

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
COUNTY-CITY BUILDING
ROOM 113 - BILL LUXFORD STUDIO
THURSDAY, JUNE 9, 2016
8:30 A.M.**

Commissioners Present: Roma Amundson, Chair
Todd Wiltgen, Vice Chair
Larry Hudkins
Deb Schorr
Bill Avery

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 June 8, 2016.

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

AGENDA ITEM

1 APPROVAL OF MINUTES OF THE MAY 26, 2016 STAFF MEETING MINUTES

MOTION: Schorr moved and Wiltgen seconded approval of the May 26, 2016 Staff Meeting minutes. Wiltgen, Schorr, Amundson, Avery and Hudkins voted aye. Motion carried 5-0.

2 ADDITIONS TO THE AGENDA

- A. Presentation on Southeast Community College (SCC) Bond Issue
- B. Aging Partners Areawide Advisory Council Appointment (Exhibit A)
- C. Report on Chamber Coffee

MOTION: Hudkins moved and Wiltgen seconded approval of the additions to the agenda. Schorr, Hudkins, Wiltgen, Avery and Amundson voted aye. Motion carried 5-0.

3 A) LEGISLATIVE SERVICES CONTRACT WITH KISSEL/E&S ASSOCIATES; B) LEGISLATIVE REVIEWS; C) COMMUNICATION WITH NEW LANCASTER COUNTY SENATORS; AND D) MEETING WITH NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES LEADERSHIP - Gordon Kissel, Jonathon Bradford and Joe Kohout, Kissel/E&S Associates (Legislative Consultants)

A) Legislative Services Contract with Kissel/E&S Associates

Joe Kohout, Kissel/E&S Associates, presented a request to renew the legislative services contract , noting a 5% increase which would bring their fee to approximately \$63,000 a year (Exhibit B). Kerry Eagan, Chief Administrative Officer, noted the two-year contract is intended to coincide with the legislative cycle.

Schorr felt the increase was justified when considering the firms work on behalf of the County.

MOTION: Hudkins moved and Wiltgen seconded to prepare a contract for action at a regular County Board of Commissioners Meeting at the fee and terms that were outlined. Hudkins, Avery, Wiltgen and Amundson voted aye. Schorr abstained from voting. Motion carried 4-0, with one abstention.

B) Legislative Reviews

Kohout presented a list of Interim Studies (Exhibit C). He also provided an update on the results of statewide legislative elections, noting five incumbents lost their primary races. Kohout said it is important to note that the "gas tax" was one of the significant issues in those districts. He said 29 of the 49 senators will have two years, or less, of experience when the Legislature reconvenes in January, including eight of the Lancaster County Senate Delegation. Kohout discussed leadership races, noting Senator Jim Smith, who had served a Chair of the Transportation and Telecommunications Committee, announced he will not be seeking re-election to that post, rather he is seeking the position of Chair of the Revenue Committee. He said Senator Smith is working on significant tax package to address both income and property taxes and said Lancaster County will want to stay abreast of those conversations.

Kohout said another issue involves the Legislative Resolution (LR) 415 Task Force that was impaneled to look at behavioral and mental health issues. He said the Nebraska Association of County Officials (NACO) had a conversation with Senator Kate Bolz, who

chairs the Task Force, about how emergency systems work. Kohout said the Task Force will meet again on June 15th and said he believes the County's role in the emergency system will be discussed at that time. He indicated plans to attend and said he will notify the County Board if there is a need to act.

C) Communication with New Lancaster County Senators

Kohout suggested a basic "101 session" be held for Lancaster County Senate Delegation candidates prior to the Legislative Retreat on August 25th to help them understand County issues such as juvenile detention, corrections, health, fiscal, law enforcement and roads). Discussion took place regarding whether to offer more than one session and the length of the session(s). There were also suggestions to invite current members of the Lancaster County delegation and to have one or two Commissioners present to answer questions.

D) Meeting with Nebraska Department of Health and Human Services Leadership (DHHS)

Eagan noted the Board sent a letter in June, 2015 to Courtney Phillips, Chief Executive Officer (CEO), Nebraska Department of Health and Human Services (DHHS) requesting she, and members of her staff, to meet with the Board to discuss issues. He said the letter was followed by phone calls but no response was received. Kohout asked if the Board wanted to continue to pursue an attempt to meet with DHHS to discuss ongoing issues such as eliminate the responsibilities of counties to pay DHHS rent (see Nebraska Revised Statute §68-130) and Medicaid retroactive billings. There was consensus to contact Phillips again and try to schedule a meeting.

4 VERA INSTITUTE OF JUSTICE PROJECT IN LANCASTER COUNTY - Joe Kelly, County Attorney; Christopher Turner, Deputy County Attorney

Joe Kelly, County Attorney, said he became aware in 2012 of the VERA Institute of Justice's Prosecution and Racial Justice Program and the Lancaster County Attorney's Office became involved in the project in 2013. **NOTE:** Lancaster County was the fourth prosecutor's office to participate in the project. He said the purpose was to ascertain whether prosecutors' decisions were having a disproportionate effect on minority populations. The VERA Institute provided researchers and the County Attorney's Office contributed funding for the project through Drug Asset Forfeiture Funds.

Christopher Turner, Deputy County Attorney, gave a PowerPoint presentation on the study which utilized data from the County Attorney's electronic case management system, including attorney notes and correspondence between attorneys (Exhibit D). He said the researchers reviewed 17,000 cases over the period of 2010-2013, and

decided to study two offense categories (drug and assault offenses). There were 3,100 cases that fit into those categories.

Avery exited the meeting at 9:17 a.m. and returned to the meeting at 9:20 a.m.

Turner said researchers studied key decision points, outcomes, and factors that could influence decisions. He said a few disparate outcomes were found for assault cases likely to be dismissed, after controlling for other factors such as criminal history and seriousness of offense (see Exhibit D).

The Chair exited the meeting at 9:19 a.m. and the Vice Chair assumed direction of the meeting. The Chair returned to the meeting at 9:21 a.m. and resumed direction of the meeting.

Turner said dismissals can be due to lack of evidence, noting it is frequently based on uncooperative victims and witnesses. He said their Community Advisory Group felt building rapport with the victims and witnesses is key so the County Attorney's Office is looking at bringing in a victim witness advocate. Kelly noted that could be funded with Victims of Crime Act (VOCA) monies.

In response to a question from Wiltgen, Turner said the study only involved blacks versus whites as there weren't sufficient numbers as far as other ethnic groups for a valid sample size.

5 PERSONNEL MATTER (EXECUTIVE SESSION REQUESTED) - Pam Dingman, County Engineer; Doug McDaniel, Lincoln-Lancaster County Human Resources Director; Kristy Bauer, Deputy County Attorney

MOTION: Schorr moved and Hudkins seconded to enter Executive Session at 9:30 a.m. for the purpose of protecting the public interest with regards to personnel matter.

The maker of the motion and the seconder withdrew their motion.

MOTION: Schorr moved and Wiltgen seconded to enter Executive Session at 9:30 a.m. for the purpose of protecting the public interest and evaluation of the job performance of a person to the extent it is necessary to prevent needless injury to the reputation of that person unless that person requests a public meeting.

The Chair restated the reason for the Board entering Executive Session.

MOTION: Wiltgen moved and Avery seconded to exit Executive Session at 10:14 a.m. Avery, Wiltgen, Schorr, Hudkins and Amundson voted aye. Motion carried 5-0.

ADMINISTRATIVE OFFICER REPORT

H. Sale of Vacated Right-of Way Near Hickman, Nebraska

Pam Dingman, County Engineer, appeared and said she was directed to negotiate with Dennis Buel regarding right-of-way that had been vacated along South 54th Street, north of the City of Hickman. The right-of-way had been appraised at \$116,000, based on the highest and best use of the property. She said she offered to use 2006 values when the County paid \$6,000 an acre for property south of the center line and \$20,000 an acre for property north of the center line (approximately \$17,800). Dingman said Buel stated his final offer is \$5,000. She said Buel is now requesting a driveway across the County's property which she will not approve.

C. Correspondence from Fraternal Order of Police (FOP), Lodge 32 Regarding Participation in Corrections Director Search Process

Doug McDaniel, Lincoln-Lancaster County Human Resources Director, appeared and said he invited two representatives of Fraternal Order of Police (FOP), Lodge 32 to meet with him to provide input into the Corrections Director profile and said their response was provided via their legal counsel. He said he would prefer to talk to the Board at another time about what further role the FOP will have in the selection. McDaniel said there could be others that could provide input into the selection process. He said Human Resources is ready to begin advertising and sourcing candidates and he wanted to get the profile down. McDaniel noted he received information from the Board to the predictive index and would like to share that at some point as well.

There was consensus to have Eagan and McDaniel draft a response letter.

6 COMPREHENSIVE PLAN AMENDMENT NO. 16002 AND COUNTY CHANGE OF ZONE NO. 16011, AGRICULTURAL (AG) TO AGRICULTURAL RESIDENTIAL (AGR) AT SOUTH 82nd STREET AND ROCA ROAD - David Cary, Lincoln/Lancaster County Planning Department Director; Tom Cajka, Planner II

Tom Cajka, Planner II, gave an overview of Comprehensive Plan Amendment No. 16002, to amend the 2040 Lincoln-Lancaster County Comprehensive Plan by changing the Future Land Use Plan designation from Agricultural to Low Density Residential, and County Change of Zone No. 16011, to change zoning from Agricultural (AG) to Agricultural Residential (AGR), on approximately 118 acres generally located at South

82nd Street and Roca Road (Exhibit E). He said the applicant has submitted a preliminary plat with 32 lots, adding each lot is approximately three acres in size. Planning staff and the Planning Commission have recommend approval of both the comprehensive plan amendment and change of zone request.

Schorr noted two individuals testified in opposition at the Planning Commission's public hearing and asked Cajka to summarize their concerns. Cajka said the primary concerns were drainage runoff and soil erosion leading into Wagon Train Lake State Recreational Area east of Hickman. He added Nebraska Game and Parks did not have any concerns with the project.

Avery asked whether there were any groundwater concerns. Cajka said no, as any future lots would be on rural water. Cary said that is one reason this area is preferable for this type of development.

7 CRISIS CENTER CONSTRUCTION UPDATE - Scott Etherton, Crisis Center Director; Don Killeen, County Property Manager; Chuck Bachman and John Kay, Sinclair Hille & Associates, Inc. (Architects); Dan Ridder, Hausmann Construction (Project Manager)

Copies of Mental Health Crisis Center Change Order Request Log, a breakdown of the change orders by construction and owner requirements, and credits were disseminated (Exhibits F and G). It was noted that renovation of the Benesch Building (825 J Street) to serve as the new location for the Mental Health Crisis Center is over budget by \$204,816.19 and overdue by 46 days.

Avery, Schorr and Wiltgen requested an explanation of the overages and delays. John Kay, Sinclair Hille & Associates Inc., said 1.3% of the change orders are owner initiated and 3.3% are construction related that are based on unforeseen conditions discovered during demolition which include uneven floors, a leaking foundation wall and deteriorated mortar joints and cracks. He said this information was shared with the Public Building Commission (PBC) on a monthly basis.

Schorr asked the amount of contingency set aside for the project. Kay said no contingency was allowed in the bidding documents. Don Killeen, County Property Manager, said the bids were for the completion amount and there is no contingency involved. Each change order must be approved.

Avery asked whether the PBC approved all of the change orders. Killeen said they did. Avery then asked there was ever a time where they thought it should be brought to the County Board. Schorr agreed it should have been brought to the Board. Hudkins, who serves on the PBC, questioned what they felt was so "alarming" about the increases, noting many projects have a contingency of 8-10%. He said all of the change orders were reviewed and a number of change orders were denied.

Hudkins asked Killeen and Kay whether they felt every change order requested was for the benefit of the County. Killeen and Kay both responded they did. Killeen added the subcontractors came back late in the project with additional floor leveling expense that was denied.

Dan Ridder, Hausmann Construction, said the "punch list" (a document prepared near the end of a project listing work not conforming to contract specifications that the contractor must complete prior to final payment) will be completed tomorrow but if the additional changes requested by the owner are approved, it will delay final completion. Chuck Bachman, Sinclair Hille & Associates, Inc., explained that days assigned to those changes are related to shipment dates. He said the changes involve door hardware and estimated shipping will take three to four weeks and another week to ten days to get it installed. The substantial completion date (ready for occupation in terms of code) was May 6th. Final completion date is set for June 10th. It was noted the facility must also be licensed by the Nebraska Department of Health and Human Services (DHHS) and they will want the building to be in move-in condition.

Scott Etherton, Crisis Center Director, discussed the issues involving the doors and locksets. He said they involve a risk for clients but would not prevent them from occupying the building. Avery asked Etherton why he hadn't identified the issues earlier. Etherton said some things that were discussed in the design process did not get included in the bid for a variety of reasons. He said some products that were specified in the bid were found to not function for the intended purpose. Bachman said Etherton's concerns regarding the door closers were not fully understood during the design phase.

Hudkins requested an explanation of one of the pending approval items (change the design of the drainage swale along the alley to utilize pervious concrete) (see Exhibit F).

Bachman said it is related to a vandalism incident. Killeen said he is not sure it is worth the cost and would not recommend it at this point.

In response to a question from Amundson, Killeen said rent will be the \$10.50 per square foot which is the amount every department in the government campus is charged. He said proceeds from the sale of Community Mental Health Center (CMHC) Building will be used to pay off a short term loan at Cornhusker Bank.

Wiltgen asked who will be responsible for the cost overruns. Killeen said those costs will be absorbed by all PBC tenants through rent over the next 20 years.

Gwen Thorpe, Deputy Chief Administration Officer, was asked to be present for the DHHS inspection and Etherton was asked to provide an update at the June 16th Staff Meeting.

Schorr exited the meeting at 11:16 a.m.

8 ACTION ITEMS

There were no action items.

9 CONSENT ITEMS

There were no consent items.

ADDITIONS TO THE AGENDA

A. Presentation on Southeast Community College (SCC) Bond Issue

The Board scheduled the presentation on the June 16, 2016 County Board Staff Meeting agenda.

B. Aging Partners Areawide Advisory Council Appointment (Exhibit A)

The Board scheduled discussion with Randy Jones, Aging Partners Director, on the June 23, 2016 Staff Meeting agenda.

10 ADMINISTRATIVE OFFICER REPORT

A. County Website Committee Appointment

Appointment of Brent Meyer, Weed Superintendent, to the County Website Committee was scheduled on the June 14, 2016 County Board of Commissioners Meeting agenda.

Schorr returned to the meeting at 11:20 a.m.

B. Prudential Request to Send Letter Under the County Board's Name to County Employees Regarding GuideSpark

Information regarding the GuideSpark program was disseminated (Exhibit H).

Board consensus was to approve the request.

C. Correspondence from Fraternal Order of Police (FOP), Lodge 32 Regarding Participation in Corrections Director Search Process

Item was moved forward on the agenda.

D. National Association of County Officials (NACo) Voting Credentials

NOTE: The voting credentials are for the NACo Annual Conference in Long Beach, California, July 22-25, 2016. Commissioner Schorr will be attending on behalf of the Nebraska Association of County Officials (NACO) and Commissioner Hudkins will be attending with a registration provided by NACo at no cost to the County.

Schorr and Hudkins both requested voting credentials.

Eagan recommended the County verify whether Hudkins registration would qualify as a paid registration, which is required for voting credentials.

There was consensus to hold the item.

E. Sale of Community Mental Health Center (CMHC) Building

NOTE: David Cary, Lincoln/Lancaster County Planning Department Director; Tom Cajka, Planner II; Don Killeen, County Property Manager; and David Derbin, Deputy County Attorney, were present for the discussion.

Wiltgen disseminated copies of the testimony he provided at the City Council's public hearing on June 6th regarding Change of Zone 16010 (Exhibit I).

Eagan said, following the public hearing, he communicated that the Board is willing to work with whatever restrictions the City Council is willing to put on the change of zone. He noted retail is one of Bryan Medical Center's primary objections and said the utilization of the building is what is of most importance to the County (see May 5, 2016 Staff Meeting minutes). **NOTE:** B-3 (Commercial) zoning will allow the entire building to be used for office space but O-2 (Office) will not. Eagan said giving up retail would be a huge concession. Schorr expressed concern that limiting all retail would impact uses such as the sale of durable medical equipment. David Derbin, Deputy County Attorney, said the opposition indicated they were okay with that kind of use. He said agreeing to eliminate what the opposition deems objectionable retail uses will take away the force of their argument. Those include adult entertainment, alcohol, tobacco, guns and firearms. Eagan said Bryan Medical Center is also concerned about a retail pharmacy, such as Walgreens or Rite Aid going into that location.

Hudkins noted the former Sun Mart Grocery Store, which was adjacent to the property, had B-3 zoning and asked whether that was brought up at the public hearing. Wiltgen said it was.

MOTION: Schorr moved and Wiltgen seconded to request B-3 zoning but restrict it to O-2 uses. Hudkins, Avery, Wiltgen, Schorr and Amundson voted aye. Motion carried 5-0.

Avery exited the meeting at 11:38 a.m.

- F. Annual Nebraska Association of County Officials (NACO) Conference in Kearney, Nebraska (December 14, 15 & 16, 2016)

All of the Commissioners indicated plans to attend.

- G. Lawson Park Phase II Dedication (June 22, 2016 in Waverly, Nebraska)

Wiltgen indicated plans to attend the event.

