

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**ZOOM MEETING**  
**VIEWING AVAILABLE VIA YOUTUBE AT <https://www.youtube.com/lnktvcity>**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, MARCH 2, 2021**  
**9:00 A.M.**

*Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board, the Lancaster County, Nebraska, web site, emailed to the media and published in the Lincoln Journal Star print edition and website on February 26, 2021.*

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

**Others present:** David Derbin, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; Jenifer Holloway, 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 9:12 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, February 23, 2021.**

**MOTION:** Flowerday moved and Amundson seconded approval of the minutes. Amundson, Yoakum, Flowerday and Vest voted yes. Schorr was unable to vote due to technical difficulties. Motion carried 4-0.

**2) CLAIMS:**

- A. Approval of all claims processed through March 2, 2021.**

Dan Nolte, Lancaster County Clerk, noted there was an amendment to the claims for the payroll ending on February 24, 2021 (Exhibit 1).

**MOTION:** Amundson moved and Yoakum seconded approval of the claims as amended. Flowerday, Amundson, Yoakum and Vest voted yes. Schorr was unable to vote due to technical difficulties. Motion carried 4-0.

- 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 County contracts for Unit Price – Demolition Services (Bid No. 16-279. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$20,000 for all contracts.) with the following:**

1. C-17-0085 with Brandt Excavating Company (C-21-0132)
2. C-17-0086 with Complete Construction Services (C-21-0133)
3. C-17-0087 with Gana Trucking & Excavating (C-21-0134)
4. C-17-0088 with High Plains Enterprises Inc. (C-21-0135)
5. C-17-0089 with MWE Services, Inc. (C-21-0136)
6. C-17-0090 with New Horizons, LLC (C-21-0137)
7. C-17-0091 with Vasa Construction (C-21-0138)

**B. Amendments to County contracts for Unit Price – Excavating, Grading and Dozing Services (Bid No. 16-292. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$200,000 for all contracts.) with the following:**

1. C-17-0040 with Brandt Excavating Company. (C-21-0127)
2. C-17-0042 with Gana Trucking & Excavating (C-21-0128)
3. C-17-0043 with H.R. Bookstrom Construction Inc. (C-21-0129)
4. C-17-0044 with High Plains Enterprises Inc. (C-21-0130)
5. C-17-0045 with Walton Construction Co. Inc. (C-21-0131)

**C. Amendments to County contracts for Unit Price – Flooring - Carpet, Tile and Edging Installation (Bid No. 16-288. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$50,000 for all contracts.) with the following:**

1. C-17-0092 with Floors, Inc. (C-21-0139)
2. C-17-0093 with Midwest Floor Covering Inc. (C-21-0140)

**D. Amendments to County contracts for Unit Price - Moving/Installation Services (Bid No. 18-257. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$15,000 for all contracts.) with the following:**

1. C-18-0736 with Office Installation Specialists Inc. (C-21-0142)
2. C-18-0737 with World Class Office Installers, Inc. (C-21-0143)

**E. Amendments to County contracts for Unit Price – Landscape Installation & Maintenance Services (Bid No. 16-290. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$15,000 for all contracts.) with the following:**

1. C-17-0039 with Nebraska Nursery & Color Gardens (C-21-0154)
2. C-17-0038 with Mr. Yards and More LLC (C-21-0160)

**F. Amendments to County contracts for Unit Price – Audio/Visual Repair and Replacement Services (Bid No. 16-287. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$120,000 for all contracts.) with the following:**

1. C-17-0166 with Electronic Contracting Company (C-21-0156)
2. C-17-0164 with CONCEPTS AV Integration (C-21-0158)
3. C-17-0163 with Bizco Inc., dba Bizco Technologies (C-21-0159)

