

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, SEPTEMBER 23, 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 September 19, 2014.

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

Others present: Kerry Eagan, 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 10:31 a.m., the pledge of allegiance was recited and the location of the Nebraska Open Meetings Act was announced.

PLEDGE OF ALLEGIANCE

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, September 16, 2014.**

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.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, September 23, 2014.**

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

- 3) **SPECIAL PRESENTATION:**

- A. **Recognition of the IMPACT organization and their "Notable Nebraskans, Dead or Alive, Famous or Obscure" art exhibit at the County-City Building – Liz Shea-McCoy, Exhibit Coordinator.**

Liz Shea-McCoy discussed use of the County-City Building for art exhibits, including the IMPACT organization's current exhibit. She showed examples of current pieces, which are on display through November.

4) **NEW BUSINESS:**

- A. **Recommendation from Purchasing and the County Engineer to issue a purchase order to NMC, Inc., for one vibratory dual drum roller at a total cost of \$28,995. (B-14-0033)**

Pam Dingman, County Engineer, said the current equipment is outdated and unsafe. She felt this equipment is used enough to warrant purchasing new versus renting. She noted the second lowest bidder was recommended since maintenance can be done locally with this company.

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

- B. **Contract with Floors, Inc., for the annual requirements of carpet maintenance services at the Lancaster County Adult Detention Facility on an as-needed basis. Term of the agreement is three years from the date of execution. (C-14-0492)**

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

- C. **Contract with GBS Corporation for the annual requirements of file folders. Term of the agreement is four years from the date of execution. (C-14-0493)**

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

- D. **Amendment to County Contract C-13-0033 with National Paper Company, Inc., for the annual supply and delivery of warewashing and laundry chemicals. The amendment renews the agreement for an additional one-year term from August 1, 2014, to July 31, 2015, and provides for a 1.5% increase for the items listed on Attachment A. (C-14-0494)**

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

- E. **Amendment to County Contract C-13-0530 with Executive Janitorial Corporation for cleaning services at the Cherrycreek Road facilities. The amendment renews the agreement for an additional one-year term from October 21, 2014, to October 20, 2015, and provides for a price increase per Attachment A. (C-14-0495)**

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

- F. **2014 sub-recipient agreement for the 2014 Emergency Management Performance Grant from the Nebraska Emergency Management Agency (NEMA). Term of the agreement is July 1, 2014, to June 30, 2015. (C-14-0496)**

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

NEW BUSINESS CONTINUED:

- G. **Grant contract with Voices of Hope to provide funding in the amount of \$5,000 for the Crisis Intervention and Advocacy program. Term of the grant contract is July 1, 2014, to June 30, 2015. (C-14-0497)**

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

- H. **Grant contract with The HUB, Inc., to provide funding in the amount of \$10,000 for the Youth and Community Together (YouthACT) program. Term of the grant contract is July 1, 2014, to June 30, 2015. (C-14-0498)**

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

- I. **Grant contract with the United Way of Lincoln and Lancaster County to provide funding in the amount of \$5,000 for the Grants Management Software Program and \$1,250 for the Food Distribution Services Point Project. Term of the contract is July 1, 2014, to June 30, 2015. (C-14-0499)**

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

- J. **Agreement with Great Plains Appraisal, Inc., for services of qualified professional appraisers to assist the Lancaster County Assessor's Office in performing the appraisal functions necessary to process the Tax Equalization and Review Commission (TERC) appeals for the 2014 tax year. The contract also authorizes Great Plains Appraisal, Inc., to process the TERC appeals for the 2013 tax year and any other TERC cases between the 2003 and 2013 tax years that have not been completed. The total compensation for services will not exceed \$200,000. (C-14-0500)**

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

- K. **Agreement between Lancaster County, on behalf of the Lancaster County Election Commissioner, and Steve McClatchey for the delivery of voting machines and other miscellaneous equipment to several polling locations for the general election to be held on Tuesday, November 4, 2014. The County will pay \$53 per polling location for the delivery service. (C-14-0501)**

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

- L. **Agreement with Joyce Schmeckle, Ph.D., d/b/a Schmeckle Research, for program evaluation services for the Adult Recidivism Reduction Project. The County will pay up to \$7,500 for services rendered. Term of the agreement is June 1, 2014, to February 28, 2016. (C-14-0502)**

NEW BUSINESS CONTINUED:

Schorr noted that the funding for evaluation services comes from the Keno Prevention Fund.