- H. Sale of Vacated Right-of Way Near Hickman, Nebraska

Item was moved forward on the agenda.

- I. Purchasing Contract Administrator Position

Eagan said the position has been removed from the City's budget.

11 PENDING

There were no pending items.

12 DISCUSSION OF BOARD MEMBER MEETINGS

- A. Lincoln Independent Business Association (LIBA) Breakfast - Hudkins

Hudkins said LIBA members urged the County to "hold the line" on the tax levy and only use the growth in valuation.

- B. Meeting with Planning Department - Amundson/Wiltgen

Amundson and Wiltgen reported discussion on land uses, the process for Avalon Event Paradise and Hillside Events, Comprehensive Plan Amendment No. 16002 and Change of Zone No. 16011 at South 82nd Street and Roca Road, and update of the Comprehensive Plan.

Hudkins asked that they discuss possible expansion and routing of Northwest 38th Street at their next meeting.

Avery returned to the meeting at 11:45 a.m.

- C. Lancaster County Correctional Facility Joint Public Agency (JPA) - Amundson/Wiltgen

Amundson and Wiltgen reported the JPA approved claims including the purchase of new kitchen ovens.

- D. Public Building Commission (PBC) Chair/Vice Chair Meeting with Mayor - Amundson

Amundson said the discussed the State lease for the "K" Street Building.

- E. Mental Health Crisis Center Advisory Board

Meeting was cancelled.

ADDITIONS TO THE AGENDA

- C. Report on Chamber Coffee

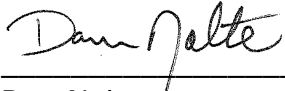
Amundson said a variety of issues were discussed including tourism, road construction, the City's storm water bond issue.

13 EMERGENCY ITEMS AND OTHER BUSINESS

There were no emergency items or other business.

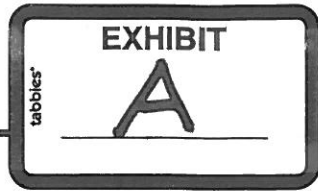
14 ADJOURNMENT

MOTION: Schorr moved and Wiltgen seconded to adjourn the meeting at 11:50 a.m. Schorr, Hudkins, Avery, Wiltgen and Amundson voted aye. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk





Minette M. Genuchi

From: Minette M. Genuchi
Sent: Thursday, June 09, 2016 7:12 AM
To: 'Bill Avery'; Bill P. Avery; Deb E. Schorr; Deb Schorr (debschorr@aol.com); 'Roma Amundson'; Roma B. Amundson; Todd J. Wiltgen
Cc: Kerry P. Eagan; Gwen K. Thorpe
Attachments: Catherine Rauch.PDF; Vern Schulte.PDF; Wyvill 2015 CV.doc; Wyvill speakers bio.docx

Denise and Minette: Attached is an application for possible appointment for Vern Schulte to the Aging Partners Area Wide Advisory Council. This third application will be the final applicant to fill our vacant positions. I met with Vern in person today and he will be of great value to our Advisory Council. I am requesting his appointment from the Mayor and the County Board. His term would end June, 2019.

Please let me know if any additional information is needed.

Thank you.

Randy

Randall S. Jones

Director
Aging Partners
1005 "O" St.
Lincoln, NE 68508

402-441-6132 direct
800-247-0938 switchboard
RSJones@lincoln.ne.gov

aging.lincoln.ne.gov



Minette and Denise:

I have received the attached interest from John Wyvill for possible appointment to the Aging Partners Advisory Council. I met with John over the telephone and he would add great value to our Advisory Council. I am recommended we proceed with seeking appointment approval from both the Mayor and the County Board. John would be filling a vacant position and his term would expire in June 2019.

Please let me know if you would like any further information.

Thank you.

Randy

Randall S. Jones

Director

Aging Partners

1005 "O" St.

Lincoln, NE 68508

402-441-6132 direct

800-247-0938 switchboard

RSJones@lincoln.ne.gov

aging.lincoln.ne.gov



Minette and Denise:

Attached is an application from Catherine Rauch for appointment to the Aging Partners Area Wide Advisory Council. I've spoken to Catherine by phone and discussed her background, interests and desire to be involved. She would be a good addition to our Advisory Council. Catherine would fill one of our vacant positions and her term would expire in June, 2019 (3 year term).

Please consider the attached application my recommendation for consideration by the County Board and the Mayor's Office.

I'll await further confirmation from you on next steps.

Randy

Randall S. Jones

Director

Aging Partners

1005 "O" St.

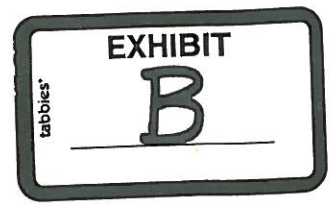
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aging.lincoln.ne.gov



KISSEL/E&S
ASSOCIATES

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

Joseph D. Kohout, *Partner*

Suite 400 Cornhusker Plaza / 301 S. 13th Street / Lincoln, NE 68508-2571
Telephone (402) 476-1188 / Facsimile (402) 476-6167
Email jkohout@kisseles.com / Website www.kisseles.com

June 9, 2016

Mr. Kerry Eagan, Administrator
Lancaster County Board of Commissioners
555 S. 10th Street
Lincoln, NE 68508

RE: Request to renew contract

Dear Mr. Eagan,

We are sending this letter pursuant to our contract with the Lancaster County Board of Commissioners. We would respectfully request that our contract be renewed for the forthcoming biennium. We believe we have worked well with the Commissioners representing their interests before the Unicameral and the Governor's office for the past two years.

We would ask for the Board to consider a 5% increase in our current fee. This would bring the fee to roughly \$63,000 per year (or \$5250 per month).

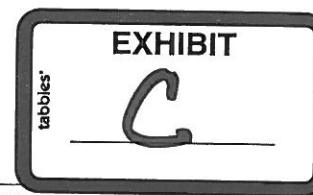
Please feel free to contact me with any questions you might have.

