

**MINUTES**  
**LANCASTER COUNTY BOARD OF COMMISSIONERS**  
**COUNTY-CITY BUILDING, ROOM 112**  
**TUESDAY, MAY 15, 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 May 11, 2018.*

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

Commissioners absent: Todd Wiltgen, Chair; and Deb Schorr

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

*The Vice Chair called the meeting to order at 9:00 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, May 8, 2018.**

**MOTION:** Amundson moved and Avery seconded approval of the minutes. Avery and Amundson voted yes. Brinkman abstained. Wiltgen and Schorr were absent. Motion carried 2-0 with one abstention.

**B. Approval of the minutes of the Department Budget Meeting held on Tuesday, May 8, 2018.**

**MOTION:** Amundson moved and Avery seconded approval of the minutes. Amundson and Avery voted yes. Brinkman abstained. Wiltgen and Schorr were absent. Motion carried 2-0 with one abstention.

**2) CLAIMS:**

**A. Approval of all claims processed through May 15, 2018.**

**MOTION:** Amundson moved and Avery seconded approval of the claims. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**3) PUBLIC HEARING:**

**A. Amusement license application from Jan and Darril Hauser d/b/a Pine Creek Farm to hold a craft fair on September 28-29, 2018 from 9:00 a.m. to 5:00 p.m., at 11505 N. 14<sup>th</sup> Street, Raymond, NE. (See correlating item 4A.)**

The Vice Chair opened the public hearing.

Jan Hauser was administered the oath. She stated that she is requesting the license to operate a craft fair on her property at 11505 North 14<sup>th</sup> Street in Raymond. Hauser clarified the dates of the event will be September 29-30, 2018 and that she entered the incorrect dates on the application. She said there will be no parking on North 14<sup>th</sup> Street as there will be adequate parking on the property.

No one appeared in opposition or in a neutral capacity.

The Vice Chair closed the public hearing.

Jenifer Holloway, Deputy County Attorney, informed the Board that a certificate of insurance has not been received and would recommend if approving the application to do so noting the corrected dates and upon receipt of the appropriate insurance certificates.

**4) NEW BUSINESS:**

- A. Amusement license application from Jan and Darril Hauser d/b/a Pine Creek Farm to hold a craft fair on September 28-29, 2018 from 9:00 a.m. to 5:00 p.m., at 11505 N. 14<sup>th</sup> Street, Raymond, NE.**

**MOTION:** Amundson moved and Avery seconded approval of the amusement license application noting the corrected dates and contingent upon receipt of the certificate of insurance. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- B. Settlement between Ashlie Amen and Lancaster County in the amount of \$100,000 regarding Docket 216 No. 1627 in the Nebraska Workers' Compensation Court (Ashlie Amen v. Lancaster County). (C-18-0215)**

**MOTION:** Amundson moved and Avery seconded approval of the settlement. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- C. Resolution in the matter of recommitting to the "Stepping Up Initiative to Reduce the Number of People with Mental Illness in Jails." (R-18-0030)**

**MOTION:** Avery moved and Amundson seconded approval of the resolution.

Kim Etherton, Community Corrections Director, read a prepared statement (Exhibit A).

Brad Johnson, Corrections Director, stated he appreciated the support of Community Corrections. He said the partnership has been instrumental in the success of the diversion program.

The Clerk read the resolution for the record.

**ROLL CALL:** Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**D. Joint Budget Committee funding recommendations for 2018-19.**

Sara Hoyle, Human Services Director, said these are City and County combined funds with the goal of assisting the community's vulnerable population. She noted the agencies will see a slight increase for the first time in a decade and thanked the Board for their assistance in making this increase possible.

**MOTION:** Amundson moved and Avery seconded approval of the recommendations. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**E. Juvenile Justice Prevention Fund recommendations for 2018-19.**

Hoyle stated these are County funds that provide services for at-risk juveniles.

**MOTION:** Avery moved and Amundson seconded approval of the recommendations. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**F. Recommendations from the County Personnel Policy Board to create the classification of Senior Field Administrator (C28) with a proposed pay grade of \$84,331.52-\$108,020.64 and to revise the classification of Investigator (E14).**

Doug McDaniel, Human Resources Director, stated the classification of Investigator will now be used in the County Attorney's Office as well as the Public Defender's Office.

Rob Ogden, Chief Field Deputy Assessor/Register of Deeds, said the position of Senior Field Administrator would allow the incoming individual appropriate time to become familiar with the office software, policies and functions prior to informal hearings and being appointed as Chief Field Deputy in January.

**MOTION:** Amundson moved and Avery seconded approval of the recommendations. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**G. Mini-grant application and award with the Nebraska Department of Transportation Highway Safety Office in the amount of \$1,679 for selective overtime enforcement by the Lancaster County Sheriff's Office related to alcohol compliance checks at rural establishments. (C-18-0227)**

**MOTION:** Amundson moved and Avery seconded approval of the mini-grant application and award. Avery, Brinkman and Amundson voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**H. 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 per contract.**

1. Clark Liesveld – Deitz Cemetery (C-18-0224)
2. Terry Briley – Evangelical Cemetery (C-18-0225)
3. Dave Miller – Jordan Cemetery (C-18-0226)

Brent Meyer, Weed Control Superintendent, thanked the individuals and groups who have taken on the responsibility for the upkeep of the abandoned cemeteries.

**MOTION:** Amundson moved and Avery seconded approval of the agreements. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- I. Agreement with Lincoln Tree Service for the trimming, removal and general maintenance of trees at the abandoned and neglected cemeteries as listed in Attachment A. There is no cost to the County. (C-18-0223)**

**MOTION:** Amundson moved and Avery seconded approval of the agreement.

Meyer noted that Lincoln Tree Service volunteers their service at no cost to the County.

**ROLL CALL:** Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- J. Licensing agreement with Swank Motion Pictures, Inc., for showing DVD movies at the Youth Services Center. The County will pay \$449.10 for the license. Term of the agreement is July 1, 2018 through June 30, 2019. (C-18-0214)**

**MOTION:** Avery moved and Amundson seconded approval of the agreement. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- K. Interlocal agreement with Dixon County for the safekeeping, care and sustenance of preadjudicated juveniles at the Youth Services Center. Lancaster County will be reimbursed at the rate of \$276 per juvenile per day. (C-18-0222)**

**MOTION:** Amundson moved and Avery seconded approval of the agreement. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- L. Administrative Services Agreement Amendment and Plan Criteria Guidelines for Outsourcing Services with Prudential Retirement Insurance and Annuity Company for the County's 457(b) Deferred Compensation Program (Plan ID No. 006372) for the purpose of adding a contribution accelerator, effective June 1, 2018. (C-18-0212)**

**MOTION:** Avery moved and Amundson seconded approval of the amendment and guidelines. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- M. Change Order No. 002 to County Contract C-18-0011 (Bid No. 17-282) with MECO-HENNE Contracting, Inc., for relocation of Lancaster County Emergency Management. The Change Order decreases the contract amount by \$1,573 for a new contract sum of \$1,154,969. (C-18-0217)**

**MOTION:** Amundson moved and Avery seconded approval of the change order.

Kerin Peterson, Facilities and Properties Director, said the change order is a reduction in the overall contract amount.

**ROLL CALL:** Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**N. Resolution authorizing installation of a traffic control device in Lancaster County. (R-18-0029)**

Pam Dingman, County Engineer, provided a map noting the location of a "Driveway Ahead" sign on North 148<sup>th</sup> Street (Exhibit B).

**MOTION:** Amundson moved and Avery seconded approval of the resolution. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**O. Recommendation from the Purchasing Department and the County Engineer to award a contract to Yost Excavating, Inc., for culvert maintenance (Project No. 18-05). The cost to the County is \$611,915.82. (B-18-0106)**

Dingman said the cost of the project was approximately \$200,000 under the initial estimate.

**MOTION:** Avery moved and Amundson seconded approval of the recommendation. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**P. Contract with Vulcan Signs (Vulcan Inc.), using City of Lincoln Contract No. 17-062, to provide Traffic Control and Custom Signs. Term of the contract is upon execution through March 20, 2019. Pricing will be pursuant to the City's contract. Cost to County is not to exceed \$45,000. (C-18-0213)**

Dingman stated the contract is for a year supply of preprinted signs which is more cost effective than fabricating those particular signs in the County Engineer's shop.

**MOTION:** Amundson moved and Avery seconded approval of the contract. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

**Q. Agreement with Constructors, Inc., on behalf of the Lancaster County Engineer, to provide asphalt paving and resurfacing for Project 18-01 (Bid No. 18-081). The cost to the County is not to exceed \$4,571,818.89. (C-18-0220)**

Dingman said this is the annual asphalt contract that will include two miles of new paving on 54<sup>th</sup> Street from Roca Road into Hickman as well as various miles of asphalt overlay throughout the County.

**MOTION:** Amundson moved and Avery seconded approval of the agreement. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- R. Agreement with the State of Nebraska, Department of Transportation, to establish the terms upon which the State will assist the County in obtaining Federal approval and funds for a safety improvement project on Saltillo Road from South 27th Street to South 68th Street. The County's share of the total project cost is estimated to be \$1,541,039. The agreement is effective upon execution by the State. (C-18-0218)**

Dingman provided a map illustrating the project on Saltillo Road from approximately South 26<sup>th</sup> Street to South 68<sup>th</sup> Street (Exhibit C). She stated during the budget hearing last week it was discussed that the money was set aside from the Nebraska Department of Roads Highway Buy Back fund. Dingman added that in the next budget year the \$750,000 estimated engineering expense will be paid and the following year's funds will be set aside for the remaining amount.

**MOTION:** Avery moved and Amundson seconded approval of the agreement.

Brinkman noted the need to allocate and earmark funds for the project. She added this will be all the funds available in the Highway Buy Back fund.

**ROLL CALL:** Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- S. Grant contract with the City of Lincoln (Lincoln Police Department) in the amount of \$39,955 for the "Improved Community Response to Sexual Assault and Legal Advocacy (ICRLA) Relating to Protection Orders and Immigrants in Lancaster County" program. Funding is from the U.S. Department of Justice - Office on Violence Against Women, under the Violence Against Women Act (Grant #2017-WE-AX-0013). The contract period is October 1, 2017, through September 30, 2019. (C-18-0164)**

Hoyle said the grant contract provides funding for a Victim Advocate who assists victims with filling out protection orders and restraining orders and responds when there is domestic violence within the community.

**MOTION:** Amundson moved and Avery seconded approval of the grant contract. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- T. Addendum to County Contract C-18-0164 with the City of Lincoln (Lincoln Police Department) for the "Improved Community Response to Sexual Assault and Legal Advocacy (ICRLA) Relating to Protection Orders and Immigrants in Lancaster County" program. The addendum replaces language in Section 19(a) and (b) of the contract as noted. (C-18-0216)**

**MOTION:** Amundson moved and Avery seconded approval of the addendum. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- 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. Amendment to County Contract C-16-0010 with the Nebraska Secretary of State, Records Management Division, to provide microfilming imaging services. The amendment renews the agreement from April 1, 2018 through March 31, 2019. (C-18-0219)
  - B. Right-of-way contract Mary and David Montague, No. 27<sup>th</sup> Street and Agnew Road, in the amount of \$1,630. (C-18-0221)
  - C. Records and Information Management's monthly report for April, 2018.
  - D. Setting the following public hearings:
    - 1. Tuesday, May 22, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) for the purpose of increasing appropriations for the Workers' Compensation Loss Fund, Mental Health Fund and Property Management Fund.
    - 2. Tuesday, May 29, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln) regarding a request to remove the restriction disallowing the sale of single cans and/or bottles of beer or malt liquor of less than 32 oz. for Shoemaker's South Truck Stop, 1200 Saltillo Road, Roca, NE (Liquor License D-043253)

**MOTION:** Amundson moved and Avery seconded approval of the consent items. Avery, Amundson and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.

- 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.

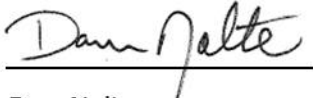
7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting, including department budget hearings, on Thursday, May 17, 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, May 22, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).

- C. The Lancaster County Board of Commissioners will hold department budget hearings on Tuesday, May 22, 2018 at 9:30 a.m. or immediately following the Lancaster County Board of Commissioners regular meeting in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10<sup>th</sup> Street, Lincoln).
- D. 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 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).

8) **ADJOURNMENT**

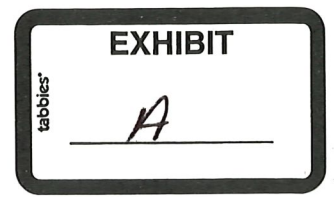
**MOTION:** Amundson moved and Avery seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:40 a.m. Amundson, Avery and Brinkman voted yes. Wiltgen and Schorr were absent. Motion carried 3-0.



Dan Nolte  
Lancaster County Clerk







## **Stepping Up Resolution Re-commitment May 15, 2018**

Since the Lancaster County Stepping Up Resolution of 2015, Community Corrections continues to work to identify and improve programming at the pretrial intercept of the criminal justice system. Specifically, Community Corrections has been working closely with the City and County prosecutors' offices to move the Mental Health Jail Diversion program into an official diversion program status. Where Mental Health Jail Diversion previously focused on individuals in the jail with mental health diagnoses, and were subsequently supervised on a pretrial release status, we are now able to offer a true diversion program; we identify eligible candidates by reviewing prosecutor's tickets filed by law enforcement, from jail booking information and from defense council referral.

Understanding that mental health issues may be the driver of behaviors that bring individuals in contact with the criminal justice system, requirements for mental health diversion are adapted to accommodate the unique circumstances these individuals may face.

With the Mental Health Diversion program in place, Community Corrections continues to offer mental health case management support for individuals on pretrial release, awaiting trial.

Addressing the mental health needs of all individuals involved in programs within the Department of Community Corrections is a priority and we are dedicated to using evidence based practices in carrying out screening and supervision strategies. This past year we added a Risk Needs assessments, Trauma Screening tool, and the Adverse Childhood screening instrument to all screenings completed on individuals who qualify for a Community Corrections program.

In September, 2017, Lancaster County was the recipient of a Bureau of Justice Assistance Second Chance grant where steps are being taken to enhance the sentence conversion program with a focus on 18-25 year olds with behavioral health diagnoses who have been sentenced to 9-12 months in jail. The goal is to reduce the re-incarceration rate of this at risk population.

A Sequential Intercept Mapping workshop, sponsored by a grant from SAMHSA's GAINS center is scheduled for June 12<sup>th</sup> and 13<sup>th</sup>, where key players in the criminal justice and behavioral health systems have been invited to examine local resource gaps and explore opportunities at each criminal justice intercept point where alternative justice and behavioral health interventions could be employed.

The current Stepping Up initiative is expanding its push for Counties to collect data on the number of people in jails who have mental illness. The Department of Corrections has added the Jail Mental Health Screening Tool to their booking procedure. The jail will gather and report quarterly at the Justice Council meeting, base line and follow up data on the numbers of mentally ill in our jail. We will be watching to determine if there is a decline in the numbers as well as a decline in the length of stay for those with mental illness who are lodged in our jail.

PAMELA L DINGMAN  
COUNTY ENGINEER

# LANCASTER COUNTY

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DEPUTY

tabbles<sup>®</sup> EXHIBIT B

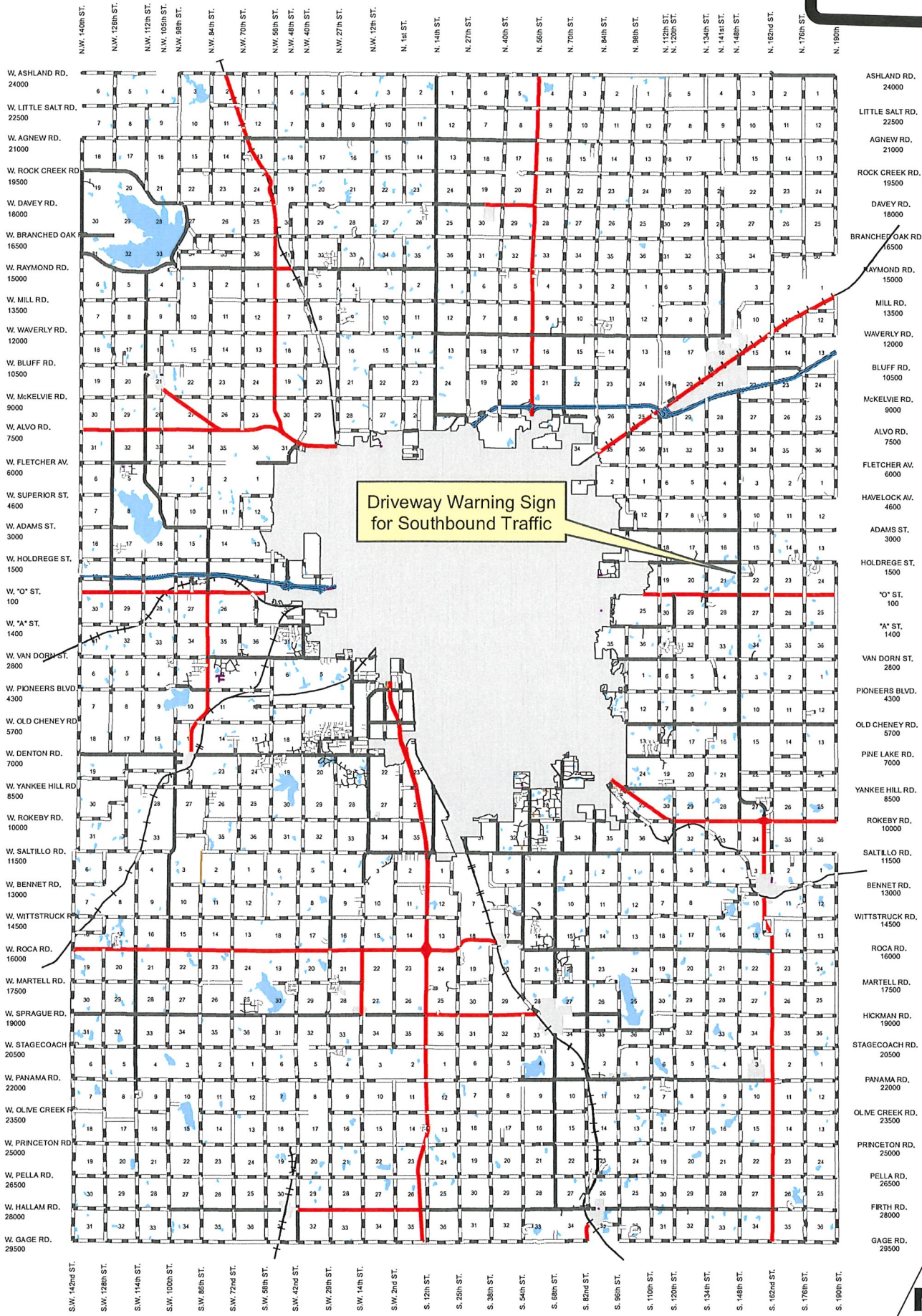




EXHIBIT A  
PROJECT NO. HSIP-5280(2)  
CONTROL NO. 13391  
SALTILLO RD., S. 27TH ST. - S. 68TH ST.