

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 6, 2020
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 October 2, 2020.

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

Others present: David Derbin, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; Doug Cyr, Deputy County Attorney; Eric Synowicki, Deputy County Attorney; Dan Nolte, County Clerk; and Monét McCullen, County Clerk's Office

The meeting was called to order at 9:02 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, September 29, 2020.**

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

2) CLAIMS:

- A. Approval of all claims processed through October 6, 2020.**

MOTION: Amundson moved and Yoakum seconded approval of the claims. Vest, Schorr, Amundson, Yoakum and Flowerday 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. Grant contracts with the following (funded by the Nebraska Commission on Law Enforcement and Criminal Justice Community-based Supplemental Enhancement Aid Grant for a term of July 1, 2020 through June 30, 2021):**
- 1. Cedars Youth Services for the Crisis Stabilization program in the amount of \$74,228. (C-20-0627)**
 - 2. Donald P. Belau for the Crisis Response program in the amount of \$6,000. (C-20-0628)**

- B. Amendments to the following County contracts for Annual Supply - Power and Hand Tools. (Bid No. 17-245. The amendments renew the contracts from November 2, 2020 through November 1, 2021. The cost to County shall not exceed \$25,000 for contracts without approval by the Lancaster County Board):**
 - 1. C-17-0826 with Fastenal. (C-20-0631)**
 - 2. C-17-0828 with TooFast Supply Company. (C-20-0632)**
 - 3. C-17-0829 with Total Tool Supply, Inc. (C-20-0633)**

- C. Amendment to County Contract C-18-0642 with AV Associates of Nebraska for Annual Supply – Household Miscellaneous Batteries. (Quote No. 5909. The amendment renews the contract from November 13, 2020 through November 12, 2021. The cost to the County is not to exceed \$3,000.) (C-20-0636)**

- D. Right-of-way contracts with the following:**
 - 1. Capital City Horse & Pony Club, North 14th Street and West Waverly Road, in the total amount of \$19,068. (C-20-0652, C-20-0653)**
 - 2. Joetta M. Schwaningan and Darin K. Schwaninger, Southwest 2nd Street and West Hallam Road, in the amount of \$4,503. (C-20-0654)**

- E. Received and placed on file the County Sheriff quarterly report for July through September, 2020.**

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

4) NEW BUSINESS:

- A. Resolution authorizing the Chief Administrative Officer to function as the Authorized Organization Representative for purposes of securing and administering grant funding through the U.S. Department of Justice, Office of Justice Programs. (R-20-0064)**

Sara Hoyle, Lincoln-Lancaster County Human Services Director, said the Department of Justice has moved to an online management system. She noted that when any department receives a grant the expectation would still be that all grants receive prior approval from the Board of Commissioners. This resolution allows David Derbin to receive all notifications when a grant is awarded.

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

- B. Resolution authorizing the installation of traffic control devices in Lancaster County. (R-20-0065)**

Pam Dingman, Lancaster County Engineer, referenced Exhibit 1 of the resolution and said in the City of Hickman there is a public safety issue due to site distance and the speed needs to be reduced on Hickman Road.

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

- C. Agreement with JEO for professional engineering services related to the 2020 and 2021 countywide wetland delineation services for different county sites. The term of the agreement shall be for two years. The cost to the County is \$50,000. (C-20-0649)**

Dingman said this agreement is for annual, on-call wetland services.

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

- D. Special Designated License application from Kosmicki Koch Associates, LLC for an event at Hillside Events, 12400 West Denton Road, Denton on October 24, 2020.**

Lacey Koch, applicant, responded to Schorr's question and said they are from Seward, Nebraska and have catered a number of events in that area but this would be the first event in Lancaster County.

Yoakum said she intends to move approval of the application pending a response from the Health Department due to the number of guests expected to attend. Koch said she noted 250 attendees on the application but confirmed the actual number of guests would be 100.

MOTION: Yoakum moved and Vest seconded approval of the special designated license pending a recommendation from the Health Department. Yoakum, Vest, Schorr, Amundson and Flowerday voted yes. Motion carried 5-0.

- E. Grant contract with St. Monica's Behavioral Health for transitional housing for two Lancaster County's Sentence Conversion- Reentry Program participants. The term of the grant contract is October 1, 2020 through September 30, 2023 in the amount of \$153,000 per year. (C-20-0640)**

Kim Etherton, Lancaster County Community Corrections Director, said this contract will provide housing and treatment options with St. Monica's. The initial grant was for young adult males and this expands the grant to include women in the correctional facilities.

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

- F. Agreement with Elizabeth Kester to provide psycho-educational class instruction to participants of Lancaster County's Pretrial Diversion Program. The term of the agreement is October 1, 2020 through June 30, 2021. The County shall pay \$20 per hour not to exceed 20 hours per week for the services provided. (C-20-0641)**

Etherton said the previous class instructor resigned and due to COVID-19 all diversion classes were discontinued. Ms. Kester will now take over that position.

MOTION: Schorr moved and Amundson seconded approval of the agreement.

Amundson inquired about the term of the agreement. Etherton said this agreement is intended to be in place until the end of the fiscal year and will automatically renew for one-year.

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

- G. Setting the annual salary for Ben Houchin, Chief Deputy Sheriff, in the amount of \$122,251 effective October 1, 2020.**

MOTION: Vest moved and Amundson seconded approval of the annual salary for Ben Houchin of \$122,251. Vest, Schorr, Amundson, Yoakum and Flowerday voted yes. Motion carried 5-0.

- H. Grant contracts with the City of Lincoln Police Department to provide funding to the Lancaster County Sheriff's Office for the Lincoln/Lancaster County Investigative Narcotics Cooperative Task Force for the following terms:**

- 1. October 1, 2018 through September 30, 2019 in the amount of \$80,660.36. (C-20-0642)**
- 2. October 1, 2019 through September 30, 2020 in the amount of \$54,750.01. (C-20-0643)**
- 3. October 1, 2020 through September 30, 2021 in the amount of \$73,000. (C-20-0644)**

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

- I. Grant contracts with the City of Lincoln Police Department to provide funding to the Lancaster County Attorney's Office for the Lincoln/Lancaster County Investigative Narcotics Cooperative Task Force for the following terms:**

- 1. October 1, 2018 through September 30, 2019 in the amount of \$154,687. (C-20-0645)**
- 2. October 1, 2019 through September 30, 2020 in the amount of \$146,953. (C-20-0646)**
- 3. October 1, 2020 through September 30, 2021 in the amount of \$143,697. (C-20-0647)**

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

- J. Agreement for professional services with Morrow & Associates to coordinate all testing procedures, including the development and administration of the exams and acquiring panels for each assessment exercise for the promotional exam procedures for the rank of sergeant and captain. The cost to the County is \$20,000. (C-20-0648)**

MOTION: Amundson moved and Vest seconded approval of the agreement.

David Derbin, Chief Administrative Officer, asked that this agreement be approved contingent upon receipt of insurance.

Amundson amended her motion to reflect approval of the agreement contingent on receipt of insurance and the seconder agree with the amendment.

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

- K. Contract with Galls, LLC to provide Annual Supply - Sheriff Uniform Clothing and Accessories. (Quote No. 6293.) This contract shall be effective October 31, 2020 through October 30, 2021. The cost to the County is not to exceed \$21,000. (C-20-0637)**

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

- L. Recommendation from the Purchasing Agent and Sheriff Department to award a contract to Jones Automotive, Inc., for the Supply and Installation of Emergency Equipment for City and County Law Enforcement Vehicles, (Bid No. 20-206). The estimated amount is \$15,615.42 per cruiser along with an hourly rate of \$105 for other miscellaneous labor and a 20% markup on miscellaneous parts and equipment. (B-20-0206)**

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

- M. Contracts with the following to provide Equipment & Accessory Rental (Bid No. 20-191. The term of the contracts are four years beginning upon execution of the contract with the option for one additional four-year terms. The cost to County is not to exceed \$200,000 for all contracted vendors for the term of the contracts.):**

- 1. Murphy Tractor & Equipment Co., Inc. (C-20-0638)**
- 2. NMC, Inc. (C-20-0639)**

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

- N. Contracts with the following for Annual Service – Vehicle Washes and Related Services (Quote No. 6273. The contracts are for one-year with the option to renew for three additional one-year terms.):**

- 1. BJ'S Fleet Wash, LLC (The cost to the County is not to exceed \$1,000). (C-20-0634)**
- 2. JetSplash Full Service Car Wash (The cost to the County is not to exceed \$2,000). (C-20-0635)**

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

- O. Grant contract with Center for Tech and Civic Life for the public purpose of planning and operationalizing safe and secure election administration in Lancaster County in 2020 from the period of June 15, 2020 through December 31, 2020 in the amount of \$404,584.50. (C-20-0650)**

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

- P. Recommendations from the Pension Review Committee in both the Lancaster County Employees Retirement and 457 Deferred Compensation Plans to:**

- 1. Replace Fidelity Advisor® New Insights Fund—Class I with JPMorgan Large Cap Growth Fund (JLGMX).**
- 2. Replace PGIM QMA Small-Cap Value Fund – Class R6 with separate account for Victory Sycamore Small Company Opportunity Fund: Prulnst-Pru Ret Small Cap Value/Victory SP.**

Derbin said the first replacement will provide a cost savings and the second replacement is a better fund option. Both changes were recommended by Prudential, Segal Marco and the Pension Review Committee.

Flowerday said there are two funds that are currently underperforming and there is no question about the first fund being replaced. Derbin noted one fund was not performing to the County's investment standards. The other fund came down to discussions about what would best fit within the County's plan and that is what caused the change on the second fund.

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

- Q. Agreement with Synrgo, Inc., for electronic filing/recording of records with the Lancaster County Register of Deeds. There is no cost to the County. The agreement is effective upon execution and has a 30-day termination provision. (C-20-0651)**

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

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

Flowerday provided an update on Director Pat Lopez's condition and noted she is doing well and will update the Board in the future.

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

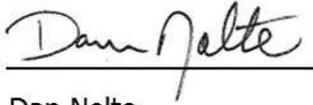
No one appeared for public comment.

7) ANNOUNCEMENTS:

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Tuesday, October 6, 2020 immediately following the Board of Equalization meeting in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).**
- B. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, October 8, 2020.**
- C. The Lancaster County Board of Commissioners will hold a public hearing regarding the One and Six-Year Road and Bridge Improvement Program on Thursday, October 8, 2020 at 7:00 p.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).**
- D. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, October 13, 2020 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).**
- E. County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.**
- F. 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 and can be viewed on YouTube (LNKTVcity).**

8) ADJOURNMENT

MOTION: Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:29 a.m. Schorr, Amundson, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk

