

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, JULY 5, 2022 AT 9:00 AM**  
**COUNTY-CITY BUILDING, ROOM 112**

**COMMISSIONERS: Deb Schorr, Chair; Christa Yoakum, Vice Chair;  
Roma Amundson, Sean Flowerday; and Rick Vest**

*Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board and the Lancaster County Nebraska website, emailed to the media and published in the Lincoln Journal Star print and digital editions on July 1, 2022.*

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

Others present: Dave Derbin, Chief Administrative Officer; Kristy Bauer, Deputy Chief Administrative Officer; John Ward, Deputy County Attorney; Dan Nolte, County Clerk; Cori Beattie, Deputy County Clerk and Meggan Reppert-Funke, County Clerk's Office

The meeting was called to order at 9:01 a.m., 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 June 28, 2022.

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

**B.** Approval of the minutes of the Board of Commissioners meeting with city and village representatives on June 30, 2022.

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

**2) CLAIMS**

**A.** Approval of all claims processed through July 5, 2022

The Clerk noted there was an amendment to the claims for payroll ending June 29, 2022 (Exhibit 1).

**MOTION:** Vest moved and Amundson seconded approval of the claims as amended. Amundson, Yoakum, Flowerday, Vest and Schorr 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.** Amendments to the following County Contracts:

1. C-18-0252 with Wellpath LLC for medical care services for the Youth Services Center. (Bid No. 18-026. The amendment approves an increase in the annual fee for staffing and wages and renews

the contract from June 1, 2022, through May 31, 2026. The estimated cost to the County is not to exceed \$426,683.53.) (C-22-0490)

2. C-21-0813 with Eleanor Creative LLC for implementing marketing and hiring campaigns for Corrections, Youth Services Center and Mental Health Crisis Center. (The amendment extends the term of the agreement through June 30, 2023 and includes additional services. The cost is not to exceed \$50,000.) (C-22-0492)
3. C-19-0578 with Murphy Tractor & Equipment Co. for the annual supply of John Deere Filters (Sole Source No. SS-89. The amendment includes a price increase and renews the contract for an additional one (1) year term beginning August 19, 2022 through August 18, 2023. The cost to the County is not to exceed \$10,000.) (C-22-0506)

**B.** Amendment to a Road Maintenance Agreement (RMA) for High Plains Enterprises, Inc. to assign its rights and obligations under County Contract C-21-0752 to Bauer Infrastructure, LLC. (The RMA is required as a condition to County Special Permit No. 17043 to conduct soil, sand and gravel excavation at Southwest 112th Street and West Van Dorn Street.) (C-22-0491)

**C.** Right-of-way contracts with the following:

1. Travis J. and Abby S. Holm, South 134th Street and Pine Lake Road, in the total amount of \$3,445. (Project 21-42 / Q-110) (C-22-0498) (C-22-0499)
2. Constance L. and Michael Bridges, South 134th Street and Pine Lake Road, in the amount of \$30. (Project 21-42 / Q-110) (C-22-0500)

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

#### **4) NEW BUSINESS:**

**A.** Resolution in the matter of amending the claims for review policy. (R-22-0052)

Dave Derbin, Chief Administrative Officer, stated the resolution amends the claims process by having the Administrative Office review particular claims prior to presenting them to the Board.

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

**B.** Resolution in the matter of witness fees paid by Lancaster County which have remained unclaimed for six months or more. (R-22-0050)

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

**C.** Resolution authorizing traffic control devices to be installed along South Folsom Street between the intersections of South Folsom Street and West Pioneers Boulevard and South Folsom Street and West Old Cheney Road. (R-22-0051)

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

**D.** Resolution accepting maintenance responsibilities for certain roads and streets located within Fox Run and Fox Run 1st through 4th additions. (R-22-0054)

Pam Dingman, County Engineer, stated the resolution allows Lancaster County to take over maintenance responsibilities for subdivision roads within Fox Run. She emphasized that no funding source has been allocated for taking over additional subdivision maintenance responsibilities.

