

**STAFF MEETING MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
COUNTY-CITY BUILDING  
ROOM 113  
THURSDAY, NOVEMBER 9, 2006  
8:30 A.M.**

Commissioners Present: Deb Schorr, Chair  
Bob Workman, Vice Chair  
Larry Hudkins  
Bernie Heier

Commissioners Absent: Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative Officer  
Kristy Mundt, Deputy County Attorney  
Trish Owen, Chief Deputy County Clerk  
Ann Taylor, County Clerk's Office

The Chair opened the meeting at 8:32 a.m.

**AGENDA ITEM**

**1 APPROVAL OF STAFF MEETING MINUTES OF THURSDAY,  
OCTOBER 26, 2006**

**MOTION:** Hudkins moved and Heier seconded approval of the Staff Meeting minutes dated October 26, 2006. Hudkins, Workman, Heier and Schorr voted aye. Motion carried.

**2 ADDITIONS TO THE AGENDA**

A. Meeting with Village Representatives

**MOTION:** Heier moved and Hudkins seconded approval of the addition to the agenda. Workman, Hudkins, Heier and Schorr voted aye. Motion carried.

**3 GENERAL ASSISTANCE GUIDELINE REVISIONS - Gary Chalupa,  
Veterans Service Officer/General Assistance Director**

Gary Chalupa, Veterans Service Officer/General Assistance Director, gave an overview of proposed revisions to the Lancaster County General Assistance Guidelines (see agenda packet). He also distributed copies of Appendix B (Exhibit A).

Chalupa was asked to: 1) Ask the County Attorney's Office if the County can deny General Assistance to felons; 2) Combine the second and third paragraphs in Section 2:502 (Periodic or Lump Sum Payments); and 3) Tighten the provisions under Dental Services.

## **ADMINISTRATIVE OFFICER REPORT**

### **A. County Pharmacy Update**

General discussion took place regarding a proposal to construct a county pharmacy in Trabert Hall. The pharmacy would initially serve General Assistance clients and could be expanded to serve other departments.

#### **4 DRUG COURT PERSONNEL** - Kim Etherton, Community Corrections Director; Jerod Gavin, Drug Court Coordinator; Tom Fox, Deputy County Attorney

Kim Etherton, Community Corrections Director, noted that the County was awarded \$172,039 from the State for the Adult Drug Court and said there were rule changes that made it more difficult to operate the Drug Court. She said the Supreme Court Administrator's Office administers those funds and recommended that the County enter into an interlocal agreement with that office and move the Drug Court personnel to the County (Exhibit B). That will end State Probation's involvement with Lancaster County's Adult Drug Court. Etherton said the difference in personnel costs will come out of Community Corrections' budget.

The Chair exited the meeting at 9:15 a.m. and the Vice Chair assumed direction of the meeting.

Tom Fox, Deputy County Attorney, said the State will have to agree to the transfer of employment. **NOTE:** State Statutes address transfer, or payout, of benefits.

**MOTION:** Hudkins moved and Heier seconded to place a resolution requesting the transfer of the employment of Adult Drug Court personnel from the State of Nebraska to Lancaster County, on behalf of Community Corrections, on the Tuesday, November 14, 2006 Board of Commissioners Meeting agenda. Hudkins, Heier and Workman. Schorr was absent from voting. Motion carried.

**5 COUNTY SPECIAL PERMIT NO. 06057, TEMPORARY MOBILE HOME AT SOUTH 68<sup>TH</sup> STREET AND PRINCETON ROAD - Mike DeKalb, Planner**

Mike DeKalb, Planner, gave an overview of County Special Permit No. 06057, a request from Tod Stertz for a special permit to place and live in a mobile home while building a permanent residence (Exhibit C). There is a recommendation of conditional approval from Planning staff and the Planning Commission.

**ACTION ITEMS**

A. Payroll Insert for November 16, 2006 (Safety Flyer)

**MOTION:** Heier moved and Hudkins seconded approval. Workman, Hudkins, Heier and Schorr voted aye. Motion carried.

B. Microcomputer Request C#2006-401, \$621.60 for Fifty (50) Flash Cards from Election Commission Budget

**MOTION:** Hudkins moved and Heier seconded approval. Heier, Workman, Hudkins and Schorr voted aye. Motion carried.

**DISCUSSION OF BOARD MEMBER MEETINGS**

A. Lincoln Independent Business Association (LIBA) Monthly Meeting - Hudkins

Hudkins said the proposed Post Employment Health Plan (PEHP) for elected officials and siting of a new jail were discussed.

F. Lincoln-Lancaster County Ecological Advisory Committee (EAC) - Heier

Heier said new standards for floodplains and levies were discussed.

**6 A) FIRST CALL NETWORK PROPOSAL; AND B) COMMUNICATIONS EQUIPMENT FOR COMMAND POST - Doug Ahlberg, Emergency Management Director**

**A) First Call Network Proposal**

Doug Ahlberg, Emergency Management Director, reported on a proposal from Firstcall Network, Inc. for an emergency telephone network that could be utilized in a catastrophic event (see agenda packet). He said he would like to pursue it further, noting that the annual cost is comparable to the cost of one outside warning siren. A free thirty day trial is also offered.

There was general consensus to proceed with a free thirty day trial of the system.

Ahlberg said he is also talking to Lincoln Electric System (LES) to see if the County could tie in with their program, for a nominal fee.

Gwen Thorpe, Deputy Chief Administrative Officer, asked Ahlberg whether he has any grant funds available to pay for a system.

Ahlberg said Homeland Security funds for 2006 are dedicated, but he may be able to apply for the reallocation of 2004 funds.

## **B) Communications Equipment for Command Post**

Ahlberg said the cost to equip the Mobile Command Post with communications equipment that will encompass Lancaster County and the abutting counties is \$49,190. He said he has set aside \$25,000 in Emergency Management Program Grant (EMPG) funds and \$3,000 in Homeland Security funds and would like to begin equip the vehicle, prioritizing radios and systems that affect Lancaster County. Ahlberg said he will reapply for the reallocation of 2004 Homeland Security funds and if successful, will use those funds to purchase the remaining equipment.

There was no objection to the request.

## **DISCUSSION OF BOARD MEMBER MEETINGS**

### **B. Chamber City Council/County Board Coffee - Hudkins, Workman**

Workman said there was a report on Lincoln Electric Systems' (LES') operations.

Hudkins said the Denton Road project and plans for a new jail were also discussed.

### **7 CREDIT CAR SERVICES AND POLICY - Tim Genuchi, Accounting Operations Manager for the County Clerk's Office**

Thorpe proposed that the County get new corporate cards through Wells Fargo (Exhibit D). She said the cost will be \$10, per year, per card. There will also a one-time fee of \$250 to customize the card.

Tim Genuchi, Accounting Operations Manager for the County Clerk's Office, said the program provides the ability to view bills online, which should help departments eliminate late fees.

Thorpe noted that the County Sheriff has submitted a credit line request (see agenda packet).

**MOTION:** Hudkins moved and Heier seconded approval of the plan to move to corporate cards. Heier, Workman and Hudkins voted aye. Schorr was absent from voting. Motion carried.

**NOTE:** The Credit Card Policy is still being drafted.

### **ADMINISTRATIVE OFFICER REPORT**

B. Voter Registration Form for Nebraska Association of County Officials (NACO) Convention

**MOTION:** Hudkins moved and Heier seconded to identify Commissioner Workman as the alternate on Lancaster County's voter registration form for the Nebraska Association of County Officials (NACO) Annual Conference. Heier, Workman and Hudkins voted aye. Schorr was absent from voting. Motion carried.

C. Proposed Date for Joint Lincoln Public Schools (LPS)/City Council/County Board Meeting (December 12, 2006)

There was no objection to the proposed date.

D. Mid-Year Budget Retreat Date (February 1, 2007)

Informational only.

E. Director Evaluation Schedule

Kerry Eagan, Chief Administrative Officer, presented the tentative schedule (Exhibit E).

There was general consensus to start earlier on November 16<sup>th</sup> and to cancel the director evaluations scheduled on December 7<sup>th</sup>, due to a scheduling conflict.

- F. Tri-County Meeting Date (Wednesday, November 29, 2006 at 9:00 a.m.) (Exhibit F)

Informational only.

- G. Request from Doug Pillard, County Engineering, to Re-establish Old Address for Jack Nagel

No action was taken. Nagel's address will remain 19584 North 40<sup>th</sup> Street.

- H. Correspondence from the Lincoln Independent Business Association (LIBA) Regarding Post Employment Health Plan (PEHP) for Elected Officials

The Board directed Thorpe to send a letter of response to LIBA indicating that the Public Defender and County Attorney brought the idea to the Board and that the Board is still in the process of gathering information on this issue.

- I. Flu Shots for On-Call Employees

Eagan said Sue Eckley, County Risk Manager, was contacted by Corrections regarding whether flu shots would be provided to on-call employees. Eckley indicated that they would not, as the County has not paid for them in the past.

**8 RECOMMENDATIONS FROM THE PENSION REVIEW COMMITTEE REGARDING CONSULTANTS** - Kerry Eagan, Doug Cyr, Trish Owen, George Lahners, Greg Meyer and Don Young, Pension Review Committee (PRC)

Eagan presented the following recommendations from the Pension Review Committee (PRC) regarding consulting services and investment array (Exhibit G):

1. The Lancaster County Board should issue a request for proposals seeking the services of an independent consultant to perform a thorough review of Lancaster County's 401(a) retirement plan and 457(b) deferred compensation program administered by Nationwide Retirement Solutions (NRS). The scope of the review should include the fees charged by NRS, the structure of the investment array and quality of the investment choices, including the fixed account, and assistance with performing the annual review of investment performance;
2. At this time an additional large cap growth fund should not be added to the investment array; and
3. NRS should be contacted to discuss whether a real estate investment trust (REIT), emerging market fund or other asset class should be added to the investment array.

Doug Cyr, Pension Review Committee, recommended tying the first and third recommendations together.

The Chair returned to the meeting at 10:26 a.m.

**MOTION:** Heier moved and Hudkins seconded to follow the recommendations submitted by the Pension Review Committee, merging Recommendation Number 3 into Recommendation Number 1. Hudkins, Heier, Schorr and Workman voted aye. Motion carried.

**MOTION:** Workman moved and Hudkins seconded to purchase fifteen (15) copies of the book Unconventional Success by David Swenson out of the Revenue Sharing Funds for members of the Pension Review Committee and two (2) copies for the County Board. Workman, Hudkins, Heier and Schorr voted aye. Motion carried.

**9 PENDING LITIGATION** - Doug Cyr, Chief Administrative Deputy County Attorney; Kristy Mundt, Deputy County Attorney; Doug Pillard and Jim Shotkoski, County Engineering

**MOTION:** Heier moved and Hudkins seconded to enter Executive Session at 10:31 a.m. for discussion of pending litigation. Workman, Heier, Hudkins and Schorr voted aye. Motion carried.

**MOTION:** Heier moved and Workman seconded to exit Executive Session at 11:17 a.m. Heier, Workman and Schorr voted aye. Hudkins was absent from voting. Motion carried.

**10 YOUTH SERVICES INTERLOCAL AGREEMENTS WITH THE CITY OF LINCOLN AND COUNTIES** - Michelle Schindler, Youth Services Center Director; Melissa Hood, Youth Services Center; Kristy Mundt, Deputy County Attorney

Michelle Schindler, Youth Services Center Director, gave an overview of proposed changes to the interlocal agreement with the City of Lincoln (Exhibit H). The major changes are paying for incidental medical costs up to \$2,500, per detainee, and billing for youth in Juvenile Court on City charges. The proposed per diem rate is \$222.04.

Hudkins returned to the meeting at 11:20.

Schindler said the per diem rate that is proposed for contract counties is \$244.50 (same rate as the State's). The contract will also contain the \$2,500 medical claim clause.

**11 UPDATE ON MOTORSPORTS TASK FORCE** - Darl Naumann,  
Administrative Assistant to the Mayor/Economic Development

Darl Naumann, Administrative Assistant to the Mayor/Economic Development, said the Motorsports Task Force disbanded after there were indications that a proposed motocross track would be located near the Abbott Sports Complex. He said most of the members had a connection to that issue and it was difficult to get a quorum after that.

In response to a question from Heier, Naumann said there were no votes and no recommendations were made.

Heier asked whether the task force identified potential areas that could accommodate track.

Naumann indicated that they did not.

In response to a question from Hudkins, Naumann said no one was opposed to a motocross track or motorsports. He noted that Jeff Maul, Lincoln Convention and Visitors Bureau (CVB) Executive Director, made a presentation to the task force and indicated that motorsports are the number one event in the country, in terms of generating tax revenue and attractions.

Hudkins asked whether current noise regulations are reasonable.

Naumann said probably not.

Board members expressed interest in reconvening the task force to look at drag strip issues.

Naumann said the Board may need to recruit new members. He noted that Marvin Krout, Planning Director, has stressed the importance of community consensus.

Board consensus was to schedule additional discussion with Naumann; Krout and Maul.

Heier exited the meeting at 11:43 a.m.

**12 LANCASTER MANOR DENTAL SERVICES** - Kristy Mundt, Deputy  
County Attorney; Vince Mejer, Purchasing Agent; Bob Walla, Assistant  
Purchasing Agent; Larry Van Hunnik, Lancaster Manor Administrator

Discussion took place regarding Lancaster Manor's dental services contract and a related Request for Proposals (RFP). It was indicated that it would be best to terminate the existing contract with Dr. Brian Burgess by giving ninety (90) days notice or by mutual consent.

**MOTION:** Workman moved and Hudkins seconded to direct Kerry Eagan, Chief Administrative Officer, to work with the County Attorney's Office on language for a cover letter to accompany the mutual termination agreement, if necessary.

Eagan said a telephone call might be preferable to a letter.

Vince Mejer, Purchasing Agent, agreed to try to contact Dr. Burgess by phone.

Kristy Mundt, Deputy County Attorney, advised the Board to move forward with ninety (90) days notice of termination, in the event the Dr. Burgess doesn't agree to sign the mutual termination agreement.

The maker of the motion and the seconder amended their motion to authorize the County Attorney's Office to proceed with a notice of termination if Dr. Burgess doesn't sign the mutual termination agreement.

**ROLL CALL:** Hudkins, Workman and Schorr voted aye. Heier was absent from voting. Motion carried.

### **13 ACTION ITEMS**

- A. Payroll Insert for November 16, 2006 (Safety Flyer)
- B. Microcomputer Request C#2006-401, \$621.60 for Fifty (50) Flash Cards from Election Commission Budget

Items A and B were moved forward on the agenda.

- C. Set Public Hearing Date for County Special Permit No. 06051 (Drag Strip at Highway 77 and Branched Oak Road)

**MOTION:** Hudkins moved and Schorr seconded to notify the Planning Department, and the applicant's attorney, that the County Board of Commissioners will postpone holding a public hearing on County Special Permit No. 06051 from the tentative date of December 12, 2006 until sometime after the first of the year. Hudkins and Schorr voted aye. Workman voted no. Motion carried.

## **14 ADMINISTRATIVE OFFICER REPORT**

- A. County Pharmacy Update
- B. Voter Registration Form for Nebraska Association of County Officials (NACO) Convention
- C. Proposed Date for Joint Lincoln Public Schools (LPS)/City Council/County Board Meeting (December 12, 2006)
- D. Mid-Year Budget Retreat Date (February 1, 2007)
- E. Director Evaluation Schedule
- F. Tri-County Meeting Date (Wednesday, November 29, 2006 at 9:00 a.m.)
- G. Request from Doug Pillard, County Engineering, to Re-establish Old Address for Jack Nagel
- H. Correspondence from the Lincoln Independent Business Association (LIBA) Regarding Post Employment Health Plan (PEHP) for Elected Officials
- I. Flu Shots for On-Call Employees

Items A, B, C, D, E, F, G, H and I were moved forward on the agenda.

- J. District Energy Corporation Board Appointment (Heier)

Board consensus was to schedule the item on a Tuesday, County Board of Commissioners Meeting agenda.

- K. Lincoln-Lancaster County Ecological Advisory Committee (EAC) Reporting Procedures

Item was held.

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

- A. Lincoln Independent Business Association (LIBA) Monthly Meeting - Hudkins
- B. Chamber City Council/County Board Coffee - Hudkins, Workman

Items A and B were moved forward on the agenda.

- C. Arena Task Force - Schorr, Hudkins

Schorr said she will provide Board members with copies of the final report.

D. Parks and Recreation Advisory Board Fall Retreat - Stevens

No report.

E. Nebraska Innovation Zone Commission (NIZC) - Workman

Workman said discussion focused on legislative issues.

F. Lincoln-Lancaster County Ecological Advisory Committee (EAC) - Heier

Item moved forward on the agenda.

G. Lincoln Partnership for Economic Development (LPED) Investors - Schorr

No report.

H. Keno Monitoring Committee - Schorr, Workman

Workman said it will be up to the City whether to request a different split of proceeds.

**ADDITIONS TO THE AGENDA**

A. Meeting with Village Representatives

Board consensus was to scheduled the meeting at 11:30 a.m. on Tuesday, November 28, 2006.

**16 EMERGENCY ITEMS AND OTHER BUSINESS**

Cori Beattie, County Board Administrative Secretary, introduced County Government Day participants.

**17 ADJOURNMENT**

The Chair adjourned the meeting at 12:10 p.m.

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Bruce Medcalf  
Lancaster County Clerk