Doug Ahlberg, Emergency Management Director, all volunteers, governmental agencies, and businesses who responded to the May 22, 2004 disaster in Lancaster County, Nebraska.**

Ray Stevens, Chair of the Lancaster County Board of Commissioners, thanked Doug Ahlberg, Emergency Management Director, along with other Federal, State and local agencies and departments, all volunteers, businesses and organizations for their hard work, spirit and compassion.

Governor Mike Johanns submitted and read a proclamation into the record declaring August 24, 2004 as Disaster Relief Appreciation Day across the State of Nebraska (Exhibit 1). He expressed his gratitude to all those who assisted and to the County Board for their leadership.

2) **SPECIAL PRESENTATIONS CONTINUED:**

Governor Johanns also presented Doug Ahlberg with a certificate making him an Admiral in the Great Navy of the State of Nebraska.

Ahlberg thanked everyone stating that it was a combined effort and without the assistance of the federal, state and local agencies, all the volunteers, local businesses/organizations and the Emergency Management staff it wouldn't have gone so smoothly.

Lana Bliemeister, Ahlberg's daughter, thanked everyone for their hard work in the event of the storm and presented her father with a gift from their family and expressed that they are very proud of him.

Mark Bowen, Chief of Staff for Mayor Colleen Seng, appeared and read a proclamation into the record proclaiming August 24, 2004 as Volunteer Recognition Day (Exhibit 2).

Stevens expressed appreciation to the City of Lincoln and City Departments who cooperated with Ahlberg's effort and who volunteered time to assist with those living outside of the City of Lincoln.

Stevens named the following organizations and volunteer groups who were a part of the recovery effort:

Adventists Disaster Relief	Lincoln-Lancaster County Health
American Red Cross	Department
Citizen Information Center	Lincoln Parks and Recreation
Civil Air Patrol	Princeton Countryside Alliance Church
911 Communications Center	Lancaster County Sheriff's Office
Community Mental Health Center	Nebraska State Patrol
Lancaster County Assessor/Register of Deeds	Volunteer Partners
Lancaster County Attorney's Office	Salvation Army
Emergency Operation Center	Village of Hallam
State Department of Environmental Quality	Southwest Rural Fire District
Federal Emergency Management Agency (FEMA)	Hallam Village Board
Lincoln Fire Department	

Also appearing to express their appreciation were Scott Likens, Mayor of Hallam; Scott Crippen, volunteer storm spotter; Steve Tupe with Parks and Recreation, Wayne Svoboda with Volunteer Partners, Pat O'Brien with the Hallam Volunteer Fire Department and Becky Sherman with Health and Human Services' Water Well Program.

3) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

4) **CLAIMS: Approval of all claims processed through Tuesday, August 24, 2004.**

**MOTION:** Heier moved and Hudkins seconded approval of all claims processed through August 24, 2004. Hudkins, Schorr, Heier and Stevens voted aye. Motion carried.

5) **PUBLIC HEARINGS:**

**A. Receipt of public comments regarding the 2004 Local Law Enforcement Block Grant Purchase Plan Proposal. The total amount available is \$24,418 and proposed purchases include tactical ballistic vests, electronics and communication equipment.**

The Chair opened the public hearing.

Bill Jarrett, Chief Deputy County Sheriff, appeared and explained that the Sheriff's Office is guaranteed a specific percentage of monies if a local law enforcement block grant is available. He stated their percentage this year is \$24,418. Jarrett added that there is also a match of approximately \$2,400.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

6) **OLD BUSINESS:**

**A. An agreement with Sinclair Hille & Associates, Inc. for architectural services for the construction of a pre-engineered metal building, not to exceed 10,000 square feet, for use by the Lancaster County Sheriff's Department and Emergency Management. Sinclair Hille will prepare and provide the necessary working drawings, specifications and other contract documents. The County will pay a total project fee of \$29,800. (C-04-0335)**

**MOTION:** Hudkins moved and Heier seconded approval of an agreement with Sinclair Hille & Associates, Inc. for architectural services for the construction of a pre-engineered metal building, not to exceed 10,000 square feet, for use by the Lancaster County Sheriff's Department and Emergency Management. Heier, Schorr, Hudkins and Stevens voted aye. Motion carried.

