

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, NOVEMBER 20, 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 November 16, 2018.

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

Commissioners absent: Todd Wiltgen, Chair

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 Monét McCullen, County Clerk's Office

The Vice 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, November 13, 2018.

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

B. Approval of the minutes of the joint meeting with the Lancaster County Agricultural Society held on Thursday, November 15, 2018.

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

2) CLAIMS:

A. Approval of all claims processed through November 20, 2018.

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

3) SPECIAL PRESENTATION:

A. Regional Prevention Coalition Annual Presentation – Sandy Morrissey, Regional Prevention Coordination (RPC) Director.

Sandy Morrissey, Regional Prevention Coordination (PRC) Director, gave a brief overview of the Regional Prevention Coalition (Exhibit A). She discussed funding sources and the services within Lancaster County.

4) PUBLIC HEARINGS:

- A. County Text Amendment No. 18012 amending the Lancaster County Zoning Resolution to add definitions, add uses to the AG, AGR, R and B Districts; reorganize AG Preservation in the AG District; add special permits, add a new chapter for Historic Preservation District, and to make other miscellaneous minor changes throughout. (See correlating item 5A)**

Tom Cajka, Lincoln-Lancaster Planning Department, was administered the oath and provided a brief description of the changes made after the Planning Commission public hearing (Exhibit B). Cajka also discussed the overall changes and additions to the County Zoning Code.

No one came forward in support, opposition or in the neutral position.

- B. County Text Amendment No. 18013 amending the Lancaster County Land Subdivision Resolution to clarify minor discrepancies, delete outdated references to other codes and update requirements for water wells. (See correlating item 5B)**

Cajka briefly went over the changes and updates to the subdivision regulations.

No one came forward in support, opposition or in the neutral position.

The Vice Chair closed the public hearings.

The Board voted on correlating items 5A and 5B.

- C. Vacating a portion of West McKelvie Road, located in Lancaster County, Nebraska. (See correlating item 6A)**

The Vice Chair opened the public hearing.

Randy Brown, applicant, was administered the oath and said they are in support of the resolution. He referenced concerns about item five on the County Engineering study regarding the recommendation to retain a blanket utility easement. (Exhibit A of the resolution was referenced). Brinkman explained this would be addressed in the voting session.

Ken Schroeder, County Engineering Department, was administered the oath. He gave a brief history of the road (Exhibit C) and said the County Engineering Department was in support of the vacation request. The County purchased the right-of-way and they currently do not have any need to retain the easement.

No one came forward in opposition or in the neutral position.

The Vice Chair closed public hearing.

The Board voted on correlating item 6A.

5) **UNFINISHED BUSINESS:**

- A. **Resolution regarding County Text Amendment No. 18012 amending the Lancaster County Zoning Resolution to add definitions, add uses to the AG, AGR, R and B Districts; reorganize AG Preservation in the AG District; add special permits, add a new chapter for Historic Preservation District, and to make other miscellaneous minor changes throughout, as provided in Attachment A. (R-18-0078)**

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

- B. **Resolution regarding County Text Amendment No. 18013 amending the Lancaster County Land Subdivision Resolution to clarify minor discrepancies, delete outdated references to other codes and update requirements for water wells, as provided in Attachment A. (R-18-0079)**

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

6) **NEW BUSINESS:**

- A. **Resolution in the matter of vacating a portion of West McKelvie Road, located in Lancaster County, Nebraska. (R-18-0083)**

Pam Dingman, County Engineer, said Lancaster County only has the authority to vacate the road easement. If other utility easements exist then they would have to be separately vacated.

Jennifer Holloway, Deputy County Attorney, explained the different options the Board can take which include denying the request, moving forward with the surplus sale process or equally reverting the property to adjacent landowners (the Village of Malcolm). She said the County Attorney's Office is recommending the latter since only an easement is involved.

MOTION: Schorr moved and Amundson seconded approval of the resolution with the language stating that the property will revert to the adjacent landowners. Schorr, Avery, Amundson and Brinkman voted yes. Wiltgen was absent. Motion carried 4-0.

- B. **Contract with Kubert Appraisal Group, in the amount of \$7,300 for appraisal services for a project on North 14th Street and Mill Road (County Bridge CP-F-88 Replacement). (C-18-0708)**

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

- C. **Amendment to County Contract C-18-0601 with Kubert Appraisal Group to exclude certain 2018 Tax Equalization and Review Commission (TERC) appeals from the scope of the 2018 TERC expert contract. (C-18-0713)**

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

- D. Amendment to County Contract C-17-0760 with Great Plains Appraisal, Inc., to include certain 2018 Tax Equalization and Review Commission (TERC) appeals in the scope of the 2017 TERC expert contract. (C-18-0714)**

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

- E. Lease agreement with CenterPointe for approximately 8,947 square feet of office space at Midtown Center (2966 O Street, Lincoln, Nebraska). The term of the agreement is from September 1, 2018 to August 31, 2023. CenterPointe will pay the County \$5,591.88 per month for the first 24 months and \$5,703.71 per month for the remaining term of the agreement. (C-18-0712)**

Kerin Peterson, Facilities and Properties Director, discussed the terms of the lease agreement with CenterPointe.

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

- F. Change Order #2 to County Contract C-18-0373 with JJK Construction, LLC for an increase of \$4,168.92 due to the painting of previously unexposed portions of steel piling and changing the erosion control material type. (C-18-0709)**

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

- G. Amending recommendation from the Purchasing Agent and County Engineering to award and execute a Purchase Order (Bid No. 18-269) to various vendors for spring gravel haul to Lancaster County Stockpiles as follows: Buel Trucking, Inc., in the amount of \$416,300, Lyman-Richey Corporation in the amount of \$198,625, and R.L. Tiemann Construction in the amount of \$128,400. The total cost to the County for all vendor is \$743,325. (C-18-0697)**

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

- H. Grant contract with Asian Community and Cultural Center in the amount of \$56,316 for the ACCC Serving Refugee and Other Immigrant Youth program. The contract is funded by the Nebraska Commission on Law Enforcement and Criminal Justice Juvenile Services Grant (#18-JS-414). The term of the grant contract is July 1, 2018 through June 30, 2019. (C-18-0681)**

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

- I. Grant contract with OMNI Behavioral Health in the amount of \$24,112 for the Functional Family Therapy program. The contract is funded by the Nebraska Commission on Law Enforcement and Criminal Justice's Community-based Juvenile Services Aid Grant (#18-CB-0525). The term of the grant contract is July 1, 2018 through June 30, 2019. (C-18-0682)**

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

- J. Grant contract with OMNI Behavioral Health in the amount of \$21,815 for the Truancy Diversion program. The contract is funded by Juvenile Justice Prevention Funds for the period of October 1, 2018 through September 30, 2019. (C-18-0691)**

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

- 7) 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 Permits with the following:

- 1. No. 1723 allowing Arrowhead Pipeline Services to repair underground gas pipeline under Pester Ridge Road approximately 200 linear feet east of Southwest 25th Street. There is no cost to the County. (C-18-0704)**
- 2. No. 1730 allowing Arrowhead Pipeline Services to do underground gas service under West Foreman Drive, west of Southwest 12th Street. There is no cost to the County. (C-18-0705)**

B. Amendments to the following contracts:

- 1. County Contract C-16-0668 with Rise N' Shine for the Cleaning Services – County Engineering Office, Shop and Weed Control Office (includes Adult Probation) (Bid No. 16-228). The amendment renews the contract from November 28, 2018 through November 27, 2019. The estimated cost to the County is not to exceed \$18,900. (C-18-0706)**
- 2. County Contract C-18-0177 with U S Bank using the State of NE Contract No. 50324 04 for P Card Services. The amendment extends the contract from November 15, 2018 through December 31, 2018. (C-18-0707)**
- 3. County Contract C-16-0701 with LeGrande Excavating, Inc for Annual Services - Snow & Ice Removal - City and County Facilities (Bid No. 16-181). The amendment renews the contract from December 16, 2018 through December 15, 2019. The cost to County shall not exceed \$35,000. (C-18-0710)**
- 4. County Contract C-16-0702 with Mr Yards and More LLC for Annual Services - Snow & Ice Removal - City and County Facilities (Bid No. 16-181). The amendment renews the contract from December 16, 2018 through December 15, 2019. The cost to County shall not exceed \$3,000. (C-18-0711)**

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

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

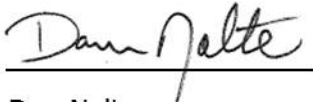
No one came forward for public comment.

9) **ANNOUNCEMENTS:**

- A. The Lancaster County Board of Commissioners will not hold a staff meeting on Thursday, November 22, 2018 due to the Thanksgiving holiday.
- B. The Lancaster County Board of Commissioners will hold its next regular meeting on Tuesday, November 27, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- 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).