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

- E. Resolution in the matter of authorizing the County Board Chair/Vice Chair to sign the Program Agreement with NDOT (Nebraska Department of Transportation) for setting out the various duties and finding responsibilities for the Federal-aid project on South 68th Street from Firth Road to Stagecoach Road. (R-22-0053)

Dingman stated Items 4 E and F are regarding safety requirements on South 68<sup>th</sup> Street. She added the estimated project cost is \$10,780,672.28 and Lancaster County's estimated property tax responsibility is \$1,600,000.

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

- F. Program Agreement with NDOT for HSIP and MPO STBG funds for intersection safety improvements and shoulder widening on South 68th Street from Firth Road to Stagecoach Road. The total cost of the project is currently estimated to be \$10,780,672.28. The Lancaster County Share is estimated to be \$1,569,570.16. (C-22-0509)

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

- G. Amusement License Renewal application from Community Crops for an event (Feast on the Farm) on August 20, 2022 at 3130 North 112th Street, Lincoln, Nebraska.

**MOTION:** Amundson moved and Yoakum seconded approval of the amusement license renewal application. Amundson, Flowerday, Vest, Amundson and Schorr voted yes. Motion carried 5-0.

- H. Agreement with the Mental Health Association of Nebraska to provide peer guided personal well-being and relapse prevention classes for male and female inmates in the custody of the Lancaster County Department of Corrections. The cost to the County is not to exceed \$11,583. (C-22-0510)

Brenda Fisher, County Corrections Program Director, stated the agreement provides Wellness Recovery Action Plan (WRAP) classes. The program helps facilitate a recovery action plan to prevent relapse in substance abuse and mental health cases.

Schorr inquired about the mentorship continuing after release from Corrections. Fisher stated access to the Mental Health Association is available for community and peer support.

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

- I. Agreement with Blue to Gold, LLC to provide an advanced search and seizure training for the Lancaster County Sheriff's Office. The cost to the County is \$7,500. (C-22-0496)

Captain John Vik, Sheriff's Office, provided a brief explanation of the one-day advanced search and seizure class which will be held onsite in November.

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

- J. Contract with Redwood Toxicology Laboratory, Inc to provide lab services and testing with related products and supplies. The cost to the County is not to exceed \$75,000. (Pricing will be pursuant to the Sourcwell contract RFP 011222-RTL, MOU130. Term of the contract is upon execution through February 15, 2026.) (C-22-0505)

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

- K. Agreement with Zelle, LLC to provide training and panel discussion facilitation for the County's Leadership Academy. The cost to the County shall not exceed \$16,350. (C-22-0503)

Kristy Bauer, Deputy Chief Administrative Officer, said the contract change relates to facilitation of a panel discussion with agency heads during the next County Leadership Academy. It was also noted that the next Academy will only meet from 8:30 a.m. to 1:00 p.m.

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

- L. Interlocal agreements with the Nebraska Administrative Office of the Courts and Probation for a probation coordinator and a probation officer to provide services (The term of the agreement is July 1, 2022 through June 30, 2026.) with the following:

1. DUI Court (C-22-0507)
2. Veterans' Treatment Court (C-22-0508)

Jeff Curry, Chief Probation Officer, District 3A, stated the DUI program is expanding to add a DUI Officer and the Veterans' Treatment Court is reviewing the criteria to provide more participation.

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

- M. Interlocal Agreement with Educational Service Unit No. 18 of the State of Nebraska for educational instruction services and support at the Youth Services Center. The cost to the County is not to exceed \$909,970. (Term of the contract is August 1, 2022, through July 31, 2023.) (C-22-0501)

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

- N. Contract with Midwest Mechanical Contractors of Nebraska for chiller replacement at the Youth Services Center. The cost to the County is not to exceed \$648,037. (Bid No. 22-129. The contract shall be effective upon execution with a final completion date of March 10, 2023.) (C-22-0493)

Kerin Peterson, Facilities & Properties Director, provided a brief overview of the chiller replacement project.

