

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, JANUARY 28, 2020**  
**9:00 A.M.**

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

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

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 Leslie Brestel, County Clerk's Office

The meeting was called to order at 9:03 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, January 21, 2020.

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

**2) CLAIMS:**

- A. Claim for Review for County Engineer Pam Dingman in the amount of \$550 (Voucher #667671)

Pam Dingman, County Engineer, reviewed the claim (see agenda packet). She explained this expense was for meals for 22 employees who attended training. A State grant reimbursed the County based off the receipt (\$653.04) but she is requesting reimbursement at the per diem rate (\$25 per person). Per County Resolution R-19-0012, a traveler may not submit a claim for another traveler's per diem for meals. Additionally, the original receipt was lost which caused the claim to be submitted beyond the 90-day period (see §23-135). Dingman said similar meal reimbursement claims were filed in June 2016, June 2017 and May 2018 which the Board approved. She stressed she was trying to be efficient in paying for all the meals and not disrespectful of County policy.

Dingman requested reimbursement in the amount of \$550 and that the County review its reimbursement policy, specifically when grant funds are utilized.

Amundson reminded Dingman that all County employees and officials should follow current County policies. She added she is willing to support the claim if Dingman commits to following the current policy until changes can be made. Dingman agreed to follow the policy and re-emphasized that it needs to be changed.

**MOTION:** Amundson moved and Vest seconded to approve the claim in the amount of \$550 with the caveat that the current policy will be followed.

Vest commended Dingman for her efforts towards efficiency. Schorr agreed that there should be another mechanism in place for future similar purchases and suggested County staff review options.

Kevin Nelson, Accounting Operations Manager, stated he, Ann Ames, Deputy Chief Administrative Officer, and Dennis Meyer, Budget and Fiscal Director, plan to bring recommendations to the Board.

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

**B.** Approval of all claims processed through January 28, 2020.

**MOTION:** Schorr moved and Yoakum seconded approval of the claims. Amundson, Schorr, Vest, Yoakum and Flowerday 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 contracts:

1. C-18-0066 with Jim Peterson Auction Company for Annual Services - Unclaimed Property Auction Services. (Bid No. 18-010. The Amendment renews the Contract for an additional one (1) year term beginning February 12, 2020 through February 11, 2021. The cost for products/services to the County is not to exceed \$5,000.00.) (C-20-0048)
2. C-17-0220 with 3M Company for Annual Supply – Reflective Sign Sheeting. (State of Nebraska Contract No. 14698 OC. The Amendment renews the Contract an additional one (1) year term beginning February 1, 2020 through January 31, 2021. The cost for products/services to the County is not to exceed \$10,000.00.) (C-20-0051)
3. C-19-0046 with Purple Wave, Inc. for Annual Service – Auction Services. (RFP No. 18-236. The Amendment renews the Contract for an additional one (1) year term beginning February 12, 2020 through February 11, 2021. The County will receive a 10% Buyers Premium of the items sold. There are no expenditures for this amendment.) (C-20-0052)

**B.** Change Order #1 to County Contract C-19-0509 (Project 19-01; Asphalt Paving and Resurfacing 2019) with Pavers, Inc., for trench widening plan discrepancy, edge repair and crown correction for a net increase of \$240,219.16 (C-20-0049)

**C.** Change Order #3 to County Contract C-19-0559 (Project 19-10; Replacement of County Bridges W-122, W-164 and W-174) with Van Kirk Brothers Contracting for change in earthwork due to plan revision, and change in sheet piling due to plan discrepancy for a net increase of \$28,782.00. (C-20-0050)

**D.** Utility Permits with no cost to the County for the following:

1. No. 1919 allowing Black Hills/Nebraska Gas Utility Company, LLC to install steel encased underground gas pipeline from Hwy 77 east to South 14th Street and continuing northerly along South 14th Street for approximately 2,000 LF. (C-20-0022)

2. No. 1926 allowing NebraskaLink to install underground fiber optic cable under So. 40th St. right-of-way from approximately Rokeby Road to approximately Yankee Hill Road. (C-20-0040)
3. No. 1886 allowing the City of Lincoln to install a new water main in the north right-of-way of Old Cheney Rodd from Hunt's Drive to South Folsom Street. (C-20-0044)
4. No. 1925 allowing Black Hills/Nebraska Gas Utility Company, LLC to install a new underground gas line within the southerly right-of-way line of West Rokeby Road from Hwy 77 west for approximately 525 LF. (C-20-0045)
5. No. 1918 allowing Phillips 66 Pipeline, LLC to relocate existing gas pipeline under Saltillo Road and South 14th Street. (C-20-0047)

- E. Received and placed on file the County Attorney's quarterly report for October 1, 2019 – December 31, 2019.

**MOTION:** Amundson moved approval of the consent items. Motion died for lack of a second.

Dingman requested Item D1 of the consent items be removed and heard individually.

**MOTION:** Vest moved and Yoakum seconded Item D1 be removed and considered separately. Amundson, Schorr, Vest, Yoakum and Flowerday voted yes. Motion carried 5-0.

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

Regarding Consent Item D1, Dingman stated the work is related to the South Beltway and will require closing Saltillo Road for approximately five days. The public may view street closings on the Engineer's webpage.

Schorr inquired if the County could use informational signs. Dingman answered her department would look to Black Hills for sign coordination.

**MOTION:** Schorr moved and Amundson seconded to approve Item D1. Amundson, Schorr, Vest, Yoakum and Flowerday voted yes. Motion carried 5-0.

#### 4) **UNFINISHED BUSINESS:**

- A. Request to withdraw County Text Amendment No. 19009: Text Amendment to the Lancaster County Zoning Resolution, Section 13.014 to add conditions for campgrounds and Section 16.003 for signs.

**MOTION:** Amundson moved and Schorr seconded to approve the request to withdraw Text Amendment No. 19009.

Steve Henrichsen, Development Review Manager, Lincoln-Lancaster County Planning Department, said the Planning Department supports withdrawing the text amendment. The amendment can be addressed in the future. Additionally, he discussed the Lincoln-Lancaster County 2050 Comprehensive Plan presentation on Thursday, February 6 from 5:00 p.m.-7:00 p.m. at the Pinnacle Bank Arena (Exhibit 1).

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

- B. Setting a voting session on Tuesday, February 25, 2020 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln, Nebraska) for Text Amendment 19009 to amend the Lancaster County Zoning Regulations by adding conditions to Article 13.014 for campgrounds and amending Article 16.003 for signs.

No action taken due to the withdrawal of Item 4A.

**5) NEW BUSINESS:**

- A. Contract with Matheson-Tri Gas for Annual Service – Providing and Delivery of Industrial & Medical Gas. (Bid No. 20-001. The contract is for one (1) year with the option to renew for three (3) additional one (1) year terms. The cost to the County is not to exceed \$5,700.00.) (C-20-0046)

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

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

Karen Kurbis, 17500 North 84<sup>th</sup> Street, Lincoln, NE addressed the withdrawn Text Amendment 19009 and the need for further discussion and action on amendments relating to campgrounds (Exhibit 2).

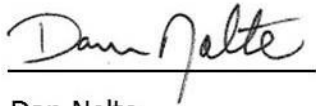
**7) ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, January 30, 2020 at 8:30 a.m., 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 its next regular meeting on Tuesday, February 4, 2020 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. The Lancaster County Board of Commissioners will hold public hearings on Tuesday, February 4, 2020 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) on the following:
  - 1. Street Name Change 19002, renaming a portion of Nebraska Highway 2 to Nebraska Parkway, between Calvert Street and S. 120th Street, Lincoln, Lancaster County, Nebraska, generally located on the existing Nebraska Highway 2 within the City limits of Lincoln and the unincorporated area of Lancaster County; and naming a proposed future connection as Jamaica Avenue, from the South Beltway to S. 27th Street. Both street name changes become effective upon opening of the South Beltway.
  - 2. County Text Amendment No. 19010, related to Animal Feeding Operations, also known as Commercial Feedlots, to amend Article 2, Definitions, Article 4 AG-District, Article 13 Special Permits, and Article 22, General Provisions.
- D. County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto: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](http://lincoln.ne.gov) (keyword: LNKTV). Meetings are also streamed live on LNKTV and can be viewed on YouTube (LNKTVcity).

8) **ADJOURNMENT**

**MOTION:** Schorr moved and Yoakum seconded to adjourn at 9:32 a.m. Amundson, Schorr, Vest, Yoakum and Flowerday voted yes. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk













ii. A letter from DEE shall be submitted with the special permit application indicating the governing regulations for the wastewater system.

Rationale: This plan is needed before the Planning Commission hearing to assure protection of the environment and adjacent properties.

r. (added in) A campground owner or representative must be present on the campground 24/7 and provide oversight of activities and safety.

Rationale: unsupervised campgrounds may create unsafe conditions.

s. (asked for language) Campground owners shall be required to conduct a sex offender background check on the Nebraska State Patrol website of any individual residing within the campground. Individuals required to register as sex offenders shall not be allowed to reside in or be present within the campground. Campground owners must take measures to assure compliance.

Rationale: This is consistent with Nebraska laws relating to sex offenders' proximity to residences and schools. Access to information is available online.

t. No campground shall be built within one mile of a cemetery, church, school or a home.

Rationale: See CAFO ruling.

u. A storm shelter for at least 50% of occupancy of campground is required.

Rationale: Safety of campground users and protection of neighbors who might otherwise be asked to provide shelter from storms.

*\*Bio of Dwight Hanson, a Professional Engineer licensed in Nebraska has been a licensed well driller for over 20 years in Nebraska and drilled municipal wells for Davey and Raymond. He was the licensed engineer for the Nebraska Game and Parks Commission (NGPC) for seven years. Duties performed while working for NGPC included developing water supplies for recreation areas and designing campgrounds. He has a BS of Civil Engineering and a MS in Ag and Biological Systems Engineering from the Univ. of Nebraska-Lincoln. For the last 17 years, Hanson has consulted with NGOs and for-profit businesses worldwide. As founder of Nebraska's professional chapter of Engineers Without Borders, he has been the professional lead on trips to Uganda over 9 years. He works with international partners to solve problems with water and sanitation and is a global problem solver for water wells, rainwater collection and other biological systems with water, waste and agriculture. His design work also includes campgrounds. He grew up in a well drilling family and drilled domestic, irrigation, municipal, and monitoring wells. Besides experience across the sState of Nebraska, he has worked on projects in Nigeria, Uganda, Tanzania, and Russia. , Overseas experience has provided the opportunity to learn and use Resistivity and Electro-Magnetic survey techniques.*