

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 24, 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 20, 2012.

Commissioners present: Deb Schorr, Chair
Bernie Heier
Jane Raybould
Brent Smoyer

Commissioners absent: Larry Hudkins, Vice Chair

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 17, 2012.

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

2) **CLAIMS:** Approval of all claims processed through Tuesday, July 24, 2012.

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

3) **SPECIAL PRESENTATIONS:**

- A. **Lancaster County Visitors Improvement Fund grant to the Lancaster County Agricultural Society for the "Go Fish" performance during Faith and Family day at the Lancaster County Super Fair on August 5, 2012 – Julie Burton, Assistant Managing Director of the Lancaster Event Center. (See 4A for correlating item.)**

Julie Burton distributed a flier on the performance (Exhibit A). She explained the event is a free concert for kids and is expected to attract a new audience. Burton said fair tickets could be obtained free from Russ's, Supersaver and Casey's.

4) **NEW BUSINESS:**

- A. **A Lancaster County Visitors Improvement Fund grant contract in the amount of \$10,000 with the Lancaster County Agricultural Society as the grantee and Lancaster County as the grantor for the purpose of funding the "Go Fish" performance on Faith and Family Day at the Lancaster County Super Fair on August 5, 2012. (C-12-0420)**

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

- B. **Appointment of Pam Dingman to the Lancaster County Budget Monitoring Committee.**

Dennis Meyer, Budget & Fiscal Director, introduced Pam Dingman who discussed her background.

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

- C. **A resolution in the matter of an appeal of County Special Permit No. 12015, requested by Radix, Inc., to provide authority to convert County Special Permit No. 07032 for a club, to a permit for a recreational facility and to expand the number of participants, on property generally located at SW 29th Street and W. Wittstruck Road, Lancaster County, Nebraska. (R-12-0057)**

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

- D. **A resolution in the matter of County Change of Zone No. 12015, a text amendment to the Lancaster County Zoning Resolution, Article 4, AG Agricultural District, to add provisions for AG Preservation lots, and to amend Article 14, CUP Community Unit Plan, to change the density calculations and bonuses for AG Agricultural and AGR Agricultural Residential Community Unit Plans, as provided in Attachment "A". (R-12-0058)**

MOTION: Smoyer moved and Raybould seconded approval of the resolution. Smoyer, Raybould and Schorr voted aye. Heier abstained. Hudkins was absent. Motion carried 3-0 with one abstention.

- E. **A resolution in the matter of County Miscellaneous No. 12004, a text amendment to the Lancaster County Subdivision Regulations, Chapter 3, Procedure, to remove provisions for Administrative Subdivision Permits and to allow Final Plats without a Preliminary Plat, and to amend Chapter 4, Design Standards, to provide guidance for AG Preservation lots, as provided in Attachment "A". (R-12-0059)**

MOTION: Smoyer moved and Raybould seconded approval of the resolution. Smoyer, Raybould and Schorr voted aye. Heier abstained. Hudkins was absent. Motion carried 3-0 with one abstention.

Heier discussed the history of the 20-acre rule and attempts at other changes to the regulations, including the 160-acre rule (one house per 160 acres), the build-through (laying out roads, pipes, etc. prior to development) and the point system (based on the number of trees, rocks, etc.). Heier cautioned the Board to know the preliminary work cost before doing a build-through.

NEW BUSINESS CONTINUED:

Raybould commended the Planning Department for finding a way to increase the number of buildable lots without going over the density limit. She felt there was an abundance of buildable lots.

- F. Approval of sale and quitclaim deed from Lancaster County, as grantor, to Norman LeGrande, as grantee, for property legally described as part of the SE ¼ of Section 15, and a part of the NE ¼ of Section 22, both in Township 9 North, Range 6 East of the 6th Principal Meridian, Lancaster County, Nebraska.**

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

- G. A mini-grant contract application and award from the Nebraska Office of Highway Safety to the Lancaster County Sheriff's Office to operate sobriety checkpoints in conjunction with the National "You Drink & Drive. You Lose." campaign. (C-12-0421)**

Terry Wagner, County Sheriff, said this is an annual campaign funded through the Nebraska Office of Highway Safety for a sobriety checkpoint and saturation patrols throughout the County.

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

- H. A purchase agreement between Kasseburg Canine Training Center and Lancaster County, on behalf of the Lancaster County Sheriff, for one untrained dog suitable for the purpose of training in the areas of patrol operations and detection. The selected canine will cost \$8,500. (C-12-0422)**

Terry Wagner said the previous dog developed a medical condition and a new dog would need to be purchased. Private donations cover expenses for the dog with the exception of the deputy's wages and the vehicle.

