

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 8, 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, November 1, 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. Oath of Office - Travis Roth, Deputy County Sheriff

 - B. Presentation of the Commissioners' Award of Excellence for October, 2005 to Stacey Sheehan, an employee at Lancaster Manor.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, November 8, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. County Special Permit No. 05047, requested by Brian D. Carstens and Associates on behalf of David and Lynette Samani, to allow a private recreation cabin under the provisions of Article 13.001(10) of the Lancaster County Zoning Resolution, on property generally located at the northwest corner of Southwest 84th Street and Kolbrook Road in Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)

 - B. County Miscellaneous No. 05024, requested by the Director of Planning, to amend the Lancaster County Land Subdivision Resolution to allow the Director of Planning to approve County final plats and to allow County community unit plans to be submitted without a preliminary plat. (See New Business Item 5B for correlating documentation.)

<p style="text-align:center">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.</p>

4) **PUBLIC HEARINGS CONTINUED:**

- C. Continuation of a public hearing regarding County Special Permit No. 04055, Four Stones Community Unit Plan, requested by Matt Langston of ESP on behalf of Craig Gana, to develop fourteen residential acreage units on property generally located in the mile section bounded by Southwest 14th Street to Southwest 29th Street and West Stagecoach Road to West Panama Road in Lancaster County, Nebraska. (See New Business Item 5C for correlating documentation.)
- D. Continuation of a public hearing regarding County Preliminary Plat No. 04025, Four Stones, requested by Matt Langston of ESP on behalf of Craig Gana, to develop 14 residential acreage lots and four outlots on property generally located in the mile section bounded by Southwest 14th Street to Southwest 29th Street and West Stagecoach Road to West Panama Road in Lancaster County, Nebraska. (See New Business Item 5D for correlating documentation.)

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Special Permit No. 05047, requested by Brian D. Carstens and Associates on behalf of David and Lynette Samani, to allow a private recreation cabin on property generally located at the northwest corner of Southwest 84th Street and Kolbrook Road in Lancaster County, Nebraska. (R-05-0141)
- B. A resolution in the matter of County Miscellaneous No. 05024: A text amendment to the Lancaster County Subdivision Regulations, to amend Chapter 3, Chapter 8, Section 8.03, and Chapter 9, Section 9.03 of the subdivision regulations regarding final plat approval and community unit plans, as provided in Attachment "A". (R-05-0142)
- C. A resolution in the matter of County Special Permit No. 04055, Four Stones Community Unit Plan, requested by Matt Langston of ESP on behalf of Craig Gana, to create 14 residential acreage units and four outlots on property generally located in the mile section bounded by Southwest 14th Street to Southwest 29th Street and West Stagecoach Road to West Panama Road in Lancaster County, Nebraska. (R-05-0138)
- D. A resolution in the matter of County Preliminary Plat No. 04025, Four Stones, requested by Matt Langston of ESP on behalf of Craig Gana, for 14 residential acreage lots and four outlots on property generally located in the mile section bounded by Southwest 14th Street and Southwest 29th Street and West Stagecoach to West Panama Road in Lancaster County, Nebraska. (R-05-0139)

