

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 30, 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, August 23, 2005. (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) **CLAIMS:** Approval of all claims processed through Tuesday, August 30, 2005.
- 3) **PUBLIC HEARINGS:**
 - A. An application for Corporate Manager for Alan W. Budt in connection with a Class H (Non-Profit) liquor license for Veterans FW 3606, located at 3340 West A Street, Lincoln, Lancaster County, Nebraska.
 - B. County Final Plat 05063, Prairie Creek Estates 1st Addition, requested by Brian D. Carstens and Associates on behalf of Nebraska Prairie, L.L.C., for one lot and two outlots, on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (See New Business Item 5A and 5B for correlating resolution.)
 - C. County Final Plat 05040, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., for five lots and one outlot, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (See New Business Item 5C and 5D for correlating documentation.)

**THOSE WISHING TO SPEAK ON ITEMS SPECIFIC TO TODAY'S AGENDA ARE
ASKED TO DO SO WHEN THE ITEM IS CALLED BY THE COUNTY CLERK.
EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES.**

4) **NEW BUSINESS:**

- A. A resolution in the matter of County Final Plat 05063, Prairie Creek Estates 1st Addition, requested by Brian D. Carstens and Associates on behalf of Nebraska Prairie, L.L.C., consisting of one lot and two outlots on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (R-05-0105)
- B. A subdivision agreement with Nebraska Prairie, L.L.C. for County Final Plat 05063, Prairie Creek Estates 1st Addition, on property generally located north and east of the corner of South 148th and Van Dorn Streets in Lancaster County, Nebraska. (C-05-0438)
- C. A resolution in the matter of County Final Plat 05040, High Prairie Estates, requested by Engineering Design Consultants on behalf of Batie Farms, Inc., consisting of five lots and one outlot on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (R-05-0104)
- D. A subdivision agreement with Batie Farms, Inc. for County Final Plat 05040, High Prairie Estates, on property generally located northeast of the intersection of Highway 77/Homestead Expressway and Hickman Road in Lancaster County, Nebraska. (C-05-0439)
- E. A resolution recommending approval of the application for an addition to licensed premise (Blue Oasis Building) held by the Nebraska State Board of Agriculture d/b/a Nebraska State Fair, located at 1800 State Fair Park Drive, Lancaster County, Nebraska. (R-05-0106)
- F. A resolution in the matter of fixing the date, time and place for a public hearing regarding a request to vacate a portion of South 162nd Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6th P.M., in Lancaster County, Nebraska. (R-05-0107)
- G. A resolution authorizing traffic signs at the following locations: (R-05-0108)
 - ▶ Install the following sign assembly "Caution", "Watch For Turning Vehicles", and "School Entrance" on Princeton Road west of the entrance to Norris School for eastbound traffic.
 - ▶ Install a driveway warning sign in advance of 11659 West Yankee Hill Road for eastbound traffic.

4) **NEW BUSINESS CONTINUED:**

- H. An application for a Special Designated License from K-SARA Enterprises, Inc. d/b/a Kevin Meier Imports to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 3 p.m. to 1 a.m. at Grandpa John's Pumpkin Patch located at 4801 West Highway 34 in Lancaster County, Nebraska.
- I. An application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service at a wedding reception on Saturday, September 24, 2005 from 4 p.m. to 1 a.m. at Country Pines located at 6305 West Adams in Lancaster County, Nebraska.
- J. An agreement with the State Public Policy Group d/b/a Nebraska Public Policy Group to assist the Community Mental Health Center in the implementation of the Lancaster County Jail Diversion Capacity Expansion grant. The contractor will provide program evaluation for each year of the grant in accordance with the evaluation and requirements of the funding agency. Term of the agreement will be from July 1, 2005 to June 30, 2006. The County will pay up to \$42,750 for the services. (C-05-0440)
- K. An agreement between the Lancaster County Community Mental Health Center and the Lincoln Council on Alcoholism and Drugs, Inc. for a certified alcohol and drug abuse counselor (CADAC) to provide substance abuse assessments at a rate of \$26 per hour for approximately ten hours per week. Term of the agreement is July 1, 2005 through June 30, 2006. (C-05-0441)
- L. A facility and program participation agreement with Magellan Behavioral Health, Inc. for mental health services to members of the Nebraska Medicaid Management Care Program. Magellan will reimburse the County as provided in Exhibit B. The agreement is effective upon execution by both parties and will continue for one year. Either party may terminate the agreement upon giving 90 days written notice of termination. (C-05-0442)
- M. A lease agreement between Lancaster County and Region V Systems for approximately 9,599.50 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences July 1, 2005 and continues on a month to month basis thereafter. Region V Systems will pay the County \$6,799.65 per month for the leased space. (C-05-0443)

4) **NEW BUSINESS CONTINUED:**

- N. A lease agreement between Lancaster County and Community Alternatives Nebraska for approximately 602.25 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences August 1, 2005 and continues on a month to month basis thereafter. Community Alternatives Nebraska will pay the County \$291.58 per month for the leased space. (C-05-0444)
- O. A lease agreement between Lancaster County and Healthy Families Project for approximately 390 square feet of office space in Trabert Hall, located at 2202 South 11th Street, Lincoln, Nebraska. The agreement commences July 1, 2005 and continues on a month to month basis thereafter. Healthy Families Project will pay the County \$276.25 per month for the leased space. (C-05-0445)
- P. A contract between Lancaster County and FedEx Kinko's Office and Print Services, Inc. for quick copy and offset printing for the combined annual requirements of the County and the City of Lincoln. Term of the contract is one year beginning on March 1, 2005 and ending February 28, 2006 with an option to renew for three additional one year periods with mutual consent. (C-05-0453)
- Q. Receipt of Lincoln Community Grant, in the amount of \$5,120, for the Lancaster County Youth Services Center's horticulture program.
- R. Appointment of Trish Owen and Dave Skipton to the Air Pollution Control Advisory Committee Board, for three year terms to expire September 1, 2008.

5) **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. Clerk of the District Court's Monthly Report for July, 2005.
- B. Setting of a public hearing for Tuesday, September 6, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to set the final tax request at a different amount than the prior year. The request is for both Lancaster County and the Rural Library for Lancaster County.

5) **CONSENT ITEMS CONTINUED:**

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

- ▶ Daryll B. and Tamara L. Lightner at South 82nd Street and Panama Road; Project BR-3270(4). This is a donation. (C-05-0446)
- ▶ Steven L. Parker, Jr. and Carolyn Parker, in the amount of \$980.25, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (C-05-0447)
- ▶ Dale A. Farabee, in the amount of \$24,967, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (C-05-0448)
- ▶ Dale A. Farabee, in the total amount of \$4,136.50, at South 82nd Street and Panama Road; Project BR-3270(4). (2 contracts) (C-05-0449 and C-05-0450)
- ▶ Mike G. and Gale S. Poe, in the total amount of \$2,546.50, at South 68th Street and Stagecoach Road; Project C55-S-401(6). (2 contracts) (C-05-0451 and C-05-0452)

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

Public comment on items not on today's agenda are welcomed at this time. Each speaker is limited to five minutes.

7) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, September 1, 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, September 6, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the following:

1. Issuance of bonds by Hospital Authority Number 1 of Lancaster County, Nebraska, in an amount not to exceed \$7,000,000 (Presbyterian Welfare Foundation, Inc. Project).

2. Amending the Lancaster County Air Pollution Resolution of 1993 to increase the fee for open burning permits from \$50 to \$100. (Amendment is available in the County Clerk's Office for inspection.)

3. Amending Article 1, Section 6 of the Lincoln-Lancaster County Air Pollution control Program Regulations and Standards to increase the fee associated with inspecting asbestos removal from \$50 to \$100. (Amendment is available in the County Clerk's Office for inspection.)

4. Amending Section XIII of County Resolution 02-030, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County. (Amendment is available in the County Clerk's Office for inspection.)

7) **ANNOUNCEMENTS CONTINUED:**

- C. A public hearing will be held on Tuesday, September 27, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the creation of a Joint Public Agency (JPA). The Joint Public Agency is being created to provide for the design, acquisition of land, and construction of improvements for the Rural to Urban Roadway Transition Streets Program (RUTS) and the design and acquisition of land for the East Beltway. The public agencies initially participating in the Joint Public Agency are Lancaster County and the City of Lincoln.
- D. 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 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.

8) **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.)
- B. 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.
- C. 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.
- D. 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.
- E. 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) **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.

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

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, AUGUST 30, 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, August 23, 2005. (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>).

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- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 74 additions and deductions to the tax assessment roll per Exhibit "A".

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

Capitol City Christian Church
Catholic Bishop of Lincoln
Nebraska Wesleyan University

- 4) **RESOLUTION REGARDING FINAL ALLOCATION OF LEVY AUTHORITY:**

A resolution in the matter of final allocation of levy authority to all political subdivisions subject to County levy authority. (R-05-0110)

- 5) **ADJOURNMENT:**

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