

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, MAY 14, 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 May 10, 2019.

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

Others present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, 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, May 7, 2019.**

MOTION: Amundson moved and Schorr seconded approval of the minutes. Schorr, Flowerday, Amundson, Vest and Brinkman voted yes. Motion carried 5-0.

2) CLAIMS:

- A. Approval of all claims processed through May 14, 2019.**

MOTION: Flowerday moved and Vest seconded approval of the claims. Vest, Schorr, Flowerday, Amundson and Brinkman voted yes. Motion carried 5-0

- 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. Amendment to County Contract C-18-0285 with Mahoney Fire Sprinkler, Inc., for Inspection, Testing and Maintenance of Fire Sprinklers. (Bid No. 18-102. The amendment adds additional services with the estimated expenditures increased by \$400 for the remainder of the contract term with a revised total amount of \$10,400.) (C-19-0363)**

B. Right-of-way contracts with the following:

- 1. Madden Heusinkvelt, LLC, Southwest 14th Street and West Olive Creek Road, in the amount of \$2,891. (C-19-0364)**
- 2. Gary L. and Lilo Johnson, North 180th Street and Alvo Road, in the total amount of \$340 (\$100 for drain tile included) (C-19-0365)**
- 3. Steven D. and Sue A. Schuelke, North 180th Street and Alvo Road, in the amount of \$180. (C-19-0366)**
- 4. Nick Loseke and Sara Novotny, South 176th Street and Roca Road, in the amount of \$397. (C-19-0367)**
- 5. Alan L. and Laurel D. Baade, South 82nd Street between Roca Road and Saltillo Road, in the total amount of \$5,419. (3 contracts) (C-19-0368, C-19-0369, C-19-0370)**
- 6. Fern E. Wunibald Revocable Trust; Shirley K. Griffith, Mary C. Lederer and Deborah A. Riley, Trustees, South 82nd Street between Roca Road and Saltillo Road, in the total amount of \$8,400. (3 contracts) (C-19-0371, C-19-0372, C-19-0373)**

C. Received and placed on file the report from Records and Information Management for April, 2019.

D. Setting a public hearing on Tuesday, May 28, 2019 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln, Nebraska) regarding Change of Zone 19010, from AG Agricultural to AGR Agricultural Residential on approximately 25.53 acres in the general vicinity of West Bluff Road and Northwest 126th Street in Lancaster County, Nebraska.

MOTION: Amundson moved and Schorr seconded approval of the consent items. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.

4) SPECIAL PRESENTATIONS:

A. Commissioners' Award of Excellence for April, 2019, awarded to Angela Clark, Assessor/Register of Deeds in the category of Productivity.

The Clerk read the nomination into the record.

Rob Ogden, Assessor/Register of Deeds, added that Ms. Clark's efforts assist with the efficiency in the Register of Deeds office.

Commissioner Flowerday presented Ms. Clark with her award and thanked her for her service.

Angela Clark thanked the Board for their recognition.

B. Proclaiming May 12-18, 2019 as National Police Week in Lancaster County and May 15, 2019 as Peace Officers Memorial Day - Terry Wagner, County Sheriff (See correlating item 6A)

Terry Wagner, Lancaster County Sheriff, discussed the different events scheduled for the week.

The Clerk read the proclamation into the record.

C. Good News Jail and Prison Ministries of Fairfax, Virginia, Chaplain Program and Inmate Benefit Fund - Brenda Fisher, Corrections Program Director; Sheldon Crapo, Chaplain. (See correlating item 6B)

Brenda Fisher, Corrections Program Director, said this is a request from the Inmate Benefit Fund in the amount of \$19,500 to fund the Chaplaincy which operates within the jail for the benefit of the inmates. There will be two new Assistant Chaplains added this year, Laura Schmidt and Dale Ribble. As the inmate population has grown, the scope and demands for spiritual support have grown as well.

Sheldon Crapo, Chaplain, said over the years his position has become more administrative. Ms. Schmidt and Mr. Ribble initially started as volunteers but have now completed the process and have become official Chaplains.

5) UNFINISHED BUSINESS:

A. Request under Personnel Rule 17.14 (d) for a one-time cash award of \$500 for Officer Megan McDonald, Department of Corrections 2018 Employee of the Year.

Ken Prey, Lancaster County Department of Corrections Jail Administrator, thanked the Board for allowing recognition of employee excellence. He said Ms. McDonald maintains a positive attitude and displays positive work ethics every day. She is also fair and compassionate with the inmates under her supervision.

The Clerk read the nomination into the record.

Commissioner Schorr presented Ms. McDonald with her award and thanked her for her service.

Megan McDonald thanked her family, peers and the administrative staff.

MOTION: Vest moved and Amundson seconded approval of the one-time cash award for Officer Megan McDonald. Flowerday, Amundson, Vest, Schorr and Brinkman voted yes. Motion carried 5-0.

6) NEW BUSINESS:

A. Resolution proclaiming May 12-18, 2019 as National Police Week in Lancaster County and May 15, 2019 as Peace Officers Memorial Day. (R-19-0041)

MOTION: Vest moved and Flowerday seconded approval of the resolution. Schorr, Flowerday, Amundson, Vest and Brinkman voted yes. Motion carried 5-0.

B. Authorize the payment of \$19,500 from the Inmate Benefit Fund to Good News Jail and Prison Ministries of Fairfax, Virginia for providing a full-time chaplain for Lancaster County Corrections inmates.

MOTION: Vest moved and Amundson seconded approval of the payment from the Inmate Benefit Fund to Good News Jail and Prison Ministries. Vest, Schorr, Flowerday, Amundson and Brinkman voted yes. Motion carried 5-0.

- C. Special Designated License applications from James Arthur Vineyards for events at 2001 West Raymond Road, Raymond, Nebraska on June 1, June 8, June 15, June 22 and June 29, 2019.**

Jim Ballard, James Arthur Vineyards, said the winery will hold Saturday music festivals in June and they will be working with a local brewery to provide their beverage at the events.

MOTION: Amundson moved and Vest seconded approval of the special designated license applications. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.

- D. Special events permit application from James Krist, UNL Cycling Club, for the Husker Hundo bicycle race event on Saturday, July 6, 2019.**

James Krist, UNL Cycling Club, said this event is a gravel race and ride on the eastern side of the County.

MOTION: Amundson moved and Schorr seconded approval of the special events permit application. Flowerday, Amundson, Vest, Schorr and Brinkman voted yes. Motion carried 5-0.

- E. Defensive Driving Course agreement with National Safety Council, Nebraska, for online STOP traffic diversion classes. The County will pay \$18.20 per course for 5,000 online courses. The term of the agreement is one-year from the date of execution. (C-19-0379)**

MOTION: Amundson moved and Vest seconded approval of the Defensive Driving Course Agreement. Schorr, Flowerday, Amundson, Vest and Brinkman votes yes. Motion carried 5-0.

- F. First Grant Contract Addendum to Lancaster County Visitors Improvement Fund Grant Contract with Lancaster County as the Sponsor and the City of Lincoln as the Grantee for the Grantee's Prairie Corridor Trail project. The addendum changes the contract term from a one-year term with two one-year renewal terms to a three-year term. (C-19-0374)**

MOTION: Schorr moved and Amundson seconded approval of the first grant contract addendum. Vest, Schorr, Flowerday, Amundson and Brinkman voted yes. Motion carried 5-0.

- G. Agreement with HBE LLP, for interim accounting and financial management services in the Lancaster County Sheriff's Office. The agreement is effective upon execution by both parties and shall continue through either (a) October 31, 2019, or (b) the date in which HBE LLP has provided 320 hours of services. The County shall pay HBE LLP \$120 per hour, not to exceed \$38,400 for the term of the agreement. (C-19-0378)**

MOTION: Vest moved and Flowerday seconded approval of the agreement. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.

- H. Interlocal Agreement with Lancaster County Rural Water District No. 1 of Bennet, Nebraska, for relocation of the District's facilities on South 82nd Street (Project C55-S-404(4)). The cost to the County is \$154,254. (C-19-0375).**

Pam Dingman, Lancaster County Engineer, said this is a relocation of the rural waterline that runs adjacent to South 82nd Street. The Engineering Department had to acquire some additional right-of-way in the area and the County is responsible for paying to relocate the waterline from Roca Road to Bennet Road.

MOTION: Amundson moved and Schorr seconded approval of the interlocal agreement. Flowerday, Amundson, Vest, Schorr and Brinkman voted yes. Motion carried 5-0.

- I. Interlocal Agreement with the Village of Firth to provide for pavement resurfacing on Firth Road beginning at the southwest corner of Section 26-7-7 and extending east to the east line of Firth Fire Station Addition as part of Project 19-01 (Bid No. 19-122). The Village shall pay the County \$122,298.73 on or before June 1, 2019. (C-19-0376)**

Dingman said Lancaster County has jurisdiction on half of the road. The Village of Firth owns the outlot to the north, but the road still remains in Lancaster County's jurisdiction (Exhibit A). The interlocal agreement includes the road being annexed by the Village of Firth once Lancaster County has paved the road.

MOTION: Amundson moved and Flowerday seconded approval of the interlocal agreement. Schorr, Flowerday, Amundson, Vest and Brinkman voted yes. Motion carried 5-0.

- J. Interlocal Agreement with the Village of Malcolm to provide for pavement resurfacing on Malcolm Road and East Third Street Road from Education Drive to State Spur 55M as part of Project 19-01 (Bid No. 19-122). The Village shall pay the County \$178,218.40 on or before June 30, 2019. (C-19-0377)**

Dingman said there was an addition to the Village of Malcolm and a portion of the road was not annexed (Exhibit B). The Village of Malcolm would like to coordinate with Lancaster County to do an asphalt overlay. Lancaster County will pay for the asphalt overlay on the small portion of the road and then Malcolm will annex it.

MOTION: Amundson moved and Vest seconded approval of the interlocal agreement.

Brinkman thanked the Engineering Department for their ongoing diligence in executing this interlocal agreement.

ROLL CALL: Vest, Schorr, Flowerday, Amundson and Brinkman voted yes. Motion carried 5-0.

- K. Recommendation from the Purchasing Agent and the County Engineer to award a contract to Pavers, Inc., for asphalt surfacing and paving (Bid No. 19-122). The total amount of the contract is \$3,063,765.26. (B-19-0122)**

Dingman displayed the different locations for proposed asphalt work for the upcoming year (Exhibit C).

MOTION: Amundson moved and Schorr seconded approval of the recommendation. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.

- L. Recommendation from the purchasing Agent and County Engineer to award a contract to Dustrol Inc., for hot-in-place asphalt (Bid No. 19-129). The total amount of the contract is \$1,795,375.28. (B-19-0129)**

Dingman explained hot-in-place asphalt is when the equipment grinds up the old and bad asphalt on the surface, emulsifier is added, then heated back up and laid back down. She noted this process is cheaper and faster than asphalt overlay and displayed a site map (Exhibit D). This was done on Saltillo Road and has held up very well.

MOTION: Schorr moved and Amundson seconded approval of the recommendation. Flowerday, Amundson, Vest, Schorr and Brinkman voted yes. Motion carried 5-0.

- M. Acceptance of resignation of Jennifer Brinkman from the Lancaster County Board of Commissioners, effective May 20, 2019.**

MOTION: Schorr moved and Amundson seconded acceptance of the resignation of Jennifer Brinkman, effective May 20, 2019.

Amundson thanked Brinkman for her service over the years. She added Brinkman has brought new ideas and energy to help the Board move forward.

ROLL CALL: Schorr, Flowerday, Amundson, Vest and Brinkman voted yes. Motion carried 5-0.

- N. Election of Officers for the Lancaster County Board of Commissioners, effective May 20, 2019.**

MOTION: Flowerday moved and Vest seconded to elect Commissioner Amundson as Chair of the Lancaster County Board of Commissioners, effective May 20, 2019.

Brinkman said Commissioner Amundson does an excellent job of leading difficult initiatives and she appreciates the ongoing relationship.

ROLL CALL: Vest, Schorr, Flowerday and Brinkman voted yes. Amundson abstained. Motion carried 4-0 with one abstention.

MOTION: Schorr moved and Vest seconded to elect Commissioner Flowerday as Vice Chair of the Lancaster County Board of Commissioners, effective May 20, 2019. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.

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

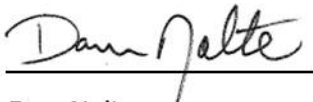
No one appeared for public comment.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold department budget hearings on Tuesday, May 14, 2019 immediately following the Lancaster County Board of Commissioners meeting 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 staff meeting, including department budget hearings, on Thursday, May 16, 2019 at 8:30 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10th Street, Lincoln).
- C. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, May 21, 2019 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with Board of Equalization and department budget hearings immediately following.
- D. County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- E. 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).

9) **ADJOURNMENT**

MOTION: Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:36 a.m. Amundson, Vest, Schorr, Flowerday and Brinkman voted yes. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

