

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, DECEMBER 06, 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 29, 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. Southeast Community College Annual Report - Jack Huck, President

 - B. Presentation of the County-City Volunteer of the Month Award to Alene Swinehart for her services with Urban Development.

 - C. Presentation of the Commissioners' Award of Excellence for November, 2005 to Gregory Goodwater, Deputy Sheriff.

- 3) **CLAIMS:** Approval of all claims processed through Tuesday, December 06, 2005.

- 4) **PUBLIC HEARINGS:**
 - A. Application of setback requirements in the Lancaster County Zoning Regulations to any building used as a residence on a farmstead of 20 acres or more effective January 1, 2006. (See New Business Item 6A for correlating documentation.)

 - B. Continuation of a public hearing regarding County Final Plat No. 05094, Wyndam Place 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, for two lots and one outlot, on property generally located at North 176th and Holdrege Streets, and more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska. (See Old Business Items 5A and 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>

5) **OLD BUSINESS:**

- A. A resolution in the matter of County Final Plat No. 05094, Wyndam Place 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Bernie and Connie Heier, consisting of two lots and one outlot, on property generally located at North 176th and Holdrege Streets, more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska. (R-05-0152)
- B. A subdivision agreement with Bernie and Connie Heier, for County Final Plat No. 05094, Wyndam Place 2nd Addition, on property generally located at North 176th and Holdrege Streets, more specifically Knotting Drive and North 179th Street in Lancaster County, Nebraska. (C-05-0575)
- C. A contract for professional services with the Lincoln-Lancaster County Human Services Federation for the oversight and administration of the Community Services Initiative. The County will pay up to \$100,000 for the services. Term of the agreement is July 1, 2005 through June 30, 2006. (C-05-0503)
- D. A grant contract with the Hispanic Community Center for funding for the Open Door Program, in the amount of \$2,500. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0535)

6) **NEW BUSINESS:**

- A. A resolution in the matter of an application of setback requirements of the Lancaster County Zoning Regulations to any building used as a residence on a farmstead of 20 acres or more, effective January 1, 2006. (R-05-0155)
- B. A resolution in the matter of designating banks as depositories for Lancaster County for 2006. (R-05-0157)
- C. A resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned. (R-05-0158)
- D. A grant contract with Cedars Youth Services to assist in the general operations of the Community Integration Team, in the amount of \$11,370; the Minority Outreach Diversion Program, in the amount of \$3,427; the Juvenile Drug Court Tracker Program, in the amount of \$6,353; and the salaries for a full-time Diversion Director and part-time Teen Court Coordinator, in the amount of \$50,000. Total amount of the grant contract is \$71,150. Term of the grant contract is from July 1, 2005 to June 30, 2006. (C-05-0585)

6) **NEW BUSINESS CONTINUED:**

- E. A grant contract with Cedars Youth Services for a Juvenile Day Reporting Center, in the amount of \$52,000. Term of the grant contract is September 1, 2005 to August 30, 2006. (C-05-0586)
- F. A grant contract with Cedars Youth Services for the Community Integration Team Program, in the amount of \$39,320. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0587)
- G. A grant contract with Cedars Youth Services for the Minority Outreach Diversion Program, in the amount of \$33,829. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0588)
- H. A grant contract with the Malone Community Center to assist in providing salaries and operating expenses for the Drug Education for Nebraska Students (DEFENS) Program and the Drug Education for Youth (DEFY) Project, an intensive year-long program for at least 25 ethnic minority high-risk youth, ages 9 to 12 years old, in the amount of \$25,000. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-05-0589)
- I. An interlocal agreement with the City of Lincoln and United Way of Lincoln to jointly provide funding for the oversight and administration of the Community Services Initiative (CSI) Project. The City of Lincoln, United Way of Lincoln and Lancaster County, and the County will each pay \$40,000 of the total contract cost of \$120,000. Term of the agreement is July 1, 2005 to June 30, 2006. (C-05-0590)
- J. An agreement between the State Court Administrator's Office and Lancaster County for reimbursement for 37 computers utilized by County employees in the District Court to access and operate Judicial Users System to Improve Court Efficiency (JUSTICE). The State Court Administrator's Office will reimburse the County at a rate of \$24 per computer, per month. The agreement is effective January 1, 2005. (C-05-0591)
- K. A catering agreement with the Cornhusker, A Marriott Hotel, to rent a room on January 23, 2006 to host a presentation on the Lancaster County Mental Health Jail Diversion Project. The County will pay \$525 for the room rental. Such cost will be paid from the Mental Health Jail Diversion Grant. (C-05-0596)
- L. Approval of a mini-grant application through the Nebraska Office of Highway Safety which would purchase six preliminary breath testing instruments at no cost to Lancaster County.

6) **NEW BUSINESS CONTINUED:**

- M. Acceptance of responsibility for maintenance of the Dietz and Evangelical abandoned pioneer cemeteries pursuant to Neb Rev. Stat. §12-807 (Reissue 1997)
- N. Approval of revised job descriptions for the following Lancaster County department heads and directors: Corrections Administrator, Youth Services Center Director, Nursing Home Administrator, Budget and Fiscal Officer, Emergency Management Director, Weed Control Superintendent, Human Services Administrator, County Veterans Service and General Assistance Officer, Building Administrator, Community Corrections Director, Mental Health Administrator and Chief Administrative Officer.
- O. Appointments and reappointment of the following individuals to the Lancaster County Extension Board for three year terms beginning January, 2006:
 - ▶ John J. Chess, with the Lincoln-Lancaster County Health Department (new appointment)
 - ▶ Kendra Penrod, with Lincoln Public Schools (new appointment)
 - ▶ Oscar Rios Pohirieth, with Lincoln Public Schools (reappointment)

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. County Clerk's Monthly Report for November, 2005.
- B. Setting of public hearings for Tuesday, December 20, 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 Final Plat No. 05002, Mustang Ridge Addition, requested by Brian D. Carstens and Associates on behalf of Aspen Builders, for four lots, on property generally located southeast of the intersection of Northwest 27th Street and West Agnew Road in Lancaster County, Nebraska.
 - 2. County Board of Zoning Appeals No. 05002, requested by Architectural Design Associates, for a variance of the parking required from 209 stalls to 12 stalls on property generally located at 290 South 134th Street in Lancaster County, Nebraska.

7) **CONSENT ITEMS CONTINUED:**

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

- ▶ Jason L. Minchow on Davey Road west of North 84th Street; Project C.P.B-301. This is a donation. (C-05-0592)
- ▶ Jerry L. and Martha A. Minchow on Davey Road west of North 84th Street; Project C.P.B-301. This is a donation. (C-05-0593)
- ▶ Donna K. Pospisil, in the total amount of \$255, on West Princeton Road one-half mile east of Southwest 58th Street; Project C.P.W-248. (2 contracts) (C-05-0594 and C-05-0595)

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

9) **ANNOUNCEMENTS:**

A. The Lancaster County Board of Commissioners will hold staff meeting on Thursday, December 8, 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, December 13, 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 Final Plat No. 05095, Whitetail Ridge Addition, requested by Brian D. Carstens and Associates on behalf of Bruce D. Tiedeman and Beverly A. Tiedeman, for 14 lots and two outlots, on property generally located southwest of the intersection of South 25th Street and Roca Road in Lancaster County, Nebraska.
2. County Final Plat No. 05106, The Preserve at Cross Creek 2nd Addition, requested by Brian D. Carstens and Associates on behalf of Land II, L.L.C. for five lots on property generally located at south 68th Street and Roca Road in Lancaster County, Nebraska.

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.

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. (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.)
- 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.)

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, DECEMBER 06, 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 29, 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 91 additions and deductions to the tax assessment rolls per Attachment "A".

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

Transfiguration, Inc.
Vital Services, Inc.

- 4) **ADJOURNMENT:**

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