

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, OCTOBER 11, 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, October 4, 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 County-City Volunteer of the Month Award to Rebekah Greenwalt for her services with Parks and Recreation.
  
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, October 11, 2005.
  
- 4) **PUBLIC HEARINGS:**
  - A. Amending of County Resolution 02-0030 regulating On-Site Wastewater Treatment Systems. (See New Business Item 6A for correlating documentation.)
  
  - B. Amending of County Resolution 02-0031 in the matter of Design Standards for Operation and Maintenance of On-Site Wastewater Treatment Systems. (See New Business Item 6B for correlating documentation.)
  
- 5) **OLD BUSINESS:**
  - A. A political subdivision tort claim filed against Lancaster County by Roger P. Cox, on behalf of Henry L. Balters, in the amount of \$10,000.
  
- 6) **NEW BUSINESS:**
  - A. A resolution in the matter of updating County Resolution No. 02-0030, Procedures for the Regulation of On-Site Wastewater Treatment Systems in Lancaster County, Nebraska. (R-05-0129)

<p style="text-align:center"><b>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.</b></p>
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6) **NEW BUSINESS CONTINUED:**

- B. A resolution in the matter of updating County Resolution No. 02-0031, Design Standards for Operation and Maintenance of On-Site Wastewater Treatment Systems in Lancaster County, Nebraska. (R-05-0130)
- C. A resolution in the matter of amending the final levy allocation for the Raymond Fire District for the period July 1, 2005 through June 30, 2006. (R-05-0131)
- D. 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 \$2,500. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0501)
- E. A grant contract with Lincoln Action Program, Inc. to provide funding for the following programs: LAP Education Outreach, in the amount of \$20,000; Eviction Protection/Coalition of Landlords and Tenants, in the amount of \$30,000; Emergency Services, in the amount of \$66,150; Homeless Case Management, in the amount of \$10,000; YouthACT, in the amount of \$5,700 and Project Communities Helping Immigrants and Refugees Progress (C.H.I.R.P.), in the amount of \$11,000. Total amount of the grant contract is \$144,650. Term of the grant contract is July 1, 2005 through June 30, 2006. (C-05-0502)
- F. A grant contract with the Human Services Federation to provide project leadership, oversight, coordination and staffing to the Community Services Initiative Project, in the amount of \$54,300. Term of the grant contract is from July 1, 2005 through June 30, 2006. (C-05-0503)
- G. An agreement between Lancaster County and Melissa Beecher to facilitate, coordinate and staff the Behavioral Health Coalition of the Community Services Initiative (CSI) Project. Term of the agreement is July 1, 2005 through June 30, 2006. The County will pay up to \$20,000 for such services. (C-05-0504)
- H. An agreement between Lancaster County and Melissa Beecher to act as a Juvenile Justice consultant in the area of oversight, program assessment/evaluation, and coordination of the juvenile justice system. Term of the agreement is September 1, 2005 through May 31, 2006. The County will pay up to \$10,400 for such services. (C-05-0505)
- I. Acceptance of a grant award from the Nebraska Commission on Law Enforcement and Criminal Justice for the Drug Education for Youth Project. The County will receive \$29,200, of which \$19,200 is the County's match share. Term of the grant award is July 1, 2005 to June 30, 2006. (C-05-0506)