7) **NEW BUSINESS:**

- A. An agreement between Lancaster County, Region V Systems and Cornhusker Place of Lincoln-Lancaster County, Inc. for Cornhusker Place to assist the County and Region V by including in the services it presently provides, the detention of individuals who are in Emergency Protective Custody (EPC) in cases in which detention at Cornhusker Place is appropriate. The agreement is effective upon execution and will expire on June 30, 2005. Any party may terminate the agreement by giving 60 days written notice. (C-04-0399)**

**MOTION:** Heier moved and Schorr seconded approval of an agreement between Lancaster County, Region V Systems and Cornhusker Place of Lincoln-Lancaster County, Inc. for Cornhusker Place to assist the County and Region V by including in the services it presently provides, the detention of individuals who are in Emergency Protective Custody (EPC) in cases in which detention at Cornhusker Place is appropriate. Heier, Hudkins, Schorr and Stevens voted aye. Motion carried.

- B. A grant contract with St. Monica's for the Project Mother and Child Expansion program, which is the only existing residential substance abuse treatment program in Nebraska for women who wish to live together with their children during treatment. The grant amount is \$500,000. Term of the grant contract is June 1, 2004 through May 30, 2005. (C-04-0400)**

**MOTION:** Schorr moved and Hudkins seconded approval of a grant contract with St. Monica's for the Project Mother and Child Expansion program, which is the only existing residential substance abuse treatment program in Nebraska for women who wish to live together with their children during treatment. Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

- C. An agreement with Region V Community Human Services Program (Region V) for Region V, through Cornhusker Place Inc., to assume the safekeeping, care and sustenance of certain acutely mentally ill individuals in the County. Term of the agreement is July 1, 2004 through June 30, 2005. The County will pay Region V the sum of \$110 per individual, per day. (C-04-0401)**

**MOTION:** Heier moved and Hudkins seconded approval of an agreement with Region V Community Human Services Program (Region V) for Region V, through Cornhusker Place Inc., to assume the safekeeping, care and sustenance of certain acutely mentally ill individuals in the County. Hudkins, Heier, Schorr and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**D. An agreement with Region V Systems for Emergency Protective Custody (EPC) services at the Lancaster County Crisis Center. Term of the agreement is from July 1, 2004 to June 30, 2005. Region V will enter into separate agreements with referring counties who will send acutely mentally ill individuals to Lancaster County. The County will be paid \$106 per individual for the County fee and \$52 for the rural pool for each individual. (C-04-0402)**

**MOTION:** Heier moved and Hudkins seconded approval of an agreement with Region V Systems for Emergency Protective Custody (EPC) services at the Lancaster County Crisis Center. Term of the agreement is from July 1, 2004 to June 30, 2005. Heier, Hudkins, Schorr and Stevens voted aye. Motion carried.

**E. An agreement with the Board of Regents of the University of Nebraska and the Lincoln Housing Authority for the establishment and operation of the Nutrition Education Program in order to address the nutritional needs of certain limited-income persons living in urban housing in Lancaster County. Term of the agreement is September 1, 2004 to August 31, 2005. The County will pay \$16,313 for the services, which will be provided by the University. The Housing Authority will also pay \$15,595 for the services. (C-04-0403)**

**MOTION:** Schorr moved and Hudkins seconded approval of agreement with the Board of Regents of the University of Nebraska and the Lincoln Housing Authority for the establishment and operation of the Nutrition Education Program in order to address the nutritional needs of certain limited-income persons living in urban housing in Lancaster County. Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

**F. A labor agreement with the American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME), Local 2468, for a one year period beginning August 19, 2004. ( C-04-0412)**

**MOTION:** Hudkins moved and Heier seconded approval of a labor agreement with the American Federation of State, County and Municipal Employees, AFL-CIO (AFSCME), Local 2468, for a one year period beginning August 19, 2004. Hudkins, Heier, Schorr and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**G. An agreement with Visinet, Inc. for operational and administrative needs of the Lancaster County Office of Juvenile Mental Health. Term of the agreement is August 9, 2004 through June 30, 2005. The County will pay \$76,719 for the services. (C-04-0413)**

**MOTION:** Hudkins moved and Heier seconded approval of an agreement with Visinet, Inc. for operational and administrative needs of the Lancaster County Office of Juvenile Mental Health. Term of the agreement is August 9, 2004 through June 30, 2005.

Schorr inquired about insurance requirements.

Kristy Mundt, Deputy County Attorney, indicated the County does require \$5,000,000, however, many times the contractor doesn't meet the requirement and they pencil in the amount they actually have to be consistent with their certificate of insurance. She stated it is their opinion that the County require the aggregate amount of \$5,000,000.

**ROLL CALL:** Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

**H. A grant contract with Family Service Association, Inc. for the following Programs: Child/Family Behavioral Health, in the amount of \$158,000; Welcome Baby, in the amount of \$31,500; Families and Schools Together, in the amount of \$18,000; and Community Learning Center/West Lincoln, in the amount of \$11,250. Total amount of the grant contract is \$218,750. Term of the grant contract is July 1, 2004 through June 30, 2005. (C-04-0414)**

**MOTION:** Schorr moved and Hudkins seconded approval of a grant contract with Family Service Association, Inc. for the following Programs: Child/Family Behavioral Health, in the amount of \$158,000; Welcome Baby, in the amount of \$31,500; Families and Schools Together, in the amount of \$18,000; and Community Learning Center/West Lincoln, in the amount of \$11,250. Hudkins, Schorr, Heier and Stevens voted aye. Motion carried.

**I. A permanent and temporary easement between Lancaster County and Burlington Northern and Santa Fe Railway Company, in the amount of \$23,104, for bridge construction at 1<sup>st</sup> Street and Pioneers Boulevard. (C-04-0415)**

7) **NEW BUSINESS CONTINUED:**

**MOTION:** Hudkins moved and Heier seconded approval of a permanent and temporary easement between Lancaster County and Burlington Northern and Santa Fe Railway Company, in the amount of \$23,104, for bridge construction at 1<sup>st</sup> Street and Pioneers Boulevard. Schorr, Hudkins, Heier, and Stevens voted aye. Motion carried.

**J. A resolution authorizing the installation of the following traffic signs in Lancaster County: (R-04-0103)**

- ▶ Install a reverse curve sign on Waverly Road west of North 148<sup>th</sup> Street for westbound traffic
- ▶ Replace an existing curve sign located approximately 900 feet west of North 148<sup>th</sup> Street with a reverse curve sign for eastbound traffic

**MOTION:** Heier moved and Hudkins seconded approval of Resolution 04-0103 authorizing the installation of traffic signs in Lancaster County. Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

**K. A resolution in the matter of approving an annual cost of living increase for unrepresented, classified County employees, in the amount of two percent, effective the pay period beginning August 19, 2004. (R-04-0104)**

**MOTION:** Schorr moved and Hudkins seconded approval of Resolution 04-0104 in the matter of approving an annual cost of living increase for unrepresented, classified County employees, in the amount of two percent, effective the pay period beginning August 19, 2004. Heier, Hudkins, Schorr and Stevens voted aye. Motion carried.

**L. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Cheever Construction Company, in the amount of \$19,633.50, for the remodel of Midtown Center located at 2966 "O" Street and to Lincoln Electric System, in the amount of \$234, for electricity at 2966 "O" Street.**

**MOTION:** Hudkins moved and Heier seconded authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Cheever Construction Company, in the amount of \$19,633.50, for the remodel of Midtown Center located at 2966 "O" Street and to Lincoln Electric System, in the amount of \$234, for electricity at 2966 "O" Street. Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**M. Letter supporting the Convention and Visitors' Bureau and Lincoln Public Schools' bid on the 2005 Class "A" and Class "B" soccer tournaments.**

Kerry Eagan, Chief Administrative Officer, requested the County Board add an item to the agenda regarding a letter supporting a proposal that the Convention and Visitors' Bureau host the 2007 Alcoholic Anonymous Fall Forum.

**MOTION:** Schorr moved and Hudkins seconded to add to the agenda a letter supporting the Convention and Visitors' Bureau's proposal to host the 2007 Alcoholic Anonymous Fall Forum. Hudkins, Heier, Schorr and Stevens voted aye. Motion carried.

**MOTION:** Heier moved and Hudkins seconded approval of a letter supporting the Convention and Visitors' Bureau and Lincoln Public Schools' bid on the 2005 Class "A" and Class "B" soccer tournaments and to approve a letter supporting the Convention and Visitors' Bureau's proposal to host the 2007 Alcoholic Anonymous Fall Forum. Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

**N. A political subdivision tort claim filed against the Lancaster County Corrections Department by Lawrence Harris for lost property, in the amount of \$165.**

**MOTION:** Heier moved and Hudkins seconded denial of a tort claim filed against the Lancaster County Corrections Department by Lawrence Harris for lost property, in the amount of \$165. Heier, Hudkins, Schorr and Stevens voted aye. Motion carried.

8) **CONSENT ITEMS:** These are items of business that are routine 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. Lincoln City Libraries Director's Report for July, 2004.

**B. Setting of a public hearing for Tuesday, September 7, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for County Board of Zoning Appeals, Appeal 115, requested by Diane Browder, for a variance to the minimum lot area, lot width and frontage, on property located at 20901 South 134<sup>th</sup> Street in Lancaster County, Nebraska.**



8) **CONSENT ITEMS CONTINUED:**

**C. Requests from the following individuals to voluntarily participate in the County's retirement plan having met the requirements:**

- ▶ Nelda J. Boswell, an employee with the County Treasurer's Office
- ▶ Kim L. Warren, an employee with the Community Mental Health Center
- ▶ Randolph J. Thurber, an employee with the Community Mental Health Center
- ▶ Bryon Belding, an employee with the Community Mental Health Center

**D. A leasehold contract relating to road improvements between the Lancaster County Engineering Department and Chuck Reddish, in the amount of \$10, at 3900 Southwest 40<sup>th</sup> Street; Project STPE-3305(9). (C-04-0404)**

**E. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:**

- ▶ Kristie Joann Lindholm at 1600 West Denton Road; Project STPE-3305(9). This is a donation. (C-04-0405)
- ▶ Ingrid Chavez, in the amount of \$160, at South 68<sup>th</sup> Street and Wittstruck Road; Project STPE-3265(6). (C-04-0406)
- ▶ Marvin W. and Eleanor J. Walberg, in the total amount of \$10,767.50, at 3901 West Denton Road; Project STPE-3305(9). (2 contracts) (C-04-0407 and C-04-0408)
- ▶ Wayne R. and Laura J. Pester, in the total amount of \$8,863.13, at 2600 West Denton Road; Project STPE-3305(9). (3 contracts) (C-04-0409 through C-04-0411)

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

9) **ADJOURNMENT:**

**MOTION:** Schorr moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 2:30 p.m.. Heier, Schorr, Hudkins and Stevens voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, AUGUST 24, 2004  
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Ray Stevens, Chair  
Larry Hudkins, Vice Chair  
Bernie Heier  
Deb Schorr

Commissioners Absent: Bob Workman

Others Present: Norm Agena, County Assessor/Register of Deeds  
Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk  
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 2:30 p.m..

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, August 17, 2004.

**MOTION:** Heier moved and Schorr seconded approval of the minutes of the Board of Equalization meeting held on August 17, 2004. Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **ADDITIONS AND DEDUCTIONS:**

**Approval of 4 additions and deductions to the tax assessment rolls per Exhibit "A".**

**MOTION:** Schorr moved and Hudkins seconded approval of the additions and deductions to the tax assessment rolls. Heier, Hudkins, Schorr and Stevens voted aye. Motion carried.

4) **APPROVAL OF MOTOR VEHICLE TAX EXEMPTIONS FOR THE FOLLOWING:**

Christian Heritage  
Grace Lutheran Church  
Lincoln Action Program, Inc.  
Sacred Heart School  
Sisters of Mary, Queen of Mercy

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

5) **ADJOURNMENT:**

**MOTION:** Schorr moved and Hudkins seconded adjournment of the Board of Equalization meeting at 2:32 p.m.. Hudkins, Heier, Schorr and Stevens voted aye. Motion carried.

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Bruce Medcalf  
County Clerk