

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, MARCH 13, 2018**  
**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 March 9, 2018.*

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

Commissioner absent: Jennifer Brinkman, Vice Chair

Others present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; David Derbin, Deputy County Attorney; Cori Beattie, Deputy County Clerk; and Kelly Lundgren, County Clerk's Office

*The Chair called the meeting to order at 9:03 a.m., the Pledge of Allegiance was recited 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 Tuesday, March 6, 2018.**

**MOTION:** Schorr moved and Avery seconded approval of the minutes. Avery, Schorr and Wiltgen voted yes. Amundson abstained. Brinkman was absent. Motion carried 3-0 with one abstention.

**2) CLAIMS:**

**A. Approval of all claims processed through March 13, 2018.**

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

Per direction of the Chair, Items 3C, 4A and 5C-5F were moved forward on the agenda.

**SPECIAL PRESENTATION**

**3C. Recognition of Lancaster County Treasurer's 2017 Employees of the Year – Susan Schulte, Motor Vehicles Clerk; and Don Arp, Motor Vehicles Manager**

Candace Meredith, Chief Deputy Treasurer, introduced the County Treasurer's 2017 Employees of the Year.

The Deputy Clerk read the nominations for the record.

Schulte expressed her appreciation for the award.

Arp credited his staff for the success of the Motor Vehicles Department.

The Board thanked Schulte, Arp and Meredith for their service to the County.

## **PUBLIC HEARING**

**4A. Manager application for Beth M. Hladky in connection with a Class Y liquor license for Whispering Vines Winery, LLC, dba Windcrest Winery, 3110 W. Branched Oak Road, Raymond, NE.**

The Chair opened the public hearing.

Dale Lillyhorn, Whispering Vines Winery Manager, was administered the oath and appeared in support of the application. He said Hladky will be managing the tasting room and he discussed her experience and qualifications.

No one appeared in opposition or in a neutral position.

The Chair closed the public hearing.

## **NEW BUSINESS**

**5C. Setting the annual salary of Amy J. Peters, Deputy Public Defender, at \$63,358.88 as an Attorney I, effective March 12, 2018.**

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

**5D. Special designated license application from Deer Springs Winery for a reception on May 5, 2018 at 16255 Adams Street, Lincoln, NE.**

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

**5E. Special designated license application from Deer Springs Winery for a reception on June 12, 2018 at 16255 Adams Street, Lincoln, NE.**

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

**5F. Resolution in the matter of recognizing March 26-30, 2018 as Severe Weather Awareness Week and April 7, 2018 as Central Plains Severe Weather Symposium and Storm Spotter Appreciation Day**

Jim Davidsaver, Emergency Management Director, thanked the Board for recognizing the important role that storm spotters play in Nebraska. He added that the Severe Weather Symposium is a family friendly event and will take place at the University of Nebraska Innovation Campus.

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

**3) SPECIAL PRESENTATIONS:**

**A. Introduction of Pat Condon, prospective appointee for the position of Lancaster County Attorney (See 5A for correlating item.)**

Kerry Eagan, Chief Administrative Officer, explained that all elected officials require a bond and oath, therefore he would recommend the Board appoint Condon as Lancaster County Attorney effective upon execution of the bond and oath. He stated that will take approximately one week to arrange.

Pat Condon, acting Lancaster County Attorney, introduced his family. He said he has spent twenty-eight years in the Lancaster County Attorney's Office. Condon discussed his background and experience. He thanked the Board for allowing him to continue his work in the County Attorney's Office and expressed his appreciation to the County Attorney's staff for their support.

Wiltgen said the public is well served by the County Attorney's Office and he is confident that this success will continue.

The Board took action on item 5A.

**B. "Celebrating Women in Public Office Day" – Commissioner Deb Schorr (See 5B for correlating item.)**

The Deputy Clerk read the proclamation for the record.

The Board took action on item 5B.

**C. Recognition of Lancaster County Treasurer's 2017 Employees of the Year – Susan Schulte, Motor Vehicles Clerk; and Don Arp, Motor Vehicles Manager**

This item was moved forward on the agenda.

**4) PUBLIC HEARING:**

**A. Manager application for Beth M. Hladky in connection with a Class Y liquor license for Whispering Vines Winery, LLC, dba Windcrest Winery, 3110 W. Branched Oak Road, Raymond, NE.**

This item was moved forward on the agenda.

**5) NEW BUSINESS:**

**A. Appointment of Pat Condon as the Lancaster County Attorney effective immediately.**

**MOTION:** Schorr moved and Amundson seconded approval of the appointment effective upon execution of the bond and oath. Schorr, Amundson, Avery and Wiltgen voted yes. Brinkman was absent. Motion carried 4-0.

**B. Proclamation declaring March 19, 2018 as "Celebrating Women in Public Office Day." (R-18-0017)**

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

**C. Setting the annual salary of Amy J. Peters, Deputy Public Defender, at \$63,358.88 as an Attorney I, effective March 12, 2018.**

This item was moved forward on the agenda

**D. Special designated license application from Deer Springs Winery for a reception on May 5, 2018 at 16255 Adams Street, Lincoln, NE.**

This item was moved forward on the agenda

**E. Special designated license application from Deer Springs Winery for a reception on June 12, 2018 at 16255 Adams Street, Lincoln, NE.**

This item was moved forward on the agenda

**F. Resolution in the matter of recognizing March 26-30, 2018 as Severe Weather Awareness Week and April 7, 2018 as Central Plains Severe Weather Symposium and Storm Spotter Appreciation Day. (R-18-0018)**

This item was moved forward on the agenda

**G. Recommendation from the Purchasing and Corrections Departments to award a contract for Medical Services (RFP #17-235) to Correct Care Solutions. The estimated cost of the contract over the four-year term is \$9,200,288. (B-17-235)**

Brad Johnson, Corrections Director, said this is an estimated total amount with the first year expense being approximately \$2.2 million. He noted that Correct Care Solutions can request an annual increase based on the Consumer Price Index (CPI), however it cannot exceed 3% per year. Johnson confirmed that the funding source for this contract is the General Fund and it only covers Adult Corrections.

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

**H. Recommendation from the Purchasing Agent to award a contract for Overhead Door Repair and Replacement Services (Bid 18-047) to Raynor Doors of Nebraska, Inc. The estimated cost of the contract is \$30,000. (B-18-047)**

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

- I. Agreement with Schemmer Associates, Inc., for a geotechnical site evaluation of County Bridge D-88 located on W. Agnew Road, 1400 feet east of NE Highway 79. The County will pay \$9,750 for the site evaluation. (C-18-0124)**

Pam Dingman, County Engineer, stated that County Bridge D-88 was damaged by flooding in 2015 and the repairs that have been made are not holding. She explained that a study of the soil and water table will assist in determining if the bridge can be stabilized or if replacement will be necessary.

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

- J. Deposit placement agreement and custodial agreement with Midwest Bank for insured cash sweep options. (C-18-0125)**

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

- K. Memorandum of Understanding with the City of Lincoln for the purpose of rescinding the 1988 Justice Council Interlocal Agreement and creating a new Lancaster County-City of Lincoln Justice Council. (C-18-0126)**

Eagan said the updated Memorandum of Understanding reflects the current purpose and procedures of the new Lancaster County-City of Lincoln Justice Council.

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

- L. Agreement with the University of North Florida Training and Service Institute, Inc., on behalf of the Lancaster County Sheriff's Office, for a forty-hour training course entitled "Energy Methods and Damage Analysis in Traffic Crash Reconstruction" for thirty students. There is no cost to the County. (C-18-0131)**

David Derbin, Deputy County Attorney, clarified that there is a \$13,500 cost but the Sheriff is proposing to use an alternative funding source and not tax dollars.

Terry Wagner, County Sheriff, said this agreement is revenue neutral. The County will pay the fee and will be reimbursed by Safety Training Option Program (STOP) funds.

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

- 6) **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 contracts for the annual requirements of equipment and accessory rental (B-14-137). Maximum expenditures will increase by \$10,000 per year for the remainder of the current term for a revised total of \$90,000 for all contracts:**
    - 1. C-14-0380 with Hamilton Equipment Company (C-18-0121)
    - 2. C-14-0379 with NMC, Inc. (C-18-0122)
    - 3. C-14-0378 with Sunbelt Rentals (C-18-0123)
  - B. **Amendment to County Contract C-14-0132 with Firespring for the annual requirements of business cards and letterhead printing (Bid 14-025). The amendment extends the contract for a two-month term beginning March 31, 2018 through May 30, 2018. (C-18-0130)**
  - C. **Utility Permit No. 1641 allowing Windstream Nebraska, LLC, to install underground fiber optic cable under W. Holdrege Street from NW 56<sup>th</sup> Street to NW 66<sup>th</sup> Street. There is no cost to the County. (C-18-0112)**
  - D. **Right-of-way contracts with the following:**
    - 1. **Union Bank and Trust Co., Trustee, Monte R. Bohmont Unified Credit Trust, SW 62<sup>nd</sup> Street and W. Rokeby Road, in the amount of \$775. (C-18-0127)**
    - 2. **Duane C. and Sandra R. Maahs, S. 162<sup>nd</sup> Street and Pioneers Boulevard, in a total amount of \$3,385. (C-18-0128) (C-18-0129)**
  - E. **Monthly reports for February, 2018, from the following:**
    - 1. **Assessor/Register of Deeds**
    - 2. **County Clerk**
    - 3. **Records and Information Management**
  - F. **Setting a public hearing on March 20, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) regarding an application for addition to liquor license from NuMark Golf, LLC, 8901 Augusta Drive, Lincoln, NE.**

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

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

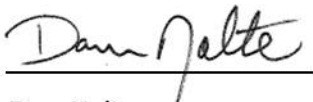
No one appeared for public comment.

8) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, March 15, 2018 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 its next regular meeting on Tuesday, March 20, 2018 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. County Commissioners can be reached at 402-441-7447 or [commish@lancaster.ne.gov](mailto: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](http://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 Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:47 a.m. Amundson, Avery, Schorr and Wiltgen voted yes. Brinkman was absent. Motion carried 4-0.



Dan Nolte  
Lancaster County Clerk

