

**STAFF MEETING MINUTES  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
COUNTY-CITY BUILDING, ROOM 113  
THURSDAY, FEBRUARY 14, 2013  
8:30 A.M.**

Commissioners Present: Deb Schorr  
Jane Raybould  
Roma Amundson

Commissioners Absent: Larry Hudkins, Chair  
Brent Smoyer, Vice Chair

Others Present: Kerry Eagan, Chief Administrative Officer  
Gwen Thorpe, Deputy Chief Administrative 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 February 13, 2013*

Commissioner Schorr noted the location of the Open Meetings Act and opened the meeting at 8:32 a.m.

**AGENDA ITEM**

**1 APPROVAL OF THE STAFF MEETING MINUTES OF THURSDAY,  
JANUARY 31, 2013**

**MOTION:** Raybould moved and Amundson seconded approval of the minutes of the January 31, 2013 Staff Meeting. Raybould, Amundson and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

**2 ADDITIONS TO THE AGENDA**

A. Consolidation Task Force Facilitator

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

**3 LEGISLATIVE UPDATE** - Gordon Kissel and Joe Kohout, Kissel/E&S Associates (Legislative Consultants)

Joe Kohout, Kissel/E&S Associates, presented a legislative update (Exhibit A).

Amundson raised concerns regarding Legislative Bill (LB) 636 (Provide restrictions for application of certain herbicides). Kohout said he will monitor the bill.

Raybould inquired about the following bills: 1) LB 600 (Change inheritance tax rates); 2) LB 577 (Change provisions relating to the medical assistance program); and 3) LB 381 (Require photographic identification to vote). Kohout said LB 600 and LB 577 are scheduled for hearings on February 27<sup>th</sup> and 28<sup>th</sup>, respectively. He said LB 381 has not been slated for hearing.

Norm Agena, County Assessor/Register of Deeds, appeared and recommended the Board oppose LB 317 (Change a duty of county assessors relating to real property valuation), noting it will require him to increase his staffing to meet the requirements. He estimated the potential impact to Lancaster County at \$700,000. It was noted the Nebraska Association of County Officials (NACO) is on record in opposition to the bill.

**MOTION:** Amundson moved and Raybould seconded to oppose Legislative Bill (LB) 317. Raybould, Amundson and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

Raybould asked how LB 613 (Create the Tax Modernization Commission) has been received. Kohout said it appears senators want to take time to analyze the bill rather than just send out the Governor's tax plans which are contained in LB 405 (Eliminate certain sales tax exemptions, corporate and individual income taxes, and the franchise tax and change other tax provisions) and LB 406 (Change tax provisions).

Chuck Salem, Chief Deputy Clerk of the District Court, appeared and expressed concerns regarding LB 363 (Change provisions relating to access to public records). Kohout noted the bill was a negotiated agreement between NACO, the League of Municipalities and Nebraska media. He said there was no opposition when the bill was heard by the Government, Military and Veterans Affairs Committee and said it is likely to pass.

Schorr said she and Amundson met with the Governor last week and discussed legislation. She said the Governor voiced his opposition to LB 577 and said he anticipates significant cuts in funding of the Behavioral Health Regions if there is expansion of Medicaid. The Governor also asked that the Board make it clear when the County takes a position on legislation that differs from that of NACO.

**4 GREEN BUILDING STANDARDS** - Fred Hoke, Building and Safety Director

Fred Hoke, Building and Safety Director, discussed the International Green Construction Code (IgCC), a model code that provides minimum requirements to safeguard the environment, public health, safety, and general welfare through the establishment of requirements that are intended to reduce the negative impacts and increase the positive impacts of the built environment on the natural environment and building occupants (Exhibits B and C). **NOTE:** The IgCC will primarily apply to commercial buildings and large apartment complexes. The IgCC addresses natural resources, materials, water and energy conservations, indoor environmental quality and comfort, building commissioning, operations and maintenance for new and existing buildings, building sites and building materials, components, equipment and systems. Hoke noted there are a number of exclusions in the IgCC for different buildings (see Exhibit B). He also pointed out that it IgCC is basically for commercial, not residential, buildings, although there are some residential areas included. Hoke noted there is expense involved and said various associations, developers and individuals in the community expressed concern about how fast the code would be implemented. As a result, the process has been slowed down.

Raybould said some elements are not practical and felt there should be a more balanced approach. She said she would also like to see the cost figures. Hoke said the costs will be defined in a spreadsheet. He added that the Mayor plans to appoint a special group to review the standards.

Raybould exited the meeting at 9:20 a.m.

Hoke also distributed invitations to attend an open house for the Cadillac Lofts, a new loft development at 1226 P Street that incorporated a significant portion of the IgCC (Exhibit D).

Raybould returned to the meeting at 9:23 a.m.

**5 DIVERSION SERVICES** - Joe Kelly, County Attorney, Kim Etherton, Community Corrections Director

Schorr noted that the County has contracted for many years with Diversion Services, Inc. to run certain components of the County's Diversion Services Program (pre-trial diversion, collection of returned checks, restitution accounts and the Safety Training Option Program (S.T.O.P.) classes). **NOTE:** The Nebraska Safety Council, Inc. also offers S.T.O.P. classes. She said Eric McMasters, President and Chief Executive Officer (CEO) of Diversion Services, Inc., has indicated that he is nearing retirement so the

Board is looking at transitioning some of those services to Community Corrections. Joe Kelly, County Attorney, said he believes Community Corrections can provide the services in a more cost effective manner. He noted Diversion Services, Inc. also provides pre-trial diversion services to the City (approximately three-quarters of all Diversion cases are City) and said he apprised Ron Confer, City Attorney, and John McQuinn, Chief Assistant City Prosecutor, that the County is looking at other options. Schorr said the Mayor has been briefed, as well.

In response to a question from Amundson, Kelly said the City and County each pay Diversion Services, Inc. approximately \$30,000 a year. Diversion Services, Inc. also receives a portion of each returned check that they handle and they and the County each receive revenues from S.T.O.P.

Kim Etherton, Community Corrections Director, recommended the County bring the Diversion Services, Inc. six staff members on as temporary employees, then make decisions about staffing levels.

**MOTION:** Raybould moved and Amundson seconded to direct Joe Kelly, County Attorney, and Kim Etherton, Community Corrections Director, to bring back a plan to transition diversion services to Community Corrections. Amundson, Raybould and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

## **ADDITIONS TO THE AGENDA**

### A. Consolidation Task Force Facilitator

Raybould noted that Kyle Fischer, Lincoln Chamber of Commerce, has offered to serve as the facilitator. Gordon Kissel, Kissel/E&S Associates, who served as the facilitator for the Lancaster County Consolidation Committee that studied possible consolidation of certain county offices in 1996-1997, was also mentioned as a possible facilitator. Raybould said it could also be opened up for bids. Schorr suggested it may be better to let the Task Force decide whether a facilitator is necessary.

It was also clarified that Kerry Eagan, Chief Administrative Officer, will serve as the coordinator and the County Clerk's Office will take the minutes.

Raybould, Chair of the City-County Common, said she will contact Carl Eskridge, Vice Chair, and coordinate calling the first meeting and presenting the charge.

**6 EMERGENCY MANAGEMENT SURPLUS PROPERTY (AMBULANCE AND WINNEBAGO MOTOR HOME) - Doug Ahlberg, Emergency Management Director; Brittany Behrens, Deputy County Attorney**

Doug Ahlberg, Emergency Management Director, indicated plans to decommission two vehicles that are no longer operational, a 1973 ambulance and a 1977 Winnebago motor home. He said Cass County has expressed interest in the ambulance and McPherson County is interested in the Winnebago motor home. Both intend to make repairs to make the vehicles operational and have indicated plans to use them as mobile operations centers.

Brittany Behrens, Deputy County Attorney, said there are statutes that apply to the sale of surplus mobile equipment but they don't apply to this situation. She said there is a provision in the County Purchasing Act that allows for a transfer between county departments or agencies when there is no value or transfer of funds.

**MOTION:** Raybould moved and Amundson seconded to authorize the County Attorney's Office to draft the transfer documents. Amundson, Raybould and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

**ADMINISTRATIVE OFFICER REPORT**

A. Claim for Review: Payment Voucher (PV) Nos. 387511-387512 from County Engineering for \$124.80 (\$7.30 is Beyond 90 Days)

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

B. County Board of Zoning Appeals Reappointment (Ed Woeppel)

**MOTION:** Raybould moved and Amundson seconded to schedule the item on the February 19, 2013 County Board of Commissioners Meeting agenda for action. Raybould, Amundson and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

C. County Representative for Negotiations with American Federation of State, County & Municipal Employees (AFSCME)

Item was held with a request for more information regarding the departments with the greatest number of AFSCME represented employees.

D. Air Pollution Advisory Board Appointment (Dr. Martha Shulski)

**MOTION:** Raybould moved and Amundson seconded to schedule the item on the February 19, 2013 County Board of Commissioners Meeting agenda for action. Amundson, Raybould and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

E. Lincoln Partnership for Economic Development (LPED) Membership

**MOTION:** Amundson moved and Raybould seconded to authorize payment of the \$10,000 Lincoln Partnership for Economic Development (LPED) membership fee out of the Economic Development Fund. Raybould, Amundson and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

F. Keno Prevention Fund Recommendations

Board consensus was to schedule the item on the February 19, 2013 County Board of Commissioners Meeting agenda.

G. Confirm Nebraska Association of County Officials (NACO) Southeast District Meeting Attendees (March 14, 2013)

It was noted all of the Commissioners plan to attend. The Staff Meeting scheduled for that date was cancelled.

L. Management Team Meeting (March 14, 2013)

It was noted a presentation on how social media can be used as an investigative tool is scheduled. Board consensus was to try to conclude the meeting by 8:15 a.m. so Commissioners can attend the NACO Southeast District Meeting.

H. Employee Recognition Breakfast Date and Time (May 14 or 21, 2013)

Board consensus was to schedule the event on May 21<sup>st</sup> and to seek input from department heads on whether to also recognize employees at the County Board Meeting that will be held later that morning.

J. Mid-Year Budget Review Agenda

Dennis Meyer, Budget and Fiscal Officer, appeared and presented a draft of the Mid-Year Budget Retreat Agenda (Exhibit E). **NOTE:** The Mid-Year Budget Retreat will begin at 8:30 a.m. at the B & R Stores Corporate Offices at 4545 W Street on February 21, 2013.

Meyer questioned the need for the City-County Common to hold a separate budget hearing this year, noting the City is in a two-year budget cycle and its funding of joint departments has already been determined.

Schorr asked whether there will be an opportunity to discuss moving to a two-year budget cycle like the City and State. Meyer said it could be looked at during the budget process.

**7 CHIEF DEPUTY ELECTED OFFICIALS SALARIES** - Doug McDaniel,  
Personnel Director

Schorr noted the Board held a resolution in the matter of chief deputy annual salary increases for the 2013 calendar at the February 5, 2013 County Board of Commissioners Meeting for further discussion.

Raybould said she had requested more information regarding the comprehensive benefit package for chief deputy elected officials. She said she has difficulty with any type of salary increase, noting the federal government has frozen federal workers salaries for three years and the State has frozen the salaries for some of its executive elected officials for eight years. Raybould said she believes the comprehensive benefit package is quite generous and should be considered. She said information was previously provided to the Board that indicated 314 hours of paid time off (PTO) for Attorney II positions in the County Attorney's Office, which equates to 7.85 weeks.

Doug McDaniel, Personnel Director, noted it is the chief deputies' salaries that are being considered at this point. He stated he did an analysis of the chief deputies' direct and indirect compensation, on an average basis. McDaniel reported that benefits average 31.1%, as a percentage of total compensation, and said he does not feel that is exorbitant for executives. He added it is probably on the low side when compared with executives in the private sector.

Raybould asked Joe Kelly, County Attorney, how many hours his chief deputies typically work per week. Kelly estimated that they work 55 to 60 hours, and said it is frequently more. He added that they do not use their full vacation accruals, due to job demands. Kelly indicated support for the proposed 3% salary increase for chief deputy elected officials.

Schorr noted that the Board has historically given the chief deputies the same percentage increase as the elected officials. The Board diverged from that practice in 2012, due to financial constraints. **NOTE:** The elected officials received a 2% increase and the chief deputies received a 1% in 2012. The elected officials received a 2% increase again this year and have requested a 3% increase for the chief deputies to make up for the difference in 2012. Schorr expressed concern that approving the request could result in similar requests from other employee groups.

Raybould said she is concerned that exorbitant personnel costs will restrict the County's ability to perform services. She referred to the Nebraska Department of Labor's statistics for the fourth quarter of 2011 and said it shows experienced attorneys in the Southeast Region, including Lincoln and Omaha, making \$112,000. McDaniel said the data is an economic indicator only and does not reflect compensation. He added that he has never used that data to drive compensation decisions. Raybould said she knows several human resources directors who do look at the data for comparability.

Amundson indicated support for the 3% increase proposal.

Schorr said she will advocate for a 2% increase and returning to the practice of matching the salary increase for chief deputies to the increase given to the elected officials for consistency.

Raybould said she is not comfortable making salary decisions without knowing the full extent of the budget situation.

Schorr asked McDaniel to calculate the dollar difference between a 2% and 3% increase and the discussion was tabled.

**8 AMENDMENT OF MEMORANDUM OF AGREEMENT FOR LINCOLN METROPOLITAN PLANNING ORGANIZATION (MPO) - Mike Brienzo, Transportation Planner**

Mike Brienzo, Transportation Planner, discussed plans to update the Memorandum of Agreement between the Lincoln Metropolitan Planning Organization (MPO) and the Nebraska Department of Roads (NDOR) to more clearly define roles and responsibilities for the MPO and the State in carrying out the activities in the transportation planning process. He noted the amendment is scheduled to go before the Officials Committee, which is comprised of two County Commissioners, two City Council members, the NDOR Director and the Mayor, on February 20<sup>th</sup>.

**9 COMMUNITY DASHBOARD - Kit Boesch, Human Services Administrator**

Kit Boesch, Human Services Administrator, proposed the County partner with the City, Lincoln Chamber of Commerce and community funders (Woods Charitable Fund, Inc., Cooper Foundation, Lincoln Community Foundation (LCF), Community Health Endowment (CHE), United Way of Lincoln and Lancaster County, and the Nebraska Children and Families Foundation (NCFF)) in a project called "Community Dashboard" (a website and annual community index that will be used to do community planning for human services) (Exhibit F). She suggested the County's share of funding be \$1,500 a year for two years, with funding through the Keno Fund. The project will be administered by the University of Nebraska-Lincoln (UNL) Public Policy Center.

Raybould asked about the cost to maintain the system. Schorr said she does not see this as an ongoing initiative, rather a gathering of information so indicators and community priorities can be designated.

**MOTION:** Amundson moved and Schorr seconded to proceed with the proposal to contract with the University of Nebraska-Lincoln (UNL) Public Policy Center for the "Community Dashboard, with funding in the amount of \$1,500 for each of two years.

