

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, FEBRUARY 22, 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 February 18, 2022.*

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

Others present: Dave Derbin, Chief Administrative Officer; Kristy Bauer, Deputy Chief Administrative Officer; Candace Berens, Jen Holloway and John Ward, Deputy County Attorneys; Dan Nolte, County Clerk; Cori Beattie, Deputy County Clerk; Leslie Brestel 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 Tuesday, February 15, 2022

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

**2) CLAIMS:**

A. Approval of all claims processed through February 22, 2022

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

A. Amendments to the following County contracts:

1. C-20-0132 with Haworth, Inc. for furniture, installation and related products and services (using the City of Charlotte, North Carolina, Master Agreement No. 2020000606 MOU068. The amendment renews the contract from January 1, 2022 through December 31, 2022. The estimated cost to the County shall not exceed \$20,000.) (C-22-0140)
2. C-19-0046 with Purple Wave, Inc. for annual auction services (RFP No. 18-236. The amendment renews the contract for an additional one (1) year term beginning February 12, 2022 through February 11, 2023. There is no cost to the County.) (C-22-0127)
3. C-18-0155 with Graybar Electric Company, Inc. for electrical, lighting, data communications and security products and related products, services and solutions, (using the US Communities Contract No. EV2370 MOU019. The amendment renews the contract from April 6, 2022 through April 5, 2023. The estimated cost to the County shall not exceed \$20,000.) (C-22-0138)

4. C-20-0430 with Schemmer Associates, Inc. to add limited construction engineering services related to County Structure D-88. (The cost to the County will increase the contract price by \$13,839 for a total contract price not to exceed \$166,210.) (C-22-0141)
  5. C-18-0258 with Maxwell Products, Inc. for the annual service of polypatch applicator rental and mastic pave patch. (Bid No. 18-080. The amendment increases the County's expenditures by \$60,000 for the remainder of the current term with a revised Contract total of \$110,000.) (C-22-0139)
- B.** Amendment to the Mental Health Crisis Center's Fiscal Year 2021-2022 Network Provider Contract (C-21-0740) with Region V Behavioral Health to reflect a \$106,216 increase in reimbursement from Region V. (C-22-0135)
- C.** Right-of-way contracts with the following:
1. Robert L. Luhrs, Southwest 58th Street and West Hallam Road, in the total amount of \$928. (Project 22-21/ W-200 and Project 22-21/ W-201) (two contracts) (C-22-0125) (C-22-0126)
  2. Laurel W. Nelson Testamentary Trust, North 40th Street and Branched Oak Road, in the total amount of \$390. (Project 22-20/ B-354) (two contracts) (C-22-0128) (C-22-0129)
  3. Maahs Farms Inc., South 120th Street and A Street, in the amount of \$427. (Project 22-20 / J-256) (C-22-0130)
  4. Ronald and Lucille Hinrichs, Northwest 84th Street and West Bluff Road, in the total amount of \$6,904. (Project 21-46 /E-171) (two contracts) (C-22-0131) (C-22-0132)
  5. Rejda Development LLC, North 40th and Branched Oak Road, in the amount of \$334. (Project 22-20 / B-354) (C-22-0133)
  6. Mark D. Leavitt, North 98th Street and Bluff Road, in the total amount of \$5,740. (Project 21-41 / G-222) (two contracts) (C-22-0136) (C-22-0137)

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

#### **4) SPECIAL PRESENTATIONS:**

##### **A. LSO Badging Ceremony**

1. Opening Remarks and Welcome – Sheriff Terry Wagner
2. Introduction of Deputies and Badge Pinning – Captain John Vik
  - a. Deputy Johnathan Kingswood #902190
  - b. Deputy Ethan Ewbank #902191
  - c. Deputy Ryley Lavene #902193
  - d. Deputy Paige Uzzell #902196
  - e. Deputy Jesse McManus #902197
  - f. Deputy Jason Skallberg #902199
  - g. Deputy Blake Pair #902204
3. Oath of Office – Commissioner Deb Schorr
4. Closing Remarks – County Commissioners and Sheriff Wagner

The Board expressed its admiration and respect to the new deputies for answering the call to serve the Lancaster County Sheriff's Department.

Sheriff Wagner thanked the Commissioners for their assistance with the ceremony and recognized the upcoming retirement of Caption Tom Brookhouser, who served the Sheriff's Department for many years.

**B. Recognition of National Engineers Week**

Pam Dingman, County Engineer, stated the 2022 Engineers Week theme is “Reimagining the Possible.” Dingman thanked the County Engineering staff, other team members and partners in the community for their dedication to making roads and bridges better for Lancaster County.

**5) PUBLIC HEARINGS:**

- A.** Proposed sale of property, generally described as 33 feet of right of way on the southeast portion of SW 86th Street between W Bennet Road and W Saltillo Road, Lancaster County, Nebraska; (and more particularly described as the west 33.00 feet of the SW ¼ except the south 40.00 thereof, containing 1.97 acres, more or less located in the SW ¼ of Section 2, Township 8 North, Range 5 East, of the 6th Principal Meridian, Lancaster County, Nebraska. The public hearing will include declaring that the property no longer serves a County purpose, determining fair market value and setting the date for sale of the property.)

The Chair opened the public hearing.

No one appeared to testify in support, opposition or in a neutral position.

Candace Berens, Deputy County Attorney, was administered the oath and presented a copy of the Warranty Deed and map and provided information to the Board on the proposed sale of the right-of-way (Exhibit 1). The Lincoln-Lancaster County Planning Department and County Engineer are doing a study on the entire right-of-way of Southwest 86<sup>th</sup> Street. Berens presented a map of the right-of-way that is still under review (Exhibit 2) and recommended no action be taken until all studies are completed.

Schorr asked if the landowner that deeded the property to the County still the owned the land adjacent to the proposed sale property. Berens stated Mr. Hartman still owns his property.

The Chair closed the public hearing.

**6) NEW BUSINESS:**

- A.** Designation of Chris Connolly as County Purchasing Agent, effective February 10, 2022.

Chris Connolly, Chief Assistant City Attorney, informed the Board he will be splitting his time between the City Attorney’s Office and the County Purchasing Department and his goal is to keep projects moving forward until a permanent replacement is hired. Connolly provided brief statements regarding his qualifications and background.

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

- B.** Agreement with The Lincoln Marriott Cornhusker to provide a meeting room and services for the Lancaster County Employee Recognition Breakfast on May 17, 2022. (Including catering and service fees, the estimated cost to the County is \$20 per attendee.) (C-22-0134)

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

- C.** Labor agreement with Fraternal Order of Police, Lodge #32 (Corrections), for a three-year period beginning August 12, 2021.

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

- D. Release of Easement with Lancaster County for utilities on a 60-foot utility easement on outlot B, Dakotah Acres Addition. (C-22-0124)

John Berry, County Engineering, Chief Deputy Surveyor, stated the release of this easement is to allow the developer to redesign and straighten a road in the current subdivision to add a future lot.

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

## 7) **LEGISLATIVE UPDATE:**

Schorr stated a bill was brought to her attention that could impact the Volunteer Rural Fire Departments and asked Dave Derbin, Chief Administrative Officer and Brennen Miller, ES Associates LLC, to research the bill.

Derbin recommended the Board submit a letter of support for LB760 (Appropriate federal funds to the Department of Health and Human Services for grants to licensed emergency medical services programs).

**MOTION:** Flowerday moved and Amundson seconded to support LB760 and submit a letter of support. Amundson, Yoakum, Flowerday, Vest and Schorr voted yes. Motion carried 5-0.

- 8) **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.

## 9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, February 24, 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, March 1, 2022 at 9:00 a.m., with the Board of Equalization immediately following in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- C. The Lancaster County Board of Commissioners will hold public hearings on Tuesday, March 1, 2022 at 9:00 a.m. regarding the following:
  - 1. Amending the appropriations for the Bridge and Special Road Fund
  - 2. Amusement license application from Anthony Hillhouse to hold a memorial service and music performance on April 16-17, 2022 at 6600 South 148th Street, Walton, NE
- 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, YouTube, Roku and Apple TV.

## 10) **EXECUTIVE SESSION**

- A. Pending and potential litigation and legal advice.

**MOTION:** Amundson moved and Yoakum seconded to enter Executive Session at 9:36 a.m. for the purposes of pending and potential litigation, legal advice and to protect the public interest.

The Chair said it has been moved and seconded that the Board enter Executive Session.

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

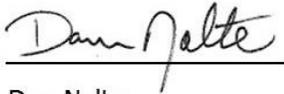
The Chair restated the purposes for the Board entering Executive Session.

Amundson exited the meeting at 9:45 a.m.

**MOTION:** Vest moved and Flowerday seconded to exit Executive Session at 10:00 a.m. Vest, Yoakum, Flowerday and Schorr voted yes. Amundson was absent. Motion carried 4-0.

**11) ADJOURNMENT**

**MOTION:** Vest moved and Yoakum seconded to adjourn at 10:01 a.m. Yoakum, Flowerday, Vest and Schorr voted yes. Amundson was absent. Motion carried 4-0.



Dan Nolte  
Lancaster County Clerk

