

MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, JULY 3, 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 June 29, 2018.

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

Others present: Kerry Eagan, Chief Administrative Officer; Jenifer Holloway, Deputy County Attorney; Dan Nolte, County Clerk; and Monét McCullen, 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 Meetings Act was announced.

1) MINUTES:

A. Approval of the minutes of the Board of Commissioners meeting held on Tuesday, June 26, 2018.

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

2) CLAIMS:

A. Approval of all claims processed through July 3, 2018.

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

3) SPECIAL PRESENTATION:

A. Introduction of Angelina Stovall-Amos, nominee for appointment to the Lancaster County Extension Board – Karen Wobig, Unit Leader/Department Head, Nebraska Extension in Lancaster County (See correlating item 4A)

Karen Wobig, Lancaster County Extension, came forward and asked for approval of the appointee to replace Shar Sieck, who is no longer able to be on the board.

Angelina Stovall-Amos, Lincoln-Lancaster County Health Department, gave a brief overview of her educational and professional background.

4) **NEW BUSINESS:**

- A. Appointment of Angelina Stovall-Amos to the Lancaster County Extension Board to replace Shar Sieck, who resigned effective April 13, 2018, with a term ending December 31, 2020.**

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

- B. Resolution in the matter of the emergency closure of Bridges E-171, M-164, W-174, and X-129. (R-18-0041)**

Pam Dingman, County Engineer, said all four bridges have had major repair work done within the past 10 years. She displayed a map showing the location of the bridges (Exhibit A) and provided information on the average daily count of vehicles for each structure.

Schorr inquired about repairs on Bridge X-129. Dingman explained that Bridge X-129 will require additional research before any costs can be estimated.

Brinkman asked if any of these bridges could be eligible for the box culvert program. Dingman stated these bridges were all established before modern hydraulics were put in place. The drainage basins would have to be inspected and flow defined at all four locations. She added that Bridge X-129 will not be able to be converted to a box culvert as it is too large.

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

- C. Contract with JJK Construction, LLC, on behalf of the County Engineer, for work on concrete box culvert E-117. The cost to the County is \$265,582.58. Work is to be completed on or before November 1, 2018. (C-18-0354)**

Dingman explained this will be a bridge to box culvert project and they do expect to be reimbursed for part of the cost by FEMA funds. The bridge was damaged in the flooding of 2015.

Amundson inquired about the construction timeframe. Dingman explained that the design phase has already been completed and they are waiting to ensure they are out of bat pup season to be able to trim the trees once they are bird free.

Brinkman asked for clarification on winter construction as according to the contract it is to be done by November 1st. Dingman shared that once the contractor is on-site they have 30 days to complete the project. They are hopeful that construction will begin in August.

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

- D. Recommendation from the Purchasing Agent and County Engineer to award a contract for concrete box culverts G-111 and G-144 (Bid 18-172) to TCW Construction. The total cost is \$377,025.15. (B-18-0172)**

Dingman stated that G-111 is located just west of 112th Street on Alvo Road and G-144 is located on Bluff Road in between 27th and 40th Streets. She said this bid is a little higher than normal, but it includes conversion of both structures to box culverts (Exhibit B).

MOTION: Amundson moved and Avery seconded approval of the recommendation.

Wiltgen asked for clarification on the price difference.

Dingman believed the two structures under the previous contract were around \$140,000 which is about 10% higher.

ROLL CALL: Schorr, Brinkman, Avery, Amundson and Wiltgen voted yes. Motion carried 5-0.

- E. Contract between Company Care, Lancaster County and the City of Lincoln for employee medical exams on an as needed basis. The cost to the County is \$16,500. The term of the agreement is one year from the date of execution by all parties. (C-18-0356)**

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

- F. Recommendation from the Purchasing Agent and County Sheriff to award a purchase order for an unmanned aircraft system/drone (Bid 18-166) to Adorama, Inc. The total amount is \$21,284.23. (C-18-0353)**

MOTION: Brinkman moved and Amundson seconded approval of the recommendation.

Brinkman stated this is the first drone that will be purchased and implemented and asked what policies would be in place to ensure the public that privacy concerns have been addressed.

John Vick, Lancaster County Deputy Sheriff, explained that they do take privacy concerns seriously and noted there is a draft policy that is currently being revised and waiting on final approval from the Sheriff. This will require them to operate within the bounds of existing laws.

Amundson inquired about regulations that would be applied to height.

Vick explained FAA regulations govern the use of unmanned aerial systems. While there are currently no State laws, there is a City ordinance and he felt they will be able to meet those requirements.

ROLL CALL: Avery, Amundson, Schorr, Brinkman and Wiltgen voted yes. Motion carried 5-0.

- G. Selective Overtime Enforcement Mini-Grant Contract Application and Award in the amount of \$4,700 from the Nebraska Department of Transportation Highway Safety Office for the Lancaster County Sheriff's Office. (C-18-0357)**

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

- H. Interlocal agreements for mutual law enforcement aid and assistance during emergency occasions with the Counties of Cass, Gage, Johnson, Otoe and Saline. Agreements are effective upon execution and shall remain in effect until terminated.**

- 1. Cass County (C-18-0358)**
- 2. Gage County (C-18-0359)**
- 3. Johnson County (C-18-0360)**
- 4. Otoe County (C-18-0361)**
- 5. Saline County (C-18-0362)**

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

- I. Interlocal agreement with the Nebraska Administrative Office of Probation for the establishment of a Veteran's Treatment Court in Lancaster County. Term of the agreement is July 1, 2018 through June 30, 2022. (C-18-0363)**

MOTION: Brinkman moved and Avery seconded approval of the agreement.

Jeff Curry, Chief Probation Officer, gave a brief explanation of the program and stated it is doing well.

ROLL CALL: Brinkman, Amundson, Schorr, Avery and Wiltgen voted yes. Motion carried 5-0.

- J. Interlocal agreement with the State of Nebraska Probation Administration for two probation officers to provide additional presentence investigation report services to decrease the time needed to complete presentence investigations of inmates housed by the Lancaster County Corrections Department. The County will pay up to \$63,430 for the services. The term of the agreement is July 1, 2018 through July 30, 2019. (C-18-0364)**

MOTION: Amundson moved and Brinkman seconded approval of the agreement.

Curry said they have been able to cut costs for the County by getting individuals out of the County jail quicker than normal. He estimated the cost savings to be \$822,050.68.

ROLL CALL: Schorr, Avery, Amundson, Brinkman and Wiltgen voted yes. Motion carried 5-0.

- K. Lease agreement with Dean Smith to lease real property owned by the County as described in the agreement. Lessee will pay the County \$2,088. The term of the lease is from January 1, 2018 through December 31, 2018. (C-18-0365)**

Dingman said this land is located north of I-80 and west of 134th Street. It is under corridor protection for the East Beltway (Exhibit C).

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

- L. Agreement with Bluestem Health to provide primary medical care and related healthcare services for General Assistance clients. Compensation shall not exceed \$368,107 in any fiscal year. The term of the contract is July 1, 2018 through June 30, 2020. (C-18-0366)**

Sara Hoyle, Human Services Director, said there will be about a \$20,000 increase from last year. This will provide for an interpreter, for an individual to oversee the medical assistance program and to compensate for time for on the 340 B program.

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

- M. Grant contracts funded by the Joint Budget Committee for the period of July 1, 2018 through June 30, 2019 with the following:**
- 1. Community Action Partnership of Lancaster and Saunders Counties in the amount of \$127,092 for the Basic and Emergency Needs program. (C-18-0367)**
 - 2. Peoples City Mission in the amount of \$40,000 for the Family Shelter program. (C-18-0368)**

Michelle Martinez, Community Services Director with Community Action Partnership, said their mission is to empower individuals who live in poverty to reach economic stability. She gave a brief overview of the programs provided.

Amy Pappas, Peoples City Mission Vice-President of Operations, stated they assist with casework for families and assist them with goals to get them out of homelessness.

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

- N. Grant contracts funded by the Juvenile Justice Prevention Funds for the period of July 1, 2018 through June 30, 2019 with the following:**
- 1. YWCA of Lincoln in the amount of \$15,000 for the Girls Circle program. (C-18-0369)**
 - 2. YWCA of Lincoln in the amount of \$30,000 for the Mother-Daughter Circle program. (C-18-0370)**

Karen Bell-Dancy, YWCA Executive Director, said their mission is to empower women and eliminate racism. She gave a brief overview of the services provided through the two programs.