- G. Amendments to County contracts for Unit Price – Plumbing Services (Bid No. 16-283. The amendments renew the contracts from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$100,000 for all contracts.) with the following:**
- 1. C-17-0048 with Bob and Don’s Plumbing (C-21-0163)**
  - 2. C-17-0050 with Hayes Mechanical (C-21-0164)**
  - 3. C-17-0051 with John Henry’s Plumbing, Heating & AC (C-21-0165)**
  - 4. C-17-0052 with JT&K Services Inc. (C-21-0166)**
- H. Amendments to County contracts for Annual Service - Tires, Tubes, and Tire Repair Services (Bid No. 18-003. The amendments renew the contracts from March 3, 2021 through March 2, 2022. The cost to the County is not to exceed \$125,000 for all contracts.) with the following:**
- 1. C-18-0104 with Bauer Built Tire & Service (C-21-0167)**
  - 2. C-18-0105 with Pomp’s Tire Service, Inc. (C-21-0168)**
  - 3. C-18-0106 with Heartland Tires and Treads (C-21-0169)**
  - 4. C-18-0107 with Jensen Tire & Auto (Jensen Tire Co.) (C-21-0170)**
- I. Amendments to the following County contracts:**
- 1. C-18-0167 with Inteconnect for Unit Price - Commercial Grade Door Security Access Control System and Service. (Bid No. 18-044. The amendment renews the contract from March 1, 2021 through February 28, 2022. The cost to the County is not to exceed \$20,000.) (C-21-0141)**
  - 2. C-19-0800 with the Nebraska Department of Health and Human Services to amend and expand the lease at the Youth Services Center by 2,085 square feet and allow for various improvements to the space. (C-21-0157)**
  - 3. C-19-0894 with the Nebraska Department of Health and Human Services to increase the amount of funding for the Child Support Enforcement Title IV-D State program from \$398,102 to \$580,880. (C-21-0161)**
  - 4. C-17-0021 with The Overhead Door Co., of Lincoln, Inc., for Unit Price – Overhead Door - Repair and Replacement Services. (Bid No. 16-289. The amendment renews the contract from March 1, 2021 through February 28, 2023. The cost to the County is not to exceed \$40,000.) (C-21-0162)**
- J. First Amendment to County contract C-20-0430 with The Schemmer Associates, Inc., to add additional design services related to Structure D-88. (Project 21-40. The cost of the additional services is not to exceed \$13,883.) (C-21-0150)**
- K. Documents related to the issuance of Revenue Bonds (Eastmont Living Project, Series 2020) for Christian Retirement Homes, Inc., dba Eastmont Living:**
- 1. First Supplement to the Bond Indenture (the supplement permits an interest rate adjustment if the federal corporate tax rate changes and ties the mandatory put period to the 2021 bonds for consistency). (C-21-0152)**
  - 2. Federal Tax Matters Certificate (C-21-0155)**

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

- 1. Larry G. Smith Trust, North 162<sup>nd</sup> Street and Ashland Road, in the amount of \$892. (C-21-0144)**
- 2. Rigtrup Survivors Trust, Highway 79 and West Branched Oak Road, in the amount of \$892. (C-21-0149)**
- 3. Richard E. and Verna R. Barry, Northwest 70<sup>th</sup> Street and West Branched Oak Road, in the amount of \$892. (C-21-0153)**

**M. Utility Permit No. 2084 allowing Windstream Nebraska to replace a communication line due to the repair of County Bridge V-25 (located approximately 200 feet east of West Olive Creek Road on the west side of Southwest 128<sup>th</sup> Street) at no cost to the County. (C-21-0151)**

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

**4) NEW BUSINESS:**

**A. Appointment of James Pinkerton to the Lancaster County Board of Zoning Appeals for a term commencing April 1, 2021 and ending March 31, 2026.**

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

**B. Recommendation from the County Attorney and Purchasing Agent to award a contract to Capital City Transfer Service Inc., for Coroner Transport (Bid No. 21-027). The estimated total over four years is \$200,000. (B-21-0027)**

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

**C. Grant contract with Fresh Start for transitional housing for four Lancaster County Community Corrections Program participants. The term of the contract is from January 1, 2021 through December 31, 2023 in the amount of \$36,000 per year. (C-21-0145)**

**MOTION:** Yoakum moved and Flowerday seconded approval of the grant contract.

Vest said although Kim Etherton, Community Corrections Director, was unable to attend today's meeting, she informed the Board that this is an adjustment on an existing contract to reflect the current State rates.

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

**D. Notices of termination effective March 31, 2021 due to Medicaid Expansion for the following County contracts:**

- 1. C-17-0723 with Gynecology & Fertility**
- 2. C-17-0519 with General Surgery Associates**

**MOTION:** Yoakum moved and Flowerday seconded approval of the termination notices. Yoakum, Flowerday, Amundson and Vest voted yes. Schorr was unable to vote due to technical difficulties. Motion carried 4-0.

- E. Contracts to provide Unit Price – Pavement/Concrete Services (Bid No. 21-003). The terms of the contract are from March 1, 2021 through February 28, 2022 with the option to renew for one additional one-year term. The cost to the County is not to exceed \$55,000 for all contracts with the following:**

- 1. Pavers, Inc. (C-21-0123)**
- 2. R & C Concrete (C-21-0124)**
- 3. Vasa Construction (C-21-0125)**
- 4. Walton Construction Co., Inc. (C-21-0126)**
- 5. Schmieding Concrete, Inc. (C-21-0146)**

Pam Dingman, Lancaster County Engineer, said this is an annual contract for patching and pavement services, as needed.

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

- F. Recommendation from the County Engineer and Purchasing Agent to award a contract to Midwest Coatings Company Inc., for Crack Sealing Bituminous Surfacing 2021 (Bid No. 21-019). The total cost is \$139,300. (B-21-0019)**

Dingman said this is the annual contract for crack sealing to be able to maintain and attempt to extend the life of existing pavement.

