

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 2, 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
Bob Workman

Others Present: Kerry Eagan, Chief Administrative Officer
Bruce Medcalf, County Clerk
Mike Thew, Chief Deputy County Attorney
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, October 26, 2004.**

MOTION: Hudkins moved and Workman seconded approval of the minutes of the Board of Commissioners meeting dated October 26, 2004. Hudkins, Workman, Heier and Stevens voted aye. Schorr abstained from voting. Motion carried.

- 2) **SPECIAL PRESENTATIONS:**

A. Introduction of Frank Goodroe, State Court Administrator - The Honorable Paul Merritt.

The Honorable Paul Merritt, District Court Judge, introduced State Court Administrator, Frank Goodroe stating that Mr. Goodroe worked in the Douglas County District Courts where he had been the administrator for approximately six years. He added that Goodroe was involved in the administrative side of the courts with the Michigan Court of Appeals and the Clerk of the Courts for United States District Court in Los Angeles, California and the U.S. Bankruptcy Court in St. Louis, Missouri.

Goodroe stated he has been visiting the twelve judicial districts throughout Nebraska and looks forward to working with Lancaster County.

B. The County-City Volunteer of the Month Award was presented to Paula Peterson for her services with Cooperative Extension.

3) **PUBLIC COMMENT:**

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

4) **CLAIMS FOR REVIEW:**

A. Payment Voucher 837-1315, dated October 5, 2004 - Human Services has requested payment to A to Z Printing, in the amount of \$7,880. The payment voucher exceeds the \$1,000 purchasing guidelines which stipulates that a requisition is needed when purchasing from a non-contracted vendor, therefore, bids should have been obtained.

Kerry Eagan, Chief Administrative Officer, requested that no action be taken on the claim for review. He referred to New Business Item 7M which gives notice that the County Board intends to enter into a special purchase for the services. Eagan stated Item 7M sets forth the requirements in the purchasing statute which the Board must follow in order to waive the formal bidding requirements.

No further action was taken.

B. Payment Voucher 782-6569, dated October 19, 2004 - Families First and Foremost has requested payment to Cedars Youth Services, in the amount of \$2,897.50. Payment is for services provided in March, 2004 through June, 2004. The claim is beyond the 90 day time period.

MOTION: Heier moved and Hudkins seconded approval of Payment Voucher 782-6569, dated October 19, 2004 to Cedars Youth Services, in the amount of \$2,897.50. Heier, Workman, Schorr, Hudkins and Stevens voted aye. Motion carried.

C. Payment Voucher 782-6559, dated October 20, 2004 - Families First and Foremost has requested payment to Stacie Olsen, in the amount of \$996. Payment is for child care services provided from February, 2004 through June, 2004. The claim is beyond the 90 day time period.

MOTION: Schorr moved and Hudkins seconded approval of Payment Voucher 782-6559, dated October 20, 2004 to Stacie Olsen, in the amount of \$996. Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

4) **CLAIMS FOR REVIEW CONTINUED:**

D. Payment Voucher 782-6514, dated October 12, 2004 - Families First and Foremost has requested payment to Elda Ashcroft, in the amount of \$224.50. Payment is for transportation and interpreter services provided from January, 2004 through May, 2004. The claim is beyond the 90 day time period.

MOTION: Hudkins moved and Heier seconded approval of Payment Voucher 782-6514, dated October 12, 2004 to Elda Ashcroft, in the amount of \$224.50. Schorr, Heier, Workman, Hudkins and Stevens voted aye. Motion carried.

E. Payment Voucher 782-6542, dated October 14, 2004 - Families First and Foremost has requested payment to Visinet, Inc., in the amount of \$419.87. Payment is for transportation/escort services provided in December, 2003 and February, 2004. The claim is beyond the 90 day time period.

MOTION: Heier moved and Schorr seconded approval of Payment Voucher 782-6542, dated October 14, 2004 to Visinet, Inc., in the amount of \$419.87. Hudkins, Workman, Heier, Schorr and Stevens voted aye. Motion carried.

F. Payment Voucher 782-6573, dated October 20, 2004 - Families First and Foremost has requested payment to Visinet, Inc., in the amount of \$120. Payment is for transportation/escort services provided in June, 2004. The claim is beyond the 90 day time period.

MOTION: Workman moved and Heier seconded approval of Payment Voucher 782-6573, dated October 20, 2004 to Visinet, Inc., in the amount of \$120. Heier, Hudkins, Schorr, Workman and Stevens voted aye. Motion carried.

Schorr stated the County Board received a memo from Renee' Dozier, Deputy Director with Families First and Foremost, indicating the Management Information System (MIS) had been altered which should allow for better accountability.

