

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 3, 2009
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Commissioners Absent: Larry Hudkins

Others present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer and
Interim Lancaster Manor Administrator
Tom Fox, 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 27, 2009.**

MOTION: Stevens moved and Workman seconded approval of the minutes. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- 2) **CLAIMS: Approval of all claims processed through Tuesday, November 3, 2009.**

MOTION: Schorr moved and Stevens seconded approval of the claims. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

- 3) **PUBLIC HEARING:**

- A. **The proposed sale of County surplus real estate generally located at the vacated alley adjacent to 1700 W. 3rd Street, Sprague, Lancaster County, Nebraska, legally described as the North Half of the vacated alley adjacent to Lot 5, Block 7, Village of Sprague, Lancaster County, Nebraska. (See Item 5A for correlating document.)**

The Chair opened the public hearing.

3) **PUBLIC HEARING CONTINUED:**

Ken Schroeder, County Engineering Department, was administered the oath. He explained there is an encroachment on an alley vacation adjacent to the County shop property, for which they have no use.

Stevens noted the current agenda item is regarding the sale of an eight-foot strip, which used to be the right-of-way. He said there is also a permanent easement on another five feet that would require a separate resolution.

Schroeder said the building is approximately three feet onto the north half of the County's part of the alley, and some concrete encroaches onto the County's lot north of the vacated alley.

Tom Fox, Deputy County Attorney, said State statutes only talk about sale and lease of property, so the easement will not be done as a resolution.

The Chair closed the public hearing.

4) **OLD BUSINESS:**

- A. **A contract and business associate agreement between Lancaster County and Symphony Diagnostic Services No. 1, d/b/a MobilexUSA, to provide portable x-ray and EKG services to Lancaster Manor residents upon doctor's orders. The County will pay for the services according to the fee schedule outlined in Exhibit A. Term of the contract is from November 1, 2009, to October 31, 2010. Either party may terminate the contract by giving 30 days written notice. (C-09-0572)**

Item was held at the request of the County Attorney's office.

5) **NEW BUSINESS:**

- A. **A resolution regarding the proposed sale of County property generally located at the vacated alley adjacent to 1700 W. 3rd Street, Sprague, Lancaster County, Nebraska, which includes declaring the property surplus, determination of fair market value and setting the sale date of the property for December 10, 2009. (R-09-0090)**

MOTION: Stevens moved and Workman seconded approval of the resolution. Stevens, Workman, Schorr and Heier voted aye. Motion carried 4-0.

- B. **A recommendation from the Purchasing Agent and County Engineer to award a bid to Yant Testing, Supply and Equipment, Inc., for fuel dispensers in the amount of \$10,500. (B-09-0089)**

MOTION: Stevens moved and Workman seconded approval of the recommendation. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

5) **NEW BUSINESS CONTINUED:**

- C. **A recommendation from the Purchasing Agent and County Engineer to award a bid to Murphy Tractor & Equipment Co., Inc., for two motor graders in the amount of \$376,000. (B-09-0090)**

MOTION: Schorr moved and Stevens seconded approval of the recommendation. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

- D. **A one-time cash award, in the amount of \$200, for Jacqueline (Tami) Mai, an employee with Lancaster Manor, due to exceptional circumstances.**

Gwen Thorpe, Deputy Chief Administrative Officer and Interim Lancaster Manor Administrator, commended Tami Mai for her willingness to step up and fill a shift as a Registered Nurse for the Community Mental Health Center after completing her shift at Lancaster Manor.

MOTION: Stevens moved and Schorr seconded approval of the cash award. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- E. **A contract between Lancaster County, the City of Lincoln, and Valk Manufacturing Company for the annual supply of grader blades. The County will purchase products on an as needed basis and pay for products and supplies according to the prices listed in the contractor's proposal. The term of the contract begins September 1, 2009, and ends August 31, 2010. (C-09-0573)**

MOTION: Stevens moved and Schorr seconded approval of the contract. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- F. **A contract between Lancaster County, the City of Lincoln, and Winter Equipment Company for the annual supply of grader blades. The County will purchase products on an as needed basis and pay for products and supplies according to the prices listed in the contractor's proposal. The term of the contract begins September 1, 2009, and ends August 31, 2010. (C-09-0574)**

MOTION: Workman moved and Stevens seconded approval of the contract.

Schorr asked approximately how many grader blades were used in a year since multiple suppliers were needed.

Don Thomas, County Engineer, said a vehicle could go through a pair of blades in one day in the right conditions, and they currently have 22 vehicles. He was not sure on the total used per year.

ROLL CALL: Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

5) **NEW BUSINESS CONTINUED:**

- G. **A contract between Lancaster County, the City of Lincoln, and NMC for the annual supply of grader blades. The County will purchase products on an as needed basis and pay for products and supplies according to the prices listed in the contractor's proposal. The term of the contract begins September 1, 2009, and ends August 31, 2010. (C-09-0575)**

MOTION: Workman moved and Stevens seconded approval of the contract. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

- H. **An agreement with Pioneer Overhead Door, Inc., for overhead door repair and electric opener replacement. The County will pay for the products and services according to the pricing as listed in the Contractor's proposal. Work shall be completed by November 20, 2009. (C-09-0579)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

- I. **An agreement with Lancaster County, the City of Lincoln, and All Road Barricades, Inc., for the annual supply of traffic channelizing and barricade devices. The contractor will be paid for the work according to the pricing as listed in the contractor's proposal. The term of the contract shall begin September 1, 2009, and end August 31, 2010. (C-09-0580)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Stevens, Workman, Schorr and Heier voted aye. Motion carried 4-0.

- J. **An agreement between Lancaster County, the City of Lincoln, and John Day Company for the annual supply of traffic channelizing and barricade devices. The contractor will be paid for the work according to the pricing as listed in the contractor's proposal excluding line items 3, 4, 8, 15 and 16. The term of the contract shall begin September 1, 2009, and end August 31, 2010. (C-09-0581)**

MOTION: Stevens moved and Schorr seconded approval of the agreement. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.

- K. **A utility location agreement with Lincoln Electric System, in the amount of \$24,200, to relocate utility facilities to accommodate the grading of Arbor Road; Project No. C-55-G-408(3). (C-09-0582)**

MOTION: Stevens moved and Workman seconded approval of the agreement. Schorr, Stevens, Workman and Heier voted aye. Motion carried 4-0.

5) **NEW BUSINESS CONTINUED:**

- L. **A mini-grant contract application and award from the Nebraska Office of Highway Safety, Department of Motor Vehicles in conjunction with the "Click It or Ticket" mobilization on November 25, 2009. Approximate cost is \$4,004.**

MOTION: Stevens moved and Schorr seconded approval of the application and award. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- 6) **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 the following:**
1. **County Treasurer's Report on 2008 Distress Warrants.**
 2. **NBCS Expenditure & Inventory Reports submitted to the Nebraska State Board of Public Roads Classifications and Standards.**
- B. **Right-of-way contracts between the County Engineer and the following:**
1. **Ronald Burklund, in the amount of \$4,621.75, located at N. 14th Street & Waverly Road; Project No. C55-F-417(3). (C-09-0576) (C-09-0577)**
 2. **Don and Noreen Crawford, in the amount of \$200, located at 11401 S. 98th Street; Project No. C55-PQ-406(2). (C-09-0578)**

MOTION: Stevens moved and Schorr seconded approval of the consent items. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

7) **PUBLIC COMMENT:**

Barb Sibley spoke of her volunteer work with Alzheimer patients and how Lancaster Manor provided the best care in the area. She described her tour of Homestead nursing home, the local facility owned by Hunter Management. She urged the Board to end negotiations with Hunter Management and to hire a new administrator for Lancaster Manor.

8) **ANNOUNCEMENTS:**

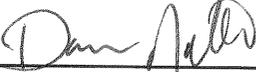
- A. **The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, November 5, 2009. Instead a Tri-County meeting with Douglas, Sarpy and Lancaster Counties will be held on Thursday, November 5, at 9:00 a.m., with a reception at 8:30 a.m., at the Embassy Suites, 12520 Westport Parkway, La Vista, Nebraska. The next staff meeting will be held on Thursday, November 12, 2009, beginning at 8:30 a.m., in Room 113 on the first floor of the County City Building.**

8) **ANNOUNCEMENTS CONTINUED:**

- B. A public hearing will be held on Tuesday, November 17, 2009, at 7 p.m. in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building regarding Lancaster County's proposed One and Six-Year Road and Bridge Improvement Program beginning July 1, 2010, through June 30, 2015.
- C. The Lancaster County Board of Commissioners meeting is broadcast live at 9:30 a.m., on Tuesdays and rebroadcast at 1:30 p.m., and 6:30 p.m., as well as on Saturday afternoon on 5 City-TV, Cable Channel 5. In addition, this meeting may be viewed on Nebraska On Demand Time Warner Channel 101 and is available on the Internet 24 hours a day at www.lancaster.ne.gov. Click on 5 City-TV Video On Demand.

9) **ADJOURNMENT**

MOTION: Stevens moved and Workman seconded to adjourn the Board of Commissioners meeting at 9:48 a.m. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 3, 2009
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS MEETING

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

Commissioners Absent: Larry Hudkins

Others present: Norm Agena, County Assessor/Register of Deeds
Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer and
Interim Lancaster Manor Administrator
Tom Fox, 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 9:48 a.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 27, 2009.**

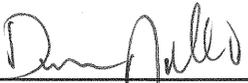
MOTION: Stevens moved and Workman seconded approval of the minutes. Stevens, Schorr, Workman and Heier voted aye. Motion carried 4-0.

- 2) **ADDITIONS AND DEDUCTIONS: Approval of one addition and deduction to the tax assessment rolls per Attachment "A".**

MOTION: Workman moved and Stevens seconded approval of the additions and deductions. Schorr, Workman, Stevens and Heier voted aye. Motion carried 4-0.

- 3) **ADJOURNMENT**

MOTION: Schorr moved and Stevens seconded to adjourn the Board of Equalization meeting at 9:49 a.m. Workman, Schorr, Stevens and Heier voted aye. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk

