

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 4, 2011
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, December 14, 2010. (Copies of the minutes are 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, January 4, 2011.
- 3) **SPECIAL PRESENTATIONS:**
 - A. Presentation of the Commissioners Award of Excellence for December, 2010, to [Barbara Frazier](#), County Weed Control.
 - B. Recognition of Gary Lacey, County Attorney; Richard Nuernberger, County Treasurer; Ray Stevens, County Commissioner; Bob Workman, County Commissioner; and Russ Shultz, County Weed Superintendent for their dedicated service to the people of Lancaster County.
- 4) **PUBLIC HEARINGS:**
 - A. Issuance of Revenue and Refunding Bonds (CenterPointe Project), Series 2010, in a principal amount not to exceed \$1,400,000 solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended. (See Item 6A for correlating document.)
 - B. A Class D liquor license application for Casey's General Store, located at 10000 S. 158th Street, Bennet, Lancaster County, Nebraska.
 - C. [County Change of Zone No. 10023](#) to amend Article 11 of the Lancaster County Zoning Resolution. (See Item 6B for correlating document.)

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) **OLD BUSINESS:**

- A. An amendment to County Contract No. C-10-0590 between Bob Barker Company, Inc., and Lancaster County for Corrections staff clothing, inmate clothing and accessories. The amendment adds the items listed in Attachments A and B. (C-10-0623)

6) **NEW BUSINESS:**

- A. A resolution approving the issuance of Revenue and Refunding Bonds (CenterPointe Project), Series 2010, in a principal amount not to exceed \$1,400,000 solely for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended. (R-11-0001)
- B. A resolution in the matter of County Change of Zone No. 10023, a text amendment to the Lancaster County Zoning Resolution, amending Article II, Sections 11.001, 11.027 and 11.029 to adopt the February 18, 2011, Flood Insurance Rate Map (FIRM) and the Flood Insurance Study (FIS) as required by the Federal Emergency Management Agency. The amendments are provided in Attachment A. (R-11-0002)
- C. A resolution in the matter of Chief Deputy annual salary increases for the 2011 calendar year. (R-11-0003)
- D. A resolution in the matter of Comprehensive Plan Conformance No. 10007: adopting the One and Six-Year Road and Bridge Construction Program for Lancaster County, Fiscal Years 2011 and 2012-2015. (R-11-0004)
- E. A resolution authorizing the State of Nebraska Department of Roads to act on behalf of Lancaster County for the purchase of work zone and road closure traffic control devices. The County shall pay approximately \$82.40 per set of single lane closure traffic control devices and approximately \$80.40 per set of six Type III barricades and "road closed" signs. (R-11-0005)
- F. Change order supplemental agreement No. 4 to County Contract No. C-10-0371 with Hawkins Construction Company, for an increase of \$6,047.52 on the Hickman Viaduct; Project No. C55-S-401(6). (C-11-0001)
- G. An easement for utility lines and/or underground utility facilities granted to Lincoln Electric System, Windstream Nebraska, Inc., and Time Warner Entertainment on property located in Lots 73 and 74, Irregular Tract, in the Northwest Quarter of the Northwest Quarter of Section 29, Township 10 North, Range 6 East of the 6th Principal Meridian, Lincoln, Lancaster County, Nebraska. Lancaster County will receive \$1 for the permanent easement. (C-11-0002)
- H. A recommendation from the County Sheriff and the Purchasing Agent to issue an order from the State of Nebraska Contract 12850 OC with Tincher Ford Mercury, in the amount of \$178,913, for seven police cruisers. (B-11-0001)
- I. A contract between Sid Dillon Ford Lincoln Mercury, Inc., the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. The pricing will be pursuant to State of Nebraska 2011 passenger vehicle contracts. Term of the contract is January 1, 2011, to December 31, 2011. (C-11-0003)

