

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**TUESDAY, NOVEMBER 22, 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 November 18, 2022.*

Commissioners present: Deb Schorr, Chair; Christa Yoakum, Vice Chair; Roma Amundson and 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 November 15, 2022.

**MOTION:** Amundson moved and Flowerday seconded approval of the minutes. Amundson, Flowerday and Schorr voted yes. Vest and Yoakum abstained. Motion carried 3-0 with two abstentions.

**2) CLAIMS**

**A.** Approval of the claims processed through November 22, 2022.

The Clerk noted there was an amendment to the claims for the payroll ending November 16, 2022 (Exhibit 1).

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

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

1. Cornhusker Place / The Bridge dated November 16, 2022, for a total of \$170. (Batch No. 287457; Document No. 786517)

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

**NOTE:** Amundson left the meeting at 9:05 a.m.

**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:**

1. C-13-0602 with Uribe Refuse Services, Inc for waste and recyclable collection services. (Bid No. 13-304. The amendment extends the contract with a price increase for an additional seven (7) month term beginning December 1, 2022, through June 30, 2023. The cost to the County for the term of this extension is not to exceed \$19,800.) (C-22-0874)
2. C-22-0699 with JEO Consulting Group, Inc for on-call professional wetland delineation and permitting services. (The amendment will increase the total contract price by \$30,000. The new contract total will be \$60,000.) (C-22-0875)
3. C-15-0062 with Summit Food Service LLC for food service to County correctional facilities. (The amendment extends the contract term 90 days and increases meal prices by \$0.215 per meal.) (C-22-0877)

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

1. Tracy L. Callahan, South 148th Street and Princeton Road, in the amount of \$2,270. (Project 22-25 / Y-179) (C-22-0869)
2. Jerry B. Holden, South 148th Street and Princeton Road, in the amount of \$487. (Project 22-25 / Y-179) (C-22-0870)
3. Sharon Hoyt, North 176th Street and Branched Oak Road, in the amount of \$271. (Project 23-20 / A-177) (C-22-0871)
4. Susan K. Staab, South 112th Street and A Street, in the amount of \$649. (Project 22-25 / J-130) (C-22- 0872)

**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.

**NOTE:** Amundson returned at 9:07 a.m.

**4) UNFINISHED BUSINESS**

- A.** Amendment to County contract C-21-0724 with Vigilant Solutions LLC for mobile license plate reader system and software licenses. (Sole Source No. SS-160. The amendment renews the contract for an additional one (1) year term beginning January 2, 2023, through January 1, 2024. The cost to the County is not to exceed \$25,000.) (C-22-0867)

**MOTION:** Flowerday moved and Yoakum seconded approval of the contract.

Schorr stated concerns about the vendor's data retention schedule and the selling of information were addressed at a Thursday staff meeting.

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

John Ward, Deputy County Attorney, clarified that Vigilant Solutions LLC retains data for 180 days. He noted there are also safeguards in place to prevent them from selling data.

Spike Eickholt, Government Liaison, American Civil Liberties Union (ACLU) of Nebraska, said he reviewed the November 2021 contract with Vigilant Solutions LLC and expressed concerns with amending it. He strongly encouraged the Board to further research how the information received would benefit Lancaster County.

Sheriff Terry Wagner explained the data collected can be shared with other law enforcement agencies across the country which is very beneficial. He provided a recent example of how a person who allegedly committed a serious crime in Texas was apprehended in Nebraska with the help of license plate data.

Vest asked if Vigilant Solutions LLC is obligated to not share information. Ward stated there are auditing capabilities in place to prevent Vigilant from selling or misusing data. Vest inquired if the County Attorney's Office is conformable with the contract. Ward stated yes and added there is a designation of the Lancaster County Sheriff's data that is more protected than the commercial booking and license plate reader data.

## 5) NEW BUSINESS

- A. Resolution in the matter of a request to vacate the right-of-way of Southwest 86<sup>th</sup> Street between West Saltillo Road and West Bennet Road in Lancaster County. (R-22-0114)

John Berry, Chief Deputy Surveyor, stated the County Engineering Office has been in contact with The National Audubon Society, Inc and they are aware of their responsibility for the maintenance of area culverts.

**MOTION:** Flowerday moved and Amundson seconded approval of the resolution.

Flowerday voted yes.

Vest noted that he did not attend the public hearing last week but has come up-to-speed and based on what he learned, he voted yes.

Amundson voted yes.

Yoakum indicated that she was also absent for the public hearing but was apprised of all information presented and voted yes.

Schorr voted yes.

Motion carried 5-0.

- B. Deed Restriction Agreement with William Alley for property located at 14880 South 134<sup>th</sup> Street, Lancaster County, Nebraska.

Ward stated Mr. Alley was granted a permit for an accessory dwelling unit by the Planning Commission. As part of the agreement, per the zoning code Alley needs to sign a deed restriction agreement indicating that he will not sell his property separate from the accessory dwelling unit.

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

- C. Agreement with Brumidi Group LLC to provide federal advocacy services. The cost to the County is \$70,000. (The term of the contract is November 1, 2022, through October 31, 2023.) (C-22-0873)

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

- D. Acceptance of the Office of Justice Programs' Payment Award entitled 2021 BJA FY 2021 State Criminal Alien Assistance Program (SCAAP), in the amount of \$63,647, to be used for correctional purposes. (C-22-0868)

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

- E. Offer of Federal Terrorism Insurance Coverage and Disclosure of Premium related to insurance for the memorial statue honoring Lancaster County Sheriff's Deputy Craig Dodge.

Wagner stated terrorism insurance is not necessary for the memorial.

The Board questioned how best to proceed with a motion. Dave Derbin, Chief Administrative Officer, clarified that the declination of terrorism insurance has been marked on the form.

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

- F. Recommendation from the Purchasing Agent and Lancaster County Sheriff to award and execute a purchase order to Sid Dillon to provide a Hyundai Santa Fe vehicle. The cost to the County is \$31,830. (C-22-0876)

Wagner provided a brief overview on the vehicle selection process and noted the cost was included in the budget.

**MOTION:** Amundson moved and Flowerday seconded approval of the recommendation.

In response to Schorr's inquiry, Wagner stated there will be some delay in receiving the vehicle but not as long as other options.

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

- 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, November 22, 2022, at 10:00 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, November 29, 2022, 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 attend the County 101 meeting on Wednesday, November 30, 2022, at 3:30 p.m. at the Nebraska Association of County Officials (NACO) office (1335 H Street, Lincoln Nebraska).
- D. County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto:commish@lancaster.ne.gov).
- E. The Lancaster County Board of Commissioners meeting is broadcast live on LNKTv (LNKTv.lincoln.ne.gov). LNKTv is available on Allo channel 2 and Spectrum channel 1300. For the rebroadcast schedule visit [lincoln.ne.gov](http://lincoln.ne.gov) (keyword: LNKTv). Meetings are also streamed live on YouTube and Facebook (YouTube.com/LNKTvcity and Facebook.com/lancasterne). LNKTv apps are also available on Roku, Apple TV and Amazon Fire TV.

## 8) **ADJOURNMENT**

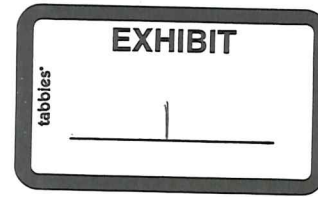
**MOTION:** Amundson moved and Yoakum seconded to adjourn at 9:22 a.m. Amundson, Yoakum, Flowerday, Vest and Schorr voted yes. Motion carried 5-0.

*Dan Nolte*

Dan Nolte  
Lancaster County Clerk



LANCASTER COUNTY PAYROLL DISBURSEMENTS  
For the Pay Period November 3, 2022 thru November 16, 2022  
Pay Date: November 23, 2022



Gross Pay	\$	<u>2,571,916.08</u>	
Employer FICA	\$	<u>187,171.94</u>	
Pension Contribution	\$	<u>173,042.23</u>	
PEHP Contribution	\$	<u>12,850.00</u>	
PEHP Payout	\$	<u>-</u>	
Workers Compensation	\$	<u>23,222.20</u>	
Group Insurance	\$	<u>539,239.91</u>	
Employee Reimbursements	\$	<u>-</u>	see detail attached