

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, SEPTEMBER 16, 2008**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**9:30 A.M.**

*Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.*

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Commissioners meeting held on Tuesday, September 9, 2008. (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, September 16, 2008.
- 3) **SPECIAL PRESENTATIONS:**
  - A. Presentation of the Commissioners' Award of Excellence to [Mary Crable](#), an employee at Lancaster Manor, for August, 2008.
  - B. [One-time cash awards](#) due to exceptional circumstances for Melissa Koci, in the amount of \$500; Earleen Ladd, in the amount of \$250; Ann Taylor, in the amount of \$250; and Susan Starcher, in the amount of \$250, staff members of the Lancaster County Clerk's Office.
- 4) **PUBLIC HEARINGS:**
  - A. [Comprehensive Plan Amendment No. 08015](#), by the Director of Planning, to amend the "Community Facilities" chapter of the 2030 Lincoln-Lancaster County Comprehensive Plan to reflect the need and intent of Lancaster County to construct a new adult corrections facility in the area of Southwest 40th Street and West O Street. (See New Business Item 6A for correlating documentation.)

<p style="text-align:center"><b>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.</b></p>
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4) **PUBLIC HEARINGS CONTINUED:**

- B. Amending Section X of County Resolution No. R-06-0005, 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. The amendment increases fees for evaluation and review of property transfer inspector reports and necessary site visits by the Health Director as provided in Attachment A. (See New Business Item 6B for correlating documentation.)

5) **OLD BUSINESS:**

- A. A grant contract with The Hub, Inc. to assist in the general operation of Project H.I.R.E., a sixteen week program designed for young people who are in need of employment skills, in the amount of \$34,711. Term of the grant contract is July 1, 2008 through June 30, 2009. (C-08-0449)
- B. Reconsideration of Resolution No. R-08-0067 regarding the replacement of Attachment "A" which amends Article 1, Section 6 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. Attachment "A" amends Article 1, Section 6 by increasing the notification fees for the National Emissions Standards for Hazardous Air Pollutants asbestos projects. The current Attachment "A" was provided in error and does not list the correct fee change. It is requested that the correct Attachment "A", listing the intended and accurate fee change, replace the incorrect version of Attachment "A".

6) **NEW BUSINESS:**

- A. A resolution in the matter of Comprehensive Plan Amendment No. 08015, by the Director of Planning, to amend the 'Community Facilities' chapter of the 2030 Lincoln-Lancaster County Comprehensive Plan to reflect the need and intent of Lancaster County to construct a new adult corrections facility in the area of Southwest 40<sup>th</sup> and West 'O' Streets. (R-08-0076)
- B. A resolution amending Section X of County Resolution No. 06-0005, 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. The amendment increases fees for evaluation and review of property transfer inspector reports and necessary site visits by the Health Director as provided in Attachment A. (R-08-0069)

6) **NEW BUSINESS CONTINUED:**

- C. A resolution amending Resolution No. R-08-0074 regarding County Special Permit No. 08030: Sagebrook Estates Community Unity Plan, on property located at North 176<sup>th</sup> Street and Holdrege Street, Lancaster County, Nebraska. The amendment replaces the language of one 'Site Specific Condition' with more specific language. The new language requires providing purchasers of lots within 330 feet of the pipelines with notification of the location of the pipelines and with educational material regarding pipeline safety. (R-08-0077)
- D. An interlocal agreement with the City of Hickman for one sheriff's deputy for law enforcement services within the corporate limits of the City of Hickman. Term of the agreement is from September 1, 2008 to August 31, 2009 and the County will be reimbursed up to \$75,033.86. (C-08-0475)
- E. An interlocal agreement with the City of Hickman for law enforcement services within the City, as needed by the City. The sheriff will assign one deputy for duty and provide one sheriff's cruiser. Term of the agreement is from November 1, 2008 to October 31, 2009. The County will be reimbursed at the deputy's overtime rate for the services provided and will be reimbursed 58.5 cents per mile for the cruiser maintenance. (C-08-0476)
- F. A network provider contract with the Regional Behavioral Health Authority (Region V) for the provision of certain behavioral mental health services at the Community Mental Health Center. Term of the agreement is from July 1, 2008 to June 30, 2009 and the County will be reimbursed up to \$3,072,072 for the services. (C-08-0477)
- G. An interlocal agreement with the State of Nebraska, Office of Probation Administration for electronic monitoring services as part of the operation of the Lancaster County Juvenile Drug Court. Term of the agreement is July 1, 2008 through June 30, 2009 and the County will pay \$8,000 for the services. (C-08-0478)
- H. A contract amendment to the subscriber agreement and order form between Lancaster County, the City of Lincoln and Thompson - West for Westlaw computerized legal research found at County Contract No. C-08-0286. The amendment increases the number of users from 60 to 65 and expands the services provided to include Municipal Law and Legal Research Library modules. The monthly charge for the services will increase from \$1,148.25 to \$1,319.75 and will bring the overall total monthly charge for the West agreement to \$2,930.50. The monthly charge is divided proportionally between the City and the County. (C-08-0479)

6) **NEW BUSINESS CONTINUED:**

- I. A utility relocation agreement between the Lancaster County Engineering Department and Lancaster Rural Water District No. 1, Project No C55-S-405(3), located on South 82nd Street from Hickman Road to Roca Road. The total amount of the project is estimated to be \$98,839. (C-08-0480)
- J. A change order/supplemental agreement, relating to Project No. 08-27, between the Lancaster County Engineering Department and Hartmann Construction Company to modify headwall construction due to poor soil conditions on West Superior Street between Northwest 70<sup>th</sup> and Northwest 56<sup>th</sup> Streets. (C-08-0481)
- K. A unit price construction contact with Johnson Controls Inc. for miscellaneous mechanical (HVAC) services (under \$25,000). Term of the contract is from July 1, 2008 through June 30, 2009 with an option to renew the contract for three additional one-year terms. (C-08-0482)
- L. Recommendation from the Lancaster County Engineer and the Purchasing Agent to award a bid for rock hauling, in the total amount of \$589,936.95, to County stockpiles as follows: (B-08-0047)

Project 09-04H - 2,250 Tons - Davey Stockpile

Western Sand (Hauler)	\$4.50/Ton	\$ 10,125
Western Sand (Producer)	\$9.40/Ton	<u>\$ 21,150</u>
		\$ 31,275

Project 09-05H - 7,200 Tons - Raymond Maintenance Station Stockpile

Gana (Hauler)	\$4.96/Ton	\$ 35,712
Western Sand (Producer)	\$9.40/Ton	<u>\$ 67,680</u>
		\$103,392

Project 09-06H - 6,750 Tons - Roca Maintenance Station Stockpile

Gana (Hauler)	\$6.00/Ton	\$ 40,500
Western Sand (Producer)	\$9.40/Ton	<u>\$ 63,450</u>
		\$103,950

Project 09-07H - 3,600 Tons - So. 68<sup>th</sup> Street Stockpile

Western Sand (Hauler)	\$6.68/Ton	\$ 24,048
Western Sand (Producer)	\$9.40/Ton	<u>\$ 33,840</u>
		\$ 57,888

Project 09-08H - 4,275 Tons - SW 12<sup>th</sup> & Saltillo Road Stockpile

Western Sand (Hauler)	\$5.67/Ton	\$ 24,239.25
Western Sand (Producer)	\$9.40/Ton	<u>\$ 40,185.00</u>
		\$ 64,424.25

6) **NEW BUSINESS CONTINUED:**

Project 09-09H - 2,700 Tons - Walton Maintenance Station Stockpile

Western Sand (Hauler)	\$4.10/Ton	\$ 11,070
Western Sand (Producer)	\$9.40/Ton	<u>\$ 25,380</u>
		\$ 36,450

Project 09-10H - 7,650 Tons - Waverly Maintenance Station Stockpile

Western Sand (Hauler)	\$3.04/Ton	\$ 23,256
Western Sand (Producer)	\$9.40/Ton	<u>\$ 71,910</u>
		\$ 95,166

Project 09-11H - 1,080 Tons - Emerald Maintenance Station Stockpile

Western Sand (Hauler)	\$5.27/Ton	\$ 5,691.60
Western Sand (Producer)	\$9.40/Ton	<u>\$ 10,152.00</u>
		\$ 15,843.60

Project 09-12H - 3,645 Tons - SW 98<sup>th</sup> & Saltillo Road Stockpile

Western Sand (Hauler)	\$6.68/Ton	\$ 24,348.60
Western Sand (Producer)	\$9.40/Ton	<u>\$ 34,263.00</u>
		\$ 58,611.60

Project 09-13H - 1,350 Tons - SW 100<sup>th</sup> & Hallam Road Stockpile

Western Sand (Hauler)	\$7.59/Ton	\$ 10,246.50
Western Sand (Producer)	\$9.40/Ton	<u>\$ 12,590.00</u>
		\$ 22,936.50

- M. Recommendation from the Purchasing Agent, Midtown Center and Lancaster Manor to award a bid for a contract for food and related services to Pegler-Sysco Food Service. The project cost to the County will \$403,452. [\(B-08-0048\)](#)
- N. Notifications to Nationwide Retirement Solutions (NRS) regarding termination of the service agreements for the [Lancaster County 401\(a\)](#) and [457](#) retirement plans, and transfer of all assets in those plans to Prudential Retirement, effective January 2, 2009.
- O. [Sub-Recipient 2005 Grant Adjustment Notice](#) from the Nebraska Emergency Management Agency for Lancaster County, adding \$21,734.86 to the 2005 Citizens Corps Program, Federal Grant Award Number 2005-GE-T5-0020.
- P. A political subdivision tort claim filed against the Lancaster County Corrections Department by [Frank Schaben](#) for lost property. No amount of loss was alleged.