6) **NEW BUSINESS CONTINUED:**

- J. A contract between Sid Dillon Wahoo, Inc., d/b/a Sid Dillon Chevrolet-Buick-Pontiac, the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. The pricing will be pursuant to State of Nebraska 2011 passenger vehicle contracts. Term of the contract is January 1, 2011, to December 31, 2011. (C-11-0004)
- K. A contract between Gene Steffy Chrysler Center, Inc., d/b/a Gene Steffy Chrysler Jeep Dodge, the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. The pricing will be pursuant to State of Nebraska 2011 passenger vehicle contracts. Term of the contract is January 1, 2011, to December 31, 2011. (C-11-0005)
- L. A contract between Tincher Ford Mercury, the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. The pricing will be pursuant to State of Nebraska 2011 passenger vehicle contracts. Term of the contract is January 1, 2011, to December 31, 2011. (C-11-0006)
- M. A contract between AFL, LLC, d/b/a Anderson Ford Lincoln Mercury Mazda, the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. The pricing will be pursuant to State of Nebraska 2011 passenger vehicle contracts. Term of the contract is January 1, 2011, to December 31, 2011. (C-11-0007)
- N. An agreement between Nebraska Salt & Grain Co., the City of Lincoln, Lancaster County and the Lincoln-Lancaster County Public Building Commission, for the annual supply of ice melt on an as needed basis. Pricing will be pursuant to the contractor's proposal. Term of the agreement is four years from the date of execution by all parties. (C-11-0008)
- O. An amendment to County Contract No. C-09-0070 between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Knoll, Inc., using cooperative purchasing with the State of Nebraska, for the purchase and delivery of Knoll Systems Furniture. The amendment renews the contract for an additional one-year term from October 1, 2010, to September 30, 2011. (C-11-0009)
- P. An amendment to County Contract No. C-10-0119 between the City of Lincoln, Lancaster County, the Lincoln-Lancaster County Public Building Commission and Diamond Vogel for general building materials and equipment – paint and related supplies. The amendment renews the contract for an additional one-year term from January 1, 2011, to December 31, 2011. (C-11-0010)
- Q. A contract with ESA, Inc., in the amount of \$6,960, to provide asbestos removal at Trabert Hall. The work included in the contract will begin upon execution of the contract and will be completed by January 21, 2011. (C-11-0011)
- R. An amendment to County Contract No. C-07-0553 with PharMerica for pharmacy and related services. The amendment renews the contract for an additional three-year term from December 16, 2010, to December 15, 2013. (C-11-0012)
- S. An amendment to County Contract No. C-08-0626 with CBM Food Services for food services at correctional facilities. The amendment provides for price increases pursuant to Attachment 1. (C-11-0013)

6) **NEW BUSINESS CONTINUED:**

- T. An amendment to County Contract No. C-10-0305 with BI Incorporated. The amendment provides for changes in equipment pricing to reflect the most current prices available. (C-11-0014)
- U. A grant contract with Clyde Malone Community Center to provide funds in the amount of \$10,000 to support capacity building. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0015)
- V. A grant contract with El Centro de las Americas to provide funds in the amount of \$10,000 to support capacity building. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0016)
- W. A grant contract with Lighthouse to provide funds in the amount of \$10,000 to support capacity building. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0017)
- X. A grant contract with YWCA to provide funds in the amount of \$10,000 to support capacity building. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0018)
- Y. A grant contract with Family Violence Council to provide funds in the amount of \$10,000 to support capacity building. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0019)
- Z. A grant contract with Berniklau Educational Solutions Team (BEST) in the amount of \$102,000 for the management of a juvenile day reporting center. Term of the grant contract is July 1, 2010, to June 30, 2011. (C-11-0020)
- AA. Acceptance of a grant award from the [Nebraska Commission on Law Enforcement and Criminal Justice](#) for pretrial release program enhancements. Total grant amount is \$448,408. Term of the grant award is January 1, 2011, to December 31, 2012.
- BB. A mini grant application by the Lancaster County Sheriff's Office and mini grant award from the [Nebraska Office of Highway Safety](#) for the purchase of six preliminary breath testing units. The cost to the Nebraska Office of Highway Safety is \$2,100. There is no cost to the County.
- CC. A contract for professional services with the Lincoln-Lancaster County Human Services Federation for the oversight and administration of the Community Services initiative. The County will pay up to \$30,000 for the services. Term of the agreement is July 1, 2010, to June 30, 2011. (C-11-0021)
- DD. An amendment to County Contract No. C-10-0330 with Cynthia Pilkington, Ph.D. The amendment changes the name of the organization that executed the contract from Cynthia Pilkington, Ph.D., to Premier Psychiatric Group, LLC. (C-11-0022)
- EE. Medicaid Provider Validation and Agreement forms for the Nebraska Department of Health and Human Services, Division of Medicaid and Long-Term Care, from the Lancaster County Community Mental Health Center. (C-11-0023)

6) **NEW BUSINESS CONTINUED:**

- FF. An amendment to County Contract No. C-09-0520 between the Nebraska Department of Health and Human Services (DHHS) Division of Children and Family Services and Lancaster County Youth Services Center for the provision of detention services for youth committed to or placed with DHHS at the Youth Services Center. The amendment changes the end of the term to February 28, 2011. (C-11-0024)
- GG. An agreement with Steven B. Wetzel to provide non-exempt employees in the Security Guard classification compensatory time off in lieu of compensation for hours worked in excess of 40 hours per week. The County will pay the employee at the rate of one and one-half hours for each overtime hour which the employee works up to a maximum accrual of 20 hours of compensatory time. (C-11-0025)
- HH. An interlocal agreement between the Nebraska Commission on Law Enforcement and Criminal Justice and Lancaster County, on behalf of the Lancaster County Public Defender's Office, to establish the County's authority to provide statewide training on the immigration consequences of criminal convictions. Term of the agreement is January 1, 2011, to December 31, 2012. (C-11-0026)
- II. An agreement with Pine Lake Health, 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 Pine Lake Center, 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-11-0027)
- JJ. Reappointment of Gary Muckel, Richard Slama and Tom Keep to the Lincoln/Lancaster County [Ecological Advisory Committee](#) for a three-year term commencing January 1, 2011.
- KK. A political subdivision tort claim filed against Lancaster County by [William Smisek](#) for alleged personal injury and property damage in the amount of \$250,000.

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. A right-of-way contract between the County Engineer and US Bank Farm Management in the amount of \$16, located at N. 162nd Street and Alvo Road; Project No. CP-H-75. (C-11-0028)
- B. Receive and place on file the [County Sheriff](#) monthly report for November, 2010.

8) **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.

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, January 6, 2011, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, January 11, 2011, at 9:30 a.m., in Room 112 on the first floor of the County-City Building, with the Board of Equalization meeting immediately following.
- C. A public hearing will be held on Tuesday, January 18, 2010, 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 North Street abutting Lot 1, Block 1, as platted in the unincorporated village of Agnew, 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 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 www.lancaster.ne.gov on the County Clerk's website.

AGENDA
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JANUARY 4, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
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.

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.

- 1) **MINUTES**: Approval of the [minutes](#) of the Board of Equalization meeting held on Tuesday, December 14, 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 210 additions and deductions to the tax assessment rolls per Attachments "A" and "B".
- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS**:

Christian Retirement Homes, Inc.
Developmental Services of Nebraska, Inc.
First Church of the Nazarene
Goodwill Industries Serving Southeast Nebraska, Inc.
Mosaic
Nebraska Annual Conference of the United Methodist Church
Priestly Fraternity of St. Peter
Sheridan Lutheran Church
Sisters of St. Francis
St. Joseph Catholic Church and School
St. Pauls Lutheran Church

- 4) **NOTICE OF TAXABLE STATUS**:

City of Lincoln

- 5) **ADJOURNMENT**

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