

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MARCH 6, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Larry Hudkins
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Chief Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The location announcement of the Nebraska Open Meetings Act was given and the meeting of the Board of Commissioners was called to order at 9:37 a.m..

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 27, 2007.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the meeting of the Board of Commissioners held on February 27, 2007. Hudkins, Stevens and Workman voted aye. Heier abstained from voting. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, March 6, 2007.**

MOTION: Stevens moved and Hudkins seconded approval of all claims processed through March 6, 2007. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

A. A resolution in the matter of recognizing March 24, 2007 as 'Central Plains Severe Weather Symposium' and Storm Spotter Appreciation Day - Doug Ahlberg, Emergency Management Director (R-07-0013)

Doug Ahlberg, Emergency Management Director, stated he anticipates attendance for the 2007 symposium to be high. He added that the event will be held at the Harding Center located at 33rd and Holdrege Streets.

MOTION: Stevens moved and Heier seconded approval of Resolution 07-0013 in the matter of recognizing March 24, 2007 as 'Central Plains Severe Weather Symposium' and Storm Spotter Appreciation Day. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

A. An application for Corporate Manager for Matthew J. Schafers in connection with a Class I liquor license for Lincoln Izaak Walton League Building Corp. d/b/a Izaak Walton League, located at 10801 South 134th Street in Lancaster County, Nebraska.

The Chair opened the public hearing and asked if anyone wished to provide testimony.

The Clerk administered the oath to Matthew Schafers, applicant.

Stevens inquired about previous experience.

Schafers stated he has no experience relating to liquor licenses.

Hudkins asked Schafers if he had completed a responsible hospitality class.

Schafers indicated he has not taken the class, however, he would be willing to enroll.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

4) **PUBLIC HEARINGS CONTINUED:**

MOTION: Heier moved and Hudkins seconded approval of an application for Corporate Manager for Matthew J. Schafers in connection with a Class I liquor license for Lincoln Izaak Walton League Building Corp. d/b/a Izaak Walton League, located at 10801 South 134th Street in Lancaster County, Nebraska noting the applicant agreed to complete a responsible hospitality course. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS:**

A. A sub-grant award agreement with Nebraska Emergency Management (NEMA) and Lincoln/Lancaster County Emergency Management for the Fiscal Year 2005 Citizen Corps Program Grant, in the amount of \$34,000. The grant period begins March 1, 2007 and ends May 31, 2007.

Ahlberg stated the grant would be used for community emergency response team training throughout the southeastern region of Nebraska.

MOTION: Stevens moved and Hudkins seconded approval of a sub-grant award agreement with Nebraska Emergency Management (NEMA) and Lincoln/Lancaster County Emergency Management for the Fiscal Year 2005 Citizen Corps Program Grant, in the amount of \$34,000. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

B. Agreements with Fallbrook Family Health Center and Midwest Rehab Equipment to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. The agreements set forth a reimbursement arrangement in which the County will provide payment for the medical care and will reimburse the County if/when the General Assistance client is later determined eligible for Medicaid reimbursement. The agreement is effective upon execution of both parties and contains a 30-day termination provision. (C-07-0077 and C-07-0078)

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Stevens seconded approval of agreements with Fallbrook Family Health Center and Midwest Rehab Equipment to provide specialized medical care and assistance to Lancaster County General Assistance clients who have pending claims with the Social Security Administration and may be eligible for retroactive Medicaid benefits. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

C. An agreement with Simplex Grinnell for the inspection and testing of the fire alarm systems at the Lancaster County Corrections Department. Term of the agreement is March 1, 2007 through February 29, 2008. The County will pay \$10,195 for the services. (C-07-0079)

MOTION: Heier moved and Hudkins seconded approval of an agreement with Simplex Grinnell for the inspection and testing of the fire alarm systems at the Lancaster County Corrections Department.

Bob Walla, Assistant Purchasing Agent, stated Purchasing is currently in the process of developing a bid for the inspection of both City and County fire alarm systems and fire extinguishers. He said Kristy Bauer, Deputy County Attorney, has been working on the Simplex agreement with Corrections to ensure there are no interruptions in their inspections in order to meet codes.

In response to a question asked by Hudkins, Walla stated there are six different types of fire alarm systems installed in various County and City buildings. The fire alarm inspection companies are licensed to inspect the various types of alarms and systems.

Walla also explained that the Simplex agreement for Corrections would expire on March 1, 2008 and then the new contract would take effect.

ROLL CALL: Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

D. An amendment to an interlocal agreement with the City of Waverly, under County Contract No. C-02-0471, for road improvement on Waverly Road from North 141st to North 148th Streets, which is one-half mile in length and North 148th Street from Waverly Road south to the end of the existing pavement, which is approximately 1,000 feet in length. The County Engineer has notified the County and the City of Waverly that the estimated cost of paying associated with the project has increased from \$130,000 to \$153,000 and the parties wish to amend the interlocal to reflect such increase. Each party will be responsible for up to \$76,500 of the cost for construction. (C-07-0080)

MOTION: Hudkins moved and Stevens seconded approval of an amendment to an interlocal agreement with the City of Waverly, under County Contract No. C-02-0471, for road improvement on Waverly Road from North 141st to North 148th Streets, which is one-half mile in length and North 148th Street from Waverly Road south to the end of the existing pavement, which is approximately 1,000 feet in length. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

E. Recommendation from the Purchasing Agent and the County Engineer to ratify a contract with Vanguard Industries, Inc. for fuel tank maintenance and service at various locations throughout Lancaster County. The dollar amount associated with the contract will be based on the test results for each tank. (C-07-0081)

MOTION: Heier moved and Stevens seconded approval of a contract with Vanguard Industries, Inc. for fuel tank maintenance and service at various locations throughout Lancaster County. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

F. Grant of a temporary easement and easement donation by Lancaster to the City of Lincoln for \$1 for the purpose of temporarily using and occupying a portion of the east half of vacated 2nd Street between the north line of "O" Street and the south line of "P" Street and Lots 7 through 18, Block 250, Lincoln, Lancaster County, Nebraska for the Harris Overpass Project, as specifically set forth in the temporary easement. (C-07-0083)

5) **NEW BUSINESS CONTINUED:**

MOTION: Stevens moved and Hudkins seconded approval to grant a temporary easement and easement donation by Lancaster to the City of Lincoln for \$1 for the purpose of temporarily using and occupying a portion of the east half of vacated 2nd Street between the north line of "O" Street and the south line of "P" Street and Lots 7 through 18, Block 250, Lincoln, Lancaster County, Nebraska for the Harris Overpass Project, as specifically set forth in the temporary easement. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

G. A contract with Vantage Pointe Homes, Inc., in the amount of \$93,255, for a pre-built shooting range building, underground septic system and electrical connection for the Lancaster County Sheriff's Office. (C-07-0084)

MOTION: Stevens moved and Heier seconded approval of a contract with Vantage Pointe Homes, Inc., in the amount of \$93,255, for a pre-built shooting range building, underground septic system and electrical connection for the Lancaster County Sheriff's Office. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

H. A resolution in the matter of directing the Lancaster County Engineer to conduct a study regarding vacating a portion of the original Rokeby Road alignment and a portion of the relocated Rokeby Road, located in the Southeast Quarter of Section 25 and the Northeast Quarter of Section 36, Township 9 North, Range 7 East, of the 6th P.M., Lancaster County, Nebraska. (R-07-0014)

MOTION: Stevens moved and Heier seconded approval of Resolution 07-0014 in the matter of directing the Lancaster County Engineer to conduct a study regarding vacating a portion of the original Rokeby Road alignment and a portion of the relocated Rokeby Road, located in the Southeast Quarter of Section 25 and the Northeast Quarter of Section 36, Township 9 North, Range 7 East, of the 6th P.M., Lancaster County, Nebraska. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

I. A request from John and Barbara Sullivan for a refund of personal property taxes for 2005, in the approximate amount of \$73.

Norm Agena, County Assessor/Register of Deeds, gave an overview of the request. Recommendation was to apply a tax credit for 2006 for John and Barbara Sullivan.

MOTION: Hudkins moved and Stevens seconded to accept the recommendation of the County Assessor/Register of Deeds and approve a tax credit for John and Barbara Sullivan for 2006. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

J. A request from Bruce Meister, on behalf of BKD L.L.P., for a refund of personal property taxes for 2005, in the approximate amount of \$3,476.

Recommendation was to apply a tax credit for 2006 for BKD, L.L.P..

MOTION: Hudkins moved and Stevens seconded to accept the recommendation of the County Assessor/Register of Deeds and approve a tax credit for BKD L.L.P. for 2006. Stevens, Heier, Hudkins and Workman voted aye. Motion carried.

K. A political subdivision tort claim filed against the Lancaster County Corrections Department by John Ladd, in an unspecified amount, for injuries allegedly sustained while incarcerated at the jail.

MOTION: Heier moved and Hudkins seconded to accept the Director's recommendation and deny a political subdivision tort claim filed against the Lancaster County Corrections Department by John Ladd, in an unspecified amount, for injuries allegedly sustained while incarcerated at the jail. Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

L. An increase in the hourly wage for the position of part-time psychiatrist from \$95 to \$100, effective March 1, 2007.

MOTION: Heier moved and Stevens seconded approval of an increase in the hourly wage for the position of part-time psychiatrist from \$95 to \$100, effective March 1, 2007. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

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 Clerk's Monthly Report for February, 2007.**
- 2. Nebraska Department of Roads 2007 Edition of the Standard Specifications for Highway Construction.**

B. Setting of a public hearing for Tuesday, March 20, 2007 at 9:30 a.m. in the Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding the issuance of Revenue Bonds (Community Blood Bank of the Lancaster County Medical Society Project) by Hospital Authority No. 1 of Lancaster County, Nebraska for the benefit of the Community Blood Bank of the Lancaster Medical Society.

C. A leasehold contract between the Lancaster County Engineering Department and Russel Harms, in the amount of \$10, approximately one-half mile north of North 98th Street and McKelvie Road; Project No. BR-G-222. (C-07-0082)

MOTION: Hudkins moved and Heier seconded approval of the Consent Items. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

7) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the meeting of the Board of Commissioners meeting at 10:16 a.m.. Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 6, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Larry Hudkins
Ray Stevens

Commissioners Absent: Deb Schorr

Others Present: Norm Agena, County Assessor/Register of Deeds
Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
John Glynn, Chief Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The meeting of the Board of Equalization was called to order at 10:16 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, February 27, 2007.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the meeting of the Board of Equalization held on February 27, 2007. Hudkins, Stevens and Workman voted aye. Heier abstained from voting. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 188 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

MOTION: Hudkins moved and Stevens seconded approval of the additions and deductions to the tax assessment rolls. Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**First Lutheran Church
Indian Center, Inc.**

MOTION: Heier moved and Hudkins seconded approval of the motor vehicle tax exemptions. Heier, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **ADJOURNMENT:**

MOTION: Hudkins moved and Heier seconded adjournment of the meeting of the Board of Equalization at 10:18 a.m.. Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk