

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 28, 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 21, 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 28, 2006.
- 3) **PUBLIC HEARINGS:**
 - A. Application for a Class D (Spirits, Wine, Beer Off Sale Only) liquor license for 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.
 - B. Continuation of a public hearing regarding 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.
 - C. Continuation of a public hearing regarding 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.
- 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)

<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) **NEW BUSINESS:**

- A. A resolution in the matter of approving the issuance by Hospital Authority No 1 of Lancaster County, Nebraska, not to exceed \$2,800,000 of its Revenue Refunding Bonds (Christian Retirement Homes, Inc.) solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended; and related matters. (C-06-0009)
- B. A resolution in the matter of certifying to the County Treasurer that payment of a tax refund would create undue hardship for Lancaster County. (R-06-0010)
- C. A resolution in the matter of amending the investment array for the County employee pension and deferred compensation plans with Nationwide Retirement Solutions. (R-06-0011)
- D. An application for a Special Events Permit from Midwest Wheel Events to hold the Lincoln Plating Spring Cycling Classic on Saturday, April 22, 2006, from 8 a.m. to 7 p.m. at Branched Oak Lake. The race will begin at Lieber's Point and proceed clockwise around the lake on Northwest 140th Street, West Davey Road, Northwest 98th Street and West Raymond Road and end back at Lieber's Point.
- E. A contract with Sealcoat Services, Inc. d/b/a SCS Construction Company, in the amount of \$22,400, for repairs to cracks in various County roads; Project No. 06-15. The project will be completed between March 6 and April 28, 2006. (C-06-0062)
- F. A mutual release and settlement agreement between Lancaster County, on behalf of the Youth Services Center, and Encartele, Inc.. The release terminates any and all claims that exist or may exist in the future between the County and Encartele by reason of the partial performance and subsequent termination of County Contract No. 05-0188 for telephone services at the Youth Services Center. (C-06-0063)
- G. A contract with The Clark Enersen Partners for pre-architectural planning services for the Lancaster County Corrections Department. The amount of the contract is \$161,740 for the work as described in the contract, with additional estimated reimbursable expenses of \$17,060. The project will begin upon execution of the contract and be completed by October 31, 2006. (The County Board approved the bid award on January 24, 2006.) (C-06-0068)
- H. Amendment of The Hartford 457 Governmental Deferred Compensation Plan to set the mandatory distribution amount at \$1,000. (C-06-0069)

5) **NEW BUSINESS CONTINUED:**

- I. Recommendation from the Lancaster County Board of Commissioners to appoint Phil Mullen to the Nebraska Innovation Zone Commission.

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 January, 2006.

B. Setting of public hearings 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 following:

1. County Final Plat No. 05107, Wendelin Estates, requested by Design Associates on behalf of Debra Wendelin, for one lot on property generally located at Southwest 62nd Street and West Sprague Road in Lancaster County, Nebraska.
2. County Special Permit No. 06002, requested by Ron Schuster, for authority to locate a temporary mobile home for one year to be used as a second residence on the site so that family members can provide medical assistance and supervision while allowing for independent living on property generally located at Southwest 14th Street and West Princeton Road in Lancaster County, Nebraska.

C. Request from Markisha Rollerson, an employee with the Community Mental Health Center, to voluntarily participate in the Lancaster County Retirement Plan having met the requirements.

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

- ▶ Dolyn D. and Bernice E. Steuer, in the amount of \$301.25, on West Martell Road east of Southwest 114th Street; Project CP-U-10. (C-06-0064)
- ▶ Robert L. and Michelle S. Benes, in the total amount of \$19,806, on West "A" Street from Southwest 84th Street to the Burlington Sante Fe Railroad; Project C55-M-405(1). (3 contracts) (C-06-0065 through C-06-0067)

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

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, March 2, 2006 beginning 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, 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. 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.)
- 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 28, 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, February 21, 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 293 additions and deductions to the tax assessment rolls per Attachment "A".

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

Our Lady of Guadalupe Seminary, a division of the Priestly Fraternity of St. Peter

- 4) **APPEAL OF LATE FILING PENALTY ON PERSONAL PROPERTY FOR 2005:**

El Sitio Restaurant

- 5) **ADJOURNMENT:**

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