Sincerely,

A handwritten signature in black ink, appearing to read "Joseph D. Kohout".

Joseph D. Kohout

C: Board of Commissioners
Mr. Gordon Kissel



LB/LR	Sponsor	Committee	One-Liner	Priority
LR397	Gloor	Health and Human Services	Interim study to monitor the health care transformation in Nebraska	3 of 20
LR439	Crawford	Urban Affairs	Interim study to examine the use of tax-increment financing by municipalities for residential development	2 of 9
LR489	Crawford	Urban Affairs	Interim study to examine issues relating to housing authorities	4 of 9
LR490	Crawford	Urban Affairs	Interim study to examine the enforcement of state and local building codes	1 of 9
LR495	Urban Affairs Committee	Urban Affairs	Interim study to examine state law governing cities of the second class and villages in Chapter 17 of the Nebraska statutes	8 of 9
LR496	Urban Affairs Committee	Urban Affairs	Interim study to examine issues within the jurisdiction of the Urban Affairs Committee	9 of 9
LR499	Campbell	Health and Human Services	Interim study to examine any issues within the jurisdiction of the Health and Human Services Committee	20 of 20
LR504	Murante	Government, Military and Veterans Affairs	Interim study to examine the numerous deadlines involved in the election process	1 of 7
LR506	Seiler	Judiciary	Interim study to examine the efficacy of testing and monitoring programs, particularly the 24/7 sobriety program, in reducing recidivism for driving under the influence and controlled substance offenses	4 of 10
LR507	Davis	Health and Human Services	Interim study to examine the development of a public notification system to broadcast alerts when vulnerable adults go missing	14 of 20
LR512	Business and Labor Committee	Business and Labor	Interim study to examine the Commission of Industrial Relations	1 of 4
LR513	Howard	Health and Human Services	Interim study to examine workforce issues within the child welfare and juvenile justice systems	4 of 20
LR514	Howard	Health and Human Services	Interim study to examine the availability of transition services for youth who will leave or have left the juvenile justice system while in an out-of-home placement	7 of 20

LB/LR	Sponsor	Committee	One-Liner	Priority
LR517	Howard	Appropriations	Interim study to examine the long-term fiscal sustainability of the Nebraska Health Care Cash Fund	4 of 7
LR523	Howard	Health and Human Services	Interim study to examine Nebraska law regarding the protection of children who have reached eighteen years of age but have not yet reached the age of majority	12 of 20
LR526	Hansen	Urban Affairs	Interim study to examine municipal classifications	3 of 9
LR527	Schumacher	Judiciary	Interim study to examine possible legislative reforms to Nebraska's mandatory minimum sentencing laws	8 of 10
LR533	Bolz	Business and Labor	Interim study to examine promoting career education and training that can lead to job readiness for middle-skill jobs	2 of 4
LR538	Smith	Transportation and Telecommunications	Interim study to examine telecommunication services in Nebraska	1 of 4
LR548	Riepe	Health and Human Services	Interim study to examine issues surrounding youth tobacco use	18 of 20
LR550	Schumacher	Judiciary	Interim study to examine the feasibility of creating a common data collection site for county jail information necessary to receive funding under the County Justice Reinvestment Grant Program	3 of 10
LR551	Krist	Health and Human Services	Interim study to explore and assess the use of congregate care in Nebraska for youth in the child welfare and juvenile justice systems	9 of 40
LR553	Riepe	Health and Human Services	Interim study to examine issues surrounding the Medicaid Reform Council	20 of 20
LR555	Lindstrom	Revenue	Interim study to examine the process and procedures used in appeals before the Tax Equalization and Review Commission	2 of 10
LR560	Krist	Judiciary	Interim study to examine the origins and utility of using court fees as a source of funding in Nebraska	6 of 10

Interim Studies

Client: LC

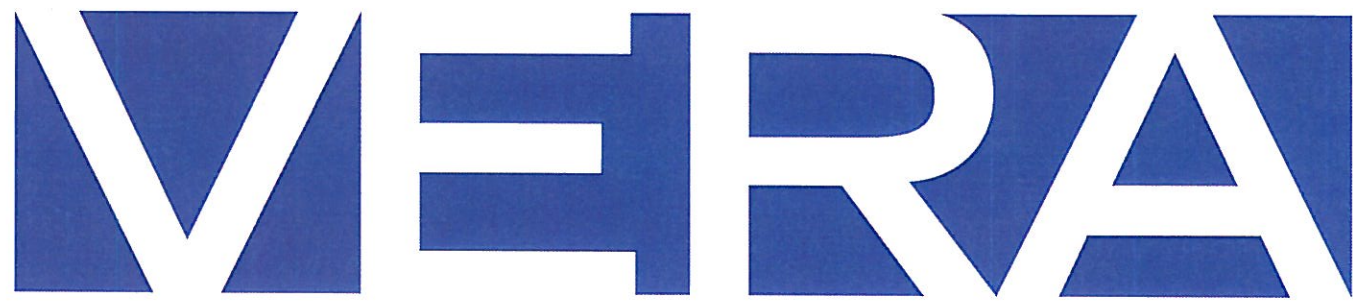
LB/LR	Sponsor	Committee	One-Liner	Priority
LR561	Krist	Judiciary	Interim study to examine the effectiveness, economic stability, and long-term viability of the Youth Rehabilitation and Treatment Center in Kearney and the Youth Rehabilitation and Treatment Center in Geneva	1 of 10
LR566	Pansing Brooks	Judiciary	Interim study to examine the availability of education, rehabilitation, and reentry support for incarcerated men and women	9 of 10
LR571	Nebraska Retirement Systems Committee	Nebraska Retirement Systems	Interim study to examine local political subdivision retirement plans for public employees	3 of 4
LR572	Riepe	Health and Human Services	Interim study to examine issues surrounding the Division of Veterans' Homes of the Dept. of Health and Human Services and wait times for admission to the veterans' homes system	19 of 20
LR574	McCollister	Health and Human Services	Interim study to examine aspects of Nebraska's medicaid program that include share of cost or resource spend down components	10 of 20
LR575	McCollister	Health and Human Services	Interim study to continue the ongoing study of access to healthcare in Nebraska	2 of 20
LR576	Pansing Brooks	Judiciary	Interim study to examine children's access to legal counsel in juvenile proceedings across the state of Nebraska	2 of 10
LR582	Riepe	Health and Human Services	Interim study to examine how, through better coordination of health services, the state can better assist low-income individuals currently without insurance	11 of 20
LR584	Morfeld	Judiciary	Interim study to examine the possibility of providing direct and statewide funding for legal representation in order to provide more equitable access to civil justice in Nebraska	7 of 10
LR588	Harr	Appropriations	Interim study to determine best practices in drafting tax legislation and determining the fiscal impact of tax policies	3 of 7
LR589	Seiler	Judiciary	Interim study to examine issues within the jurisdiction of the Judiciary Committee	10 of 10

Kissel/ES Associates
Interim Studies
Client: LC

4/20/16 at 3:36 PM

LB/LR	Sponsor	Committee	One-Liner	Priority
LR590	Riepe	Health and Human Services	Interim study to examine options to offer incentives to health care professionals who provide free care and services to qualified recipients	13 of 20
LR591	Hadley	Banking, Commerce and Insurance	Interim study to examine and make recommendations on improving health care coverage plans available to Nebraska small businesses with fifty or less employees	7 of 7
LR593	Gloor	Revenue	Interim study to examine the structure, compliance, and administration of real and personal property taxes	9 of 10
LR596	Murante	Government, Military and Veterans Affairs	Interim study to examine issues within the jurisdiction of the Government, Military and Veterans Affairs Committee	3 of 7
LR597	Murante	Government, Military and Veterans Affairs	Interim study to examine financing mechanisms available to various political subdivisions to issue bonds or assume future payment obligations without a direct vote of taxpayers	4 of 7 <i>-Elder bill LB 992</i>
LR600	Johnson	Revenue	Interim study to examine alternatives for valuing agricultural land for property tax purposes	4 of 10
LR603	Haar	Health and Human Services	Interim study to examine the issues faced by residents of mobile home communities	15 of 20
LR604	Davis	Revenue	Interim study to examine inconsistencies in the practices utilized by county assessors in determining agricultural land value	3 of 10
LR605	Mello	Urban Affairs	Interim study to examine issues relating to urban redevelopment	6 of 9

**The Lancaster
County Attorney's Office
&**



INSTITUTE OF JUSTICE

Lancaster County's selection

VERA Institute of Justice:

- Mission is to conduct studies and initiate pilot programs that “build and improve justice systems that ensure fairness, promote safety, and strengthen communities.”

Prosecution and Racial Justice Program (PRJ) is one program administered by VERA:

- analyze data on exercise and impact of prosecutor discretion
- assist with developing routine policies and practices to promote fairness

Lancaster County's selection

Prosecution and Racial Justice Program (PRJ) prior study volunteers:

- Manhattan District Attorney's Office (New York, NY)
- Mecklenburg District Attorney's Office (Charlotte, NC)
- Milwaukee District Attorney's Office (Milwaukee, WI)

VERIA

INSTITUTE OF JUSTICE

*Are There Racial Disparities in the Prosecution of Drug and Assault Cases
by the Lancaster County Attorney's Office?*

**Original presentation (now modified) given December 2, 2015
to the Community Advisory Group**

By

Bruce Frederick
Senior Research Fellow

Jim Parsons
Vice President and Research Director

Purpose of the Study

3 Research questions

The purpose was to ascertain whether prosecutors' decisions are contributing to the differential treatment of minorities by the criminal justice system

- If so, at what decision points?
- Is any disparity because of minority status or other individual and case characteristics?

First step in the diagnosis needed to develop and prioritize reform efforts

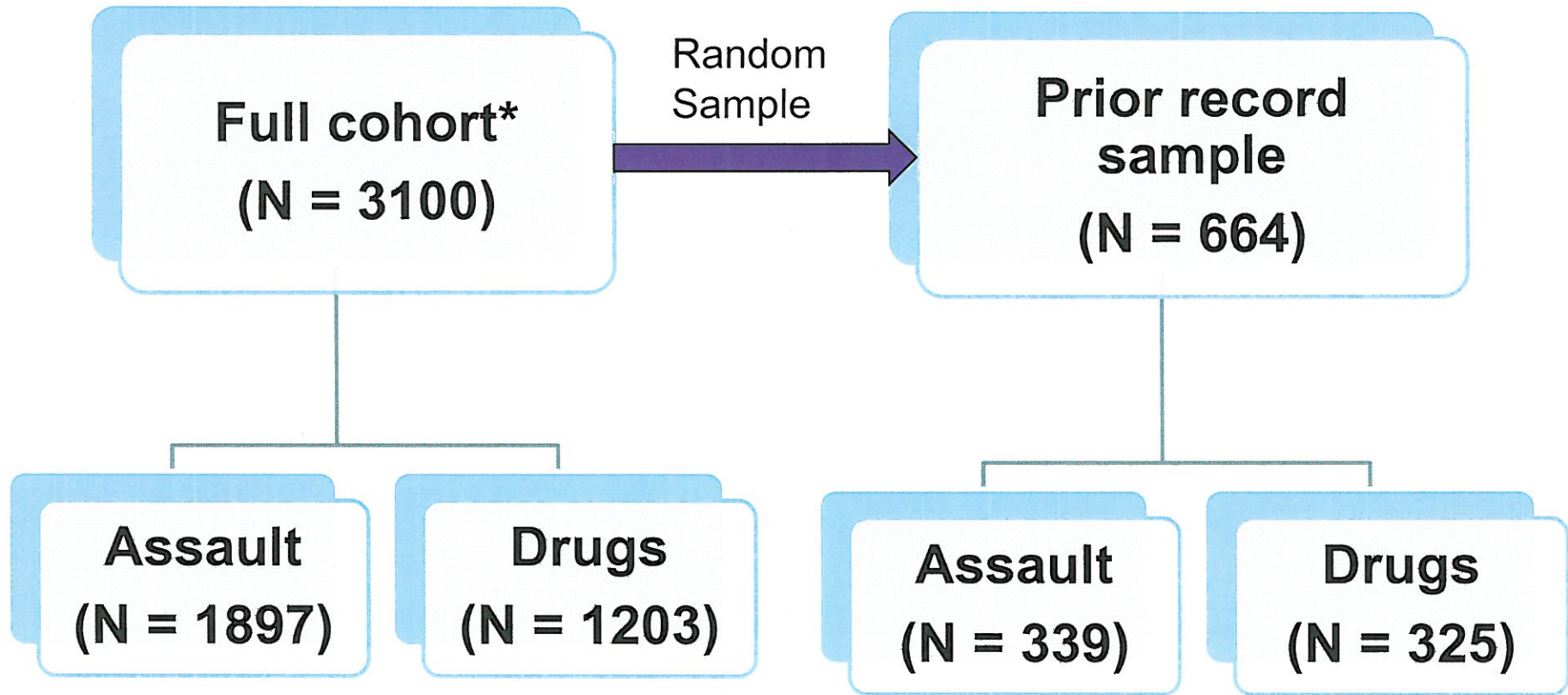
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Design of the Study

