

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING
ROOM 113
THURSDAY, MAY 16, 2002
8:15 A.M.**

Commissioners Present: Bob Workman, Chair
Bernie Heier, Vice Chair
Kathy Campbell
Larry Hudkins
Ray Stevens

Others Present: Kerry Eagan, Chief Administrative Officer
Gwen Thorpe, Deputy Chief Administrative Officer
Dave Johnson, Deputy County Attorney
Bruce Medcalf, County Clerk
Melissa Koci, County Clerk's Office

The Staff Meeting was called to order at 8:18 a.m.

AGENDA ITEM

1 APPROVAL OF STAFF MEETING MINUTES OF THURSDAY, MAY 9, 2002

MOTION: Heier moved and Campbell seconded to approve the minutes of May 9, 2002. On call Hudkins, Heier, Stevens, Campbell and Workman voted aye. Motion carried.

2 ADDITIONS TO THE AGENDA

- a. School Board and City Council Meeting

MOTION: Heier moved and Stevens seconded to approve the addition to the agenda. On call Campbell, Heier, Stevens and Workman voted aye. Hudkins was absent. Motion carried.

Hudkins arrived at 8:35 a.m.

2 ADDITIONS TO THE AGENDA

- a. School Board and City Council Meeting

Campbell reported she talked with Jonathan Cook about the next meeting being a tour of Southwest High School. A meeting will be set up with the City Council and School Board in August and the Commissioner's would be interested in the tour. Cook suggested having a joint meeting on either August 14th or 15th. Campbell suggested having it on Thursday, August 15, 2002 around 7:30 a.m., and then hold the Staff Meeting after that.

3 COMMISSIONER MEETING REPORTS

- a. **Information Services Policy Committee** - Stevens

Stevens indicated there was no new information to report.

- b. **Joint Budget Committee** - Campbell, Stevens

Campbell said the committee went over proposals for the upcoming year and will need to visit with the Board during budget sessions about what percentage of an increase can be put there. One of the projects that will be discussed is a combined evaluation program for all agencies tied into the United Way and the funders.

Stevens reported the Malone Center Board is asking for \$1,500 for a long range strategic planning session. He said they did meet at the Malone Center and noted the Center has changed for the better, but there are some areas that are still under construction. He said they put in 105 hours of cleaning and since the new Board has taken over they have had 25 hours worth of meetings already. He also said they do have a debt reduction restructure program but it will be tough since they are \$94,000 in debt. They have 7 vehicles they are trying to sell, which are not in very good shape, and they are trying to generate some cash to help the Center because they only have \$9,500 cash on hand.

Campbell asked if there was any discussion on the payroll tax.

Stevens said it was not discussed.

Campbell said United Way volunteers are concerned about giving money to the Malone Center because they are afraid the IRS will take the money.

Campbell also noted the Malone Center talked about using the money from the United Way fund to hire a Director.

c. **Region V Governing Board** - Heier

Heier reported Region V was discussing personnel when he arrived at the meeting and said they talked about monies and units that can be funded by Region V to providers. He also said there was some confusion about what Ron Ross had said to Doris Karloff and himself at a meeting at the Cornhusker so they both agreed that when the Region V Governing Board meets again that all of Ron Ross's remarks be made in Executive Session.

d. **Public Building Commission** - Campbell, Hudkins

Campbell reported that the Public Building Commission met to discuss the parking garage to the north of the City-County Building. She said the way it was originally designed was with the entrance and exits off of 9th and 10th Streets. Public Works said they wanted the entrance and exits on "K" and "L" Streets. She noted they compromised with the lower level (on the westside) used primarily by staff, fleet vehicles and jurors, will enter off of "L" Street at the northwest corner and then exit onto 9th Street.

Campbell also said the upper level, which will be on the east side of the block will also be used by the public and will have a dual entrance. There will be an entrance off of 10th Street and an exit onto 10th Street, but there will also be an entrance on "K" Street. She said eventually when they need more stacking, the 10th Street entrance may be closed.

Campbell also noted the PBC discussed the Old Federal Building and received a report from Steve Flanders, which was distributed (Exhibit A).

Campbell informed the Board that the City has a panel of people working on an analysis of cost benefits on the Old Federal Building, chaired by Lyle Davis. She said the Board's letter was given to the committee for inclusion in their review so they would know the questions the Board had. Campbell said she spoke with Ann Harrell and wondered if the County Board would like Lyle Davis to come talk to the County Board with a synopsis of Old Fed. She also said if the City chose not to accept the proposal on NU style she still believes joint use is needed.

Hudkins asked the County Board to consider the 19 County Attorney's that are in the building and the few that will be added when considering space, but the decision should be made with the City Council.

Campbell asked if everyone got copies of Flanders report and said they need to look at the potential costs.

Campbell said the Board can ask for a copy of the report on Tuesday morning so they have a chance to look at it, read the paper and then ask for written copies.

e. **Board of Health - Workman**

Workman reported the Board of Health discussed body piercing and tattooing, an issue which is hung up in City Council because of a 3-3 vote. He noted the tobacco settlement dollars are not coming in as anticipated.

4 PUBLIC DEFENDER ANNUAL REPORT; INDIGENT DEFENSE CONTRACTS; INDIGENT DEFENSE STANDARDS - Dennis Keefe, Public Defender; Monica Ross, Administrative Services Officer

Dennis Keefe, Public Defender, appeared and distributed documentation regarding the 2001 Annual Report (Exhibit B) and proceeded to give an overview of the annual report and new standards. He first noted there is almost \$3,500,000 in his budget for indigent defense and his office receives 62% of the budget for this function, but they do 80% of the cases. When his budget is broke down into costs of contracts and assigned counsels, 40% of the costs are juvenile costs, 39% are felonies, 15% are misdemeanors and 6% is the rest.

Keefe indicated there are six contracts for legal services for various courts, five with private law firms and one with Nebraska Legal Services. Based upon the assigned counsel costs the County is saving \$45,000 over what would have been spent if counsel had been assigned. So the move to go with contracts five years ago has resulted in a significant decrease to the County and the judges are satisfied.

Keefe noted the Nebraska Commission on Public Advocacy (NCPA) was appointed to represent clients in Lancaster County in 34 felony cases. The NCPA saved an excess of \$100,000 for Lancaster County in 2001. He also reported there were a total of 1,499 felony cases filed in Lancaster County in 2001 compared to 1,293 cases filed in 2000 (a 16% increase).

Keefe distributed documentation regarding a comparison of the open/closed/pending cases for the first four months in 2001 and 2002 (Exhibit C) and indicated the felony drug cases have increased 121% from last year, however the juvenile family cases have declined 15%. The number of new cases has declined this year but the pending cases are going up. He also said the misdemeanor cases had an 11% increase over the past year, but for the first four months they have declined 18%.

Keefe distributed documentation regarding the need for an additional contract in the Separate Juvenile Court of Lancaster County (Exhibit D) and said there are 185 cases needing appointments. Two of the private contractors will reach their maximum pending (120 cases) by December 31, 2001 and will be limited to approximately 32 new cases in 2003. He said the estimated figure for 2003 is based upon an estimated 6% increase in appointments.

Hudkins asked if it would be more efficient to visit with the firms and amend the cap because they are used to working with the claims instead of having the judges assigned.

Keefe said the lawyers have been limited and with the three courts operating at the same time they have a limited pool of attorney's and are having scheduling problems. He suggested expanding the number of contracts to satisfy the problem and save money.

Heier asked if there were enough contract lawyers to handle the Juvenile cases.

Keefe said every contract process through the Juvenile Court that has been done in the last five years has received applications or requests for proposals from very high qualified people.

Keefe distributed documentation regarding Nebraska Indigent Defense Standards Fact Sheet (Exhibit E) and outlined the required standards, the reimbursement Lancaster County can expect if the standards are followed, what Lancaster County must do to meet the standards and a recommendation from the Lancaster County Indigent Defense Advisory Committee.

Keefe said the Legislature last year passed an Indigent Defense Standards Advisory Counsel whose responsibility is to recommend standards for all types of indigent defense systems. The Commission on Public Advocacy adopts them and the County can choose whether or not to meet the standards and if they do, they are eligible for reimbursement for 25% of their felony costs.