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

- O. Contract with Midwest Mechanical Contractors of Nebraska for HVAC replacement for DMV locations. The cost to the County is not to exceed \$51,535. (Bid No. 22-139. The contract shall be effective upon execution and allows sixty (60) days to complete from the Notice to Proceed date.) (C-22-0494)

Peterson stated this is a American Rescue Plan Act (ARPA) project which will replace the HVAC at the 500 West O Street and 625 North 46<sup>th</sup> Street DMV locations.

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

- P. Multi-Factor Contract with Mahoney Fire Sprinkler, Inc. for annual inspection, testing, and maintenance of the fire sprinkler systems. The cost to the County is not to exceed \$2,500. (Quote No. 6513. This contract shall be effective July 12, 2022, through July 11, 2023.) (C-22-0495)

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

- Q. Work and Financial Plan pursuant to the cooperative service agreement (previously approved by C-18-0380) with the United States Department of Agriculture Animal and Plant Health Inspection Service Wildlife Services (Department) for the Department's Wildlife Damage Management Program. The program is from July 1, 2022, through June 30, 2023. The cost to the County is not to exceed \$10,706.76. (C-22-0504)

**MOTION:** Amundson moved and Yoakum seconded approval of the Work and Financial Plan. Vest, Amundson, Yoakum, Flowerday and Schorr voted yes. Motion carried 5-0.

- R. Memorandum of Understanding (MOU) with the Nebraska Association of County Officials (NACO) for purposes of allowing Lancaster County to use NACO's bulk mail permit to mail postcards required by Neb. Rev. Stat. § 77-1633. (There is no additional cost to the County.) (C-22-0502)

Scott Gaines, Deputy Assessor/Register of Deeds, stated the agreement coordinates with NACO to allow all Counties to use the same permit for mailing and printing postcards related to § 77-1633.

**MOTION:** Yoakum moved and Amundson seconded approval of the memorandum of understanding. Flowerday, Vest, Amundson, Yoakum and Schorr voted yes. Motion carried 5-0.

- S. Reappointments to the Lincoln-Lancaster County Board of Health for a term from April 15, 2022, to April 15, 2025:
  - 1. Tom Randa
  - 2. Dr. Stacie Bleicher
  - 3. Dr. Katie Garcia

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

- T. Notice of terminating County Contract C-21-0849 with Richard Wiener, for the reason that the University Board of Regents is the proper grantee for this subaward contract.

Mikayla Johnson, Grant Coordinator, stated the original contract should have been with the University of Nebraska Board of Regents as the grantee. A new contract is being reviewed and will come before the Board at a later date.

**MOTION:** Vest moved and Yoakum seconded approval of the termination of the contract. Amundson, Yoakum, Flowerday, Vest and Schorr voted yes. Motion carried 5-0.

- U. Recommendation from the Purchasing Agent and County Engineer to award a contract to Rose Equipment Inc for polypatch applicator rental and mastic pave patch in the amount of \$120,800. (Bid 22-105) (B-22-105)

Dingman stated the polypatch applicator machine is used to repair cracks over an inch wide. She stated the Engineering Department purchased the mastic pave patch materials and rents the applicator to make the repairs.

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

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

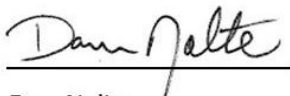
No one appeared for public comment.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 7, 2022, 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, July 12, 2022, at 9:00 a.m. 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](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, YouTube, Roku and Apple TV.

7) **ADJOURNMENT**

**MOTION:** Vest moved and Amundson seconded to adjourn at 9:31 a.m. Flowerday, Vest, Amundson, Yoakum and Schorr voted yes. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk

