

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, APRIL 17, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Others Present: Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
Tom Fox, Deputy County Attorney
John Glynn, Chief Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The location announcement of the Nebraska Open Meetings Act was given and the meeting of the Lancaster County Board of Commissioners was called to order at 9:30 a.m..

- 1) **MINUTES: Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 10, 2007.**

MOTION: Stevens moved and Hudkins seconded approval of the minutes of the Board of Commissioners meeting held on April 10, 2007. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, April 17, 2007.**

MOTION: Heier moved and Hudkins seconded approval of all claims processed through April 17, 2007. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

3) **PUBLIC HEARINGS:**

A. Request from Deer Springs Winery, L.L.C. d/b/a Deer Springs Winery for an addition to licensed premise located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska.

The Chair opened the public hearing and asked if anyone wished to testify.

The Clerk administered the oath to Jim Partington, applicant and President of Deer Springs Winery L.L.C..

Partington stated the request is Phase II of the original application submitted and explained that they are remodeling the farm house so that it can be used as a tasting room. He explained that they were doing it in phases because a building permit was needed for the remodel of the farm house and they also needed to resurvey 80 acres to satisfy the requirements of the Zoning Commission.

Hudkins stated the County Board would appreciate hearing Mr. Partington's comments regarding the Planning process upon completion of his facility.

Heier concurred.

Partington stated all of the people he has dealt with have been very good, decent individuals, however, the process is another matter.

The Chair asked if anyone else wished to provide testimony.

No one appeared and the hearing was closed.

MOTION: Heier moved and Stevens seconded approval of a request from Deer Springs Winery, L.L.C. d/b/a Deer Springs Winery for an addition to licensed premise located at 16255 Adams Street, Lincoln, Lancaster County, Nebraska. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

4) **NEW BUSINESS:**

- A. Application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service for a wedding reception on Friday, May 4, 2007 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska.**

The Clerk noted that the applicant called indicating he had erred on the date of the reception. The date should be Friday, May 25th. All agencies were contacted regarding their recommendation and no changes were made.

MOTION: Stevens moved and Heier seconded approval of an application for a Special Designated License from Ken's Liquor, Inc. to provide liquor beverage service for a wedding reception on Friday, May 25, 2007 from 5 p.m. to 1 a.m. at Country Pines located at 6305 West Adams Street, Lincoln, Lancaster County, Nebraska. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

- B. An amendment to a license agreement with Global Software, Inc., under County Contract No. C-06-0201, for a spreadsheet server for J.D. Edwards to be utilized by the Lancaster County Treasurer's Office. The amendment adds the purchase of an additional user license for \$1,800, which increases the total number of users to six and the total amount paid by the County for user licenses to \$10,800. (C-07-0132)**

MOTION: Stevens moved and Heier seconded approval of an amendment to a license agreement with Global Software, Inc., under County Contract No. C-06-0201, for a spreadsheet server for J.D. Edwards to be utilized by the Lancaster County Treasurer's Office. Stevens, Heier, Schorr, Hudkins and Workman voted aye. Motion carried.

- C. An amendment to an agreement between Bollerup Law Office, P.C. and Lancaster County, under County Contract No. C-04-0437, for providing legal representation to indigent parents and juveniles in Juvenile Court proceedings. The County has received notice that Bollerup Law Office intends to terminate its interest in said contract effective June 1, 2007. Upon the recommendation of the Lancaster County Indigent Defense Advisory Committee, the amendment authorizes Larry D. Ohs, P.C., with the assistance of Steven Williams of Recknor, Williams & Wertz, to assume the obligations of the original agreement. (C-07-0133)**

4) **NEW BUSINESS CONTINUED:**

MOTION: Hudkins moved and Schorr seconded approval of an amendment to an agreement between Bollerup Law Office, P.C. and Lancaster County, under County Contract No. C-04-0437, for providing legal representation to indigent parents and juveniles in Juvenile Court proceedings. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

D. A resolution in the matter of directing the County Engineer to conduct a study regarding the vacation of the north 530 feet of South 88th Street, Lincoln, Lancaster County, Nebraska. (R-07-0025)

Larry Worrell, Lancaster County Engineering , stated there is an area that isn't constructed and that is the area where the request for vacation is being made.

MOTION: Schorr moved and Stevens seconded approval of Resolution 07-0025 in the matter of directing the County Engineer to conduct a study regarding the vacation of the north 530 feet of South 88th Street, Lincoln, Lancaster County, Nebraska. Schorr, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

E. Appointment of Marvona Tavlin to the Keno Human Services Prevention Fund Advisory Committee, term to expire July, 2010.

MOTION: Stevens moved and Schorr seconded approval of an appointment of Marvona Tavlin to the Keno Human Services Prevention Fund Advisory Committee, term to expire July, 2010. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

F. A political subdivision tort claim filed against the Lancaster County Corrections Department by Jana Volle for lost property, in the amount of \$15.

MOTION: Heier moved and Hudkins seconded to accept the recommendation of the Corrections Director and deny a political subdivision tort claim filed against the Lancaster County Corrections Department by Jana Volle for lost property, in the amount of \$15.

Heier stated the shoes are in the custody of the Lincoln Police Department for evidential procedures.

4) **NEW BUSINESS CONTINUED:**

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

G. A two year service agreement between Lancaster County and Presto-X-Company for subterranean termite service for the Community Mental Health Center building. The total two year cost for the service will be \$4,680, plus applicable tax. (C-07-0135)

Tom Fox, Deputy County Attorney, indicated the County Attorney's Office has concerns regarding the agreement, as well as the Purchasing Department, which has indicated they would like the item to go out for bid. Recommendation was to hold the agreement.

MOTION: Heier moved and Hudkins seconded to hold a two year service agreement between Lancaster County and Presto-X-Company for subterranean termite service for the Community Mental Health Center building. Schorr, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

5) **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. County Clerk's Monthly Report for March, 2007.**
- 2. Records & Information Management's Monthly Report for March, 2007.**

B. A right-of-way contract relating to road improvements between the Lancaster County Engineering Department and Garnett Nalley, in the amount of \$204, on West "A" Street between Southwest 84th Street and the Burlington Northern Sante Fe Railroad; Project No. C55-M-405(1). (C-07-0134)

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

6) **OTHER BUSINESS:**

The County Board thanked Kristy Bauer, Deputy County Attorney, for her work and support.

7) **ADJOURNMENT:**

MOTION: Stevens moved and Heier seconded adjournment of the Board of Commissioners meeting at 9:49 a.m.. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk

**MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 17, 2007
COUNTY COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS
MEETING**

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

Others Present: Kristy Bauer, Deputy County Attorney
Kerry Eagan, Chief Administrative Officer
Tom Fox, Deputy County Attorney
Scott Gaines, Deputy County Assessor/Register of Deeds
John Glynn, Chief Deputy County Clerk
Dan Nolte, County Clerk
Gwen Thorpe, Deputy Chief Administrative Officer

The Board of Equalization meeting was called to order at 9:49 a.m..

1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, April 10, 2007.**

MOTION: Stevens moved and Heier seconded approval of the minutes of the Board of Equalization meeting held on April 10, 2007. Hudkins, Stevens, Schorr, Heier and Workman voted aye. Motion carried.

2) **ADDITIONS AND DEDUCTIONS:**

Approval of 11 additions and deductions to the tax assessment rolls per Attachments "A" and "B".

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

3) **MOTOR VEHICLE TAX EXEMPTIONS:**

**Capital Humane Society
Capitol City Christian Church
First Church of the Nazarene
Food Bank of Lincoln, Inc.
Lincoln Lancaster County Child Guidance Center
Redeemer Lutheran Church
St. Monica's (2 exemption applications)**

MOTION: Heier moved and Hudkins seconded approval of the motor vehicle tax exemptions. Heier, Schorr, Stevens, Hudkins and Workman voted aye. Motion carried.

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

**Farmers Co-Op of Waverly (5 notices)
Co-Op Grain Co. Non Stock
Central Park South Association
Baja Properties L.L.C.
Hartman, Larry R. And Loretta M.**

Scott Gaines, Deputy County Assessor/Register of Deeds, gave a brief overview of the notices.

MOTION: Hudkins moved and Heier seconded to accept the recommendation of the County Assessor/Register of Deeds and send notices of assessed valuation change for property taxation purposes to Farmers Co-Op of Waverly (5 notices), Co-Op Grain Co. Non Stock, Central Park South Association, Baja Properties L.L.C., and Larry R. And Loretta M. Hartman. Schorr, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

5) **ADJOURNMENT:**

MOTION: Schorr moved and Stevens seconded adjournment of the Board of Equalization meeting at 9:52 a.m.. Heier, Schorr, Hudkins, Stevens and Workman voted aye. Motion carried.

Dan Nolte
Lancaster County Clerk