5 INDIGENT SCREENER EVALUATION - Dennis Keefe, Public Defender; Peggy Gentles, County Court Administrator

Peggy Gentles, County Court Administrator, appeared and introduced Alan Tomkins from the University of Nebraska Public Policy Center.

Tomkins appeared and said the Public Policy Center was asked to submit a proposal regarding an evaluation of the Lancaster County Indigency Screener Project along with an evaluation plan for the remainder of the project. He said a \$6,000 to \$12,000 budget figure was requested to see what kind of evaluation could be started. He said the purpose of the proposed evaluation is to provide information relevant to three issues involved in the Indigency Screener Project:

1. Indigency Rule
2. Form
3. Screener

Tomkins said they came up with a list of 13 questions on the proposal that would be useful to have answers to. He said what they would like to do is track a defendant and be able to determine whether or not they were indigent, determine how many defendants that are asking for appointed cases don't need them and also the ones that don't ask for counsel that may need it. He proposed to conduct interviews, look at the data and try to make as much use as they can with the data.

His proposal is for \$9,500 in direct costs, plus \$950 and access to the data.

Campbell said the Community Services Implementation Plan (CSIP) is very pleased with the Public Policy Center and how they are handling their project. Campbell questioned Tomkins plan to meet or visit with Douglas and Sarpy Counties and wondered if they had any type of a screening program.

Tomkins said Lancaster County is the only County that has implemented the new procedure and he believes Douglas and Sarpy County are doing it the old way. Tomkins stated the reason he would like to look at their data is to determine if the requests for appointments have increased over time. In felony and certain types of misdemeanor cases, they can start tracking and have some comparable data and if there are reasons to go to Omaha and talk to them he would consider doing that.

Campbell indicated the Board promised they would provide the Chief Justice an evaluation of the project.

Stevens questioned the five months it will take for the project to be done and if it could be done in less time.

Tomkins said he needs time to find a student assistant to work with Dennis Keefe and with other obligations at the Public Policy Center a shorter time frame may not be feasible.

MOTION: Campbell moved and Stevens seconded to accept the proposal and ask for a contract as they are ready to begin work. On call Campbell, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

6 REAPPOINTMENT OF HARLAN KING TO COUNTY VETERAN SERVICES COMMITTEE - Gary Chalupa, Veteran Services Officer

Gary Chalupa, Veterans Services Officer, appeared and indicated State Statute requires the County Board to reappoint one member to the Veterans Service Committee for a five-year term and Harlan King's term will expire on June 30, 2002. Chalupa indicated he sent a letter to the 21 Veteran's organizations throughout the County and no one volunteered to serve besides Mr. King.

7 COUNTY SAFETY COMMITTEE STRUCTURE/GUIDELINES - Diane Staab, Deputy County Attorney; Bill Kostner, City Risk Manager

This item was dropped from the agenda, however, Workman questioned the need for a safety meeting once a month.

Georgia Glass, Personnel Director, appeared and stated the Legislature passed a law a few years ago that the County is required to have a Safety Committee and indicated the City's Safety Committee meets once a quarter and does not know why the County's Safety Committee meets once a month.

MOTION: Heier moved and Campbell seconded to have the Safety Committee meet quarterly instead of once a month. On call Campbell, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

8 DIRECTOR BENEFITS - Georgia Glass, Personnel Director

Georgia Glass, Personnel Director, appeared and distributed documentation regarding her proposed plan for an increase in benefits for Unclassified County employees (Exhibit F). She indicated it was previously discussed to increase the County paid life insurance for Department Heads from \$30,000 to \$50,000 and the Board informally agreed to it. She proposed the increase for Department Heads, appointed Assistants to Department Heads, Chief Deputies, Attorney's, Bailiff's and District Court Referee's and the resolution should be amended to reflect the increase in life insurance. She also proposed increasing the vacation benefit to match the City's level, because in recruiting people at the management level, most people started out with more than 2 weeks of vacation. She proposed starting out with 3 weeks of vacation from the time of appointment, after 5 years go to 4 weeks and after 20 years go to 5 weeks.

Campbell believed the 3 week benefit at start is a good idea.

Hudkins asked about the additional costs for giving an extra week of vacation.

Glass said the group of people that she is talking about are salaried people, so there wouldn't be any additional costs for this proposal.

Workman asked how many employees the proposal would involve.

Glass said about 100 employees, with the biggest group being the Attorney's. She said both Dennis Keefe and Gary Lacey have spoke with her on how they can recruit Attorney's and one of the things they asked for was more vacation.

MOTION: Campbell moved and Hudkins seconded to accept the proposal as outlined by the Director of Personnel on increasing benefits for Unclassified County employees. On call Campbell, Workman, Hudkins and Heier voted aye. Stevens voted no. Motion carried.

9 REVIEW OF DEPUTY CHIEF ADMINISTRATIVE OFFICER POSITION DESCRIPTION AND SALARY - Georgia Glass, Personnel Director

Gwen Thorpe, Deputy Chief Administrative Officer, appeared and indicated she and Kerry Eagan discussed the job description and both agreed there isn't anything at this point that needs to be changed on it.

Eagan asked her present salary.

Thorpe said \$54,000.

Hudkins asked what her salary was in the County Clerk's Office.

Thorpe said \$52,500.

Hudkins asked Thorpe if she is the primary responsible person for updating the webpage.

Thorpe said she is working with Cori Beattie on the webpage and agreed that it needs updated.

Campbell said in the second paragraph of the job description it states, " will coordinate media and newspaper articles" and she believes it is an area that should be discussed by the Board at Mid-Year budget.

Workman said the monthly County Connection's are okay, but he doesn't believe they are great and he also believed the Staff meetings should be televised.

The Board did not agree with televising the Staff meetings because of length and you don't get as deep an interaction and discussion when it is televised.

Eagan suggested adding a feature to the County Connections to do a recap of the actions and things that were discussed at Staff meetings. With regards to the overall job description, he said grants is a big project that Gwen learned and with the media, he said they need to work on press releases and get into the regular routine of doing them, which was one of the big reasons why the position was created.

Thorpe exited the room.

Hudkins suggested taking some of the important stuff that is to be discussed on the Thursday's meeting and have it on the Tuesday meeting so that it can be televised.

Glass said she tried to do a comparative analysis with other counties and there were only two matches for a Deputy Chief Administrative Officer and one was in Douglas County, who does more in Human Resource related work and Workers' Compensation and Risk Management, which Gwen is not and the other is in Polk County. She said the average salary for the other two counties is \$62,000.

Eagan said the salary range is \$48,000 to \$60,000 and Gwen started at \$54,000. He said as far as Gwen's performance, she does have some definite strengths, she is extremely responsive to requests, she has an excellent working relationship with other Director's, other Board members, the staff in the office and is very reliable. He said the one thing she does need to improve on is her writing, which is difficult and takes practice. He said her productivity is very good and she has had and will have some big projects ahead of her.

Hudkins asked if Thorpe has the capabilities to do Eagan's job 18 months to 2 years down the line and will she have the capability.

Eagan said yes she should be well capable of doing the job and she has helped relieve some of the work, but yet he's had to take the time to train her on the job.

Campbell believes that Gwen is not there yet if she were to step in and take over tomorrow, but as the Deputy Chief Administrative Officer she is doing fine.

Eagan said Director's salaries have always been reviewed after 6 months and said it would be fair to look at the 6 month increase and then take that into consideration in the fall when they look at all the Director's salaries.

Glass said a 5% increase would be \$2,700.

Hudkins suggested a 3% increase, made retroactive and then reviewed would be fair.

MOTION: Heier moved and Hudkins seconded to approve a \$1,500 raise retroactive back to 6 months from hire.

Hudkins said he has always been opposed to this position, but she is doing a good job and the reason he is voting no is because she was going to be hired at \$50,000 but she negotiated a higher salary.

ON CALL: Heier, Stevens, Campbell and Workman voted aye. Hudkins voted no. Motion carried.

10 DIODE COMMUNICATIONS WIRELESS INTERNET SERVICES - Randy Sandman, Diller Telephone Company Manager

Randy Sandman, Diller Telephone Company Manager, appeared and distributed documentation regarding Diode Communications from Diller, Nebraska, which is 20 miles southwest of Beatrice (Exhibit G). He said they are a subsidiary company of Diller Telephone and have been in business for 100 years and employ 29 full-time and part-time employees.

Sandman said his company offers cable television and Direct TV satellite. He said they invested in the franchise for nine different counties including rural Lancaster County for DirecTV. Sandman said they were not able to justify the costs to purchase all the zip codes in the city, but all of the households in the countryside and around the small towns in Lancaster County are in their DirecTV franchise and they have been doing that for 8 years. Sandman said in 1996 they got into Dial-up internet and then broadband communications that included DSL (Digital Subscriber Line) internet, wireless internet and Direcway Satellite. He said they started the wireless internet in Diller and Odell and now have expanded their services to the City of Fairbury, Hebron, Bruning, Plymouth and Dewitt and south of Lincoln in the Hickman, Firth and Princeton area. He said there are towers located there and as well as a tower located at 61st and Rokeby Road in Lancaster County.

Sandman said some of the advantages is an always on connection, it's fast, there are no busy signals and you don't have to dial in to get connected. How it works is they locate a tower in a community and from that tower they broadcast to the customers home to a flat antenna. The customer needs an ethernet card or network card in their computer.

Campbell asked when they will be closer north to the city limits.

Sandman indicated they need to do a search site and hopefully with the tower at 61st and Rokeby Road they will be able to transmit up to 3 or 4 miles.

Danni Starck, Marketing Director for Diode Communications, appeared and indicated the price ranges are from \$39.95 to \$109.95 a month and there is no installation charge with a 2 year contract. There is a discount if you already are a DirecTV customer and you sign up for wireless internet, you will also receive a month of DirecTV programming for free. If you are a brand new customer for DirecTV, you will get an additional month of free programming and \$10 off your first month of internet service.

Hudkins asked how far north they have gone with DirecTV.

Sandman said they service Raymond, Malcolm, small towns in Lancaster County, but not inside the city limits of Lincoln. The most popular programming package is \$31.99, but the basic level starts at \$21.99.

Sandman said he would like to know the levels of interest from around the County and the reason they went with the Hickman, Firth area first is because a lot of the DirecTV customers were calling them asking when they were going to bring high speed internet on the satellite.

11 EXEMPTION PROCEDURES - Norm Agena, County Assessor; Mike Thew, Chief Deputy County Attorney

Mike Thew, Deputy County Attorney, appeared and indicated there was a question about what to do with organizations that have filed exemptions using affidavits that were signed in the presence of Assessor's staff rather than Notary's. Thew said a document that is signed and executed by someone other than a Notary or someone authorized to take oaths doesn't meet the legal definition of affidavit.

Thew indicated he contacted the Property Tax Administrator about the form and its instructions and she didn't seem too concerned about the problem.

Based on Thew's legal research, he said the County can either say these forms are not affidavits that they should come in, sign in front of a notary, creating an affidavit but they will be charged for being late. He said the other alternative would be to tell the organization they got the form in on time, you did everything you were supposed to do and you will get the exemption without the notary.

Thew stated the County Board does not to be involved. Thew said he spoke with Norm Agena, County Assessor, whose preference is to say that these affidavits were filed on time, they are not going to penalize for following the instructions that were given and he is going to send out letters to all of the organizations saying please send us one that is notarized by a notary and we will attach it with the original that is on file, so a sworn statement will be available.

Hudkins indicated he likes the last option.

Norm Agena, County Assessor, appeared and indicated that it is at the discretion of the Assessor to accept a form that is not complete and it is his understanding that the language is going to be changed in the future. He said there are 157 continued use affidavits with 112 being churches and 45 are other entities.

Campbell asked if the County is providing a date for which the forms need to be returned by.

Agena said the letters won't go in the mail until Monday and they have until June 1, 2002 to return them.

Agena also reported there will be 8,870 increased valuations sent out this year with the majority of them being residential. He said 6,100 notices will also be sent to the Agriculture group which will be changing their market value.

12 ACTION ITEMS

- a. Recommendations from Visitors Promotion Advisory
 - 1. \$1,500 Grant to Alpaca and Llama Show Association (ALSA) for ALSA Grant National Championship, November 5-11, 2002
 - 2. \$500 Grant to Nebraska Family, Career and Community leaders of America Conference, April 7-9, 2002

MOTION: Hudkins moved and Heier seconded to approve the recommendations from the Visitors Promotion Advisory Committee. On call Campbell, Stevens, Hudkins, Heier and Workman voted aye. Motion carried.

- b. Letter to Management Team

MOTION: Moved by Hudkins and seconded by Heier to adopt the letter regarding attendance and have the County Board members sign the letter to the Management Team. On call Campbell, Hudkins, Stevens, Heier and Workman voted aye. Motion carried.

- c. Letter to Virginia Johnson re: Service on Indigent Defense Advisory Committee

MOTION: Moved by Campbell and seconded by Hudkins to approve the letter to Virginia Johnson. On call Hudkins, Heier, Stevens, Campbell and Workman voted aye. Motion carried.

- d. Microcomputer Request C#2002-176 for \$2,693.58 from County Extension Budget for Dell 1.6 ghz Laptop

MOTION: Moved by Campbell and seconded by Stevens to approve Microcomputer Request C#2002-176. On call Heier, Stevens, Workman, Hudkins and Campbell voted aye. Motion carried.

- e. Microcomputer Request C#2002-179 for \$3,084 from County Attorney's Drug Forfeiture Fund for 12 Palm Vx's

MOTION: Heier moved and Campbell seconded to defer the item until Gary Lacey has his Budget Hearing. On call Stevens, Workman, Campbell, Hudkins and Heier voted aye. Motion carried.

14 ADMINISTRATIVE OFFICER REPORT

a. Comprehensive Plan Discussion

Campbell distributed documentation regarding an inclusion on page F141 and suggested adding a paragraph: (Exhibit H)

"The Community Mental Health Center of Lancaster County (CMHC) operates from multiple service sites around Lincoln, serving mental health needs of persons in Lancaster County. The Crisis Center Program serves all of Southeast Nebraska for emergency protective custody evaluations out of the main site at 2200 St Mary's Avenue. Continued population increases in Lancaster County and Southeast Nebraska has meant increased demand for mental health services provided both at the main facility and in program satellites."

MOTION: Hudkins moved and Stevens seconded to add the inclusion of the information regarding the Community Mental Health Center. On call Hudkins, Campbell, Stevens, Workman and Heier voted aye. Motion carried.

Campbell also distributed documentation regarding Page F172 and suggested changing the wording under the Human Services Planning to the following in bold letters: (Exhibit I)

"Human Services Planning - Explore points of common concern and emphasis between the community's long range land use **Comprehensive Plan** and the community's long range health and human services **Community Services Implementation Plan (CSIP)**. Enhancing the coordination of these two endeavors should be initiated and completed within two years of the adoption of the Comprehensive Plan."

MOTION: Campbell moved and Stevens seconded to change the language on Human Services Planning on Page F172. On call Heier, Hudkins, Campbell, Stevens and Workman voted aye. Motion carried.

Campbell distributed documentation regarding a change to the negative wording on page F77 and suggested the following: (Exhibit J)

"Lancaster County is in a transition from a traditional agricultural area to a more urbanized county. Balancing the strong consumer demand for country style living and the practical challenge of integrating agreeages with traditional agricultural land use will continue. Lands previously designated in the Comprehensive Plan or zone for low density residential development must be recognized.

As urbanization evolves, potential conflicts with agricultural practices and the "Right to Farm", and impacts on school districts, volunteer fire departments, and the County rural road network should be monitored as development occurs.

Future challenges may arise when a growing city or town needs to annex rural acreage areas, such as; acreage infrastructure systems that are not compatible with urban standards, the potential change in the lifestyle of rural acreage owners, financial implications of higher property taxes, and impact on acreage parents and children when the annexation leads to a change in school districts.

Variety of housing choices should apply to acreage residential development as well as urban areas."

MOTION: Campbell moved and Heier seconded to change the wording on page F77. On call Heier, Stevens, Hudkins, Campbell and Workman voted aye. Motion carried.

Heier indicated on Page F64, under Native Prairies and Grasslands, he has a concern regarding the smoke buffers.

The Board agreed that the smoke buffers was discussed earlier and it was their conclusion to delete the sentence that says the smoke buffers of 1/4 of a mile around the sites are desirable.

MOTION: Heier moved and Hudkins seconded to delete on Page F64 to strike the sentence that says, "the smoke buffers of 1/4 of a mile around the sites are desirable." On call Campbell, Hudkins, Workman, Stevens and Heier voted aye. Motion carried.

Heier also noted on Page F79, under the 4th paragraph 1st sentence, he said he does not want to eliminate Sanitary Improvement Districts as a possible financial resource.

Campbell suggested putting this item on for discussion with the City Council because Sanitary Improvement Districts near to the City have to accept certain conditions.

Heier also said under the first large paragraph on Page F82, under Strategies, it is a repeat of Page F79 where it talks about the study that needs to be done.

Campbell said the difference on Page F79 is it talks generally about the study and the build through, but Page F82 lists a specific strategy and calls for a study to be done in one year.

Workman noted on Page F79, under paragraph 3, where it says, "provide more bonuses and a lower threshold size for the proven technique of "cluster" development using the Community Unit Plan" and he believed that one of the compromises was to reduce from 75 to 40 acres through the Community Unit Plan. He suggested changing the sentence to say, "provide more bonuses and a minimum threshold size of 40 acres."

MOTION: Hudkins moved and Stevens seconded to accept the reworded language on Page F79, paragraph 3, and change the word "lower" to "minimum" and after size put in "of 40 acres". On call Campbell, Heier, Hudkins, Workman and Stevens voted aye. Motion carried.

Workman also referenced page F79 under the 4th paragraph where it says, "The development of a performance standard "point system" will allow the location of higher density AGR rural acreage development" it was his understanding that they were going to apply the point system to AG also.

Campbell said in order to get to AGR density, that point system will be used. She suggested saying, "Development of a performance type point system will allow the Change of Zone to higher density AGR rural acreage development whether the review criteria can be met."

Workman suggested striking out the word AGR.

MOTION: Stevens moved and Hudkins seconded to strike out the word AGR on Page F79, under paragraph 4. On call Campbell, Hudkins, Heier, Stevens and Workman voted aye. Motion carried.

Also under page F79, Campbell said under the 2nd paragraph where it talks about retaining the current overall density and providing for an ability to divide two three acre lots per "40" acre parcel, she said it might be helpful to add after that sentence, "by right with conditions and administrative review with appeal to the County Board".

MOTION: Hudkins moved and Heier seconded to approve the addition. On call Campbell, Workman, Heier, Hudkins and Stevens voted aye. Motion carried.

Workman also asked about the closure of Wildrose Lane on Page F119.

Campbell said on Page F119 it says, "The following areas are designated for study to determine if any facility improvements or road closings will be planned for these locations" and the word that needs to be taken out is "closure".

MOTION: Hudkins moved and Stevens seconded to strike the word closure on Page F119 where it says Wild Rose Lane Road Closure. On call Hudkins, Campbell, Stevens, Heier and Workman voted aye. Motion carried.

b. Corporate Run

MOTION: Campbell moved and Heier seconded to use Wellness Funds for the Corporate Run. On call Campbell, Heier, Hudkins, Stevens and Workman voted aye. Motion carried.

c. Correspondence re: Ethanol Facility

Workman said Mike DeKalb told the group to come back to the Planning Department regarding the elevation for the floodplain and they never came back. He also noted the letter to the County Board is not on any type of letterhead and he wonders how serious this group is.

Hudkins said he visited the place the group is looking at for the facility and it is his belief that it is not in the floodplain.

Workman suggested referring the issue to the new Economic Development Coordinator.

Campbell said the big problem that the Ethanol group has had is it needs an overpass, it's not the floodplain issue.