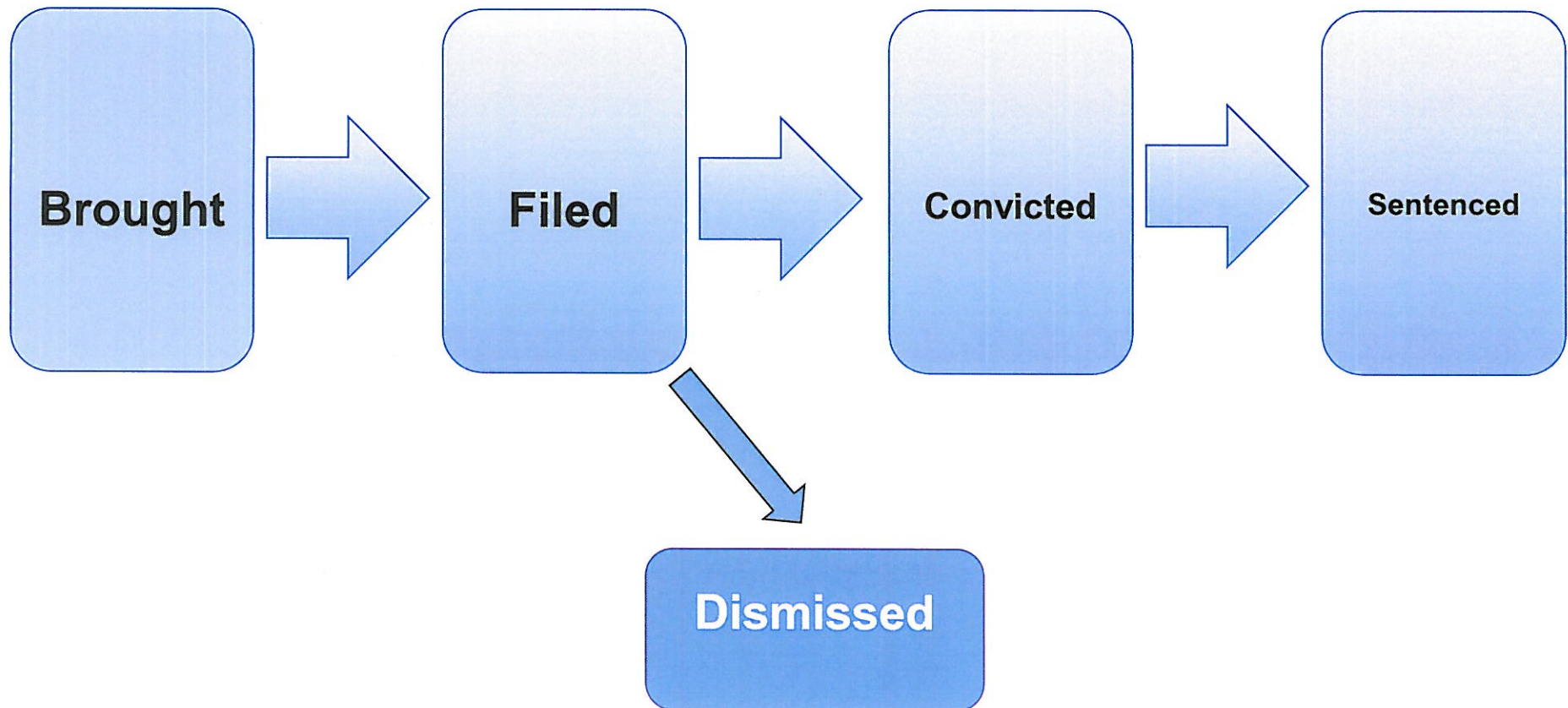
Overview of the research design

- Relied on administrative data maintained by the County Attorney's Office
- Tracked outcomes of cases across **key decision points**
 - Measured several types of outcomes at each point
 - Analyzed differences in outcomes by race
- Used statistical models to measure disparity differences in outcomes by race that were not accounted for by other factors
 - Case specifics
 - Criminal history
 - Other demographic characteristics of the defendant

