

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, SEPTEMBER 12, 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 September 8, 2017.

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

Commissioner absent: Deb Schorr

Others present: Ann Ames, Deputy Chief Administrative Officer; David Derbin, Deputy County Attorney; Dan Nolte, County Clerk; and Kelly Lundgren, County Clerk's Office

The Chair called the meeting to order at 9:01 a.m., the Pledge of Allegiance was recited and 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, September 5, 2017.

MOTION: Brinkman moved and Avery seconded approval of the minutes. Avery and Brinkman voted yes. Amundson and Wiltgen abstained. Schorr was absent. Motion carried 2-0 with two abstentions.

B. Approval of the minutes of the Board of Commissioners meeting held on Thursday, September 7, 2017.

MOTION: Brinkman moved and Avery seconded approval of the minutes. Brinkman, Amundson, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

2) CLAIMS:

A. Approval of all claims processed through September 12, 2017.

MOTION: Avery moved and Amundson seconded approval of the claims. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

3) PUBLIC HEARING:

A. County Special Permit No. 17027 – Community Unit Plan for 5 single-family lots with a wavier to subdivision regulations of 1 test well per 10 acres at Southwest 98th Street, ½ mile south of West Yankee Hill Road. (See correlating item 4A)

The Chair opened the public hearing.

Jim Luers, co-owner of Tallgrass Hills, LLC, was administered the oath. He said 35 of 80 acres will remain in the Conservation Reserve Program (CRP) and approximately fifteen acres will remain in crop land. Luers said there will be five lots.

Tom Cajka, Lincoln-Lancaster County Planning Department, was administered the oath and supported the application.

Avery inquired about the reason for the waiver of one test well per ten acres. Cajka said the subdivision ordinance requires one test well to be drilled for every ten acres on a grid pattern where the lots are located. He stated the Health Department obtained information from other wells in the area to determine that there was adequate quality and quantity of water. Cajka noted a letter was also submitted from Moser Well Drilling confirming this information.

No one appeared in opposition or in a neutral capacity.

The Chair closed the public hearing.

4) NEW BUSINESS:

- A. Resolution in the matter of County Special Permit No. 17027, Community Unit Plan on property generally located at Southwest 98th Street and West Yankee Hill Road, Lancaster County, Nebraska. (R-17-0068)**

MOTION: Amundson moved and Avery seconded approval of the resolution. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- B. Resolution directing the County Treasurer to issue tax sale certificates to the County on all parcels of real estate where there are delinquent taxes and also directing the County Attorney's Office to begin tax foreclosure proceedings. (R-17-0069)**

MOTION: Brinkman moved and Amundson seconded approval of the resolution. Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- C. Special designated license application from World Eats Company d/b/a The Eatery for a reception at Prairie Creek Inn, 2400 South 148th Street, Walton, on September 30, 2017.**

MOTION: Amundson moved and Avery seconded approval of the special designated license application. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- D. Special designated license application from Meier's Wine, Inc., for a reception at Spring Creek Prairie, 11700 Southwest 100th Street, Denton, on October 1, 2017.**

MOTION: Brinkman moved and Amundson seconded approval of the special designated license application. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- E. Special designated license application from Meier's Wine, Inc., for a reception at Prairie Creek Inn, 2400 South 148th Street, Walton, on October 6, 2017.**

MOTION: Amundson moved and Brinkman seconded approval of the special designated license application. Avery, Amundson, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- F. Authorization to bind insurance coverage.**

MOTION: Amundson moved and Brinkman seconded approval of the authorization to bind insurance coverage. Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- G. Agreement between the Nebraska State Patrol and Lancaster County, on behalf of the Lancaster County Sheriff, for use of the County Firearms Range for training and qualification testing. Term of the agreement is for five years. (C-17-0745)**

MOTION: Amundson moved and Avery seconded approval of the agreement. Avery, Brinkman, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- H. Ratification of Grant Adjustment Notice from NEMA to Lancaster County, decreasing the amount of the 2016 Emergency Management Performance Grant from \$128,014.50 to \$127,901.58. (C-17-0746)**

Jim Davidsaver, Emergency Management Director, spoke on items 5H and 5I. He stated salary and health care costs for the three Emergency Management staff came in at \$113 below his initial estimate, therefore, he was required to return that amount. These dollars will go back into a general fund of federal money administered by the State at the local level whereby counties that participate in the Emergency Management Performance Grant can petition for reallocation of those funds. Davidsaver explained that Item I is the reallocation.

MOTION: Avery moved and Brinkman seconded approval of the grant adjustment notice. Brinkman, Amundson, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- I. Grant Adjustment Notice from NEMA to Lancaster County, increasing the amount of the 2016 Emergency Management Performance Grant from \$127,901.58 to \$175,561.45. (C-17-0747)**

MOTION: Amundson moved and Avery seconded approval of the grant adjustment notice. Avery, Amundson, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- J. Contract with The Clark Enersen Partners to provide design and construction observation services for the repair of the storm sewer and drainage ditch at the Lancaster County Adult Detention Facility. The cost to the County is not to exceed \$5,000. (C-17-0748)**

MOTION: Amundson moved and Brinkman seconded approval of the contract. Avery, Brinkman, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- K. Engagement letter from Baylor Evnen to provide professional legal services to Lancaster County. (C-17-0749)**

MOTION: Brinkman moved and Avery seconded approval of the engagement letter. Brinkman, Amundson, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- L. Network provider contract with the Regional Behavioral Health Authority (Region V) for the provision of certain behavioral mental health services at the Mental Health Crisis Center. The County shall be reimbursed up to \$1,172,103 for the services. Term of the agreement is July 1, 2017 through June 30, 2018. (C-17-0750)**

MOTION: Amundson moved and Avery seconded approval of the contract. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- M. Business associate and qualified service organization agreement between Region V Systems and Lancaster County, on behalf of the Mental Health Crisis Center, to ensure compliance with the Health Insurance Portability & Accountability Act (HIPAA) and 42 C.F.R. Part 2. The agreement is made part of the network provider contract between Region V and Lancaster County. (C-17-0751)**

MOTION: Brinkman moved and Avery seconded approval of the agreement. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- N. Recommendation from the Purchasing Department and Lancaster County Corrections to award a contract to Galls, LLC and Don's Pioneer Uniforms (DEK Corp.) for the annual supply of guard and maintenance staff clothing for County Corrections (Bid No. 17-201). The estimated four year total for Galls, LLC is \$90,000 and Don's Pioneer Uniforms is \$30,000 for a total cost for the four-year term of \$120,000. (B-17-0201)**

MOTION: Brinkman moved and Amundson seconded approval of the recommendation. Avery, Brinkman, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- O. Contract with TLC Dry Cleaners to provide the annual service of uniform cleaning (Quote No. 5681). Term of the contract is one year from the date of execution. The cost to the County is not to exceed \$13,650. (C-17-0737)**

MOTION: Amundson moved and Avery seconded approval of the contract. Brinkman, Amundson, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- P. Amendment to County Contract C-14-0454 with Odyssey Travel for the annual requirements of travel agent services (Quote No. 4841). The amendment renews the contract from September 9, 2017 through September 8, 2018. The cost to the County is not to exceed \$9,000. (C-17-0735)**

MOTION: Brinkman moved and Avery seconded approval of the amendment. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- Q. Amendment to County Contract C-16-0498 with Paramount Linen for the annual services of rental and cleaning of mats, various linens and related items (Bid No. 16-170). The amendment renews the contract from September 13, 2017 through September 12, 2018. The cost to the County is not to exceed \$8,000. (C-17-0738)**

MOTION: Amundson moved and Avery seconded approval of the amendment. Amundson, Avery Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- R. Professional services contract between Olsson Associates and Lancaster County on behalf of the Lancaster County Engineer's Office to provide Wetland Report and Permitting for the County's 2018 culvert maintenance project. Work is to be completed on or before January 1, 2018. The cost to the County is not to exceed \$14,800. (C-17-0752)**

Pam Dingman, County Engineer, said this is the annual contract for the Army Corps of Engineers and flood plain permits for the pipe project.

MOTION: Amundson moved and Brinkman seconded approval of the contract. Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- S. Contracts with the following medical providers for specialized medical care of General Assistance clients. Providers will be reimbursed at the Medicaid rate.**

- 1. Heartland Urgent Care (C-17-0740)**
- 2. Heibel Dermatology (C-17-0741)**
- 3. Bradlee Novotny, DC, PC (C-17-0739)**

MOTION: Brinkman moved and Amundson seconded approval of the contracts. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- T. Grant contract amendment with The Mediation Center to increase the amount of the contract to \$21,461 for the Victim/Youth Conferences program. The contract is funded by the Nebraska Commission on Law Enforcement and Criminal Justice Community Aid Grant (#16-CB-0523). (C-17-0505)**

Sara Hoyle, Human Services Director, stated the amendment is to clean up the community aid grant that ended on June 30, 2017. She said agencies were contacted to see if they had expenses that were not covered.

MOTION: Amundson moved and Avery seconded approval of the amendment. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- U. Grant contract with Lighthouse, Inc., in the amount of \$28,891 for the Restorative Justice program through the Nebraska Commission on Law Enforcement and Criminal Justice Juvenile Services Aid Grant (#17-CB-529). Term of the grant contract is July 1, 2017 through June 30, 2018. (C-17-0736)**

Bill Michener, Lighthouse Executive Director, provided an overview of the services provided by the grant.

MOTION: Amundson moved and Brinkman seconded approval of the grant contract. Avery, Amundson, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- V. Grant contract with the University of Nebraska-Lincoln, on behalf of the Center on Children, Families and the Law, in the amount of \$5,000. The grant contract is funded through the Nebraska Commission on Law Enforcement and Criminal Justice Juvenile Services Aid Grant (#17-VP-5007). The term of the grant contract is July 1, 2017 through June 30, 2018. (C-17-0742)**

Hoyle provided an overview of the services provided by the grant.

MOTION: Brinkman moved and Amundson seconded approval of the grant contract. Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- 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.** Utility Permit No. 1591 allowing Windstream Nebraska, Inc., to install new buried cable to clear conflicts with Box Culvert H-128. There is no cost to the County. (C-17-0743)
- B.** Receive and place on file the following reports for August, 2017:
 - 1. Assessor/Register of Deeds
 - 2. Clerk of the District Court
 - 3. Records and Information Management

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

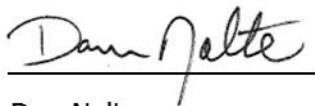
No one appeared for public comment.

7) **ANNOUNCEMENTS**

- A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, September 14, 2017 due to their attendance at the Nebraska Association of County Officials (NACO) Southeast District Meeting at Camp Carol Joy Holling in Ashland, Nebraska.
- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, September 19, 2017 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. The Lancaster County Board of Commissions will hold a public hearing on Tuesday, September 26, 2017 at 4:00 p.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) regarding the Board of Equalization property valuation protest process.
- D. The County Commissioners can be reached at 402-441-7447 or commish@lancaster.ne.gov.
- E. 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: Brinkman moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:31 a.m. Brinkman, Amundson, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk

