

**STAFF MEETING MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
COUNTY-CITY BUILDING, ROOM 113  
THURSDAY, SEPTEMBER 12, 2013  
8:30 A.M.**

Commissioners Present: Larry Hudkins, Chair  
Brent Smoyer, Vice Chair  
Deb Schorr  
Jane Raybould  
Roma Amundson

Others Present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Ann Taylor, County Clerk's Office

*Advance public notice of the Board of Commissioners Staff Meeting was posted on the County-City Building bulletin board and the Lancaster County, Nebraska, web site and provided to the media on September 11, 2013*

The Chair noted the location of the Open Meetings Act and opened the meeting at 8:36 a.m.

**AGENDA ITEM**

**1 APPROVAL OF THE STAFF MEETING MINUTES OF AUGUST 29, 2013 AND SEPTEMBER 3, 2013**

**MOTION:** Smoyer moved and Raybould seconded approval of the Staff Meeting minutes of August 29, 2013 and September 3, 2013. Schorr, Smoyer, Raybould and Hudkins voted aye. Amundson abstained from voting. Motion carried 4-0, with one abstention.

**2 ADDITIONS TO THE AGENDA**

None were stated.

**3 A) TOMBSTONE REPAIR AND FENCE REPLACEMENT AT DIETZ CEMETERY (BOY SCOUT PROJECT; AND B) NORTH AMERICAN INVASIVE SPECIES MANAGEMENT ASSOCIATION (NAISMA) CONFERENCE (OCTOBER 28-31, 2013) - Brent Meyer, Noxious Weed Control Superintendent**

## **A) Tombstone Repair and Fence Replacement at Dietz Cemetery**

Brent Meyer, Noxious Weed Control Superintendent, requested authorization for Owen Nutter to repair tombstones and replace a section of the fence at the Dietz Cemetery. He said Nutter is a Boy Scout and is doing the project for his Eagle Scout badge.

**MOTION:** Smoyer moved and Amundson seconded to allow Owen Nutter to proceed with the project. Amundson, Raybould, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.

## **B) North American Invasive Species Management Association (NAISMA) Conference**

Meyer requested authorization to attend the North American Invasive Species Management Association Conference in Jackson Hole, Wyoming (October 28-31, 2013). He estimated the cost at \$500 to \$600, noting plans to share travel expenses with an individual from Hall County.

**MOTION:** Schorr moved and Smoyer seconded to authorize Brent Meyer, Noxious Weed Control Superintendent, to attend the conference. Smoyer, Schorr, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.

### **4 COMMUNITY MENTAL HEALTH CENTER (CMHC) AND PSYCHIATRIC RESIDENTIAL REHABILITATION PROGRAM UPDATE - C. J. Johnson, Region V Systems Administrator; Ron Sorensen, Community Mental Health Center (CMHC) Executive Director; Gwen Thorpe, Deputy Chief Administrative Officer**

C. J. Johnson, Region V Systems Administrator, reported that Omni Behavioral Health has formally withdrawn its offer to take over psychiatric residential rehabilitation services at The Heather. He noted the County Board gave notice to terminate the contract with TR Hepburn, Inc., d/b/a O.U.R. Homes, for The Heather and approved \$250,000 for Lutheran Family Services (LFS) for transition costs.

Johnson said the Region V Governing Board approved four actions at its meeting on September 9<sup>th</sup>: 1) Accept Omni's withdrawal; 2) Allow Region V to reissue a new Request for Proposal (RFP) for the that program; 3) Ask Lancaster County to extend the contract for The Heather; and 4) In the event LFS withdraws from its offer to take over core services (day treatment, outpatient services, community support and medication management), to award the bid to CenterPointe, Inc., which was a strong second proposal.

Johnson noted the County had concerns that funding for the non-fee-for-service component of the psychiatric residential rehabilitation program wasn't included in Attachment A to the proposed contract with Region V for Fiscal Year (FY) 2013-2014. He said the funding was pulled out of the contract and re-labeled as a separate line item within Region V's budget. Johnson said the average monthly cost for the program was \$15,000 over the last two years and said he has submitted a new Attachment A reflecting \$90,000 (six months of funding) for transition costs.

Johnson asked the Board to consider extending the contract for The Heather for a period of time so the program can continue to operate. He said the emergency system will be impacted if the program is discontinued, which would have financial implications for the County. Johnson said individuals in the program are outpatient commitments and said Joe Kelly, County Attorney, contacted Region V after the Board made the decision to terminate the contract because they would have to be recommitted to the same level of care by the Mental Health Board. He said two of the individuals would likely go back to the Lincoln Regional Center (LRC) which would reduce the number of beds available to Region V. Other individuals could be returned to the Crisis Center or sent to private hospitals.

Brittany Behrens, Deputy County Attorney, said the County could enter into a new contract with O.U.R. Homes, with the same conditions as the contract that was terminated and a new term. Johnson said he believes December 31, 2013 is a reasonable finite term. He said one of challenges is that it will be required to be licensed as a community mental health center and said if it becomes necessary to extend the term, Region V will do an amendment for additional non-fee-for-service funding. The County will not need to contribute direct money for the program.

Schorr noted Johnson had indicated Region V could take over the psychiatric residential rehabilitation program if Omni withdrew and asked what has changed. Johnson said Region V would have to get the State's approval and said the State will require at least one more Request for Proposal (RFP).

Schorr then asked why Region V doesn't move to the second proposal. Johnson said the Evaluation Team did not feel the second proposal was strong enough.

Schorr felt it would be better to have Region V operate the program than to try to get the program up and running under a new provider under the transition time constraints. Johnson said he believes a single transition would be better for consumers and staff.

Amundson asked Johnson for an assessment of the progress of the transition of services. Johnson said transition of day rehabilitation services and the 24-hour Crisis Line to CenterPointe will likely be completed by October 1<sup>st</sup>. He said December 31<sup>st</sup> is still a realistic date for transition of core services (outpatient counseling, day treatment, community support and medical management) to Lutheran Family Services (LFS). Johnson said one of the issues they are still trying to work out is the licensing of the day treatment program, noting that program is not as critical to the emergency system flow.

Ron Sorensen, Community Mental Health Center (CMHC) Executive Director, said the transition of the core services has not gone as fast as he would have liked. He said there has been too much focus on the outlying programs and said decisions on those programs will rest with the Board. There was consensus to schedule discussion on those programs on the September 19<sup>th</sup> Staff Meeting agenda. Sorensen said he is also believes there should be more involvement with staff.

Schorr said a Midtown Center employee has expressed concern that the staff at that facility have been treated unfairly because their transition deadline was earlier than the other two components and they no longer have the benefit of working for Lancaster County. Gwen Thorpe, Deputy Chief Administrative Officer, noted the County had wanted one transition date for all the components but that didn't happen.

**MOTION:** Smoyer moved and Raybould seconded to authorize the County Attorney's Office and Region V to work out a temporary contract with O.U.R. Homes for The Heather, with an ending date of December 31, 2013. Raybould, Amundson, Smoyer and Hudkins voted aye. Schorr voted nay. Motion carried 4-1.

**MOTION:** Amundson moved and Raybould seconded to authorize the Chair or Vice Chair to transfer utilities at Midtown Center from the County to CenterPointe, Inc. Amundson, Schorr, Smoyer, Raybould and Hudkins voted aye. Motion carried 5-0.

Thorpe said the County Attorney's Office is working on a contract with LFS for the funding (up to \$250,000) the Board agreed to give them for transition costs (see September 3, 2013 Staff Meeting minutes).

**5 INSURANCE RENEWALS** - Sue Eckley, County Risk Manager; Tom Champoux, UNICO Group, Inc.

Sue Eckley, County Risk Manager, noted options for workers compensation coverage are still being explored.

Tom Champoux, UNICO Group, Inc., presented a coverage/cost comparison for renewal of insurance for the following (Exhibit A):

- Property/Inland Marine
- Business Auto
- Law Enforcement/Public Officials/Excess Liability
- Crime
- Boiler and Machinery
- Community Mental Health
- Public Building Commission

The total increase is \$23,006.00. Champoux attributed the increase in part to insuring the new Lancaster County Adult Detention Facility (LCADF).

Board members questioned the addition of 18 units to the Business Auto coverage and Eckley was asked to provide a vehicle report, including last year's additions and deductions. Thorpe said she will provide Eckley with a list of the Community Mental Health Center's (CMHC's) vehicles that will be going to auction.

Champoux said terrorism coverage only relates to losses resulting from certified acts of foreign terrorism. He said rejection of the coverage will save the County \$6,250.00.

**MOTION:** Amundson moved and Raybould seconded to decline terrorism coverage. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.

**6 A) FLU SHOTS; AND B) HEALTH RISK APPRAISAL PARTICIPATION UPDATE-** Sue Eckley, County Risk Manager

**A) Flu Shots**

Sue Eckley, County Risk Manager, presented information about flu shot clinics for County Employees (Exhibit B). She said notification will be provided to employees through the Enterprise Email system and said the Wellness Coordinators are being asked to post flyers in their departments.

Raybould exited the meeting at 9:54 a.m.

**B) Health Risk Appraisal Participation Update**

Eckley reported there was 29% participation in the Health Risk Appraisal, as of September 6, 2013. The County Attorney's Office had the highest percentage of participation (58%). She noted a drawing for \$50 for those that participated in the appraisal will be held September 16<sup>th</sup>.

Raybould returned to the meeting at 9:57 a.m.

**7 LANCASTER COUNTY LEGISLATIVE PRIORITIES FOR 2014 -**  
Gordon Kissel and Joe Kohout, Kissel/E&S Associates (Legislative  
Consultants)

Copies of 2013 Lancaster County Legislative Priorities and Lancaster County Legislative Priorities, 2014 Session were disseminated (Exhibits C & D).

Kerry Eagan, Chief Administrative Officer, noted the County accomplished the following legislative objectives in the 2013 Legislative Session: *Modify Right to Court Appointed Attorney in Juvenile Court* and *Definition and Oversight for Staff Secure Juvenile Detention Facilities*. He recommended that the County continue to list the following as priorities: *Support Expansion of Medicaid under the Affordable Care Act* and *Eliminate Responsibility of Counties to Pay Health and Human Services (HHS) Rent*.

It was noted the Platte Institute for Economic Research is strongly urging repeal of the inheritance tax. **NOTE:** *Oppose Elimination of Inheritance Tax* was Lancaster County's highest legislative priority in 2013.

Hudkins said a proposal was presented to the farm organizations which would grant counties 0.5% in sales tax across-the-board in exchange for giving up the inheritance tax. Counties with no business community would receive a subsidy from other counties.

Joe Kohout, Kissel/E&S Associates, said Senator Hadley, Chair of the Legislature's Tax Modernization Committee, doesn't foresee this being one of the items "on the table" before the Committee. Kohout noted it is not on a list of topics that will be discussed at the Committee's public hearings but said if there is to be a "push" on inheritance tax, now would be the time. He recommended that opposition of elimination of the inheritance tax remain the number one priority.

Kohout recommended that expansion of Medicaid under the Affordable Care Act also remain a high priority. Raybould said Judy Halstead, Lincoln-Lancaster County Health Department Director, informed her the pharmaceutical companies are discontinuing some of the programs for charitable causes since the majority of states will now have Medicaid expansion. She said Halstead has projected that Lancaster County could have to pick up an additional \$1,000,000 in costs.

Andy Stebbing, County Treasurer, appeared and said the County is subsidizing rent for the State Department of Motor Vehicles at the two motor vehicle facilities. He felt some rent would be appropriate. Kohout cautioned that adding another department to Legislative Bill (LB) 632 (Change funding for county offices relating to public assistance

programs) could impact support. He said the issue could be addressed in another manner. Eagan suggested another way to recoup those costs would be to increase the County Treasurer's sales tax collection fee that is charged to the State.

Schorr felt LB 561 (Change provisions and transfer responsibilities regarding the juvenile justice system) should also be prioritized.

Board consensus was to identify the following as legislative priorities for 2014: 1) *Oppose Elimination of Inheritance Tax*; 2) *Support Expansion of Medicaid under the Affordable Care Act*; 3) *Monitor the Implementation of 2013 Nebraska Laws LB 561*; and 4) *Eliminate Responsibility of Counties to Pay HHS Rent (LB 632)*.

Raybould asked the legislative consultants to provide a list of senators for Board members to follow-up with regarding specific issues.

**8 MATRIX TREATMENT PILOT PROJECT** - Kim Etherton, Community Corrections Director

Kim Etherton, Community Corrections Director, discussed a pilot project with the State that would provide Matrix Model treatment for all Adult Drug Court participants.

**NOTE:** The grant that had funded Drug Court will end September 29<sup>th</sup>. She said it will require hiring of a third clinician which will add \$36,000 to the department's budget. Etherton said she will be billing the State up to \$80,000 a year to bring on additional participants (maximum of 60) and said that will cover the cost of the clinician, substance abuse evaluations for participants and treatment manuals.

**MOTION:** Amundson moved and Raybould seconded to authorize an additional clinician position for Adult Drug Court. Raybould, Schorr, Smoyer, Amundson and Hudkins voted aye. Motion carried 5-0.

**9 COMMUNITY HEALTH ENDOWMENT GRANT APPLICATION (\$7,830 TO ADDRESS HEALTH CARE NEEDS OF NEW AMERICANS)** - Kit Boesch, Human Services Administrator

Item was dropped from the agenda.

**10 LABOR NEGOTIATIONS** - Richard Grabow, Deputy County Attorney; Doug McDaniel, Personnel Director; Nicole Gross and Amy Sadler, Compensation Technicians

**MOTION:** Smoyer moved and Raybould seconded to enter Executive Session at 10:40 a.m. for the purpose of protecting the public interest with regards to labor negotiations.

The Chair restated the motion for the record.

**ROLL CALL:** Smoyer, Schorr, Amundson, Raybould and Hudkins voted aye. Motion carried 5-0.

**MOTION:** Schorr moved and Raybould seconded to exit Executive Session at 11:01 a.m. Raybould, Amundson, Smoyer, Schorr and Hudkins voted aye. Motion carried 5-0.

### **ADMINISTRATIVE OFFICER REPORT**

- A. Board of Health Appointment (Dr. Michelle Petersen Replacing Dr. Nathan Haecker)

The Board moved the item to the September 17, 2013 County Board of Commissioners Meeting agenda.

- B. Additional Compensation for Karen Amen, Facilitator for Lincoln-Lancaster County Consolidation Task Force, Under Contract No.

Eagan said Karen Amen agreed to serve as a professional facilitator for the Lincoln-Lancaster County Consolidation Task Force for a limited term, for \$1,250 total compensation. He said the Task Force will likely not complete its work until the end of the year and that amount will not cover her services. An amendment to Amen's contract is proposed that would provide maximum compensation in the amount of \$2,125. **NOTE:** The cost is split with the City of Lincoln.

- C. Inmate Correspondence from Aaron Gibbs

Eagan said Mike Thew, Chief Deputy County Attorney, has reviewed the claim and is comfortable with how it was handled. Thew has advised the Board to not get directly involved in inmate complaints. Eagan will respond to the letter and return the originals to the claimant, as requested. **NOTE:** The correspondence from Aaron Gibbs was not made available to the County Clerk's Office.

- D. Combined Charitable Campaign Kick-Off Luncheon, 11:30 a.m. on October 1, 2013 at Auld Pavilion

All of the Commissioners indicated plans to attend the event.

- E. Nebraska Association of County Officials (NACO) Board of Directors Meeting and NACO Legislative Conference (October 9-10, 2013 in Kearney, Nebraska)

There was consensus to cancel the October 10<sup>th</sup> County Board Staff Meeting so Board members can attend the NACO Legislative Conference. Commissioner Schorr will also attend the NACO Board of Directors Meeting.

- F. Reappointment of Rachel Warman and Appointment of Wanda Blasnitz (Replacing Carol Swigart) and Jack Coogan (Replacing Wayne Heyen) to Air Pollution Control Advisory Board

The Board moved the item to the September 17, 2013 County Board of Commissioners Meeting agenda.

### **DISCUSSION OF BOARD MEMBER MEETINGS**

- A. Chamber Coffee - Amundson, Smoyer

Smoyer said the meeting was routine in nature.

- B. Region V Governing Board - Smoyer

Smoyer said discussion focused on the Community Mental Health Center (CMHC) transition (see Item 4).

- C. Human Services Joint Budget Committee (JBC) - Raybould, Schorr

Raybould said they discussed United Way's planning efforts; the payday lending program, which would establish a low income credit union; and the City Attorney's legal opinion regarding investment of the \$1,000,000 in the endowment fund. Eagan said the City Attorney indicated the funds cannot be invested with the Community Health Endowment but said the City can establish its own foundation. The City and County can both participate in funding of that public endowment.

### **11 VIDEO CONFERENCING** - Dennis Meyer, Budget and Fiscal Officer; Craig Gifford, Technical Support/Operations Coordinator, Information Services (IS); Chad Dalton, Microcomputer Support Specialist II

Dennis Meyer, Budget and Fiscal Officer, noted the County has allocated \$200,000 in the Keno Fund to set up video conferencing system for the courts and said several issues have been encountered.

Chad Dalton, Microcomputer Support Specialist II, said the intent had been to hold costs down. He said the amount of equipment that is required (cameras and computers) and antiquated audio equipment in the courtrooms have created issues. Dalton said the County Court Judges were not happy with the system and a decision was made to place a dedicated Kodak unit in one of the courtrooms with two cameras

(one pointed at the judge and the other at the counsel tables). **NOTE:** County Court uses one courtroom for arraignments. He said the system is operating on one channel and it will be costly to correct that issue. Private phone stations will be set up so attorneys will be able to speak with their clients through a video phone beforehand. Dalton said the District Court is looking at going with the old system but would like to have it set up in every courtroom. He said the Kodak system is more reliable but is more costly than individual workstations (\$23,000 compared to \$8,000). Dalton noted County Court uses the video conferencing system twice a day and District Court will only use it once a week.

Schorr suggested it may be better to phase-in the equipment.

County Court Judge Laurie Yardley appeared and said the District Court hopes to extend video conferencing to bond reviews and other hearings in the future. She said County Court's intent was to have video conferencing available for arraignments in one courtroom for now but may wish to extend it to other courtrooms and types of hearings in the future.

Pat Condon, Chief Deputy County Attorney, appeared and said there are other issues that need to be addressed, such as a delays in the video feed and screen definition. He also suggested inclusion of the Juvenile Court Judges and using the District Court Referee's courtroom for the District Court arraignments.

Dalton said the initial budget included a bridge upgrade and said it isn't needed at this point (a savings of \$30,000 to \$40,000).

Liz Elliott, Deputy Public Defender, appeared and said another problem with the District Court arraignments involves the ability for the Sheriff to serve individuals in custody. She said some are being served as they are enter the courtroom which doesn't provide defense attorneys time to privately confer with their clients.

It was noted a demonstration of the video conferencing system will be given at 12:00 p.m. on September 16th in Courtroom 22 and the Board was invited to attend.

## **12 ACTION ITEMS**

There were no action items.

## **13 CONSENT ITEMS**

There were no consent items.

## **14 ADMINISTRATIVE OFFICER REPORT**

- A. Board of Health Appointment (Dr. Michelle Petersen Replacing Dr. Nathan Haecker)
- B. Additional Compensation for Karen Amen, Facilitator for Lincoln-Lancaster County Consolidation Task Force, Under Contract No. C-13-0210
- C. Inmate Correspondence from Aaron Gibbs
- D. Combined Charitable Campaign Kick-Off Luncheon, 11:30 a.m. on October 1, 2013 at Auld Pavilion
- E. Nebraska Association of County Officials (NACO) Board of Directors Meeting and NACO Legislative Conference (October 9-10, 2013 in Kearney, Nebraska)
- F. Reappointment of Rachel Warman and Appointment of Wanda Blasnitz (Replacing Carol Swigart) and Jack Coogan (Replacing Wayne Heyen) to Air Pollution Control Advisory Board

Items A-F were moved forward on the agenda.

## **15 PENDING**

There were no pending items.

## **16 DISCUSSION OF BOARD MEMBER MEETINGS**

- A. Chamber Coffee - Amundson, Smoyer
- B. Region V Governing Board - Smoyer
- C. Human Services Joint Budget Committee (JBC) - Raybould, Schorr

Items A-C were moved forward on the agenda.

- D. Railroad Transportation Safety District (RTSD) - Amundson, Schorr, Smoyer

Schorr said they approved the budget and interlocal agreements for five "quiet zones" (railroad grade crossing at which trains are prohibited from sounding their horns in order to decrease the noise level for nearby residential communities) . She also reported there has not been a lot of progress on the Southwest 40<sup>th</sup> Street viaduct project.

#### E. Public Building Commission (PBC) Meeting with Mayor - Hudkins

Hudkins said there is interest in making the block that contains the 233 Building (former Lincoln Police Department Building) available for a project. He said the building needs approximately \$140,000 in roof repairs and said it wouldn't make sense to make that investment if the building will be demolished. Schorr pointed out extensive remodeling had been done to the building to accommodate Emergency Management. Hudkins said Doug Ahlberg, Emergency Management Director, is aware his department may need to move and feels the Old Jail Complex may be an appropriate location.

#### F. Meeting with Mayor - Hudkins, Smoyer

Hudkins said discussion focused on the new Pinnacle Bank Arena, the Pioneers Park/Pinewood Bowl Visitors Improvement Fund request and the need for improvements at 84<sup>th</sup> Street and Havelock Avenue.

#### G. Public Building Commission (PBC) - Hudkins, Raybould

Hudkins said they approved new chairs for Room 113 and the dais in the City Council/County Commissioners Hearing Room. He also reported that Don Killeen, County Property Manager, has located office space for the 43 new juvenile probation officers.

Board members commented on the artwork that is exhibited on the first floor of the County-City Building as part of the public art exhibition schedule and there was consensus to recognize Liz Shea-McCoy, Exhibition Coordinator, and Richard Busch, County Property Management, at a County Board Meeting for their efforts.

#### H. Solid Waste Task Force - Raybould

Raybould said the Task Force continued discussion of recommendations.

#### I. Board of Health - Amundson

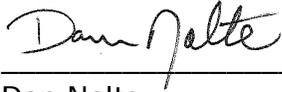
Amundson said they discussed a variety of issues including licensing of dogs and cats and education of pet owners, licensing of child care providers, on-line food handler training and communicable diseases.

### **17 EMERGENCY ITEMS AND OTHER BUSINESS**

There were no emergency items or other business.

**18 ADJOURNMENT**

**MOTION:** Schorr moved and Smoyer seconded to adjourn the meeting at 11:52 a.m. Schorr, Smoyer, Raybould, Amundson and Hudkins voted aye. Motion carried 5-0.



Dan Nolte  
Lancaster County Clerk



# COVERAGE/COST COMPARISON

**EXHIBIT**

tabbles\*

A

Insured: Lancaster County - OVERVIEW  
 Effective Date: September 30, 2013

UNICO Group, Inc.  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Renewal	Expiring	Difference
<b>Building(s) PROPERTY</b>	169,080.00	154,569.00	+ 14,511.00
<b>Content(s) CONT. WESTERN</b>			
<b>Business Income</b>			
Property Enhancement			
EDP/Computer			
<b>Public Building Commission Cont. Western</b>	23,359.00	20,130.00	+ 3,229.00
Inland Marine			
Type -			
<b>Commercial General Liability</b>			
<b>Incl. Public Officials &amp; Excess Law Enforcement</b>	226,497.00	223,841.00	+ 2,656.00
<b>Auto – Continental Western</b>	78,462.00	74,318.00	+ 4,144.00
<b>Auto – Sheriff’s Dept.</b>	21,923.00	24,510.00	- 2,587.00
<b>Crime – Hartford</b>	③ 12,315.00	11,774.00	+ 541.00
<b>Comm Mental Health - MMIC</b>	23,128.00	23,812.00	- 684.00
<b>Subtotal</b>			
<b>Workers’ Compensation – Excess</b>	Pending		
<b>Boiler/Machinery - Cincinnati</b>	7,448.00	6,252.00	+ 1,196.00
Umbrella			
<b>SUBTOTAL</b>			
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$562,212.00</b>	<b>\$539,206.00</b>	<b>+ \$23,006.00 (+4.3%)</b>

**Comments:**

- ① Will need authorization to bind coverage for ACE (Illinois National) signed.  
 Mark as to whether Terrorism is Accepted or Rejected. Terrorism rejected last year.
- ② Continental Western's total premium increase is +7%.
- ③ Crime Application needs County Board Chair Person Signature.

## Client Authorization to Bind Coverage

After careful consideration of Gallagher's proposal dated September 4, 2013, Lancaster County accepts the following coverage(s).

Please check the desired coverage(s).

		Line of Coverage	Carrier
<input type="checkbox"/> Accept	<input type="checkbox"/> Reject	Package	ACE
<input type="checkbox"/> Accept	<input type="checkbox"/> Reject	Excess Workers Compensation	Midwest Employers Casualty Corporation – Option I
<input type="checkbox"/> Accept	<input type="checkbox"/> Reject	Excess Workers Compensation	Midwest Employers Casualty Corporation – Option II

TRIA/Terrorism Coverage		Line of Coverage	Carrier
<input type="checkbox"/> Accept	<input type="checkbox"/> Reject	Bind TRIA Terrorism Coverage Act as quoted	

Provide Quotations or Additional Information on the Following Coverage Considerations		
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Line of Coverage Description
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Line of Coverage Description
<input type="checkbox"/> Yes	<input type="checkbox"/> No	Line of Coverage Description

It is understood this proposal provides only a summary of the details; the policies will contain the actual coverages.

Lancaster County confirms the values, schedules, and other data contained in the proposal are from our records and acknowledge it is our responsibility to see that they are maintained accurately.

We agree that your liability to us arising from your negligent acts or omissions, whether related to the insurance or surety placed pursuant to these binding instructions or not, shall not exceed \$20 million, in the aggregate. Further, without limiting the foregoing, we agree that in the event you breach your obligations, you shall only be liable for actual damages we incur and that you shall not be liable for any indirect, consequential or punitive damages.

\_\_\_\_\_

Client Signature

\_\_\_\_\_

Dated

**POLICYHOLDER DISCLOSURE NOTICE OF  
TERRORISM INSURANCE COVERAGE**

You are notified that under the Terrorism Risk Insurance Act, as amended, that you have a right to purchase insurance coverage for losses resulting from acts of terrorism, *as defined in Section 102(1) of the Act*. The term "act of terrorism" means any act that is certified by the Secretary of the Treasury—in concurrence with the Secretary of State, and the Attorney General of the United States—to be an act of terrorism; to be a violent act or an act that is dangerous to human life, property, or infrastructure; to have resulted in damage within the United States, or outside the United States in the case of certain air carriers or vessels or the premises of a United States mission; and to have been committed by an individual or individuals as part of an effort to coerce the civilian population of the United States or to influence the policy or affect the conduct of the United States Government by coercion.

**YOU SHOULD KNOW THAT WHERE COVERAGE IS PROVIDED BY THIS POLICY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM, SUCH LOSSES MAY BE PARTIALLY REIMBURSED BY THE UNITED STATES GOVERNMENT UNDER A FORMULA ESTABLISHED BY FEDERAL LAW. HOWEVER, YOUR POLICY MAY CONTAIN OTHER EXCLUSIONS WHICH MIGHT AFFECT YOUR COVERAGE, SUCH AS AN EXCLUSION FOR NUCLEAR EVENTS. UNDER THE FORMULA, THE UNITED STATES GOVERNMENT GENERALLY REIMBURSES 85% OF COVERED TERRORISM LOSSES EXCEEDING THE STATUTORILY ESTABLISHED DEDUCTIBLE PAID BY THE INSURANCE COMPANY PROVIDING THE COVERAGE. THE PREMIUM CHARGED FOR THIS COVERAGE IS PROVIDED BELOW AND DOES NOT INCLUDE ANY CHARGES FOR THE PORTION OF LOSS THAT MAY BE COVERED BY THE FEDERAL GOVERNMENT UNDER THE ACT.**

**YOU SHOULD ALSO KNOW THAT THE TERRORISM RISK INSURANCE ACT, AS AMENDED, CONTAINS A \$100 BILLION CAP THAT LIMITS U.S. GOVERNMENT REIMBURSEMENT AS WELL AS INSURERS' LIABILITY FOR LOSSES RESULTING FROM CERTIFIED ACTS OF TERRORISM WHEN THE AMOUNT OF SUCH LOSSES IN ANY ONE CALENDAR YEAR EXCEEDS \$100 BILLION. IF THE AGGREGATE INSURED LOSSES FOR ALL INSURERS EXCEED \$100 BILLION, YOUR COVERAGE MAY BE REDUCED.**

**Acceptance or Rejection of Terrorism Insurance Coverage**

	I hereby elect to purchase terrorism coverage for a prospective premium of <u>\$6,250</u>
	I hereby decline to purchase terrorism coverage for certified acts of terrorism. I understand that I will have no coverage for losses resulting from certified acts of terrorism.

\_\_\_\_\_  
Policyholder/Applicant's Signature

\_\_\_\_\_  
Insurance Company

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Policy Number

\_\_\_\_\_  
Date

© 2007 National Association of Insurance Commissioners  
TR-19604c (01/08) Printed in U.S.A.

## COVERAGE/COST COMPARISON

Insured: Lancaster County – Property/Inland Marine  
 Effective Date: September 30, 2013

UNICO Group, Inc.  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Union Renewal	Union Expiring		Difference
Building(s)				
Content(s)      PROPERTY	169,080.00	154,569.00		+ 14,511.00
Business Income				
Property Enhancement				
EDP/Computer				
Signs/Glass				
Inland Marine				
Type -				
Commercial General Liability				
EBL				
EPLI				
Professional/E&O				
Auto				
Garage				
Crime				
Fiduciary Liability				
<b>GRAND TOTAL</b>	<b>① \$169,080.00</b>	<b>\$154,569.00</b>		<b>+ 14,511.00</b>

**Comments:**

- ① Property Values increased by \$1,563,360 – from \$151,327,428 to \$152,890,788
- ② Includes new jail on annual basis – annual premium is \$74,024
- ③ Property rate increase – 9.39%

---



---



---



---

## COVERAGE/COST COMPARISON

Insured: Lancaster County – Business Auto  
 Effective Date: September 30, 2013

**UNICO Group, Inc.**  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Continental Western Renewal	Continental Western Expiring	Difference
Building(s)			
Content(s)			
Business Income			
Property Enhancement			
EDP/Computer			
Signs/Glass			
Inland Marine			
Type -			
Commercial General Liability			
EBL			
EPLI			
Professional/E&O			
Auto – Master	① 78,462.00	74,318.00	+ 4,144.00
Sheriff's Department	② 21,923.00	24,510.00	- 2,587.00
Crime			
Fiduciary Liability			
<b>Subtotal</b>			
Workers' Compensation-Excess			
Boiler/Machinery			
Umbrella			
<b>SUBTOTAL</b>			
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$100,385.00</b>	<b>\$98,828.00</b>	<b>+ \$1,557.00</b>

**Comments:**

- ① Added 18 units – Master Auto Premium increase – +5.6%
- ② Added 1 unit – Sheriff's Auto Premium decrease – -10.6%
- ③ Continental Western does not require the addition of units to the policy when acquired. Lancaster County benefits from "free insurance" as long as these units are not involved in an accident – at which time they must be added to the policy.

## COVERAGE/COST COMPARISON

**Lancaster County – Law Enforcement/**  
 Insured: **Public Officials/Excess Liability**  
 Effective Date: September 30, 2013

**UNICO Group, Inc.**  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Illinois Union	Illinois Union	Difference
Building(s)			
Content(s)			
Business Income			
Property Enhancement			
EDP/Computer			
Signs/Glass			
Inland Marine			
Type -			
Commercial General Liability			
Incl. Public Officials & Excess	① 226,497.00	223,841.00	+ 2,656.00
Law Enforcement			
Public Officials	Included		
Auto Liability – Emergency Vehicles	Included		
Crime			
Fiduciary Liability			
<b>Subtotal</b>			
Workers' Compensation-Excess			
Boiler/Machinery			
Umbrella			
<b>SUBTOTAL</b>			
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$226,497.00</b>	<b>\$223,841.00</b>	<b>+ \$2,656.00</b>

**Comments:**

① Illinois Union (ACE) – A+ XV – Non-Admitted -

\$250,000 Retention Liability	\$219,900.00 plus
Surplus Lines Tax	\$ 6,597.00
Total:	\$226,497.00
Includes Terrorism premium of \$6,250	

## COVERAGE/COST COMPARISON

Insured: Lancaster County – Crime  
 Effective Date: September 30, 2013

UNICO Group, Inc.  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Hartford Renewal	Expiring	Difference
Building(s)			
Content(s)			
Business Income			
Property Enhancement			
EDP/Computer			
Signs/Glass			
Inland Marine			
Type -			
Commercial General Liability			
EBL			
Law Enforcement			
Public Officials			
Auto			
Garage			
Crime	① 12,315.00	11,774.00	+ 541.00
Fiduciary Liability			
<b>Subtotal</b>			
Workers' Compensation- Excess			
Boiler/Machinery			
Umbrella			
<b>SUBTOTAL</b>			
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$12,315.00</b>	<b>\$11,774.00</b>	<b>+ \$541.00</b>

**Comments:**

① Application must be signed by County Board Chair Person – Application attached

---



---



---



---



---



---



**C. LOSS EXPERIENCE**

LOSS EXPERIENCE		
List all fidelity and crime losses discovered or sustained in the last three years. Check here if none: <input type="checkbox"/>		
DATE OF LOSS	TYPE OF LOSS (Employee Dishonesty, Forgery, etc )	AMOUNT OF LOSS
	<i>On file with Hartford</i>	
Please attach details of all losses including description, corrective action taken and amount covered by insurance.		

Please attach the following information:

- Latest fiscal year end CPA financials (if private)
- Latest CPA Management Letter and written response

*Audited financials are at [www.lancaster.ne.gov/budget](http://www.lancaster.ne.gov/budget)*

**Insurance Fraud Warning**

*click on annual audits on left side*

Any person who knowingly and with intent to defraud any insurance company or other person, files an application for insurance, or a statement of claim containing any false information, or conceals for the purpose of misleading information concerning any fact material thereto, commits a fraudulent insurance act, which is a crime in certain jurisdictions.

**Important State Specific Information**

**ARKANSAS APPLICANTS:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

**COLORADO APPLICANTS:** IT IS UNLAWFUL TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES, DENIAL OF INSURANCE, AND CIVIL DAMAGES. ANY INSURANCE COMPANY OR AGENT OF AN INSURANCE COMPANY WHO KNOWINGLY PROVIDES FALSE, INCOMPLETE, OR MISLEADING FACTS OR INFORMATION TO A POLICY HOLDER OR CLAIMANT FOR THE PURPOSE OF DEFRAUDING OR ATTEMPTING TO DEFRAUD THE POLICY HOLDER OR CLAIMANT WITH REGARD TO A SETTLEMENT OR AWARD PAYABLE FROM INSURANCE PROCEEDS SHALL BE REPORTED TO THE COLORADO DIVISION OF INSURANCE WITHIN THE DEPARTMENT OF REGULATORY AGENCIES.

**DISTRICT OF COLUMBIA APPLICANTS:** IT IS A CRIME TO PROVIDE FALSE OR MISLEADING INFORMATION TO AN INSURER FOR THE PURPOSE OF DEFRAUDING THE INSURER OR ANY OTHER PERSON. PENALTIES INCLUDE IMPRISONMENT AND/OR FINES. IN ADDITION, AN INSURER MAY DENY INSURANCE BENEFITS IF FALSE INFORMATION MATERIALLY RELATED TO A CLAIM WAS PROVIDED BY THE APPLICANT."

**FLORIDA APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER FILES A STATEMENT OF CLAIM OR AN APPLICATION CONTAINING ANY FALSE, INCOMPLETE, OR MISLEADING INFORMATION IS GUILTY OF A FELONY OF THE THIRD DEGREE.

**HAWAII APPLICANTS:** FOR YOUR PROTECTION, HAWAII LAW REQUIRES YOU TO BE INFORMED THAT PRESENTING A FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT IS A CRIME PUNISHABLE BY FINES OR IMPRISONMENT, OR BOTH.

**KENTUCKY APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME.

**LOUISIANA APPLICANTS:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

**MAINE APPLICANTS:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES MAY INCLUDE IMPRISONMENT, FINES OR A DENIAL OF INSURANCE BENEFITS.

**MARYLAND APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WILLFULLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR WHO KNOWINGLY AND WILLFULLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

**NEW JERSEY APPLICANTS:** ANY PERSON WHO INCLUDES ANY FALSE OR MISLEADING INFORMATION ON AN APPLICATION FOR AN INSURANCE POLICY IS SUBJECT TO CRIMINAL AND CIVIL PENALTIES.

**NEW MEXICO APPLICANTS:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO CIVIL FINES AND CRIMINAL PENALTIES.

**OHIO APPLICANTS:** ANY PERSON WHO, WITH INTENT TO DEFRAUD OR KNOWING THAT HE IS FACILITATING A FRAUD AGAINST AN INSURER, SUBMITS AN APPLICATION OR FILES A CLAIM CONTAINING A FALSE OR DECEPTIVE STATEMENT IS GUILTY OF INSURANCE FRAUD.

**OKLAHOMA APPLICANTS: WARNING:** ANY PERSON WHO KNOWINGLY, AND WITH INTENT TO INJURE, DEFRAUD OR DECEIVE ANY INSURER, MAKES ANY CLAIM FOR THE PROCEEDS OF AN INSURANCE POLICY CONTAINING ANY FALSE, INCOMPLETE OR MISLEADING INFORMATION IS GUILTY OF A FELONY.

**OREGON APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD OR SOLICIT ANOTHER TO DEFRAUD AN INSURER; (1) BY SUBMITTING AN APPLICATION OR; (2) FILING A CLAIM CONTAINING A FALSE STATEMENT AS TO ANY MATERIAL FACT MAY BE VIOLATING STATE LAW.

**PENNSYLVANIA APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE OR STATEMENT OF CLAIM CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY FACT MATERIAL THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME AND SUBJECTS SUCH PERSON TO CRIMINAL AND CIVIL PENALTIES.

**PUERTO RICO APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD AN INSURANCE COMPANY PRESENTS FALSE INFORMATION IN AN INSURANCE APPLICATION, OR PRESENTS, HELPS, OR CAUSES THE PRESENTATION OF A FRAUDULENT CLAIM FOR THE PAYMENT OF A LOSS OR ANY OTHER BENEFIT, OR PRESENTS MORE THAN ONE CLAIM FOR THE SAME DAMAGE OR LOSS, SHALL INCUR A FELONY AND, UPON CONVICTION, SHALL BE SANCTIONED FOR EACH VIOLATION WITH THE PENALTY OF A FINE OF NOT LESS THAN FIVE THOUSAND (5,000) DOLLARS AND NOT MORE THAN TEN THOUSAND (10,000) DOLLARS, OR A FIXED TERM OF IMPRISONMENT FOR THREE (3) YEARS, OR BOTH PENALTIES. IF AGGRAVATED CIRCUMSTANCES PREVAIL, THE FIXED ESTABLISHED IMPRISONMENT MAY BE INCREASED TO A MAXIMUM OF FIVE (5) YEARS; IF EXTENUATING CIRCUMSTANCES PREVAIL, IT MAY BE REDUCED TO A MINIMUM OF TWO (2) YEARS.

**RHODE ISLAND APPLICANTS:** "ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON."

**TENNESSEE:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS.

**VERMONT APPLICANTS:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE STATEMENT IN AN APPLICATION FOR INSURANCE MAY BE GUILTY OF A CRIMINAL OFFENSE AND SUBJECT TO PENALTIES UNDER STATE LAW.

**VIRGINIA APPLICANTS:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES AND DENIAL OF INSURANCE BENEFITS.

**WASHINGTON:** IT IS A CRIME TO KNOWINGLY PROVIDE FALSE, INCOMPLETE, OR MISLEADING INFORMATION TO AN INSURANCE COMPANY FOR THE PURPOSE OF DEFRAUDING THE COMPANY. PENALTIES INCLUDE IMPRISONMENT, FINES, AND DENIAL OF INSURANCE BENEFITS."

**WEST VIRGINIA:** ANY PERSON WHO KNOWINGLY PRESENTS A FALSE OR FRAUDULENT CLAIM FOR PAYMENT OF A LOSS OR BENEFIT OR KNOWINGLY PRESENTS FALSE INFORMATION IN AN APPLICATION FOR INSURANCE IS GUILTY OF A CRIME AND MAY BE SUBJECT TO FINES AND CONFINEMENT IN PRISON.

**NEW YORK APPLICANTS:** ANY PERSON WHO KNOWINGLY AND WITH INTENT TO DEFRAUD ANY INSURANCE COMPANY OR OTHER PERSON FILES AN APPLICATION FOR INSURANCE CONTAINING ANY MATERIALLY FALSE INFORMATION OR CONCEALS FOR THE PURPOSE OF MISLEADING, INFORMATION CONCERNING ANY MATERIAL FACT THERETO COMMITS A FRAUDULENT INSURANCE ACT, WHICH IS A CRIME, AND SHALL BE ALSO SUBJECT TO A CIVIL PENALTY NOT TO EXCEED FIVE THOUSAND DOLLARS AND THE STATED VALUE OF THE CLAIM FOR EACH SUCH VIOLATION.

The Insured represents that the information furnished in this application is complete, true and correct. Any intentional misrepresentation, omission, concealment or incorrect statement of a material fact, in this application or otherwise, shall be grounds for the rescission of any bond issued in reliance upon such information.

**\*APPLIES TO GEORGIA, VIRGINIA APPLICANTS ONLY:** The Insured represents that the information furnished in this application is complete, true and correct. It is further agreed that if the above described declarations and statements are not true, accurate and complete, and are deemed material to the issuance of this Policy, any claim arising from any matter not truthfully, accurately or completely disclosed, or disclosed at all, shall be excluded from coverage

THE SIGNING OF THIS APPLICATION DOES NOT BIND THE COMPANY TO OFFER, NOR THE APPLICANT TO PURCHASE, THE INSURANCE. IT IS AGREED THAT THIS APPLICATION, INCLUDING ANY MATERIAL SUBMITTED THEREWITH, SHALL BE THE BASIS OF THE INSURANCE. THE COMPANY WILL HAVE RELIED UPON THIS APPLICATION, INCLUDING ANY MATERIAL SUBMITTED IN CONNECTION WITH THE APPLICATION PROCESS, IN ISSUING THE POLICY.

ELECTRONICALLY REPRODUCED SIGNATURES WILL BE TREATED AS ORIGINAL.

Application completed by: Sue Eckley - Risk Manager  
(Name and Title)

Signature: Sue Eckley

Date: 9/10/2013

PRODUCER NAME: (required in Florida and Iowa only) \_\_\_\_\_

PRODUCER LICENSE NO. (required in Florida only) \_\_\_\_\_

PRODUCER SIGNATURE: (required in New Hampshire only) \_\_\_\_\_

**Fax to Regional Office Bond Department:**

## COVERAGE/COST COMPARISON

**UNICO Group, Inc.**

Insured: Lancaster County – Boiler & Machinery

A/M: Nadine Rohan

Effective Date: September 30, 2013

Date Provided: \_\_\_\_\_

Coverage	Cincinnati Renewal	Cincinnati Expiring	Difference
Building(s)			
Content(s)			
Business Income			
Property Enhancement			
EDP/Computer			
Signs/Glass			
Inland Marine			
Type -			
Commercial General Liability			
EBL			
EPLI			
Professional/E&O			
Auto			
Garage			
Crime			
Fiduciary Liability			
<b>Subtotal</b>			
Boiler/Machinery - All Locations	7,448.00	6,252.00	+ 1,196.00
<b>SUBTOTAL</b>			
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$7,448.00</b>	<b>\$6,252.00</b>	<b>+ \$1,196.00</b>

**Comments:**

Premium increase due to addition of new Jail.

---



---



---



---



---



---

## COVERAGE/COST COMPARISON

**UNICO Group, Inc.**

Insured: Community Mental Health  
 Effective Date: September 30, 2013

A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	MMIC Renewal	MMIC Expiring	Difference
Building(s)			
Content(s)			
Business Income			
Property Enhancement			
EDP/Computer			
Signs/Glass			
Inland Marine			
Type -			
Commercial General Liability	3,381.00	2,535.00	+ 846.00
EBL	Included	Included	---
EPLI			
Professional/E&O	11,023.00	12,027.00	- 1,004.00
Auto			
Garage			
Crime			
Fiduciary Liability			
<b>Subtotal</b>	<b>\$14,404.00</b>	<b>\$14,562.00</b>	<b>- \$158.00</b>
Workers' Compensation			
Boiler/Machinery			
Umbrella - \$4 Million	8,724.00	9,250.00	- 526.00
<b>Subtotal</b>	<b>\$8,724.00</b>	<b>\$9,250.00</b>	<b>- \$526.00</b>
Pay Plan Charge			
<b>GRAND TOTAL</b>	<b>\$23,128.00</b>	<b>\$23,812.00</b>	<b>- \$684.00</b>

**Comments:**

<b>Premium Split</b>	<u>Community Mental Health (CMHC)</u>	<u>Crisis Center</u>
	\$15,143.00	\$7,985.00
Annual Premium:	Crisis Center only (Standalone basis)	\$16,215.00

## COVERAGE/COST COMPARISON

Insured: Lancaster County Public Building Commission  
 Effective Date: September 30, 2013

UNICO Group, Inc.  
 A/M: Nadine Rohan  
 Date Provided: \_\_\_\_\_

Coverage	Continental Western Renewal	Continental Western Expiring		Difference
Building(s)				
Content(s)				
Business Income				
Property Enhancement				
EDP/Computer				
Signs/Glass				
Other Property				
Inland Marine				
Type -				
Commercial General Liability	17,303.00	15,670.00		+ 1,633.00
EBL				
EPLI				
Professional/E&O				
Auto				
Garage				
Crime				
Fiduciary Liability				
<b>Package – Subtotal</b>				
Workers' Compensation				
Boiler/Machinery				
Umbrella	6,056.00	4,460.00		+ 1,596.00
<b>SUBTOTAL</b>				
Pay Plan Charge				
<b>GRAND TOTAL</b>	<b>\$23,359.00</b>	<b>\$20,130.00</b>		<b>+ \$3,229.00</b>

**Comments:**

---



---



---



---



---

# FLU SHOT CLINICS FOR COUNTY EMPLOYEES

There is only one shot and it does include the H1N1 series

**Tuesday, October 8, 2013**

County-City Building - Room 113

8:00 a.m. - 10:00 a.m.

**Wednesday, October 9, 2013**

**NEW** Lancaster County Jail

3801 West "O" Street

8:00 a.m. - 10:00 a.m.

**Thursday, October 10, 2013**

**NEW** Lancaster County Jail

3801 West "O" Street

7:00 - 9:00 a.m.

**\*County Employee Cost = None**

(Wellness Program Benefit)

To help expedite the process, please have your consent form filled out prior to your arrival.

Also, please dress appropriately (easy access to upper arm area) to facilitate receiving the flu immunization.

**\*The on-site clinics are for EMPLOYEES ONLY.**

**Employees who cannot make the on-site clinics may go to:  
Lincoln Physical Therapy Associates  
and Nebraska Occupational Health Clinic  
4451 North 27<sup>th</sup> Street, Suite 1000  
behind Carlos O'Kelly's restaurant**

**YOU MUST CALL THE CLINIC TO SCHEDULE A TIME.  
402-476-2600**

**Just a reminder**

**If you are pregnant or nursing, you must have a doctor's not authorizing  
the administration of the influenza vaccine.**





**Nebraska Occupational Health Center and  
Lincoln Physical Therapy Associates, P.C.**

4451 North 26<sup>th</sup> Street, Suite 1000, Lincoln, NE 68521, 402-476-2600

**INJECTABLE INACTIVATED INFLUENZA VACCINE 2013-2014  
CONSENT FORM**

Name: \_\_\_\_\_ Date: \_\_\_\_\_

Company: Lancaster County

Are you 19 years or older?  Yes  No

Allergies (other than hay fever) \_\_\_\_\_

Have you ever had an allergic reaction to eggs?  Yes  No

Have you ever had a serious allergic reaction to a  
previous dose of influenza vaccine?  Yes  No

Have you ever had an allergic reaction to any  
component of the vaccine including Thimerosal?  Yes  No

Do you have a history of Guillain-Barre Syndrome?  Yes  No

Are you running a fever of 101 degrees or greater?  Yes  No

\*\* For females only

Are you pregnant?  Yes  No

Are you a nursing mother?  Yes  No

**If you are pregnant or breast feeding, you must bring a doctors note authorizing the injection.**

I have read the Vaccine Information Statement and have had the opportunity to ask questions. I understand the benefits and risks of the flu vaccination as described. I request the vaccine be administered to me or to the person named above for whom I am authorized to sign for.

Signature: \_\_\_\_\_

**ADMINISTRATION:**

Manufacturer: Flulaval - GlaxoSmithKline Lot#: 94ZN4 Expiration Date: June 2014

Right Deltoid \_\_\_\_\_ Left Deltoid \_\_\_\_\_

Health Care Professional: \_\_\_\_\_ Date: \_\_\_\_\_

## VACCINE INFORMATION STATEMENT

# Influenza Vaccine

## What You Need to Know

(Flu Vaccine,  
Inactivated)

2013-2014

Many Vaccine Information Statements are available in Spanish and other languages. See [www.immunize.org/vis](http://www.immunize.org/vis)

Hojas de Información Sobre Vacunas están disponibles en Español y en muchos otros idiomas. Visite [www.immunize.org/vis](http://www.immunize.org/vis)

### 1 Why get vaccinated?

Influenza ("flu") is a contagious disease that spreads around the United States every winter, usually between October and May.

Flu is caused by the influenza virus, and can be spread by coughing, sneezing, and close contact.

Anyone can get flu, but the risk of getting flu is highest among children. Symptoms come on suddenly and may last several days. They can include:

- fever/chills
- sore throat
- muscle aches
- fatigue
- cough
- headache
- runny or stuffy nose

Flu can make some people much sicker than others. These people include young children, people 65 and older, pregnant women, and people with certain health conditions—such as heart, lung or kidney disease, or a weakened immune system. Flu vaccine is especially important for these people, and anyone in close contact with them.

Flu can also lead to pneumonia, and make existing medical conditions worse. It can cause diarrhea and seizures in children.

Each year **thousands of people in the United States die from flu**, and many more are hospitalized.

**Flu vaccine** is the best protection we have from flu and its complications. Flu vaccine also helps prevent spreading flu from person to person.

### 2 Inactivated flu vaccine

There are two types of influenza vaccine:

You are getting an **inactivated** flu vaccine, which does not contain any live influenza virus. It is given by injection with a needle, and often called the "flu shot."

A different, **live, attenuated** (weakened) influenza vaccine is sprayed into the nostrils. *This vaccine is described in a separate Vaccine Information Statement.*

Flu vaccine is recommended every year. Children 6 months through 8 years of age should get two doses the first year they get vaccinated.

Flu viruses are always changing. Each year's flu vaccine is made to protect from viruses that are most likely to cause disease that year. While flu vaccine cannot prevent all cases of flu, it is our best defense against the disease. Inactivated flu vaccine protects against 3 or 4 different influenza viruses.

It takes about 2 weeks for protection to develop after the vaccination, and protection lasts several months to a year.

Some illnesses that are not caused by influenza virus are often mistaken for flu. Flu vaccine will not prevent these illnesses. It can only prevent influenza.

A "high-dose" flu vaccine is available for people 65 years of age and older. The person giving you the vaccine can tell you more about it.

Some inactivated flu vaccine contains a very small amount of a mercury-based preservative called thimerosal. Studies have shown that thimerosal in vaccines is not harmful, but flu vaccines that do not contain a preservative are available.

### 3 Some people should not get this vaccine

Tell the person who gives you the vaccine:

- **If you have any severe (life-threatening) allergies.** If you ever had a life-threatening allergic reaction after a dose of flu vaccine, or have a severe allergy to any part of this vaccine, you may be advised not to get a dose. Most, but not all, types of flu vaccine contain a small amount of egg.
- **If you ever had Guillain-Barré Syndrome** (a severe paralyzing illness, also called GBS). Some people with a history of GBS should not get this vaccine. This should be discussed with your doctor.
- **If you are not feeling well.** They might suggest waiting until you feel better. But you should come back.



U.S. Department of  
Health and Human Services  
Centers for Disease  
Control and Prevention

## 4 Risks of a vaccine reaction

With a vaccine, like any medicine, there is a chance of side effects. These are usually mild and go away on their own.

Serious side effects are also possible, but are very rare. Inactivated flu vaccine does not contain live flu virus, so **getting flu from this vaccine is not possible.**

Brief fainting spells and related symptoms (such as jerking movements) can happen after any medical procedure, including vaccination. **Sitting or lying down for about 15 minutes after a vaccination can help prevent fainting and injuries caused by falls.** Tell your doctor if you feel dizzy or light-headed, or have vision changes or ringing in the ears.

**Mild problems following inactivated flu vaccine:**

- soreness, redness, or swelling where the shot was given
- hoarseness; sore, red or itchy eyes; cough
- fever
- aches
- headache
- itching
- fatigue

If these problems occur, they usually begin soon after the shot and last 1 or 2 days.

**Moderate problems following inactivated flu vaccine:**

- Young children who get inactivated flu vaccine and pneumococcal vaccine (PCV13) at the same time may be at increased risk for seizures caused by fever. Ask your doctor for more information. Tell your doctor if a child who is getting flu vaccine has ever had a seizure.

**Severe problems following inactivated flu vaccine:**

- A **severe allergic reaction** could occur after any vaccine (estimated less than 1 in a million doses).
- There is a small possibility that inactivated flu vaccine could be associated with Guillain-Barré Syndrome (GBS), no more than 1 or 2 cases per million people vaccinated. This is much lower than the risk of severe complications from flu, which can be prevented by flu vaccine.

The safety of vaccines is always being monitored. For more information, visit: [www.cdc.gov/vaccinesafety/](http://www.cdc.gov/vaccinesafety/)

## 5 What if there is a serious reaction?

**What should I look for?**

- Look for anything that concerns you, such as signs of a severe allergic reaction, very high fever, or behavior changes.

Signs of a severe allergic reaction can include hives, swelling of the face and throat, difficulty breathing, a fast heartbeat, dizziness, and weakness. These would start a few minutes to a few hours after the vaccination.

**What should I do?**

- If you think it is a severe allergic reaction or other emergency that can't wait, call 9-1-1 or get the person to the nearest hospital. Otherwise, call your doctor.
- Afterward, the reaction should be reported to the Vaccine Adverse Event Reporting System (VAERS). Your doctor might file this report, or you can do it yourself through the VAERS web site at [www.vaers.hhs.gov](http://www.vaers.hhs.gov), or by calling 1-800-822-7967.

*VAERS is only for reporting reactions. They do not give medical advice.*

## 6 The National Vaccine Injury Compensation Program

The National Vaccine Injury Compensation Program (VICP) is a federal program that was created to compensate people who may have been injured by certain vaccines.

Persons who believe they may have been injured by a vaccine can learn about the program and about filing a claim by calling 1-800-338-2382 or visiting the VICP website at [www.hrsa.gov/vaccinecompensation](http://www.hrsa.gov/vaccinecompensation).

## 7 How can I learn more?

- Ask your doctor.
- Call your local or state health department.
- Contact the Centers for Disease Control and Prevention (CDC):
  - Call 1-800-232-4636 (1-800-CDC-INFO) or
  - Visit CDC's website at [www.cdc.gov/flu](http://www.cdc.gov/flu)

Vaccine Information Statement (Interim)  
Inactivated Influenza Vaccine

07/26/2013

42 U.S.C. § 300aa-26

Office Use Only



## 2013 LANCASTER COUNTY LEGISLATIVE PRIORITIES

### 1. Oppose Elimination of Inheritance Tax

Elimination of the inheritance tax would have a devastating effect on Lancaster County. In FY 2010-11 Lancaster County collected \$6,685,528 of inheritance tax, the equivalent of a 3.5¢ property tax levy and almost 14% of the entire property tax levy for that budget year. In FY 2011-12 the County collected \$8,185,277 of inheritance tax, the equivalent of a 4.3¢ levy and 17% of the entire levy.

### 2. Support Expansion of Medicaid under the Affordable Care Act

Lancaster County expends over \$2 million a year for General Assistance medical services. If Medicaid is expanded under the Affordable Care Act, virtually all of these medical services would be covered by Medicaid.

### 3. Eliminate Responsibility of Counties to Pay HHS rent

When the State assumed responsibility for welfare, a legislative provision was added requiring counties to maintain facilities for the Department of Health and Human Services (HHS) as they existed on April 1, 1983. See Neb. Rev. Stat. §68-130. Although some relief from this antiquated statute was provided in 2011 Neb. Laws LB 234 (allowing payment reductions for HHS space eliminated since 1983 and determining whether additional space can be eliminated), the use of local property tax to pay for HHS facilities should be eliminated in its entirety. This is especially true in light of the State's total elimination of state aid to counties.

### 4. Modify Right to Court Appointed Attorney in Juvenile Court

The increasing cost of court appointed attorneys is a major concern to the Lancaster County Board. This cost can be lowered by reducing the number of appointments through a statutory change clarifying that non-custodial parents, parents against whom there are no allegations filed, or even custodians of children who have no legal relationship to the children do not have the right to a court appointed attorney.

### 5. Definition and Oversight for Staff Secure Juvenile Detention Facilities

Lancaster County has successfully operated a staff secure facility for preadjudicated juvenile detention since February of 2002. Staff secure detention provides an ideal solution for low-risk law violators and status offenders. Although the Nebraska Juvenile Code specifically refers to staff secure facilities as an authorized type of non-secure detention, there are no statutory provisions defining these facilities or how they should be regulated. Given the function of staff secure detention, the County believes general oversight should be placed with the Jail Standards Division of the Nebraska Commission on Law Enforcement.

## LANCASTER COUNTY LEGISLATIVE PROPOSALS 2014 SESSION

### INTRODUCTION

Three important legislative issues emerged during the 2013 session of the Unicameral which could have a major impact on county government: (1) comprehensive reform of the juvenile justice system under 2013 Neb. Laws LB 561; (2) expansion of Medicaid (LB 577) under the Affordable Care Act (ACA); and (3) formation of the Tax Modernization Committee. All three of these issues will carry forward to the 2014 legislative session.

LB 561 will make many positive changes to the juvenile justice system. Of particular interest to Lancaster County, two County legislative priorities were incorporated into the Bill: LB 86, introduced by Senator Amanda McGill, places juvenile staff secure facilities under the general oversight of the Jail Standards Board; and LB 342, introduced by Senator Colby Coash, clarifies that a custodian, guardian, or step-parent of a child does not have a right to court-appointed counsel in a juvenile court proceeding, unless such person is named in a petition alleging abuse, neglect, or termination of parental rights. Another positive change under LB 561 is the emphasis on community-based treatment instead of incarceration. Lancaster County strongly believes that providing services in the community is not only less expensive than incarceration and out-of-home placements, but also more effective.

However, Lancaster County also has serious concerns about LB 561. One of the main features of this Bill is that the Nebraska Juvenile Probation Office will assume the lead role for community supervision, evaluations, treatment, and re-entry from the Youth Rehabilitation and Treatment Centers (YRTC). This change will require the Juvenile Probation Office in Lancaster County to hire 43 new juvenile probation officers. By statute, the County is obligated to provide them with office space and equipment. Also, if the State fails to adequately fund Juvenile Probation's obligation to provide for the care, custody, education, or maintenance of a child, counties are statutorily obligated to annually appropriate a fund to pay for these services until suitable funding can be found. See Neb. Rev. Stat. §§43-284, 286, and 290.

Lancaster County will carefully monitor the implementation of LB 561, and work closely with the State and NACO in the upcoming legislative session to make any necessary changes to guarantee the success of juvenile justice reform.

The expansion of Medicaid under the ACA is another issue of great interest to Lancaster County. The County spends approximately \$2.8 million each year on medical assistance for general assistance clients. Expanding Medicaid will cover virtually all of the County's medical expenses for general assistance clients, thereby saving \$2.8 million annually for the property tax payers in Lancaster County. LB 577 will again have the County's full support.

The third significant legislative issue is the creation of the Tax Modernization Committee under LR 155. Sound tax policy calls for a balanced revenue system with diversified revenue sources, such as property tax, sales tax, and inheritance tax. In the past this has been accomplished for counties through programs such as state aid to counties and state prisoner reimbursement. But during the last several years the Legislature has eliminated these programs. Lancaster County alone lost \$3 million per year. The imbalance can become even worse if the inheritance tax is eliminated, as proposed by Governor Heineman. Last fiscal year the County collected \$8.6 million of inheritance tax, which is equivalent to a 4.3¢ property tax levy and more than 15% of the entire property tax levy. As a result, the tax system for county government is out of balance, and tremendous pressure is being placed on the local property tax. The Tax Modernization Committee provides an excellent opportunity to address this problem.

Another Lancaster County priority addressed during the 2013 legislative session was the elimination of the County's obligation to provide office and service facilities for the Nebraska Department of Health and Human Services, as such facilities existed on April 1, 1984. See Neb. Rev. Stat. §68-130. Senator Kate Bolz introduced LB 632 for the purpose of eliminating the obligation of counties to provide these facilities at no cost to the State. Although LB 632 did not advance out of committee, it will carry over for consideration during the next session. Lancaster County believes it is time to repeal this outdated form of county aid to the State.

## **NEW PROPOSALS**

### **1. Limit Workers' Compensation Awards to Retirement Age**

Rising workers' compensation costs are a concern to the County. Awards for permanent disability are expensive and can extend an indefinite period into the future. Limiting disability awards to the age of retirement would still benefit the injured worker by helping replace lost wages during wage-earning years. At retirement other revenue sources, such as social security and pensions, then become available to support the injured worker. The benefit to the County would be lower costs and a greater ability to manage workers' compensation cases.

### **2. Clarify Management Right to Select Benefit Providers without Negotiating**

Recent court decisions have held that government employers cannot change providers for a benefit plan (health insurance, dental insurance, pensions, health retirement savings plans, etc.) without first negotiating with unions. See Scottsbluff Police Officers Association, Inc., F.O.P. Lodge 38 v. City of Scottsbluff, Nebraska, 282 Neb. Reports 676 (2011). The County believes this requirement infringes on a traditional management right to make such business decisions. Recently, Lancaster County changed providers for its post employment health plan after issuing an RFP and carefully analyzing the proposals with the help of a specialist. Although the data clearly indicated

the County selected the best provider, one of the unions decided to remain with the old provider. The County is now forced to maintain two plans, which creates inefficiencies, additional costs, and weakens the County's bargaining authority with existing and potential providers. The law should be clarified that government employers do not need union approval to change providers for benefit plans.

**3. Increase County Treasurer's Sales Tax Collection Fee Charged to the State**

Pursuant to Neb. Rev. Stat. §§77-2703(1)(i) and 77-2703(2)(d)(Reissue 2009), counties are entitled to retain a sales tax collection fee of 2.5% on the first \$3,000 of sales tax remitted each month to the State. This fee is collected separately for (a) motor vehicles, semitrailers and trailers registered with the County, and (b) motorboats registered with the County. Based on this formula, last year Lancaster County collected a fee of \$1,800. During the same year the County remitted \$30.6 million of sales tax to the State.

In contrast, the amount of time and resources devoted by the Lancaster County Treasurer's Office to collection of the State sales tax is staggering. The twenty-eight (28) clerks in the Treasurer's motor vehicle division spend more than 10% of their work day processing sales tax returns, while the four (4) supervisors spend nearly 10% of their time working on sales tax issues. This amounts to an annual expenditure by the County of \$116,473. Under these circumstances, a higher sales tax collection fee is clearly justified. (For a list of other uncompensated services provided to the State see Attachment A).

**4. Extend Deadline for Issuing Greenbelt Valuation Notice**

When a property owner simultaneously has a pending board of equalization valuation protest and an application for special Greenbelt valuation, it is possible that a landowner will receive conflicting valuation notices. This problem can be solved by amending Neb. Rev. Stat. §77-1345.01(2) to extend the final date for the board of equalization to send a notice of special valuation from July 22nd to August 15<sup>th</sup>.

**5. Provide Flexibility with Regard to Treasurer's Obligation to Invest County Funds on a Pro Rata Basis with Banks, Capital Stock Institutions, and Qualifying Mutual Financial Institutions**

Neb. Rev. Stat. §77-2314 imposes a duty on county treasurers to invest county funds on a pro rata basis with a list of banks, capital stock institutions, and qualifying mutual financial institutions, as that list is determined by the county board as of December 31. However, some of the financial entities on the list are refusing to accept county funds over the FDIC guaranteed amount because of narrow interest rate spreads and the added cost of collateral requirements. This makes it very difficult if not impossible for some treasurers to meet the pro rata requirements of §77-2314. This statute should be amended to provide treasurers with more flexibility with regard to the investment of county funds. Additionally, the treasurer should be given discretion to work with their county board to add financial entities to invest with which are not on the annual list because they are new or have a name change.

**6. Update Civil Service Statutes to Anticipate Population Increase of Lancaster County**

The County Civil Service Act has specific provisions which apply only to counties with a population of 150,000 to 300,000. See Neb. Rev. Stat. §§23-2517 through 2533 (Reissue 2012). Within the next few years Lancaster County's population will exceed 300,000, which could potentially make Lancaster County subject to the set of provisions under the County Civil Service Act which govern Douglas County. There are substantial differences between these two sets of statutory provisions. For example, Lancaster County sponsored legislation in 2006, which was enacted under 2006 Neb. Laws LB 808, to help facilitate the transfer of employees from the State or other political subdivisions to the County. LB 808 does not apply to counties over 300,000. Legislation is needed to clarify how the County Civil Service Act will apply to Lancaster County after it reaches a population of 300,000. The Act should also be amended to clarify how it is determined when a population threshold is reached, e.g., the most recent United States census.

**7. Clarify How Funds Raised under Neb. Rev. Stat. §33-109 Can be Used to Modernize Technology Related to the Preservation and Maintenance of Register of Deeds Records**

2012 Neb. Laws LB 14 created a special fund to be used exclusively for the purposes of preserving and maintaining public records in the office of the register of deeds and for modernization and technology needs relating to those records. The additional fees used to create the fund will sunset January 1, 2018. Different counties have different modernization and technology needs relating to register of deeds records. §33-109 should be clarified to allow each county to benefit fully from the fund.

**PROPOSALS FROM 2013**

**1. Eliminate Jail Time on Appropriate Low-Level Misdemeanors**

The Legislature should conduct a study on misdemeanor penalties to determine whether jail time is necessary to protect the public safety on low-level criminal offenses. The study should include both state law and city ordinances. The reduction in the County jail population could result in a significant savings.

**2. Examine Allowing Pretrial Diversion for Driving While Intoxicated (DWI)**

Neb. Rev. Stat. §29-3604 provides that no person charged with driving while intoxicated shall be eligible for pretrial diversion. However, Sarpy County has been allowed to continue its grandfathered DWI diversion program in spite of this blanket prohibition. The Legislature should conduct a study to examine the effectiveness of the Sarpy program and determine the feasibility of allowing other counties to offer DWI diversion. The recidivism rate of first-time DWI offenders is low. It is possible a well-run program could enhance public safety and result in a substantial savings to counties.