

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING, ROOM 113
THURSDAY, NOVEMBER 15, 2012
8:30 A.M.**

Commissioners Present: Deb Schorr, Chair
Larry Hudkins, Vice Chair
Brent Smoyer

Commissioners Absent: Bernie Heier
Jane Raybould

Others Present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dennis Meyer, Budget and Fiscal Officer
Dan Nolte, County Clerk
Cori Beattie, Deputy County Clerk
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 November 14, 2012.

The Chair noted the location of the Open Meetings Act and opened the meeting at 8:30 a.m.

AGENDA ITEM

1 APPROVAL OF THE STAFF MEETING MINUTES OF THURSDAY, NOVEMBER 8, 2012

MOTION: Hudkins moved and Smoyer seconded approval of the minutes of the November 8, 2012 Staff Meeting. Smoyer, Hudkins and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

2 ADDITIONS TO THE AGENDA

- A. Confirmation of Long-Term Disability Rate (Exhibit A)
- B. Report on Community Mental Health Center (CMHC) Invitation to Negotiate (ITN) Consumer Meeting

MOTION: Hudkins moved and Smoyer seconded approval of the additions to the agenda. Hudkins, Smoyer and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

3 INHERITANCE TAX PRESS RELEASE - Gordon Kissel and Joe Kohout, Kissel/E&S Associates (Legislative Consultants)

Schorr asked Gordon Kissel and Joe Kohout, Kissel/E&S Associates, whether they felt there would be value to issuing a press release or having a press conference on the inheritance tax issue early in the Legislative session. Kissel felt there would be and suggested the Board begin to pull together a coalition to get the message out on the importance of the inheritance tax revenue to counties as the Governor has indicated he intends to reintroduce legislation to eliminate the tax in the 2013 Session.

Smoyer felt Lancaster County should distance itself from Douglas County on this issue, explaining he disagrees with the Douglas County Board's decision to pledge \$5,000,000 (\$500,000 a year for 10 years) from inheritance tax revenue to help finance a \$323,000,000 cancer center for the University of Nebraska Medical Center (UNMC), which may have strengthened the Governor's position on the issue. Hudkins said there has been value over the years in having the three largest counties unified on issues. Kohout said UNMC has tremendous support in the Omaha community and there is some support within the Douglas County delegation for Douglas County using inheritance tax revenue to support it.

Board consensus was to ask Larry Dix, Nebraska Association of County Officials (NACO) Executive Director, to send copies of the Board's letter to the Governor on this issue (a copy is on file in the County Clerk's Office) to the new state senators. There was also consensus to hold an informal legislative breakfast with Douglas, Lancaster and Sarpy County State Senators and NACO representatives.

Kohout reported that he is working with Senator Coash and Liz Neeley, PhD., Objective Advantage, LLC, on the issue of assignment of counsel in abuse and neglect cases. He said a proposal for Nebraska Jail Standards to set the standards for staff secure juvenile detention facilities has also been drafted.

Hudkins inquired about a proposal for appointment of elected officials by the County Board, rather than election. Kohout said the Douglas County Board had a heated discussion on that issue at a recent meeting and said it may not make it onto their legislative agenda. **NOTE:** The topic is scheduled for discussion on the Tri-County Meeting agenda.

ACTION ITEMS

- A. National Association of Government Defined Contribution Administrators (NAGDCA) 2013 Dues (\$300 from Prudential Expense Reimbursement Account)

MOTION: Hudkins moved and Smoyer seconded approval. Smoyer, Hudkins and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

ADDITIONS TO THE AGENDA

- A. Confirmation of Long-Term Disability Rate (Exhibit A)

MOTION: Smoyer moved and Hudkins seconded to authorize signature by the Chair. Hudkins, Smoyer and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

ADMINISTRATIVE OFFICER REPORT

- A. Claim for Review: Payment Voucher (PV) No. 376956 for Mileage Reimbursement of \$27.75 (County Treasurer's Office)

MOTION: Hudkins moved and Smoyer seconded to handle the claim through the regular claims process. Hudkins, Smoyer and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

The Board asked Eagan to check with the County Treasurer to make sure his employees are aware of the need for a business rider on their motor vehicle insurance if they are using their personal vehicles for travel as part of their job.

- B. Appointments to the Lancaster County Extension Board (James J. Bauman, L. Ronald Fleecs, Luann Finke and Susan Lynn Sarver)

The Board scheduled the appointments on the November 20, 2012 County Board of Commissioners Meeting agenda.

- C. Keno Prevention Fund Allocation Process

Schorr said she believes the allocation of funds from the Keno Prevention Fund have been reactive and would like to see a more proactive approach. She said she is concerned with recidivism at the Jail and said would like the Board to allow Kit Boesch, Human Services Administrator, and Brenda Fisher, Program Director, Corrections

Department, to explore options and to bring a recommendation back to the Board. Smoyer said he is supportive, provided it does tie the Board to future funding of a program. Schorr said she envisions a multi-pronged approach and tracking the recidivism rate to see which approach is most effective.

4 POTENTIAL LITIGATION - Doug Pillard, Design Division Head, County Engineering; Jim Shotkoski, Right-of-Way Division Head, County Engineering; Richard Grabow, Deputy County Attorney

MOTION: Smoyer moved and Hudkins seconded to enter Executive Session at 9:06 a.m. for the purpose of protecting the public interest with regards to potential litigation.

The Chair restated the motion for the record.

ROLL CALL: Hudkins, Smoyer and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

MOTION: Hudkins moved and Smoyer seconded to exit Executive Session at 9:18 a.m. Smoyer, Hudkins and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.

5 UNFUNDED MANDATES - Dennis Meyer, Budget and Fiscal Officer

Dennis Meyer, Budget and Fiscal Officer, presented a list of services that the County provides to the State of Nebraska (unfunded mandates) (Exhibit B). He referenced the first item on the list (collection of motor vehicles sales tax), noting the County collected \$29,238,776 in motor vehicles sales tax in Fiscal Year (FY) 2012 and only received \$1,800 in collection fees.

Board consensus was to provide copies of the list to the Gordon Kissel and Joe Kohout, Kissel/E&S Associates (Legislative Consultants; Larry Dix, Nebraska Association of County Officials (NACO) Executive Director; and the Douglas and Sarpy County Boards. There was also consensus to share the information with state senators and to have Meyer and two Commissioners brief the Chair of the Legislature's Appropriation Committee on this issue.

6 ACTION ITEMS

- A. National Association of Government Defined Contribution Administrators (NAGDCA) 2013 Dues (\$300 from Prudential Expense Reimbursement Account)

Item was moved forward on the agenda.

7 CONSENT ITEMS

There were no consent items.

8 ADMINISTRATIVE OFFICER REPORT

- A. Claim for Review: Payment Voucher (PV) No. 376956 for Mileage Reimbursement of \$27.75 (County Treasurer's Office)
- B. Appointments to the Lancaster County Extension Board (James J. Bauman, L. Ronald Fleecs, Luann Finke and Susan Lynn Sarver)
- C. Keno Prevention Fund Allocation Process

Items A-C were moved forward on the agenda.

9 PENDING

There were no pending items.

10 DISCUSSION OF BOARD MEMBER MEETINGS

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

Schorr said they discussed a proposal to use Keno funds to try to reduce recidivism in the jail (see Item 8C), neighborhood initiatives and the interlocal agreement for the Keno Prevention Fund.

- B. Meeting with Mayor - Schorr, Hudkins

Hudkins said they discussed appointments to the Planning Commission and the Mayor's legislative ideas regarding the Railroad Transportation Safety District (RTSD).

- C. Board of Health - Smoyer

Smoyer said there was an update on the smoking ban in public parks and other places operated by Lincoln Parks and Recreation.

- D. Information Services Policy Committee (ISPC) - Schorr

Schorr said they discussed the Voice over Internet Protocol (VoIP) transition; policies and procedures; and the Information Services (IS) interlocal agreement.

ADDITIONS TO THE AGENDA

- B. Report on Community Mental Health Center (CMHC) Invitation to Negotiate (ITN) Consumer Meeting

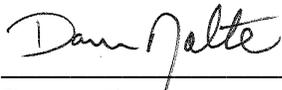
Schorr said she attended the meeting and listened to consumers' concerns.

11 EMERGENCY ITEMS AND OTHER BUSINESS

There were no emergency items or other business.

12 ADJOURNMENT

MOTION: Smoyer moved and Hudkins seconded to adjourn the meeting at 9:48 a.m. Hudkins, Smoyer and Schorr voted aye. Heier and Raybould were absent from voting. Motion carried 3-0.



Dan Nolte
Lancaster County Clerk



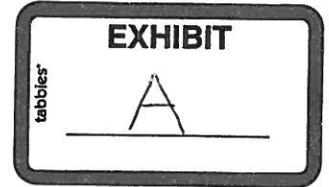
FW: Lancaster Co voicemail

Linda Friedrich [lfriedrich@unicogroup.com]

Sent: Friday, November 09, 2012 7:46 PM

To: Sue L. Eckley

Attachments: Lancaster County Rate Conf~1.doc (34 KB)



Attached is the rate confirmation that your current LTD rate will remain in effect until 9/1/2015. Please sign the document and email a copy to me.

Thanks!

Linda K. Friedrich, CEBS
UNICO Financial Services
4435 O Street
Lincoln, NE 68510

Phone 402.434.7238

Fax 402.434.7272

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Rate Extension Confirmation

Policyholder Name: Lancaster County, Nebraska

Policy Number: 347232

Current Rates:

LTD \$ 0.39 /\$100 of Covered Salary

We hereby confirm that the current LTD rate will remain in effect until 9/1/2015.

Deb Schor

Authorized Signature of Agent or Policyholder

Chair, Lancaster County Board of Commissioners

Title

11 / 15 / 12

Date

**Please return completed confirmation to Julie Onofrio at 860-380-1590.
Thank you! We appreciate your business!**



**Lancaster County, Nebraska
Services Provided to the State of Nebraska**

County Treasurer	The Treasurer collects sales tax and remits to the State through the motor vehicles division. Collected \$29,238,776 in FY12 and collections fees kept by the county were \$1,800.		
West O Building	Lancaster County provides 4,075 square feet to the State for Drivers License Examiners. This includes utilities and custodial services. The cost per sq/ft at West O is \$14.88.	\$	60,636
Motor Vehicle Building	Lancaster County provides 1,651 square feet to the State. This includes utilities and custodial services. The cost per sq/ft is \$7.47.	\$	12,334
Register of Deeds	The Register of Deeds does all of the work required to file land records yet is required to send a portion of the documentary stamp tax to the state to fund other programs. County keeps 22.22% and the State receives 77.78%. Based on \$2 million collected - state receives \$1,555,000. (76-903)	\$	1,555,000
Election Commissioner	Billable costs for elections are not allowed to be billed to the state. Costs are passed down to other political subdivisions but not to the state. State costs would range from 50% to 60% of billable costs. Last primary billable costs were \$356,000.		
County Court (BU 6280)	Lancaster County is required to remit certain court costs to the State. If those fees cannot be collected from defendants, the County must pay.	\$	145,000
County Court	All County Court staff are state employees. Lancaster County pays for operating expenses, computers, and office equipment.	\$	399,770
	Lancaster County is required to provide for office space and courtrooms. Cost includes custodial services, utilities, security, and parking. 29,195 sq/ft at a cost of \$14.72 per sq/ft. (New Courtroom is under construction)	\$	469,654
Juvenile Court	Juvenile Court Judges are state employees. The County pays for a Court Administrator, 3 Clerk Typists, and 4 bailiffs. (Personnel Costs)	\$	519,554

	Lancaster County also pays for Court Appointed Attorneys, Boarding contracts, and other operating expenditures.	\$	1,053,948
	Lancaster County is required to provide for office space and courtrooms. Cost includes custodial services, utilities, security, and parking. 12,632 sq/ft at a cost of \$14.72 per sq/ft.	\$	190,623
District Court	Lancaster County is required to remit certain court costs to the State. If those fees cannot be collected from defendants, the County must pay.	\$	62,250
	District Court Judges are state employees. The County pays for a Court Administrator, 2 Law Clerks, and 8.75 bailiffs. (Personnel Costs)	\$	811,186
	Lancaster County has had a District Court Referee for many years. State Statute states the county and state should pay for the costs. IV D pays for 2/3 of the costs but the state pays zero.		
	Lancaster County also pays for Court Appointed Attorneys, juror fees, and other operating expenditures.	\$	1,110,979
	Lancaster County is required to provide for office space and courtrooms. Cost includes custodial services, utilities, security, and parking. 33,524 sq/ft at a cost of \$14.72 per sq/ft.	\$	499,954
County Sheriff	Special Services Division provides security for the courtrooms. This cost is incorporated into the cost per sq/ft in rent calculations.		
	The Civil Division is responsible for the process of writs and documents. Sheriff does receive revenue but it does not offset the cost of performing the service.		
	Register sex offenders and complete handgun registrations in the Administrative Support Division. 2 employees - does not include supervisor time.	\$	85,000
Corrections	The Jail has provided 859 DNA tests for the State over the last 2.5 years.	\$	4,500

	The Jail has completed 7,175 full sets of fingerprints for the State system (NSP) over the last 2 years.	\$	33,400
	The Jail has completed 22 sex offender registrations over the last 2 years.	\$	1,100
	The Jail has had to answer 138 Ombudsman's request with time spent researching, interviewing, making repeated phone calls, and email contacts with the Ombudsman's office over the last 2 years.	\$	15,000
	The Jail has completed approximately 18,000 warrant checks on offenders before releasing over the last 2 years.	\$	42,000
	Time and staff effort to send inmate medical files to the State of Nebraska over the last 2 years.	\$	1,900
	Jail Reimbursement - housing of prisoners on behalf of the State. The State's rate was only \$35 per day and funding would run out during the fiscal year. Funding ended after FY11.	\$	7,070,523
	Amount billed FY00-FY11		15,696,765
	Amount collected		8,626,242
	Amount unable to be billed because funding ended:	\$	2,478,560
	FY12		1,809,255
	FY13 - 10-31-12		669,305
Juvenile Probation	Juvenile Probation staff are state employees. Lancaster County pays for operating expenses, computers, and office equipment. This also includes contracts with the State Probation Office. The Juvenile Drug Court was funded by the State with grants but the County started funding in FY05.	\$	223,425
	Lancaster County provides space for the department and the juvenile drug court. Cost includes custodial services, utilities, security and parking. 3,736 sq/ft at a cost of \$14.72 per sq/ft.	\$	60,591
Adult Probation	Adult Probation staff are state employees. Lancaster County pays for operating expenses, computers, and office equipment. This also includes a contract with the State Probation Office.	\$	149,303

	Lancaster County provides space at the Jail and office space at Trabert Hall. Cost includes custodial services, utilities, security and parking. 6,323 sq ft at a cost of \$11.75 per sq/ft at the jail and 17,572 sq ft at a cost of \$10 per sq/ft at Trabert Hall.	\$	251,816
Community Corrections	Drug Court - reimbursement for employees. Dollar amount of reimbursement has not changed over 6 years - despite Kim's request. Employee Costs - \$276,156 State Reimb - \$183,839	\$	92,317
Youth Services Center	The state does not reimburse the county for the cost of care for youth detained and/or in an alternative to detention post adjudication and beyond. The requirement is only when the youth is committed to HHS/OJS and should be adjudicated youth in juvenile court. The state should also be responsible for the cost of care for youth who are detained due to a violation of probation pre-adjudication status.	\$	715,000
General Assistance	Lease agreement with Health & Human Services - 41,267 square feet x 13.60 per sq ft. x 51.62% nonfederal share = \$289,707.55 (Included on legislative list)	\$	292,000
County Fees	A number of county statutory fees have not been raised for many years. Fees are not allowed to be increased to cover costs. A few examples: locksmith license marriage license handgun permits motor vehicle inspection fees		
Other Court Related Costs	Clerk of the District Court	\$	1,579,711
	Jury Commissioner	\$	147,694
	Mental Health Board	\$	149,170