

AGENDA
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 16, 2023, AT 9:00 AM
COUNTY-CITY BUILDING, ROOM 112

COMMISSIONERS: Christa Yoakum, Chair; Sean Flowerday, Vice Chair;
Roma Amundson, Matt Schulte and Rick Vest

Location Announcement of Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the rear of the Hearing Room. Additionally, all written material to be discussed at today's open meeting is available for electronic viewing from the County Clerk's staff. Printing options are available upon request. These materials can also be viewed on the County's web site at lancaster.ne.gov.

Those wishing to speak on items specific to today's agenda are asked to do so when the item is called by the County Clerk. Each speaker is limited to five (5) minutes. Time limits may be extended or reasonably decreased at the discretion of the County Board Chair.

Those wishing to speak on items relating to other County business not on the agenda may speak during the public comment portion of the agenda. Each speaker is limited to five (5) minutes. These time limits may be extended or reasonably decreased at the discretion of the County Board Chair. The public comment period will be limited to one (1) hour.

If you are here to participate on an item and need special consideration because of a schedule conflict or some other reason, please let the Clerk know prior to the meeting so we may accommodate your needs.

1) MINUTES

A. Approval of the [minutes](#) of the Board of Commissioners meeting held on May 9, 2023.

2) CLAIMS

A. Approval of the [claims](#) processed through May 16, 2023.

B. Approval of a [claim](#) to Indian Center Inc in the amount of \$1,926.19. (Batch No. 294130, Document No. 805401 and Batch No. 294149, Document No. 805519).

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:

1. C-17-0422 with The Board of Regents of the University of Nebraska, on behalf of the University of Nebraska - Lincoln and its Children's Justice Clinic at the University of Nebraska, for the representation of indigent juveniles in the Separate Juvenile Court of Lancaster County. (The amendment revises rates and renews the contract for five years, from July 1, 2023, through June 30, 2028.) ([C-23-0380](#))
2. C-23-0277 with Blackstone Environmental for Phase II of an environmental study concerning a portion of property to be used as a Civil Protective Custody unit located at 635 J Street Lincoln. (The cost to the County is \$16,240.) ([C-23-0395](#))
3. C-21-0331 with Lincoln Journal Star for the annual service of publishing legal notices and all other verbiage necessary to conduct City/County/Public Building Commission Business. (Bid No. 21-080. The amendment renews the contract from June 9, 2023, through June 8, 2024. The cost to the County is not to exceed \$5,000.) ([C-23-0409](#))

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

1. Nancy J Cerone, North 176th Street and Davey Road, in the amount of \$505. (Project No. 22-28 / A-232) ([C-23-0378](#))
2. Lynn C Brazda, Northwest 84th Street and West Little Salt Road, in the amount of \$3,415. (Project No. 22-29 / D-290) ([C-23-0379](#))
3. The Hargens Family Trust, Northwest 40th Street and West McKelvie Road, in the amount of \$946. (Project No. 22-29 / F-117) ([C-23-0381](#))
4. Linda K Guill and Richard L Klauz, Northwest 105th Street and West McKelvie Road, in the total amount of \$2,160. (Project No. 22-48 / E-038) ([C-23-0382](#)) ([C-23-0383](#))
5. Coffey Grounds LLC, Northwest 40th Street and West McKelvie Road, in the amount of \$136. (Project No. 22-29 / F-117) ([C-23-0385](#))
6. Jerry L Barger, North 176th Street and Rock Creek Road, in the amount of \$505. (Project No. 22-28 / A-125) ([C-23-0386](#))
7. Timothy W and Nancy J Newman, North 98th Street (Holdrege Street to Adams Street), in the total amount of \$17,675. (Project No. 23-01) ([C-23-0387](#)) ([C-23-0391](#))
8. Exclusive Financial Services LLC, South 54th Street and Martell Road, in the amount of \$946. (Project No. 22-30 / S-163) ([C-23-0394](#))
9. Georgia Properties LLC, South 120th Street and Yankee Hill Road, in the amount of \$370. (Project No. 22-28 / Q-301) ([C-23-0402](#))
10. Matterhorn LLC, South 120th Street and Yankee Hill Road, in the amount of \$298. (Project No. 22-28 / Q-301) ([C-23-0403](#))

C. Utility Permit No. 2369 allowing Windstream Nebraska LLC to reinstall a communication line for the Southwest 42nd Street paving project. (Project No. 21-09. Windstream is to replace temporary buried cable on Southwest 42nd Street between West Pella Road and Hallam Road in the Hallam exchange.) ([C-23-0375](#))

D. Utility Permit No. 2364 allowing Windstream Nebraska LLC to install a new communication line in Southeastern Lancaster County around the Hallam area. (Work is to be done on Southwest 42nd Street from West Pella Road to West Gage Road, West Pella Road from Southwest 42nd Street to Southwest 14th Street, Southwest 29th Street from West Pella Road to West Gage Road and Southwest 14th Street one half mile north and south of West Hallam Road.) ([C-23-0404](#))

E. Utility Permit No. 2365 allowing Windstream Nebraska LLC to install a new communication line in southeastern Lancaster County around the Hallam area. (Work is to be done on West Panama Road from Southwest 58th Street to Southwest 42nd Street, Southwest 42nd Street from West Panama Road to West Princeton Road, West Princeton Road from Southwest 58th Street to Southwest 29th Street, and West Olive Creek Road from Southwest 42nd Street to Southwest 58th Street.) ([C-23-0405](#))

F. Utility Permit No. 2370 allowing Allo Communications LLC to install new communication lines along West Sprague Road from Southwest 142nd Street to Southwest 114th Street. ([C-23-0406](#))

G. Utility Permit No. 2372 allowing Olsson, Inc. to take soil borings for a geotechnical report for a new trunk sewer line. (The soil borings will start 500 feet south of Pioneers Boulevard along 98th Street and continue north for 1.23 miles (500 feet north of Van Dorn Street). Work will be performed in the right-of-way along 98th Street at a total of six boring locations.) ([C-23-0408](#))

H. Change Order No. 2 to County Contract C-22-0551 with JJK Construction to add additional structural steel due to a plan revision. (The cost to the County is not to exceed \$6,629.64) ([C-23-0396](#))

I. Change Order No. 1 to County Contract C-23-0048 with Constructors, Inc. to add additional materials for earthwork measured in embankment. (The cost to the County is not to exceed \$5,087.85) ([C-23-0398](#))

- J. Change Order No. 1 to County Contract C-23-0237 with Tim Sisco Construction LLC to extend the project start date to June 19, 2023, per the contractor's request. (There is no cost to the County.) [\(C-23-0399\)](#)
- K. Grant contract with Cedars Youth Services for the Carriage House program in the amount of \$250,000. (Funding is from the Joint Budget Committee for the term of May 16, 2023, through June 30, 2023.) [\(C-23-0410\)](#)
- L. Agreements with the following for speaking services for the 2023 Nebraska Community Aid & Juvenile Justice Conference. (Funding is from the Nebraska Commission on Law Enforcement and Criminal Justice Community-based Juvenile Services Aid Enhancement Grant.)
 - 1. Alexandra Miller in an amount not to exceed \$1,500. [\(C-23-0388\)](#)
 - 2. Christian Bijoux in an amount not to exceed \$1,650. [\(C-23-0389\)](#)
 - 3. RFK Community Alliance in an amount not to exceed \$2,200. [\(C-23-0390\)](#)
 - 4. School Avoidance Alliance in an amount not to exceed \$2,200. [\(C-23-0400\)](#)
 - 5. Smart GEN Society in an amount not to exceed \$1,650. [\(C-23-0407\)](#)

4) **NEW BUSINESS**

- A. Resolution in the matter of authorizing the County Board Chair or Vice Chair to sign Professional Services Agreement Supplement No. 1, amending County Contract C-22-0249 with Felsburg Holt & Ullevig for additional environmental services. (Project No. 22-44, LCLC-5272(1), CN 13492, Arbor Road Bridge.) [\(R-23-0031\)](#)
- B. Professional Services Agreement Supplement No. 1, amending County Contract C-22-0249 with Felsburg Holt & Ullevig for environmental services. (Project No. 22-44, LCLC-5272(1), CN 13492, Arbor Road Bridge. The total cost for Supplement No. 1 is not to exceed \$100,615.71 of which \$80,492.57 is the Federal share and \$20,123.14 is the County share.) [\(C-23-0397\)](#)
- C. Resolution in the matter of increasing the speed limit on Southwest 14th Street between N-33 and West Saltillo Road from 50 MPH to 55 MPH. (This road segment was recently paved.) [\(R-23-0032\)](#)
- D. Road maintenance agreement with Gana Trucking & Excavating related to Special Permit No. 20014A for Coffey Grounds LLC to excavate soil, sand, and gravel on property located west of Northwest 40th Street and north of US Highway 34 in Lancaster County. [\(C-23-0401\)](#)
- E. Recommendation from County Engineering to award a bid to Midwest Infrastructure, Inc. for ARPA (American Rescue Plan Act) Culvert Maintenance (Phase II). The estimated total cost to the County is \$694,371.33. (Project No. 22-29, Bid No. 23-126) [\(B-23-126\)](#)
- F. Special designated license application from [WH Investment Group, Inc.](#) for an event at Westview Bed and Breakfast (7000 Northwest 27th Street, Lincoln) on June 3, 2023.
- G. Cooperative service agreement with the United States Department of Agriculture Animal and Plant Health Inspection Service – Wildlife Services for assistance in facilitating wildlife damage management. The County will pay up to \$10,706.76 for the services during the upcoming fiscal year. (The agreement is effective upon final signature and shall continue for five years.) [\(C-23-0393\)](#)
- H. Acceptance of a grant award from the Nebraska Crime Commission in the amount of \$1,101,774 for Lancaster County Community Aid. (State Grant Award 24-CB-0517 is for the period of July 1, 2023, through June 30, 2024.) [\(C-23-0392\)](#)

- I. Grant contract with The Lincoln Arts Council to promote its Lincoln Arts Festival in an amount not to exceed \$5,000 from the Visitors Promotion Fund. ([C-23-0384](#))

5) LEGISLATIVE UPDATE

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

7) ANNOUNCEMENTS

- A. The Lancaster County Board of Commissioners will hold a staff meeting, including budget hearings, on Thursday, May 18, 2023, at 8:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- B. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, May 23, 2023, at 9:00 a.m., and department budget hearings immediately following, in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- C. County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- D. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTU (LNKTU.lincoln.ne.gov). LNKTU is available on Allo channel 2 and Spectrum channel 1300. For the rebroadcast schedule visit lincoln.ne.gov (keyword: LNKTU). Meetings are also streamed live on YouTube and Facebook ([YouTube.com/LNKTUcity](https://www.youtube.com/LNKTUcity) and [Facebook.com/lancasterne](https://www.facebook.com/lancasterne)). LNKTU apps are also available on Roku, Apple TV and Amazon Fire TV.

8) EXECUTIVE SESSION (Pending and Potential Litigation, Legal Advice and Union Negotiations)

9) ADJOURNMENT

This agenda, which is kept continually current, is available for inspection during regular business hours in the office of the Lancaster County Clerk, located at 555 S. 10th Street, Room 108, Lincoln, Nebraska. Meeting agendas and minutes are also available on the County's web site at lancaster.ne.gov.

Interpreters for the hearing impaired are available upon request. Please contact the County Clerk's Office at 402-441-7481 at least 48 hours prior to the meeting if this accommodation is required, or if you have any other special communication needs requiring assistance.

Si necesita ayuda con el idioma español, por favor haga arreglos con el secretario del condado de Lancaster en un plazo de dos días antes de la reunión pública. El número de teléfono del secretario del condado de Lancaster es 402-441-7481. (If you need Spanish language assistance, please make arrangements with the Lancaster County Clerk within two days of the public meeting. The phone number for the Lancaster County Clerk is 402-441-7481.)