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. [Records and Information Management's](#) Monthly Report for August, 2008.
2. [Sheriff's](#) Report of Fees for August, 2008.
3. [Railroad Transportation Safety District's](#) financial statements, supplementary information and management's discussion and analysis for years ended June 30, 2008 and 2007.

B. Setting of a public hearing for Tuesday, September 23, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building to set the final tax request at a different amount than the prior year tax request. The request is for both Lancaster County and the Rural Library for Lancaster County.

C. Setting of public hearings for Tuesday, September 30, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building for the following:

1. [County Change of Zone No. 08044](#), requested by the Director of Planning, for a text amendment to Article 23 of the Lancaster County Zoning Resolution to amend and increase the filing fee for zoning applications in the County's jurisdiction.

2. [County Miscellaneous No. 8010](#), requested by the Director of Planning, for a text amendment to Chapter 10 of the Lancaster County Land Subdivision Regulations to amend and increase the filing fee for land subdivision applications in the County's jurisdiction.

D. Leasehold contracts relating to road projects between the Lancaster County Engineering Department and the following:

- \* Jeff Maahs, in the amount of \$10, at 16100 Van Dorn Street; Project CP-J-27. ([C-08-0483](#))
- \* Rick Schulte, in the amount of \$10, at 10505 Roca Road; Project C55-S-404(3). ([C-08-0484](#))

7) **CONSENT ITEMS CONTINUED:**

E. Right-of-way contracting relating to road improvements between the Lancaster County Engineering Department and the following:

- \* Maahs, Ltd. on Van Dorn Street 709 feet west of South 162<sup>nd</sup> Street; Project CP-J-27. This is a donation. (C-08-0485)
- \* Cynthia and Douglas Parrott, in the total amount of \$78,152, on Alvo Road from North 1<sup>st</sup> Street to North 14<sup>th</sup> Street; Project C55-F-406(1). (3 contracts) (C-08-0486) (C-08-0487) (C-08-0488)
- \* Victor and Irene Schmutte, in the total amount of \$28,191, on South 82<sup>nd</sup> Street from Hickman Road to Roca Road; Project C55-S-404(3). (3 contracts) (C-08-0489) (C-08-0490) (C-08-0491)

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

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, September 18, 2008 beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. A public hearing will be held on Tuesday, September 23, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a request to vacate a portion of West Simon Street abutting Lot 10, Block 1 and Lot 1, Block 2 of Werger's Addition to Martell, Lancaster County, Nebraska.
- C. A public hearing will be held on Tuesday, September 30, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding a request to vacate a portion of Southwest 86<sup>th</sup> Street between West Saltillo Road and West Bennet Road, and regarding the vacation or abandonment of a portion of West Saltillo Road between Southwest 84<sup>th</sup> Street and Southwest 86<sup>th</sup> Street, such portions running from the southwest corner of Section 2, Township 8 North, Range 5 East to the northwest corner of said Section 2 and from the southwest corner of Section 35, Township 9 North, Range 5 East to the northwest corner of said Section 2, Lancaster County, Nebraska.
- D. The Lancaster County Board of Commissioners meeting is broadcast live at 9:30 a.m. on Tuesdays and rebroadcast at 1:30 p.m. and 6:30 p.m., as well as on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on Nebraska On Demand Time Warner Channel 101 and is available on the Internet 24 hours a day at <http://www.lancaster.ne.gov>. Click on 5 City-TV Video On Demand.

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, SEPTEMBER 16, 2008**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS**  
**MEETING**

*Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room.*

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Equalization meeting held on Tuesday, September 9, 2008 and the Minutes of the greenbelt disqualification hearings held on [August 12](#), [August 14](#), [August 19](#), [August 26](#), [September 2](#), and [September 4, 2008](#). (A copy of the minutes is on file in the office of the Lancaster County Clerk or can be accessed at <http://www.lancaster.ne.gov>).

<p><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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- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 5 additions and deductions to the tax assessment rolls per Attachment "A".

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

Developmental Services of Nebraska Inc.  
Faith Lutheran Church & School  
Gentle Shepherd Baptist Church  
Lincoln Lancaster Child Guidance Center

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4) **APPEAL FILED ON DENIAL OF GREENBELT STATUS:**

Teresa Truksa Skretta

5) **ADJOURNMENT:**