

**MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 2, 2018
9:00 A.M.**

Advance public notice of the Board of Commissioners meeting was posted on the Lancaster County, Nebraska, web site and emailed to the media on August 28, 2018, and posted on the County-City Building bulletin board on October 1, 2018.

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

Commissioners absent: 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 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, September 25, 2018.

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

2) CLAIMS:

A. Approval of all claims processed through October 2, 2018.

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

3) NEW BUSINESS:

A. Special designated license application from Parker's Smokehouse, for an event at Prairie Creek Inn, 2400 S. 148th Street, Walton, on Saturday, October 27, 2018.

MOTION: Brinkman moved and Amundson seconded approval of the special designated license application.

Debra Pike, Parker's Smokehouse, 8341 O Street, gave a brief overview of the event.

ROLL CALL: Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

- B. Special designated license application from Talon Room, for an event at Hillside Events, 12400 W. Denton Road, Denton, on Saturday, October 27, 2018.**

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

- C. Resolution authorizing the City of Lincoln-Lancaster County Purchasing Agent the ability to issue the Nebraska Department of Revenue's Forms 13 and 17, and the Federal Excise Tax Exemption Certificate on behalf of the County. (R-18-0070)**

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

- D. Agreement with Kubert Appraisal Group, for qualified professional appraisal services to assist the County Assessor's Office in performing the appraisal functions necessary to process the Tax Equalization and Review Commission (TERC) appeals for the 2018 tax year. The total compensation for services shall not exceed \$200,000. (C-18-0601)**

Tom Kubert, appeared on behalf of Kubert Appraisal Group.

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

- E. Contract with Kubert Appraisal Group, in the amount of \$2,700 for appraisal services on a project at 7631 Hickman Road (County Culvert Project S-146 and S-147). (C-18-0602)**

Pam Dingman, County Engineer, said the two pipes are located on Hickman Road at approximately 76th Street. (Exhibit A)

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

- F. Contract between Mary Angela Apthorpe, M.A., L.A.D.C., L.I.M.H.P and Lancaster County, on behalf of the Lancaster County Mental Health Crisis Center, for certified alcohol and drug abuse counselor services. The services will be provided at the rate of \$85 per evaluation completed and \$32 per hour for other services. The term of the contract is from August 1, 2018 to October 31, 2018. (C-18-0599)**

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

- G. Acceptance of Grant from the U.S. Department of Justice Office of Justice Programs, Bureau of Justice Assistance (Award No. 2018-DC-BX-0156), in the amount of \$500,000 for the purpose of enhancing the Lancaster County Adult Drug Court. The grant period is January 1, 2019 to December 31, 2022. (C-18-0600)**

MOTION: Amundson moved and Brinkman seconded acceptance of the grant.

Wiltgen pointed out that this is the grant application the Board authorized Kim Etherton, Community Corrections Director, to apply for due to the jail population trends. More specifically, the female population who is at risk or homeless. Wiltgen thanked Etherton for her work with this project.

ROLL CALL: Amundson, Brinkman, Avery and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

H. CDARS deposit placement agreement with Cattle Bank & Trust for insured cash sweep options. (C-18-0580)

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

I. Liability insurance coverage with the National Legal Aid and Defender Association (NLADA) Service Corporation for the Lancaster County Public Defender's Office, in the amount of \$6,651.74. The policy begins on November 1, 2018 for a period of 12 months.

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

J. Agreement between the Board of Regents of the University of Nebraska, on behalf of the University of Nebraska - Lincoln's Law-Psychology Program, and Lancaster County, to establish an internship program through the Human Services Department. The term of the agreement is from September 1, 2018, through August 31, 2019. The cost to the County is \$30,000. (C-18-0581)

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

K. Recommendation from the Purchasing Agent and the County Sheriff to award a Sole Source contract to AXON Enterprises for the purchase of 50 Tasers and Accessories. The contract is for payments to be made over a five-year term at \$13,000 per year. The total amount of the order is \$65,000. (C-15-0586)

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

L. Collective bargaining agreement with Lancaster County Sheriffs' Association Fraternal Order of Police, Lodge #29. The term of the agreement is August 16, 2018 to August 31, 2021. (C-18-0604)

Nicole Gross, Human Resources Department, said this is a three-year contract for Sheriff Deputies which include a 3.5% annual cost-of-living raise. She noted there were some minor language changes, increased compensatory (comp) time from 40 to 60 hours and additional retirement language.

