

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 4, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
1:30 P.M.

- 1) **MINUTES:** Approval of the minutes of the Board of Commissioners meeting held on Tuesday, December 21, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).
- 2) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the County-City Volunteer of the Month Award to Nancy Intermill for her services with the Lincoln-Lancaster Women's Commission.
 - B. Presentation of the Commissioners Award of Excellence for December, 2004 to Mark Slechta, an employee with Lancaster Manor.
- 3) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.
- 4) **CLAIMS:** Approval of all claims processed through Tuesday, January 4, 2005.
- 5) **PUBLIC HEARINGS:**
 - A. City-County Final Plat 04121, Timberline Estates 2nd Addition, requested by Daryl Bryer, consisting of two lots on property generally located at Southwest 56th Street and Pine Knot Drive. (See New Business Items 6A and 6B for correlating documentation.)

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER ITEM, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

6) **NEW BUSINESS:**

- A. A resolution in the matter of City-County Final Plat 04121, Timberline Estates 2nd Addition, requested by Daryl Bryer, consisting of two lots on property generally located at Southwest 56th Street and Pine Knot Drive, Lancaster County, Nebraska. (R-05-0001)
- B. A subdivision agreement with Daryl Bryer for City-County Final Plat 04121, Timberline Estates 2nd Addition, on property generally located at Southwest 56th Street and Pine Knot Drive, Lancaster County, Nebraska. (C-05-0010)
- C. A grant contract with the Asian Community and Cultural Center for on-site English as a Second Language (ESL) classes to qualified Asian refugee clients, in the amount of \$3,000. Term of the grant contract is October 1, 2004 to September 30, 2005. (C-05-0001)
- D. A grant contract with Lincoln Action Program for computer classes and various other programs to non-English speaking refugee families, in the amount of \$32,400. Term of the grant contract is October 1, 2004 through September 30, 2005. (C-05-0002)
- E. A coordination agreement with the State of Nebraska, acting through the Department of Administrative Services, Division of Communications, for the administration of the 2004 Homeland Security Grant, accepted by the County on July 6, 2004. The agreement provides the State with access to new communications towers constructed by the County with 2004 Homeland Security Grant funds. The agreement is effective upon execution and continues for a five year term. (C-05-0003)
- F. A service agreement with Standard Register for an electric signing machine for the County Assessor/Register of Deeds, in the total amount of \$212.64. Term of the agreement is for a one year period beginning January 1, 2005 through December 31, 2005. (C-05-0004)
- G. A service agreement with Stericycle for collection, removal and disposal of biomedical waste generated by Lancaster County Corrections. The agreement is effective January 1, 2005 for a three year term and includes a 60 day termination provision. The County will pay a \$50 per box disposal fee for the services. (C-05-0005)

6) **NEW BUSINESS CONTINUED:**

- H. An interlocal agreement with Saline County for the safekeeping, care and sustenance of juveniles while at the Juvenile Detention Center. Lancaster County will be reimbursed \$234 per youth, per day. The agreement is effective upon execution and has a 30 day termination provision. (C-05-0006)
- I. An interlocal agreement with Seward County for the safekeeping, care and sustenance of juveniles while at the Juvenile Detention Center. Lancaster County will be reimbursed \$234 per youth, per day. The agreement is effective upon execution and has a 30 day termination provision. (C-05-0007)
- J. A contract with The Ambassador d/b/a Spectrum Rehab for physical, occupational and speech therapy services for Lancaster Manor. The term of the contract is three years with one, three year renewal with mutual consent. All services provided will be billed by the provider direct to residents' Medicare, Medicaid and/or personal insurance company. No County funds will be paid for services rendered. (C-05-0008)
- K. An agreement with the State of Nebraska, Department of Health and Human Services for comprehensive community mental health services for children and their families. The County agrees to act as fiscal and administrative agent for the continuation of the initiative entitled Families First and Foremost. Term of the agreement is September 1, 2004 through August 31, 2005. The department will pay the County up to \$1,071,426.25. (C-05-0009)
- L. A resolution in the matter of Chief Deputy annual salary increases for the 2005 calendar year, effective December 23, 2004. (R-05-0002)
- M. A resolution in the matter of the County accepting maintenance of roads in Golden Pond Estates. (R-05-0003)
- N. Recommendation from the Purchasing Agent and the Emergency Management Director to award a bid to Schmader Electric Construction Co., in the approximate amount of \$97,384, to provide and install outdoor warning systems on an as-needed basis for 2005, with two additional one year renewal options with mutual consent. (B-05-0001)

6) **NEW BUSINESS CONTINUED:**

O. 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:

- ▶ Metroplex Control Systems, in the amount of \$80,730, for the first payment for the new security system for the Lancaster County Corrections Department.
- ▶ Cheever Construction, in the amount of \$30,336.30, for the third payment for the remodel of the old Attention Center for CenterPointe.
- ▶ Don McKinney, in the amount of \$3,015, for the first application on the vehicle storage building for the County Sheriff's Office.
- ▶ Sinclair Hille Architects, in the amount of \$3,106.09, for architectural services for the County Sheriff's vehicle garage.
- ▶ Midwest Door and Hardware, in the amount of \$193, for hardware for the CenterPointe project.

Total payment request is \$117,380.39.

P. Adoption of by-laws for the City-County Common.

Q. A political subdivision tort claim filed against Lancaster County by Joey Kramer, in the amount of \$75, for damage to a tire.

7) **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. Setting of a public hearing for Tuesday, January 11, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding County Final Plat 04111, Finigan 2nd Addition, requested by Lyle Loth of ESP on behalf of Pearle F. Finigan, consisting of four lots and two outlots, on property generally located at North 84th Street and Waverly Road in Lancaster County, Nebraska.

B. Setting of public hearings for Tuesday, January 25, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. Application for an amusement license from Cara Carney and Brad Bray to hold a country music festival on Saturday, August 13, and Sunday, August 14, 2005 at 115305 Van Dorn Street, Walton, Lancaster County, Nebraska. Hours for the festival will be 10 a.m. to 1 a.m. on Saturday and from 12 p.m. (Noon) to 8 p.m. on Sunday.

7) **CONSENT ITEMS CONTINUED:**

2. **County Special Permit 04059**, requested by Trent Sidders on behalf of David Benes, for the commercial storage and sale of farm chemicals, on property generally located at the northwest corner of North 56th Street (Highway 77) and Mill Road in Lancaster County, Nebraska.
 3. **County Comprehensive Plan Conformance 04012**, requested by Bradley E. Barrows on behalf of Prairie Solitude, L.L.C., to transfer a conservation easement for preservation of native prairie to the Nebraska Land Trust, on property generally located southeast of the intersection of West Van Dorn Street and Southwest 126th Street in Lancaster County, Nebraska.
 4. **Comprehensive Plan Amendment 04021**, by the Director of Planning, to amend the 2025 Lincoln/Lancaster County Comprehensive Plan, by adopting the proposed "Airport West Subarea Plan" for the area generally from Northwest 27th to Northwest 70th Streets, from U.S. Highway 34 to U.S. Highway 6 (West "O" Street), including associated amendments to the Community Form; Business and Commerce; Mobility and Transportation; Community Facilities; and Parks, Recreation and Open Space sections of the Comprehensive Plan.
 5. An application for Corporate Manager for Douglas Allen Joe in connection with an application for a Class B (Beer Off Sale Only) liquor license for Raymond Rock, Inc. d/b/a Toni's Corner, located at 5700 West Raymond Road, Raymond, Lancaster County, Nebraska.
- C. A request from Hilary K. Johnson, an employee with the Lancaster Manor, to voluntarily participate in the County retirement plan having met the requirements.
- D. A request from Grant Hesper, an employee with the Lancaster County Engineering Department, to voluntarily participate in the County's retirement plan having met the requirements.
- E. Leasehold contracts relating to road construction between the Lancaster County Engineering Department and Tom Peterson, in the total amount of \$20, at Rock Creek Road and North 141st Street; Project BRO-7055(1). (2 contracts)
(C-05-0011 and C-05-0012)

7) **CONSENT ITEMS CONTINUED:**

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

- ▶ Brett Quinn and Jennifer Hansen Quinn, in the total amount of \$180, at 3200 West Denton Road; Project STPE-3305(9). (2 contracts) (C-05-0013 and C-05-0014)
- ▶ Coral Blomstrom, in the total amount of \$3,030, at Rock Creek Road and North 141st Street; Project BRO-7055(101). (3 contracts) (C-05-0015 through C-05-0017)
- ▶ Marjorie A. Waddell, in the total amount of \$3,938.50, on Old Cheney Road from South 148th to South 190th Streets; Project C55-Q-408(2). (2 contracts) (C-05-0018 and C-05-0019)

8) **EMERGENCY ITEMS AND OTHER BUSINESS:**

9) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, January 6, 2005 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.

B. Public hearings will be held on Tuesday, January 18, 2005 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. **County Change of Zone 04074**, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
2. **County Special Permit 04058, Lakewood Hills Community Unit Plan**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage units, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
3. **County Preliminary Plat 04028, Lakewood Hills**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.
4. **County Final Plat 04126, Lakewood Hills**, requested by Lyle Loth of ESP on behalf of Robert E. Lookabaugh, for nine residential acreage lots, on property generally located at North 84th Street and Agnew Road in Lancaster County, Nebraska.

9) **ANNOUNCEMENTS CONTINUED:**

C. The Lancaster County Board of Commissioners meeting which is broadcast live at 1:30 p.m. on Tuesdays will be rebroadcast tonight at 6:30 p.m. and again on Saturday afternoon immediately following the City Council meeting rebroadcast on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

10) **PENDING:**

A. Public hearing regarding County Change of Zone 04053, from AG Agricultural District to AGR Agricultural Residential District, requested by Mark Hunzeker on behalf of Wapiti Enterprises, Inc., on property generally located at the southeast corner of Southwest 40th Street and Rokeby Road in Lancaster County, Nebraska. (Recessed on September 28, 2004.)

11) **ADJOURNMENT:**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

NOTE: Interpreters for the hearing impaired are available at the meetings of the County Board upon request. Please contact the County Clerk's Office at 441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance. Telex Sound Masters are also available for audio enhancement during the meeting.

The Board of Commissioners Agenda and Minutes may be accessed on the Internet at <http://www.lancaster.ne.gov> on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 4, 2005
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, December 21, 2004. (A copy of these minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

- 2) **PUBLIC COMMENT:** The public comment period is limited to thirty (30) minutes in duration and each speaker is limited to five (5) minutes. These time limits may be extended at the discretion of the County Board Chair. Comments will be limited to items on the agenda.

- 3) **ADDITIONS AND DEDUCTIONS:**

Approval of 159 additions and deductions to the tax assessment rolls per Exhibit A.

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

Christian Heritage Children's Homes (2 exemptions)
Nebraska Annual Conference of the United Methodist Church
St. Joseph Catholic Church and School (2 exemptions)
Sesostris Shrine (3 exemptions)

- 5) **ADJOURNMENT:**

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