5) **NEW BUSINESS CONTINUED:**

- E. A resolution in the matter of authorizing the Lincoln-Lancaster County Public Building Commission to purchase Lots 11 and 12, Block 130, Original Plat and Lots A and B, Billingsley's Subdivision of Lot 1, and all of Lot 2, Block 145, Original Plat of Lincoln, Lancaster County, commonly known as 645 and 701 South 9th Street for joint use by the City of Lincoln and Lancaster County. (R-05-0145)
- F. A resolution approving a site lease from the County of Lancaster and the City of Lincoln, Nebraska to the Lincoln-Lancaster County Public Building Commission, a lease agreement from the Commission to the County and the City and the issuance of not to exceed \$2,000,000 of the Commission's Tax Supported Lease Rental Revenue Bonds, Series 2005, all with respect to the acquisition of the Courthouse Plaza Building. (R-05-0144)
- G. A resolution authorizing the installation of traffic signs at the following locations: (R-05-0143)
- ▶ Install 45 mile per hour speed limit signs on Leighton Avenue between the east Lincoln City limit and North 98th Street, one approximately one-quarter mile east of North 84th Street for eastbound traffic and one just west of North 98th Street for westbound traffic
 - ▶ Install a "Reduced Speed Ahead" sign on Leighton Avenue 500 feet east of the Lincoln City limits for westbound traffic
 - ▶ Install a "School Bus Stop Ahead" sign in advance of 9300 East 2nd Street for westbound traffic
- H. A grant contract with CenterPointe, Inc. for the following programs: Community Support, in the amount of \$41,436; Youth Residential, in the amount of \$32,270; Outpatient, in the amount of \$98,064; Adult Day Services, in the amount of \$92,570 and Adult Residential, in the amount of \$85,105. The total amount of the grant is \$349,445. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-00546)
- I. Approval of the Federal Annual Certification Report for the Lancaster County Attorney's Office. The Equitable Sharing Fund Balance for the County Attorney's Office is \$80,547.84.
- J. Notice of termination of County Contract No. C-05-0188 with Encartele, Inc. for phone services at the Lancaster County Youth Services Center. Termination will be effective November 10, 2005.

5) **NEW BUSINESS CONTINUED:**

K. Recommendation from the Purchasing Agent and the County Engineer to award a bid for rock hauling and production, in the total amount of \$586,017.40, to various stockpiles located within Lancaster County as follows: (B-05-0039)

Project 06-17H-Waverly Maintenance Station

Husker Trucking (Hauler)	9,520 tons	\$2.80/ton	\$ 26,656
Kerford Limestone (Producer)	9,520 tons	\$9.50/ton	<u>\$ 90,440</u>
Project Total			\$117,096

Project 06-18H-Emerald Stockpile

Husker Trucking (Hauler)	5,500 tons	\$4.25/ton	\$ 23,375
Kerford Limestone (Producer)	5,500 tons	\$9.50/ton	<u>\$ 52,250</u>
Project Total			\$ 75,625

Project 06-19H-Raymond Stockpile

Husker Trucking (Hauler)	5,940 tons	\$4.50/ton	\$ 26,730
Kerford Limestone (Producer)	5,940 tons	\$9.50/ton	<u>\$ 56,430</u>
Project Total			\$ 83,160

Project 05-20H-S.W. 12th Street & Saltillo Road Stockpile

Husker Trucking (Hauler)	3,520 tons	\$3.69/ton	\$ 12,988.80
Kerford Limestone (Producer)	3,520 tons	\$9.50/ton	<u>\$ 33,440.00</u>
Project Total			\$ 46,428.80

Project 06-21H-S.W. 98th Street & Saltillo Road Stockpile

Husker Trucking (Hauler)	5,000 tons	\$4.86/ton	\$ 24,300
Kerford Limestone (Producer)	5,000 tons	\$9.50/ton	<u>\$ 47,500</u>
Project Total			\$ 71,800

Project 06-22H-Roca Stockpile-Minus 10 percent to meet budget

Buel Trucking (Hauler)	9,000 tons	\$4.23/ton	\$ 38,070
Kerford Limestone (Producer)	9,000 tons	\$9.50/ton	<u>\$ 85,500</u>
Project Total			\$123,570

Project 06-23H-Walton Maintenance Station

Buel Trucking (Hauler)	5,520 tons	\$2.88/ton	\$ 15,897.60
Kerford Limestone (Producer)	5,520 tons	\$9.50/ton	<u>\$ 52,440.00</u>
Project Total			\$ 68,337.60

5) **NEW BUSINESS CONTINUED:**

L. Designation of the following as official newspapers for Lancaster County for publication of transportation projects for 2006:

- ▶ Lincoln Journal Star
- ▶ The Voice (Hickman)
- ▶ Seward Independent
- ▶ Crete News
- ▶ The News (Waverly)

M. Reappointment of Jim Haszard to the Lancaster County Personnel Policy Board for a five year term beginning July 1, 2005 and terminating June 30, 2010.