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

M. Rental and catering agreement with Pinnacle Bank Arena for the Tri-County Meeting on October 23, 2014. (C-14-0503)

MOTION: Schorr moved and Raybould seconded approval of the agreement.

Hudkins said the rental fee has been waived due to the County's financial contribution to Pinnacle Bank Arena; the catering fee will still apply.

Amundson questioned if the motion should be modified to exclude the rental portion of the agreement.

Brittany Behrens, Deputy County Attorney, said the agreement could be approved with the understanding that the \$250 rental fee will not be paid by the County.

ROLL CALL: Amundson, Smoyer, Schorr, Raybould and Hudkins voted aye. Motion carried 5-0.

N. Agreement between Lancaster County and the City of Lincoln for animal control services in Lancaster County in the event of an emergency. (C-14-0504)

Judy Halstead, Lincoln-Lancaster County Health Department Director, explained that currently the County does not pay for animal control services and the City does not have jurisdiction in the County. The agreement would allow for services in the County during emergency disaster events.

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

O. Agreement with Kenneth and Joanne Mueller, regarding Final Plat 14004, Mueller Addition, on property generally located at S. 72nd Street and Roca Road. (C-14-0505)

Pam Dingman discussed the subdivision's substandard construction, including issues with pavement and insulation of pipes. She said the developer has agreed to an eight-year warranty or 70% occupancy of the subdivision prior to the County taking over road maintenance. The typical warranty is three years with 70% occupancy.

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

P. Systematic Alien Verification for Entitlements (SAVE) program termination certification statement for the Lancaster County Community Mental Health Center.

NEW BUSINESS CONTINUED:

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

Q. OPTUM recredentialing and certification documentation for the Lancaster County Crisis Center.

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

R. Insurance renewal for the Lancaster County Crisis Center.

MOTION: Smoyer moved approval of the insurance renewal.

Raybould questioned if the item should be held for further information.

Brittany Behrens said action must be taken by September 30. She noted that additional information had been requested from County Risk Management.

The consensus was to request representation from Risk Management and return to the item later in the meeting.

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:*

A. **Leasehold contract between the County Engineer and Douglas Janak, S. 176th Street & Pioneers Boulevard, for \$10. (C-14-0506)**

B. **Right-of-way contracts between the County Engineer and the following:**

1. **Gregory & Celeste Hall, NW 98th Street & W. Rock Creek Road, as a donation. (C-14-0507)**
2. **Lujean Boller, SW 84th Street & W. Yankee Hill Road, for \$1,036.50. (C-14-0508) (C-14-0509)**
3. **Rodney & Judith Vincent, S. 176th Street & Pine Lake Road, as a donation. (C-14-0510)**
4. **David & Colleen Nielsen, S. 190th Street & Pioneers Boulevard, for \$678. (C-14-0511)**
5. **Ivan & Beverly Nisley, Trustees, Hwy 43 & Apple Street, for \$24. (C-14-0512)**
6. **Lindmark Investments, SW 2nd Street & Bennet Road, for \$354. (C-14-0513)**
7. **Mildred Schuster, Trustee, S. 134th Street & Firth Road, for \$217. (C-14-0514)**
8. **Mildred Schuster, Trustee, S. 134th Street & Firth Road, for \$121. (C-14-0515) (C-14-0516)**
9. **Obbink Farms, S. 134th Street & Firth Road, as a donation. (C-14-0517)**

C. **Receive and place on file the August 2014 report for the County Sheriff.**

CONSENT ITEMS CONTINUED:

- D. **Setting of a public hearing on September 30, 2014, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), regarding setting of the final tax request at a different amount than the prior year tax request for Lancaster County and the Rural Library for Lancaster County.**
- E. **Setting of a public hearing on October 7, 2014, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln), regarding the amendment of the Lancaster County General Assistance Guidelines.**

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

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

Gary Aldridge, 7112 S. 45th Street, discussed the Railroad Transportation Safety District (RTSD) and comments he made at the last meeting of the RTSD.

Schorr noted that two updates are being made to the RTSD agenda because of Aldridge's comments: 1) noting on the agenda that the RTSD operates under the Open Meetings Act; and 2) changing the "Non Agenda Items" section of the agenda to public comment.

7) **ANNOUNCEMENTS:**

- A. **The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, September 25, 2014, due to the Board's attendance at the Southeast NACO (Nebraska Association of County Officials) Conference in Ashland, Nebraska. The next staff meeting is tentatively scheduled for Thursday, October 2, 2014, at 8:30 a.m., in the Bill Luxford Studio of the County-City Building (Room 113, 555 S. 10th Street, Lincoln).**
- B. **The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, September 30, 2014, at 10:30 a.m., in Room 112 of the County-City Building (555 S. 10th 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.**
- 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 under 5 City-TV, Video on Demand or 5 City-TV on YouTube.**

RETURNING TO ITEM 4R:

Tom Champoux, Unico Group, Inc., stated that the Scottsdale policy does not offer deductibles.

Sue Eckley, County Risk Manager, said the Crisis Center could pay into a deductible fund if an insurance policy was selected with a deductible. She recommended the Scottsdale policy because the company offers up to \$5,000,000 in coverage (the only company to do so) and there is no deductible, which eliminates the need to set aside those funds. Eckley said the Landmark American policy premium is \$25,000 for a \$1,000,000/\$3,000,000 limit and has a \$5,000 deductible. She did not recommend using Evanston.

Raybould confirmed with Champoux that the Scottsdale policy premium would be \$34,919 for a \$5,000,000 limit and \$29,295 for a \$1,000,000/\$3,000,000 limit.

AMENDED MOTION: Smoyer moved and Raybould second approval of the Landmark American policy.

Schorr questioned setting up a deductible insurance fund to save on the cost of the premium. She stated she would default to Eckley's recommendation of Scottsdale and vote no on the motion to approve the Landmark American policy.

ROLL CALL: Smoyer, Raybould, Amundson and Hudkins voted aye. Schorr voted nay. Motion carried 4-1.

8) **ADJOURNMENT**

MOTION: Raybould moved and Amundson seconded to adjourn the Board of Commissioners meeting at 11:11 a.m. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, SEPTEMBER 23, 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 September 19, 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
 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 11:11 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, September 16, 2014.**

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.

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

MOTION: Raybould moved and Smoyer 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:**

Gentle Shepherd Baptist Church
Priestly Fraternity of St. Peter
The Bridge Behavioral Health
VITAL Services
Women in Community Service

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

4) **NOTICE OF TAXABLE STATUS:**

Board of Regents of the University of Nebraska

Scott Gaines, Deputy County Assessor/Register of Deeds, recommended that the property remain taxable since it will be inhabited by the seller for the remainder of the year. Next year the home will be demolished to make room for a parking lot, but while there is still a private residence, the property should remain taxable.

MOTION: Smoyer moved and Amundson seconded approval of the taxable status based on the County Assessor's recommendation. Smoyer, Schorr, Raybould, Amundson and Hudkins 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) **ADJOURNMENT**

MOTION: Raybould moved and Schorr seconded to adjourn the Board of Equalization meeting at 11:14 a.m. Schorr, Raybould, Amundson, Smoyer and Hudkins voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