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

- I. An agreement between Parallels and Lancaster County, on behalf of the Lancaster County Drug Court, for substance use evaluation services for persons placed in the Adult Drug Court. The County will pay \$150 per evaluation. Term of the agreement is July 1, 2012, to June 30, 2013. (C-12-0423)**

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

- J. An agreement with the Child Guidance Center for the services of an internal case manager and for the provision of substance abuse evaluations for youth at the Youth Services Center. The County will pay \$69,333.39 for the services of the case manager and \$65,710.07 for substance abuse evaluations for a total amount up to \$135,043.46. Term of the agreement is July 1, 2012, to June 30, 2013. (C-12-0424)**

NEW BUSINESS CONTINUED:

Item was held per the County Attorney.

- K. **An agreement with the Nebraska Department of Health and Human Services, Division of Behavioral Health Lincoln Regional Center, on behalf of the Community Mental Health Center (CMHC), to provide community based sex offender management as part of CMHC's STOP program. The department will pay the County \$700 per person per month for the services provided. Term of the agreement is July 1, 2012, to September 30, 2012. (C-12-0425)**

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

- L. **An agreement with Kissel/E&S Associates for the provision of legislative consulting services to the County. The agreement shall be for a two-year period, commencing November 1, 2012, and terminating October 31, 2014. The County shall pay the contractor \$53,000 per year for each year of the contract. (C-12-0426)**

MOTION: Heier moved and Smoyer seconded approval of the agreement. Heier, Smoyer and Raybould voted aye. Schorr abstained. Hudkins was absent. Motion carried 3-0 with one abstention.

- M. **A renewal of an agreement with Ameritas Group for the administration of the Lancaster County vision plan from January 1, 2013, to December 31, 2014. The current plan and rates will be the same for the period of January 1, 2013, to December 31, 2014. (C-12-0427)**

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

- N. **A renewal of an agreement with Ameritas Group for the administration of the Lancaster County self-insured dental plan from January 1, 2013, to December 31, 2014. The monthly fee of \$4.47 per enrolled employee will be applicable for January 1, 2013, to December 31, 2014. (C-12-0428)**

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

- O. **Approval of the City of Lincoln/Lancaster County Federal Motor Carrier Safety Administration Program, Drug and Alcohol Testing Program and Policy.**

Item was held per the County Attorney.

- 5) **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:***

CONSENT ITEMS CONTINUED:

- A. Receive and place on file the County Engineer and GIS quarterly reports for April, May and June 2012.
- B. Setting of a public hearing on Tuesday, August 7, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building regarding an amusement license application from Community CROPS for a fundraiser at 4000 West F Street on August 25, 2012.
- C. Setting of public hearings on Tuesday, August 28, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building regarding the following:
 - 1. Keno Fund Projects (on file with the County Budget and Fiscal Office)
 - 2. Lancaster County's Proposed Budget for Fiscal Year 2012-2013

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

- 6) **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.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a budget work session on Tuesday, July 24, 2012, immediately following the regular County Board of Commissioners meeting, 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, July 26, 2012, 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, July 31, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- 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.

8) **ADJOURNMENT**

MOTION: Heier moved and Raybould seconded to adjourn the Board of Commissioners meeting at 9:57 a.m. Smoyer, Raybould, Heier and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk



**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, JULY 24, 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 20, 2012.

Commissioners present: Deb Schorr, Chair
Bernie Heier
Jane Raybould
Brent Smoyer

Commissioners absent: Larry Hudkins, Vice Chair

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 9:57 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 17, 2012.**

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

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 and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

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

**American Red Cross – Cornhusker Chapter
BryanLGH Medical Center
Christ Lutheran Church
Developmental Services of Nebraska
Indian Hills Community Church**

MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:

Trinity United Methodist Church

MOTION: Raybould moved and Smoyer seconded approval of the motor vehicle tax exemptions applications. Heier, Smoyer, Raybould and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

4) **ADJOURNMENT**

MOTION: Smoyer moved and Raybould seconded to adjourn the Board of Equalization meeting at 9:59 a.m. Smoyer, Raybould, Heier and Schorr voted aye. Hudkins was absent. Motion carried 4-0.

Dan Nolte

Dan Nolte
Lancaster County Clerk





Faith & Family Day

Sunday, August 5

Lancaster County Super Fair

“Go Fish” is a free performance during the Faith & Family Day at the Lancaster County Super Fair. For a band that now consistently sells out children's concerts from coast to coast, it is apparent how truly unique “Go Fish” is. Parents and grandparents will find songs they can not only sing by heart, but will have fun teaching to the kids in their lives. “Go Fish” has appeared on The Today Show and before a capacity crowd at St. Paul's Xcel Energy Center. “Go Fish” will draw an audience from surrounding communities and as far as Omaha, NE.

The “Go Fish” performance during Faith and Family Day is designed to add an additional attraction to the Lancaster County Super Fair in an effort to draw a unique and expanded audience that may have not attended the fair in the past. It is a day focused on the family with free fun and educational activities, informational booths from a variety of organizations that focus on the family and designed for kids.

