

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, MAY 31, 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 May 27, 2022.

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

Commissioners absent: Roma Amundson

Others present: Dave Derbin, Chief Administrative Officer; Candace Berens and John Ward, Deputies 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 May 24, 2022

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

B. Approval of the minutes of the Lincoln Chamber's May Public Forum held on May25, 2022.

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

2) CLAIMS

A. Approval of all claims processed through May 31, 2022

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

3) SPECIAL PRESENTATION

A. Recognition of Lynn Johnson, Director of Lincoln Parks and Recreation, for 25 years of service.

The Clerk read a statement of recognition into the record.

The Board thanked Johnson for his many years of dedicated service and his efforts in managing all the different Parks and Recreation projects for Lincoln and Lancaster County.

Johnson thanked the Board for the recognition. He added he received tremendous support from the community over the years and he enjoyed the work.

4) **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-21-0235 with the Board of Regents of the University of Nebraska, on behalf of the University of Nebraska – Lincoln’s Center on Children, Families and the Law and Nebraska Children and Families Foundation, for the Rent and Utility Assistance Disbursement program. (The amendment adds additional funding in the amount of \$1,688,545.60 through ERA 1 funds.) (C-22-0399)
2. C-21-0344 with NMC Inc for electrical generator maintenance and repairs. (Bid 21-065. The amendment renews the contract for a one-year term beginning June 14, 2022, through June 13, 2023. The cost for products/services to the County is not to exceed \$8,000.) (C-22-0403)

B. Right-of-way contracts with the following:

1. Rademaker Family Trust, South 134th Street and Firth Road, in the amount of \$703. (Project 22-27 / Y-342) (C-22-0404)
2. NDR Farms LLC, North 70th Street and West Davey Road, in the amount of \$559. (Project 22-27 / B-19) (C-22-0406)

C. Utility Permit 2253 allowing Windstream Nebraska to replace communication line due to removal and replacement of County Culvert T-291. (The location is roughly 1,535 feet east of SW 29th Street on West Stagecoach Road. There is no cost to the County.) (C-22-0401)

D. Setting a public hearing for Tuesday June 7, 2022, at 9:00 a.m. in Room 112 of the County-City Building (555 South 10th Street, Lincoln Nebraska) regarding an amusement license application from Sue Kohles, Prairie Pines Partners, to hold Meadowlark Music Festival on July 9, 2022, at 3100 North 112th Street, Lincoln Nebraska.

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

5) **PUBLIC HEARING**

- A. Request from the Director of Building and Safety to revoke Special Permit No. 17027 by rescinding County Resolution No. R-17-0068, Tallgrass Hills Community Unit Plan, in the vicinity of SW 98th Street and West Yankee Hill Road.

The Clerk noted the item is to be held.

6) **NEW BUSINESS**

- A. Resolution in the matter of rescinding County Resolution No. R-17-0068, which granted Special Permit No. 17027, Community Unit Plan on property generally located at Southwest 98th Street and West Yankee Hill Road, Lancaster County, Nebraska. (R-22-0040)

The Clerk noted the item is to be held.

- B. Resolution in the matter of a corporate manager’s liquor license for Shannon Martin-Roebuck in connection with a Class Y liquor license for Capriolo Winery, LLC dba Windcrest Winery (3110 West Branched Oak Road, Raymond Nebraska). (R-22-0039)

John Ward, Deputy County Attorney, stated on May 24, 2022 a resolution for the Class Y liquor license for Capriolo Winery, LLC dba Windcrest Winery was approved. Per a recommendation of the County Engineering Department, the Board's approval was based on the condition that, by the time of expiration of the owner's temporary operating permit, work would be done to correct the slope of the private driveway. Ward noted the resolution for the manager's license also includes this recommendation.

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

- C. Special Events Permit application from Gravel Worlds, Gravel Adventures, LLC, for a bicycle ride and ultra-run event to be held August 19 and 20, 2022.

Jason Strohbahn, Director of Operations and Marketing of Gravel Worlds, provided information about the bicycle ride and ultra-run event. He stated they are taking registrations until August 1, 2022.

In response to Yoakum's inquiry, Strohbahn stated there is still a need for community volunteers and people can register online at Gravel-Worlds.com.

MOTION: Vest moved and Flowerday seconded approval of the special events permit application. Yoakum, Flowerday, Vest and Schorr voted yes. Amundson was absent. Motion carried 4-0.

- D. Appointments to the Lancaster County Mental Health Crisis Center Advisory Committee for the term of June 1, 2022, through May 31, 2025:

1. Tim Dolberg
2. Kevin Karmazin
3. Timothy Lopez

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

- E. Amendment to the October 11, 1990 Lease Agreement between Lancaster County, the City of Lincoln, and the District Energy Corporation to change certain terms and expand the leased premises. (C-22-0407)

Candace Berens, Deputy County Attorney, provided a brief description of the 20-year lease agreement. The amendment includes additional property and more equipment and chillers to furnish thermal energy to the County-City Building.

David Levy, attorney with Baird Holm Law Firm on behalf of the District Energy Corporation (DEC), was available for questions. Schorr inquired about the additional chiller. Levy stated the additional property is needed for more equipment and ice storage. He explained that ice makes the chillers work more efficiently.

Flowerday inquired if he and Schorr needed to recuse themselves. (Both are members of the DEC Board of Directors.) Dave Derbin, Chief Administrative Officer, stated no.

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

- F. Grant contract with Legal Aid of Nebraska for the Tenant Assistance Project to assist with the Emergency Rental Assistance Program for households that are unable to pay rent and utilities due to the COVID-19 pandemic. The cost to the County is \$150,590. (The term of the contract is January 1, 2022, through December 31, 2022.) (C-22-0405)

MOTION: Yoakum moved and Flowerday seconded approval of the grant contract. Flowerday, Vest, Yoakum and Schorr voted yes. Amundson was absent. Motion carried 4-0.

- G. Recommendation from the Purchasing Agent and County Engineer to award and execute a purchase order to Kimco USA Inc for a 10-ton salt hopper in the amount of \$25,280.14. (State of New Jersey Contract 21-FLEET-01396 / 21DPP00576) (C-22-0400)

Ed Lahmann, County Engineer Facility Manager, stated estimates were requested to repair the current 15-year-old salt hopper due to extensive corrosive damage. It was found to be more cost effective to purchase a new salt hopper (Exhibit 1).

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

- H. Recommendations from the Joint Budget Committee (JBC) for 2022-2023 funding.

MOTION: Flowerday moved and Vest seconded approval of the recommendations. Yoakum, Flowerday, Vest and Schorr voted yes. Amundson 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.

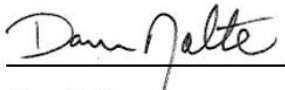
No one appeared for public comment.

8) **ANNOUNCEMENTS**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, June 2, 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, June 7, 2022, at 9:00 a.m., with the Board of Equalization and department budget hearings immediately following, 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.
- D. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTv City. For the rebroadcast schedule visit lincoln.ne.gov (keyword: LNKTv). Meetings are also streamed live on LNKTv, YouTube, Roku and Apple TV.

9) **ADJOURNMENT**

MOTION: Vest moved and Yoakum seconded to adjourn at 9:27 a.m. Vest, Yoakum, Flowerday and Schorr voted yes. Amundson was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk



EXHIBIT

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