

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, NOVEMBER 30, 2021, AT 9:00 AM

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 and the Lancaster County Nebraska website, emailed to the media and published in the Lincoln Journal Star print and digital editions on November 24, 2021.

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

Commissioners absent: Christa Yoakum

Others present: Kristy Bauer, Deputy Chief Administrative Officer; John Ward, Deputy County Attorney; Dan Nolte, County Clerk and Leslie Brestel, County Clerk's Office

The meeting was called to order at 9:05 a.m., and the location of the Nebraska Open Meeting Act was announced.

1) MINUTES:

Schorr entered the meeting at 9:07 a.m.

A. Approval of the minutes of the Board of Commissioners meeting held on Tuesday, November 23, 2021

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

B. Approval of the minutes of the Board of Commissioners special meeting on Comprehensive Plan Amendment 21002 held on Tuesday, November 23, 2021

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

2) CLAIMS:

A. Approval of all claims processed through November 30, 2021

MOTION: Amundson moved and Flowerday seconded approval of the claims. Flowerday, Schorr, Amundson and Vest voted yes. Yoakum 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. Amendments and Change Orders to the following County Contracts:

- 1.** C-17-0894 with Sioux Sales Company for annual supply – County Corrections uniform accessories (Bid 17-162 / Quote No. 5708. The amendment renews the contract for an additional four (4) year

term beginning November 21, 2021, through November 20, 2025. The cost to the County shall not exceed \$6,000 without approval by the County Board.) (C-21-0828)

2. C-18-0288 with encompass for annual supply – office seating (Bid 18-117. The amendment reflects a price increase as of December 1, 2021.) (C-21-0830)
3. C-21-0147 with Petersen Earth Moving Inc for a working day review resulting in disincentives being assessed for the project (Bid 20-201 / Project 20-14: North 14th Street culvert replacement from Arbor Road to Waverly Road. Change Order 2 decreases the amount by \$5,250.) (C-21-0822)
4. C-21-0396 with Midwest Infrastructure to change pipe size from 36” to 24” at the U-243 pipe location (Bid 21-102 / Project 21-21: Culvert Maintenance 2021 Phase II. Change Order 3 has a net change of \$0.) (C-21-0823)
5. C-21-0435 with Garcia Chicoine Enterprises Inc for the addition of Site C-253 (Bid 21-121 / Project 21-58: Bridge Deck Repair and Shotcrete 2021. Change Order 3 is not to exceed an increase of \$17,752.50) (C-21-0832)
6. C-21-0435 with Garcia Chicoine Enterprises Inc to extend the contract from December 4, 2021, through June 1, 2022 (Bid 21-121 / Project 21-58: Bridge Deck Repair and Shotcrete 2021. There is no additional cost to the County.) (C-21-0829)

- B.** Setting a public hearing for Tuesday, December 7, 2021, at 9:00 a.m., in Room 112 of the County-City Building (555 S 10th Street, Lincoln, NE) in the event an appeal is timely filed regarding the appeal of the Lincoln-Lancaster County Planning Commissioner’s approval of Special Permit 21042 (Resolution PC-01788), to allow for the construction of a large Solar Energy Conversion System, in compliance with Section 13.051 of the Lancaster County Zoning Regulations, on property generally located from west of 148th to 190th Streets and from Holdrege Street to north of Havelock Avenue

Jen Holloway, Deputy County Attorney, requested Item 3B be pulled from the consent items for discussion.

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

Item 3B

Holloway stated due to the timing of the Board’s hearing requirements, and due to the timing of the publication notices, the language in the setting of public hearing indicated an appeal had not yet been filed. She reported an appeal was filed on Wednesday, November 24. The hearing will be held on December 7 with a special voting session at a later date.

MOTION: Flowerday moved approval of Item B.

Vest inquired if the Board of Commissioners meeting could start at 8:00 a.m. Holloway replied the public notices have been sent with the 9:00 a.m. start time.

Schorr seconded the motion.

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

4) PUBLIC HEARING:

- A.** Applications for a Class D liquor license for 5BC LLC dba Emerald Mini Mart (8401 West O Street, Lincoln) and a corporate manager’s liquor license for Gurinder Singh Cheema (See correlating item under New Business 5A.)

The Chair opened the public hearing.

Cheema was administered the oath.

