

MINUTES
LANCASTER COUNTY CORRECTIONAL FACILITY JOINT PUBLIC AGENCY (JPA)
COUNTY-CITY BUILDING, ROOM 112
555 SOUTH 10TH STREET
TUESDAY, NOVEMBER 27, 2012
9:00 A.M.

Present: Deb Schorr, Chair; Carl Eskridge, Vice Chair; Larry Hudkins; Chris Beutler

Others Present: Dennis Meyer, County Budget & Fiscal Officer; Mike Thurber, Corrections Director; Chuck Richter and Craig Gies, Sampson Construction Company; Trish Owen, Deputy Chief of Staff, Mayor's Office; Cori Beattie, Deputy County Clerk; and Ann Taylor, County Clerk's Office

The Chair called the meeting to order at 9:00 a.m.

The location announcement of the Nebraska Open Meetings Act was given.

AGENDA ITEM

1 APPROVAL OF MINUTES OF OCTOBER 30, 2012 MEETING

MOTION: Beutler moved and Hudkins seconded approval of the minutes of the October 30, 2012 meeting. Beutler, Eskridge, Hudkins and Schorr voted aye. Motion carried 4-0.

2 APPROVAL OF CLAIMS PROCESSED THROUGH NOVEMBER 20, 2012

Dennis Meyer, County Budget and Fiscal Officer, presented claims totaling \$1,887,161.76 from Wells Fargo for bank fees; Sampson Construction Company, the Construction Manager at-Risk for services and retainage; The Clark Enersen Partners, architect for the project, for professional services; and Becker Construction, Inc. for services related to the warehouse. There is also a principal and interest payment on the bond to Wells Fargo in the amount of \$3,706,840.00.

Mike Thurber, Corrections Director, discussed payment of retainage (a portion of the agreed upon contract price deliberately withheld until the work is substantially complete to ensure that the contractor, or subcontractor, will satisfy its obligations) noting some of the work was completed three years ago. He said payment of the retainage will not affect any of the warranties. Thurber said there is \$3,000,000 in retainage and Sampson Construction Company, the Construction Manager at-Risk, has requested release of \$1,551,004.00.

In response to a question from Hudkins, Chuck Richer, Sampson Construction Company, said a subcontractor performed the work referred to in Item No. 4 (3B-Interior Slabs) on the list of retainage items but Sampson Construction purchased the materials.

Hudkins noted a meeting is scheduled later in the day with the architect to discuss issues regarding this item.

MOTION: Hudkins moved and Eskridge seconded to approve payment of the retainage, with the exception of Item No. 4 (\$53,068.00).

Beutler asked whether the legal department has reviewed the retainage proposal.

Thurber said the County Attorney's Office had indicated that retainage would need to be paid at some point, although they did not see the actual invoice. He said the Budget and Fiscal Officer and Sampson Construction have reviewed it and the payments are in accordance with the contract. Thurber added that he is satisfied that the work has been completed.

Beutler asked Thurber whether he is aware of any controversy with Sampson Construction or the subcontractors. Thurber said only in terms of the flat work (interior slabs) that was previously mentioned.

It was further clarified that the intent of the motion was to approve payment of all claims, with the exception of Item No. 4 (\$53,068.00) on the retainage list.

ROLL CALL: Eskridge, Hudkins, Beutler and Schorr voted aye. Motion carried.

3 PUBLIC COMMENT

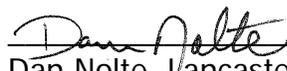
There was no public comment.

4 SETTING OF NEXT MEETING

The next meeting was scheduled for 9:00 a.m. on Tuesday, December 18, 2012.

5 ADJOURNMENT

MOTION: Hudkins moved and Beutler seconded to adjourn the meeting at 9:17 a.m. Hudkins, Beutler, Eskridge and Schorr voted aye. Motion carried 4-0.


Dan Nolte, Lancaster County Clerk

