

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
TUESDAY, JULY 26, 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 July 22, 2022.

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

Others present: Dave Derbin, Chief Administrative Officer; Kristy Bauer, Deputy Chief Administrative Officer; John Ward, Deputy 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 9:02 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 July 19, 2022.

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

2) CLAIMS

A. Amendment of the claims report previously approved on July 19, 2022.

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

B. Approval of all claims processed through July 26, 2022.

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

C. Approval of a claim to the Mediation Center for County Contract C-21-0588 in the amount of \$14,800. (Batch #282987; Document #773594)

MOTION: Amundson moved and Yoakum seconded approval of the claim. Amundson, Yoakum, Flowerday and Schorr voted yes. Vest abstained. Motion carried 4-0 with one abstention.

D. Claims including billing for goods and services beyond the 90-day time period provided in Neb. Rev. Stat. § 23-135:

1. Lincoln Journal Star dated July 21, 2022, for a total of \$18,730.32. (Batch #282981; Document #773573-773578)

MOTION: Amundson moved and Vest seconded approval of the claim. Vest, Amundson, Yoakum, Flowerday 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 approval of:
- A.** Amendments to the following County contracts for the annual supply of office seating (Bid No. 18-117. The amendment renews the contract with a price increase from July 10, 2022, through July 9, 2023. The cost to the County is not to exceed \$70,000 for all contracts.):
1. C-18-0287 with All Makes Office Equipment Co. of Lincoln (C-22-0562)
 2. C-18-0288 with encompass (C-22-0563)
 3. C-18-0289 with Office Interiors & Design, Inc. (C-22-0564)
- B.** Amendments to the following County Contracts:
1. C-19-0645 with Sapp Bros Inc. for the annual supply of lubricants. (Bid No. 19-190. The amendment renews the contract with a price increase from September 1, 2022, through August 31, 2023. The cost to the County is not to exceed \$50,140.) (C-22-0559)
 2. C-19-0555 with NSG Logistics LLC dba Nebraska Salt & Grain Co. for the annual supply of road salt. (Bid No. 19-152. The amendment reflects a price increase through October 31, 2022 and resumes original contract pricing thereafter. The cost to the County shall remain the same for the remainder of the current term.) (C-22-0561)
 3. C-21-0745 with Don's Pioneer Uniforms for the annual supply of Sheriff uniform clothing and accessories. (Quote No. 6419. The amendment reflects a price increase. The cost to the County shall remain the same for the remainder of the current term.) (C-22-0560)
 4. C-22-0549 with Blue Valley Behavioral Health for crisis response services at the Youth Services Center and the Department of Corrections to correct the contract term. (All other provisions in the contract remain the same.) (C-22-0575)
- C.** Right-of-way contracts with the following:
1. Ronald C. and Myra J. Morrison, Southwest 72nd Street and West Panama Road, in the amount of \$415. (Project 22-23 / V-92.) (C-22-0569)
 2. Jeromie Luginbill, Northwest 40th Street and West McKelvie Road, in the amount of \$843. (Project 22-23 / F-10.) (C-22-0570)
 3. Jeffrey L. and Monica J. Barber, Northwest 40th Street and West McKelvie Road, in the amount of \$1,465. (Project 22-23 / F-10.) (C-22-0573)
 4. Tawnya Sue Hinson, Highway 77 and West Stagecoach Road, in the amount of \$991. (Project 22-21 / T-239 and T-317.) (C-22-0574)
- D.** Received and placed on file the following reports:
1. County Attorney's Office (January 2022 – July 2022)
 2. 2019 Distress Warrants (as of July 21, 2022)
 3. Mileage reimbursement (April 2022 – June 2022)
- E.** Change Order #2 to County Contract C-22-0206 (Project No. 22-20; Bid No. 22-039) with Midwest Infrastructure, Inc., to extend the contract completion date to December 31, 2022. (There is no cost to the County.) (C-22-0572)
- F.** Grant contracts with the following (funding is from the Joint Budget Committee for the period of July 1, 2022 through June 30, 2023):
1. Center for People in Need for the Neighborhood Food program in the amount of \$20,700. (C-22-0553)

2. Community Action Partnership of Lancaster and Saunders Counties for the Basic & Emergency Needs program in the amount of \$172,845. (C-22-0554)
 3. Fresh Start for the Transitional program in the amount of \$27,000. (C-22-0555)
 4. Lutheran Family Services for the Health 360 program in the amount of \$90,000. (C-22-0567)
- G.** Grant contracts with the following (funding is from the Nebraska Commission on Law Enforcement and Criminal Justice Community-based Juvenile Services Aid Grant for the period of July 1, 2022, through June 30, 2023):
1. City of Lincoln (Lincoln Police Department) for the Take Pause program in the amount of \$14,032. (C-22-0557)
 2. Blue Valley Behavioral Health for the Diversion Evaluations program in the amount of \$5,605. (C-22-0566)
 3. Lincoln Public Schools for the Truancy Diversion program in the amount of \$226,921. (C-22-0556)

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

4) NEW BUSINESS:

- A.** Resolution setting a public hearing regarding vacating Road 1208, more particularly described in Exhibits "A" and "B", and located in Lancaster County, Nebraska. (R-22-0062)

John Berry, Chief Deputy Surveyor, County Engineering stated Road 1208 located in the Wondering Creek area is a joint effort between Lancaster County and the City of Lincoln. He presented a map of the area (Exhibit 1). Berry stated the section of road was approved in 1892 but never built. Part of the property is within the City limits of Lincoln and some lots have already established.

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

NOTE: For additional discussion on the public hearing regarding vacating Road 1208, see the July 28, 2022 Lancaster County Board of Commissioners staff meeting minutes.

- B.** Resolution in the matter of authorizing the County Board Chair or Vice Chair to sign the Task Order Agreement with Felsburg Holt & Ullevig, Inc. for NEPA (National Environmental Policy Act) services. (Project 21-11, LCLC-3265(11), Control No. 13518. South 68th Street from Firth Road to Stagecoach Road.) (R-22-0057)

Pam Dingman, County Engineer, stated Items 4 B and C are regarding environmental scoping requirements on South 68th Street.

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

- C.** On-Call Professional Services Task Order Agreement with Felsburg Holt & Ullevig, Inc. for NEPA (National Environmental Policy Act) services. The cost of the project is currently estimated to be \$12,178.11. (Project 21-11, LCLC-3265(11), Control No. 13518. South 68th Street from Firth Road to Stagecoach Road.) (C-22-0537)

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

- D. Agreement with Thiele Geotech, Inc. for professional material testing services at the request of the County Engineer. The cost to the County shall not exceed \$20,000. (C-22-0568)

Dingman stated the annual on-call testing contract is to ensure the quality of the construction projects.

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

- E. Contract with Rose Equipment, LLC to provide the annual service of polypatch applicator rental and mastic pave patch. The cost to the County is not to exceed \$120,800. (Bid No. 22-105. The contract shall be effective upon execution by all parties. This is a one-year term with the option to renew for three (3) additional one (1) year terms.) (C-22-0565)

Dingman presented pictures of the mastic melter applicator and instruction on the process of asphalt repairs (Exhibit 2).

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

- F. Contract with Dynamic Dirtworks & Demolition, LLC to provide channel repair of Concrete Box Culvert M-73. The cost to the County is not to exceed \$65,424. (Bid No. 22-137, Project 21-56. The contract shall be effective upon execution by both parties with period of performance per contract.) (C-22-0571)

Dingman presented a map of the location of structure M-73 (Exhibit 3).

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

- G. Grant contract with El Centro de las Americas for the Youth program in the amount of \$107,209 (funding is from the Nebraska Commission on Law Enforcement and Criminal Justice Community-based Juvenile Services Aid Grant for the period of July 1, 2022, through June 30, 2023). (C-22-0558)

MOTION: Flowerday moved and Amundson seconded approval of the contract. Vest, Amundson, Flowerday and Schorr voted yes. Yoakum abstained. Motion carried 4-0 with one abstention.

- H. Recommendation from the Southeast Nebraska Development District (SEND) to award a contract through the Lancaster County Owner Occupied Rehabilitation Housing Program (20-HO-001-LCRF) for Project #004 to MIT Contracting in the amount of \$2,600 to replace siding.

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

- I. Amendment and Restatement of the Lancaster County, Nebraska Employees Retirement Plan, using Adoption Agreement No. 001 with Pre-Approved Defined Contribution Governmental 401(a) Plan Basic Plan Document No. 17, effective January 1, 2022.

Dave Derbin, Chief Administrative Officer, stated this is the standard amendment for the Nebraska Employee Retirement Plan. He added to remain qualified, there needs to be an amendment and a restatement every six years.

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

5) **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.

6) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 28, 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, August 2, 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. 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.

7) **ADJOURNMENT**

MOTION: Vest moved and Flowerday seconded to adjourn at 9:20 a.m. Amundson, Yoakum, Flowerday, Vest and Schorr voted yes. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

