

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, SEPTEMBER 14, 2021
9:00 A.M.

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

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 to the media on September 10, 2021, and published in the Lincoln Journal Star print edition and website on September 10, 2021.

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

Commissioners absent: Roma Amundson

Others present: David Derbin, Chief Administrative Officer; Kristy Bauer, Deputy Chief Administrative Officer; Jen Holloway and Candace Berens, Deputy County Attorneys; Dan Nolte, County Clerk; and Leslie Brestel, County Clerk's Office

The meeting was called to order at 9:01 a.m., 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, September 7, 2021

MOTION: Flowerday moved and Yoakum seconded approval of the minutes. Yoakum, Flowerday and Vest voted yes. Schorr abstained. Amundson was absent. Motion carried 3-0 with 1 abstention.

- B.** Approval of the minutes of the Board of Commissioners special meeting on Tuesday, September 7, 2021

MOTION: Flowerday moved and Yoakum seconded approval of the minutes. Flowerday, Yoakum and Vest voted yes. Schorr abstained. Amundson was absent. Motion carried 3-0 with 1 abstention.

2) CLAIMS:

- A.** Approval of all claims processed through September 14, 2021

Nolte noted the claims would need to be amended to include payroll ending September 8, 2021 (Exhibit 1).

MOTION: Schorr moved and Yoakum seconded approval of the claims to include payroll ending September 8. Yoakum, Flowerday, Schorr and Vest voted yes. Amundson 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.** Right-of-way contract with Robert & Mary Tvrdy Living Trust, North 70th Street and Little Salt Road, in the amount of \$1,723 (C-21-0695)

- B.** Grant contracts (funded by the Nebraska Commission on Law Enforcement and Criminal Justice Community-based Juvenile Services Aid Grant. The term of the contract is July 1, 2021, through June 30, 2022):
 - 1. Cedars Youth Services Inc for the Reporting Center program (in the amount of \$4,995) (C-21-0686)
 - 2. City of Lincoln (Lincoln Police Department) for the Take Pause program (in the amount of \$2,157) (C-21-0687)
 - 3. Clyde Malone Community Center for the Therapy program (in the amount of \$33,068) (C-21-0700)

- C.** Amendment to grant contracts (funded by the Juvenile Justice Prevention Fund):
 - 1. C-21-0460 with Clyde Malone Community Center for the Therapy program (for a decrease of \$15,000) (C-21-0689)
 - 2. C-21-0458 with Clyde Malone Community Center for the Leadership Academy program (for an increase of \$15,000) (C-21-0690)

- D.** Amendment to County contracts:
 - 1. C-14-0422 with Fish Window Cleaning for annual requirements – window cleaning services (Bid 14-155. The amendment renews the contract from August 28, 2021, through August 27, 2022. The cost to the County shall not exceed \$4,000.) (C-21-0691)
 - 2. C-19-0747 with WoodRiver Energy LLC for annual supply – natural gas and related services (Bid 19-212. The contract is amended to reflect a fixed hedge price of \$4.46 per MMBtu for the supply of natural gas at locations, per Attachment A, from September 1, 2021, through October 31, 2023.) (C-21-0694)
 - 3. C-18-0514 with Dr Fuel Good for annual service - fuel tank maintenance and service (Bid 18-185. The amendment renews the contract for an additional one (1) year term beginning September 1, 2021, through August 31, 2022. The cost for products/services to the County shall not exceed \$26,000.) (C-21-0692)
 - 4. C-21-0179 with Sunset Law Enforcement for annual supply – ammunition (County) (Bid 6351. The amendment adds additional products/services. The cost to the County shall not exceed \$1,500 for the remainder of the current term, with a revised contract total of \$26,500, without approval by the County Board.) (C-21-0698)
 - 5. C-20-0196 with the subsidiaries of Enterprise Holdings Inc set forth on Schedule 1 for Nationwide Car Rental (using the State of Oregon, NASPO ValuePoint Master Agreement 9408, MOU045) (The amendment renews the contract from September 16, 2021, through September 15, 2022. The estimated cost for products/services to the County shall not exceed \$25,000.) (C-21-0693)

- E.** Received and placed on file the August 2021 report for Records and Information Management

- F.** Setting of public hearings in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) for the following:

1. Setting the final tax request at a different amount than the prior year tax request, on Tuesday, September 21, 2021, at 9:00 a.m.
2. One and six-year road and bridge improvement program on Tuesday, October 12, 2021, at 6:30 p.m.

