

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, NOVEMBER 5, 2019
9:00 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 November 1, 2019.

Commissioners present: Roma Amundson, Chair; Deb Schorr; Rick Vest; and Christa Yoakum

Commissioner absent: Sean Flowerday, Vice Chair

Others present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, Deputy County Attorney; Cori Beattie, Deputy County Clerk; and Monét McCullen, County Clerk's Office

The meeting was called to order at 9:01 a.m., the Pledge of Allegiance was recited and the location of the Nebraska Open Meetings Act was announced.

1) MINUTES:

- A.** Approval of the minutes of the Board of Commissioners regular meeting held on Tuesday, October 29, 2019.

MOTION: Vest moved and Yoakum seconded approval of the minutes. Schorr, Yoakum, Vest and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

- B.** Approval of the minutes of the Board of Commissioners One and Six-Year Road and Bridge Improvement Program meeting held on Tuesday, October 29, 2019.

MOTION: Schorr moved and Yoakum seconded approval of the minutes. Vest, Schorr, Yoakum and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

2) CLAIMS:

- A.** Approval of all claims processed through November 5, 2019.

MOTION: Schorr moved and Yoakum seconded approval of the claims. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

- 3) 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.** Grant contract with Boys & Girls Clubs of Lincoln/Lancaster County for the Keystone Leadership program (funded by the Nebraska Commission on Law Enforcement and Criminal Justice Juvenile Services Aid Grant. The term of the grant contract is July 1, 2019 through June 30, 2020, in the amount of \$8,000). (C-19-0813)
- B.** Amendment to the following grant contracts:
1. C-18-0075 with Family Violence Council for Improved Community Response to Sexual Assault & Legal Advocacy Relating to Protection Orders & Immigrants program. (The term of the amendment is October 1, 2017 through September 30, 2019 for a decreased amount of \$5,344.32). (C-19-0816)
 2. C-18-0109 with Voices of Hope for Improved Community Response to Sexual Assault & Legal Advocacy Relating to Protection Orders & Immigrants program. (The term of the amendment is October 1, 2017 through September 30, 2019 for an increased amount of \$5,344.32). (C-19-0817)
- C.** Third Grant Contract Addendum to C-19-0341 with Heartland Bike Share (BikeLNK). (The addendum extends the grant term completion date from October 31, 2019 to December 31, 2019.) (C-19-0824)
- D.** Change Order #3 to County Contract C-19-0086 with Pavers, Inc., (to add Geogrid for an additional 5 working days to be added to the contract end date based off of the contractor schedule for an increase of \$18,122). (Bid 19-029, Project 17-03, West Raymond Road - Replacement of County Bridge C-91) (C-19-0814)
- E.** Change Order #1 to County Contract C-19-0764 with URETEK USA, Inc., (for overruns at locations A-151 and A-138 and an underrun at location N-149 for a net increase of \$20,125.55). (Project 20-06; Abutment Stabilization of County Bridges N-149, A-151 and A-138) (C-19-0820)
- F.** Utility Permits with no cost to the County for the following:
1. No. 1890 allowing Windstream Nebraska to install a new fiber optic cable in the north right-of-way line of West Fletcher Avenue to support a new 5-G Tower. (C-19-0815)
 2. No. 1894 allowing Windstream Nebraska to install primarily aerial lashing in county right-of-way in the Southwest 27th Street and West Van Dorn Street sector. (C-19-0819)
- G.** Amendment to County Contract C-16-0698 with Sapp Bros Petroleum, Inc., for Annual Supply – Absorbents, Floor Dry. (Quote No. 5498. The amendment renews the contract from December 11, 2019 through December 10, 2020. The cost to the County is not to exceed \$1,200.) (C-19-0818)
- H.** Right-of-way contracts with the following:
1. Bryce R. and Barbara L. Bentzinger, South 25th Street and Princeton Road, in the amount of \$811. (C-19-0821)

2. Wayne and Wanda F. Nielsen, Co-Trustees, North 70th Street and Mill Road, in the amount of \$703. (C-19-0822)
3. Karen L. Nielsen Schardt, North 70th Street and Mill Road, in the amount of \$703. (C-19-0823)

- I. Received and placed on file the County Treasurer 2018 distress warrants.

MOTION: Vest moved and Yoakum seconded approval of the consent items. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

4) **PUBLIC HEARINGS:**

- A. Miscellaneous 19003 - vacation of a final plat on property generally located at 4180 North 148th Street (legally described as Lot 1 and Outlot A, McClellan Estates Addition located in the NW 1/4 of Section 10, Township 10 North, Range 8 East of the 6th Principal Meridian, Lancaster County, Nebraska). (See correlating item 5A)

The Chair opened the public hearing.

Steve Henrichsen, Lincoln-Lancaster County Planning Department, was administered the oath, and stated the owners did the final plat several years ago and one of the conditions was to release access to North 148th Street and have it relocated. The owners have now decided they do not want to do that and are asking to vacate the final plat. The Planning Commission recommended approval with the condition that the right-of-way along Havelock be retained. (Exhibit A)

No one appeared in support, opposition or in the neutral position.

The Chair closed the public hearing.

5) **NEW BUSINESS:**

- A. Resolution to vacate a portion of the plat of McClellan Estates Addition, generally located at 4180 North 148th Street, Lancaster County, Nebraska. (R-19-0077)

MOTION: Vest moved and Schorr seconded approval of the resolution.

Vest said he had a meeting with the owners earlier this year. They were very responsible and took all actions needed to correct the situation. Vest stated he is happy to see this come to a conclusion.

ROLL CALL: Schorr, Yoakum, Vest and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

- B. Resolution authorizing Roma Amundson, the County Board Chairperson of Lancaster County, to sign the 2019 County Annual Certification of Program Compliance Form and rescinding County Resolution R-19-0076. (R-19-0078)

Pam Dingman, Lancaster County Engineer, said this is the first year of a new statute in regards to the One and Six-Year Road and Bridge Improvement Projects. The State sent forms in May, 2019 and a second set of revised forms in August, 2019. The May forms were previously approved. These are the August forms to officially get all documents correct with the Nebraska Department of Transportation (NDOT).

MOTION: Vest moved and Schorr seconded approval of the resolution. Vest, Schorr, Yoakum and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

- C. Resolution in the matter of adopting benefits for Lancaster County employees in the unclassified service. This resolution rescinds and replaces County Resolution No. R-15-0016. (R-19-0079)

MOTION: Schorr moved and Yoakum seconded approval of the resolution. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

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

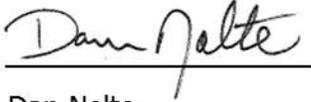
No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, November 7, 2019 at 8:30 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10th Street, Lincoln).
- B. The Lancaster County Board of Commissioners will hold a public hearing on Thursday, November 7, 2019, at 9:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln, Nebraska) regarding County Special Permit No. 19035 (to allow for the construction of a commercial feedlot on property legally described as Lot 2, Benes Country Acres 1st Addition, and the E 1/2 of the NW 1/4 of Section 4, Township 12 North, Range 6, East of the 6th P.M., Lancaster County, Nebraska, generally located 1/4 mile east of NW 27th Street and West Ashland Road).
- C. A public sale will be held of surplus County real property on November 7, 2019 at 2:00 p.m., at the east door of the Justice & Law Enforcement Center (575 S. 10th Street, Lincoln, Nebraska).
- D. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, November 12, 2019 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- E. County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- F. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTv City. For the rebroadcast schedule visit lincoln.ne.gov (keyword: LNKTv). Meetings are also streamed live on LNKTv and can be viewed on YouTube (LNKTvcity).

8) ADJOURNMENT

MOTION: Schorr moved and Vest seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:12 a.m. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

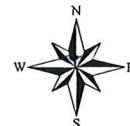
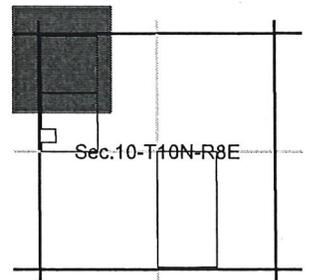
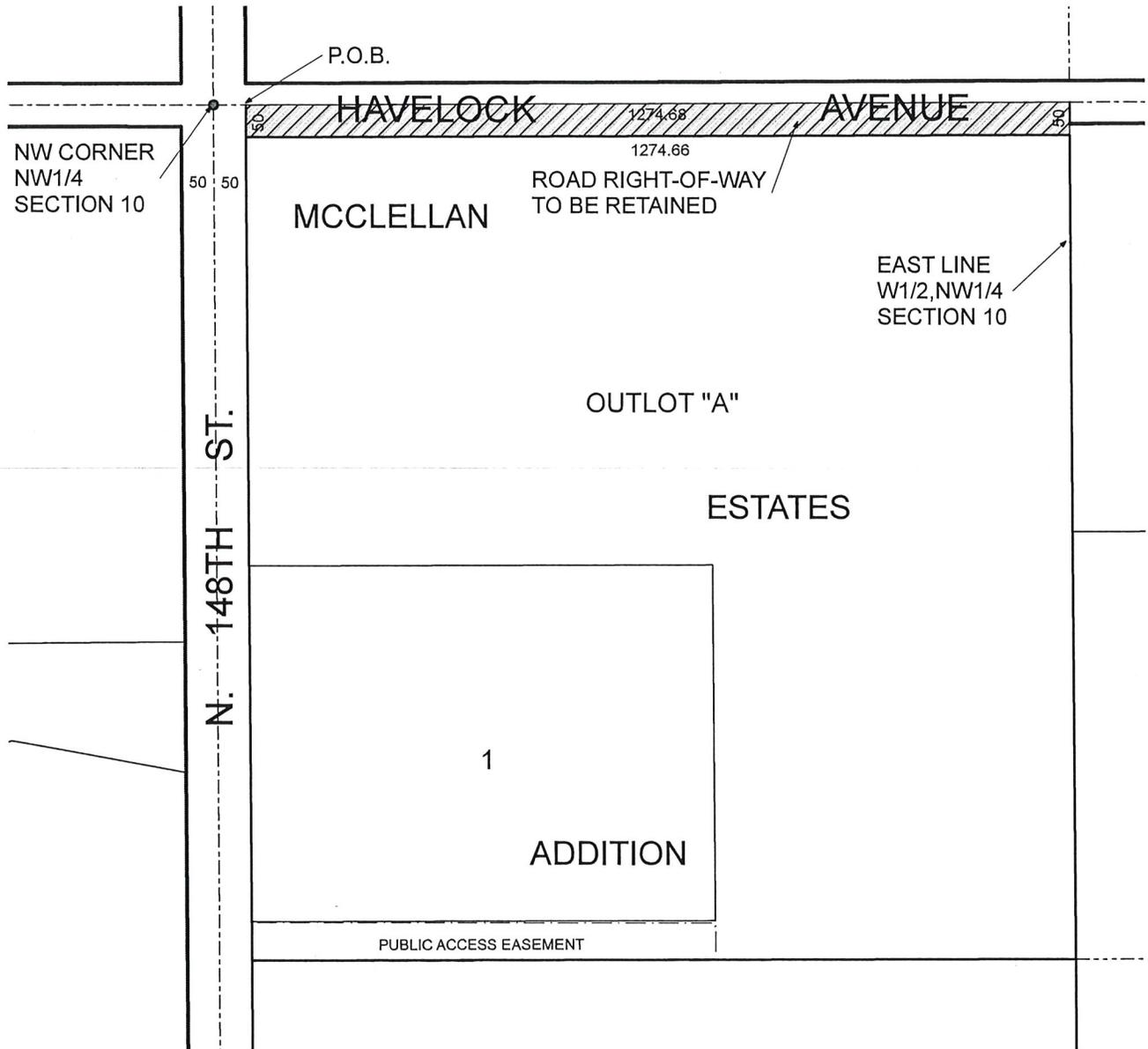


Dan Nolte
Lancaster County Clerk



EXHIBIT "A"

SEC. 10, T.10N., R.8E.



MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, NOVEMBER 5, 2019
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

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 November 1, 2019.

Commissioners present: Roma Amundson, Chair; Deb Schorr; Rick Vest; and Christa Yoakum

Commissioner absent: Sean Flowerday, Vice Chair

Others present: Rachel Garver, Lancaster County Treasurer, Scott Gaines, Deputy Assessor/Register of Deeds Office; Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, Deputy County Attorney; Cori Beattie, Deputy County Clerk; and Monét McCullen, County Clerk's Office

The meeting was called to order at 9:12 a.m., the location of the Nebraska Open Meetings Act was announced.

1) MINUTES:

- A.** Approval of the minutes of the Board of Equalization meeting held on Tuesday, October 15, 2019.

MOTION: Schorr moved and Vest seconded approval of the minutes. Vest, Schorr, Yoakum and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

2) ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS

MOTION: Schorr moved and Yoakum seconded approval of the additions and deductions. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

3) NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAXATION PURPOSES:

- A.** Kristi and Justin Young

Scott Gaines, Deputy Assessor/Register of Deeds, said this was property that was constructed in 2018 and no building permit was issued. This will notify the property owners of the 2019 value and they will have 30 days to appeal.

MOTION: Schorr moved and Vest seconded to send the notice of assessed valuation change for property taxation purposes. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

4) PUBLIC HEARINGS:

A. Motor Vehicle Tax Exemption Applications (See correlating item 5)

School Sisters of Christ the King	CEDARS Youth Services
Saint Paul United Methodist Church	HopeSpoke (2 applications)
Lincoln Katz Youth Group	Bryan Medical Center
Capital Humane Society	

The Chair opened the public hearing.

No one appeared in support, opposition or in the neutral position.

The Chair closed the public hearing.

B. Notice of Proposed Change in Exemption Status (See correlating item 6)

1. St. Monica's Home

The Chair opened the public hearing.

Scott Gaines, Deputy Assessor/Register of Deeds, was administered the oath, and said this property was previously exempt and owned by St. Monica's. The property has now been sold and the notice will notify both St. Monica's and the purchaser that the exemption status will change. The purchaser is not a non profit so the property will remain on the tax roll.

No one appeared in support, opposition or in the neutral position.

The Chair closed the public hearing.

5) ACTION ON MOTOR VEHICLE TAX EXEMPTION APPLICATIONS

MOTION: Schorr moved and Vest seconded approval of the motor vehicle tax exemption applications. Schorr, Yoakum, Vest and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

6) ACTION ON NOTICE OF PROPOSED CHANGE IN EXEMPTION STATUS

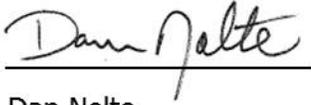
MOTION: Vest moved and Yoakum seconded approval of the proposed change in exemption status. Vest, Schorr, Yoakum and Amundson voted yes. Flowerday was absent. Motion carried 4-0.

7) PUBLIC COMMENT: Those wishing to speak on items relating to County Board of Equalization business not on the agenda may do so at this time.

No one appeared for public comment.

8) ADJOURNMENT

MOTION: Schorr moved and Vest seconded to adjourn the Lancaster County Board of Equalization meeting at 9:16 a.m. Yoakum, Vest, Schorr and Amundson voted yes. Flowerday was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk

