

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, FEBRUARY 10, 2009
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Others Present: Kerry Eagan, Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Sue Glynn, County Clerk's Office
Susan Starcher, County Clerk's Office
Kristy Bauer, Deputy County Attorney

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:30 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 3, 2009.**

MOTION: Hudkins moved and Stevens seconded approval of the minutes of the Board of Commissioners meeting held on Tuesday, February 3, 2009. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried.

2) **CLAIMS: Approval of all claims processed through Tuesday, February 10, 2009.**

MOTION: Stevens moved and Workman seconded approval of all claims processed through Tuesday, February 10, 2009. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS:**

A. A one-time cash award, in the amount of \$100.00, for Clarence Wolfe, an employee at Lancaster Manor, due to exceptional circumstances.

MOTION: Workman moved and Hudkins seconded approval of a one-time cash award, in the amount of \$100.00, for Clarence Wolfe, an employee at Lancaster Manor, due to exceptional circumstances. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried.

3) **SPECIAL PRESENTATIONS (CONTINUED):**

B. **Presentation of Lancaster County Sheriff's Awards - Terry Wagner, Lancaster County Sheriff**

**Deputy Sheriff of the Year: Deputy Barry Barnett
Exceptional Duty Award: Deputy Kirk Price
Exceptional Duty Award: Sgt. Andrew Stebbing
Civilian Employee of the Year: Brigitte Probert**

Lancaster County Sheriff Terry Wagner presented awards to the above employees and thanked them for their service to the County and their outstanding job performance.

4) **NEW BUSINESS:**

A. **A resolution in the matter of approving an additional expenditure in the amount of \$8,347 pursuant to Section 7 of a utility relocation agreement, found at County Contract No. C-08-0188, for Project No. C55-KP-412(1) on South 98th Street from Old Cheney Road to Pioneers Boulevard. (R-09-0006)**

MOTION: Stevens moved and Hudkins seconded approval of a resolution in the matter of approving an additional expenditure in the amount of \$8,347 pursuant to Section 7 of a utility relocation agreement, found at County Contract No. C-08-0188, for Project No. C55-KP-412(1) on South 98th Street from Old Cheney Road to Pioneers Boulevard. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried.

B. **An agreement between the City of Lincoln, Lancaster County, the Public Building Commission and Knoll, Inc., using cooperative Purchasing with the State of Nebraska, for the purchase and delivery of Knoll Systems Furniture. Pricing for products will be pursuant to the State contract. Term of the agreement is from October 1, 2008 through September 30, 2009. (C-09-0070)**

MOTION: Workman moved and Stevens seconded approval of an agreement between the City of Lincoln, Lancaster County, the Public Building Commission and Knoll, Inc., using cooperative purchasing with the State of Nebraska, for the purchase and delivery of Knoll Systems Furniture. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried.

C. **A memorandum of agreement between CIMRO of Nebraska and Lancaster County, on behalf of the Lancaster Manor. The memorandum is required by Medicare statutes and regulations. CIMRO of Nebraska is the Quality Improvement Organization under contract with the Center for Medicare and Medicaid Services (CMS) to assume Federally mandated quality improvement responsibilities in Nebraska. (C-09-0071)**

4) **NEW BUSINESS (CONTINUED):**

MOTION: Hudkins moved and Workman seconded approval of a memorandum of agreement between CIMRO of Nebraska and Lancaster County, on behalf of Lancaster Manor. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried.

- D. Amendment No. 1 to the 2008/2009 network provider contract with the Regional Behavioral Health Authority (Region V), found at County Contract No. C-08-0447, for certain behavioral mental health services at the Community Mental Health Center. The amendment amends Appendix A, Section VI, Behavioral Health Service Allocations regarding amounts reimbursed for services provided by the Community Mental Health Center. (C-09-0072)**

MOTION: Schorr moved and Stevens seconded approval of Amendment No. 1 to the 2008/2009 network provider contract with the Regional Behavioral Health Authority (Region V), found at County Contract No. C-08-0447, for certain behavioral mental health services at the Community Mental Health Center. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried.

- E. An agreement with Speece-Lewis Engineers, Inc., in the amount of \$18,200, for roadway design and plan preparation on South 112th Street from "A" to "O" Streets; Project No. C55-J-401(1). Plans will be completed by May 15, 2009. (C-09-0073)**

MOTION: Workman moved and Stevens seconded approval of an agreement with Speece-Lewis Engineers, Inc., in the amount of \$18,200, for roadway design and plan preparation on South 112th Street from "A" to "O" Streets; Project No. C55-J-401 (1). Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried.

- F. An agreement with KCI USA, Inc., for 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 agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and KCI USA, Inc., 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-09-0076)**

MOTION: Workman moved and Hudkins seconded approval of an agreement with KCI USA, Inc., for 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. Schorr, Hudkins, Workman, Stevens and Heier voted aye. Motion carried.

4) NEW BUSINESS (CONTINUED):

- G. An agreement between Lancaster County and DataWorks Plus for digital crime scene software. Pricing for products and services is according to Attachment "A" of the contract. Term of the agreement will begin on the date of execution of the contract and end 12 months from the date of delivery of all products, equipment and software. (C-09-0077)**

MOTION: Hudkins moved and Stevens seconded approval of an agreement between Lancaster County and DataWorks Plus for digital crime scene software. Pricing for products and services is according to Attachment "A" of the contract. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried.

- H. A facilities agreement between the Lancaster County Correctional Facility Joint Public Agency and Lancaster County. The agreement appoints the County as the agent of the Joint Public Agency for purposes of acquiring, constructing, equipping, and furnishing the new Adult Correctional Facility project. The agreement also provides that the County will maintain, operate and manage the correctional facility upon completion. (C-09-0078)**

MOTION: Stevens moved and Workman seconded approval of a facilities agreement between the Lancaster County Correctional Facility Joint Public Agency and Lancaster County. Schorr, Stevens, Hudkins, Workman and Heier voted aye. Motion carried.

- I. A site lease agreement with the Lancaster County Correctional Facility Joint Public Agency for lease of the property which will contain the new Lancaster County Correctional Facility. (C-09-0079)**

MOTION: Schorr moved and Stevens seconded approval of a site lease agreement with the Lancaster County Correctional Facility Joint Public Agency for lease of the property which will contain the new Lancaster County Correctional Facility. Stevens, Workman, Schorr, Hudkins and Heier voted aye. Motion carried.

- J. Recommendation from the Purchasing Agent and the Lancaster County Weed Control Authority to award a bid for weed control services to the following vendors on an as-needed basis: (B-09-0007)**

**Jacks Lawn Care
Big Red Lawn Service
B&B Lawn Service
Lee's Lawn Maintenance
All Care Grounds Maintenance
ProMow Inc.**

4) **NEW BUSINESS (CONTINUED):**

MOTION: Hudkins moved and Stevens seconded approval to award a bid for weed control services to Jacks Lawn Care, Big Red Lawn Care Service, B&B Lawn Service, Lee's Lawn Maintenance, All Care Grounds Maintenance and ProMow Inc. Workman, Schorr, Hudkins, Stevens and Heier voted aye. Motion carried.

- K. Recommendation from the Purchasing Agent and the Lancaster County Chief Deputy Sheriff to issue an order from State of Nebraska contract number 12325 OC to Husker Auto Group for one (1) 2009 Chevrolet Impala Sedan, in the amount of \$17,139. (B-09-0008)**

MOTION: Workman moved and Stevens seconded approval to issue an order from State of Nebraska contract number 12325 OC to Husker Auto Group for one (1) 2009 Chevrolet Impala Sedan, in the amount of \$17,139. Schorr, Hudkins, Stevens, Workman and Heier voted aye. Motion carried.

- L. A political subdivision tort claim filed against the Lancaster County Corrections Department by Mario Martinez, in the amount of \$2.80, for lost property.**

MOTION: Schorr moved and Stevens seconded to accept the recommendation of the Corrections Director and deny the political subdivision tort claim filed against the Lancaster County Corrections Department by Mario Martinez, in the amount of \$2.80, for lost property. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried.

- M. Request from the Lancaster County Personnel Policy Board to revise the Family and Medical Leave Act Personnel Policy Bulletin, with revision to Paragraph 11, allowing 14 calendar days to cure any deficiencies.**

MOTION: Workman moved and Hudkins seconded approval of a request from the Lancaster County Personnel Policy Board to revise the Family and Medical Leave Act Personnel Policy Bulletin as proposed, including retaining the reference in Paragraph 11 allowing for 7 calendar days to cure any deficiency, as recommended by the County Attorney's Office. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried.

- 5) **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:*

5) CONSENT ITEMS (CONTINUED):

A. Receive and Place on File:

- 1. County Clerk's Monthly Report for January, 2009.**
- 2. Clerk of the District Court's Monthly Report for January, 2009.**
- 3. County Assessor/Register of Deed's Monthly Report for January, 2009.**
- 4. Lincoln Housing Authority's Annual Report for 2008.**
- 5. Financial Statements for the Joint Antelope Valley Authority for the Years Ended August 31, 2008 and 2007**

B. A leasehold contract for a road project between the Lancaster County Engineering Department and Richard Parrott, in the amount of \$10, at North 1st Street and Alvo Road; Project No. C55-F-406(1). (C-09-0074)

C. A right-of-way contract for a road project between the Lancaster County Engineering Department and Nebraska Game and Parks three-quarters of a mile south of S.W. 112th Street and Pioneers Boulevard; Project No. CP-N-157. This is a donation. (C-09-0075)

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

6) ADJOURNMENT:

MOTION: Stevens moved and Hudkins seconded adjournment of the Board of Commissioners meeting at 10:08 a.m. Workman, Schorr, Stevens, Hudkins and Heier voted aye. Motion carried.

Dan Nolte
County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, FEBRUARY 10, 2009
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

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

Others Present: Kerry Eagan, Chief Administrative Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
Sue Glynn, County Clerk's Office
Kristy Bauer, 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 10:00 a.m.

1) MINUTES: Approval of the Minutes of the Board of Equalization meeting held on Tuesday, February 3, 2009.

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the Board of Equalization meeting held on Tuesday, February 3, 2009. Hudkins, Stevens, Schorr, Workman and Heier voted aye. Motion carried.

2) ADDITIONS AND DEDUCTIONS: Approval of 6 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

3) MOTOR VEHICLE TAX EXEMPTION APPLICATIONS:

**Alzheimer's Association
Christian Record Services
Cornhusker Place of Lincoln - Lancaster County
Madonna Rehabilitation Hospital
Sisters of Mary, Queen of Mercy
Trinity Lutheran Church and School
Wyuka Funeral Home and Cemetery**

3) MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:

MOTION: Schorr moved and Hudkins seconded approval of motor vehicle tax exemptions for Alzheimer's Association; Christian Record Services; Cornhusker Place of Lincoln-Lancaster County; Madonna Rehabilitation Hospital; Sisters of Mary, Queen of Mercy; Trinity Lutheran Church and School; and Wyuka Funeral Home and Cemetery. Schorr, Workman, Stevens, Hudkins and Heier voted aye. Motion carried.

4) ADJOURNMENT:

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

Dan Nolte
County Clerk