

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 9, 2008
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
Deb Schorr
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Tom Fox, Deputy County Attorney

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:40 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, September 2, 2008.**

MOTION: Heier moved and Stevens voted approval of the minutes of the Board of Commissioners meeting held on September 2, 2008. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, September 9, 2008.**

MOTION: Heier moved and Schorr seconded approval of all claims processed through September 9, 2008. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

- A. (1) Award of bid, pursuant to Specification No. 08-115, to Prudential Retirement Insurance and Annuity Company for provision of bundled retirement services including record keeping/administration, communication/education, and custodial trustee services, and unbundled investment management services for the Lancaster County, Nebraska Employees 401(a) Retirement and 457 Deferred Compensation plans; and (2) Introduction of John Byrne, Prudential Vice President of Tax Exempt Retirement Plans.**

Kerry Eagan, Chief Administrative Officer, introduced John Byrne, Prudential Vice President of Tax Exempt Retirement Plans, and Kristy Dinh, Relationship Manager with Prudential.

Byrne thanked the County and stated they are excited about the opportunity and looking forward to a long-term relationship.

MOTION: Stevens moved and Hudkins seconded approval to award a bid, pursuant to Specification No. 08-115, to Prudential Retirement Insurance and Annuity Company, for the 401(a) Retirement and 457 Deferred Compensation plan and direct Doug Cyr, Deputy County Attorney, and Kerry Eagan, Chief Administrative Officer, to work with Prudential in negotiating a contract. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **PUBLIC HEARINGS:**

- A. County Special Permit No. 08030, Sagebrook Estates Community Unit Plan, requested by Jonathan Felts on behalf of F.R. Holdings, L.L.C., for authority to develop nine residential acreage units, with requests to waive sidewalks, cul-de-sac length and block length, on property generally located at North 176th and Holdrege Streets, Lancaster County, Nebraska. (See New Business Item 5A for correlating documentation.)**

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

4) **PUBLIC HEARINGS CONTINUED:**

The oath was administered to Mike DeKalb, Planning Department.

DeKalb gave an overview regarding the Special Permit indicating that the Planning Department, as well as the Planning Commission, recommended approval. He added that the road access points were approved by the County Engineer. DeKalb stated there are three gas transmission lines on the west side of the property and that the Health Department requested non-buildable buffers around the lines, which the applicant agreed to. It was also noted that the applicant agreed to give notification of the gas transmission lines to buyers.

The Chair asked if anyone else wished to testify.

No one appeared and the hearing was closed.

5) **NEW BUSINESS:**

A. A resolution in the matter of County Special Permit No. 08030, Sagebrook Estates Community Unit Plan, requested by Jonathan Felts on behalf of F.R. Holdings, L.L.C., on property generally located at North 176th and Holdrege Streets in Lancaster County, Nebraska. (R-08-0074)

MOTION: Stevens moved and Hudkins seconded approval of Resolution No. R-08-0074 in the matter of County Special Permit No. 08030, Sagebrook Estates Community Unit Plan, requested by Jonathan Felts on behalf of F.R. Holdings, L.L.C., on property generally located at North 176th and Holdrege Streets in Lancaster County, Nebraska.

RETURNING TO ITEM 4: PUBLIC HEARINGS:

- B. Amendment of fees relating to the following resolutions: (See New Business Items 5B through 5E for correlating documentation.)**
- 1. Resolution No. R-03-0007 in the matter of amending Sections VI, IX, XV and XXIX relating to the regulations for the operation of body art and piercing establishments in Lancaster County, Nebraska.**
 - 2. Resolution No. R-02-0030 in the matter of amending Section XIII relating to on-site waste water treatment systems.**
 - 3. Resolution No. 5069 in the matter of amending Section 13 relating to air pollution control adopted November 16, 1993.**
 - 4. Resolution No. 5066 in the matter of amending Article 1, Section 6, and Article 2, Section 30 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards.**

4) **PUBLIC HEARINGS CONTINUED:**

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

The oath was administered to Scott Holmes, Environmental Health Manager with the Lincoln-Lancaster County Health Department.

Holmes gave an overview regarding the incremental fee increases. He stated the increases would add approximately five to ten dollars to a typical permit fee and go directly to the work of regulation, inspection, investigation and some mandatory education requirements.

Tom Fox, Deputy County Attorney, indicated the fees would take effect October 1, 2008 to coincide with their adoption by the City.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

5) **NEW BUSINESS:**

A. A resolution in the matter of County Special Permit No. 08030, Sagebrook Estates Community Unit Plan, requested by Jonathan Felts on behalf of F.R. Holdings, L.L.C., on property generally located at North 176th and Holdrege Streets in Lancaster County, Nebraska. (R-08-0074)

Item was moved forward on the agenda.

B. A resolution amending Sections VI, IX XV and XXIX of County Resolution No. R-03-0007, Regulations for the Operation of Body Art and Piercing Establishments. The amendment increases various fees for the operation of body art and piercing establishments as provided in Attachment A. (R-08-0068)

MOTION: Hudkins moved and Stevens seconded approval of Resolution No. R-08-0068 amending Sections VI, IX XV and XXIX of County Resolution No. R-03-0007, Regulations for the Operation of Body Art and Piercing Establishments. The amendment increases various fees for the operation of body art and piercing establishments as provided in Attachment A. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

- C. A resolution amending Section XIII of County Resolution No. 02-30, Procedures for the Regulation of On-Site Wastewater Treatment Systems. The amendment increases various fees for on-site wastewater treatment permits as provided in Attachment A. (R-08-0070)**

MOTION: Stevens moved and Heier seconded approval of Resolution No. R-08-0070 amending Section XIII of County Resolution No. 02-30, Procedures for the Regulation of On-Site Wastewater Treatment Systems. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

- D. A resolution in the matter of amending Resolution No. 5069, the Lancaster County Air Pollution control Resolution of 1993, to increase the fee for open burning permits as provided in Attachment A. (R-08-0071)**

MOTION: Schorr moved and Stevens seconded approval of Resolution No. R-08-0071 in the matter of amending Resolution No. 5069, the Lancaster County Air Pollution control Resolution of 1993, to increase the fee for open burning permits as provided in Attachment A. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

- E. A resolution amending Article 1, Section 6, and Article 2, Section 30 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. The amendments increase the notification fees for the National Emissions Standards for Hazardous Air Pollutants asbestos projects, as provided in Attachment A, and increases the fees associated with construction permits, as provided in Attachment B. (R-08-0067)**

MOTION: Stevens moved and Heier seconded approval of Resolution No. R-08-0067 amending Article 1, Section 6, and Article 2, Section 30 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

F. A resolution in the matter of authorizing the installation of a “Watch for Stopped Vehicles” sign on Saltillo Road, 600 feet east of South 54th Street for westbound traffic. (R-08-0072)

Schorr asked why vehicles are being stopped on Saltillo Road.

Terry Wagner, Lancaster County Sheriff, explained that due to the terrain eastbound vehicles on Saltillo Road can't see vehicles stopped to make a left turn.

MOTION: Heier moved and Hudkins seconded approval of Resolution No. R-08-0072 in the matter of authorizing the installation of a “Watch for Stopped Vehicles” sign on Saltillo Road, 600 feet east of South 54th Street for westbound traffic. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

G. A resolution in the matter of County Board of Zoning Appeals, Appeal No. 08002, requested by Countryside Alliance Church, for a variance of the zoning resolution to allow a fourteen by five by ten foot sign, within the required front yard, on property located at 24005 South 12th Street, Princeton, Lancaster County, Nebraska. (R-08-0073)

MOTION: Hudkins moved and Heier seconded approval of Resolution No. R-08-0073 in the matter of County Board of Zoning Appeals, Appeal No. 08002, requested by Countryside Alliance Church, for a variance of the zoning resolution to allow a fourteen by five by ten foot sign, within the required front yard, on property located at 24005 South 12th Street, Princeton, Lancaster County, Nebraska. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

H. A resolution in the matter of determining the need for the creation of a Joint Public Agency, pursuant to Neb. Rev. Stat. § 13-2501 et.seq. (Cum. Supp. 2006), to facilitate acquiring, constructing, equipping, furnishing and financing correctional facilities for the benefit of the residents of Lancaster County, and approving the agreement for creation of the Joint Public Agency. The participants in the Joint Public Agency will be Lancaster County and the City of Lincoln. (R-08-0075)

5) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Heier seconded approval of Resolution No. R-08-0075 in the matter of determining the need for the creation of a Joint Public Agency, pursuant to Neb. Rev. Stat. § 13-2501 et.seq. (Cum. Supp. 2006), to facilitate acquiring, constructing, equipping, furnishing and financing correctional facilities for the benefit of the residents of Lancaster County, and approving the agreement for creation of the Joint Public Agency.

Heier noted there are currently 510 individuals in the jail and eight located at the Lincoln Regional Center, the Crisis Hospital and/or BryanLGH for a total of 518.

Scott Keene, with Ameritas, gave an overview regarding the resolution creating a joint public agency and stated the City Council approved their resolution authorizing the creation on September 8th.

ROLL CALL ON THE MOTION: Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

I. An application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service for a wedding reception on Saturday, September 27, 2008 from 4 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street, Lancaster County, Nebraska.

MOTION: Stevens moved and Schorr seconded approval of an application for a Special Designated License from Ken's Liquor Inc. to provide liquor beverage service for a wedding reception on Saturday, September 27, 2008 from 4 p.m. to 1 a.m. at Country Pines, located at 6305 West Adams Street, Lancaster County, Nebraska. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

J. An addendum to a contract between Lancaster County and Bob Barker Company, found under County Contract No. C-07-0367, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. The addendum renews the contract for an additional one-year term beginning September 18, 2008. (C-08-0467)

5) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval of an addendum to a contract between Lancaster County and Bob Barker Company, found under County Contract No. C-07-0367, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

K. An addendum to the contract between Lancaster County and Robinson Textile, found under County Contract No. C-07-0368, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. The addendum amends the agreement to reflect a four percent price increase for all items and renews the contract for an additional one-year term. (C-08-0468)

MOTION: Hudkins moved and Heier seconded approval of an addendum to the contract between Lancaster County and Robinson Textile, found under County Contract No. C-07-0368, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

L. An addendum to a contract between Lancaster County and Shoe Corporation of Birmingham, Inc., found under County Contract No. C-07-0369, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. The addendum renews the contract for an additional one-year term beginning September 18, 2008. (C-08-0469)

5) **NEW BUSINESS CONTINUED:**

MOTION: Heier moved and Stevens seconded approval of an addendum to a contract between Lancaster County and Shoe Corporation of Birmingham, Inc., found under County Contract No. C-07-0369, for the purchase of corrections staff clothing, inmate clothing and accessories on an as-needed basis by the Lancaster County Corrections Department, Youth Service Center and the Community Mental Health Center. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

M. An acceptance of proposal and agreement with the Lincoln League of Women Voters to assist with voter registration sites and provide election night workers in Lancaster County. The County will pay up to \$2,500 to the League for the services provided. Term of the agreement is from September 1, 2008 to August 31, 2009. (C-08-0470)

MOTION: Hudkins moved and Schorr seconded approval of an acceptance of proposal and agreement with the Lincoln League of Women Voters to assist with voter registration sites and provide election night workers in Lancaster County. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

N. A contract between Lancaster County and Windstream Communications for a digital mobility system, including cabling and installation. The contract will begin at the time of execution and the work will be completed by September 30, 2008. Cost to the County is \$7,493. (C-08-0471)

MOTION: Heier moved and Stevens seconded approval of a contract between Lancaster County and Windstream Communications for a digital mobility system, including cabling and installation. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

O. A Prevention Coalition contract for behavioral health services between the Regional Behavioral Health Authority (Region V) and Lancaster County, on behalf of the Lincoln/Lancaster County Substance Abuse Action Coalition. Region V will pay the County \$133,700 to implement Region V substance abuse prevention plan and to provide substance abuse prevention services through subcontractors. Term of the agreement is from July 1, 2008 through June 30, 2009. (C-08-0472)

MOTION: Schorr moved and Stevens seconded approval of a prevention coalition contract for behavioral health services between the Regional Behavioral Health Authority (Region V) and Lancaster County, on behalf of the Lincoln/Lancaster County Substance Abuse Action Coalition. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

P. An agreement between Lancaster, on behalf of the Youth Services Center, for the provision of detention services for youth committed to, or placed with the State's Office of Juvenile services. The County will be paid \$236 per youth, per day. Term of the agreement is September 1, 2008 through August 31, 2009. (C-08-0473)

MOTION: Heier moved and Stevens seconded approval of an agreement between Lancaster, on behalf of the Youth Services Center, for the provision of detention services for youth committed to, or placed with the State's Office of Juvenile services.

Heier explained that last year there was a disagreement with the State regarding the rate, however, this year the rates have decreased and the State agrees and has signed the contract.

ROLL CALL ON THE MOTION: Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

5) **NEW BUSINESS CONTINUED:**

Q. Partial Waiver of Right of Subrogation against benefits or final lump sum settlement paid to Erin Saunders under Workers' Compensation Court case found at Docket 207, Page 2150. (C-08-0474)

MOTION: Stevens moved and Heier seconded approval of a partial waiver of right of subrogation against benefits or final lump sum settlement paid to Erin Saunders under Workers' Compensation Court case found at Docket 207, Page 2150.

Fox explained individuals who apply for general assistance sign a subrogation portion on the application which subrogates their rights to the County for any amounts received from insurance or other funds. He stated Ms. Saunders received general assistance for a specific injury, however, the County did not pay out on the injury. The partial waiver releases the County's subrogation rights to her so she may receive her settlement.

ROLL CALL ON THE MOTION: Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

R. A political subdivision tort claim filed against the Lancaster County Corrections Department by Kathryn C. Smith, in the amount of \$100,000 for alleged failure to provide appropriate medical care and alleged violation of Constitutional rights.

MOTION: Hudkins moved and Heier seconded to accept the recommendation of the Corrections Director and deny a political subdivision tort claim filed against the Lancaster County Corrections Department by Kathryn C. Smith, in the amount of \$100,000 for alleged failure to provide appropriate medical care and alleged violation of Constitutional rights. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

S. A political subdivision tort claim filed against Lancaster County and the Lancaster County Corrections Department by LaDonna Pettit, Special Administrator for the estate of her mother, Dixie Eggers, in the amount of \$1,000,000 for the alleged violation of the Constitutional rights of Dixie Eggers.

5) **NEW BUSINESS CONTINUED:**

Sue Ellen Wall, attorney representing the Estate of Dixie Eggers, appeared and gave a brief overview regarding the claim.

MOTION: Heier moved and Schorr seconded to deny a political subdivision tort claim filed against Lancaster County and the Lancaster County Corrections Department by LaDonna Pettit, Special Administrator for the estate of her mother, Dixie Eggers, in the amount of \$1,000,000 for the alleged violation of the Constitutional rights of Dixie Eggers. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

T. Appointment of Dr. Karla K. Lester to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2010 (completing Debra A. Humphrey' unexpired term).

MOTION: Heier moved and Hudkins seconded approval of the appointment of Dr. Karla K. Lester to the Lincoln-Lancaster County Board of Health for a term expiring April 15, 2010 (completing Debra A. Humphrey' unexpired term). Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

U. Appointments and reappointment of the following individuals to the Air Pollution Control Advisory Board:

- * **David P. Skipton, term to expire September 1, 2011 (reappointment)**
- * **Jeffrey Tomhave, term to expire November 1, 2010 (new appointment)**
- * **Wilbur "Bud" Dasenbrock, term to expire November 1, 2010 (new appointment)**

MOTION: Hudkins moved and Stevens seconded approval of the appointment of Wilbur "Bud" Dasenbrock, term to expire November 1, 2010; the appointment of Jeffrey Tomhave, term to expire November 1, 2010; and the reappointment of David P. Skipton, term to expire September 1, 2011 to the Air Pollution Control Advisory Board. Schorr, Hudkins, Heier, Stevens 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 August, 2008.**
- 2. Clerk of the District Court's Monthly Report for August, 2008.**
- 3. County Assessor/Register of Deeds Monthly Report for August, 2008.**

B. Setting of a public hearing for Tuesday, September 16, 2008 at 9:30 a.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding 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.

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

7) **ADJOURNMENT:**

MOTION: Stevens moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 10:22 a.m.. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 9, 2008
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
Deb Schorr
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Tom Fox, Deputy County Attorney
Scott Gaines, Deputy County Assessor/Register of Deeds

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 10:22 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 2, 2008.**

MOTION: Hudkins moved and Schorr seconded approval of the minutes of the Board of Equalization meeting held on September 2, 2008. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 8 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**BryanLGH Medical Center
Christian Heritages Children's Home
Lincoln Lutheran School Association
Our Lady of Guadalupe Seminary, a division of Priestly Fraternity of St. Peter
School Sisters of Christ the King**

MOTION: Heier moved and Hudkins seconded approval of motor vehicle tax exemptions for BryanLGH Medical Center, Christian Heritages Children's Home, Lincoln Lutheran School Association, Our Lady of Guadalupe Seminary and School Sisters of Christ the King, subject to the County Treasurer signing the application from BryanLGH Medical Center. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **APPEAL OF PENALTY ON 2008 PERSONAL PROPERTY TAX FOR THE FOLLOWING:**

**SAIA
Gary Aldridge
Circuit City**

Scott Gaines, Deputy County Assessor/Register of Deeds, explained there is no authority within the statute to waive a penalty, unless it was incorrectly calculated or wrongly imposed. Recommendation was to deny the appeals.

Gary Aldridge appeared and gave an overview regarding his appeal.

Workman asked how much the penalty would be.

Gaines stated the penalty would be five dollars.

MOTION: Heier moved and Schorr seconded to accept the recommendation of the Deputy County Assessor/Register of Deeds and deny the appeals of penalty on 2008 personal property tax for SAIA, Gary Aldridge and Circuit City. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **APPEALS FILED ON DENIAL OF GREENBELT STATUS:**

**Troy and Brenda Hofmann
Michael and Carol Morrow
Mark Tate
Eric and Kayleen Knisley
Laurence Buller
Willard and Cheri Beck
Donald and Annette Hraban
James and Loretta Asche**

Greenbelt Protest No. GB08-211: Willard and Cheri Beck

Gene Oglesby, attorney representing Willard and Cheri Beck, appeared and gave an overview regarding the use of the parcel.

MOTION: Heier moved and Schorr seconded to reinstate greenbelt status for Parcel I.D. No. 15-15-400-006-000 for Willard and Cheri Beck. Hudkins, Schorr, Heier and Workman voted aye. Stevens voted no. Motion carried.

Greenbelt Protest No. GB08-167: Michael and Carol Morrow

Michael and Carol Morrow appeared and gave an overview regarding the use of the parcel.

MOTION: Hudkins moved and Schorr seconded to reinstate greenbelt status for Parcel I.D. No. 05-14-400-006-000 for Michael and Carol Morrow. Schorr, Hudkins, Heier and Workman voted aye. Stevens voted no. Motion carried.

Greenbelt Protest No. GB08-102: Troy and Brenda Hofmann

Brenda Hoffman appeared and gave an overview regarding the use of the parcel.

MOTION: Heier moved and Hudkins seconded to reinstate greenbelt status for Parcel I.D. No. 05-12-100-016-000 for Troy and Brenda Hofmann. Heier, Schorr, Hudkins and Workman voted aye. Stevens voted no. Motion carried.

CLERK'S NOTE: Additional information submitted and placed in protest packet.

Greenbelt Protest No. GB08-175: Laurence Buller

Larry Buller appeared and gave an overview regarding the use of the parcel.

MOTION: Heier moved and Hudkins seconded to reinstate greenbelt status for Parcel I.D. No. 23-21-400-022-000 for Laurence Buller. Schorr, Hudkins, Heier and Workman voted aye. Stevens voted no. Motion carried.

CLERK'S NOTE: Additional information submitted and placed in protest packet.

Greenbelt Protest No. GB08-174: Eric and Kayleen Knisley

Eric Knisely appeared and gave an overview regarding the use of the parcel.

MOTION: Hudkins moved and Schorr seconded to reinstate greenbelt status for Parcel I.D. No. 05-14-200-013-000 for Eric and Kayleen Knisley. Heier, Schorr, Hudkins and Workman voted aye. Stevens voted no. Motion carried.

CLERK'S NOTE: Additional information submitted and placed in protest packet.

Greenbelt Protest No. GB08-212: Donald and Annette Hraban

Don and Annette Hraban appeared and gave an overview regarding the use of the parcel.

MOTION: Schorr moved and Heier seconded to reinstate greenbelt status for Parcel I.D. No. 13-34-300-012-000 for Donald and Annette Hraban. Heier, Schorr, Hudkins and Workman voted aye. Stevens voted no. Motion carried.

Greenbelt Protest No. GB08-168: Mark Tate

Mark Tate appeared and gave an overview regarding the use of the parcel.

MOTION: Heier moved and Hudkins seconded to reinstate greenbelt status for Parcel I.D. No. 07-18-200-003-000 for Mark Tate. Heier, Schorr, Hudkins and Workman voted aye. Stevens voted no. Motion carried.

CLERK'S NOTE: The audio recording is very poor due to static.

Greenbelt Protest No. GB08-233: James and Loretta Asche

Loretta Asche appeared and gave an overview regarding the use of the parcel.

MOTION: Hudkins moved and Schorr seconded to reinstate greenbelt status for Parcel I.D. No. 05-29-200-008-000 for James and Loretta Asche. Hudkins, Heier, Schorr and Workman voted aye. Stevens voted no. Motion carried.

Greenbelt Protest No. GB08-208: Ernest and Valerie Cajka

Ernest Cajka appeared and gave an overview regarding the use of the parcel.

MOTION: Heier moved and Hudkins seconded to reinstate greenbelt status for Parcel I.D. No. 23-116-400-007-000 for Ernest and Valerie Cajka. Schorr, Heier, Hudkins and Workman voted aye. Stevens voted no. Motion carried.

General discussion regarding the preparation of transcripts for appeals to the Tax Equalization and Review Commission (TERC).

6) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 11:03 a.m.. Heier, Stevens, Hudkins, Schorr and Workman voted aye. Motion carried.

Dan Nolte
County Clerk