

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, AUGUST 2, 2011
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

COMMISSIONERS: Deb Schorr, Chair; Bernie Heier, Vice Chair;
Larry Hudkins; Jane Raybould; and Brent Smoyer

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. Additionally, a copy of all written material to be discussed at today's open meeting is available from the County Clerk's staff. These materials can also be viewed on the County's web site at www.lancaster.ne.gov.

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, July 26, 2011.
- 2) **CLAIMS:** Approval of all claims processed through Tuesday, August 2, 2011.
- 3) **NEW BUSINESS:**
 - A. An amusement license renewal application from [Raymond United Methodist Church](#) for an event at 11505 N. 14th Street, Raymond, on Saturday, August 27, 2011.
 - B. A resolution fixing the date, time and place for a public hearing regarding a request to vacate a portion of W. Panama Road, more particularly described as Lot 2, an irregular tract located at a point in the Southwest Quarter of Section 4, Township 7 North, Range 6 East of the Sixth Principal Meridian, Lancaster County, Nebraska. (Public hearing is scheduled for August 30, 2011.) ([R-11-0050](#))
 - C. An agreement with the University of Nebraska, Board of Regents and the Lincoln Housing Authority for operation of the Nutrition Education Program to address the nutritional needs of certain limited income persons living in urban housing in Lancaster County. The County will pay \$23,373 for the services which will be provided by the University. The Housing Authority will pay \$10,519 for the services, combined with \$8,773 from the United States Department of Agriculture (USDA) Food Stamp Nutrition Education grant, for a total of \$42,665. Term of the agreement is September 1, 2011, to August 31, 2012. ([C-11-0441](#))

IF YOU ARE HERE TO PARTICIPATE ON AN ITEM AND NEED SPECIAL CONSIDERATION BECAUSE OF A SCHEDULE CONFLICT OR SOME OTHER REASON, PLEASE LET THE CLERK KNOW PRIOR TO THE MEETING SO WE MAY ACCOMMODATE YOUR NEEDS.

3) **NEW BUSINESS CONTINUED:**

- D. An interlocal agreement with the State of Nebraska Probation Administration for electronic monitoring of up to 28 juveniles and two probation officers to supervise juveniles who are ordered by the separate Juvenile Court of Lancaster County to pre-adjudication or pre-disposition monitoring during home detention. The County will pay up to \$150,000 for the services. Term of the agreement is July 1, 2011, to June 30, 2012. (C-11-0442)
- E. An amendment to County Contract C-10-0399 with Counseling Affiliates of Nebraska for specialized services at the Community Mental Health Center and the Lancaster County Mental Health Sex Offender Treatment Program to assist with mental health services. The amendment renews the agreement for an additional one-year term from July 1, 2011, to June 30, 2012. (C-11-0443)
- F. A facility and level of care update and attestation form for United Behavioral Health in conjunction with services provided by the Lancaster County Community Mental Health Center. (C-11-0444)
- G. An easement for utility lines and/or underground utility facilities granted to Lincoln Electric System, on property described as Lot 30, located in the Northwest Quarter of Section 11, Township 9 North, Range 6 East of the 6th Principal Meridian, Lancaster County, Nebraska. Lancaster County will receive \$1 for the permanent easement. (C-11-0445)
- H. An amendment to County Contract C-08-0396 between Innovative Electrical Technologies, Inc., Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for electrical services. The amendment renews the agreement for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0446)
- I. An amendment to County Contract C-08-0395 between Progressive Electric, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for electrical services. The amendment renews the agreement for an additional term from August 1, 2011, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-11-0447)
- J. An amendment to County Contract C-11-327 with LDV, Inc., for a mobile command center. The amendment incorporates new design specifications as listed in Attachment "A". (C-11-0448)
- K. A lease agreement with Fresh Start for sober living units. The County will expend Pretrial Release Program Enhancement grant funds in the amount of \$600 per month per unit. (C-11-0449)
- L. An interlocal agreement with Educational Service Unit (ESU) No. 18 for educational services to youth detained at the Youth Services Center. The County will reimburse the ESU up to \$968,830 for the services provided. Term of the agreement is August 1, 2011, to July 31, 2012. (C-11-0450)

3) **NEW BUSINESS CONTINUED:**

- M. A \$10,000 grant from the Lancaster County Visitors Improvement Fund with Friends of the Lied – Lied Center for Performing Arts as the grantee and Lancaster County as the grantor for enhancing the Lied Center sound system. (C-11-0452)
- N. A legal representation letter of agreement with Kutak Rock, LLP, for the purpose of providing legal services regarding the County's transition of the post employment health plan from Nationwide Insurance Company to ICMA-RC and waiver of a potential conflict of interest with regards to the representation. (C-11-0453)
- O. A grant contract with West Haymarket Joint Public Agency (JPA) to fund a portion of the Arena and West Haymarket project using the Lancaster County Visitor Improvement Fund. The County will pay \$1,000,000 to the JPA upon execution of a contract with an arena manager and an amount not to exceed \$500,000 annually for projects listed in Exhibit "A". Term of the grant contract is five years from the JPA's execution of a contract with an arena manager. (C-11-0454)
- P. An amendment to County Contract C-11-0399 with the Lincoln Airport Authority to provide funding for improvement of a visitor attraction. The amendment extends the end date of the grant contract to September 5, 2011. (C-11-0455)
- Q. A political subdivision tort claim filed against Lancaster County Corrections by [Nehemiah Winters](#) for lost property in an undisclosed amount.
- R. A political subdivision tort claim filed against Lancaster County Corrections by [Zachary Cannon](#) for lost property in the amount of \$115.

4) **CONSENT ITEMS:** *These are routine business items that 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 Joann Ziemann in the amount of \$180, located at the S. 68th Street viaduct; Project No. C55-S-401(6). (C-11-0451)
- B. Receive and place on file the [County Sheriff](#) monthly report for June 2011.

5) **PUBLIC COMMENT:** Those wishing to speak on items relating to County business not on the agenda may do so at this time.

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.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Equalization will review 2011 property valuation protest appeals on Tuesday, August 2, 2011, beginning at 11:00 a.m., and Wednesday, August 3, 2011, beginning at 8:00 a.m., in Room 112 on the first floor of the County-City Building.
- B. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, August 4, 2011, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.
- C. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, August 9, 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.
- D. The Lancaster County Board of Commissioners meeting is broadcast live. It is rebroadcast on Tuesday at 1:30 and 6:00 p.m. and on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, the meeting may be viewed on Nebraska On Demand Time Warner Channel 411 and on the internet at www.lancaster.ne.gov. Click on 5 City-TV Video on Demand.
- E. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.

7) **ADJOURNMENT**

This agenda, which is kept continually current, is available for inspection in the office of the County Clerk in Lancaster County, Nebraska.

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.

If you need Spanish language assistance, please make arrangements with the Lancaster County Clerk within two days of the public meeting. The phone number for the Lancaster County Clerk is 402-441-7481.

Si necesita ayuda con el idioma español, por favor haga arreglos con el secretario del condado de Lancaster en un plazo de dos días antes de la reunión pública. El número de teléfono del secretario del condado de Lancaster es 402-441-7481.

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, AUGUST 2, 2011
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, July 26, 2011.
- 2) **ADDITIONS AND DEDUCTIONS**: Approval of 66 additions and deductions to the tax assessment rolls per Attachments "A", "B" and "C".
- 3) **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS**:

Greek Orthodox Church of the Annunciation
- 4) **NOTICE OF PROPOSED CHANGE IN EXEMPTION STATUS**:

Real Estate Charitable Foundation (two notices)
Trinity Baptist Church
- 5) **451 TAX EXEMPTION APPLICATIONS**:

BryanLGH Physician Network, Inc.
Consumer Credit Counseling Service of Nebraska
First Slavic Baptist Church
Foundation for Lincoln Public Schools
Immaculate Heart of Mary Catholic Church of Lincoln (two applications)
JH Lesoing Fund
Nebraska Community Foundation
Newman Center - St. Thomas Aquinas Church
North American Martyrs Catholic Church
The Salvation Army
The Smith Collection
- 6) **PERSONAL PROPERTY VALUATION PROTEST**:

FLO TV, Inc.

7) **ADJOURNMENT**

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LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, AUGUST 2, 2011
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FIRST FLOOR, COUNTY-CITY BUILDING
11:00 A.M.**

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- 1) **REAL PROPERTY VALUATION PROTEST HEARINGS FOR 2011**
- 2) **ADJOURNMENT**