6) **NEW BUSINESS CONTINUED:**

- J. A grant contract with Cedars Youth Services for the Youth Excelling in School (YES) Program for 45 children from five to eleven years of age, in the amount of \$71,822. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0507)
- K. An interlocal agreement with York County for the safekeeping, care and sustenance of juveniles while at the Youth Services Center. The County will be reimbursed \$234 per youth, per day from York County. The agreement is effective upon execution and has a 30-day termination provision. (C-05-0513)
- L. An agreement between Lancaster County and the Child Advocacy Center to conduct interviews and medical examinations of child abuse victims to aid law enforcement and prosecution in their investigations of child abuse. Term of the agreement is October 1, 2005 through September 30, 2006. The County will pay \$20,000 for the services. (C-05-0514)
- M. Recommendation from the Purchasing Agent and the County Engineer to award a bid to Murphy Tractor & Equipment Company, Inc., in the amount of \$423,552, for the purchase of three motor graders with trade-in allowance for three of the County Engineer's used motor graders. It is also recommended the County Board approve a service guarantee stating the seller will pay for all costs of parts and labor in excess of \$5,500 per unit during the next seven years or 8,500 hours (\$16,500 total) and the guaranteed repurchase of \$83,000 per motor grader after seven years (\$249,000 total backed by performance bond as detailed in the specification). (B-05-0035)
- N. A political subdivision tort claim filed against Lancaster County by Martin Linscott, on behalf of Zachary Ortega, for damages.
- O. A political subdivision tort claim filed against the Lancaster County Corrections Department by Michael Schuman for lost property, in the amount of \$250.
- P. Request from the Lancaster County Public Defender to set the salary for John Jorgensen, Deputy Public Defender, at \$51,642 annually, effective October 24, 2005.

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. Receive and Place on File:

1. Clerk of the District Court's Monthly Report for September, 2005.
2. County Assessor/Register of Deeds Monthly Report for September, 2005.
3. County Clerk's Monthly Report for September, 2005.
4. County Engineering Department's Annual Report to the Nebraska Board of Road Classifications and Standards (NBCS) for Fiscal Year ending 2005.
5. Lancaster Manor's Monthly Report.

B. Setting of a public hearing for Tuesday, October 18, 2005 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application to the Nebraska Department of Economic Development for a Community Development Block Grant. The project is the development of a retail distribution center for Tractor Supply Company (TSC).

C. Setting of a public hearing for Tuesday, November 15, 2005 at 7:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for the fiscal years beginning July 1, 2006 through June 30, 2011, as proposed by the Lancaster County Engineer.

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

- ▶ City of Hickman near the South 68<sup>th</sup> Street Viaduct; Project C55-S-401(6). This is a donation. (C-05-0508)
- ▶ Dennis J. and Loretta J. Hatfield, in the amount of \$653.25, near the South 68<sup>th</sup> Street Viaduct; Project C55-S-401(6). (C-05-0509)
- ▶ Lincoln Land and Mortgage Company, in the total amount of \$48,694, on Northwest 70<sup>th</sup> Street from Adams to Superior Streets; Project C55-M-407(1). (3 contracts) (C-05-0510 through C-05-0512)

8) **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.

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, October 13, 2005 due to the annual meeting of the Nebraska Association of County Officials (NACO) in Omaha, Nebraska. Instead a staff meeting will be held immediately following the regular meeting of the Board of Commissioners on Tuesday, October 11, 2005.
- B. 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.

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 40<sup>th</sup> Street and Rokeby Road in Lancaster County, Nebraska. (Placed on pending September, 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 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- 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 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
- 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 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)

10) **PENDING CONTINUED:**

- 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 84<sup>th</sup> Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)
  
- F. A resolution regarding the creation of a joint public agency as provided by the Joint Public Agency Act with the participation of the County of Lancaster and the City of Lincoln. 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. (R-05-0109) (Placed on pending September, 2005.)
  
- G. Vacation of a portion of South 162<sup>nd</sup> Street located in the Southwest Quarter of Section 26, Township 9 North, Range 8 East, of the 6<sup>th</sup> P.M., in Lancaster County, Nebraska. (Placed on pending October, 2005.)

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.

**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, OCTOBER 11, 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, October 4, 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 77 additions and deductions to the tax assessment rolls per Attachment "A".

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

Horizons Community Church  
Nebraska Wesleyan University  
St. Paul United Methodist Church  
Southeast Nebraska Mobile Diagnostic Services, Inc.  
Villa Marie School

4) **CERTIFICATION OF TAX LEVIES:**

Certification of 2005-2006 tax levies for Lancaster County, Nebraska.

5) **ADJOURNMENT:**

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