

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 22, 2014**  
**COUNTY-CITY BUILDING, ROOM 112**  
**10:30 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 18, 2014.*

Commissioners present: Larry Hudkins, Chair  
Brent Smoyer, Vice Chair  
Roma Amundson  
Jane Raybould  
Deb Schorr

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 Chair called the meeting to order at 10:30 a.m. and the location of the Nebraska Open Meetings Act was announced.

1) **PLEDGE OF ALLEGIANCE**

Smoyer entered the meeting at 10:31 a.m.

2) **MINUTES: Approval of the minutes of the Board of Commissioners meetings held on Tuesday, July 15, 2014 (regular and Adult Reporting Center tour).**

**MOTION:** Smoyer moved and Amundson seconded approval of the minutes. Schorr, Amundson, Smoyer and Hudkins voted aye. Raybould abstained. Motion carried 4-0 with one abstention.

3) **CLAIMS: Approval of all claims processed through Tuesday, July 22, 2014.**

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

4) **SPECIAL PRESENTATION:**

A. **Introduction of James Davidsaver, Lincoln-Lancaster County Emergency Management Director. (See 6A for correlating item.)**

James Davidsaver introduced himself and provided information on his background, including his history in law enforcement. He discussed his goals for the new position.

5) **PUBLIC HEARINGS:**

- A. **Addition to a Class IB liquor license for Merle's Food & Drink, 8250 West O Street. (See 6B for correlating item.)**

The Chair opened the public hearing. No one appeared to testify. Hudkins said the applicant, Benjamin Lynch, was unable to attend the public hearing, so he met with Lynch prior to the meeting. Hudkins said the business has a clean record other than one violation in 2011 for serving an intoxicated person. He noted the license expansion would include an outdoor patio area. The Chair closed the public hearing.

6) **NEW BUSINESS:**

- A. **Setting of the salary for James Davidsaver, Lincoln-Lancaster County Emergency Management Director, at \$68,000 per year, effective July 31, 2014, with a salary review after six months of service.**

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

- B. **Resolution in the matter of an application for an addition to the Class IB liquor license for Merle's Food and Drink, located at 8250 West O Street, Lincoln, Lancaster County, Nebraska. (R-14-0040)**

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

- C. **Resolution in support of the application of Lancaster County, Nebraska, for federal assistance from the Recreational Trails Program for the purpose of constructing a new bridge in Wilderness Park over Salt Creek Road between S. 14<sup>th</sup> Street and Saltillo Road. (R-14-0039)**

Terry Genrich, Lincoln Parks and Recreation, said the City of Lincoln wants to apply for funding for a new bridge in Wilderness Park. The funding agency requires the application to be submitted in the name of the owner of the property, which is the County. The City will pass a resolution as well since they will provide funding and maintain the bridge.

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

- D. **Special designated license application from JSD, LLC, for an event on August 16, 2014, at 12900 N. 14th Street, Raymond.**

Schorr noted the event was a fundraiser at the Capital City Horse & Pony Club.

**MOTION:** Raybould moved and Smoyer seconded approval of the special designated license. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.

**NEW BUSINESS CONTINUED:**

- E. **Special designated license application from Meier's Cork 'N Bottle for an event on August 9, 2014, at 3130 N. 112th Street, Lincoln.**

Raybould noted the event was a fundraiser for Community CROPS.

**MOTION:** Raybould moved and Smoyer seconded approval of the special designated license. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

- F. **Recommendation from the Purchasing Agent to award a bid to All Road Barricades, Inc., at a total cost of \$10,000 (\$2,500 per year for four years) for the annual requirements of emergency incident management rental device services. (B-14-0028)**

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

- G. **Amendment to County Contract C-13-0471 with Continuum Energy for the annual supply of natural gas. (C-14-0366)**

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

- H. **Amendment to County Contract C-13-0548 with Maxwell Products, Inc., for the annual supply of liquid asphalt PG 64-22 crack filler. The amendment renews the agreement for an additional one-year term from November 5, 2014, to November 4, 2015. (C-14-0367)**

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

- I. **Amendment to Country Contract C-12-0495 with Crop Production Services for the annual supply of brush killer. The amendment renews the agreement for an additional one-year term from August 28, 2014, to August 27, 2015. (C-14-0368)**

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

- J. **Amendment to County Contract C-12-0344 with iPrint Technologies for the annual supply of printer cartridges. The amendment renews the agreement for an additional one-year term from August 1, 2014, to July 31, 2015. (C-14-0369)**

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

- K. **Amendment to County Contract C-14-0345 with the Tree House, Inc., for the annual supply of printer cartridges. The amendment renews the agreement for an additional one-year term from August 1, 2014, to July 31, 2015. (C-14-0370)**

**NEW BUSINESS CONTINUED:**

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

- L. **Agreement between the Nebraska Air National Guard and Lancaster County, on behalf of the County Sheriff, for use of the County Firearms Range for training and qualification testing. Term of the agreement is one year from the date of execution. (C-14-0371)**

Terry Wagner, County Sheriff, said this is an extension of their current agreement, which has worked well.

