

**AGENDA**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, MARCH 17, 2009**  
**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.*

**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. THOSE WISHING TO SPEAK ON ITEMS NOT RELATED TO THE AGENDA WILL BE GIVEN THE CHANCE TO SPEAK UNDER OTHER BUSINESS AND WILL BE LIMITED TO FIVE (5) MINUTES.**

- 1) **MINUTES:** Approval of the [Minutes](#) of the Board of Commissioners meeting held on Tuesday, March 10, 2009. (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>).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, March 17, 2009.
- 3) **SPECIAL PRESENTATION:**
  - A. Introduction of Randy Bartelt, [Good News Jail & Prison Ministries Chaplain](#) for the Lancaster County Jail and Use of \$12,000 from the Inmate Benefit Fund for the Corrections Chaplaincy Program - Mike Thurber, Corrections Director
- 4) **PUBLIC HEARING:**
  - A. [County Miscellaneous No. 09002](#), requested by William F. Austin on behalf of the Emerald Sanitary & Improvement District No. 6 of Lancaster County, Nebraska, to acquire 1.5 acres, more or less, by condemnation, for a water well site on property generally located at S.W. 98<sup>th</sup> Street and West "O" Street. (See New Business Item 5A for correlating documentation.)

**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.**

5) **NEW BUSINESS:**

- A. A resolution in the matter of County Miscellaneous No. 09002, a request for approval to acquire land by condemnation for a water well site by Emerald Sanitary and Improvement District No. 6 on property generally located at S.W. 98<sup>th</sup> and West "O" Streets. (R-09-0013)
- B. A resolution in the matter of waiving potential conflicts of interests that may exist for the Lancaster County Attorney as a result of the Board of Equalization remaining as a named party in the special value appeals pending before the Tax Equalization and Review Commission for tax years 2007 and 2008. (R-09-0014)
- C. An interlocal agreement with the Village of Firth for one Sheriff's deputy to provide law enforcement services within the corporate limits of the Village of Firth. The term of the agreement is April 1, 2009 through March 31, 2010. The County shall be reimbursed at the overtime rate of pay for the deputy assigned to duty. The County shall also be paid 55 cents per mile for the Sheriff's vehicle used in the provision of these services. (C-09-0116)
- D. An agreement between Lancaster County and Japp Brothers Grading, L.L.C., for grading South 82<sup>nd</sup> Street, Project No. 09-21. The work shall commence on or before May 18, 2009 and be completed within 60 working days. The cost to the County is \$213,923.32. (C-09-0117)
- E. An agreement between Lancaster County and T.J. Osborn Construction, Inc., for culvert replacement and maintenance, Project No. 09-01. The work shall be completed by August 28, 2009 and the cost to the County is \$180,207. (C-09-0118)
- F. An agreement between Lancaster County and Theisen Construction, Inc., for bridge wingwall repair at County Bridge Numbers C-253, E-156 and N-157, in the amount of \$54,990. (C-09-0119)
- G. An agreement between Lancaster County and Theisen Construction, Inc., for repair of County Bridge No. R-184, in the amount of \$19,342. (C-09-0120)
- H. An agreement between Lancaster County and Theresa Whisler for the preparation of transcripts relating to 2008 greenbelt disqualification hearings. Term of the agreement will be from the date of execution until the services are completed, but in no case later than April 30, 2009. (C-09-0121)
- I. A surveying agreement with WNK Surveying, in the amount of \$5,120, for surveying services for the County Engineer relating to Project No. BR-3270(4) located at Panama Road and So. 82nd Street (Bridge X-117); Project No. C55-S-404(3) located on So. 82nd Street from Hickman to Roca Road; and Project No. C55-F-406(1) located on Alvo Road from No. 1st to No. 14th Streets. (C-09-0122)

5) **NEW BUSINESS CONTINUED:**

- J. Credit card application with Wells Fargo for the Lancaster County Sheriff's Office, and with the name of Aaron J. Crooks on the face of the credit card. (C-09-0124)
- K. Recommendation from the Purchasing Agent and the County Engineer to award a bid for repair of County Bridge No. A-58 to Theisen Construction, Inc., in the amount of \$18,694. (B-09-0017)
- L. Recommendation from the Purchasing Agent and the Corrections Department to award a bid for a 2009 Chevrolet Express Passenger Van to Sid Dillon Chevrolet, in the amount of \$24,997. (B-09-0018)
- M. Recommendation from the Purchasing Agent and the County Engineer to award a bid for erosion control at drainage structures to Brandt Excavating, Inc., in the amount of \$201,740.79. (B-09-0019)
- N. A political subdivision tort claim filed against the Corrections Department by [Patrick B. Golding](#) for lost property in the amount of \$54.73.

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: [Records and Information Management's](#) monthly report for February, 2009.
- B. Right-of-way contract for a road project between the County Engineer and the Lower Platte South Natural Resources District, located at N.W. 27<sup>th</sup> Street and W. Branched Oak Road; Project No. CP-C-253. This is a land donation. (C-09-0123)

7) **PENDING:**

- A. A resolution in the matter of County Change of Zone No. 08050, requested by Michael and Judith Rosecrans, to change the zoning on 8.84 acres, more or less, from AG Agricultural to B Business on property generally located one-half mile south of the corner of Hickman Road and Homestead Expressway/Highway 77 in Lancaster County, Nebraska. (R-08-0093) (Item placed on pending on November 4, 2008.)

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

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a Staff Meeting on Thursday, March 19, 2009, beginning at 8:30 a.m. in Room 113 on the first floor of the County-City Building.
- B. 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.

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, MARCH 17, 2009**  
**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, March 10, 2009. (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>).

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- 2) **ADDITIONS AND DEDUCTIONS:**

Approval of 22 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:**

Cedars Youth Services  
Christ's Place  
City Impact  
Developmental Services of Nebraska, Inc.  
First Free Methodist Church (a.k.a. Living Faith Free Methodist Church)  
Northern Lighthouse  
Priestly Fraternity of St. Peter d/b/a Our Lady of Guadalupe Seminary  
Sisters of St. Francis  
Tabitha, Inc. (5 Applications)  
Temple Baptist Church

- 4) **ADJOURNMENT:**

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