

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 27, 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 23, 2020.

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

Commissioner absent: Sean Flowerday, Chair

Others present: David Derbin, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; Jenifer Holloway, 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, October 20, 2020.**

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

2) CLAIMS:

- A. Approval of all claims processed through October 27, 2020.**

Dan Nolte, Lancaster County Clerk, noted there was an amendment to the claims for the payroll ending on October 21, 2020 (Exhibit 1).

MOTION: Amundson moved and Yoakum seconded approval of the claims as amended. Schorr, Amundson, Yoakum and Vest voted yes. Flowerday 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. Change Orders to the following County contracts:**

- 1. No. 2 to C-20-0396 with Tim Sisco Construction LLC for Milling and Asphalt due to settlement for a net increase of \$16,806.20 (Project 20-03; Culvert Maintenance 2020 - Phase II). (C-20-0684)**

2. **No. 1 to C-20-0395 with Highway Improvement, Inc., for an overrun due to extra crack sealing at various sites for a net increase of \$48,000 (Project 20-16; Crack Sealing Bituminous Surfacing 2020). (C-20-0691)**
- B. **Amendment to County Contract C-19-0100 with BI Incorporated to provide Offender Monitoring Products, Services and Solutions to add the HOMEGUARD 20/20 product to the MOU. (The cost of both products is the same, there will be no increase to the previously approved expenditure). (C-20-0690)**
- C. **Utility Permit No. 2040 allowing the City of Lincoln (LTU) to install Cardwell Branch Sanitary Sewer Extension to Folsom Street (Sanitary Sewer C.I.P. #70218) at no cost to the County. (C-20-0700)**
- D. **Received and placed on file the County Treasurer 2019 distress warrants.**

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

4) **PUBLIC HEARING:**

- A. **Public hearing for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended, for and on behalf of the County and the City of Crete, Nebraska regarding the issuance of bonds by the County for the benefit of Tabitha, Inc. (See correlating item 5A)**

The Chair opened the public hearing.

Colleen Duncan, Partner at Gilmore and Bell Law Firm, appeared with Darcie Brink, Tabitha Vice President of Finance, who both were administered the oath. Duncan said this hearing and the related resolution relate to the issuance of tax-exempt bonds under the Industrial Development Bond Statute by the County for the benefit of Tabitha Inc. The financing is a restructuring of all of Tabitha's outstanding indebtedness. The bonds that were issued by the Saline County Hospital Authority will be refunded. The hearing includes the City of Crete as a requirement of the internal revenue code as the Tabitha facilities are located in Crete, Nebraska. The bonds indicate that Lancaster County has no liability for repayment of the bonds, expenses or any costs associated to the bonds.

No one appeared in support, opposition or in the neutral position.

The Chair closed the public hearing.

5) **NEW BUSINESS:**

- A. **Resolution authorizing the issuance of Revenue Refunding Bonds (Tabitha Projects), Series 2020, in a principal amount not to exceed \$21,000,000 for the purpose of making a loan to Tabitha, Inc., authorizing the execution and delivery of certain documents in connection with the issuance of such bonds, and approving related matters. (R-20-0069)**

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

B. Resolution in the matter of authorizing the County Clerk to issue payments while the County Board is adjourned. (R-20-0070)

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

C. Resolution in the matter of approving the official bond for the County Surveyor. (R-20-0071)

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

D. Resolution in the matter of authorizing the County Board Chair to sign the Environmental Services Supplement Agreement with Felsburg, Holt & Ullevig (R-20-0072) (See correlating item 5E).

Jen Holloway, Deputy Lancaster County Attorney, said the resolution is to approve the Chair to sign and the approval needs to be amended to reflect the Vice Chair be authorized to sign.

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

E. Supplemental Agreement to County Contract C-19-0097 with Felsburg, Holt & Ullevig for Professional Services to provide Environmental Services. (Project 16-17; Saltillo Road - South 27th Street to South 68th Street. HSIP-5280(2) Control No. 13391) The consultant shall complete all services by May 6, 2021. The total supplement amount for this agreement is \$43,861.18. (C-20-0692)

Pam Dingman, Lancaster County Engineer, said this is for environmental work that will need to be completed associated with the Saltillo Road corridor.

Holloway said this agreement also needs to reflect the Vice Chair signing.

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

F. Mayor's nomination of Lorenzo A. Ball, Jr., to the Lincoln-Lancaster County Planning Commission to fulfill Shams Al-Badry's unexpired term which concludes August 24, 2025.

David Cary, Lincoln-Lancaster County Planning Director, said he is pleased to have Mr. Ball fill the unexpired term. The City Council has also approved this appointment unanimously.

Lorenzo A. Ball Jr. said he is currently a Technology Executive with Ameritas and is pleased to serve on the Planning Commission.

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

G. Reappointment of Colleen Ogden to the Lincoln-Lancaster County Keno Prevention Fund Advisory Board for the term of January 1, 2021 to December 31, 2023.

Sara Hoyle, Human Services Director, discussed Ms. Ogden's previous work experience and asked the Board to approve the reappointment.

Schorr added Ms. Ogden is a longtime volunteer and is a good individual to have on the Advisory Board.