Eagan noted the County is already putting money into the Community Services Initiative. Boesch explained that the Community Services Initiative has changed its focus from planning to case management training. She said the County and City each provide funding in the amount of \$5,000.

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

**10 NEBRASKA GAME AND PARKS RECREATIONAL TRAILS PROGRAM GRANT FOR WILDERNESS PARK BRIDGE REPLACEMENT - Terry Genrich, Natural Resources and Greenways Manager, Parks and Recreation Department**

Terry Genrich, Natural Resources and Greenways Manager, Parks and Recreation Department, noted the County Board applied for a Nebraska Game and Parks Recreational Trails Program Grant for funding of a bridge in Wilderness Park. The City agreed to provide matching funds for the project and to administer the grant for the County, if the funding agency was in agreement. He said the grant application was successful and the Nebraska Game and Parks Commission has requested a letter from the County Board confirming it is willing to allow the City to administer the grant.

**MOTION:** Raybould moved and Amundson seconded to authorize Commissioner Schorr to sign the letter. Amundson, Raybould and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.

**11 ACTION ITEMS**

There were no action items.

**12 CONSENT ITEMS**

There were no consent items.

## RETURNING TO ITEM 7

Sue Kirkland, Clerk of the District Court, and Terry Wagner, Lancaster County Sheriff, appeared and spoke in support of the proposed 3% salary increase for the chief deputy elected officials. Wagner noted he did not set the salary for Jeff Bliemeister, who was recently appointed Chief Deputy Sheriff, at the same salary as his predecessor, which was 95% of Wagner's salary. He said he has proposed that Bliemeister receive a 2% salary increase in addition to a 3.2% merit increase, so the dollar amount from last year to this year will be the same.

McDaniel reported back that the difference between a 2% and 3% salary increase for the chief deputy elected officials is \$12,000.

**MOTION:** Amundson moved and Schorr seconded to forward the recommendations brought forward by the elected officials regarding their chief deputies' salaries to a County Board of Commissioners Meeting agenda for action. Amundson and Schorr voted aye. Raymond voted nay. Hudkins and Smoyer were absent from voting. Motion carried 2-1.

## 13 ADMINISTRATIVE OFFICER REPORT

- A. Claim for Review: Payment Voucher (PV) Nos.
- B. County Board of Zoning Appeals Reappointment (Ed Woepfel)
- C. County Representative for Negotiations with American Federation of State, County & Municipal Employees (AFSCME)
- D. Air Pollution Advisory Board Appointment (Dr. Martha Shulski)
- E. Lincoln Partnership for Economic Development (LPED) Membership
- F. Keno Prevention Fund Recommendations
- G. Confirm Nebraska Association of County Officials (NACO) Southeast District Meeting Attendees (March 14, 2013)
- H. Employee Recognition Breakfast Date and Time (May 14 or 21, 2013)

Items A-H were moved forward on the agenda.

- I. State Prison Space Needs

Schorr said she and Smoyer have discussed an article in the Lincoln Journal Star Newspaper that indicated the State could be forced to build a new prison if it doesn't find a solution to its overcrowding problem and would like to propose the Board offer the State the opportunity to contract for space in the County's new Lancaster County Adult Detention Facility (LCADF). Board consensus was to discuss the item at the Mid-Year Budget Retreat.

J. Mid-Year Budget Review Agenda

Item was moved forward on the agenda.

K. Active Shooter Training

The Board reviewed a suggestion from Bill Jarrett, Chief Deputy County Treasurer, to make training available to employees on how to respond to an active shooter situation. Gwen Thorpe, Deputy Chief Administrative Officer, said Doug Ahlberg, Emergency Management Director, could provide comprehensive training. Board consensus was to schedule the item for discussion on a Management Team Meeting agenda.

L. Management Team Meeting (March 14, 2013)

Item was moved forward on the agenda.

**14 PENDING**

There were no pending items.

**15 DISCUSSION OF BOARD MEMBER MEETINGS**

A. Emergency Medical System Oversight Authority (EMSOA) - Schorr

Schorr said EMSOA is instituting the new State protocols with regards to emergency medical oversight, with the exception of the pre-hospital hypothermia protocol. Lincoln Fire Chief John Huff discussed the Ambulance Enterprise Fund. She said there was also lengthy discussion regarding Midwest Medical (a local transport provider) compliance and the priority dispatch system.

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

Schorr said they discussed the Keno Prevention Fund recommendations and the Recidivism Reduction Initiative.

C. Nebraska Association of County Officials (NACO) Conference (County Board Workshop) - Amundson

Amundson said she attended the newly-elected County Board orientation session. She also participated in discussions related to legislative issues, cyber-security, leadership, Affordable Care Act, roads, wellness programs, video conferencing and the inheritance tax.

D. Chamber Coffee - Smoyer

No report.

E. Visitors Promotion Committee (VPC) - Smoyer

Eagan said the VPC discussed Visitor Improvement Fund grant requests from the Prairie Creek Inn Bed and Breakfast in Walton, Nebraska for highway signage and Lincoln Parks and Recreation for expansion of Helen Boosalis Trail from 27<sup>th</sup> Street to 48<sup>th</sup> Street to better accommodate the increase in Lincoln Marathon participants. He also reported that Lincoln is a finalist for the National State Games.

F. Chair/Vice Chair Meeting with the Mayor - Smoyer, Schorr

Schorr said discussion focused on the proposed expansion of Helen Boosalis Trail, the South Beltway, and concerns that departments are developing their own Geographic Information System (GIS) specialists.

G. Public Building Commission (PBC) - Raybould

Raybould said the meeting was routine in nature.

H. Board of Health - Amundson

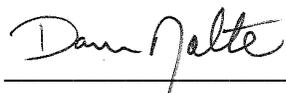
Amundson said they discussed legislation, primary causes of death on the local and national level, and health and wellness initiatives.

**16 EMERGENCY ITEMS AND OTHER BUSINESS**

Raybould reported that the Solid Waste Task Force will likely recommend that the landfill on Bluff Road be expanded.

**17 ADJOURNMENT**

**MOTION:** Raybould moved and Amundson seconded to adjourn the meeting at 11:47 a.m. Amundson, Raybould and Schorr voted aye. Hudkins and Smoyer were absent from voting. Motion carried 3-0.



Dan Nolte  
Lancaster County Clerk





**KISSEL/E&S**  
ASSOCIATES

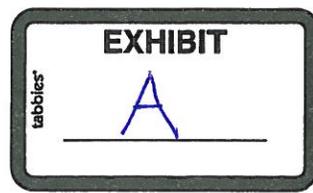
*A Limited Liability Company Associated with Erickson and Sederstrom, P.C.*

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**MEMORANDUM**

TO: Lancaster County Board of Commissioners

FROM: Gordon Kissel  
Joseph D. Kohout

DATE: February 14, 2013

RE: Weekly Update on the 2013 Legislature

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Please accept this as the fourth of your weekly reports for the 2013 Legislative Session. We are now into the heavy lifting of the session and have a significant amount of bills being heard.

LANCASTER COUNTY PRIORITIES:

1. **Oppose Elimination of the inheritance tax.** As we have reported previously no bills were introduced to eliminate the inheritance tax. Only one bill, Senator Wightman's LB600 that would lower rates of taxation. That bill has been scheduled for public hearing on February 27, 2013 before the Revenue Committee.
2. **Support Expansion of Medicaid under the Affordable Care Act.** LB577 has been slated for public hearing on February 28, 2013 before the Health and Human Services Committee.
3. **Eliminate Responsibility of Counties to Pay HHS Rent.** LB632 has been referred to the Government, Military and Veterans Affairs Committee. No hearing date has been scheduled yet.
4. **Modify Right to Court Appointed Attorney in Juvenile Court.** LB342 has been referred to the Judiciary Committee. No hearing date has been scheduled yet.
5. **Definition and Oversight for Staff Secure Juvenile Detention Facilities.** LB86 has been referred to the Judiciary Committee. No hearing date has been scheduled yet.

OTHER LEGISLATION:

1. **LB284 (Conrad) Change provisions of the Political Subdivisions Tort Claims Act relating to actions and amounts recoverable.** *OPPOSE.* Referred to the Judiciary Committee, the hearing was yesterday. Lancaster County submitted a letter in opposition to the bill.

2. **LB215 (Schilz) Change provisions relating to use of the County Visitors Promotion Fund.** *OPPOSE.* As mentioned in previous reports, we visited with Senator Schilz's office about our concerns. An amendment was offered to the committee during the hearing yesterday that addresses the concerns raised by Lancaster County.
3. **LB123 (Lautenbaugh) Change distribution of indigent defense fees.** *OPPOSE.* This hearing was held on January 25, 2013 before the Judiciary Committee. The bill has not moved.
4. **LB317 (Price) Change a duty of county assessors relating to real property valuation.** *NO POSITION.* This bill has been slated for hearing on March 21, 2013.
5. **LB482 (Kintner) Prohibit the state and political subdivisions from adopting certain policy recommendations.** *NO POSITION.* The hearing on this legislation was held yesterday.
6. **LB381 (Janssen) Require photographic identification to vote.** *NO POSITION.* Introduced by Senator Charlie Janssen, the bill has been referred to the Government Committee and no hearing date has been set yet.

Please do not hesitate to contact us with any questions you might have.

# International Green Construction Code IgCC

IgCC provides codes for attaining high-performance “Green” buildings.

The Code begins with Members/Committees who develop and maintain a comprehensive set of uniquely transparent and consensus-based Codes, Standards and Guidelines.

It provides a model code development process that offers an international forum for building professionals to discuss performance and prescriptive code requirements.

## Exceptions to the IeCC:

- The Code shall not apply to detached one-and-two-family dwellings and multiple single-family dwellings (townhouses) not more than three stories in height above grade plane with a separate means of egress, their accessory structures, and the site or lot upon which these buildings are located.
- Group R-3 residential buildings, their accessory structures, and the site or lot upon which these buildings are located.

(Group R-3 residential occupancies where the occupants are primarily permanent in nature. It includes buildings that do not contain more than two *dwelling units*, *boarding houses*, *care facilities*, and *congregate living facilities*.)

- Group R-2 and R-4 residential buildings four stories or less in height above grade plane, their accessory structures, and the site or lot upon which these buildings are located.

(Group R-2 Residential occupancies containing *sleeping units* or more than two *dwelling units* where the occupants are primarily permanent in nature.)

(Group R-4 residential occupancy includes buildings, structures or portions thereof for more than five but not more than 16 persons who reside on a 24-hour basis in a supervised residential environment and receive *custodial care*.)

- The Code shall not apply to equipment or systems that are used primarily for industrial or manufacturing.
- The Code shall not apply to temporary structures approved under the International Building Code.

### **The Code has been developed with these Cooperating Sponsors:**

**AIA:** The American Institute of Architects

**ASHREA:** American Society of Heating, Refrigerating and Air-Conditioning Engineers

**ASTM International:** American Society for Testing and Materials

**IeCC:** International Energy Conservation Code

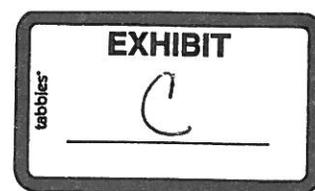
**IES:** Illuminating Engineering Society

**USGBC:** United States Green Building Council

### **Timetable:**

Thirty-eight members of the development community and associations attended an IgCC presentation on December 18<sup>th</sup> by Richard Hauffe, Regional Manager, State and Local Government Relations with the International Code Council, Inc. (ICC) from Sioux Falls, SD. This overview was similar to the information you are receiving today.

Mayor Beutler will appoint a separate IgCC Code Task Force in June – August, 2013 to review this Code. The Committee will involve broad representation from the development community, associations, and citizens to review the Code and assess the implications for Lincoln.



# Lancaster County Board of Commissioners

## 2012 International Green Construction Code February 14, 2013

“The *International Green Construction Code*<sup>™</sup> (**IgCC**<sup>™</sup>) is a model code that provides minimum requirements to safeguard the environment, public health, safety, and general welfare through the establishment of requirements that are **intended to reduce the negative impacts and increase the positive impacts of the built environment on the natural environment and building occupants.**”

### The IgCC addresses:

- natural resource
- materials
- water and energy conservation
- indoor environmental quality and comfort
- building commissioning
- operations and maintenance for new and existing buildings
- building sites and building materials
- components
- equipment
- systems

The Code is promulgated on a 3-year cycle to allow for new construction methods and technologies to be incorporated into the Code. Innovative approaches and alternative materials, designs, and methods not specifically addressed in the Code can be approved by the code official where the proposed innovative approaches or materials, designs or methods comply with the intent of the provisions of the Code.

### Chapters:

- 1-2 Administration and definitions
- 3 Jurisdictional requirements and life cycle assessment
- 4 Site development and land use
- 5 Material resource conservation and efficiency
- 6 Energy conservation, efficiency and CO<sup>2</sup> emission reduction
- 7 Water resource conservation, quality and efficiency

- 8 Indoor environmental quality and comfort
- 9 Commissioning, operation and maintenance
- 10 Existing buildings
- 11 Existing building site development
- 12 Referenced standards

Appendix A-D: Project electives  
Radon mitigation  
Optional ordinances  
Enforcement procedures

## **Chapter 1 Scope and Administration**

Establishes the rights and privileges of the design professional, contractor and property owner.

- **Identifies which buildings and structures come under its purview**
- References other ICC codes as applicable
- Established the duties and powers of the code official
- Grants authority to the code official to make inspections
- Guidance to the code official in the approval of materials, methods of construction, designs, systems and innovative approaches where they are not specifically prescribed in the IgCC.
- As an overlay code, requires that permits be issued under other ICC codes

## **Chapter 2 Definitions**

Codes are technical documents and every word, term and punctuation mark can impact the meaning of the code text and the intended results.

## **Chapter 3 Jurisdictional Requirements and Life Cycle Assessment**

Formatted to afford jurisdictions the flexibility to adapt the code in a manner that is best suited to meet their unique environmental and regional goals and needs.

## Chapter 4 Site Development and Land Use

Intended to minimize the negative environmental impacts on and protect, restore, and enhance the natural features and environmental quality of building sites.

- Requires pre-design site inventory and assessment
- **Requires that a plan be developed to ensure that at least 75 percent of land-clearing debris and excavated soils is diverted from disposal**
- Requires that at least **one walkway or bicycle path** connect building entrances to streets or to other paths
- Where the total building floor area is greater than 10,000 square feet, **preferred parking** is required for high-occupancy and low-emission, hybrid and electric vehicles
- Mitigates heat island effects through requirements related to site hardscape materials, shading and roof surfaces and coverings

## Chapter 5 Material Resource Conservation and Efficiency

Addresses material resource conservation and efficiency related to material selection, recycling, reuse, renewability, toxicity and durability, including resistance to damage caused by moisture.

- Addresses material storage and handling during the construction phase
- **At least 55 percent of constructed materials be any combination of the following: used, recycled, recyclable, bio-based, or indigenous.**
- Regulates the mercury content of fluorescent lamps

## Chapter 6 Energy Conservation, Efficiency, and CO<sup>2</sup> Emission Reduction

Provides flexibility and permits the use of innovative approaches to achieve the effective use of energy.

- **All buildings that consume energy must comply with the requirements of Energy Metering, Monitoring and Reporting**
- Building designed on a performance basis must comply with Modeled Performance Pathway Requirements

- Energy metering, monitoring and reporting is applicable to all buildings that consume energy
- **Building energy, HVAC and lighting systems** and specific building energy-using components be provided with controls that respond to changes in energy demand by means of **automated preprogrammed strategies**
- Building envelope systems require **testing of the building thermal envelope for air tightness**
- Established minimum renewable energy source requirements for all building that consume energy. **Either two-percent** of total calculated annual energy use by means of solar photovoltaic or wind, **or 10 percent** of annual estimated hot water energy by means of solar hot water heating
- Requires commissioning and completion of mechanical, lighting, electrical and building envelope systems

## Chapter 7 Water Resource Conservation, Quality and Efficiency

Provides requirements that are intended to conserve water, protect water quality, and provide for safe water consumption.

- **Limits fixture and fitting flow rates**
- Regulates water used in HVAC systems and equipment
- Regulates water treatment devices and equipment
- Water conservation measures for indoor ornamental fountains and other water features
- **Contains requirements related to rainwater collection and distribution systems, gray water systems, and reclaimed water systems**

## Chapter 8 Indoor Environmental Quality and Comfort

Intended to ensure that the building's interior environment is conducive to the health of the building occupants

- **Requires indoor air quality and pollutant control requirements**
- Regulates emissions from wood products, adhesives, sealants, paints, coatings, etc
- Sound transmission must be limited

- **Fenestration be provided to ensure that interior spaces benefit from exposure to natural light**

## **Chapter 9 Commissioning, Operations and Maintenance**

Requires that construction documents contain information related to building operation and maintenance.

- **Operate and maintain buildings originally intended by design professionals**

## **Chapter 10 Existing Buildings**

Apply only where buildings are altered or added to. Additions are essentially handled as new construction.

- **At least 10 percent of the cost of alterations be dedicated to improvements related to water and energy conservation and efficiency**
- Provides **relief to historic buildings** under certain conditions
- Requires post certificate of occupancy for energy demand and emissions reporting

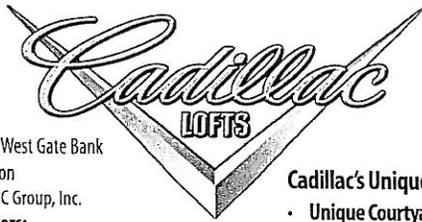
## **Chapter 11 Existing Building Site Development**

Applicable to additions to and to the alteration, repair, maintenance and operation of the sites upon which those buildings are located

- **Additions are essentially handled as new construction.**

## **Chapter 12 Referenced Standards**

The code contains numerous references to standards that are used to **regulate materials and methods of construction**. Compliance with the referenced standards is necessary for compliance with this code



**Special Thanks:**

**Financing provided by:** West Gate Bank

**Architect:** Champion Olson

**General Contractor:** NGC Group, Inc.

**Sub Contractors/Suppliers:**

- |                           |                             |
|---------------------------|-----------------------------|
| Action Plumbing           | Sark Tile                   |
| JK Electric               | Illuminations Lighting      |
| H&H Drywall               | MWD                         |
| NIFCO                     | Raynor Doors of Nebraska    |
| Pleskac & Pleskac, Inc.   | DSI Door & Hardware         |
| Midwest Tile              | A&M Contracting             |
| Glass Edge                | Stanley's Complete Cleaning |
| Silver Ridge Construction | Jul's Commercial Cleaning   |
| Custom Concrete           | Nebraska Window Covering    |
| Husker Sealants & Masonry | Design Storage Concepts     |
| SEI Equipment             | Yankee Hill Brick Co.       |
| GE Corporation            |                             |

**Cadillac's Unique Features**

- Unique Courtyard Design
- Exterior walkway
- Up to 50 Mbps Internet Speed Up and Down
- State of the Art Security/ Access System
- First Floor Laundry Facility/ Community Room with Washers and Dryers
- Roof Top Community Room/ Rooftop Deck
- Secured Patio Area/Bike Storage

**LEED Design Guidelines Used in Cadillac Lofts**

**Sustainable Site**

- Development Density & Community Connectivity
- Repurpose Existing Building
- Alternate Public Transportation
  - Public Transportation Access
  - Bicycle Storage

**Water Efficiency**

- Water Use Reduction

**Energy & Atmosphere**

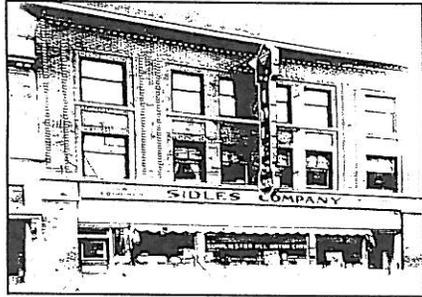
- Minimum Energy Performance
  - White reflective roof materials

**Materials & Resources**

- Reclaimed Regional Materials

**Indoor Environmental Quality**

- Low-Emitting Materials - Roofing
  - Sealants/Paints
- Controllability of Systems
  - Lighting
  - Thermal Comfort
  - Individually controlled heating/cooling units



*Sidles Company, 26 August 1945* NSHS Collection, MacDonald Studio

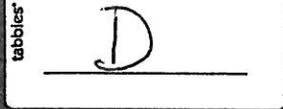
**Historic Information**

*Courtesy of Ed Zimmer, City Planning Department, Lincoln, Nebraska*

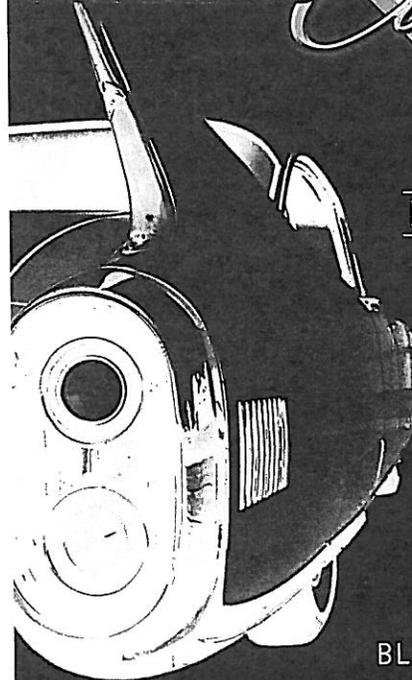
The building was constructed in 1909-10 by Olsen and Lawrence for H. E. Sidles. Ferdinand C. Fiske was the architect. Directories suggest the upper floors originally offered lodging as the "Delamar Hotel," then the "Delamar Rooms" in the late 1920s. Sidles soon moved his auto sales to several subsequent locations in the neighborhood, but operated the storefronts at least into the 1940s, selling automobiles, equipment and radios.

SPECIAL INVITATION

EXHIBIT



LOFTS



COME JOIN US FOR A PREVIEW OF LINCOLN'S NEWEST LOFT DEVELOPMENT.

21 LOFT UNITS OFFER STYLE, EFFICIENCY AND SOPHISTICATION.

HISTORIC FLAIR WITH BLISTERING INTERNET SPEED.

FEB 14<sup>TH</sup> • THURSDAY • 5-7PM

1226 P STREET • LINCOLN

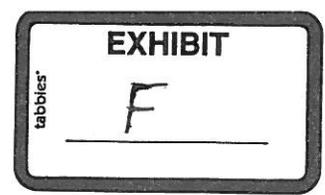
# AGENDA

EXHIBIT

E

**MID-YEAR BUDGET RETREAT  
LANCASTER COUNTY BOARD OF COMMISSIONERS  
B & R STORES CORPORATE OFFICES  
4545 W STREET  
THURSDAY, FEBRUARY 21, 2013  
8:30 A.M. - 4:00 P.M.**

1. 8:30 a.m. **MID-YEAR BUDGET REVIEW** - Dennis Meyer, Budget Director
  - a. Mid-Year Status of Revenues and Expenditures
  - b. County General Fund
  - c. Other County Funds
  - d. Letters from Agencies
2. 10:45 a.m. **SELF INSURANCE FUNDS** - Sue Eckley, Risk Manager
3. 11:15 a.m. **BUILDING FUND/OLD JAIL** - Don Killeen, Property Manager
4. 11:45 a.m. **DEPARTMENT BUDGET HEARING SCHEDULE**
5. 12:00 NOON **LUNCH**
6. 12:30 p.m. **MENTAL HEALTH SERVICES/CRISIS CENTER** - Ron Sorensen and Scott Etherton
7. 1:00 p.m. **JAIL** - Mike Thurber, Corrections Director
8. 1:30 p.m. **FUTURE FUNDING ISSUES AND PROJECTIONS**
9. 2:30 p.m. **BUDGET PROCESS**
10. 3:00 p.m. **FISCAL YEAR 2013-14 BUDGET INSTRUCTION LETTER**
11. 3:30 p.m. **BUDGET WRAP-UP**



**Community Dashboard:**  
**A Website & Annual Community Index**  
**2013-2015**

Lincoln has tried, over the years, to do community planning for human services many different ways. It's always like herding cats. Today I am presenting an option that has proven to be successful in other communities. Collecting data, and then being able to analyze that data, helps us understand the assets and challenges Lincoln faces, now that we are nearing a population of 300,000. It can be used as a guide for funders. It can provide a table to share resources for larger projects. The County cannot, nor has ever claimed to want to, do it alone. But in partnership with community funders (Woods, Cooper, LCF, CHE, United Way, NCFE, and the City of Lincoln) it could have a significant impact. The total project cost for 2 years is \$76,329. It does not require a huge commitment from any one funder; yet collaboratively could design and maintain the website and create the Community Index for all to use.

**MOTION:** For the Lancaster County Human Service office to contract with UNL-Public Policy Center, in the amount of \$1500 for each of 2 years; a total of \$3000. (With funds coming from the County Keno fund.)