

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, DECEMBER 20, 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, December 13, 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. Recognition of Dennis Banks, Youth Services Director, for over 25 years of dedicated service to the citizens and youth of Lancaster County.
  
- 3) **CLAIMS:** Approval of all claims processed through Tuesday, December 20, 2005.
  
- 4) **PUBLIC HEARINGS:**
  - A. 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 27<sup>th</sup> Street and West Agnew Road in Lancaster County, Nebraska. (See New Business Item 5A and 5B for correlating documentation.)
  
  - B. County Final Plat No. 05096, Nature Meadows Addition, requested by Brian D. Carstens and Associates on behalf of Craig Gana, for four lots and four outlots on property generally located northwest of the intersection of South 120<sup>th</sup> Street and Stagecoach Road in Lancaster County, Nebraska. (See New Business Item 5C and 5D for correlating documentation.)
  
  - C. 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 134<sup>th</sup> Street in Lancaster County, Nebraska. (See New Business Item 5E for correlating documentation.)

<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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5) **NEW BUSINESS:**

- A. A resolution in the matter of 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 27<sup>th</sup> Street and West Agnew Road in Lancaster County, Nebraska. (R-05-0161)
- B. A subdivision agreement with Robert and Michelle Benes for County Final Plat No. 05002, Mustang Ridge Addition, on property generally located southeast of the intersection of Northwest 27<sup>th</sup> Street and West Agnew Road in Lancaster County, Nebraska. (C-05-0609)
- C. A resolution in the matter of County Final Plat No. 05096, Nature Meadows Addition, requested by Brian D. Carstens and Associates on behalf of Craig Gana, for four lots and four outlots on property generally located northwest of the intersection of South 120<sup>th</sup> Street and Stagecoach Road in Lancaster County, Nebraska. (R-05-0162)
- D. A subdivision agreement with DGD, L.L.C., Jon and Christina Barber and Chad and Kathleen Gustin for County Final Plat No. 05096, Nature Meadows Addition, on property generally located northwest of the intersection of South 120<sup>th</sup> Street and Stagecoach Road in Lancaster County, Nebraska. (C-05-0610)
- E. A resolution in the matter of County Board of Zoning Appeals No. 05002, requested by Architectural Design Associates, for a variance of Section 7.007 of the Lancaster County Zoning Resolution reducing the parking required from 209 stalls to 12 stalls for property generally located southeast of South 134<sup>th</sup> and "O" Streets in Lancaster County, Nebraska. (R-05-0163)
- F. A resolution authorizing the installation of two temporary 20-ton weight limit signs for County Bridge C-91 located on West Raymond Road .15 mile west of North 1<sup>st</sup> Street until the structure can be repaired. One sign will be located at the east end of the bridge for westbound traffic with a second sign to be located at the west end of the bridge for eastbound traffic. (R-05-0164)
- G. A resolution instituting eminent domain proceedings against David W. Bratcher, Project C55-M-407(1), Tract No. 16, on West Adams Street from 64th Street to 76th Street. (R-05-0165)