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

H. Interlocal Agreement between Lancaster County as lessee and Lincoln Transportation and Utilities as lessor for office space and facilities for adult probation located at 901 West Bond Street, Lincoln, Nebraska. The lease term is September 1, 2020 through August 31, 2021. (C-20-0699)

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

I. Agreement with the Nebraska Department of Motor Vehicles (DMV) for the exchange and sale of furniture located at the Lancaster County Treasurer's Office. The DMV shall pay the County \$10,537. (C-20-0693)

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

J. Grant agreement with the Nebraska Emergency Management Agency for the 2020 Homeland Security Grant Program to purchase equipment from September 1, 2020 through August 31, 2023 in the amount of \$113,175. (C-20-0694)

Captain John Vik, Lancaster County Sheriff Office, said this grant will assist with soft targets and election security. This project began in February prior to the discussion of providing the Sheriff's Office with body cameras. These cameras will be purchased to supplement the body cameras.

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

K. Contract with Jones Automotive, Inc., to provide Annual Service - Supply and Installation of Emergency Equipment for City and County Law Enforcement Vehicles (Bid No. 20-206). This contract shall be effective upon execution by all parties. The cost to the County is not to exceed \$15,615.42. (C-20-0695)

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

L. Agreement between Lancaster County, Region V Systems and The Bridge Behavioral Health for The Bridge to assist the County and Region V by including in the services it presently provides, the detention of individuals who are in Emergency Protective Custody (EPC). The term of the agreement is July 1, 2020 through June 30, 2021. (C-20-0696)

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

- M. Contract with Nebraska Department of Health and Human Services to reimburse Lancaster County for the personal service costs of deputy county attorneys associated with termination of parental rights actions. The term of the contract is from July 1, 2019 through June 30, 2021 and the County will receive \$232,200. (C-20-0697)**

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

- N. Agreement with the Board of Regents of the University of Nebraska to complete field tests and examine the behavior of three County bridges. There is no cost to the County. (C-20-0698)**

Dingman said the University Civil Engineering Department believes they might be able to provide additional redundancies particularly with bridges built in the 1950's. The bridges that will be studied are already closed.

Schorr asked how bridge behavior is examined. Dingman said there will be series of gauges installed across the entire bridge and load it to see how the bridge behaves. This will also determine the bridge strength.

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

Schorr noted the bridges that will be tested are E-171 located at West Bluff Road at Northwest 84th Street, M-164 located at Northwest 112th and West Holdrege Street and the final bridge is Y-181 located on Princeton Road at South 134th Street.

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

- O. Recommendations from the Purchasing Agent and County Engineer to award and execute purchase orders for Supplying and Hauling Crushed Rock Surface Coarse Material (Bid No. 20-218) to the following:**

- 1. Westover Rock and Sand, Inc., in the total amount of \$418,050. (C-20-0685)**
- 2. RL Tiemann Construction in the total amount of \$394,560. (C-20-0686)**

Dingman said these recommendations are for the fall rock contracts.

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

- P. Recommendations from the Purchasing Agent and County Engineer to award purchase orders for Supplying and Hauling of Gravel Surface Coarse Material (Bid No. 20-220) to the following:**

- 1. Gana Trucking & Excavating in the amount of \$509,525. (C-20-0687)**
- 2. C M Clark, LLC in the amount of \$172,000. (C-20-0688)**
- 3. R L Tiemann Construction in the amount of \$47,880. (C-20-0689)**

Dingman said these recommendations are the fall gravel contracts.

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

6) **UPDATE ON COVID-19 AND LANCASTER COUNTY RESPONSE**

Vest said the virus is continuing to spread and please use appropriate precautions when out in public.

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:**

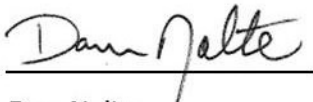
- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 29, 2020 at 8:30 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- B. The Lancaster County Board of Commissioners will not meet on Tuesday, November 3, 2020 due to the Commissioners assisting with the election. The next regular meeting will be on Tuesday, November 10, 2020 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Board of Equalization immediately following.
- 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 LNKTU City. For the rebroadcast schedule visit lincoln.ne.gov (keyword: LNKTU). Meetings are also streamed live on LNKTU and can be viewed on YouTube (LNKTUcity).

9) **ADJOURNMENT**

MOTION: Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:28 a.m.

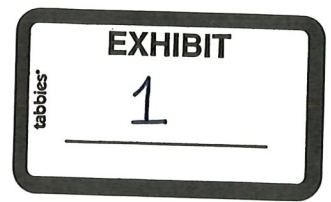
Vest added that November 3rd is election day and encouraged everyone to vote.

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



Dan Nolte
Lancaster County Clerk





LANCASTER COUNTY PAYROLL DISBURSEMENTS
For the Pay Period October 8, 2020 thru October 21, 2020
Pay Date: October 29, 2020

Gross Pay:	<u>\$ 2,256,469.58</u>
Employer FICA:	<u>\$ 169,447.74</u>
Pension Contribution:	<u>\$ 160,014.14</u>
PEHP Contribution:	<u>\$ 11,250.00</u>
PEHP Payout:	<u>\$ -</u>
Workers Compensation	<u>\$ 3,964.87</u>
Group Insurance:	<u>\$ 1,517.79</u>