

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 13, 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, September 6, 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) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the Commissioners' Award of Excellence for August, 2005 to Robert Cook, Sergeant with the Lancaster County Corrections Department.

 - B. A one step pay increase, due to exceptional circumstances, for Michelle Sewell, Accountant in the Sheriff's Office.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, September 13, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. Continuation of a public hearing amending Section XIII of County Resolution 02-030, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County. (See New Business Item 5A for correlating documentation.)

 - B. Petition nominating Connie Jensen and Richard Hammer to the Board of Trustees of Hospital Authority No. 1 of Lancaster County, Nebraska, terms to expire July 30, 2011. (See New Business Item 5B for correlating documentation.)

- 5) **NEW BUSINESS:**
 - A. A resolution in the matter of amending Section XIII of County Resolution 02-0030, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County, as provided in Attachment "A". (R-05-0111)

**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.**

5) **NEW BUSINESS CONTINUED:**

- B. A resolution nominating Connie Jensen and Richard Hammer to the Board of Trustees of Hospital Authority No. 1 of Lancaster County, Nebraska, terms to expire July 30, 2011. (R-05-0119)
- C. A resolution directing the County Treasurer to issue tax sale certificates to the County on all parcels of real estate where there are delinquent taxes and also directing the County Attorney's office to begin tax foreclosure proceedings. (R-05-0118)
- D. Applications for Special Designated Licenses from Slapshotz Bar & Grill to provide liquor beverage service at adult softball league games to be held at the Star City Optimist Youth Foundation, located at 5300 South Folsom Street, Lincoln, Lancaster County, Nebraska on the following dates:
- ▶ September 27th and 28th, 2005 from 5:30 p.m. to 11:30 p.m.
 - ▶ October 4th and 5th, 2005 from 5:30 p.m. to 11:30 p.m.
 - ▶ October 11th and 12th, 2005 from 5:30 p.m. to 11:30 p.m.
- E. An application for a Special Designated License from Lazlo's Brewery and Grill to provide liquor beverage service at a wedding reception on Saturday, October 1, 2005 from 7 a.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street.
- F. An application for a Special Designated License from Prairie Fare, Inc. d/b/a P.O. Pears to provide liquor beverage service at a home opener pre and post Lincoln Stars tailgate party on Friday, September 30, 2005 from 3 p.m. to 1 a.m. at the beer garden located in State Fair Park, Lincoln, Lancaster County, Nebraska.
- G. A grant contract with the YWCA of Lincoln for funding for the following programs: YWCA Parents Center, in the amount of \$27,000 and the Survival Skills Program, in the amount of \$35,000. The total amount of the grant contract is \$62,000. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0462)
- H. A grant contract with Houses of Hope, Inc. for funding for the Transitional Living Services Program, in the amount of \$47,138. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0463)
- I. A grant contract with Child Guidance Center for funding for outpatient services, in the amount of \$30,000. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0464)

5) **NEW BUSINESS CONTINUED:**

- J. A grant contract with the Good Neighbor Center for an emergency food and clothing center for low income families in the Lincoln/Lancaster County area in the amount of \$55,000. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0465)
- K. A grant contract with the League of Human Dignity Inc. for funding for the following programs: The Center for Independent Living, in the amount of \$51,000, and for barrier removal, in the amount of \$17,500. The total amount of the grant contract is \$68,500. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0466)
- L. A grant contract with CASA for Lancaster County for funding for the Court Appointed Special Advocates Program, in the amount of \$17,000. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0467)
- M. A grant contract between the Board of Trustees of the Community Health Endowment and Lancaster County, on behalf of the Community Mental Health Center Midtown Center, for funding for the Prevention and Management of Diabetes Among Adults Diagnosed with Severe Mental Illness Project, in the amount of \$9,400. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0468)
- N. An agreement between Lancaster County and Matt Talbot Kitchen & Outreach for a registered dietitian for specialized dietitian consultation at the Community Mental Health Center's Midtown Center approximately ten hours a week. Term of the agreement is August 1, 2005 through June 30, 2006. The County will pay \$20 per hour for the services. (C-05-0469)
- O. A cooperative agreement between Lancaster County and the Nebraska Department of Health and Human Services wherein the County provides assistance in administering Nebraska's State Plan for Child Support Collection and the Establishment of Paternity under Title IV-D of the Social Security Act. Health and Human Services will reimburse the County at the current federal financial participation rate for expenditures. Term of the agreement is October 1, 2005 to September 30, 2008. (C-05-0470)
- P. A permanent easement for the construction of electric transmission lines between Lancaster County and the Norris Public Power District, in the amount of \$390, on property generally located on Hickman Road just west of South 68th Street. (C-05-0471)

5) **NEW BUSINESS CONTINUED:**

- Q. A grant contract with VolunteerLinc, d/b/a Volunteer Partners for funding to administer the Emergency Volunteer Program, in the amount of \$5,500. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0472)
- R. A grant contract with the Peoples City Mission for funding for the Family Shelter Program, in the amount of \$35,000. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0473)
- S. A grant contract with Friendship Home for funding of the general operation of the Hotel-Motel Project, in the amount of \$3,500. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0474)
- T. A grant contract with Saint Monica's for funding for the Adolescent Girl's Program, in the amount of \$7,500 and for the Behavioral Health for Women Program, in the amount of \$23,175. The total grant will be in the amount of \$30,675. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0475)
- U. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for County Aid Dollars (LB640). The County will receive \$266,960 of which \$76,724 is the County's match share. Term of the grant award is July 1, 2005 to June 30, 2006. (C-05-0476)
- V. Recommendation from the Purchasing Agent and the County Engineer to award a bid to the following vendors for fall gravel hauling to stockpiles for the Fiscal Year 2006: (B-05-0031)