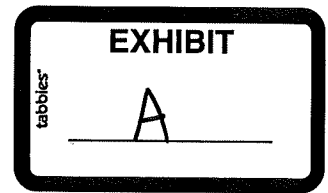
10) **ADJOURNMENT**

MOTION: Schorr moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:40 a.m. Avery, Schorr, Amundson and Brinkman voted yes. Wiltgen was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk





Region V Systems Funding Sources for 2018-2019

- **Prevention Federal Block grant** – annual renewal of a strategic prevention plan, funds are not competitive. Each year needs to build on to the next, inclusive of sustainability plans and cultural responsiveness,

Multi-county strategies (5) across the Region include:

- Communities Mobilizing for Change,
- Alcohol Compliance Checks,
- Medial Campaign,
- Second Step,
- Talkaboutalcohol.org.

Prevention Mini-grants – available in summer and winter awards, seed funding only, see guidelines for more information

- **Partnership for Success** – 5-year grant, evidence-based programming prioritized. Counties receiving the grant include:
Lancaster County Prevention Coalition - \$250,000
Southeast Health District Prevention Partnerships - \$50,000
Gage County - \$20,000
Funding cannot be sub-planted, it will be required different evidence-based strategies for Partnerships for Success then the funding used with Federal Block grant.
- **Suicide Funds** – QPR trainings/Trainers, Hope Squads, LOSS teams, Wellness Recovery Action Plans (WRAP).
- **Adult/Youth Mental Health First Aid** – 8-hour trainings, funding available to train trainers, WRAP
- **Opioid Funds** – Counties prioritized, Lancaster and Southeast Health District Prevention Partnerships, however funding available for regional needs (Narcan for first responders). Educating medical staff on PDMD/video to be shared or Lunch and Learns and reimbursement for Narcan.

CMCA Region V Executive Summary

Overview

Communities Mobilizing for Change on Alcohol is a community-organizing program designed to reduce adolescents' access to alcohol through change in community policies and practices.

A key intervention of this program is to collaborate and educate the community on alcohol-based laws and societal norms. To form an understanding of community perceptions of underage alcohol-use, community members in Butler, Fillmore, Gage, Jefferson, Johnson, Lancaster, Nemaha, Otoe, Pawnee, Polk, Richardson, Saline, Saunders, Seward,

Thayer, and York Counties (which comprise the Region V Systems area) were interviewed about their perceptions of

the prevalence of alcohol use, their knowledge of alcohol laws, and suggestions they may have for improving alcohol-related policies and practices. The following summary is intended to provide an overview of key themes found throughout all the interviews.

Respondent Demographics



45–64



Non-Latino
Female & White



No Children
between 12-20



Majority in
Lancaster County

Respondent Categories

Business
Schools/Education
Community Based Organizations
Faith Community
Government
Health care provider
Human/Social Services

Law Enforcement
Media
Neighborhood Associations
Parent/Families
Parks/Events Venues
Senior Citizens
Youth

Key Themes



Alcohol

Alcohol was the top theme, with underage drinking a prevalent concern in the communities surveyed. Additionally, community members expressed wanting more resources to combat underage drinking. Schools and parents were the top sectors identified for implementing underage drinking prevention education.



Marijuana

Marijuana was the second-most common theme other than alcohol throughout all interviews. This indicates that many community members are concerned about the use of marijuana in the community. Additionally, many community members stated they heard or saw it in the community. The majority of references were in relation to youth use, however some referenced seeing adults and/or parents using. Additionally, a small portion referenced it in relation to legalization.



Drinking & Driving

Drinking and driving was described as a concern in the community, which was supported by many respondents seeing and hearing about this. Prevention suggestions included increasing the awareness of ride services as well as organizations such as Mothers Against Drunk Driving.



Prescription Drugs

Prescription drugs were commonly discussed in regards to their misuse and easy access at home—in medicine cabinets or from relatives. Health care providers who were interviewed commonly expressed concern regarding prescription drug use, and only one provider said they didn't see anything.



Meth

Meth was discussed as something seen and heard about in the community, and was related to youth use. The use of meth was mentioned more in rural counties. There has been a recent increase in talk about meth use and prevalence, which may influence respondents' perception of how common meth use is.



Bars and/or Downtown

Bars and/or downtown were commonly discussed in relation to serving minors and seeing people of age drinking in excess. The large number of bars in Lincoln and other counties was also a common concern. Discussion of drinking at bars and/or downtown overlapped with discussions about football and game days in Lancaster County.

Community Suggestions

The overall theme was “inform and be informed”. Many respondents suggested increasing education for youth and adults on the dangers of alcohol and substance use. Needs included education for parents, increased law enforcement, healthier homes, and more school involvement.

Concerns

Many respondents commented on the impressionability of youth, and how they model what they see parents and adults do. The number one concern was alcohol use, with marijuana use following. Specific sub-populations that were of concern included low-income families, single parent homes, and adolescent or college-aged youth.

Expectations

The majority of adults and youth talk to each other about their expectations about alcohol and substance use. Youth specifically identified parents talking to them most often, and of those, 21 specified “mom”.

Hear in Community

A common report was hearing of high school youth using alcohol and other substances. Additionally, hearing of binge drinking for adults was common. Other substances that were most commonly mentioned were meth, marijuana, and prescription drugs. However, it's important to note some respondents stated they did not hear about alcohol or substance use in their community.

See in Community

When asked what respondents saw in their community in regards to alcohol and substance use, youth drinking and using substances was the most common response, especially high school aged. Binge drinking, drinking and driving, marijuana use, substance abuse, and smoking were other common sights in the community. Common events such as sporting events, weddings, community gatherings, and social events were identified as places that alcohol and substance use is seen. It's important to note many respondents said they didn't see many things in the community in regards to alcohol or substance use.

“Parental influence is huge. Parents can't be naïve – they have to be educated. Take the time to learn about things and then make a positive impact for your kid.”

Involvement in Community

Many respondents stated they are not involved with substance abuse prevention. When asked as to the reasons preventing their participation, reasons included time or being unaware about opportunities. Those who are involved are doing so mainly through schools, law enforcement, or their jobs. Additionally, many expect schools to be the main voice for alcohol and substance use prevention.

Leadership

Ideas presented by community members included increasing the presence of community activities, more discussion with youth and using schools to teach them. Although many suggestions to address concerns were offered, many people stated they are not in a leadership role.

Parent & Adult Roles

A common theme throughout all interviews was the expectation that parent and adult role models will provide alcohol and substance use prevention education. As a community, many members believe a difference can be made through parents and adults in the community to combat underage alcohol and substance use. However, much of the responsibility is placed on parents and adult role models. Finally, it was a common conception that education should come from home, which was usually grouped with the word “parents”.

“There is a casual attitude from adults in regard to alcohol. It's engrained in the culture. There is a regular use but not a lot of abuse.”

Conclusion & Recommendations

Underage drinking and binge drinking are prevalent concerns in the communities surveyed.

Many respondents stated they saw and heard about drinking in their communities. Although some concerns were expressed about adults drinking, the majority of responses specifically identified underage drinking.

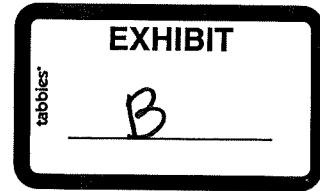
Many community members want more resources to combat alcohol and substance use.

When asked about involvement in the community and leadership roles, it was evident many respondents were not aware of prevention efforts. Many expressed interest in becoming more involved and presented ideas that they could bring to these efforts.

Schools and parents were the top sectors identified for implementing prevention education.

Throughout the interviews, a common theme was talking about alcohol and substance use in relation to parents' and schools' roles in educating their children. Additionally, many respondents saw, heard, and expressed concerns about what they saw parents and adult role models doing in regards to alcohol and substance use.

Based on these findings, efforts could be made to focus on increasing involvement and leadership in alcohol and substance use prevention in the community. These efforts can be made by utilizing community members' suggestions to build engagement. Focusing on youth engagement and education could also benefit prevention efforts. Finally, increasing awareness in the community about ongoing prevention efforts could provide community members with more informed perceptions.



MEMORANDUM

TO: Lancaster County Board of Commissioners
FROM: Tom Cajka, County Planner
SUBJECT: TX 18012 County Zoning Text Amendment
DATE: November 19, 2018

The following amendments to the proposed zoning text are requested.

1. Article 2 Definitions; Government Lot delete "444 Cherrycreek Road" at the end of the definition.
2. Section 4.016; in the second line delete "this subsection a" and replace with Section 4.017(a). After the 1st paragraph add "In such event, the yard requirements of Section 4.017c (1) shall apply. Delete the last paragraph in Section 4.016.

