

**MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
TUESDAY, APRIL 10, 2012  
COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
9:30 A.M.**

*Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on April 6, 2012.*

Commissioners present: Deb Schorr, Chair  
Bernie Heier  
Jane Raybould

Commissioners absent: Larry Hudkins, Vice Chair  
Brent Smoyer

Others present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Brittany Behrens, Deputy County Attorney  
Dan Nolte, County Clerk  
Cori Beattie, Deputy County Clerk  
Angela Zocholl, County Clerk's Office

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:31 a.m.

1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 3, 2012.**

**MOTION:** Raybould moved and Heier seconded approval of the minutes. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 4-0.

2) **CLAIMS: Approval of all claims processed through Tuesday, April 10, 2012.**

**MOTION:** Heier moved and Raybould seconded approval of the claims. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

3) **SPECIAL PRESENTATIONS:**

Item 3A was held pending arrival of the participants.

4) **PUBLIC HEARINGS:**

A. **A Class C liquor license application from Hillcrest County Club, 9401 O Street, Lincoln, Lancaster County, Nebraska.**

The Chair indicated that this public hearing was continued from last week and asked if others wished to testify. The Chair closed the public hearing and asked the Clerk to read correlating Item 6B.

6) **NEW BUSINESS:**

- B. **A resolution in the matter of an application for a Class C liquor license for Hillcrest Country Club, 9401 O Street, Lincoln, Lancaster County, Nebraska, and a corporate manager liquor license for Andrew Reetz in connection with the Class C liquor license for Hillcrest Country Club. (R-12-0028)**

**MOTION:** Heier moved and Raybould seconded approval of the resolution. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**RETURNING TO PUBLIC HEARINGS:**

- B. **Automatic renewal of retail liquor and beer licenses issued in Lancaster County and outside the corporate limits of any city, for which the County Clerk has received no protests.**

The Chair indicated that this public hearing was continued from last week and asked if others wished to testify. Since no one appeared to testify, the Chair closed the public hearing.

**MOTION:** Raybould moved and Heier seconded approval of the automatic renewals. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

5) **OLD BUSINESS:**

- A. **An amendment to County Contract C-11-0632 with Cable Guyz for fiber and cable supply and installation at the new Lancaster County Correctional Facility. The amendment changes the completion date of the project to May 15, 2012. (C-12-0161)**

Chuck Richter, Sampson Construction Company, said he supports the May 15 completion date. He explained that not all pathways are installed which inhibits Cable Guyz from completing their work.

**MOTION:** Heier moved and Raybould seconded approval of the amendment. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**RETURNING TO NEW BUSINESS:**

- C. **Appointment of Ron Sorensen as the director of the Lancaster County Community Mental Health Center at an annual salary of \$91,000, effective May 3, 2012.**

Ron Sorensen provided a history of his professional background.

Raybould discussed the process of selecting the interim director and her concern over the lack of transparency in the selection process.

Heier noted the Board had voted 4-1 to move forward with the transition process for the Community Mental Health Center.

### **NEW BUSINESS CONTINUED:**

Schorr said she spoke to several people in an effort to find the best candidate for this position. She stated there is no requirement to post the position or go through the Personnel system. After doing the research, it was found that Sorensen, who was recommended by the Community Mental Health Center and Region V Systems directors, was the best candidate and he was brought forward in a public meeting.

**MOTION:** Heier moved and Schorr seconded approval of the appointment. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

### **RETURNING TO SPECIAL PRESENTATIONS:**

- A. Introduction of Sheldon Crapo, full-time chaplain for the Lancaster County Jail through the Good News Jail and Prison Ministries of Fairfax, Virginia – Mike Thurber, Corrections Director.**

Mike Thurber introduced Sheldon Crapo. Crapo provided a background of the program and his participation. Thurber explained the Inmate Benefit Fund was generated from commissary proceeds and telephone commissions which are applied to the law library and special programs. He asked for the Board's approval to use \$16,000 from that fund for the Good News Jail and Prison Ministries.

### **RETURNING TO NEW BUSINESS:**

- A. A request from Lancaster County Corrections to use \$16,000 from the Inmate Benefit Fund for the Good News Jail and Prison Ministries of Fairfax, Virginia to provide counseling and religious activities for Lancaster County inmates.**

**MOTION:** Raybould moved and Heier seconded approval of the request. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

Items 6B and 6C were moved forward on the agenda.

- D. A special events permit application from Victory Quest, LLC/Angry Cow Adventures for a 5k run and obstacle course at 14201 SW 15th Street, Roca.**

Jim Craig, Angry Cow Adventures, said his organization would be working with Victory Quest on this event. Doug Pfeifer, Victory Quest, LLC, noted the correct address for the event is at the Victory Quest facility at 2260 W. Wittstruck Road. He discussed the various events being held and the background of the Victory Quest facility. Pfeifer announced there would be a ribbon cutting at 3:30 p.m. and an open house from 4:00 to 8:00 p.m. today.

**MOTION:** Heier moved and Raybould seconded approval of the special events permit.

Schorr asked to amend the motion to correct the address to 2260 W. Wittstruck Road. The maker of the motion agreed.

**ROLL CALL:** Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**NEW BUSINESS CONTINUED:**

- E. **A security agreement between Lancaster County and Prairieland Foods, LLC, under the Community Development Block Grant – Reuse Economic Development Loan Program Financing. (C-12-0166)**

**MOTION:** Heier moved and Raybould seconded approval of the agreement. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- F. **A security agreement between Lancaster County and Prairieland Dairy, LLC, under the Community Development Block Grant – Reuse Economic Development Loan Program Financing. (C-12-0167)**

**MOTION:** Raybould moved and Heier seconded approval of the agreement. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- G. **A subordination agreement between Lancaster County and First State Bank. First State Bank will subordinate its security interest as it relates to the Community Development Block Grant – Reuse Economic Development Loan Program Financing for Prairieland Foods, LLC. (C-12-0168)**

**MOTION:** Raybould moved and Heier seconded approval of the agreement. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- H. **Approval of disbursement of funds in the amount of \$100,000 to Prairieland Foods, LLC, under the Community Development Block Grant – Reuse Economic Development Loan Program Financing.**

**MOTION:** Raybould moved and Heier seconded approval of the disbursement of funds. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- I. **An amendment to County Contract C-09-0137 with Legacy International, Inc., d/b/a Legacy Communications, for inmate phone services at County Correctional Facilities. The amendment renews the agreement from March 24, 2012, to April 23, 2012, and thereafter automatically renews on a month-to-month basis unless cancelled. (C-12-0169)**

**MOTION:** Heier moved and Raybould seconded approval of the amendment. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- J. **An amendment to County Contract C-08-0365 between R&C Concrete, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for pavement construction services. The amendment renews the contract from March 26, 2012, to July 31, 2012, and verifies compliance with the Employee Classification Act. (C-12-0170)**

**MOTION:** Heier moved and Raybould seconded approval of the amendment. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**NEW BUSINESS CONTINUED:**

- K. **A utility relocation agreement with Magellan Pipeline Company, LP, in the amount of \$10,084 to relocate petroleum line facilities for a road rebuild project on Denton Road between SW 12<sup>th</sup> Street and SW 56<sup>th</sup> Street; Project STPE-3305(9). (C-12-0171)**

**MOTION:** Raybould moved and Heier seconded approval of the agreement. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- L. **A political subdivision tort claim filed against Lancaster County Corrections by Billie Ruyle for damaged property in the amount of \$95.**

**MOTION:** Heier moved and Raybould seconded denial of the tort claim based on the department director's recommendation. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- M. **A political subdivision tort claim filed against Lancaster County Corrections by Nyarika Dobuony for damaged property in the amount of \$95.**

**MOTION:** Heier moved and Raybould seconded denial of the tort claim based on the department director's recommendation. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- 7) **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. **Receive and place on file the monthly reports for March 2012 for the following:**
1. **County Clerk**
  2. **Clerk of the District Court**
  3. **County Assessor/Register of Deeds**
  4. **County Records & Information Management**
  5. **County Sheriff**

**MOTION:** Raybould moved and Heier seconded approval of the consent items. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

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

No one appeared for public comment.

- 9) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, April 12, 2012, at 8:30 a.m., in Room 113 on the first floor of the County-City Building.**

**ANNOUNCEMENTS CONTINUED:**

- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, April 17, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- C. The Lancaster County Board of Commissioners meeting is broadcast live. It is rebroadcast on Tuesday and Saturday 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](http://www.lancaster.ne.gov). Click on 5 City-TV Video on Demand.
- D. The County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto:commish@lancaster.ne.gov).

10) **ADJOURNMENT**

**MOTION:** Raybould moved and Heier seconded to adjourn the Board of Commissioners meeting at 9:58 a.m. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

*Dan Nolte*

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**Dan Nolte**  
Lancaster County Clerk



**MINUTES**  
**LANCASTER COUNTY BOARD OF EQUALIZATION**  
**TUESDAY, APRIL 10, 2012**  
**COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**IMMEDIATELY FOLLOWING THE LANCASTER COUNTY**  
**BOARD OF COMMISSIONERS MEETING**

*Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on April 6, 2012.*

Commissioners            present:    Deb Schorr, Chair  
    Bernie Heier  
    Jane Raybould

Commissioners absent:    Larry Hudkins, Vice Chair  
    Brent Smoyer

Others present:                Scott Gaines, Deputy County Assessor/Register of Deeds  
    Kerry Eagan, Chief Administrative Officer  
    Gwen Thorpe, Deputy Chief Administrative Officer  
    Brittany Behrens, Deputy County Attorney  
    Dan Nolte, County Clerk  
    Cori Beattie, Deputy County Clerk  
    Angela Zocholl, County Clerk's Office

The location announcement of the Nebraska Open Meetings Act was given and the meeting was called to order at 9:58 a.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 3, 2012.**

**MOTION:** Raybould moved and Heier seconded approval of the minutes. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

- 2) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS** (See attached additions and deductions)

**MOTION:** Heier moved and Raybould seconded approval of the additions and deductions. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

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

Capital Humane Society  
Christ's Place  
Church of Jesus Christ of Latter-Day Saints  
Cornhusker Council, Boy Scouts of America  
Nebraska Wesleyan University

**MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:**

**North American Martyrs Church/School**

**MOTION:** Raybould moved and Heier seconded approval of the motor vehicle tax exemption applications. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**4) NOTICE OF TAXABLE STATUS:**

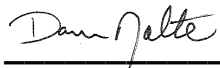
**City of Lincoln**

Scott Gaines, Deputy County Assessor/Register of Deeds, said the HWS building recently purchased by the City and County would remain on the tax roll as it is being used for private purposes.

**MOTION:** Heier moved and Raybould seconded approval to send the notice. Heier, Raybould and Schorr voted aye. Hudkins and Smoyer were absent. Motion carried 3-0.

**5) ADJOURNMENT**

**MOTION:** Raybould moved and Heier seconded to adjourn the Board of Equalization meeting at 10:00 a.m. Raybould, Heier and Schorr voted aye. Hudkins and Smoyer absent. Motion carried 3-0.



**Dan Nolte**  
**Lancaster County Clerk**

