

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, NOVEMBER 17, 2009
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
9:30 A.M.

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

Commissioners Absent: Bernie Heier, Chair

Others present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer and
Interim Lancaster Manor Administrator
Tom Fox, Deputy County Attorney
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, November 10, 2009.**

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

- 2) **CLAIMS: Approval of all claims processed through Tuesday, November 17, 2009.**

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

- 3) **SPECIAL PRESENTATIONS:**

- A. **Presentation of the Commissioner's Award of Excellence for June 2009 to Monica Rigoni, Corrections.**

Mike Thurber, Corrections Director, introduced Monica Rigoni and praised her for all she does.

Hudkins presented the Award of Excellence to Rigoni.

Rigoni expressed her appreciation for the award and for the people with whom she works.

The Deputy Clerk read the nomination for the record.

3) **SPECIAL PRESENTATIONS CONTINUED:**

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

B. **Recognition of Sergeant Don Murray for the 33rd Annual Law Enforcement Officer of the Year Award.**

Mike Thurber, Corrections Director, recognized Don Murray for receiving the award.

Murray commended the other Corrections employees, saying they helped make it possible to receive the award.

4) **OLD BUSINESS:**

A. **A contract between Lancaster County and Christian Retirement Home, Inc., d/b/a Eastmont Towers, to provide on a temporary basis service of qualified licensed registered nurses with the skills and experience necessary to fulfill the position of assistant director of nursing at Lancaster Manor. The County shall pay \$35 per hour for the services up to a total of 40 hours per week. The term of the contract is from November 10, 2009, to February 1, 2010. (C-09-0588)**

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

Hudkins asked if the contract was needed due to a vacated position and if anyone else on staff could fill that position. He further questioned shortages in nursing at Lancaster Manor.

Gwen Thorpe, Deputy Chief Administrative Officer and Interim Lancaster Manor Administrator, said the current assistant director of nursing gave 30 days notice that she was leaving, and there was no one currently on staff to fill the position. She noted they are working to fill other shortages in the nursing department.

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

5) **NEW BUSINESS:**

A. **A grant contract with Cedars Youth Services to provide funds for the Intensive Diversion Program for juveniles in the amount of \$35,000. The funds are Federal grant funds distributed through the US Department of Justice. The term of the grant contract is July 1, 2009, through June 30, 2010. (C-09-0590)**

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

5) **NEW BUSINESS CONTINUED:**

- B. **An agreement between Lancaster County and Kim Carpenter to present a Seeking Safety training workshop for the Lancaster County Community Mental Health Center on November 19 and 24, 2009. The County will pay up to \$188.60 for the services. (C-09-0591)**

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

- C. **An agreement with Environmental Systems Research Institute, Inc. (ESRI), for the purchase of one ArcInfo software use license by the Lancaster County Engineering Department in the amount of \$8,910. (C-09-0592)**

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

- D. **A contract between Lancaster County with Dickey and Burham, Inc., for Emergency Management relocation. Work shall be completed 59 calendars days after work is begun. Cost to the County is \$53,500 for the services. (C-09-0593)**

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

- E. **A cooperative agreement with the US Department of the Interior US Geological Survey for joint funding of water resources investigations. The agreement is for the operation and computation of records for four gaging stations: Salt Creek at Roca, Little Salt Creek near Lincoln, Stevens Creek near Lincoln and Rock Creek near Ceresco. The County will pay \$10,830 for the services. Term of the agreement is October 1, 2009 through September 30, 2010. (C-09-0594)**

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

- F. **An amendment to a contract with the Department of Veterans Affairs for the provision of nursing home services for veterans at Lancaster Manor. The amendment adds the clause "Security Requirements for Unclassified Information Technology Resources". All other terms and conditions of the contract remain unchanged. (C-09-0595)**

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

5) **NEW BUSINESS CONTINUED:**

- G. **An agreement with DeMars, Gordon, Olson & Zalewski, for the representation of indigent persons who face contempt of court proceedings for failure to pay child support as ordered, and indigent individuals who are the respondents in civil actions to establish paternity and determine child and medical support under *Neb. Rev. Stat. § 43-512.03*. Term of the agreement is January 1, 2010, through December 31, 2012. The County will pay \$78,000 for the services provided each contract year. (C-09-0597)**

MOTION: Workman moved and Schorr seconded approval of the agreement. Schorr, Workman and Stevens voted aye. Hudkins voted nay. Motion carried 3-1.

- H. **Recommendation from the Purchasing Agent and the County Engineer to award a bid for rock hauling to various stockpiles, in the amount of \$156,160.73, to Westover Trucking. (B-09-0092)**

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

- I. **Recommendation from the Purchasing Agent to award a contract for the annual supply of business cards and letterhead to Cornerstone Printing and Imaging and FAC, Inc. (B-09-0093)**

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

- J. **A political subdivision tort claim filed against Lancaster Manor by Lynne Smith for lost property in the amount of \$435.**

MOTION: Workman moved and Schorr seconded approval of the tort claim.

Hudkins asked if there was depreciation on the glasses, and he questioned why they were lost.

Schorr said the glasses were received at the Manor and logged in as a new item. She said it is unclear why they were lost, but a sufficient amount of time was spent searching the facility.

ROLL CALL: Schorr, Workman and Stevens voted aye. Hudkins voted nay. Motion carried 3-1.

- K. **A request from Chris Blomenberg for payment of attorney's fees, in accordance with Resolution No. 4630, in the amount of \$1,498, which is 25% of \$5,992 recovered for Lancaster County General Assistance previously provided to KiKi Williams.**

MOTION: Schorr moved and Hudkins seconded approval of the attorney's fees.

5) **NEW BUSINESS CONTINUED:**

Stevens said attorneys are entitled to collect a percentage of the Federal government's reimbursement to the County for assisting the claimant with the process.

Kerry Eagan, Chief Administrative Officer, said the County would not receive money without the private counsel of the clients. He stated the policy would be reviewed at the next staff meeting.

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

L. **Sale of County property (Executive Session)**

The Vice Chair announced the item would be held until the end of the meeting.

6) **CONSENT ITEMS:** *These are routine items of business, 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. **A right-of-way contract between the County Engineer and Keith and Kathryn Stewart, in the amount of \$122.50, located at North 1st and Ashland Road; Project No. CP-C-325. (C-09-0596)**

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

7) **PUBLIC COMMENT:**

Kim Kaspar, President of American Federation of State, County & Municipal Employees, asked if Gwen Thorpe's position as Lancaster Manor Interim Administrator had been extended. She also inquired about Medicaid depreciation recapture and its cost to the County.

Schorr confirmed Thorpe's provisional license has been extended.

Stevens stated he did not think there was a final number on Medicaid depreciation. He thought the information would be made public by the State auditor in his report.

Schorr said the Medicaid recapture amount would be dependent upon the final sale price of the Manor. She explained it would not be with property tax dollars; these are state and federal funds the Manor was allowed to use that now have to be returned to the State.

Hudkins clarified that other than using \$500,000 to purchase the property, all money for payment of bonds and operation of the Manor since 1987 has not been tax dollars but rather Medicaid/Medicare earnings.

Melvin Moore praised Hudkins for his work as a County Board Commissioner.

8) **ANNOUNCEMENTS:**

- A. **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.**
- B. **The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, November 19, 2009, beginning at 8:30 a.m., in Room 113 on the first floor of the County-City Building.**
- C. **A public hearing will be held on Tuesday, November 24, 2009, at 9:30 a.m., in the County Commissioners Hearing Room, Room 112, on the first floor of the County-City Building, regarding a corporate manager application from Arnold Cihal in connection with Miller Long VFW 3606, located at 3340 West A Street, Lincoln, Lancaster County, Nebraska.**
- D. **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.**

By order of the Vice Chair, the Board of Commissioners meeting was recessed at 10:03 a.m. to proceed with the Board of Equalization meeting.

The Chair reconvened the Board of Commissioners meeting at 10:05 a.m.

5) **NEW BUSINESS CONTINUED:**

L. **Sale of County Property (Executive Session)**

MOTION: Schorr moved and Hudkins seconded to go into executive session for the purpose of discussing the sale of County property at 10:05 a.m. Schorr, Workman, Hudkins and Stevens voted aye. Motion carried 4-0.

MOTION: Workman moved and Schorr seconded to exit the executive session at 10:50 a.m. Workman, Schorr, Hudkins and Stevens voted aye. Motion carried 4-0.

9) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Commissioners meeting at 10:51 a.m. Schorr, Hudkins, Workman and Stevens voted aye. Motion carried 4-0.

Cori Beattie
Cori Beattie
Lancaster County Deputy Clerk



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
TUESDAY, NOVEMBER 17, 2009
COMMISSIONERS HEARING ROOM, ROOM 112
FIRST FLOOR, COUNTY-CITY BUILDING
IMMEDIATELY FOLLOWING THE REGULAR BOARD OF COMMISSIONERS MEETING

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

Commissioners Absent: Bernie Heier, Chair

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
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 10:03 a.m.

- 1) **MINUTES: Approval of the minutes of the Board of Equalization meeting held on Tuesday, November 10, 2009.**

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

- 2) **ADDITIONS AND DEDUCTIONS: Approval of five additions and deductions to the tax assessment rolls per Attachment "A".**

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

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

**Alzheimer's Association Great Plains
Nebraska United Methodist Foundation
St. John's**

MOTION: Workman moved and Hudkins seconded approval of the motor vehicle tax exemptions. Workman, Schorr, Hudkins and Stevens voted aye. Motion carried 4-0.

4) **ADJOURNMENT**

MOTION: Schorr moved and Workman seconded to adjourn the Board of Equalization meeting at 10:05 a.m. Schorr, Workman, Hudkins and Stevens voted aye. Motion carried 4-0.

Cori Beattie

Cori Beattie
Lancaster County Deputy Clerk