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

4) NEW BUSINESS:

- A. Amusement License renewal application from Jan and Darril Hauser for an event at Pine Creek Farms LLC (11505 North 14th Street) on September 25, 2021

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

- B. Amendment of a special designated license application from Lincoln Sports Foundation Motocross Track (8033 Arbor Road) for an event on September 24 and 25, 2021

Pat Thomas, Lincoln Sports Foundation Motocross Track representative, stated the amendment is due to an error in the paperwork.

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

- C. Setting the annual salary of Sylvia Ezenwa, District Court Staff Attorney, in the amount of \$74,846.72 (Step 6), effective October 1, 2021

Jen Kulwicki, District Court Referee, and Lori Maret, District Court Judge, reviewed Ezenwa's high qualifications for the position.

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

- D. Appointment of Irina Garakian to the Aging Partners Areawide Advisory Council for a term to expire on June 30, 2022

Kay Wenzel, Aging Partners Program Manager, discussed Garakian's qualifications.

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

- E. Resolution in the matter of authorizing the County Board Chair to sign Supplemental Agreement 1 with Nebraska Department of Transportation (R-21-0059)

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

- F. Supplemental Agreement 1 with Nebraska Department of Transportation whereas Lancaster County will provide preliminary engineering – geotechnical services for South 98th Street from A Street to Old Cheney Road (Project LCLC-5275(1). Control Number 13417. The cost of the services shall not exceed \$6,696.50.) (C-21-0696)

Pam Dingman, County Engineer, stated this agreement is for pavement design and soil study.

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

- G. Agreement with Thiele Geotech Inc to provide geotechnical services and such other services as may be required for South 98th Street from A Street to Old Cheney Road (Project 19-04. The cost of the services shall not exceed \$6,696.50.) (C-21-0697)

Dingman said the agreement is for geotechnical services associated with the corridor.

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

- H. Professional services agreement with Innerspace Studios Ltd, on behalf of the Lancaster Clerk's Office, for services related to renovation of space on the first floor of property located at 555 South 10th Street (The cost to the County shall not exceed \$8,725. Work is estimated to be completed in nine months.) (C-21-0699)

Holloway recommended approval contingent upon receipt of insurance.

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

- I. Renewal of an agreement with Ameritas Group for the administration of the Lancaster County self-insured dental plan from January 1, 2022, through December 31, 2022 (The cost to the County is not to exceed \$4.47 Per Employee Per Month (PEPM) based on each month's enrollment.) (C-21-0688)

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

- J. Fiduciary Liability Coverage Renewal Information Request for the Lancaster County, Nebraska, Retirement and Deferred Compensation Plans

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

- 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, September 16, 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 with the Board of Equalization immediately following on Tuesday, September 21, 2021, at 9:00 a.m. 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, September 21, 2021, at 9:00 a.m. in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) regarding the following:
 - 1. Appeal of the Lincoln-Lancaster County Planning Commission's approval of Special Permit 17043A to allow for renewal of soil mining and excavation on property generally located at Southwest 112th Street and West Van Dorn Street
 - 2. Adoption of the Lancaster County zoning and subdivision fee schedules
- D. County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- E. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTVCity. For the rebroadcast schedule visit lincoln.ne.gov (keyword: LNKTVCity). Meetings are also streamed live on LNKTVCity and can be viewed on YouTube (LNKTVCity).

7) **EXECUTIVE SESSION:**

- A. Labor negotiations and legal advice

MOTION: Schorr moved and Yoakum seconded to enter Executive Session at 9:19 a.m. for the purposes of receiving legal advice, labor negotiations, and to protect the public interest.

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

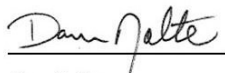
ROLL CALL: Yoakum, Flowerday, Schorr and Vest voted yes. Amundson was absent. Motion carried 4-0.

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

MOTION: Schorr moved and Yoakum seconded to exit Executive Session at 9:48 a.m. Yoakum, Flowerday, Schorr and Vest voted yes. Amundson was absent. Motion carried 4-0.

8) **ADJOURNMENT**

MOTION: Schorr moved and Flowerday seconded to adjourn at 9:48 a.m. Schorr, Yoakum, Flowerday and Vest voted yes. Amundson was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk



LANCASTER COUNTY PAYROLL DISBURSEMENTS
For the Pay Period August 26, 2021 thru September 8, 2021
Pay Date: September 16, 2021

Gross Pay	\$	<u>2,358,321.70</u>
Employer FICA	\$	<u>171,580.35</u>
Pension Contribution	\$	<u>165,756.06</u>
PEHP Contribution	\$	<u>11,550.00</u>
PEHP Payout	\$	<u>20,685.19</u>
Workers Compensation	\$	<u>2,326.45</u>
Group Insurance	\$	<u>553,725.62</u>