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

- M. Professional services contract with JEO Consulting for wetland delineation and permitting services (Project 19-02). The anticipated completion date is December 31, 2020. The cost to the County is \$8,115. (C-18-0603)**

Dingman said this is for wetland studies to be performed on the corridor of 82nd Street from north of Roca Road to the start of the south Beltway. (Exhibit B)

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

- N. Reappointment to the Lincoln-Lancaster County Air Pollution Advisory Board of Dr. Martha Shulski for a term ending September 1, 2020, and of Joselyn Luedtke, Tim Schultz, and Piyush Srivastav for terms ending September 1, 2021.**

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

- O. Appointment of Robert Holbrook to the Lancaster County Pension Monitoring Committee, representing FOP 32.**

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

- P. Contract with Egan Supply to provide Water System for Laundry System at County Corrections (Bid No. 18-211). The contract shall begin as soon as possible from the date of execution. The cost to the County is not to exceed \$14,250. (C-18-0598)**

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

- Q. Contract with Murphy Tractor & Equipment Co. Inc. to provide Annual Repair Services - For Construction and Purpose-Built Equipment (Bid No. 18-167). The term of the contract is one-year from the date of execution with the option for three additional one-year renewals. The cost to the County is not to exceed \$100,000 for all contracts (including ten that were approved previously). (C-18-0582)**

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

- R. Contract with Star Image Supply Inc., to provide Annual Supply Lexmark Toner Cartridges (Bid No. 18-216). The term of the contract is one year from the date of execution. The cost to the County is not to exceed \$14,500. (C-18-0583)**

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

4) **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:

1. C-14-0545 with Big Iron Auction Company for Online and On-Site Auctioneer Services. The amendment extends the contract from November 18, 2018 through December 31, 2018. There are no expenditures for this contract, only income from sale of owners' items. (C-18-0584)
2. C-15-0111 with W.W. Grainger (using NJPA RFP No. 091214) for Facilities Maintenance, Repair and Operating Supplies. The amendment renews the contract from October 22, 2018 through October 21, 2019. The estimated cost to the County is not to exceed \$22,000. (C-18-0585)
3. C-16-0620 with TAB Products Co, LLC for Annual Supply – District Court File Folders (Quote No. 5186). The amendment renews the contract from October 18, 2018 through October 17, 2019. The cost to the County shall not exceed \$3,000. (C-18-0587)

B. Right-of-way contracts with the following:

1. Jerry L. Barger, North 176th Street and Rock Creek Road, in the amount of \$1,207. (C-18-0588)
2. William E. and Ardis A. Bundy, Co Trustees, North 112th Street and Agnew Road, in the amount of \$415. (C-18-0589)
3. Burge Limited Partnership, South 112th Street and Old Cheney Road, in the amount of \$2,128. (C-18-0590)
4. Brandy L. and Joshua B. Coulter, Southwest 128th Street and West Panama Road, in the amount of \$2,339. (C-18-0591)
5. Lonnie R. and Denise K. Johnson, Co-Trustees, North 176th Street and Rock Creek Road, in the amount of \$703. (C-18-0592)
6. Robert C. Krupicka Revocable Trust, Southwest 2nd Street and West Princeton Road, in the amount of \$487. (C-18-0593)
7. Nathan J. and Heather M. Lewis, South 176th Street and Panama Road, in the amount of \$487. (C-18-0594)
8. Maxine Mundt, Southwest 128th Street and West Panama Road, in the amount of \$2,523. (C-18-0595)
9. Michele K. Parde, South 176th Street and Panama Road, in the amount of \$703. (C-18-0596)
10. Kevin Wynegar and Diane Noble-Wynegar, North 70th Street and Branched Oak Road, in the amount of \$792. (C-18-0597)

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

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

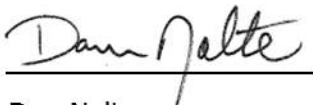
David Kuhn, NextEra Energy Resources Developer, said his company has wind projects in the area and he wanted to take a moment to introduce himself and his company. Kuhn provided a brief overview of the company.

6) ANNOUNCEMENTS:

- A. The Lancaster County Board of Commissioners will hold a staff meeting on Thursday, October 4, 2018 at 8:30 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, October 9, 2018 at 9:00 a.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln) with the Board of Equalization immediately following.
- C. The Lancaster County Board of Commissioners will hold a public hearing on the One and Six-Year Road and Bridge Improvement Program, on Tuesday, October 9, 2018 at 6:30 p.m., in Room 112 of the County-City Building (555 S. 10th Street, Lincoln).
- D. County Commissioners can be reached at 402-441-7447 or 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 (keyword: LNKTU). Meetings are also streamed live on LNKTU and can be viewed on YouTube (LNKTUcity).

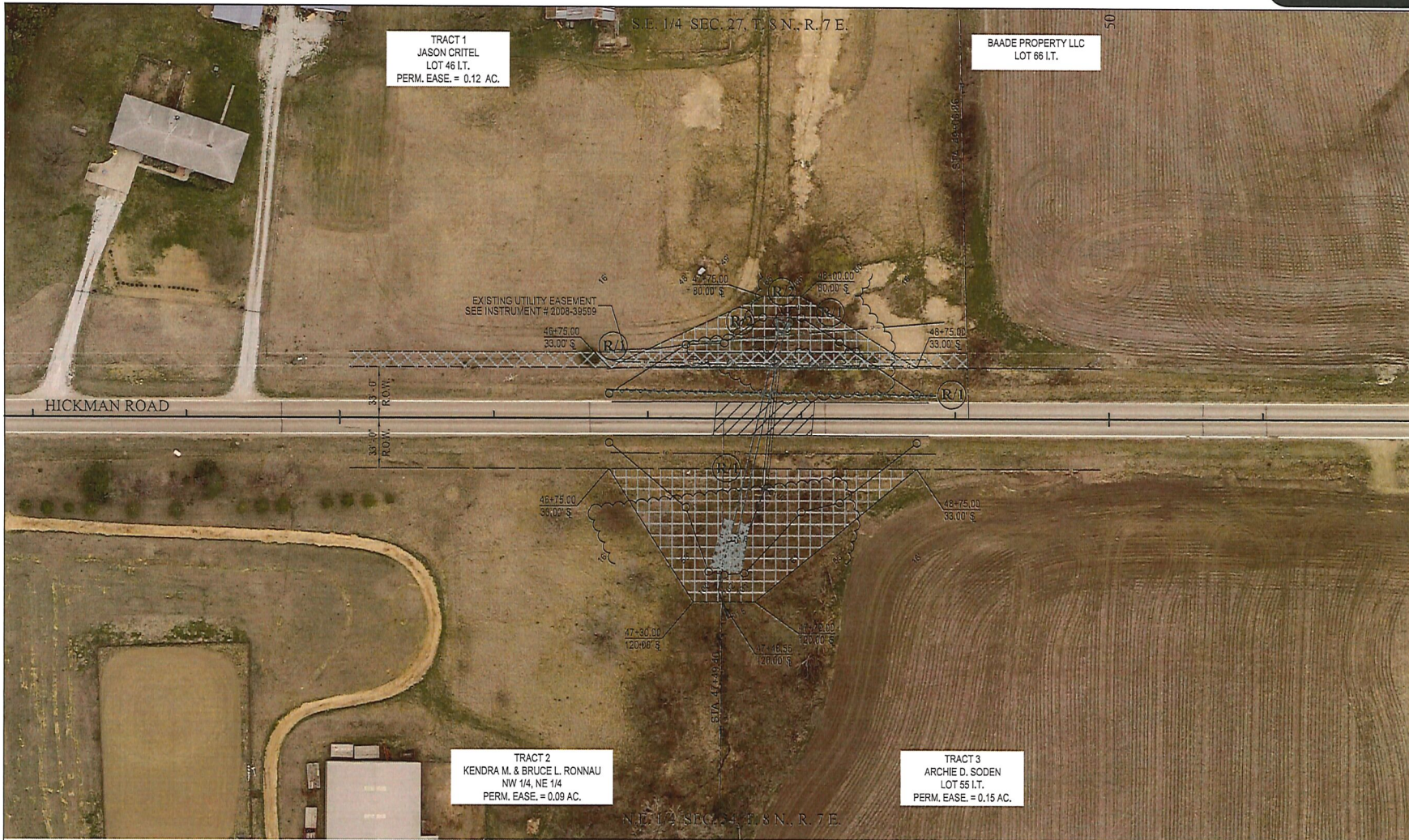
7) ADJOURNMENT

MOTION: Brinkman moved and Amundson seconded to adjourn the Lancaster County Board of Commissioners meeting at 9:25 a.m. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk





PROJECT NO.	SHEET NO.
18-05	R7

(R7) 29 JUNE 2018
 (R7) # AUGUST 2018



SCALE: 1"=60'

DATE: APRIL 2016
 SCALE: 1"=60'

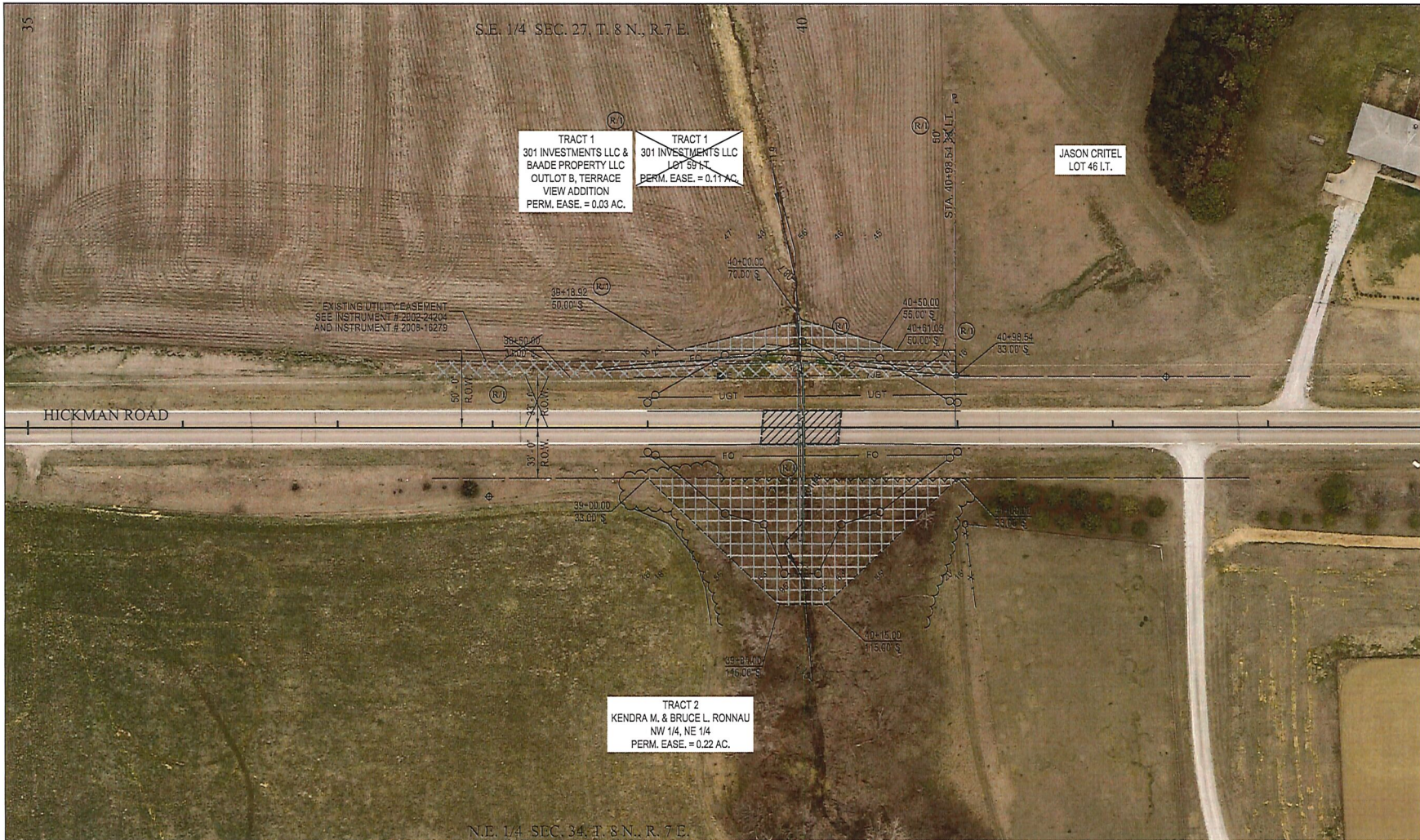
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RIGHT-OF-WAY

LEGEND	
TEMP. EASE.	
PERM. EASE.	
NEW R.O.W.	
STATUTORY EASE. R.O.W.	
COUNTY OWNED R.O.W.	

Project Number 18-05
Structure S-146



DATE: APRIL 2016
SCALE: 1"=60'

*AERIAL IS FOR REFERENCE PURPOSES ONLY

LEGEND	
TEMP. EASE.	
PERM. EASE.	
NEW R.O.W.	
STATUTORY EASE. R.O.W.	
COUNTY OWNED R.O.W.	

Project Number 18-05
Structure S-147

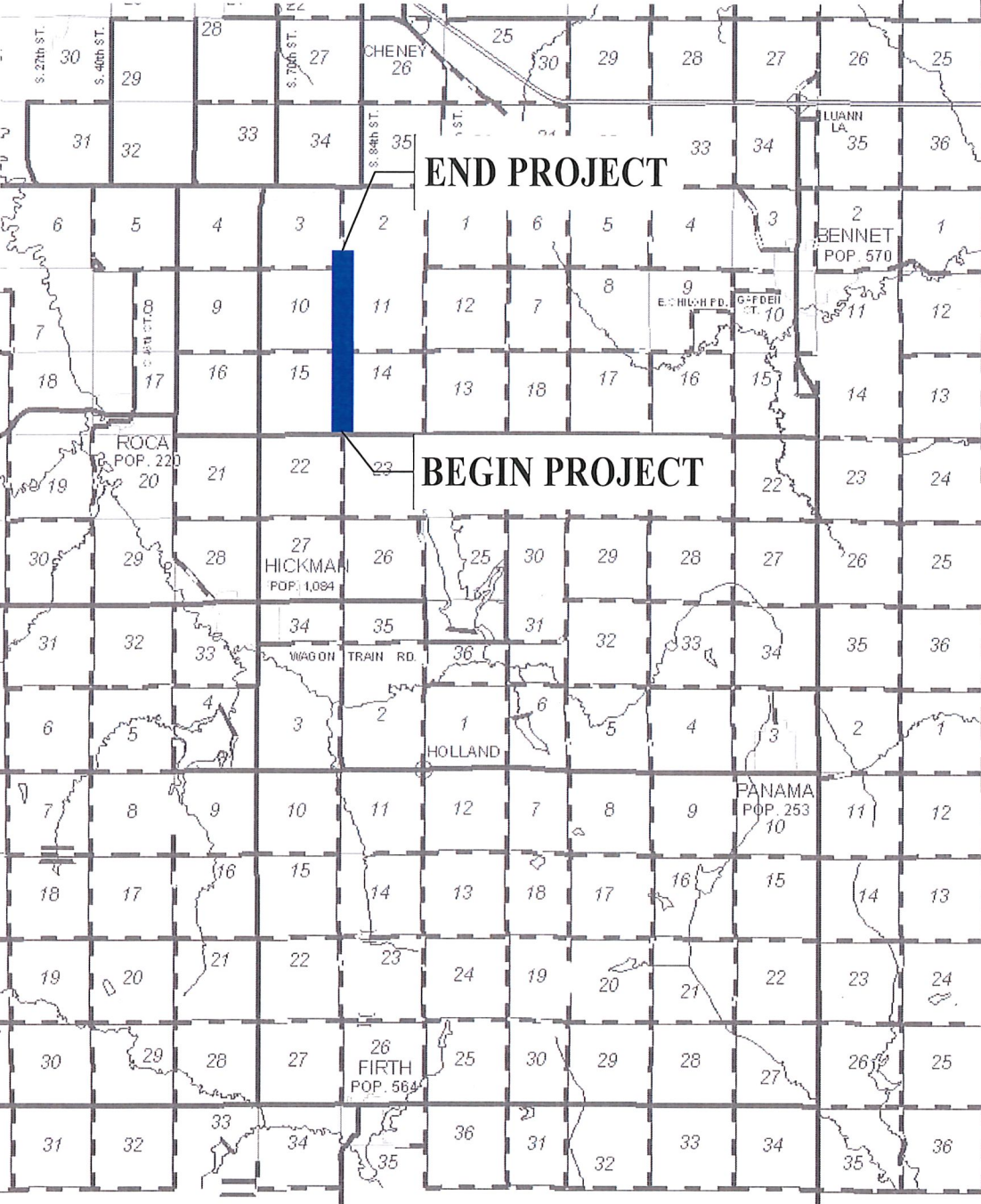


RIGHT-OF-WAY



S. 82ND ST. GRADING

LANCASTER COUNTY, NEBRASKA



- VAN DORN ST.
- PIONEERS BLVD.
- OLD CHENEY RD.
- PINE LAKE RD.
- YANKEE HILL RD.
- ROKEBY RD.
- SALTILLO RD.
- BENNET RD.
- WITTSTRUCK RD.
- ROCA RD.
- MARTELL RD.
- HICKMAN RD.
- STAGECOACH RD.
- PANAMA RD.
- OLIVE CREEK RD.
- PRINCETON RD.
- PELLA RD.
- FIRTH RD.
- GAGE RD.

- S. 25TH ST.
- S. 38TH ST.
- S. 54TH ST.
- S. 68TH ST.
- S. 82ND ST.
- S. 96TH ST.
- S. 110TH ST.
- S. 120TH ST.
- S. 134TH ST.
- S. 148TH ST.
- S. 162ND ST.
- S. 176TH ST.
- S. 190TH ST.

EXHIBIT

B

MINUTES
LANCASTER COUNTY BOARD OF EQUALIZATION
COUNTY-CITY BUILDING, ROOM 112
TUESDAY, OCTOBER 2, 2018
9:00 A.M.
IMMEDIATELY FOLLOWING THE LANCASTER COUNTY
BOARD OF COMMISSIONERS MEETING

Advance public notice of the Board of Commissioners meeting was posted on the Lancaster County, Nebraska, web site and emailed to the media on August 28, 2018, and posted on the County-City Building bulletin board on October 1, 2018.

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

Commissioners absent: Deb Schorr

Others present: Scott Gaines, Assessor/Register of Deeds Office; 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 Chair called the meeting to order at 9:25 a.m., the location of the Nebraska Open Meetings Act was announced.

1) MINUTES:

A. Approval of the minutes of the Board of Equalization meeting held on Tuesday, September 18, 2018.

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

2) ADDITIONS AND DEDUCTIONS TO THE TAX ASSESSMENT ROLLS

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

3) PUBLIC HEARING:

A. Motor Vehicle Tax Exemption Applications (See correlating item 4)

Immaculate Heart of Mary Church	Girl Scouts Spirit of Nebraska
Linh Quang Buddhist Center	House of Prayer Christian Church
Good Neighbor Community Center	Calvary Community Church
My Bridge Radio	Connecting Pointe Church of the Nazarene
Immanuel Retirement Communities	

The Chair opened the public hearing.

No one appeared in support, opposition or a neutral position.

The Chair closed the public hearing.

4) ACTION ON MOTOR VEHICLE TAX EXEMPTION APPLICATIONS

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

5) NOTICE OF ASSESSED VALUATION CHANGE FOR PROPERTY TAX PURPOSES FOR JAMES A. GRENDALL

Scott Gaines, Deputy Assessor/ Register of Deeds, said there was a 2017 property valuation protest on this property. The Board of Equalization then set the value at \$639,900, but that amount was inadvertently removed for 2018. This action would reset the value back to the correct amount.

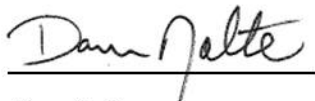
MOTION: Brinkman moved and Avery seconded to send the notice of assessed valuation change. Amundson, Avery, Brinkman and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.

6) PUBLIC COMMENT: Those wishing to speak on items relating to County Board of Equalization business not on the agenda may do so at this time.

No one appeared for public comment.

7) ADJOURNMENT

MOTION: Brinkman moved and Amundson seconded to adjourn the Lancaster County Board of Equalization meeting at 9:30 a.m. Brinkman, Avery, Amundson and Wiltgen voted yes. Schorr was absent. Motion carried 4-0.



Dan Nolte
Lancaster County Clerk

