

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 27, 2004**  
**COUNTY COMMISSIONERS HEARING ROOM, ROOM 112**  
**FIRST FLOOR, COUNTY-CITY BUILDING**  
**1:30 P.M.**

Commissioners Present: Ray Stevens, Chair  
Bernie Heier  
Deb Schorr  
Bob Workman

Commissioners Absent: Larry Hudkins, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk

The Board of Commissioners meeting was called to order at 1:30 p.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, July 20, 2004.**

**MOTION:** Heier moved and Schorr seconded approval of the minutes of the Board of Commissioners meeting dated July 20, 2004. Schorr, Heier and Stevens voted aye. Workman abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **CLAIMS FOR REVIEW:**

**A. Payment Voucher 784-9294, dated June 29, 2004, from the Community Mental Health Center, payable to Dean Settle, in the total amount of \$209.80, of which \$125.57 is under review. Payment is for items purchased from the Nebraska Gift Shop for Technical Assistance Policy Analysis Center (TAPA) meeting attendees, in the amount of \$125.57. \$84.23 is for mileage and books.**

3) **CLAIMS FOR REVIEW CONTINUED:**

**MOTION:** Schorr moved and Workman seconded approval of \$84.23 for mileage and books relating to Payment Voucher 784-9294, dated June 29, 2004, from the Community Mental Health Center, payable to Dean Settle, and to deny \$125.57 of the claim. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

4) **CLAIMS: Approval of all claims processed through Tuesday, July 27, 2004.**

**MOTION:** Workman moved and Heier seconded approval of all claims processed through July 27, 2004. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

5) **PUBLIC HEARINGS:**

**A. Petition nominating Kathy Campbell and James Linderholm to the Board of Trustees of Hospital Authority Number 1 of Lancaster County, Nebraska for five year terms to expire July 30, 2009. (See New Business Item 7A for correlating resolution.)**

The Chair opened the public hearing.

The Clerk administered the oath to Lauren Wismer, attorney representing Hospital Authority Number 1.

Wismer gave a brief explanation regarding the petition nominating Kathy Campbell and James Linderholm to the Hospital Authority Number 1 Board of Trustees.

In response to a question asked by Schorr, Wismer indicated other members of the Hospital Authority are Marilyn Borchardt, Nancy Stara, Jim Mastera and Dr. Richard Hammar.

Workman inquired about the responsibilities of the Hospital Authority.

Wismer reported that the Hospital Authority exists to provide a means for healthcare organizations to borrow money on a tax exempt basis.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

6) **OLD BUSINESS:**

- A. **An amendment to an agreement with the State of Nebraska, Department of Health and Human Services, under County Contract C-03-0575, for detention services to juveniles committed to or placed within the State's Office of Juvenile Services. The parties wish to extend the term of the agreement from June 30, 2004 through August 31, 2004. (C-04-0324)**

**MOTION:** Heier moved and Schorr seconded approval of an amendment to an agreement with the State of Nebraska, Department of Health and Human Services, under County Contract C-03-0575, for detention services to juveniles committed to or placed within the State's Office of Juvenile Services.

Stevens noted there were two amendments listed on the agenda. The first amendment (listed as Item 6A) had an incorrect extension date, however, under New Business Item 7I is the correct amendment extending the contract to August 31<sup>st</sup>.

**ROLL CALL:** Heier, Workman, Schorr and Stevens voted aye. Motion carried.

7) **NEW BUSINESS:**

- A. **A resolution in the matter of the appointment of Kathy Campbell and the reappointment of James Linderholm to the Board of Trustees of Hospital Authority Number 1 of Lancaster County, Nebraska for five year terms to expire July 30, 2009. (R-04-0093)**

**MOTION:** Heier moved and Schorr seconded approval of Resolution 04-0093 in the matter of the appointment of Kathy Campbell and the reappointment of James Linderholm to the Board of Trustees of Hospital Authority Number 1 of Lancaster County, Nebraska for five year terms to expire July 30, 2009. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

- B. **A resolution in the matter of adopting a policy governing Director leaves of absence. (R-04-0094)**

**MOTION:** Schorr moved and Workman seconded approval of Resolution 04-0094 in the matter of adopting a policy governing Director leaves of absence. Schorr, Heier, Workman and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

- C. **An application for a Special Designated License from Grannette, Inc., located at 13314 Adams Street in Weeping Water, Nebraska, to cater a wedding reception on Saturday, August 14, 2004 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lincoln, Lancaster County, Nebraska.**

Mike Galloway, representing Grannette, Inc., appeared and indicated he has taken the Responsible Hospitality course.

**MOTION:** Heier moved and Workman seconded approval of an application for a Special Designated License from Grannette, Inc., located at 13314 Adams Street in Weeping Water, Nebraska, to cater a wedding reception on Saturday, August 14, 2004 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street in Lincoln, Lancaster County, Nebraska. Workman, Heier, Schorr and Stevens voted aye. Motion carried.

- D. **An agreement with Sinclair Hille & Associates, Inc. for architectural services for the construction of a pre-engineered metal building, not to exceed 10,000 square feet, for use by the Lancaster County Sheriff's Department and Emergency Management. Sinclair Hille will prepare and provide the necessary working drawings, specifications and other contract documents. The County will pay a total project fee of \$29,800. (C-04-0335)**

Schorr requested the agreement be placed on pending for further discussion at a staff meeting.

Heier noted that the building site has been changed to a different area east of the County Engineer's buildings.

**MOTION:** Schorr moved and Workman seconded to place on pending an agreement with Sinclair Hille & Associates, Inc. for architectural services for the construction of a pre-engineered metal building, not to exceed 10,000 square feet, for use by the Lancaster County Sheriff's Department and Emergency Management.

Bill Jarrett, Chief Deputy County Sheriff, appeared and explained the new proposed site is east of the County garage and south of the County Extension building.

**ROLL CALL:** Heier, Schorr, Workman and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**E. An agreement with St. Monica's Substance Abuse Treatment for Women for non-physician substance abuse treatment services for females placed in the Lancaster County Adult Drug Court. Term of the agreement is July 1, 2004 through June 30, 2005. The County will pay up to \$25,000 for the services. (C-04-0336)**

**MOTION:** Schorr moved and Workman seconded approval of an agreement with St. Monica's Substance Abuse Treatment for Women for non-physician substance abuse treatment services for females placed in the Lancaster County Adult Drug Court. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

**F. An agreement with the State Public Policy Group d/b/a Nebraska Public Policy Group for services to assist the Community Mental Health Center in the implementation of the Lancaster County Jail Diversion Capacity Expansion Grant. The contractor will provide program evaluation for each year of the grant in accordance with the evaluation and requirements of the funding agency. Term of the agreement will be from July 1, 2004 to June 30, 2005. The County will pay up to \$41,500 for the services. (C-04-0337)**

**MOTION:** Heier moved and Workman seconded approval of an agreement with the State Public Policy Group d/b/a Nebraska Public Policy Group for services to assist the Community Mental Health Center in the implementation of the Lancaster County Jail Diversion Capacity Expansion Grant. Workman, Heier, Schorr and Stevens voted aye. Motion carried.

**G. A claim service and funding agreement with Specialty Risk Services Inc. for claims services provided to Lancaster County. Term of the agreement is from October 1, 2003 to October 1, 2004. The County will pay \$696 per bodily injury claim, \$550 per property damage claim under General Liability and \$1,626 per bodily injury claim and \$1,191 per property damage claim under Professional Liability. (C-04-0338)**

**MOTION:** Workman moved and Heier seconded approval of a claim service and funding agreement with Specialty Risk Services Inc. for claims services provided to Lancaster County. Term of the agreement is from October 1, 2003 to October 1, 2004. Schorr, Heier, Workman and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**H. An agreement with Cedars Youth Services for tracker services for adolescents placed in the Lancaster County Juvenile Drug Court. Term of the agreement is July 1, 2004 through June 30, 2005. The County will pay up to \$27,000 for the services. (C-04-0343)**

**MOTION:** Schorr moved and Heier seconded approval of an agreement with Cedars Youth Services for tracker services for adolescents placed in the Lancaster County Juvenile Drug Court. Term of the agreement is July 1, 2004 through June 30, 2005. Schorr, Heier, Workman and Stevens voted aye. Motion carried.

**I. An amendment to an agreement between the Lancaster County Youth Services Center and the State of Nebraska, Department of Health and Human Services for the provision of detention services for youth committed to, or placed with the State's Office of Juvenile Services. The County wishes to extend the term of the agreement from June 30, 2004 to August 31, 2004. (C-04-0344)**

This item was moved forward on the agenda under Old Business.

**J. An agreement with Milliman USA for consulting services for the Lancaster County medical and dental employee benefit plans. The term of the agreement is from June 1, 2004 to May 31, 2005 and the County shall pay a first year fee of \$11,000. (C-04-0345)**

**MOTION:** Schorr moved and Workman seconded approval of an agreement with Milliman USA for consulting services for the Lancaster County medical and dental employee benefit plans. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

**K. Adoption of the Statement of Overall Investment Objectives and Policy for the Lancaster County Retirement and 457 Deferred Compensation Plan administered by Nationwide Retirement Solutions. (C-04-0347)**

**MOTION:** Heier moved and Workman seconded approval of the adoption of the Statement of Overall Investment Objectives and Policy for the Lancaster County Retirement and 457 Deferred Compensation Plan administered by Nationwide Retirement Solutions. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

7) **NEW BUSINESS CONTINUED:**

**L. Notice of Termination of agreements for the provision of services to residents of Lancaster County with developmental disability, effective at the end of September 30, 2004, to the following contractors:**

- ▶ Community Alternatives Nebraska (Contract 99-2032)
- ▶ Region V Services (Contract 99-1739)
- ▶ Martin Luther Homes of NE, Inc (Contract 99-1773)
- ▶ Vital Services, Inc (Contract 99-1838)
- ▶ Transfiguration (Contract 99-1679)
- ▶ Developmental Services of NE, Inc (Contract 99-1707)
- ▶ Service Linc, Inc (Contract 00-416)
- ▶ Active Community Treatment (Contract 04-0041)

Bruce Cudly, Director of Organizational Support for Region V Services, expressed his concern regarding the notice of termination and urged further discussion with the County Board prior to approval of the notice.

Schorr requested that the notice of termination for Region V Services be acted on separately due to a potential conflict of interest.

**MOTION:** Workman moved and Stevens seconded approval of notice of termination of agreements for the provision of services to residents of Lancaster County with developmental disability, effective at the end of September 30, 2004, with Community Alternatives Nebraska, Martin Luther Homes of Nebraska, Inc., Vital Services, Inc. Transfiguration, Developmental Services of Nebraska, Inc. Service Linc, Inc. and Active Community Treatment. Schorr, Workman, Heier and Stevens voted aye. Motion carried.

**MOTION:** Workman moved and Stevens seconded approval of notice of termination of an agreement with Region V Services for the provision of services to residents of Lancaster County with developmental disability, effective at the end of September 30, 2004. Workman, Heier and Stevens voted aye. Schorr abstained from voting. Motion carried.

**M. Agreement with the Child Guidance Center for the professional services of an internal case manager and for the provision of substance abuse evaluations for youth at the Youth Services Center. The term of the agreement is from July 1, 2004 to June 30, 2005. The County shall pay up to \$56,676 for the services of the case manager and up to \$102,674.63 for substance abuse evaluations, for a total compensation amount of \$159,350.63. (C-04-0348)**

7) **NEW BUSINESS CONTINUED:**

**MOTION:** Heier moved and Workman seconded approval of an agreement with the Child Guidance Center for the professional services of an internal case manager and for the provision of substance abuse evaluations for youth at the Youth Services Center. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

**N. Recommendation from the Purchasing Agent and the Emergency Management Director to award an order for Mobile Radio Equipment to RACOM Corp., for Lincoln Fire and Rescue, at City of Lincoln mirror contract prices as per Executive Order 66784. This will be a total award of \$131,837.25 using grant funds obtained by the Emergency Management Department. (B-04-0033)**

**MOTION:** Heier moved and Workman seconded to award an order for Mobile Radio Equipment to RACOM Corp., for Lincoln Fire and Rescue, at City of Lincoln mirror contract prices as per Executive Order 66784. This will be a total award of \$131,837.25 using grant funds obtained by the Emergency Management Department. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

**O. Recommendation from the Purchasing Agent and the Emergency Management Director to award an order for Mobile Radio Equipment to RACOM Corp., for the 911 Communications Center, at City of Lincoln mirror contract prices as per Executive Order 66784. This will be a total award of \$88,056.09 using grant funds obtained by the Emergency Management Department. (B-04-0034)**

**MOTION:** Schorr moved and Workman seconded to award an order for Mobile Radio Equipment to RACOM Corp., for the 911 Communications Center, at City of Lincoln mirror contract prices as per Executive Order 66784. This will be a total award of \$88,056.09 using grant funds obtained by the Emergency Management Department. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

**P. Recommendation from the Purchasing Agent, Emergency Management Director and the City 911 Communications Center to award an order for one Complete ACU-1000 Modular Intelligent Interconnect System, for the City/County Mobile Communications Trailer, at GSA mirror contract prices using GSA contract #GS-35F-4097G. This will be a total award of \$24,543 using grant funds obtained by the Emergency Management Department. (B-04-0035)**

7) **NEW BUSINESS CONTINUED:**

**MOTION:** Heier moved and Workman seconded to award an order for one Complete ACU-1000 Modular Intelligent Interconnect System, for the City/County Mobile Communications Trailer, at GSA mirror contract prices using GSA contract #GS-35F-4097G. This will be a total award of \$24,543 using grant funds obtained by the Emergency Management Department. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

**Q. Joint Budget Committee (JBC) recommendations for Lancaster County, in the amount of \$1,525,503, and for the City of Lincoln, in the amount of \$478,840. Total allocation for Fiscal Year 2004-2005 is \$2,004,343.**

**MOTION:** Schorr moved and Workman seconded approval of the Joint Budget Committee (JBC) recommendations for Lancaster County, in the amount of \$1,525,503, and for the City of Lincoln, in the amount of \$478,840. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

**R. Request from Keith Hamilton, on behalf of Farm Credit Services of America, for a refund of motor vehicle taxes paid on a 2000 Dodge Durango, in the amount of \$314, for 2004.**

**MOTION:** Workman moved and Schorr seconded approval of a request from Keith Hamilton, on behalf of Farm Credit Services of America, for a refund of motor vehicle taxes paid on a 2000 Dodge Durango which have not previously been refunded. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

8) **CONSENT ITEMS:** These are items of business that are routine which 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:**

1. **Noxious Weed Control Authority's Monthly Report for June, 2004.**
2. **Noxious Weed Control Authority's Monthly Report for the Combined Weed Program with the City of Lincoln, for June, 2004.**
3. **Sheriff's Report of Fees for June, 2004.**

8) **CONSENT ITEMS CONTINUED:**

**B. Requests from the following individuals to voluntarily participate in the County's retirement plan having met the requirements:**

- ▶ James M. Johnson, an employee with the Property Management Department
- ▶ Sandy Ramsey, an employee with Emergency Management

**C. Right-of-way contracts relating to road improvements between the Lancaster County Engineering Department and the following:**

- ▶ Jack D. and Anita M. Cooper, in the total amount of \$3,649.75, at 17105 North 162<sup>nd</sup> Street; Project C55-A-401(5). (3 contracts) (C-04-0339 through C-04-0341)
- ▶ Indra S. Peters east of Southwest 56<sup>th</sup> Street and West Denton Road; Project STPE-3305(9). This is a donation. (C-04-0342)

**MOTION:** Heier moved and Workman seconded approval of the Consent Items. Schorr, Heier, Workman and Stevens voted aye. Motion carried.

9) **ADJOURNMENT:**

**MOTION:** Schorr moved and Workman seconded adjournment of the Board of Commissioners meeting at 2:11 p.m.. Heier, Schorr, Workman and Stevens voted aye. Motion carried.

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Bruce Medcalf  
County Clerk

**MINUTES  
LANCASTER COUNTY BOARD OF EQUALIZATION  
TUESDAY, JULY 27, 2004  
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112  
FIRST FLOOR, COUNTY-CITY BUILDING  
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS  
MEETING**

Commissioners Present: Ray Stevens, Chair  
Bernie Heier  
Deb Schorr  
Bob Workman

Commissioners Absent: Larry Hudkins, Vice Chair

Others Present: Norm Agena, County Assessor/Register of Deeds  
Kerry Eagan, Chief Administrative Officer  
Bruce Medcalf, County Clerk  
Kristy Mundt, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk

The Board of Equalization meeting was called to order at 2:11 p.m..

- 1) **MINUTES:** Approval of the minutes of the Board of Equalization meeting held on Tuesday, July 20, 2004.

**MOTION:** Heier moved and Schorr seconded approval of the minutes of the Board of Equalization meeting dated July 20, 2004. Schorr, Heier and Stevens voted aye. Workman abstained from voting. Motion carried.

- 2) **PUBLIC COMMENT:**

There was no public comment and the meeting proceeded as planned.

- 3) **ADDITIONS AND DEDUCTIONS:**

**Approval of 20 additions and deductions to the tax assessment rolls per Exhibit "A".**

**MOTION:** Workman moved and Heier seconded approval of the additions and deductions to the tax assessment rolls. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

4) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Capitol City Christian Church  
Sisters of Mercy**

**MOTION:** Heier moved and Schorr seconded approval of the motor vehicle tax exemptions for Capitol City Christian Church and Sisters of Mercy. Workman, Schorr, Heier and Stevens voted aye. Motion carried.

5) **APPEALS FILED ON LATE FILED HOMESTEAD EXEMPTIONS:**

**Emmett D. and Thrasilla J. Dustin  
Judy D. Kilgore  
Russell M. Lundquist  
Neva E. Moyer**

Norm Agena, County Assessor/Register of Deeds, explained that state statute allows the Board of Equalization to approve homestead exemptions filed after June 30<sup>th</sup> provided that they are filed prior to July 20<sup>th</sup> and that the individual(s) did not file late in the previous year.

Agena indicated that all four exemptions were received in his office on July 19, 2004 and that none filed late for the previous year. Recommendation was for approval.

**MOTION:** Heier moved and Schorr seconded approval of homestead exemptions for 2004 for Emmett D. and Thrasilla J. Dustin, Judy D. Kilgore, Russell M. Lundquist and Neva E. Moyer. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

6) **ADJOURNMENT:**

**MOTION:** Heier moved and Schorr seconded adjournment of the Board of Equalization meeting at 2:15 p.m. Heier, Workman, Schorr and Stevens voted aye. Motion carried.

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Bruce Medcalf  
County Clerk