

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 23, 2010
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 RELATING TO OTHER COUNTY BUSINESS NOT ON THE AGENDA MAY SPEAK DURING THE PUBLIC COMMENT PORTION OF THE AGENDA. EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THE PUBLIC COMMENT PERIOD WILL BE LIMITED TO ONE (1) HOUR. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.

- 1) **MINUTES:** Approval of the [minutes](#) of the Board of Commissioners meeting held on Tuesday, November 16, 2010. (A copy of the minutes is on file in the Lancaster County Clerk's office or can be accessed at www.lancaster.ne.gov).
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, November 23, 2010.
- 3) **PUBLIC HEARING:**
 - A. Amendment of Article 2, Sections 1, 2, 5, 6, 17, 18, 19, 22 and 28 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. (See Item 4A for correlating document.)
- 4) **OLD BUSINESS:**
 - A. A resolution amending Article 2, Sections 1, 2, 5, 6, 17, 18, 19, 22 and 28 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. The Lincoln-Lancaster County Health Department has recommended the amendments, as provided in Attachments A through I, in order to be consistent with Federal and State regulations. ([R-10-0095](#))
 - B. A grant application for the Federal American Recovery and Reinvestment Act of 2009 (ARRA) Byrne/Justice Assistance Grant (JAG) through the [Nebraska Crime Commission](#) to fund training events for the Lancaster County Public Defender's Office and criminal defense attorneys across the state on the immigration consequences of criminal convictions.

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 authorizing the issuance of not to exceed \$1,975,000 principal amount of its Industrial Development Revenue Promissory Note, Series 2010 (Community Action Partnership of Lancaster and Saunders Counties Project) and the execution and delivery of (1) a Lease Agreement, (2) a Deed of Trust, Construction Security Agreement and Assignment of Rents and Leases, (3) a Tax Compliance Agreement, and related documents. (R-10-0096)
- B. Reappointment of Wesley D. Daberkow, Debbora A. Day and Linda Butcher to the Lancaster County Agricultural Extension Board, with the term of January 1, 2011, to December 31, 2013.
- C. 2008 sub-recipient agreement for the [Southeast Region](#) in the amount of \$556,840 from the Nebraska Emergency Management Agency.
- D. Authorization for Doug Cyr, Deputy County Attorney, to sign the Consent Decree at Case No. [CI09-4985](#), Bool Family Limited Partnership v. Marlin Davis and County of Lancaster, Nebraska.
- E. A resolution in the matter of the vacation of a portion of West Waggoner Drive as platted in Waggoner Subdivision in the Northwest Quarter of Section 27, Township 10 North, Range 5 East of the Principal Meridian, Lancaster County, Nebraska. (R-10-0097)
- F. A resolution in the matter of adopting a bid protest procedure for Lancaster County, Nebraska. (R-10-0098)
- G. A recommendation from the Purchasing Agent and the County Engineer to award a contract in the total amount of \$166,328.40 to Westover Trucking and Buel Trucking for Fiscal Year 2011 rock hauling to stockpiles. (B-10-0046)
- H. A master group application for an administrative service agreement with Blue Cross and Blue Shield of Nebraska for the provision of claim administration services on behalf of Lancaster County's self-funded group health care program. (C-10-0595)
- I. An administrative services agreement between Lancaster County and Blue Cross and Blue Shield of Nebraska for the provision of claim administration services for Lancaster County's self-funded group health care program, effective January 1, 2010. (C-10-0597)
- J. An administrative services agreement between Lancaster County and Blue Cross and Blue Shield of Nebraska for the provision of claim administration services for Lancaster County's self-funded group health care program, effective January 1, 2011. (C-10-0596)
- K. A business associate agreement between Lancaster County and Aon Risk Service Central, Inc., to comply with Health Insurance Portability & Accountability Act (HIPAA) regulations. The agreement is effective June 1, 2010. (C-10-0598)
- L. Memorandum of support and commitment for cooperation among the counties and communities for the planning and design, promotion and marketing of the I-80 Corridor region by the I-80 Council. (C-10-0599)

5) **NEW BUSINESS CONTINUED:**

- M. Change Order Agreement No. 1 to County Contract No. C-08-0217 with Sampson Construction Co., Inc., for an increase of \$642,910 for the Lancaster County Detention Facility Building Project. (C-10-0600)
- N. An agreement between Lancaster County and the District Energy Corporation (DEC) to provide funding for the purchase and installation of a Domestic Hot Water System and Fluorescent Dimming Control of Lighting System as part of the Lancaster County Detention Facility Building Project. DEC will reimburse the County for the costs and installation in the amount of \$642,910. The agreement is effective upon execution by both parties. (C-10-0601)
- O. A Region V network provider contract for services under the Projects for Assistance in Transition from Homelessness (PATH) Grant Program. The County, through the Community Mental Health Center, will provide outreach services, community mental health services, screening and diagnostic services. The County shall be compensated up to \$32,500 for the services and is required to match \$10,834 in cash or in kind. The term of the agreement is October 1, 2010, to September 30, 2011. (C-10-0602)
- P. A grant contract with Cedars Youth Services, Inc., to provide funding in the amount of \$47,165 for Cedars' juvenile diversion programs. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-10-0603)
- Q. An agreement with Surgical Specialists, LLC 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 agreement sets forth a reimbursement arrangement in which the County will provide payment for the medical care and Surgical Specialists, LLC 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-10-0604)
- R. A political subdivision tort claim filed against Lancaster County Corrections by William Deets for lost property in the amount of \$20.

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. Right-of-way contracts with the County Engineer and the following:
 - 1. Daryl Lee Bohac, in the amount of \$60,680, located on S. 98th Street from Old Cheney to A Street; Project No. C55-KP-412(1). (C-10-0605) (C-10-0606) (C-10-0607)
 - 2. Catholic Bishop of Lincoln, in the amount of \$34,553, located on S. 1st Street from Old Cheney to Pioneers Boulevard; Project No. C55-O-408(4). (C-10-0608) (C-10-0609)
- B. Receive and place on file the County Engineer and GIS quarterly reports for July, August and September, 2010.

7) **PUBLIC COMMENT:**

PER COUNTY BOARD RESOLUTION NO. 5465 (AMENDED SEPTEMBER 22, 2009), THE PUBLIC COMMENT PERIOD IS LIMITED TO SIXTY (60) MINUTES IN DURATION AND EACH SPEAKER IS LIMITED TO FIVE (5) MINUTES. THESE TIME LIMITS MAY BE EXTENDED AT THE DISCRETION OF THE COUNTY BOARD CHAIR.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, November 25, 2010, due to the Thanksgiving holiday. The next staff meeting will be held on Thursday, December 2, 2010, 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 Monday, December 6, 2010, at 7:00 p.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program for July 1, 2011, to June 30, 2016.
- C. 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 www.lancaster.ne.gov. Click on 5 City-TV Video on Demand.

9) **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 www.lancaster.ne.gov on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 23, 2010
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

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- 1) **MINUTES**: Approval of the [minutes](#) of the Board of Equalization meeting held on Tuesday, November 16, 2010. (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) **ADDITIONS AND DEDUCTIONS**: Approval of four additions and deductions to the tax assessment rolls per Attachment "[A](#)".

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

Christian Heritage
Goodwill Industries Serving Southeast Nebraska
Nebraska United Methodist Foundation
People's City Mission
School Sisters of Christ the King
Sisters of St. Francis
University of Nebraska Foundation

4) **APPEAL OF PENALTY ON LATE FILED PERSONAL PROPERTY TAX:**

Gentiva Health Services

5) **ADJOURNMENT**

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