Project 06-04H - 1,995 Tons - Davey Stockpile

Western Sand (Hauler)	\$3.12/Ton	\$ 6,224.40
Western Sand (Producer)	\$7.15/Ton	<u>\$14,264.25</u>
Total Davey Stockpile		\$20,488.65

Project 06-05H - 6,650 Tons - Raymond Maintenance Station Stockpile

H & H Trucking (Hauler)	\$2.88/Ton	\$19,152.00
Bluff Gravel (Producer)	\$6.50/Ton	<u>\$43,225.00</u>
Total Raymond Maintenance Station Stockpile		\$62,377.00

Project 06-06H - 6,175 Tons - Roca Maintenance Station Stockpile

Westover Trucking (Hauler)	\$4.40/Ton	\$27,170.00
Lyman-Richey (Producer)	\$6.95/Ton	<u>\$42,916.25</u>
Total Roca Maintenance Station Stockpile		\$70,086.25

5) **NEW BUSINESS CONTINUED:**

Project 06-07H - 4,750 Tons - South 68th Street Stockpile

Kuhn's Trucking (Hauler)	\$5.60/Ton	\$26,600.00
Lyman-Richey (Producer)	\$6.95/Ton	<u>\$33,012.50</u>
Total South 68 th Street Stockpile		\$59,612.50

Project 06-08H - 4,275 Tons - Southwest 12th Street & Saltillo Road Stockpile

Hiskey Trucking (Hauler)	\$4.55/Ton	\$19,451.25
Lyman-Richey (Producer)	\$6.95/Ton	<u>\$29,711.25</u>
Total Southwest 12 th Street & Saltillo Road Stockpile		\$49,162.50

Project 06-09H - 1,710 Tons - Southwest 100th Street & Hallam Road Stockpile

Western Sand (Hauler)	\$6.49/Ton	\$11,097.90
Western Sand (Producer)	\$7.15/Ton	<u>\$12,226.50</u>
Total Southwest 100 th and Hallam Road Stockpile		\$23,324.40

Project 06-10H - 3,420 Tons - Walton Maintenance Station Stockpile

Buel Trucking (Hauler)	\$3.05/Ton	\$10,431.00
Western Sand (Producer)	\$7.15/Ton	<u>\$24,453.00</u>
Total Walton Maintenance Station Stockpile		\$34,884.00

Project 06-11H - 9,025 Tons - Waverly Maintenance Station Stockpile*

Western Sand (Hauler)	\$2.40/Ton	\$21,660.00
Western Sand (Producer)	\$7.15/Ton	<u>\$64,528.75</u>
Total Waverly Maintenance Station Stockpile		\$86,188.75

*There was a three-way tie for the Waverly haul. A name was drawn out of a hat as per purchasing's recommendation.

Project 06-12H - 2,850 Tons - Emerald Maintenance Station Stockpile

Western Sand (Hauler)	\$3.81/Ton	\$10,858.50
Western Sand (Producer)	\$7.15/Ton	<u>\$20,377.50</u>
Total Emerald Maintenance Station Stockpile		\$31,236.00

Project 06-13H - 1,900 Tons - Southwest 98th Street & Saltillo Road Stockpile

Western Sand (Hauler)	\$4.65/Ton	\$ 8,835.00
Western Sand (Producer)	\$7.15/Ton	<u>\$13,585.00</u>
Total Southwest 98 th Street and Saltillo Road Stockpile		\$22,420.00

Total of hauling and production is \$459,780.05.

5) **NEW BUSINESS CONTINUED:**

- W. Recommendation from the Purchasing Agent and the Administrator of Lancaster Manor to award a request for proposal to PharMerica for pharmacy services. Pricing for prescription and non-prescription items will be in compliance with the Nebraska Department of Public Welfare published fee schedule. (B-05-0032)
- X. A political subdivision tort claim filed against the Lancaster County Engineering Department by Jamie Philipsen, in the amount of \$812.50, for damage to vehicle.
- Y. A political subdivision tort claim filed against the Lancaster County Engineering Department by James Hamsa for damage to vehicle.
- Z. Request from Todd Blome, on behalf of Talent Plus, Inc., for a refund of 2003 personal property taxes, in the approximate amount of \$12,525, and for 2004 personal property taxes, in the approximate amount of \$16,457.

6) **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 August, 2005.
 - 2. County Clerk's Monthly Report for August, 2005.
 - 3. Lancaster Manor's Monthly Report.
 - 4. Records and Information Management's Monthly Report for August, 2005.
 - 5. Weed Control Authority's Monthly Report for August, 2005.
 - 6. Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln for August, 2005.
 - 7. Financial Statements and Supplementary Information for the years ended June 30, 2005 and 2004 for the Railroad Transportation Safety District.

7) **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.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, September 15, 2005, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. 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.
- C. A public hearing will be held on Tuesday, October 4, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the vacation of 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.
- 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.

9) **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.

9) **PENDING CONTINUED:**

- 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.

10) **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, SEPTEMBER 13, 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, September 6, 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>).

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.

- 2) **ADDITIONS AND DEDUCTIONS:**

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

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

Lincoln Lutheran School Association
Missionary Guadalupanas of the Holy Spirit
Nebraska Crop Improvement Association
VITAL Services, Inc.

- 4) **ADJOURNMENT:**

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.