Vest requested the applicant discuss his background and the application. Cheema said he has had 20 years of experience in liquor sales mostly in Canada and is purchasing the Emerald Mini Mart. He has assisted operating a liquor sales business in Nebraska.

Schorr inquired if Cheema had completed the Nebraska Alcohol Server Certification Program. Cheema answered he has completed both the City and State programs.

No one else appeared to testify on the application.

The Chair closed the public hearing.

5) NEW BUSINESS:

- A.** Resolution in the matter of applications for a Class D liquor license for 5BC LLC dba Emerald Mini Mart (8401 W. O Street, Lincoln) and a Corporate Manager's liquor license for Gurinder Singh Cheema (R-21-0084)

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

- B.** Resolution authorizing a traffic sign change from 55-mph to 45-mph on North 148th Street between Alvo Road and the Interstate-80 overpass (R-21-0083)

Pam Dingman, County Engineer, reviewed a map of the area in question (Exhibit 1). A constituent brought a sight concern about the area. After a sight study, it was determined that the speed limit should be reduced by 10 miles per hour.

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

- C.** Appointment of Bob Huttes (2nd Term), Gerald Clausen (1st Term) and Nicole Miller (1st Term) to the Lancaster County Extension Board for three-year terms from January 1, 2022, through December 31, 2024

Karen Wobig, County Extension Director, introduced the Lancaster County Extension Board appointees. Huttes, Clausen, Miller discussed their backgrounds.

The Board expressed their thanks to the appointees for their service.

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

- D.** Recommendation from the Purchasing Agent and County Sheriff to award and execute a sole source purchase order for a BearCat (armored vehicle) to Lenco Armored Vehicles in the amount of \$354,377 (C-21-0821)

Terry Wagner, County Sheriff, and Ben Houchin, Chief Deputy Sheriff, reviewed the recommendation. The current vehicle is a military surplus vehicle which requires specialized tools and training to be able to maintain. It has been in operation approximately nine years and is used in emergency situations, including partnering with other law enforcement agencies, and for public demonstrations. It has been used 20 times in the last year.

He requested a new replacement vehicle that is designed for law enforcement which would better suit the needs of the office (Exhibit 2). The funds used for the purchase would be forfeited assets.

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

- E. Recommendation from the Purchasing Agent and County Engineer to award and execute a purchase order for brine tanks to Snyder Industries Inc in the amount of \$110,721.38 (Bid 21-235) (C-21-0825)

Ed Lahmann, County Engineer's Office Facilities Manager, said the brine tanks will be used both for brine storage and on the trucks for snow removal. The item has been previously approved in the budget.

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

- F. Contract with Maxwell Products Inc for annual supply – asphaltic joint sealant (Bid No. 21-207. The contract shall be effective for one year upon execution. The cost is not to exceed \$60,000.) (C-21-0824)

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

- G. Agreement with Lincoln League of Women Voters to assist with voter registration sites in Lancaster County (The County shall pay \$4,000 for the services provided. The term of the agreement is September 1, 2021, through August 31, 2023.) (C-21-0827)

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

- H. Contract with 3rd Millennium to provide evidence-based online interventions to youth in the County's Juvenile Diversion Program (Term of the contract is January 1, 2021, through December 31, 2022.) (C-21-0826)

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

- I. Subscription agreement with Emergency Services Marketing Corp Inc for use of lamResponding.com (The County shall pay \$29,750 (\$5,950 annually), a one-time set-up fee of \$280, and telephone charges of \$90 annually for the services provided. The term of the agreement is January 1, 2022, through December 31, 2026.) (C-21-0831)

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

Schorr stated she appreciates Emergency Management's support for the rural responders.

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

- J. Agreements with the following for job shadowing at the Youth Services Center:

1. Jessica Hudson (C-21-0834)
2. Dakota Brace (C-21-0835)
3. Ali Taylor (C-21-0836)
4. Gregory Vest (C-21-0837)

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

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

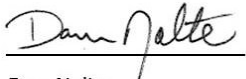
No one appeared for public comment.

7) ANNOUNCEMENTS:

- A.** The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, December 2, 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 on Tuesday, December 7, 2021, 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 and can be viewed on YouTube (LNKTvcity).

8) ADJOURNMENT

MOTION: Schorr moved and Flowerday seconded to adjourn at 9:32 a.m. Flowerday, Schorr, Amundson and Vest voted yes. Yoakum was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk

