

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, FEBRUARY 26, 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 February 22, 2019.*

Commissioners present: Jennifer Brinkman, Chair; Roma Amundson, Vice Chair; Sean Flowerday and Rick Vest

Commissioners absent: Deb Schorr

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

*The meeting was called to order at 9:00 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 meeting held on Tuesday, February 19, 2019.**

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

**2) CLAIMS:**

- A. Approval of all claims processed through February 26, 2019.**

**MOTION:** Amundson moved and Vest seconded approval of the claims. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr 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. Amendments to the following County contracts for Unit Price - Flooring – Carpet, Tile and Edging Installation. (Bid No. 16-288. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$50,000 for all contracts.)**
- 1. C-17-0092 with Floors, Inc. (C-19-0101)**
  - 2. C-17-0093 with Midwest Floor Covering Inc. (C-19-0102)**

- B. Amendments to the following County contracts for Unit Price - Plumbing Services. (Bid No. 16-283. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$100,000 for all contracts.)**
- 1. C-17-0048 with Bob and Don's Plumbing (C-19-0103)**
  - 2. C-17-0049 with Dworak Plumbing (C-19-0104)**
  - 3. C-17-0050 with Hayes Mechanical (C-19-0105)**
  - 4. C-17-0051 with John Henry's Plumbing, Heating & AC (C-19-0106)**
  - 5. C-17-0052 with JT&K Services Inc. (C-19-0107)**
- C. Amendments to the following County contracts for General Construction Service. (Bid No. 16-278. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The estimated cost to the County is not to exceed \$100,000 for all contracts.)**
- 1. C-17-0126 with A&J Donner Construction Inc. (C-19-0109)**
  - 2. C-17-0129 with Dickey – Hinds – Muir Incorporated (C-19-0110)**
  - 3. C-17-0130 with Excel Construction, LLC (C-19-0111)**
  - 4. C-17-0132 with Kingery Construction Co. (C-19-0112)**
  - 5. C-17-0135 with Vasa Construction (C-19-0113)**
  - 6. C-17-0128 with Brager Construction Inc. (C-19-0117)**
- D. Amendments to the following County contracts for Unit Price - Moving/Installation Services (Systems Furniture). (Bid No. 18-257. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$18,000 for all contracts.)**
- 1. C-18-0736 with Office Installation Specialists Inc. (C-19-0114)**
  - 2. C-18-0737 with World Class Office Installers, Inc. (C-19-0115)**
- E. Amendment to County Contract C-15-0095 with NECO Security for Annual Requirements - Providing Fire Alarm and Security Monitoring Services. (Bid No. 15-010. The amendment extends the contract for an additional six (6) month term beginning March 10, 2019 through September 9, 2019. The cost to the County is not to exceed \$1,600.) (C-19-0116)**
- F. Amendment to the following County contracts for Unit Price – Fencing Services. (Bid No. 16-280. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$40,000 for all contracts.)**
- 1. C-17-0046 with American Fence of Lincoln (C-19-0118)**
  - 2. C-17-0047 with Empire Fence & Netting (C-19-0119)**
- G. Amendment to the following County contracts for Unit Price – Irrigation Maintenance and Repair Services. (Bid No. 16-291. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$10,000 for all contracts.)**
- 1. C-17-0082 with Hunt Irrigation, Inc. (C-19-0120)**
  - 2. C-17-0083 with Judson Irrigation, Inc. (C-19-0121)**

- H. **Amendment to the following County contracts for Unit Price – Moving Services. (Bid No. 16-282. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$50,000 for all contracts.)**
  - 1. **C-17-0100 with Select Van & Storage – Mayflower Transit (Select Van & Storage, Inc.) (C-19-0122)**
  - 2. **C-17-0099 with Heartland Moving (Lincoln Location) (C-19-0174)**
  
- I. **Amendment to County Contract C-16-0090 with Jones Automotive, Inc. for Annual Supply & Installation – Emergency Equipment for Law Enforcement Vehicles. (Bid No. 16-021. The amendment revises the equipment and price list. The estimated cost for the term beginning February 22, 2019 will not change.) (C-19-0123)**
  
- J. **Amendment to County Contract C-17-0038 with Mr. Yards and More LLC for Landscape Installation & Maintenance Services. (Bid No. 16-290. The amendment renews the contract from March 1, 2019 through February 28, 2021. The estimated cost to the County is not to exceed \$15,000.) (C-19-0124)**
  
- K. **Amendments to the following County contracts for Unit Price – Painting Services. (Bid No. 16-286. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$30,000 for all contracts.)**
  - 1. **C-17-0142 with Athey Painting (C-19-0125)**
  - 2. **C-17-0143 with Dickey - Hinds - Muir Incorporated (C-19-0126)**
  - 3. **C-17-0144 with Schneider Construction LLC (C-19-0127)**
  
- L. **Amendments to the following County contracts for Unit Price – Electrical and Large Scale Electrical Services. (Bid No. 16-284. The amendment renews the contracts from March 1, 2019 through February 28, 2021 with a price increase. The cost to the county is not to exceed \$120,000 for all contracts.)**
  - 1. **C-17-0136 with Capitol City Electric Inc. (C-19-0128)**
  - 2. **C-17-0137 with Commonwealth Electric Company of the Midwest (C-19-0129)**
  - 3. **C-17-0138 with Gregg Electric Company (C-19-0130)**
  - 4. **C-17-0139 with Hy-Electric, Inc. (C-19-0131)**
  - 5. **C-17-0140 with Progressive Electric (C-19-0132)**
  - 6. **C-17-0141 with Willmar Electric Service (C-19-0133)**
  
- M. **Amendments to the following County contracts for Unit Price – Pavement/Concrete Services. (Bid No. 16-285. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$50,000 for all contracts.)**
  - 1. **C-17-0069 with A&J Donner Construction, Inc. (C-19-0134)**
  - 2. **C-17-0072 with Dickey - Hinds - Muir Incorporated (C-19-0135)**
  - 3. **C-17-0073 with K2 Construction (C-19-0136)**
  - 4. **C-17-0074 with MTZ Construction LLC (C-19-0137)**

5. C-17-0075 with Pavers, Inc. (C-19-0138)
6. C-17-0076 with Precision Concrete Cutting (C-19-0139)
7. C-17-0078 with Schmieding Concrete, Inc. (C-19-0140)
8. C-17-0079 with Silver Ridge Construction (C-19-0141)
9. C-17-0080 with Vasa Construction (C-19-0142)
10. C-17-0081 with Walton Construction Co., Inc. (C-19-0143)
11. C-17-0071 with Cather & Son's Construction, Inc. (C-19-0144)

- N. Amendments to the following County contracts for Unit Price – HVAC and HVAC Control Services. (Bid No. 16-281. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$70,000 for all contracts.)**
1. C-17-0151 with Capitol Heating & Air Conditioning (C-19-0145)
  2. C-17-0152 with Control Services, Inc. (C-19-0146)
  3. C-17-0153 with Engineered Controls Inc. (C-19-0147)
  4. C-17-0154 with Hayes Mechanical (C-19-0148)
  5. C-17-0157 with MMC Contractors (C-19-0149)
  6. C-17-0158 with Siemens Industry (C-19-0150)
- O. Amendments to the following County contracts for Unit Price – Demolition Services (Bid No. 16-279. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$20,000 for all contracts.)**
- a. C-17-0085 with Brandt Excavating Company (C-19-0151)
  - b. C-17-0086 with Complete Construction Services (C-19-0152)
  - c. C-17-0087 with Gana Trucking & Excavating (C-19-0153)
  - d. C-17-0088 with High Plains Enterprises Inc. (C-19-0154)
  - e. C-17-0089 with MWE Services, Inc. (C-19-0155)
  - f. C-17-0090 with New Horizons, LLC (C-19-0156)
  - g. C-17-0091 with Vasa Construction (C-19-0157)
- P. Amendments to the following County contracts for Unit Price – Excavating, Grading and Dozing Services (Bid No. 16-292. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost to the County is not to exceed \$100,000 for all contracts.)**
- a. C-17-0040 with Brandt Excavating Company (C-19-0158)
  - b. C-17-0042 with Gana Trucking & Excavating (C-19-0159)
  - c. C-17-0044 with High Plains Enterprises Inc (C-19-0160)
  - d. C-17-0043 with H.R. Bookstrom Construction Inc. (C-19-0161)
  - e. C-17-0045 with Walton Construction Co. (C-19-0162)
- Q. Amendment to County contract C-18-0228 with J & A Traffic Products for Annual Supply – Square Steel Sign Post System, Hardware and Accessories. (Bid No. 18-045. The amendment renews the contract from March 28, 2019 through March 27, 2020. The cost to the County is not to exceed \$45,000.) (C-19-0163)**

- R. **Amendments to the following County contracts for Unit Price – Roofing Services (Bid No. 16-294. The amendment renews the contracts from March 1, 2019 through February 28, 2021. The cost for to the County is not to exceed \$60,000 for all contracts.)**
  - a. C-17-0119 with Ironhide Construction Inc. (C-19-0164)
  - b. C-17-0120 with MC Enterprises (C-19-0165)
  - c. C-17-0122 with Neemann & Sons Inc. (C-19-0166)
  - d. C-17-0123 with Weathercraft Company of Lincoln (C-19-0167)
  - e. C-17-0124 with White Castle Roofing & Gutters (White Castle Roofing & Contracting Inc.) (C-19-0168)
  
- S. **Amendments to County contract C-18-0448 with HopeSpoke for the professional services of an internal Case Manager for the Juvenile Justice System. (The amendment changes the company name from Child Guidance Center to HopeSpoke.) (C-19-0173)**
  
- T. **Right-of-way contracts with the following:**
  - 1. **Lois J. Ronhovde, North 70<sup>th</sup> Street and Branched Oak Road, in the amount of \$631. (C-19-0169)**
  - 2. **Vicki A. Nielsen, Trustee, North 84<sup>th</sup> Street and Mill Road, in the amount of \$244. (C-19-0170)**
  - 3. **Kendra M. and Bruce L. Ronnau, South 78<sup>th</sup> Street and Hickman Road, in the total amount of \$5,992.50 (2 contracts) (C-19-0171, C-19-0172)**

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

#### **4) PUBLIC HEARING:**

- A. **Manager application for Fred A. Gertsch in connection with a Class Y liquor license for Prime Country Winery LLC, 12120 Southwest 142nd Street, Denton. (Public Hearing will remain open for one week.)**

The Chair opened the public hearing.

Fred Gertsch, 3001 O'Shea Drive, was administered the oath and explained the winery is currently not in use, but he wants to keep the liquor license active as he plans to sell the winery.

Brinkman asked Mr. Gertsch if he planned to take any alcohol training classes. Gertsch said he had no intentions to open the winery, therefore he had no plans to take any trainings.

The Chair closed the public hearing.

- B. **Lancaster County Rural Transit project for which financial assistance is being sought from the Federal Transit Administration, pursuant to the Federal Transit ACT (FTA). (See correlating item 5A)**

The Chair opened the public hearing.

Mitch Sump, Lancaster County Rural Transit Manager, was administered the oath and gave an overview of rural transit services. This year the State has requested submittal of a two-year budget. Traditionally, funds are distributed 50% federal, 25% state and 25% local match. The application amount is \$203,962 and if funds are awarded, there will need to be a local match of \$41,966.

Amundson felt this was a valuable service for rural residents and she thanked Mr. Sump for his work.

The Chair closed the public hearing and the Board voted on correlating Item 5A.

5) **NEW BUSINESS:**

- A. Resolution instructing Lancaster County Public Rural Transit to apply for federal funds available under Section 5311 of the Federal Transit Act and to use said funds to provide public transportation in Lancaster County and the bordering communities of Adams, Ceresco, Cortland, Eagle and Greenwood. (R-19-0011)**

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

- B. Resolution in the matter of amending the policy governing the expenditure of public funds for payment of reimbursement of actual and necessary expenses incurred by county elected officials, appointed officials, employees and volunteers. (R-19-0012)**

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

- C. Reconsideration of the February 19, 2019 vote on Resolution R-19-0010 regarding County Text Amendment No. 18016 amending the Lancaster County Zoning Resolution, Section 13.048 Commercial Wind Energy Conversion Systems, as provided in Attachments A, B and C. (Note: To reconsider the vote a Motion to Reconsider is required by Commissioners Brinkman, Amundson, Schorr, or Vest. Any Commissioner may second the Motion to Reconsider.)**

Vest said after casting his vote on Tuesday, February 19, 2019, he was not sure he had achieved both sides of what he considers the important priorities regarding this issue. He has made a commitment that he would not make any vote that would eliminate the opportunity for wind turbines in Lancaster County along with the commitment of respecting the impact that might have and he wants to find the best balance.

**MOTION:** Vest moved and Flowerday seconded to reconsider the vote on the motion to adopt Planning Commission's Alternative Proposal as provided in Attachment B to County Resolution R-19-0010 as amended by the motion to amend to adopt the compromise proposed by the applicant to include the one-mile setback from a dwelling unit. Vest, Flowerday and Brinkman voted yes. Amundson voted no. Schorr was absent. Motion carried 3-1.

Brinkman stated a motion to reconsider the vote on the resolution relating to County Text Amendment 18016 and on the motion to amend Planning Commission's Alternative Proposal to include the one-mile setback from a dwelling unit has been passed. She asked her colleagues if they intended to consider a new vote now.

Vest said he believes all Commissioners should be present before this is reconsidered.

**MOTION:** Vest moved and Flowerday seconded to table the vote on the resolution relating to County Text Amendment 18016 until March 19, 2019, and to reopen the public hearing before taking such vote. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- D. Contract with B.I. Incorporated using the City and County of Denver/US Communities Contract No. 201844994 to provide Offender Monitoring Products, Services and Solutions (MOU043). The term of the contract is from February 1, 2019 through January 31, 2022. The pricing will be pursuant to the City and County of Denver/US Communities Contract No. 201844994. The cost to the County is not to exceed \$240,000. (C-19-0100)**

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

- E. Contract with Civic Plus to provide Website, Logo, and Hosting Services. The term of the contract is four years from the date of execution. The cost to the County is estimated at \$161,858. (C-19-0108)**

**MOTION:** Vest moved and Amundson seconded approval of the contract. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr 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.**

Pam Dingman, Lancaster County Engineer, reported on her office's involvement during the recent blizzard and thanked her employees for their hard work during the harsh winter. She noted sand and salt continue to be in low supply and she voiced concerns about how the excess moisture will impact County roads and flooding when the temperature increases.

The Commissioners expressed their gratitude for keeping the roads cleared.

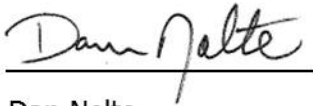
**7) ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, February 28, 2019 at 8:30 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).**
- B. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, March 5, 2019 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) with the Board of Equalization immediately following.**

- C. County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto:commish@lancaster.ne.gov).
- D. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTV City. For the rebroadcast schedule visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: LNKTV). Meetings are also streamed live on LNKTV and can be viewed on YouTube (LNKTVcity).

8) **ADJOURNMENT**

**MOTION:** Amundson moved and Flowerday seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:31 a.m. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.



Dan Nolte  
Lancaster County Clerk

