

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 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 July 6, 2012.

Commissioners present: Deb Schorr, Chair
Larry Hudkins, Vice Chair
Bernie Heier
Jane Raybould
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 9:30 a.m.

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

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

Smoyer entered the meeting.

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

MOTION: Heier moved and Raybould seconded approval of the claims. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

3) **SPECIAL PRESENTATIONS:**

- A. **Annual Campaign Against Hunger, July 9-20, 2012 – Scott Young, Food Bank of Lincoln; Minette Genuchi, County Coordinator; and Elaine Severe, City Coordinator. (See 5A for correlating item.)**

Scott Young thanked the County for their contributions to the Food Bank and discussed the large need within the County. He recognized Minette Genuchi and Elaine Severe for their work as County and City coordinators. Young explained the virtual food drive, which allows donations on the Food Bank's web site. Genuchi reminded everyone the employee picnic would take place on Friday, July 13, as well as numerous fundraisers over the next few weeks.

SPECIAL PRESENTATIONS CONTINUED:

- B. Introduction of Roland Morgan and Becky Perrett, appointees to the Lancaster County Visitors Promotion Committee – Jeff Maul, Convention & Visitors Bureau Vice President-Executive Director; and Steve Hilton, Visitors Promotion Committee Chair. (See 5B for correlating item.)**

Jeff Maul noted the functions of the Visitors Promotion Committee, including acting as a consultant to the County Board, monitoring and maintaining a working relation with the Convention and Visitors Bureau, reviewing the budget and making recommendations, and promoting a better understanding and seeking community support in the role of tourism. Maul introduced Roland Morgan and Becky Perrett; each discussed their background.

4) OLD BUSINESS:

- A. Setting the salary of Morgan Smith, Deputy Lancaster County Attorney, at \$56,000 per year, effective June 29, 2012.**

Doug Cyr, Deputy County Attorney, discussed Morgan Smith's background. He said Smith would be covering child support enforcement.

MOTION: Hudkins moved and Smoyer seconded approval of the salary. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

5) NEW BUSINESS:

- A. A resolution proclaiming the period of July 9-20, 2012, as the annual "Campaign Against Hunger". (R-12-0051)**

MOTION: Smoyer moved and Hudkins seconded approval of the resolution. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

- B. Appointment of Roland Morgan and Becky Perrett to the Lancaster County Visitors Improvement Committee for terms beginning July 1, 2012, and ending June 30, 2016.**

MOTION: Smoyer moved and Hudkins seconded approval of the appointments. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- C. A request for an exceptional circumstance award under Rule 17.9(6) of the Lancaster County Personnel Rules for Minette Genuchi in the amount of \$500.**

Kerry Eagan, Chief Administrative Officer, said Genuchi volunteered to assist Human Services during their transition between administrative assistants. He noted the time involved and the money saved by not hiring a temp for Human Services.

MOTION: Raybould moved and Smoyer seconded approval of the award. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

NEW BUSINESS CONTINUED:

- D. **A letter agreement with the State of Nebraska Department of Roads for federal and state funding to assist the County in the provision of transportation services for the general public in non-urban areas. Federal funds of \$41,817 and state funds of \$20,908, with a County match of \$20,909, shall be provided for the period beginning July 1, 2012, and ending June 30, 2013. (C-12-0393)**

MOTION: Hudkins moved and Raybould seconded approval of the letter agreement. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- E. **A resolution authorizing execution of a construction engineering services agreement with the Nebraska Department of Roads for County Bridge T-108, located on W. Sprague Road between SW 14th Street and SW 2nd Street. (R-12-0052) (C-12-0394)**

MOTION: Heier moved and Hudkins seconded approval of the resolution. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

- F. **A resolution authorizing execution of a construction engineering services agreement with the Nebraska Department of Roads for County Bridge M-127, located on NW 98th Street at W. Holdrege Street. (R-12-0053) (C-12-0395)**

MOTION: Smoyer moved and Hudkins seconded approval of the resolution. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- G. **A unit price contract between Johnson Controls, Inc., Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for miscellaneous mechanical (HVAC) services. The County will pay for products and services 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 all parties. (C-12-0396)**

MOTION: Hudkins moved and Heier seconded approval of the contract. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

- H. **A unit price contract between H&S Plumbing, Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for miscellaneous mechanical (HVAC) services. The County will pay for products and services 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 all parties. (C-12-0397)**

MOTION: Heier moved and Raybould seconded approval of the contract. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- I. **A unit price contract between Capitol Heating & Air Conditioning, Inc., Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for miscellaneous mechanical (HVAC) services. The County will pay for products and services 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 all parties. (C-12-0398)**

NEW BUSINESS CONTINUED:

MOTION: Heier moved and Hudkins seconded approval of the contract. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

- J. **A unit price contract between Benes Heating & Air Conditioning, Inc., Lancaster County, the City of Lincoln and the Lincoln-Lancaster County Public Building Commission for miscellaneous mechanical (HVAC) services. The County will pay for products and services 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 all parties. (C-12-0399)**

MOTION: Hudkins moved and Raybould seconded approval of the contract. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- K. **An amendment to County Contract C-12-0051 with BVH Architects for engineering and architectural services for space planning for potential renovation of the current Lancaster County Adult Detention Facility (LCADF). The amendment provides for testing of the LCADF reuse ground floor sally port and parking layout at a total cost not to exceed \$3,000. (C-12-0400)**

MOTION: Raybould moved and Hudkins seconded approval of the amendment. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

- L. **An agreement between Dustin Bartley and Lancaster County, on behalf of the Lancaster County Department of Community Corrections, to provide substance abuse treatment to participants in Pretrial Release and Adult Drug Court. The County shall pay \$25 per hour, not to exceed 50 hours per week, for the services provided. Term of the agreement is July 1, 2012, to June 30, 2013. (C-12-0401)**

MOTION: Smoyer moved and Hudkins seconded approval of the agreement. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- M. **An agreement with Electronic Contracting Company for fire alarm inspection services at the Lancaster County Community Mental Health Center. The County will pay \$800 for inspections done in 2012. (C-12-0402)**

MOTION: Heier moved and Smoyer seconded approval of the agreement. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

- N. **A contract between WARJAR, Inc., on behalf of Wendell Roscoe, MA, LADC, LMHP, and Lancaster County, on behalf of the Lancaster County Mental Health Center, for certified alcohol and drug abuse counselor services. The services will be provided at the rate of \$30 per hour for up to 20 hours per week. Term of the contract is from the date of execution to June 30, 2013. (C-12-0403)**

MOTION: Raybould moved and Hudkins seconded approval of the contract. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

NEW BUSINESS CONTINUED:

- O. **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 \$939,751 for the services provided. Term of the agreement is August 1, 2012, to July 31, 2013. (C-12-0404)**

MOTION: Heier moved and Hudkins seconded approval of the agreement. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- P. **A licensing agreement with Swank motion Pictures, Inc., for showing videocassette movies at the Youth Services Center. The County will pay \$300 for the license. Term of the agreement is July 1, 2012, to June 30, 2013. (C-12-0405)**

MOTION: Smoyer moved and Hudkins seconded approval of the agreement. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

- Q. **An agreement with Kristy Bauer, Attorney at Law, and Lancaster County, on behalf of the Human Services Department, for professional legal services to screen and review juvenile law and truancy violations and to provide assistance with School Multi Agency Response Team meetings and truancy intervention programs. The County shall pay up to \$3,602.58 for the services. Term of the contract is July 1, 2012, to September 30, 2012. (C-12-0406)**

MOTION: Heier moved and Raybould seconded approval of the agreement. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

- R. **A political subdivision tort claim filed against Lancaster County Corrections by Troy Smith in the amount of \$452.**

MOTION: Heier moved and Hudkins seconded denial of the tort claim based on the department director's recommendation. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

- 6) **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 following monthly reports for June 2012:**

1. **County Clerk**
2. **County Assessor/Register of Deeds**
3. **Clerk of the District Court**
4. **County Records & Information Management**

- B. **A right-of-way contract between the County Engineer and Nancy L. Becker and Kathy L. Menke, SW 114th Street and Wittstruck Road, in the amount of \$750; Project CP-U-70. (C-12-0407)**

CONSENT ITEMS CONTINUED:

- C. Setting of public hearings on Tuesday, July 17, at 9:30 a.m., in Room 112 on the first floor of the County-City Building, regarding the following:
 - 1. County Change of Zone No. 12015, a text amendment to the Lancaster County Zoning Resolution to add provisions for AG Preservation lots and to amend the density calculations and bonuses for AG and AGR residential Community Unit Plans.
 - 2. County Miscellaneous No. 12004, a text amendment to the Lancaster County Land Subdivision Resolution to remove provisions for Administrative Subdivision Permits and to allow Final Plats without a Preliminary Plat and to amend the Design Standards to provide guidance for AG Preservation lots.

MOTION: Hudkins moved and Raybould seconded approval of the consent items. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

- 7) **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.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 12, 2012, 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, July 17, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- C. A joint County-City public hearing will be held on Tuesday, July 17, at 1:00 p.m., in Room 112 on the first floor of the County-City Building, regarding the appeal of County Special Permit 12015 and City Special Permit 12016 for a recreational facility on property split in jurisdiction, generally located at SW 29th Street and W. Wittstruck Road.
- D. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- E. 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 lancaster.ne.gov. Click on 5 City-TV Video on Demand.

9) **ADJOURNMENT**

MOTION: Raybould moved and Hudkins seconded to adjourn the Board of Commissioners meeting at 9:59 a.m. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JULY 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 Equalization meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on July 6, 2012.

Commissioners present: Deb Schorr, Chair
Larry Hudkins, Vice Chair
Bernie Heier
Jane Raybould
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 9:59 a.m.

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

MOTION: Hudkins moved and Raybould seconded approval of the minutes. Hudkins, Raybould, Heier, Smoyer and Schorr voted aye. Motion carried 5-0.

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

MOTION: Raybould moved and Smoyer seconded approval of the additions and deductions. Raybould, Heier, Smoyer, Hudkins and Schorr voted aye. Motion carried 5-0.

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

Villa Marie School

MOTION: Raybould moved and Hudkins seconded approval of the motor vehicle tax exemption applications. Heier, Smoyer, Hudkins, Raybould and Schorr voted aye. Motion carried 5-0.

4) **ADJOURNMENT**

MOTION: Raybould moved and Heier seconded to adjourn the Board of Equalization meeting at 10:01 a.m. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk

