

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 3, 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 29, 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; Cori Beattie, Deputy County Clerk; and Kelly Lundgren, County Clerk's Office

The Chair called the meeting to order at 9:00 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 26, 2017.**

MOTION: Brinkman moved and Avery 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 public hearing regarding the Lancaster County Board of Equalization property valuation protest process held on Tuesday, September 26, 2017.**

MOTION: Schorr moved and Brinkman 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 October 3, 2017.**

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

3) SPECIAL PRESENTATIONS:

- A. Commissioners' Award of Excellence – September Winner – Douglas Lind-Olson, County Engineering, in the category of Productivity.**

The Clerk read the nomination for the record.

Pam Dingman, County Engineer, stated that Lind-Olson is extremely helpful to staff and the public.

Ken Schroeder, County Surveyor, said he has worked with Lind-Olson for several years. He added that his ability to help the public is commendable.

Brinkman presented Lind-Olson with a plaque and thanked him for his service to the County.

Lind-Olson expressed his gratitude for the award and said he is grateful to work with such an outstanding staff.

B. Introduction of Susan Madsen, prospective appointee to the Lancaster County Visitors Promotion Committee – Jeff Maul, Lincoln Convention & Visitors Bureau Executive Director (See correlating item 5A)

Jeff Maul, Lincoln Convention & Visitors Bureau Executive Director, introduced Madsen.

Madsen said she is excited to be a part of the Lancaster County Visitors Promotion Committee and looks forward to working with the County Board. She discussed several new programs she has developed at the Cornhusker Hotel.

The Board took action on item 5A.

4) PUBLIC HEARINGS:

A. Change of Zone No. 17025, from AG (Agricultural District) and I (Industrial District) to B (Business District), on property legally described as Lot 16, I.T., located in the northeast quarter of Section 34-9-8, Lancaster County, Nebraska, generally located at the intersection of Highway 2 and Highway 43. (See correlating item 5B and 5C)

The Chair opened the public hearing.

Mark Hunzeker, Baylor Evnen Law Firm, and Doug Derscheid were administered the oath and appeared in support of the change of zone. Hunzeker said Derscheid has entered into an agreement with Casey's to acquire all the land at the intersection of Highway 43 and Highway 2 that is not currently being used by Casey's. He stated the Lincoln-Lancaster County Planning Department staff recommended rezoning the entire parcel to Class B (Business District).

Derscheid said he does not have a definite intended use for the property at this time but will comply with the Class B zoning.

No one appeared in opposition or in a neutral position.

The Chair closed public hearing.

The Board took action on items 5B and 5C.

B. Amendment of the Lancaster County General Assistance Guidelines.

The Chair opened the public hearing.

Sara Hoyle, Human Services Director, was administered the oath and provided an overview of the revisions. She stated the guidelines are amended every two years by a review committee. Hoyle said in reviewing the guidelines the committee simplified some of the processes for the clients.

No one appeared in opposition or in a neutral position.

The Chair closed the public hearing.

The Board took action on item 5D.

5) NEW BUSINESS:

A. Appointment of Susan Madsen to the Lancaster County Visitors Improvement Committee for a term commencing July 1, 2017 and ending July 31, 2021.

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

B. Resolution regarding County Change of Zone No. 17025 from "AG" Agricultural to "B" Business and from "I" Industrial to "B" Business on property generally located at Highway 2 and Highway 43, in Lancaster County. (R-17-0073)

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

C. Development and Conditional Zoning Agreement among Doug Derscheid, Casey's Retail Company and Lancaster County related to CZ17025 on land generally located at 10200 South 158th Street, Lancaster County. (C-17-0791)

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

D. Adoption of the revised Lancaster County General Assistance Guidelines.

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

- E. Resolution in the matter of approving (A) an amendment to the master site lease among the Lincoln-Lancaster County Public Building Commission, as lessee, and the County and the City of Lincoln, Nebraska, jointly as lessor, (B) an amendment to the master lease agreement among the County and the City, jointly, as lessee, and the Commission, as lessor, and (C) the issuance of not to exceed \$1,700,000 in principal amount of the Commission's tax supported lease rental revenue refunding bonds, series 2017. (R-17-0074)**

Scott Keene, Ameritas Investment Corporation, Vice President and Managing Director, said this resolution allows the Public Building Commission (PBC) to refund their Series 2010 bonds that are currently outstanding. He stated those bonds have a final maturity of October, 2030. Keane said with the Board's approval they would proceed with the sale of the bonds on Thursday, October 5, 2017, settling the issue and redeeming the bonds on November 10, 2017.

