

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, MAY 2, 2017**  
**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 April 28, 2017.*

Commissioners present: Todd Wiltgen, Chair; Bill Avery, Vice Chair; Roma Amundson, Jennifer Brinkman and Deb Schorr

Others present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, Deputy County Attorney; Dan Nolte, County Clerk; and Cori Beattie, Deputy County Clerk

The Chair called the meeting to order at 9:01 a.m.

Ann Ames, Deputy Chief Administrative Officer, was introduced and provided a brief overview of her credentials.

The Pledge of Allegiance was followed by a moment of silence in honor of Deputy Mark Burbridge, Pottawattamie County Sheriff's Office, who was recently killed in the line of duty.

The location of the Nebraska Open Meeting Act was announced.

**1) MINUTES:**

**A. Approval of the minutes of the Board of Commissioners meeting held on Tuesday, April 25, 2017.**

**MOTION:** Amundson moved and Brinkman seconded approval of the minutes. Avery, Brinkman, Schorr, Amundson and Wiltgen voted yes. Motion carried 5-0.

**B. Approval of the minutes of the Board of Commissioners department budget hearings on Tuesday, April 25, 2017.**

**MOTION:** Schorr moved and Amundson seconded approval of the minutes. Brinkman, Schorr, Amundson, Avery and Wiltgen voted yes. Motion carried 5-0.

**2) CLAIMS:**

**A. Approval of all claims processed through May 2, 2017.**

**MOTION:** Brinkman moved and Avery seconded approval of the claims. Schorr, Amundson, Avery, Brinkman and Wiltgen voted yes. Motion carried 5-0.

### **3) SPECIAL PRESENTATIONS:**

#### **A. Lancaster County Department of Corrections Employee of the Year – Nathan Atkins, System Programmer.**

Brad Johnson, Corrections Director, introduced Nathan Atkins. He asked the Clerk to read the nomination for the record.

Johnson noted that Atkins is very productive, does a terrific job and is well-deserving of the recognition.

Atkins introduced his family in attendance. He also commended his coworkers for their efforts and thanked the Director for his leadership.

The Board congratulated Atkins on the award and thanked him for his service.

#### **B. Recognition of Judy Halstead, Lincoln-Lancaster County Health Department Director, for her years of service.**

Schorr provided an overview of Halstead's career and accomplishments and, on behalf of the County Board, presented her with a token of appreciation for her many years of service.

Halstead thanked the Board for their support and for the opportunity to serve as the Health Director. She also introduced her husband, Brian, and Charlotte Burke, Interim Health Director.

### **4) NEW BUSINESS:**

#### **A. Special designated license application from Meier's Wine, Inc., d/b/a Meier's Cork N Bottle for a reception to be held on May 27, 2017 at Prairie Creek Inn, 2400 S 148<sup>th</sup> Street, Walton, Nebraska.**

**MOTION:** Amundson moved and Brinkman seconded approval of the special designated license application. Amundson, Avery, Brinkman, Schorr and Wiltgen voted yes. Motion carried 5-0.

#### **B. Special designated license application from Kramer Bar & Grill for a wedding reception to be held on June 3, 2017 at Kramer Rodeo Grounds, Kramer, Nebraska.**

**MOTION:** Avery moved and Amundson seconded approval of the special designated license application. Amundson, Schorr, Brinkman, Avery and Wiltgen voted yes. Motion carried 5-0.

#### **C. Agreements with the following for the care and maintenance of abandoned and neglected cemeteries. The cost to the County is \$50 per mowing, not to exceed \$200 per year.**

- 1. Dave Miller – Jordan Cemetery (C-17-0306)**
- 2. Terry Briley – Evangelical Cemetery (C-17-0307)**
- 3. Jay Nutter, Troop 64 Scout Master – Deitz Cemetery (C-17-0308)**
- 4. Troy Henning – Highland Cemetery (C-17-0309)**

## 5. Troy Henning – Uphoff Cemetery (C-17-0310)

**MOTION:** Brinkman moved and Avery seconded approval of the agreements. Schorr, Brinkman, Avery, Amundson and Wiltgen voted yes. Motion carried 5-0.

- D. Agreement with Lincoln Tree Service for the trimming, removal and general maintenance of trees at the abandoned and neglected Lancaster County cemeteries as listed in Attachment A. There is no cost to the County. (C-17-0311)**

**MOTION:** Amundson moved and Avery seconded approval of the agreement. Brinkman, Avery, Amundson, Schorr and Wiltgen voted yes. Motion carried 5-0.

- E. Space rental agreement and addendum with the Nebraska Alumni Association for space at the Nebraska Innovation Campus Conference Center on October 5, 2017. The cost to the County is \$600. (C-17-0314)**

**MOTION:** Schorr moved and Avery seconded approval of the rental agreement. Avery, Amundson, Schorr, Brinkman and Wiltgen voted yes. Motion carried 5-0.

- F. Revised insurance requirements for County contracts.**

**MOTION:** Amundson moved and Avery seconded approval of the revised insurance requirements. Amundson, Brinkman, Avery, Schorr and Wiltgen voted yes. Motion carried 5-0.

- G. Resolution adopting program agreement with the Nebraska Department of Roads for maintenance of Branched Oak Lake North Road (Project SRR-7831(1)). The County will pay 40% of the estimated project cost of \$1,049,950. (R-17-0036)**

Pam Dingman, County Engineer, said a micro-overlay is planned which is slightly less than the standard procedure. She explained a pavement study discovered that this portion of the road has 10" of solid pavement under the poor pavement so a micro-overlay will still provide a very good surface for many years to come.

**MOTION:** Brinkman moved and Amundson seconded approval of the resolution. Avery, Schorr, Brinkman, Amundson and Wiltgen voted yes. Motion carried 5-0.

- H. Change order supplemental agreement to County Contract C-17-0064 for an increase of \$1,101 to add the completion of certain Nebraska Department of Roads (NDOR) Hydraulic Forms to the scope of work. (C-17-0315)**

Dingman said this agreement is related to the sizing of County WPA (Work Projects Administration) structures in conjunction with the City of Lincoln's master basin drainage study. She said the increase is for unanticipated design changes.

**MOTION:** Amundson moved and Schorr seconded approval of the agreement. Brinkman, Amundson, Schorr, Avery and Wiltgen voted yes. Motion carried 5-0.

- I. **Temporary occupancy permit with BNSF to allow the Lancaster County Engineer's Office to conduct a visual survey of three County culverts for future replacement. Term of the permit is 180 days from the effective date. The cost to the County is \$1,350. (C-17-0316)**

Dingman explained that BNSF charges the County for doing any work in their right-of-way and noted there will also be a future expense to hire railroad flaggers to be onsite.

**MOTION:** Schorr moved and Amundson seconded approval of the permit. Schorr, Avery, Amundson, Brinkman and Wiltgen voted yes. Motion carried 5-0.

- J. **Grant contract with Asian Community and Cultural Center in the amount of \$3,234 to provide funding for camps and summer programming. Term of the grant contract is April 15, 2017 through June 30, 2017. (C-17-0298)**

Sara Hoyle, Human Services Director, explained that the contract is funded by current Community Aid dollars and additional money was found to provide more support for youth attending summer programs. Sheila Dorsey Vinton, Executive Director, and Anna Poudel, Youth Coordinator, Asian Community and Cultural Center, provided a brief overview of the programs.

**MOTION:** Schorr moved and Brinkman seconded approval of the grant contract. Avery, Brinkman, Schorr, Amundson and Wiltgen voted yes. Motion carried 5-0.

- K. **Grant contract with Mediation Center in the amount of \$9,000 for the Victim/Youth Conferences program. Term of the grant contract is April 1, 2017 through June 30, 2017. (C-17-0301)**

Hoyle noted an audit was recently performed which discovered a funding gap related to case management services for the County's Juvenile Diversion Program. She said additional funds are needed in order to complete the fiscal year.

**MOTION:** Avery moved and Brinkman seconded approval of the grant contract. Brinkman, Schorr, Amundson, Avery and Wiltgen voted yes. Motion carried 5-0.

- L. **Political Subdivision Tort Claim filed against Lancaster County by Loree Havlat in the amount of \$5,000**

**MOTION:** Schorr moved and Brinkman seconded to deny the tort claim. Schorr, Amundson, Avery, Brinkman and Wiltgen voted yes. Motion carried 5-0.

5) **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. **Setting public hearings on Tuesday, May 9, 2017 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) for the following:**

1. Manager application for Zachary Tyson in connection with Class IK liquor license for Hillcrest Country Club, 9401 O Street, Lincoln, Nebraska.
2. County Text Amendment No. 16016 to amend Article 18 of the Lancaster County Zoning Regulations relating to special height and use near airports to modify requirements for height permits.

**B. Right-of-way contracts between Lancaster County and the following:**

1. Elmer States Life Estate, Northwest 64<sup>th</sup> Street and West Agnew Road, Tract 1, in the amount of \$2,322.50. (C-17-0304)
2. Elmer States Life Estate, Northwest 64<sup>th</sup> Street and West Agnew Road, Tract 2, in the amount of \$1,472.50. (C-17-0305)
3. Catholic Bishop of Lincoln, North 112<sup>th</sup> Street and Alvo Road, in the amount of \$2,269. (C-17-0313)

**MOTION:** Amundson moved and Schorr seconded approval of the consent items. Amundson, Avery, Brinkman, Schorr and Wiltgen 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.

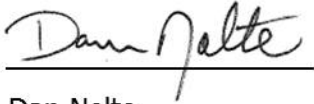
The Chair encouraged citizens to vote in today's City General Election.

**7) ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting, including department budget hearings, on Thursday, May 4, 2017 at 8:30 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).
- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, May 9, 2017 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) with the Board of Equalization immediately following.
- C. The Lancaster County Board of Commissioners will hold a public hearing on Tuesday, May 16, 2017 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) regarding an amusement license application for Row Crop, LLC, to hold an outdoor music concert (Luke Bryan Farm Tour) on September 28, 2017 at 701 SW 63<sup>rd</sup> Street, Lincoln, Nebraska.
- D. The 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. It is rebroadcast on Tuesdays (1:30 p.m. and 7:00 p.m.), Wednesdays (12:00 a.m. midnight) and Saturdays (3:30 p.m.) on 5 City-TV, Cable Channel 5. In addition, the meeting may be viewed on the internet at [lancaster.ne.gov](http://lancaster.ne.gov) under 5 City-TV, Video on Demand or 5 City-TV on YouTube.

8) **ADJOURNMENT**

**MOTION:** Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissions meeting at 9:34 a.m. Avery, Brinkman, Schorr, Amundson and Wiltgen voted yes. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk

