

**MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
TUESDAY, OCTOBER 23, 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 October 19, 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  
Richard Grabow, 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, October 16, 2012.**

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

2) **CLAIMS: Approval of all claims processed through Tuesday, October 23, 2012.**

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

3) **NEW BUSINESS:**

- A. **Liability insurance coverage with National Legal Aid and Defender Association (NLADA) Service Corporation for the Lancaster County Public Defender's Office, in the amount of \$6,130.56. The policy begins on November 1, 2012, for a period of 12 months.**

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

- B. **A resolution in the matter of striking uncollectible property tax from the tax list. (R-12-0088)**

## **NEW BUSINESS CONTINUED:**

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

- C. **A resolution and agreement with the Nebraska Department of Roads for Lancaster County to be reimbursed for construction engineering performed between November 1, 2012, and November 1, 2013, for West Denton Road between SW 56<sup>th</sup> Street and SW 12<sup>th</sup> Street; Project STPE-3305(9). There is no cost to the County. (R-12-0089) (C-12-0606)**

Don Thomas, County Engineer, said this is a standard reimbursement agreement for work done by the County Engineer's Office. Hudkins asked when the project would be completed. Thomas said tree removal would start this fall but he was unable to confirm a completion date.

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

- D. **A recommendation from the Purchasing Agent and the County Engineer to award a bid to Hartmann Construction Company in the amount of \$696,659.41 for grading construction. (B-12-0036)**

Don Thomas said the bid is \$70,000 over estimate as Federal standards changed, resulting in a change to the quantity of box culverts needed. Work is being done with a consulting firm who has a design standard for box culverts close to the Nebraska Department of Roads; use of this design could result in a savings. Thomas clarified that the work is being done on 98<sup>th</sup> Street between A Street and Van Dorn Street. Currently trees are being cleared for the project. In the spring, the road will be closed, culverts will be built and grading will begin with possible completion in September. In response to Hudkins' question, Thomas said he would consider starting on the box culverts before spring but he cautioned tearing up the road when bad weather could become a problem.

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

- E. **Utility Permit No. 1079 for Lancaster Rural Water District No. 1 for the installation of one mile of water line along the east portion of SW 14<sup>th</sup> Street between Nebraska Highway 33 and W. Wittstruck Road. (C-12-0607)**

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

- F. **An amendment to County Contract C-11-0588 between All Road Barricades, Inc., Lancaster County and the City of Lincoln for the annual supply of traffic channelizing and barricade devices. The amendment adjusts pricing per Attachment A and renews the contract for an additional one-year term from November 8, 2012, to November 7, 2013. (C-12-0608)**

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

## **NEW BUSINESS CONTINUED:**

- G. **A contract with Racom Corporation for the purchase and installation of a radio system for use at the new correctional facility. Lancaster County will pay Racom \$284,049.80 under the contract. (C-12-0609)**

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

- H. **A grant contract with Clyde Malone Community Center, Inc., to provide funding in the amount of \$10,000 for the Talented Tenth Scholar's Program. Term of the contract is July 1, 2012, to June 30, 2013. (C-12-0610)**

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

- I. **A grant contract with LUX Center for the Arts to provide funding in the amount of \$8,000 for the Artist Inside Program. Term of the contract is July 1, 2012, to June 30, 2013. (C-12-0611)**

Schorr noted the federal grant dollars were for a program with the Youth Services Center.

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

- J. **An organization application report and organization provider application with Magellan Behavioral Health, Inc., for reimbursement of services provided by the Community Mental Health Center of Lancaster County. (C-12-0612)**

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

- K. **An agreement with Nebraska Trauma 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 Nebraska Trauma 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-12-0613)**

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

- 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:***

## **CONSENT ITEMS CONTINUED:**

- A. **Right-of-way contracts between the County Engineer and the following:**
1. Timothy & Cynthia Bittinger, NW 27<sup>th</sup> Street and W. Branched Oak Road, for \$292; Project CP-C-178 & 179. (C-12-0614) (C-12-0615) (C-12-0616)
  2. Doug & Dawn Joe, NW 27<sup>th</sup> Street and W. Branched Oak Road, as a donation; Project CP-C-179. (C-12-0617)
  3. Donald & Shirley Kovar, NW 27<sup>th</sup> Street and W. Branched Oak Road, as a donation; Project CP-C-178. (C-12-0618)
  4. Joan Millington, Trustee, NW 27<sup>th</sup> Street and W. Branched Oak Road, for \$120; Project CP-C-178. (C-12-0619) (C-12-0620)
  5. Lynn Nordstrom & J. Steve Nordstrom, Co-Trustees, N. 112<sup>th</sup> Street and Davey Road, as a donation; Project CP-A-66. (C-12-0621)
  6. Gary Brhel & David Brhel, SW 140<sup>th</sup> Street and Old Cheney Road, for \$1,459; Project CP-N-63. (C-12-0622)

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

- 5) **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.

## 6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 25, 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, October 30, 2012, at 9:30 a.m., in Room 112 on the first floor of the County-City Building.
- C. The County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto:commish@lancaster.ne.gov).
- D. 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](http://lancaster.ne.gov). Click on 5 City-TV Video on Demand.

## 7) **ADJOURNMENT**

**MOTION:** Raybould moved and Heier seconded to adjourn the Board of Commissioners meeting at 9:45 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, OCTOBER 23, 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 October 19, 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  
Richard Grabow, 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 9:45 a.m.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 16, 2012.**

**MOTION:** Hudkins moved and Smoyer 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 Heier 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:**

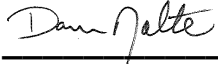
**Child Guidance Center**  
**Nebraska Crop Improvement Association**  
**Saint Paul United Methodist Church**  
**Tabitha, Inc.**

## **MOTOR VEHICLE TAX EXEMPTION APPLICATIONS CONTINUED:**

**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:** Smoyer moved and Raybould seconded to adjourn the Board of Equalization meeting at 9:46 a.m. Smoyer, Hudkins, Raybould, Heier and Schorr voted aye. Motion carried 5-0.



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