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

- F. Special designated license application from Seward Grocery, LLC d/b/a Pac N Save for a reception at Prairie Creek Inn, 2400 South 148th Street, Walton, on October 21, 2017.**

Gail Richards, Seward Grocery, LLC, said they have done several events at Prairie Creek Inn and are expecting approximately 150 guests at the event.

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

- G. Adoption of Lancaster County Legislative Priorities for the 2018 session of the Nebraska Legislature.**

Kerry Eagan, Chief Administrative Officer, reviewed the changes that were requested by Brinkman and Schorr.

MOTION: Schorr moved and Amundson seconded to adopt the 2018 Lancaster County Legislative Priorities. Avery, Schorr, Brinkman, Amundson and Wiltgen voted yes. Motion carried 5-0.

- H. Letter of Support from the Lancaster County Board of Commissioners for the South Beltway.**

MOTION: Avery moved and Amundson seconded approval of the letter of support.

Dingman expressed concerns with a section of the letter that could potentially commit the County to barricading or lighting. She requested that it be modified to say the County would continue to cooperate with the State on the South Beltway project.

The Chair requested the item be held.

- I. Ratification of Grant Adjustment Notice from NEMA to Lancaster County, increasing the amount of the 2016 Emergency Management Performance Grant from \$175,561.45 to \$199,376.04. (C-17-0792)**

Jim Davidsaver, Emergency Management Director, said reallocation of funds from the Emergency Management Performance Grant (EMPG) will secure an additional \$23,814.

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

- J. Agreement between the Organized Crime Drug Enforcement Task Forces (OCDETF) Program and Lancaster County at the request of the Lancaster County Sheriff to assist OCDETF in the Interdiction Initiative. The County shall be reimbursed up to \$36,000 in overtime costs for work from October 1, 2017 through September 30, 2018. (C-17-0793)**

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

- K. Professional Services contract between Move Creative and Lancaster County for Lancaster County Extension to provide website production and maintenance. Term of the contract is from July 1, 2017 through June 30, 2018. The cost to the County is \$3,000. (C-17-0794)**

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

- L. Contracts with the following to provide the annual supply of guard and maintenance staff clothing for County Corrections (Bid No. 17-201). Terms of the contracts are four years from the date of execution.**
- 1. Don's Pioneer Uniforms (DEK Corp.), in an amount not to exceed \$30,000. (C-17-0785)**
 - 2. Galls, LLC, in an amount not to exceed \$90,000. (C-17-0786)**

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

- M. Amendment to County Contract C-14-0579 with Navia Benefit Solutions for flexible spending plan (Bid No. 14-147). The amendment renews the contract from November 1, 2017 through October 31, 2018. The cost to the County is not to exceed \$9,500. (C-17-0788)**

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

- N. Amendments to the following to provide the annual requirements of motor grader snow removal services for Lancaster County (Bid No. 15-224). The amendments renew the contracts from November 17, 2017 through November 16, 2018. The cost to the County is not to exceed \$45,000.**
- 1. Gana Trucking & Excavating (C-17-0789)**
 - 2. K2 Construction (C-17-0790)**

Dingman explained that the contracts provide for backup to the County in case of excessive snowfall.

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

- O. Recommendation from the Purchasing Department and the County Engineer to award purchase orders to R. L. Tiemann Construction (C-17-0795), Lyman-Richey Corporation (C-17-0796), Buel Trucking, Inc. (C-17-0797), and Westover Rock & Sand, Inc. (C-17-0798) for the supply and hauling of gravel surface course material to Lancaster County stockpiles. The total amount is \$560,997.50.**

Dingman explained that this process gave multiple smaller local companies the opportunity to bid on hauling to the pile that is closest to their operation.