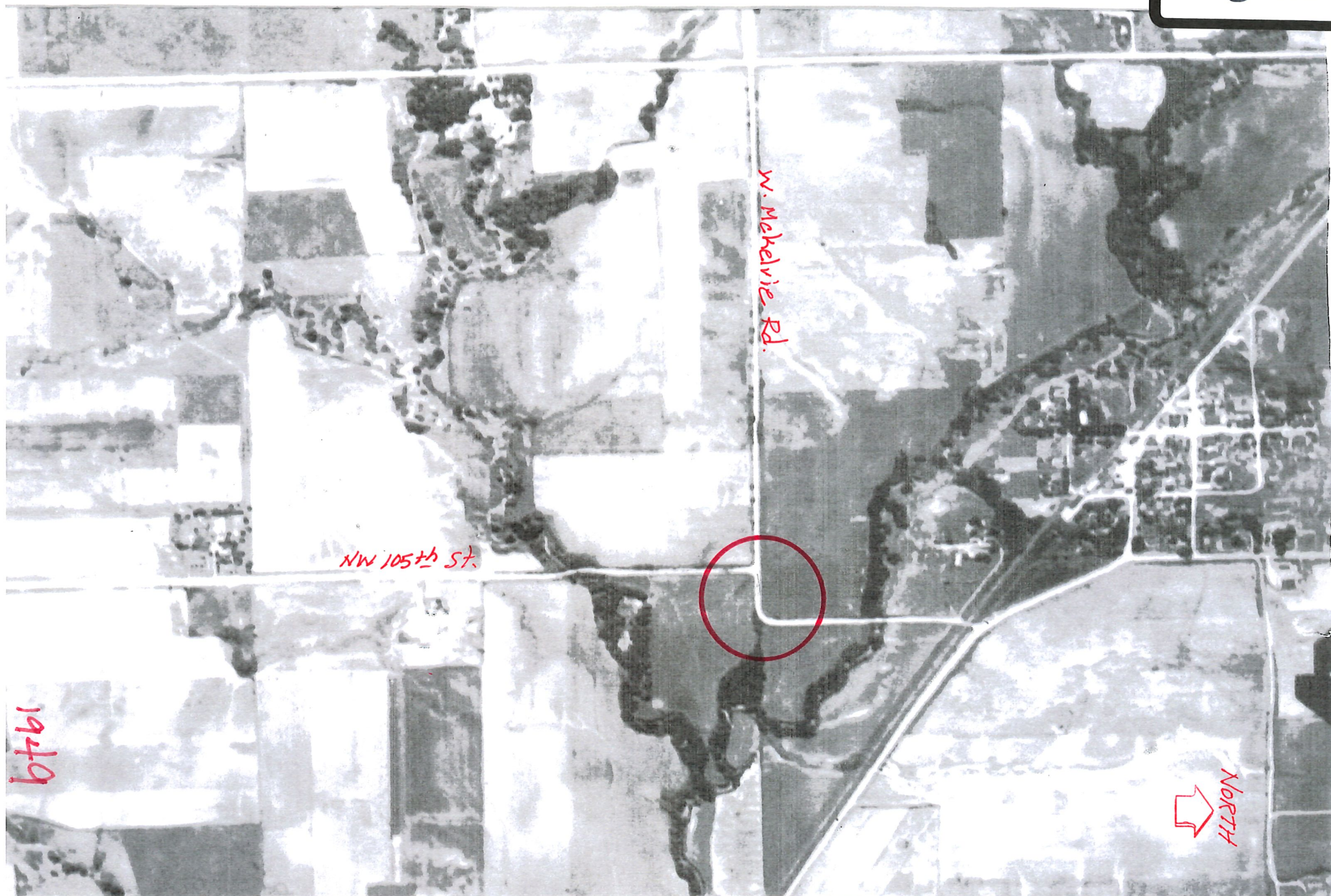
The first paragraph in Section 4.016 shall read,

"The Planning Director may approve AG Preservation lots and the general requirements of Section 4.017(a) are not required to be met.

In such event, the yard requirements of Section 4.017c(1) shall apply."

3. Section 5.007k add "homes" after Mobile.
4. Section 13.025 Mobile Homes clarify that mobile homes are allowed under one of the 3 conditions.
5. Section 13.039 Nonconforming, added Nonstandard to the title.
6. Section 14.013(O)(13) changed "Code" to "Zoning Regulations"

In addition there were several grammatical and spelling corrections throughout the regulations.



W. Melville Rd.

NW 105th St.

NORTH
↑

1979