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

- G. Recommendation from the County Engineer and Purchasing Agent to award a contract to Tim Sisco Construction as the lowest, responsible, responsive bidder for Culvert Maintenance 2021 (Phase 1; Bid No. 21-025). Tim Sisco Construction was not the lowest cost. The total cost of the contract is \$876,440.35. (B-21-0025)**

The Clerk said this item has been pulled from the agenda per the request of the Purchasing Department.

- H. Recommendation from the County Engineer and Purchasing Agent to award a contract to Topkote Inc., for Chip Seal 2021 (Bid No. 21-017; Line Items 1,2,4,5,6,7,9,10,11,12). The total cost of the contract is \$1,207,714.73. (B-21-0017)**

Dingman said this contract is for asphalt maintenance. The intent is to preserve the asphalt as long as possible before having to replace the entire slab (Exhibit 2).

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

- I. Contract with Petersen Earth Moving Inc., for the North 14<sup>th</sup> Culvert Replacement from Arbor Road to Waverly Road (Bid No. 20-201; Project 20-14) in the total amount of \$458,311.20. (C-21-0147)**

Dingman said this contract is to continue stabilizing North 14<sup>th</sup> Street (Exhibit 3). Three smaller bridges have already been replaced in this corridor and four additional culverts will be replaced. Following the bridge replacements, the entire section within the corridor will need to be overlaid.

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

**J. Contract with Petersen Earth Moving Inc., for the repair of County Bridge H-207 (Bid No. 20-205; Project 20-07) in the total amount of \$209,792.78. (C-21-0148)**

Dingman said Bridge H-207 was heavily damaged with the flooding of 2015. FEMA (Federal Emergency Management Agency) funding was received to repair and restore the south side of the bridge. The north side has continued to worsen over time. The plan is to stabilize the north abutment and embankment which will better stabilize the bridge (Exhibit 4).

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

**5) UPDATE ON COVID-19 AND LANCASTER COUNTY RESPONSE**

No discussion was held.

**6) LEGISLATIVE UPDATE**

No discussion was held.

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

Mark Smith, High Plains Enterprises Inc., said he wanted to discuss item 4G but did not have the opportunity as that item was removed from the agenda. In 2018, High Plains was disqualified for two years from being able to receive any business from the County due to performance issues. Mr. Smith asked to be allowed to now bid for contracts and provided the bid sheet for item 4G showing his company was the lowest bidder (Exhibit 5). He discussed the projects his company has been involved with including those for other counties and cities.

Ann Giebler, Associate with Legal Shield and Ivy Shield, discussed various services available to the County. She noted she previously sent the Commissioners an email with two attachments (Exhibit 6) and asked to be scheduled on a future agenda to provide additional information.

**RETURNING TO ITEM 6 - LEGISLATIVE UPDATE**

Yoakum discussed bill LB577 which would propose making election day a holiday.

Schorr said she would be interested in reviewing the fiscal impact to Lancaster County but would support applying postage for mail in ballots.

Flowerday asked if a letter of support could be sent which only discusses support for postage.

Amundson said she would also support the postage cost but thinks there would be a tremendous fiscal impact overall and does not know if she would support that additional expense.

**MOTION:** Yoakum moved and Flowerday seconded to submit a letter in a neutral position on the bill but support paying for postage on mail in ballots.

In response to Schorr's question, Yoakum said she has not contacted Dave Shively, Election Commissioner, as she just read the bill last night. She has spoken to him about sending out "vote by mail applications" for the upcoming election. Shively advised it would be close to \$50,000 for the printing and postage.

Vest restated the motion.

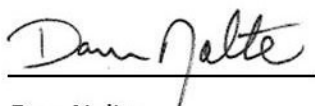
**ROLL CALL:** Yoakum, Flowerday, Schorr, Amundson and Vest voted yes. Motion carried 5-0.

Vest said the Commissioners would discuss drafting a letter with David Derbin, Chief Administrative Officer, and they would also contact Dave Shively to advise him of their intent to send a letter supporting postage for mail in ballots.

- 8) **ANNOUNCEMENTS:** The Lancaster County Board of Commissioners meetings will also be broadcast in Room 112 of the County-City Building (555 S. 10th Street, Lincoln.) It will also be broadcast live on LNKTV City and streamed live on LNKTV and on YouTube (<https://www.youtube.com/lnktvcity>).
- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 4, 2021 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 via Zoom on Tuesday, March 9, 2021 at 9:00 a.m.
  - C. County Commissioners can be reached at 402-441-7447 or.
  - 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 and can be viewed on YouTube (LNKTVcity).

9) **ADJOURNMENT**

**MOTION:** Schorr moved and Flowerday seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:54 a.m. Flowerday, Schorr, Amundson, Yoakum and Vest voted yes. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk