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

- P. Professional services contract with JEO Consulting Group, Inc., for professional engineering services for the inspection of fracture critical Bridge H-120. Work is to be completed before January 5, 2018. The cost to the County is \$3,500. (C-17-0799)**

Dingman stated the bridge is located on North 176th Street between Waverly Road and Bluff Road (Exhibit A). She explained that stabilization was finished but while the bridge was closed the State did annual fracture critical bridge inspections. Dingman said she anticipates the inspection to be completed this week and will reopen the bridge as soon as possible.

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

Returning to Item H

Dingman stated that the first sentence in the paragraph after the bullet points has been modified (Exhibit B).

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

Note: The Chair noted for the record that the original motion by Avery and second by Amundson were withdrawn.

- Q. Grant contract with VolunteerLinc in the amount of \$8,000 for the Youth Volunteer Program. The contract is funded by the Juvenile Justice Prevention Fund for the period of July 1, 2017 through June 30, 2018. (C-17-0787)**

Dan Baurley, VolunteerLinc Volunteer Coordinator, provided an overview of the services provided by the grant.

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

- R. Contract with Consultants in Gastroenterology for specialized care of General Assistance clients. Providers will be reimbursed at the Medicaid rate. (C-17-0775)**

Hoyle noted that Project Homeless Connect will take place October 11, 2017 at the Pinnacle Bank Arena.

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

- 6) CONSENT ITEM: 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. 1588 allowing Norris Public Power District to replace existing power line adjacent to Northwest 105th Street from West Fletcher Road to Nebraska Highway 34. There is no cost to the County. (C-17-0784)**

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

- 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 not hold a staff meeting on Thursday, October 5, 2017 due to their attendance at the Tri-County meeting with Douglas and Sarpy Counties at 8:30 a.m., at Nebraska Innovation Campus (2021 Transformation Drive, Lincoln).**

- B. The Lancaster County Board of Commissioners will hold their next regular meeting on Tuesday, October 10, 2017 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Board of Equalization meeting immediately following.
- C. The 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 Brinkman seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:59 a.m. Brinkman, Avery, Amundson, Schorr and Wiltgen voted yes. Motion carried 5-0.

Dan Nolte
Lancaster County Clerk

WAVERLY RD

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"H-120"

ADT
64/2012

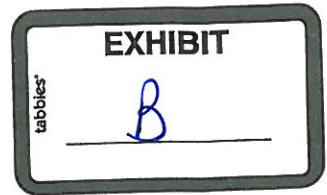
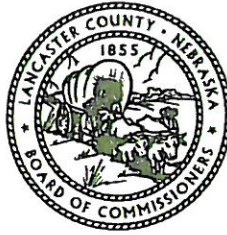
BLUFF RD

INTERSTATE 80

INTERSTATE 80



1 inch = 600 feet
Lincoln/Lancaster, NE GIS



LANCASTER COUNTY BOARD OF COMMISSIONERS

Roma Amundson Jennifer Brinkman Deb Schorr Todd Wiltgen Bill Avery
Kerry Eagan, *Chief Administrative Officer* Ann E. Ames, *Deputy Chief Administrative Officer*

Nebraska Department of Transportation
Kyle Schneweis, Director
1500 Highway 2
Lincoln Ne 68509-4759

October 3, 2017

Dear Mr. Schneweis:


Lancaster County is pleased to support progress toward the completion of the South Beltway. The project will address many transportation issues related to the largest city in our County and impact several of the smaller communities surrounding Lincoln as well. We believe that implementation of the Beltway project will:

- Address projected demands on Lincoln's transportation network due to increased regional population and traffic growth;
- Resolve existing conflicts between local and regional trips along Nebraska Highway 2 through Lincoln; and
- Reduce the significant truck volumes passing through Lincoln.

We have agreed to participate in the project by making changes in the county road network to accommodate the project and to make the South Beltway a reality. In addition, we are partners with the City of Lincoln in the Railroad Transportation Safety District, which has pledged \$20 million to address the at-grade road and railroad crossing measures that must be constructed as part of the project.

Lancaster County is proud to partner with the State of Nebraska and our other local partners to facilitate the implementation of the South Beltway project. Improving East-West connectivity for regional and interstate travel, particularly freight operations, and reducing conflicts between local and through traffic along existing urban streets will greatly benefit our citizens, regional economic development efforts and the traveling public.


Todd Wiltgen, Chair


Bill Avery, Vice Chair


Deb Schorr


Roma Amundson


Jennifer Brinkman