

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 11, 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, January 4, 2011. (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 11, 2011.
- 3) **SPECIAL PRESENTATIONS:**
 - A. Ceremonial administration of the oath of office for newly elected Lancaster County officials: Norman H. Agena, County Assessor/Register of Deeds; Dennis R. Keefe, Public Defender; Joe Kelly, County Attorney; Sue Kirkland, Clerk of the District Court; Dan Nolte, County Clerk; Jane M. Raybould, County Commissioner; Deb Schorr, County Commissioner, Brent T. Smoyer, County Commissioner, Andrew Stebbing, County Treasurer; Don R. Thomas, County Engineer; and Terry T. Wagner, County Sheriff – the Honorable Michael G. Heavican, Chief Justice of the Nebraska Supreme Court, Presiding.
 - B. Receipt of the American Institute of Architects Academy of Architecture for Justice Certificate of Award for design of the new Lancaster County Correctional Facility – Greg Newport, Clark Enersen Partners; and Mike Thurber, Corrections Director.
 - C. Hickman Regional Recreational & Event Complex Master Plan – Brett Baker, Hickman City Administrator.
 - D. Review of the 2011 Lancaster County Noxious Weed Control Plan and the potential designation of Japanese and Giant Knotweed as a noxious weed – Brent Meyers, Lancaster County Weed Control Superintendent. (See Items 6A and 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.

4) **PUBLIC HEARING:**

- A. A Class D liquor license application for Casey's General Store, located at 10000 S. 158th Street, Bennet, Lancaster County, Nebraska. (See Item 6C for correlating document.)

5) **OLD BUSINESS:**

- A. 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)
- B. 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)

6) **NEW BUSINESS:**

- A. Submission of the [2011 Lancaster County Noxious Weed Control Plan](#) to the Nebraska Department of Agriculture.
- B. Support for the designation of [Japanese and Giant Knotweed](#) as a noxious weed in the State of Nebraska.
- C. A resolution in the matter of an application for a Class D (beer, wine, distilled spirits, off sale only) liquor license for Casey's Retail Company, d/b/a Casey's General Store #2967, and a corporate manager liquor license application for Tina Krings in connection with the Class D liquor license for Casey's Retail Company, d/b/a Casey's General Store #2967, located at 10000 S. 158th Street, Bennet, Lancaster County, Nebraska. (R-11-0006)
- D. Election of Lancaster County Board Officers for 2011.
- E. Reappointment of Clover Frederick and Nate Woods to the Keno Human Services Advisory Board for a three-year term commencing January 1, 2011.
- F. Special events permit applications submitted by Lincoln Track Club for the [State Farm](#) "Run for Your Life" Road Race on Saturday, March 26, 2011, at 9:00 a.m. and for the [Havelock Run](#) Road Race on Saturday, June 4, 2011, at 7:30 a.m.
- G. Amendment of Resolution No. [R-11-0003](#), setting Chief Deputy Salaries for 2011.
- H. A recommendation from the Purchasing Agent and the County Engineer to award a contract in the amount of \$24,391.39 to CONTECH Construction Products, Inc., for culvert pipe. (B-11-0002)
- I. A recommendation from the Purchasing Agent and the County Sheriff to issue an order from State of Nebraska Contract 12861 OC in the amount of \$21,350 to Lincoln Dodge, Inc., d/b/a Performance Dodge, for a 2011 Dodge Grand Caravan. (B-11-0003)

6) **NEW BUSINESS CONTINUED:**

- J. A contract between Lincoln Dodge, Inc., d/b/a Performance Dodge, the City of Lincoln and Lancaster County to provide passenger vehicles to the City and County. 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-11-0029)
- K. A contract between Ferrellgas, the City of Lincoln and Lancaster County for the annual requirements of propane. The County will pay for products according to the line item pricing as listed in the contractor's proposal. Term of the contract is January 1, 2011, to December 31, 2011, with the option to renew for two additional one-year terms. (C-11-0030)
- L. A contract between Uniforms Manufacturing, Inc., and Lancaster County for the purchase of Youth Services Center staff clothing. The County will pay for clothing according to the line item pricing as listed in the contractor's proposal. Term of the contract is four years from the date of execution by both parties. (C-11-0031)
- M. A contract between OD Taragin & Bros., LLC, and Lancaster County for the purchase of Youth Services Center staff clothing. The County will pay for clothing according to the line item pricing as listed in the contractor's proposal. Term of the contract is four years from the date of execution by both parties. (C-11-0032)
- N. An amendment to County Contract No. C-10-0293 between Vogel Paint & Wax Co., Inc., and Lancaster County for the annual supply of traffic paint, State of Nebraska Contract No. 12717 OC. The amendment renews the contract for an additional one-year term from January 1, 2011, to December 31, 2011. (C-11-0033)
- O. A signature amendment to commercial account authorization for the Wells Fargo bank account titled Lancaster County Treasurer, County Attorney. The amendment deletes Gary E. Lacey as an authorized signer and adds Patrick F. Condon as an authorized signer on the account. (C-11-0034)
- P. An agreement between Lancaster County and Kevin Wynegar for advanced compensation in the amount of \$75,000 as a result of a political subdivision tort claim. The County will receive credit for this advancement against any future settlement, judgment or sum that may ultimately be due to Mr. Wynegar. (C-11-0035)
- Q. An agreement with Cole Diagnostics 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 Cole Diagnostics 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-11-0036)
- R. A 2007 grant adjustment notice to the sub-grant award agreement for the 2007 Department of Homeland Security Grant No. 2007-GE-T7-0035, with the Nebraska Emergency Management Agency (NEMA) as the grantee and Lancaster County, on behalf of the Southeast PET Region, as the sub-grantee. The sub-grant is in the amount of \$407,964.67 and covers the period of August 30, 2007, to June 30, 2011.

6) **NEW BUSINESS CONTINUED:**

- S. Acceptance of a grant award from the [Nebraska Commission on Law Enforcement and Criminal Justice](#) for Public Defender's Office training regarding immigration consequences. Total grant amount is \$40,420. Term of the grant award is January 1, 2011, to December 31, 2012.
- T. Acceptance of a grant award from the [Nebraska Commission on Law Enforcement and Criminal Justice](#) for Public Defender's Office planning, training and upgrade. Total grant amount is \$58,364. Term of the grant award is January 1, 2011, to December 31, 2012.

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 Ann Kemper, in the amount of \$9,575, located at 11400 Pine Lake Road; Project No. C55-Q-409(1). ([C-11-0037](#))
- B. Receive and place on file the December, 2010, monthly reports for the following:
 - 1. [Weed Control Authority](#).
 - 2. [County Clerk](#).
 - 3. [County Assessor/Register of Deeds](#).
 - 4. [Clerk of the District Court](#).
 - 5. [County Records Information Management](#).

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 13, 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 18, 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.

9) **ANNOUNCEMENTS CONTINUED:**

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 11, 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) **ELECTION OF LANCASTER COUNTY BOARD OFFICERS:** Election of 2011 Lancaster County Board Officers for the Board of Equalization.

- 2) **MINUTES:** Approval of the [minutes](#) of the Board of Equalization meeting held on Tuesday, January 4, 2011. (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>).

- 3) **ADDITIONS AND DEDUCTIONS:** Approval of six additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

Oak Lake Evangelical Free Church
Union College

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

City of Lincoln

- 6) **ADJOURNMENT**

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