MOTION: Heier moved and Hudkins seconded to refer the item to the new Economic Development Coordinator. On call Campbell, Workman, Heier, Stevens and Hudkins voted aye. Motion carried.

d. Lobbyist Contract

Eagan reported the Lobbyist Contract is at the end of the Legislative Session and the 2-year contract will be up. He said the County always takes a look at whether they want to re-contract with the present Lobbyist or go out to bid. He said if the Board decides to keep contracting with Gordon Kissell, there will be an increase of \$5,000 to \$6,000 because of additional staffing that he has and the use of that staffing for County purposes. Eagan said the current contract is \$38,000.

Hudkins asked what Kissell started out at and wondered how long he has been with the County.

Eagan said he believed the original contract was from 1993 or 1994 and he started out around \$17,000 to \$19,000.

Hudkins said one of the things that hasn't been done for a number of years is open this contract up and see what is out there. He said the City has done it several times and it wouldn't hurt to go out for RFP's.

Campbell said she doesn't have any problems with the additional increase, she believes Kissell does a good job and suggested continuing with him.

MOTION: Hudkins moved and Stevens seconded to open the Lobbyist contract up for request for proposals. On call Stevens, Hudkins, and Heier voted aye. Campbell and Workman voted no. Motion carried.

e. Budget Hearing Schedule for June 4, 2002

This item was held and will be discussed during the Budget Session on May 16, 2002 between 1 and 5 p.m.

f. County Board Policies re: Abusive Phone Calls, Director Leaves, Legal Opinion Requests, Employee Communications and Grant Submittal

The Board agreed to put this item on next Tuesday's County Board agenda.

g. State Correctional Facility in Air Park

Killeen reported he talked to John Wood from the Airport Authority who indicated the State has given him notice that they are going to vacate the facility as the end of September, and within the next 30-45 days they will begin dismantling that facility. The Airport Authority wanted to know if Lancaster County had an interest in the facility.

Campbell suggested putting a work session together with Don Killeen to discuss whether or not the facility will hold the classification of prisoners that Mike Thurber needs, what it would take to get it to that point and what the impact would be on Lancaster County on staff.

Heier wants the State contacted to find out what the cost would be to leave the building the way it is.

Campbell again suggested getting through the budget sessions before they have a work session. The Board agreed that on June 18, 2002 at 9:30 a.m. they would have a work session on the proposed new jail.

Killeen commented on Exhibit A regarding the Old Federal Building and said the Board asked for an update of Sinclair Hille's 1995 study and the numbers that were put together were for a short term 10-year use of the facility.

h. Request from Records & Information Management to Increase Hours of John Hudson from 25 to 40 Per Week

The Board agreed to discuss this item on May 30, 2002 when Records & Information Management comes in for their budget hearing.

i. Reconsideration of Special Designated License for Chace Ent. dba/Silver Spoke Saloon

Dave Johnson appeared and said there was some question regarding the motion and questioned whether the vote finalized the matter with regard to denying the Special Designated License for Silver Spoke Saloon.

The Board agreed this item should have been denied and agreed not to put this item back on the County Board's May 21, 2002 agenda.

j. Logo for Noxious Weed Control Authority

Eagan said Russ Schulz, Weed Control Superintendent, wants to identify his hats, cars and badges with a logo.

Hudkins asked about the cost.

Eagan said Schulz is worried about identification because he has had the police called on his inspectors and has been chased off land, so he wants something to identify his people.

MOTION: Campbell moved and Hudkins seconded to refer the issue for discussion at the Noxious Weed's budget hearing. On call Campbell, Hudkins, Heier, Workman and Stevens voted aye. Motion carried.

k. Common Meeting on May 28, 2002

Heier said the purpose of the Common Meeting on May 28, 2002 at 9:00 a.m. is only for the purpose of looking over and discussing the Comprehensive Plan, which will take away the June 3, 2002 meeting.

l. Quote from All Makes re: County Board Office Reconfiguration

Eagan indicated he received a quote back from All Makes regarding one work station in the County Commissioner's office and they wanted \$600 to look at the office and give an opinion. Eagan said he is meeting with a gentleman from Innerspace on Monday to get another quote.

ADJOURNMENT: Moved by Stevens and seconded by Heier to adjourn the staff meeting at 12:57 p.m. On call Heier, Hudkins, Campbell, Stevens and Workman voted aye. Motion carried.

Bruce Medcalf
Lancaster County Clerk