

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 14, 2006
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, February 7, 2006. (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) **CLAIMS:** Approval of all claims processed through Tuesday, February 14, 2006.
- 3) **PUBLIC HEARINGS:**
 - A. Continuation of a public hearing regarding a proposed resolution requiring the inspection of existing wells and on-site wastewater treatment systems prior to the sale of property. (See Old Business Item 4A for correlating resolution.)
 - B. County Change of Zone No. 05086, from the Director of Planning at the request of the Lancaster County Board of Commissioners, a text amendment to Article 7.007 of the Lancaster County Zoning Resolution to provide a specific parking requirement for "mini-storage" use in the County "B" Business District. (See New Business Item 5A for correlating documentation.)
- 4) **OLD BUSINESS:**
 - A. A resolution in the matter of adopting procedures for the inspection of on-site water supply systems and on-site wastewater treatment systems prior to the sale, transfer or conveyance of property in Lancaster County, Nebraska.
(R-06-0005)
 - B. A grant contract with the Rape Spouse Abuse Crisis Center to provide funding for the community-driven initiatives to address violence against women among diverse and traditionally under served populations while strengthening legal advocacy services for victims of domestic violence and dating violence, including assistance to such victims in immigration matters, in the amount of \$45,619. Term of the grant contract is January 1, 2006 to December 31, 2006.
(C-06-0039)

**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.**

4) **OLD BUSINESS CONTINUED:**

- C. A grant contract with the Malone Community Center for management of the Drug Education for Youth (DEFY) Project, in the amount of \$10,000. Term of the grant contract is July 1, 2005 to June 30, 2006. (C-06-0040)
- D. An agreement with Murphy Tractor and Equipment Company, Inc. for three motor graders complete with trade-in allowance for the County Engineer, in the amount of \$423,552. Murphy Tractor will pay for all costs of repair, including parts and labor, in excess of \$5,500 per unit during the next seven years and the guaranteed repurchase of \$83,000 per motor grader after seven years. (C-06-0041)
- E. Utility Permit No. 792 allowing the City of Lincoln to construct a 16 inch water line on the east side of South 40th Street from Yankee Hill Road to Rokeby Road. (C-06-0043)
- F. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and Joseph A. Mara, in the amount of \$3,229, on West "A" Street from Southwest 84th Street to the Burlington Northern Sante Fe Railroad; Project C55-M-405(1). (C-06-0045)
- G. Receive and Place on File:
 - 1. County Clerk's Monthly Report for January, 2006.
 - 2. Lancaster Manor's Monthly Report.
 - 3. Sheriff's Report of Fees for December, 2005.

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Change of Zone No. 05086, a text amendment to Article 7.007 of the Lancaster County Zoning Resolution to add a specific parking requirement for mini-storage facilities in the "B" Business District. (R-06-0006)
- B. A resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-06-0007)
- C. An application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service for a wedding reception to be held on Saturday, April 29, 2006 from 4 p.m. to 1 a.m. at the Waverly Foundation Hall, located at 11120 North 141st Street in Lancaster County, Nebraska.

5) **NEW BUSINESS CONTINUED:**

- D. An agreement between Lancaster County, on behalf of the Community Mental Health Center, and Jack Buehler, for a certified alcohol and drug abuse counselor (CADAC) to provide substance abuse assessments for the Crisis Center at a rate of \$100 per evaluation. The agreement is effective upon execution by both parties and will continue until June 30, 2006. (C-06-0047)
- E. A contract with Theisen Construction Company, in the amount of \$19,698.60, for the repair of County bridge C-91, located on Raymond Road near North 1st Street; Project No. 06-24. The work will begin on February 6, 2006 and be completed by April 21, 2006. (C-06-0048)
- F. Acceptance and approval of the temporary retirement incentive program application and agreement with Daniel Alit.
- G. Acceptance and approval of the temporary retirement incentive program application and agreement with Laura Webber.

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. County Assessor/Register of Deeds Monthly Report for January, 2006.
 - 2. Lancaster County Cooperative Extension's Annual Report for October 1, 2004 through September 30, 2005.
 - 3. Records and Information Management's Monthly Report for January, 2006.
 - 4. Annual Report for 2005 from the Nebraska Department of Roads.
- B. Setting of a public hearing for Tuesday, March 7, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the automatic renewal of retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, pursuant to Resolution No. R- 00-148, adopted December 12, 2000, for which the County Clerk has received no protests.
- C. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and Jean and Fred Nabity, in the amount of \$882.50, on West "A" Street from Southwest 84th Street to the Burlington Northern Sante Fe Railroad; Project C55-M-405(1). (C-06-0049)

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

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, February 16, 2006 at 8:30 a.m. in Room 113 located on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, February 28, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding an application for a Class D (Spirits, Wine, Beer Off Sale Only) liquor license from Casey's Retail Company d/b/a Casey's General Store #2721 (formerly Gas 'N Shop), located at 4003 West Highway 34 and an application for Corporate Manager for Sharon Kay Nelson Scusa in connection with said license application.
- C. The following public hearings were continued to Tuesday, February 28, 2006 at 1:30 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building:
1. County Change of Zone No. 05079, from AG Agricultural District to AGR Agricultural Residential District, requested by Lyle Loth of ESP on behalf of Alan Baade, on property generally located northwest of South 82nd Street and Roca Road in Lancaster County, Nebraska. (Hearing was continued to February 28, 2006 at the request of applicant.)
 2. County Preliminary Plat No. 05017, Red Cedar Ridge, requested by Lyle Loth of ESP on behalf of Alan Baade, owner, on property generally located northwest of South 82nd Street and Roca Road in Lancaster County, Nebraska. (Hearing was continued to February 28, 2006 at the request of applicant.)
- 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. (Placed on pending September, 2004.)

9) **PENDING CONTINUED:**

- 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.)

9) **PENDING CONTINUED:**

- I. A resolution in the matter of County Final Plat No. 05094: Wyndam Place 2nd Addition, consisting of 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. (R-05-0152) (Placed on pending February, 2006.)
- J. 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) (Placed on pending February, 2006.)

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, FEBRUARY 14, 2006
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, January 31, 2006. (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 73 additions and deductions to the tax assessment rolls per Attachment "A".

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

Developmental Services of Nebraska, Inc.
Family Service Association of Lincoln
Nebraska United Methodist Foundation
Seventh-day Adventist Schools of Lincoln

- 4) **ADJOURNMENT:**

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