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

- M. **Agreement between Brenda Mueller 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 25 hours per week, for the services provided. Term of the agreement is July 1, 2014, to September 30, 2014. (C-14-0372)**

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

- N. **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 \$175 per participant. Term of the agreement is July 1, 2014, to June 30, 2015. (C-14-0373)**

Raybould said cost to the taxpayers is only \$16 per day for people approved to participate. In comparison, cost of housing them in jail would be just over \$90 per day.

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

- O. **Agreement with Region V Systems for Emergency Protective Custody (EPC) services at the Mental Health Crisis Center. Region V will enter into separate agreements with referring counties who will send acutely mentally ill individuals to Lancaster County. The County will be paid \$121 per individual for the County fee and \$53 from the rural pool for each individual. Term of the agreement is July 1, 2014, to June 30, 2015. (C-14-0374)**

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

**NEW BUSINESS CONTINUED:**

- P. **Amendment to County Contract C-14-0157 with CenterPointe for administration and operation of the Community Transition Program at The Heather. The amendment renews the agreement for an additional one-year term from July 1, 2014, to June 30, 2015. (C-14-0375)**

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

- 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 following:**
1. **County Sheriff monthly report for June 2014**
  2. **County Attorney quarterly report for April-June 2014**
  3. **Nebraska Surface Transportation Program Book 2015-2020**

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

- 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 Board of Commissioners will hold a staff meeting on Thursday, July 24, 2014, at 8:30 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).**
- B. **The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, July 29, 2014, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) with the Board of Equalization immediately following.**
- 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 the internet at [lancaster.ne.gov](http://lancaster.ne.gov) under 5 City-TV, Video on Demand or 5 City-TV on YouTube.**

10) **ADJOURNMENT**

**MOTION:** Raybould moved and Amundson seconded to adjourn the Board of Commissioners meeting at 10:51 a.m. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

*Dan Nolte*

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



**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, JULY 22, 2014  
COUNTY-CITY BUILDING, ROOM 112  
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 18, 2014.*

Commissioners present: Larry Hudkins, Chair  
Brent Smoyer, Vice Chair  
Roma Amundson  
Jane Raybould  
Deb Schorr

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 Chair called the meeting to order at 10:51 a.m. and the location of the Nebraska Open Meetings Act was announced.

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 15, 2014.**

**MOTION:** Schorr moved and Amundson seconded approval of the minutes. Schorr, Amundson, Smoyer and Hudkins voted aye. Raybould abstained. Motion carried 4-0 with one abstention.

2) **ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS:**

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

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

**Calvary Cemetery & Mausoleum  
Capital Humane Society  
Child Guidance Center  
Fellowship Baptist Church  
Sisters of Mary, Queen of Mercy  
Trinity United Methodist Church**

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

4) **NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSE:**

**Andermatt, LLC  
David & Lynn Banks  
Maureen Bausch  
Richard & Carmen Flynn  
Lloyd & Terri Jakoubek  
Drew & Carrie Kotil  
Fred & Lisa Long  
Corey Matulka**

**Ryan Omel  
Fred & Virginia Schelert  
Spanish Oaks, Inc.  
Karen Spath  
James Stuart  
Annette Wiechert  
Nicholas & Krista Zobel  
Zobel Investments, Inc.**

Scott Gaines, Deputy County Assessor/Register of Deeds, said the valuation changes correspond to recently approved Greenbelt applications. There is a 30-day protest process if necessary. Hudkins asked if the values were higher or lower than the previous values. Gaines said Greenbelt usually results in a lower value with only a few exceptions.

**MOTION:** Schorr moved and Smoyer seconded approval of the valuation change notices based on the County Assessor's recommendation. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

5) **NOTICE OF PROPOSED CHANGE IN EXEMPTION STATUS:**

**Faith United Methodist Church  
Grace United Methodist Church**

**Heartland Bible Church  
Warren United Methodist Church**

Scott Gaines recommended the exemptions be removed. Heartland Bible Church notified his office that the home on the property is now being rented and no longer used for religious purposes. Faith United Methodist Church, Grace United Methodist Church and Warren United Methodist Church have all been sold to New Hope United Methodist Church who has submitted a new exemption application (Item 6).

**MOTION:** Amundson moved and Smoyer seconded approval of the changes in exemption status. Schorr, Raybould, Amundson, Smoyer and Hudkins voted aye. Motion carried 5-0.

6) **PROPERTY TAX EXEMPTION APPLICATIONS:**

**F Street Neighborhood Church  
Heartlands Church  
Lincoln Memorial Cemetery**

**My Bridge Radio  
New Hope United Methodist Church**

Scott Gaines recommended approval of all the applications except for Lincoln Memorial Cemetery, which is for profit ownership and not eligible for exemption. He said further information was requested from the Cemetery, but none was received, so denial is recommended.

**MOTION:** Schorr moved and Raybould seconded approval of the exemption applications for F Street Neighborhood Church, Heartlands Church, My Bridge Radio and New Hope United Methodist Church and denial of the exemption application for Lincoln Memorial Cemetery based on the County Assessor's recommendation. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.



7) **ADJOURNMENT**

**MOTION:** Raybould moved and Raybould seconded to adjourn the Board of Equalization meeting at 10:56 a.m. Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

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