5) **NEW BUSINESS CONTINUED:**

- H. An application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service for a University of Nebraska-Lincoln formal on Saturday, January 21, 2006 from 7 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lancaster County, Nebraska.
- I. An agreement with Continuum Employee Assistance for an employee assistance program for County employees. Term of the agreement is January 1, 2006 to December 31, 2008. The County will pay Continuum \$22,100 for the first year, \$22,700 for the second year and \$23,400 for the third year. (C-05-0611)
- J. Utility Permit No. 787 for the City of Waverly, through Gen-Mech Contractors, Inc., to construct a water line in County right-of-way on North 148<sup>th</sup> Street from Jamestown to a point approximately 360 feet north of the intersection on Fletcher Avenue between North 1<sup>st</sup> and North 14<sup>th</sup> Streets. (C-05-0612)
- K. A contract between Lancaster County and Evercom d/b/a Securus for resident telephone services for the Lancaster County Youth Services Center. No County funds will be used for the contract. The County will receive a commission for contracting with the provider to have exclusive right to providing the services. Term of the contract is for a three year period beginning on or about January 1, 2006. (C-05-0617)
- L. Acceptance of a grant award from Woods Charitable Fund, on behalf of the Lancaster County Youth Services Center, in support of the Center's horticultural program. The grant award is in the amount of \$3,780 for staff support for the program with an additional amount of grant funding up to \$3,000 for development of an evaluation method to track the impact of the horticultural program.
- M. Request for Community Development Block Grant (CDBG) grant funds by Lancaster County, Nebraska relating to CDBG Grant No. 04-ED-024. The project is for the development of a Tractor Supply Company (TSC) retail sales distribution center.
- N. Authorization of Wells Fargo Bank, as trustee, to disburse and make payment from the Lancaster County Limited Tax Building 2004 Construction Fund to Metroplex Control Systems, in the amount of \$12,150, for the Corrections security system upgrade.
- O. Election of officers for the Lancaster County Board of Commissioners for 2006.

5) **NEW BUSINESS CONTINUED:**

P. A political subdivision tort claim filed against the Corrections Department by Martel Toles for commissary items, in the amount of \$48.

Q. A political subdivision tort claim filed against the Corrections Department by Kashaun McMorris for lost property, in the amount of \$375.

R. Reappointments and appointments to the Lincoln-Lancaster Women's Commission for two year terms to expire January, 1, 2008:

- ▶ Jeannine Falter (reappointment)
- ▶ Bethina Moore (reappointment)
- ▶ Giovanni Jones (new appointment)
- ▶ Kaci Lynch (new appointment)

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 November, 2005.
2. County Assessor/Register of Deeds Monthly Report for November, 2005.

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

- ▶ Dale A., Christopher D. and Jo A. Farabee, in the total amount of \$17,143.75, near the South 68<sup>th</sup> Street Viaduct; Project No. C55-S-401(6) (2 contracts) (C-05-0613 and C-05-0614)
- ▶ 3801 Harney, L.L.C. 1,440 feet east of Northwest 27<sup>th</sup> Street; Project No. C.P.F-105. This is a donation. (C-05-0615)
- ▶ Beverly A. Housel, in the amount of \$73, on West Mill Road east of Northwest 140<sup>th</sup> Street; Project No. C.P.E-77. (C-05-0616)

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

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Tuesday, December 20, 2005 at 10:00 a.m. in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners will not be meeting on December 22, 2005; December 27, 2005; December 29, 2005; January 3, 2006 or January 5, 2006 due to the holidays. The next regularly scheduled Board of Commissioners meeting will be on Tuesday, January 10, 2006 at 1:30 p.m. in Room 112 on the first floor of the County-City Building. The next regularly scheduled County Board Staff Meeting will be held on Thursday, January 12, 2006 at 8:30 a.m. in Room 113 also located on the first floor of the County-City Building.
- C. A public hearing regarding County Final Plat No. 05094, Wyndam Place 2<sup>nd</sup> 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 176<sup>th</sup> and Holdrege Streets, and more specifically Knotting Drive and North 179<sup>th</sup> Street in Lancaster County, Nebraska will be reconvened on Tuesday, February 7, 2006 at 1:30 p.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building.
- 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 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.)

9) **PENDING CONTINUED:**

- 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.)
- 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.)
- 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 105<sup>th</sup> 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, DECEMBER 20, 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, December 13, 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 35 additions and deductions to the tax assessment rolls per Attachment "A".

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

City Impact  
Lincoln Christian School  
Mosaic (Martin Luther Home)  
New Bethel Bibleway Apostolic Temple

- 4) **APPEAL ON LATE FILING PENALTY ON PERSONAL PROPERTY:**

Russwood Chrysler

- 5) **ADJOURNMENT:**

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