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

- O. Amendment to the Trust Agreement establishing the Lancaster County, Nebraska Employees Retirement Plan Trust between Lancaster County and Prudential Bank & Trust, FSB, adding Group Annuity Contract GA-64158 to Exhibit A, Schedule of Trust Assets, effective July 17, 2018. (C-18-0318)**

Kerry Eagan, Chief Administrative Officer, said this will amend the trust agreement to add a guaranteed annuity contract.

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

- P. Amendment to the Trust Agreement establishing the Lancaster County, Nebraska 457 Deferred Compensation Plan Trust between Lancaster County and Prudential Bank & Trust, FSB, adding Group Annuity Contract GA-64158 to Exhibit A, Schedule of Trust Assets, effective July 17, 2018. (C-18-0371)**

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

- Q. Authorizing Kerry Eagan, Chief Administrative Officer to the Lancaster County Board of Commissioners, to sign the letter from Prudential Retirement Insurance and Annuity Company, dated June 4, 2018, confirming Lancaster County's acceptance of the terms in connection with Lancaster County's request to transfer Gibraltar Fund Assets to the Prudential Stable Value Fund for the Lancaster County, Nebraska Employees Retirement Plan (Plan 006371) and the 457 Deferred Compensation Plan (Plan 006372)**

Eagan explained this action would give him authorization to sign the letter that the County is accepting the terms regarding the transfer of the Gibraltar Fund Assets.

MOTION: Schorr moved and Avery seconded to authorize Kerry Eagan to sign the letter. Schorr, Amundson, Avery, Brinkman and Wiltgen voted yes. Motion carried 5-0

- R. Collective Trust Adoption Agreement with Prudential Trust Company for the Lancaster County, Nebraska Employees Retirement Plan and the 457 Deferred Compensation Plan. (C-18-0372)**

Eagan stated this is more of a stock document and will authorize the annuity contract change.

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

- S. Authorizing Kerry Eagan, Chief Administrative Officer to the Lancaster County Board of Commissioners, to sign the letter from Prudential Bank & Trust, FSB, dated June 22, 2018, affirming the County has authorized Prudential Bank & Trust, FSB, as the trustee for the Lancaster County, Nebraska Employees Retirement Plan and the Lancaster County, Nebraska 457 Deferred Compensation Plan, to take all actions necessary to apply for and enter into a Group Annuity Contract with its affiliate.**

Eagan said this will give him authorization to sign the letter for Prudential to enter into a new group annuity contract. The agreement between Prudential and the insurance company is that they will invest in the annuity contract. The only guarantee is that there will be no loss.

MOTION: Brinkman moved and Schorr seconded to authorize Kerry Eagan to sign the letter. Amundson, Schorr, Brinkman, Avery 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. **Amendments to the following contracts for Annual Services – Used Oil Collection Services (Quote No. 5371). The amendments renew the contracts for an additional one (1) year term beginning July 12, 2018 through July 11, 2019. The cost to the County shall not exceed \$2,500 for all contracts.**
 - 1. **County Contract C-16-0350 with Jebro Incorporated (C-18-0351)**
 - 2. **County Contract C-16-0349 with TSO (C-18-0352)**

 - B. **Amendment to County Contract C-17-0541 with Voices of Hope for the Coordinated Response to Reducing Violence program. The amendment extends the contract for one (1) month beginning June 1, 2018 through June 30, 2018. (C-18-0375)**

 - C. **Right-of-way contracts with the following:**
 - 1. **Mildred J. Svoboda Trust, Southwest 100th Street and West Wittstruck Road, in the amount of \$433. (C-18-0376)**
 - 2. **Steven D. and Sue A. Schuelke, North 180th Street and Alvo Road, in the amount of \$3,492. (C-18-0377)**
 - 3. **Gary L. and Lilo Johnson, North 180th Street and Alvo Road, in the amount of \$1,855. (C-18-0378)**

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

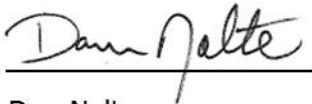
No one appeared for public comment.

7) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, July 5, 2018 at 10:00 a.m., in the Bill Luxford Studio (Room 113) of the County-City Building (555 S. 10th Street, Lincoln).
- B. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, July 10, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Lancaster County Board of Equalization meeting immediately following.
- C. 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 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: Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 10:09 a.m. Brinkman, Avery, Amundson, Schorr and Wiltgen voted yes. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



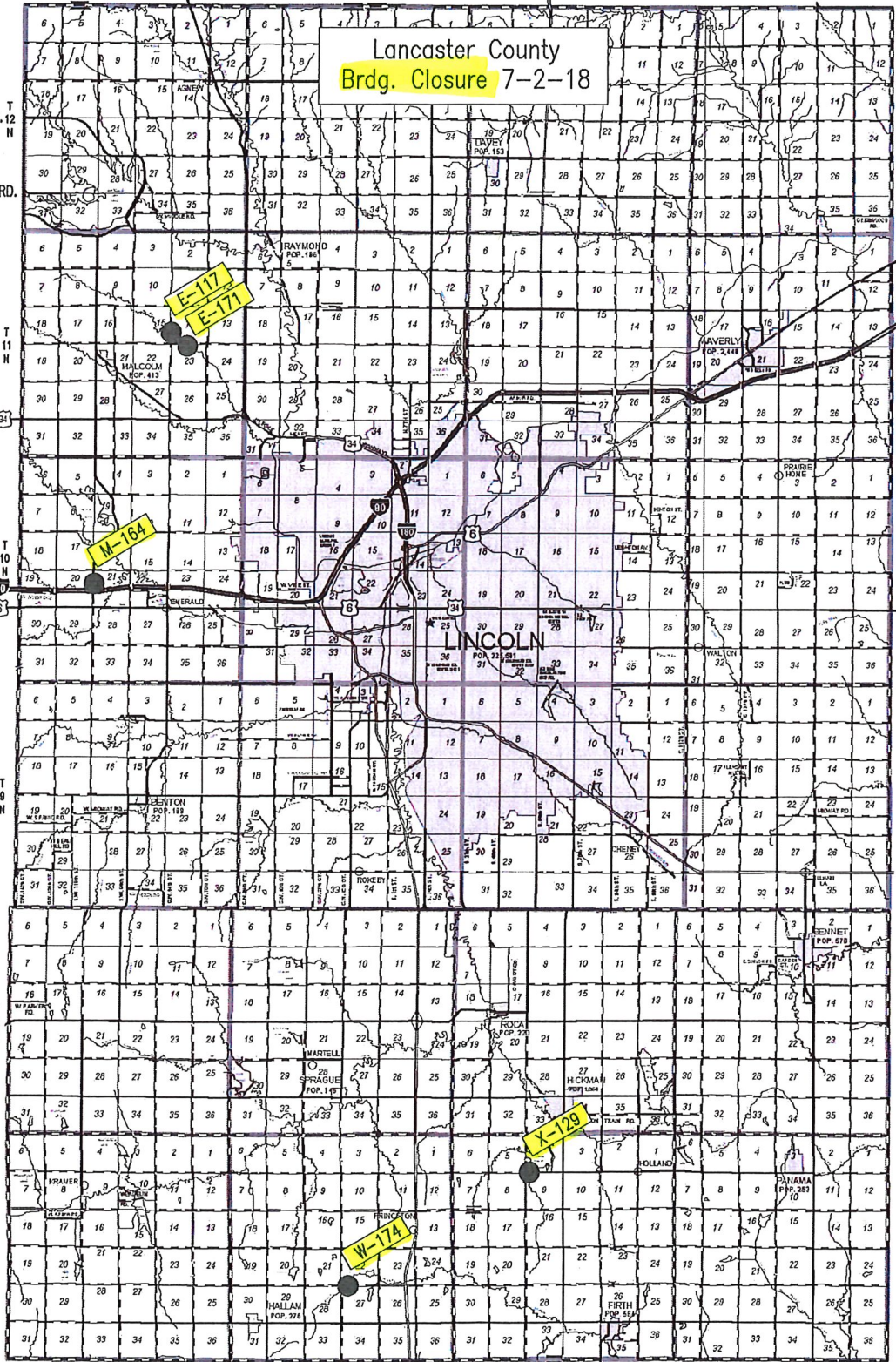
LANCASTER COUNTY, NEBRASKA



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LANCASTER COUNTY, NEBRASKA

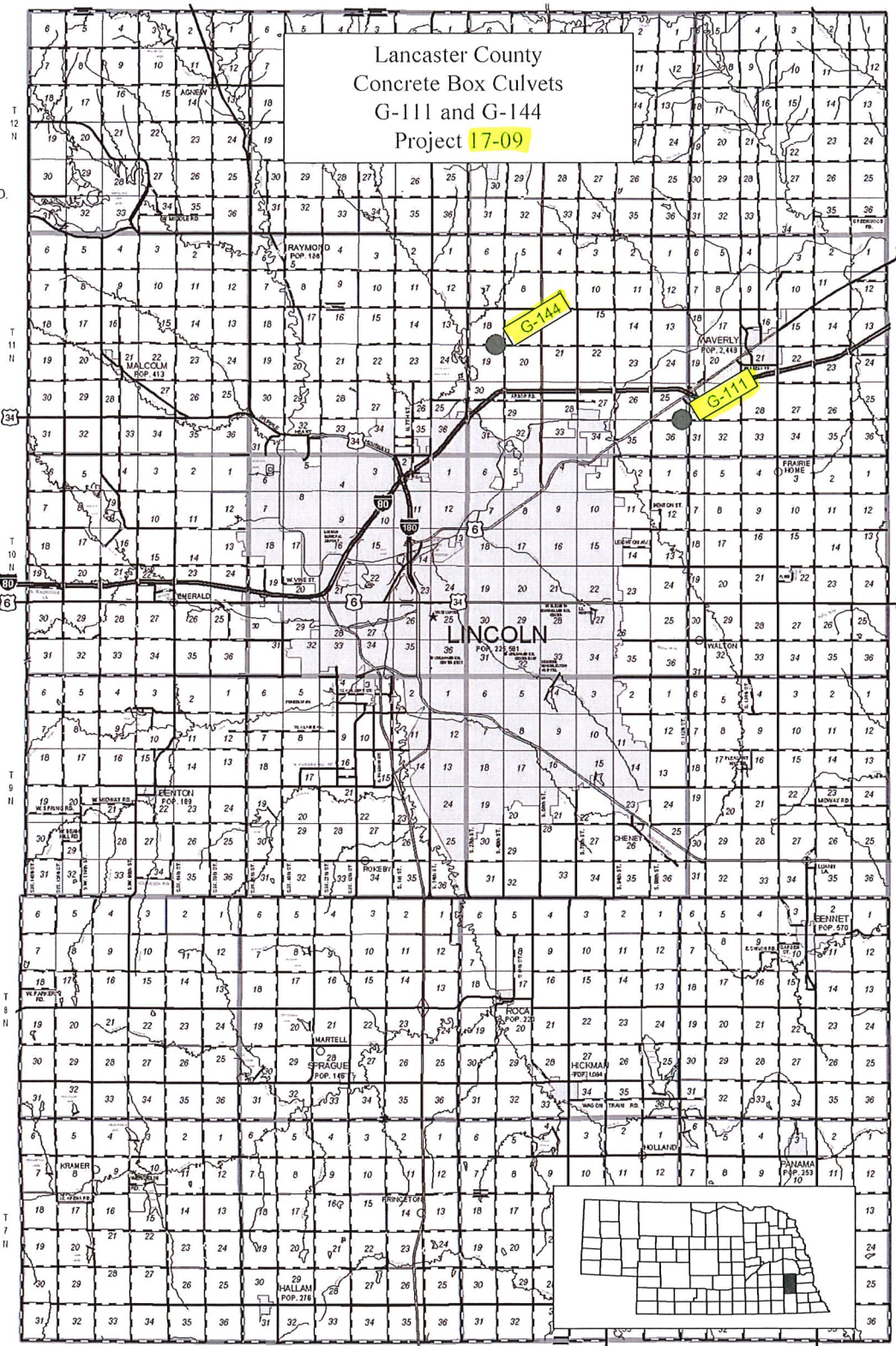


NO SCALE

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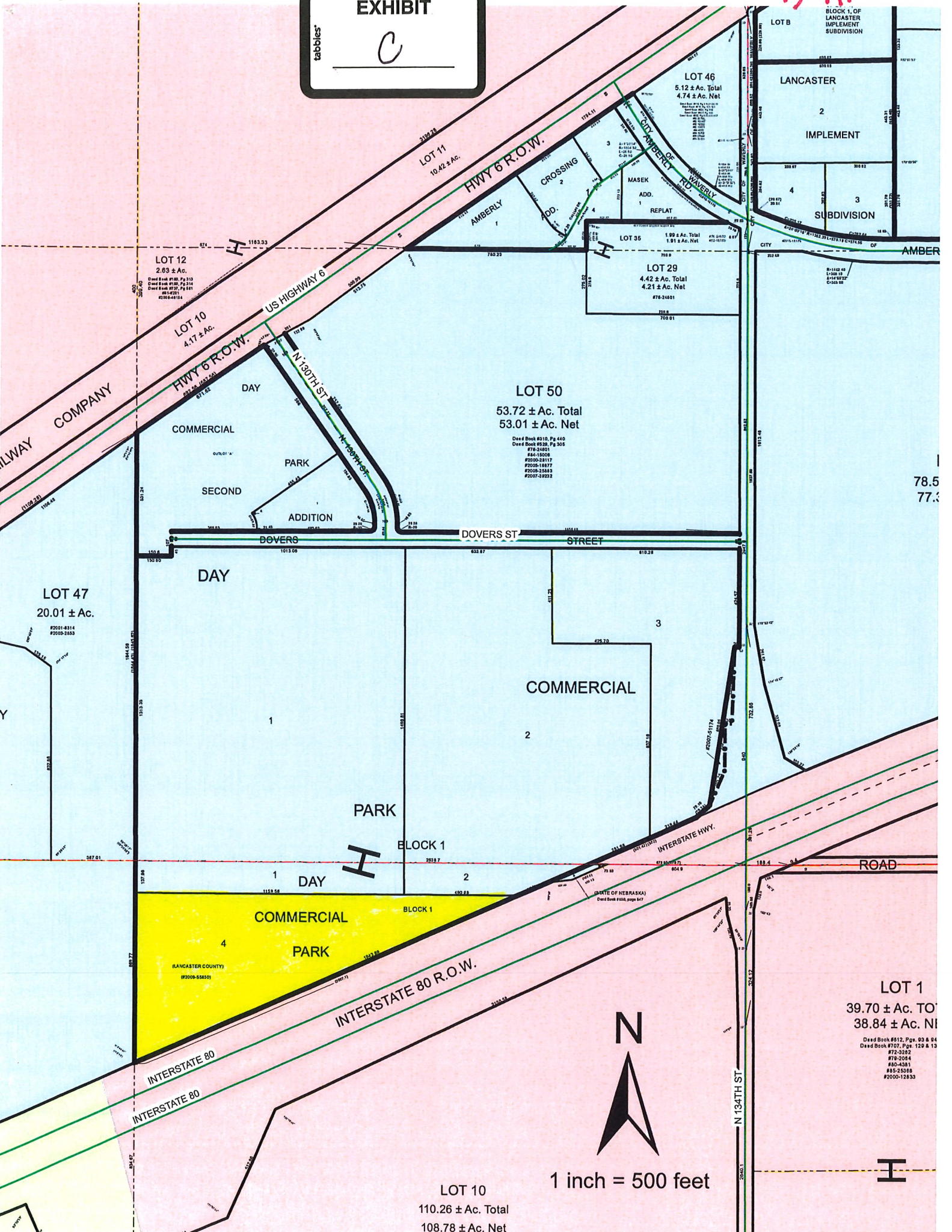
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4) K.

BLOCK 1 OF LANCASTER IMPLEMENT SUBDIVISION

LANCASTER IMPLEMENT SUBDIVISION



LOT 12
2.83 ± Ac.

LOT 10
4.17 ± Ac.

LOT 11
10.42 ± Ac.

LOT 46
5.12 ± Ac. Total
4.74 ± Ac. Net

LOT 35
1.99 ± Ac. Total
1.81 ± Ac. Net

LOT 29
4.42 ± Ac. Total
4.21 ± Ac. Net

LOT 50
53.72 ± Ac. Total
53.01 ± Ac. Net

LOT 47
20.01 ± Ac.

LOT 1
39.70 ± Ac. TO
38.84 ± Ac. NI



1 inch = 500 feet

LOT 10
110.26 ± Ac. Total
108.78 ± Ac. Net

78.5
77.3

RAILWAY COMPANY

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COMMERCIAL

PARK

SECOND

ADDITION

DAY

COMMERCIAL

PARK

BLOCK 1

DAY

COMMERCIAL

PARK

LANCASTER COUNTY

#2009-54550

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INTERSTATE 80

INTERSTATE 80 R.O.W.

INTERSTATE HWY.

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12th St NE

134th St

11th St NE Cor

12th St NE

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RAMP 5000

RAMP 1000

STATE 80