

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, APRIL 30, 2019**  
**9:00 A.M.**

*Advance public notice of the Board of Commissioners meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and emailed to the media on April 26, 2019.*

Commissioners present: Jennifer Brinkman, Chair; Roma Amundson, Vice Chair; Sean Flowerday and Rick Vest

Commissioners absent: Deb Schorr

Others present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, 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 9:00 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, April 23, 2019.**

**MOTION:** Vest moved and Amundson seconded approval of the minutes. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

**2) CLAIMS:**

- A. Approval of all claims processed through April 30, 2019.**

**MOTION:** Amundson moved and Vest seconded approval of the claims. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr was absent. 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. Utility Permits with the following:**

- 1. No. 1792 allowing Unite Private Networks to install new underground fiber in the westerly right-of-way of Southwest 42<sup>nd</sup> Street from Gage Road to Hallam Road. There is no cost to the County. (C-19-0322)**

2. **No. 1777 allowing Windstream Nebraska to install new underground cable in the easterly right-of-way of South 25<sup>th</sup> Street between Hickman Road and Stagecoach Road. There is no cost to the County. (C-19-0336)**
- B. Right-of-way contract with Burge Limited Partnership, South 112th Street and Old Cheney Road, in the amount of \$3,895. (C-19-0331)**
- C. Amendments to the following County Contracts:**
1. **C-18-0459 with Maxwell Products, Inc., for Annual Supply - Asphaltic Joint Sealant. (Bid No. 18-173. The amendment increases the County's maximum expenditures by \$30,000. The revised contract total with the expenditure increase shall not exceed \$50,000.) (C-19-0332)**
  2. **C-18-0729 with Moore Medical LLC for Health & Safety, Medical, Surgical and First Aid Related Equipment, Supplies, Accessories and Services. (MOU034. The amendment is for a company name change from Moore Medical LLC to McKesson Medical-Surgical Government Solutions LLC.) (C-19-0333)**
  3. **C-13-0232 with Keefe Commissary Network L.L.C., for Inmate Commissary Services. (The amendment changes the fee structure on the agreement.) (C-19-0334)**
  4. **C-16-0241 with Acuity Special Products, dba Zep Inc., using the Region 14 ESC/NCPA Master Agreement Contract No. 02-28 for the Comprehensive Operational & Janitorial Supplies Solutions. (The amendment renews the contract from May 1, 2019 through April 30, 2020. The estimated cost to the County is not to exceed \$3,000.) (C-19-0335)**
  5. **C-17-0523 with Lincoln Journal Star (Lee Enterprises, Incorporated) for Annual Service - Publishing Legal Notices and all Other Verbiage Necessary to Conduct City/County/Public Building Commission Business. (Bid No. 17-150. The amendment renews the contract from June 9, 2019 through June 8, 2020. The cost to the County is not to exceed \$5,000.) (C-19-0337)**
  6. **C-18-0260 with TruGreen L.P. (TruGreen) for Annual Service – Weed Control and Fertilization Services, County Corrections. (Quote No. 5866. The amendment renews the contract from June 5, 2019 through June 4, 2020. The cost to the County is not to exceed \$7,550.) (C-19-0338)**
- D. Change Order #2 to County Contract C-18-0471 (Project 18-12) with H.R. Bookstrom Construction for an extension in the completion date from May 10, 2019 to August 10, 2019. (Due to circumstances beyond the control of the contractor.) (C-19-0339)**
- E. Change Order #5 for County Contract C-18-0261 (Project 18-05) with Yost Excavating, Inc., to change the completion date from May 31, 2019 to June 20, 2019. (Due to circumstances beyond the control of the contractor.) (C-19-0340)**

- F. **Change Order #6 to County Contract C-18-0220 (Project 18-01) with Constructors Inc., to extend the project completion date from May 1, 2019 to June 1, 2019. (Due to circumstances beyond the control of the contractor.) (C-19-0348)**
- G. **Received and placed on file the following quarterly reports from January through March, 2019:**
  - 1. **County Engineering**
  - 2. **County Sheriff**
- H. **Received and placed on file a letter acknowledging the cancellation request from Ryder Public Safety, terminating for convenience Quote No. 5832 for Carrier Vest System and Bid No. 17-233 for Sheriff Uniform Clothing and Accessories, effective May 23, 2019.**
- I. **Setting a public hearing on Tuesday, May 7, 2019 at 9:00 a.m. in Room 112 of the County-City Building (555 S 10th Street, Lincoln) regarding a manager application for Dale Lilyhorn in connection with a Class Y liquor license for Windcrest Winery, 3110 West Branched Road, Raymond, Nebraska.**

**MOTION:** Flowerday moved and Amundson seconded approval of the consent items. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

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

- A. **Lancaster County Visitors Improvement Fund Grant in the amount of \$49,640 to Heartland Bike Share for the addition of a station kiosk site in the Haymarket near 8<sup>th</sup> and R Streets – Jamie Granquist, Heartland Bike Share; and Lynne Ireland, Visitors Promotion Committee Chair. (See correlating item 6A)**

Lynne Ireland, Visitors Promotion Committee Chair, said this grant will provide a new ten-dock bike station.

Jamie Granquist, Heartland Bike Share, said Bike Share has been in Lincoln since April 20, 2018 and has recorded over 37,000 trips. There currently are two bike stations in the Haymarket area and the new rack will provide more options for tourists.

- B. **Lancaster County Visitors Improvement Fund Grant in the amount of \$239,313 to the Nebraska Communities Playhouse for the addition of a 420 - person auditorium – Robert Wamsley, Nebraska Communities Playhouse President; and Lynne Ireland, Visitors Promotion Committee Chair. (See correlating item 6B)**

Ireland said this grant is for an expansion of 17,000 square feet.

Robert Wamsley, Nebraska Communities Playhouse (NCP) President, said NCP not only houses The Stage Theatre, but also the Academy for Youth and the Stage Coach Touring Company. Since opening in 2013, NCP and The Stage have sold over 30,000 tickets and currently house a space that can only seat 120 patrons. The projected completion date will be in the Spring of 2020. (Exhibit A)

**5) PUBLIC HEARING:**

- A. Manager application for Michael McClelland in connection with a Class B liquor license for Branched Oak Marina, 10001 West Davey Road, Raymond, Nebraska. (See correlating item 6C)**

The Chair opened the public hearing.

Michael McClelland, was administered the oath and gave a brief overview of his work experience. He asked the Board to support the application.

No one appeared in opposition or in the neutral position.

The Chair closed the public hearing.

- B. Amendments to Article 2 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards (LLCAPCPRS). (See correlating item 6D)**

The Chair opened the public hearing.

Scott Holmes, Lincoln-Lancaster Health Department Environmental Health Division Manager, was administered the oath, and stated the three proposed changes to the Lincoln-Lancaster County Air Pollution Control Regulations and Standards are: (1) to remove Article 2, Section 19 – prevention of significant deterioration of air quality; (2) to improve consistency between local and state air quality regulations; and (3) to update regulations to improve organization and clarity. The amendments were approved by the Air Pollution Control Advisory Board and the Lincoln-Lancaster Board of Health.

No one appeared in opposition or in the neutral position.

The Chair closed the public hearing.

**6) NEW BUSINESS:**

- A. Lancaster County Visitors Improvement Fund Grant in the amount of \$49,640 with Lancaster County as the Sponsor and Heartland Bike Share as the Grantee for the addition of a station kiosk site in the Haymarket near 8<sup>th</sup> and R Streets. The grant term is April 1, 2019 through May 31, 2019. (C-19-0341)**

**MOTION:** Vest moved and Amundson seconded to approve the grant. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- B. Lancaster County Visitors Improvement Fund Grant in the amount of \$239,313 with Lancaster County as the Sponsor and The Nebraska Communities Playhouse as the Grantee for the addition of a 420 - person auditorium. The grant term is April 1, 2019 through December 31, 2020. (C-19-0347)**

**MOTION:** Amundson moved and Vest seconded to approve the grant. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- C. Resolution in the matter of a corporate manager application for Michael McClelland in connection with a Class B liquor license for Branched Oak Marina, 10001 West Davey Road, Raymond, Nebraska. (R-19-0034)**

**MOTION:** Flowerday moved and Vest seconded to approve the resolution. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- D. Resolution in the matter of amending Article 2 of the Lincoln-Lancaster County Air Pollution Control Program Regulations and Standards. (R-19-0035)**

**MOTION:** Vest moved and Flowerday seconded to approve the resolution. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- E. Resolution directing the County Engineer to conduct a study and the Planning Department to write a report regarding vacating portions of S.W. 91st Street, more particularly described in Exhibits "A" and "B", and located in Lancaster County, Nebraska. (R-19-0036)**

Pam Dingman, Lancaster County Engineer, said the Southwest 91<sup>st</sup> Street corridor could potentially be a future trail corridor along with access to Denton's wellfield. Conducting the study will allow the County to have everything available to be able to execute an interlocal agreement with the City of Lincoln at which time the right-of-way can be vacated.

**MOTION:** Amundson moved and Vest seconded to approve the resolution. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- F. Special designated license application from Parker's Smokehouse for an event at Prairie Creek Inn, 2400 South 148<sup>th</sup> Street, Walton, Nebraska, on May 26, 2019.**

**MOTION:** Vest moved and Amundson seconded to approve the special designated license application. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- G. Agreement with Community Alternatives to source and provide individuals to perform microfilm and scanning services at the Records and Information Management Department as part of a rehabilitation, treatment, care, training and educational program. The County will pay up to \$36,000 for these services. The term of agreement is January 1, 2019, through December 31, 2019. (C-19-0345)**

**MOTION:** Amundson moved and Flowerday seconded to approve the agreement. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- H. Nebraska Department of Transportation Highway Safety Office Selective Overtime Enforcement mini-grant contract application and award for the Lancaster County Sheriff's Office in the amount of \$11,220 for participation in the National Click It or Ticket mobilization for May 20, 2019 through June 2, 2019. There is no County match. (C-19-0342)**

**MOTION:** Vest moved and Flowerday seconded to approve the mini-grant application and award. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- I. Memorandum of Understanding (MOU) between Department of Homeland Security, U.S. Immigration and Customs Enforcement, Homeland Security Investigations Resident Agent in Charge, Omaha, through the Special Agent in Charge, St. Paul; and Lancaster County, Nebraska, on behalf of the Lancaster County Sheriff's Office; Douglas County Sheriff's Office; United States Postal Inspection Service; and the Nebraska State Patrol; as participants in the Omaha Major Crime Task Force. (C-19-0349)**

**MOTION:** Amundson moved and Flowerday seconded to approve the memorandum of understanding. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- J. Third amendments to the following County contracts:**

- 1. C-18-0601 with Kubert Appraisal Group, to include certain additional services within the scope of the 2018 TERC expert contract. (C-19-0343)**
- 2. C-17-0760 with Great Plains Appraisal, Inc., to exclude certain additional service from the scope of the 2017 TERC expert contract. (C-19-0344)**

**MOTION:** Vest moved and Flowerday seconded to approve the amendments. Flowerday, Amundson, Vest and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

- K. Contract between Zelle, LLC to provide on-site training for the County's Leadership Academy. The cost to the County is \$3,600. (C-19-0346)**

**MOTION:** Vest moved and Amundson seconded to approve the contract. Vest, Flowerday, Amundson and Brinkman voted yes. Schorr was absent. Motion carried 4-0.

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

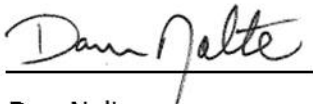
No one appeared for public comment.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting, including department budget hearings, on Thursday, May 2, 2019 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, May 7, 2019 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 department budget hearings on Tuesday, May 7, 2018 immediately following the Lancaster County Board of Equalization meeting in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10th Street, Lincoln).
- 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).

9) **ADJOURNMENT**

**MOTION:** Vest moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:24 a.m. Amundson, Vest, Flowerday and Brinkman voted yes. Schorr was absent. Motion carried 4-0.



Dan Nolte  
Lancaster County Clerk