5) **CLAIMS: Approval of all claims processed through Tuesday, November 2, 2004.**

MOTION: Workman moved and Heier seconded approval of all claims processed through November 2, 2004. Workman, Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

6) **PUBLIC HEARINGS:**

The Chair requested Public Hearing Items 6A and 6B be heard together.

- A. County Special Permit 04039, Prairie View Estates (now known as "High Prairie Estates") Community Unit Plan, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five residential acreage units and associated waiver requests, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska.**
- B. County Preliminary Plat 04018, Prairie View Estates (now known as "High Prairie Estates"), requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five residential acreage lots and associated waiver requests, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska.**

The Chair opened the public hearings.

The Clerk administered the oath to Mike DeKalb, Planning Department.

DeKalb referred to the Staff Meeting held on October 28, 2004 explaining that the Board had requested the following additional information:

- The rest stop located on the corner of Highway 77 and Hickman Road is owned by the State of Nebraska
- The Batie property does not have access to Highway 77

DeKalb added that a representative was present from the Natural Resources District, as well as their attorney.

The Clerk administered the oath to Jason Thiellen with Engineering Design Consultants on behalf of Batie Farms.

Thiellen gave a brief overview of the proposals explaining they are requesting five, three-acre lots with access to the prairie for maintenance. He stated they feel the proposal offers the following:

- Less impact to the existing prairie
- Creates more of a community atmosphere for the development
- More efficient use of infrastructure

Thiellen stated that the Planning Department had given conditional approval and reported that all conditions have been met.

Heier asked when the conservation easement and the three, five-acre lots were approved.

DeKalb responded that the County Board was not involved with the easement or the five-acre parcels.

6) **PUBLIC HEARINGS CONTINUED:**

In response to a question asked by Heier, Mike Thew, Chief Deputy County Attorney, explained the County's zoning resolution governs the Board's ability to regulate the request. The easement, he said, is between the property owners and the Lower Platte South Natural Resources District (NRD). Thew stated it was his understanding that the NRD would be willing to amend the easement to allow five lots rather than three if the County Board is willing to apply their zoning and subdivision provisions to allow the special permit and preliminary plat.

The Clerk administered the oath to Steve Seglin, attorney representing the Lower Platte South NRD, and Dan Schulz with the Lower Platte South NRD.

Seglin gave a brief history regarding the easement.

Submitted into the record by Seglin was an excerpt of the minutes of the Lower Platte South NRD meeting approving the recommendation from the Recreation, Forestry and Wildlife Subcommittee that the Board of Directors approve modifying the Batie Conservation Easement conditioned upon approval of the Community Unit Plan (Exhibit 1).

The Clerk administered the oath to Kile Johnson, attorney representing Betty Lou Craft.

Johnson stated Mrs. Craft is opposed to the proposals because it endangers the prairie and requested the Board deny the special permit and preliminary plat. He stated the proposals do increase the density and that the location of five homes in an area of prominence on the prairie is not consistent with what Mrs. Craft prefers.

Betty Lou Craft, Roca, Nebraska, appeared and stated by approving the proposals it would overpopulate the prairie. She stated the prairie is very fragile and to place five homes on it would be disastrous.

Extensive discussion took place regarding the conservation easement and the amendment of such an easement.

Also submitted into the record was a letter, April 1, 1999, from Dan Schulz, Resources Coordinator for the Lower Platte South NRD, regarding the conservation easement (Exhibit 2).

The Clerk administered the oath to Harley Batie, applicant.

Batie stated they are just as interested in conserving the prairie as Mrs. Craft.

The Chair asked if anyone else wished to testify.

No one appeared and the hearings were closed.

7) **NEW BUSINESS:**

- A. **A resolution in the matter of County Special Permit 04039: High Prairie Estates Community Unit Plan, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (R-04-0131)**
- B. **A resolution in the matter of County Preliminary Plat 04019, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc. for five residential acreage units on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (R-04-0132)**

MOTION: Workman moved and Stevens seconded denial of Resolution 04-0131 and Resolution R-04-0132 regarding County Special Permit 04039: High Prairie Estates Community Unit Plan and County Preliminary Plat 04019, High Prairie Estates, [= on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. Workman voted aye. Hudkins, Schorr, Heier and Stevens voted no. Motion failed.

MOTION: Hudkins moved and Schorr seconded approval of Resolution 04-0131 in the matter of County Special Permit 04039: High Prairie Estates Community Unit Plan, and approval of Resolution 04-0132 in the matter of County Preliminary Plat 04019, High Prairie Estates, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. Schorr, Hudkins, Heier and Stevens voted aye. Workman voted no. Motion carried.

- C. **An application for a Special Designated License from the American Legion Oltman-Messman Post 294, Inc., located in Hallam, Nebraska, to provide liquor beverage service and hold a fund raising event (card playing, pull tabs and a raffle) on Sunday, November 21, 2004 from 1 p.m. to 10:30 p.m. at the Sprague-Martell Community Center Auditorium which is located at 17490 Southwest 14th Street in Lancaster County, Nebraska.**

Appearing was Neil Zimmer, applicant.

MOTION: Schorr moved and Hudkins seconded approval of an application for a Special Designated License from the American Legion Oltman-Messman Post 294, Inc., located in Hallam, Nebraska, to provide liquor beverage service and hold a fund raising event (card playing, pull tabs and a raffle) on Sunday, November 21, 2004 from 1 p.m. to 10:30 p.m. at the Sprague-Martell Community Center Auditorium which is located at 17490 Southwest 14th Street in Lancaster County, Nebraska. Workman, Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

D. A grant contract with Heartland Big Brothers/Big Sisters for the mentoring program, in the amount of \$15,000. Term of the contract is July 1, 2004 to June 30, 2005. (C-04-0514)

MOTION: Workman moved and Schorr seconded approval of a grant contract with Heartland Big Brothers/Big Sisters for the mentoring program, in the amount of \$15,000. Term of the contract is July 1, 2004 to June 30, 2005. Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

E. A grant contract with United Way of Lincoln and Lancaster County to administer the 211 Information Line Project, a telephone access line for residents of Lancaster County to seek information and referral, in the amount of \$5,000. Term of the contract is July 1, 2004 to June 30, 2005. (C-04-0515)

MOTION: Schorr moved and Hudkins seconded approval of a grant contract with United Way of Lincoln and Lancaster County to administer the 211 Information Line Project, a telephone access line for residents of Lancaster County to seek information and referral, in the amount of \$5,000. Schorr, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

F. Interlocal agreements with the following counties for the safekeeping, care and sustenance of juveniles while at the Juvenile Detention Center: Buffalo (C-04-0516), Dawson (C-04-0517), Dodge (C-04-0518), Gage (C-04-0519), Hamilton (C-04-0520), Jefferson (C-04-0521), Johnson (C-04-0522), Saunders (C-04-0523), Thayer (C-04-0524) and Washington (C-04-0525). Lancaster County will be reimbursed \$234 per youth, per day. The agreements are effective upon execution and have a 30 day termination provision.

MOTION: Hudkins moved and Heier seconded approval of interlocal agreements with the following counties for the safekeeping, care and sustenance of juveniles while at the Juvenile Detention Center: Buffalo, Dawson, Dodge, Gage, Hamilton, Jefferson, Johnson, Saunders, Thayer and Washington. Workman, Schorr, Heier, Hudkins and Stevens voted aye. Motion carried.

G. A utility relocation agreement between Lancaster County and Lincoln Electric System relating to Project BR-5204(2), Pioneers Boulevard (South 1st to South 10th Streets). The total amount of the project is estimated at \$8,357, of which \$8,357 is estimated to be the share of the cost chargeable to the County. (C-04-0526)

7) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Workman seconded approval of a utility relocation agreement between Lancaster County and Lincoln Electric System relating to Project BR-5204(2), Pioneers Boulevard (South 1st to South 10th Streets). Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

H. An interlocal agreement with the City of Lincoln for the widening and reconstruction of South 40th Street and Yankee Hill Road. The City will be responsible for the cost of widening and reconstruction, and will be responsible for all maintenance on the new section of South 40th Street and Yankee Hill Road. The County will give the City permission to perform the work. (C-04-0527)

MOTION: Hudkins moved and Workman seconded approval of an interlocal agreement with the City of Lincoln for the widening and reconstruction of South 40th Street and Yankee Hill Road. Workman, Hudkins, Schorr, Heier and Stevens voted aye. Motion carried.

I. A grant contract with the Hispanic Community Center for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic abuse and dating violence, in the amount of \$46,509. Term of the grant contract is September 1, 2004 through August 30, 2005. (C-04-0542)

MOTION: Hudkins moved and Heier seconded approval of a grant contract with the Hispanic Community Center for funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic abuse and dating violence, in the amount of \$46,509. Hudkins, Heier, Workman, Schorr and Stevens voted aye. Motion carried.

J. An addendum to an agreement between Lancaster County and the Fraternal Order of Police, Lodge 32. The addendum amends the agreement between the parties by adding the Natural Disaster Leave Donation Policy to the agreement.

MOTION: Schorr moved and Hudkins seconded approval of an addendum to an agreement between Lancaster County and the Fraternal Order of Police, Lodge 32. The addendum amends the agreement between the parties by adding the Natural Disaster Leave Donation Policy to the agreement. Heier, Workman, Schorr, Hudkins and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

K. Quitclaim deeds between Lancaster County and the following individuals relating to the vacation of a portion of George Street and adjoining alleys located within the unincorporated area of Agnew, located in the southwest one-quarter of Section 12, Township 12 North, Range 5 East, in Lancaster County, Nebraska:

- ▶ Judy Lea Baker
- ▶ Gregory and Nicole Prosocki
- ▶ Kent and Karleen Stutzman
- ▶ Stephen and Kathie Wimmer

MOTION: Heier moved and Workman seconded approval of quitclaim deeds between Lancaster County and the following individuals relating to the vacation of a portion of George Street and adjoining alleys located within the unincorporated area of Agnew, located in the southwest one-quarter of Section 12, Township 12 North, Range 5 East, in Lancaster County, Nebraska: Judy Lea Baker, Gregory and Nicole Prosocki, Kent and Karleen Stutzman and Stephen and Kathie Wimmer. Heier, Workman, Hudkins, Schorr and Stevens voted aye. Motion carried.

L. Relocation application for an Adult Day Services License with the Nebraska Department of Health and Human Services for the Midtown Center in connection with the Community Mental Health Center (CMHC).

MOTION: Heier moved and Workman seconded approval of a relocation application for an Adult Day Services License with the Nebraska Department of Health and Human Services for the Midtown Center in connection with the Community Mental Health Center (CMHC). Schorr, Heier, Workman, Hudkins and Stevens voted aye. Motion carried.

M. The Lancaster County Board of Commissioners intends to make a special purchase of printing services at the regularly scheduled Board meeting on November 9, 2004. Pursuant to Neb. Rev. Stat. §23-3109(3) (Reissue 1997), informal quotes are hereby invited for the following printing services which are the subject of the proposed special purchase:

- 250 'Try Another Way' packets
- Four posters, three mounted.

Additional information regarding this project can be obtained from Kerry P. Eagan, Chief Administrative Officer, 555 South 10th Street, Room 110, Lincoln, Nebraska. Telephone number (402)441-7447. (B-04-0046)

7) **NEW BUSINESS CONTINUED:**

MOTION: Workman moved and Heier seconded approval that the Lancaster County Board of Commissioners intends to make a special purchase of printing services at the regularly scheduled Board meeting on November 9, 2004. Hudkins, Workman, Heier, Schorr and Stevens voted aye. Motion carried.

N. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to the following payees:

- ▶ Sinclair Hille, in the amount of \$4,187.90, for the Sheriff's garage.
- ▶ ICI Paints, in the amount of \$300.75, for paint for Midtown Center.
- ▶ Baker Hardware Company, Inc., in the amount of \$29.69, for supplies for Midtown Center.
- ▶ Menards - Lincoln North, in the amount of \$5.88, for caulk for Midtown Center.
- ▶ Voss Lighting, in the amount of \$299.64, for light bulbs for Midtown Center.
- ▶ White Cap Construction Supply, in the amount of \$12.23, for supplies for Midtown Center.
- ▶ Lincoln Water System, in the amount of \$28.38, for water for Midtown Center
- ▶ Crescent Electric Supply Company, in the amount of \$3.91, for supplies for Midtown Center.
- ▶ Alltel, in the amount of \$36.06, for telephone service at Midtown Center.
- ▶ Sherwin-Williams Company, in the amount of \$93.87 for painting supplies for Midtown Center.

Total payment request is \$4,998.31.

MOTION: Hudkins moved and Workman seconded approval of the authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund, in the total amount of \$4,998.31. Heier, Hudkins, Schorr, Workman and Stevens voted aye. Motion carried.

O. Appointment of the following individuals to the Lincoln-Lancaster County Commission on the Status of Women:

- ▶ Connie L. Schmidt, term to expire January 1, 2007. (Replacing Gwendolyn Combs)
- ▶ Meredith Decory, term to expire January 1, 2007. (Replacing Nicole Simon)

MOTION: Hudkins moved and Heier seconded approval of the appointment of Connie L. Schmidt and Meredith Decory to the Lincoln-Lancaster County Commission on the Status of Women, terms to expire January 1, 2007. Workman, Schorr, Hudkins, Heier and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

P. Appointment of Ruthelen S. Sittler (replacing Dr. Gregory Kallos) to the Lincoln Area Agency on Aging Advisory Council, term to expire July 1, 2006.

MOTION: Schorr moved and Hudkins seconded approval of the appointment of Ruthelen S. Sittler (replacing Dr. Gregory Kallos) to the Lincoln Area Agency on Aging Advisory Council, term to expire July 1, 2006. Hudkins, Workman, Heier, Schorr and Stevens voted aye. Motion carried.

Q. Amendment of the Lancaster County Visitors Committee by-laws to require meetings at least quarterly.

MOTION: Heier moved and Schorr seconded approval of an amendment of the Lancaster County Visitors Committee by-laws to require meetings at least quarterly. Schorr, Hudkins, Heier, Workman 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. Sheriff's Report of Fees for September, 2004.
2. County Treasurer's Report of Distress Warrants for 2003, in the amount of \$366,561.12.
3. Investment Option Addition Request for the Lancaster County Employees Retirement Plan.

B. Setting of a public hearing for Tuesday, November 16, 2004 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for an amusement license from Neil H. Zimmer, on behalf of the American Legion Post 294, to hold a fund raising event (card playing, pull tabs and a raffle). The fund raiser will be held on Sunday, November 21, 2004 from 1 p.m. to 10:30 p.m. at the Sprague-Martell Community Center, located at 17490 Southwest 14th Street, in Lancaster County, Nebraska.

C. Request from Ratomirka Ometlic, an employee with Lancaster Manor, to voluntarily participate in the Lancaster County retirement plan, having met the requirements.

D. An overhang easement between the Lancaster County Engineering Department and Lincoln Electric System (LES) at North 14th Street and McKelvie Road. (C-04-0528)

8) **CONSENT ITEMS CONTINUED:**

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

- ▶ Scott A. and Rhonda Wredt, in the amount of \$2,850, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (C-04-0529)
- ▶ Knox Associates, in the amount of \$3,228, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (C-04-0530)
- ▶ Kyle M. and Linda K. Gowin, in the amount of \$17.50, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (C-04-0531)
- ▶ Robert A. Wirth, Jr. and Leanne M. Wirth, in the total amount of \$3,084, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (2 contracts) (C-04-0532 and C-04-0533)
- ▶ Mark W. and Bonnie J. Lemke, in the total amount of \$6,691.50, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (2 contracts) (C-04-0534 and C-04-0535)
- ▶ Robert L. Maahs, in the total amount of \$139.50, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (2 contracts) (C-04-0536 and C-04-0537)
- ▶ Nebraska United Methodist Foundation, in the total amount of \$6,912.50, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (2 contracts) (C-04-0538 and C-04-0539)
- ▶ Christian Heritage Children's Home, in the total amount of \$2,805.50, on Old Cheney Road from South 148th Street to South 190th Street; Project C55-Q-407(2). (2 contracts) (C-04-0540 and C-04-0541)

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

9) **ADJOURNMENT:**

MOTION: Heier moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 3:55 p.m.. Schorr, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

Bruce Medcalf
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 2, 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
Bob Workman

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

The Board of Equalization meeting was called to order at 3:55 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 26, 2004.**

MOTION: Hudkins moved and Workman seconded approval of the minutes of the Board of Equalization meeting dated October 26, 2004. Schorr, Hudkins, Workman, Heier and Stevens voted aye. Motion carried.

- 2) **PUBLIC COMMENT:**

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

- 3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Madonna Rehabilitation Hospital
People's City Mission
St. Monica's
Sisters of Mary Queen of Mercy (2 exemptions)**

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

4) **PUBLIC HEARING CORRECTING THE 2004-2005 TAX RATES FOR THE FOLLOWING:**

**Sanitary Improvement District #6 (West Emerald)
Sanitary Improvement District #8 (Walton)**

The Chair opened the public hearing and asked if anyone wished to testify.

No one appeared and the hearing was closed.

5) **RESOLUTION CORRECTION THE 2004-2005 TAX RATES**

A resolution in the matter of correcting the 2004-2005 tax rates for Sanitary Improvement District No. 6 (West Emerald) and Sanitary Improvement District No. 8 (Walton.) (R-04-0133)

MOTION: Hudkins moved and Workman seconded approval of Resolution 04-0133 in the matter of correcting the 2004-2005 tax rates for Sanitary Improvement District No. 6 (West Emerald) and Sanitary Improvement District No. 8 (Walton.) Hudkins, Heier, Workman, Schorr and Stevens voted aye. Motion carried.

6) **ADJOURNMENT:**

MOTION: Schorr moved and Heier seconded adjournment of the Board of Equalization meeting at 4 p.m.. Heier, Workman, Schorr, Hudkins and Stevens voted aye. Motion carried.

Bruce Medcalf
County Clerk