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 October, 2005.
2. County Assessor/Register of Deeds Monthly Report for October, 2005.
3. County Clerk's Monthly Report for October, 2005.
4. Lancaster Manor's Monthly Report.

B. Setting of public hearings for Tuesday, November 15, 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. County Change of Zone No. 05048, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska.
2. County Special Permit No. 05033, to allow dwelling units within 1,320 feet of a public lake, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska.
3. County Preliminary Plat No. 05012, Conestoga Heights (now known as Conestoga Lake Estates) for 15 residential acreage lots and associated waiver requests, requested by Lyle Loth of ESP on behalf of the owner, Paul Green, on property generally located northeast of Southwest 98th Street and West Pioneers Boulevard in Lancaster County, Nebraska.

6) **CONSENT ITEMS CONTINUED:**

C. Requests from the following individuals to voluntarily participate in the Lancaster County Retirement Plan having met the requirements:

- ▶ Dennis Guthard, with the Lancaster County Sheriff's Office
- ▶ Michael Peschong, with the Lancaster County Sheriff's Office
- ▶ GERALYN K. TYSER, with Human Services

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

- ▶ Norma J. Adams, in the amount of \$120, on North 40th Street north of Waverly Road; Project No. C.P.G-48. (C-05-0547)
- ▶ Kenneth and Judith Brandt on Southwest 40th Street north of West Saltillo Road; Project No. C.P.O-201. This is a donation. (C-05-0548)
- ▶ Eldon J. Chrastil on Southwest 86th Street south of West Olive Creek Road; Project No. C.P.V-193. This is a donation. (C-05-0549)
- ▶ Rick A. and Linda K. Chrastil at 5700 Pine Creek Circle; Project No. STPE-3305(9). This is a donation. (C-05-0550)
- ▶ Diane Gropp, in the amount of \$297.50, just east of Southwest 86th Street; Project No. C.P.U-253. (C-05-0551)
- ▶ Joan J. Grove on Southwest 40th Street north of West Saltillo Road; Project No. CP-O-201. This is a donation. (C-05-0552)
- ▶ David O. Keagy, in the amount of \$89.50, on Yankee Hill Road west of South 190th Street; Project No. C.P.Q-152. (C-05-0553)
- ▶ Harold and Meredith Parde on South 38th Street north of Olive Creek Road; Project No. C.P.X-259. This is a donation. (C-05-0554)
- ▶ Robert A. and Leanna Schlesiger, in the amount of \$4,368, at 7900 Panama Road; Project No. BR-3270(4). (C-05-0555)
- ▶ Thierstein Cattle Company near North 112th Street and Waverly Road; Project No. C.P.G-181. This is a donation. (C-05-0556)
- ▶ Thomas Zuercher, in the amount of \$883, near North 112th Street and Waverly Road; Project No. C.P.G-181. (C-05-0557)
- ▶ Marvin N. and Rex B. Hoy, in the total amount of \$2,915, at 12845 South 25th Street; Project No. STPE-3305(9), Denton Road. (3 contracts) (C-05-0558 through C-05-0560)

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 not hold a staff meeting on Thursday, November 10, 2005 due to a Tri-County meeting with Douglas and Sarpy counties. The meeting will begin at 9 a.m. and be held at James Arthur Vineyards, located at 1505 West Raymond Road, Raymond, Nebraska.
- B. A public hearing will be held on 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, 2005 through June 30, 2011, as proposed by the Lancaster County Engineer.
- 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 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. (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 84th 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 84th 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 84th Street and Agnew Road in Lancaster County, Nebraska. (Placed on pending January, 2005.)

9) **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 84th 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 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. (Placed on pending October, 2005.)
- H. A resolution in the matter of County Change of Zone No. 05063, from AG Agricultural District to AGR Agricultural Residential District, requested by Steven Schmidt, on property generally located southeast of the corner of North 105th Street and Alvo Road/Highway 34 in Lancaster County, Nebraska. (R-05-0140) (Placed on pending November, 2005.)

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, NOVEMBER 8, 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, November 1, 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) **MOTOR VEHICLE TAX EXEMPTIONS:**

Southeast Nebraska Mobile Diagnostic Services, Inc.

- 3) **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.**