Study cohort and subsamples



Key decision points studied



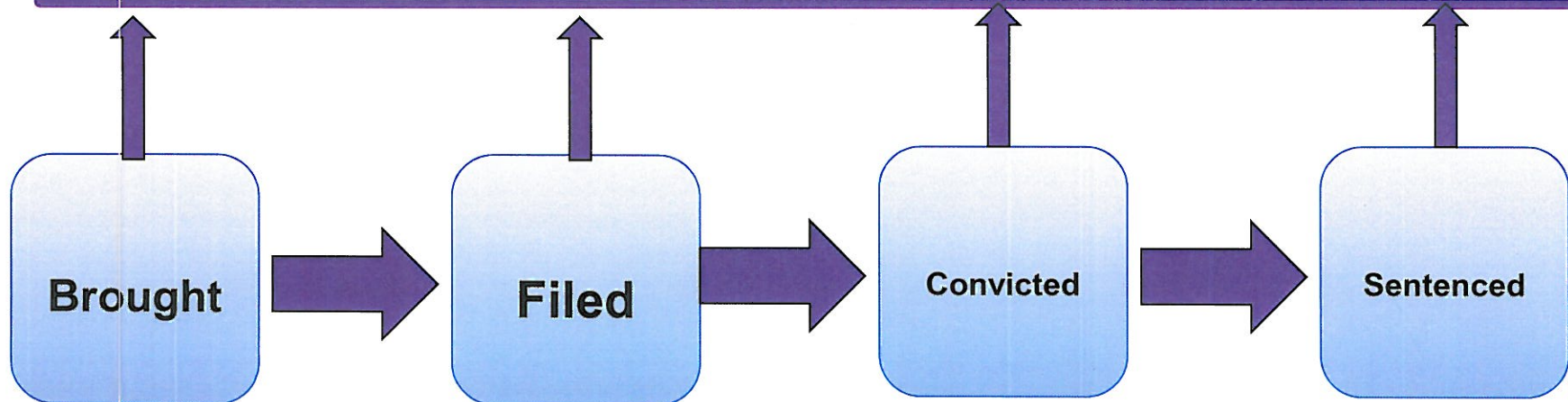
Outcomes analyzed

Percentage of cases brought

Number of charges

Statutory class of top charge

Exposure to incarceration

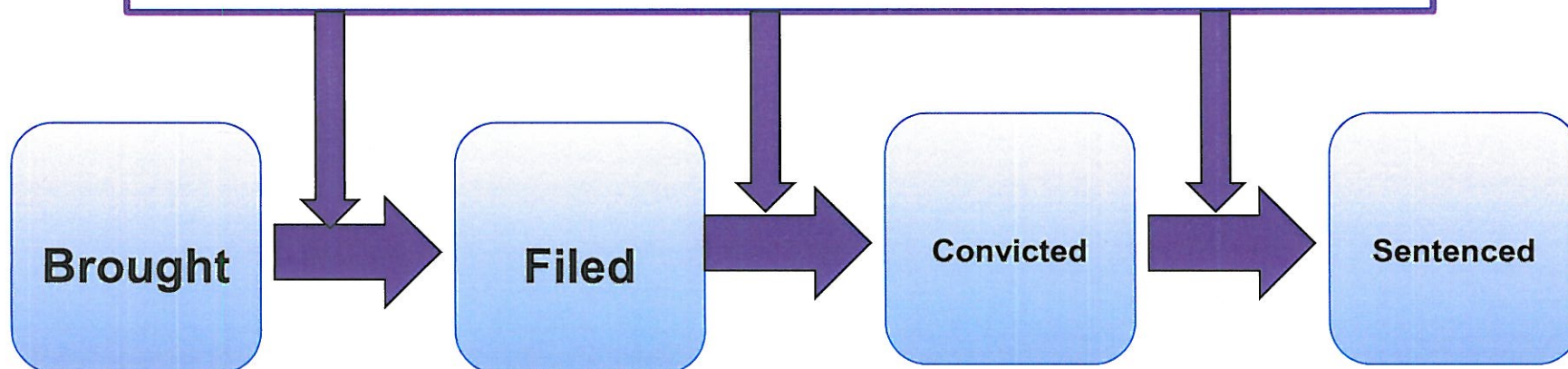


- There are many other factors besides race that can influence the outcomes of cases, including:
 - the type of offense,
 - demographic factors other than race,
 - number of charges,
 - number of prior convictions,
 - others

- Failing to take them into account can give the false impression that differences are due to racial bias, when in fact they may be due to other factors.

Factors that could influence decisions

- *Defendant race*
- *Defendant age*
- Defendant gender
- Prior convictions
- Prior felony convictions
- Prior CAP convictions
- N of charges
- Level of top charge
- Races of victims
- *Combinations of defendant race and victim races*
- Young or old victims
- Any female victims
- *Domestic assault*



Summary of Key Findings

Few disparate outcomes were found, after controlling for other factors

The factors with the strongest and most consistent influence on case outcomes were

- Number and seriousness of charges brought in the current case
- Prior record
- Defendant age group
- For assaults, whether the case involved domestic assault charges

After controlling for these and other factors,

- None of the analyses of **drug cases** found significant effects for defendant race
- Most analyses of **assault cases** failed to find significant effects for defendant race or for combinations of defendant race and victim races. However, there were a few notable exceptions.

To be more specific (drugs)

Our analyses of drug cases failed to find significant effects of race on any of the following outcomes:

- Percentage of brought cases resulting in filing, conviction, or incarceration
- Number of filed charges, conviction charges, or conviction charges in cases with sentence to incarceration
- Level of top charge among filed charges, conviction charges, or conviction charges in cases with sentence to incarceration
- Exposure to potential incarceration implied by the number of charges and level of top charge at filing, conviction, or incarceration
- The overall probability of case dismissal given filing
- The probability of case dismissal for problems with evidence

To be more specific (assaults)

No significant effects for defendant race or for combinations of defendant race with victim race for any of the following outcomes:

- Percentage of brought cases resulting in filing, conviction, or incarceration
- Number of conviction charges in cases with sentence to incarceration
- Level of top charge among filed charges, conviction charges, or conviction charges in cases with sentence to incarceration
- Exposure to potential incarceration due to number of charges and level of top charge at filing, conviction, or incarceration
- The overall probability of case dismissal given filing

Effects worth noting for assault cases

The number of charges filed and the number of conviction charges were statistically significant for blacks (higher) compared to whites (lower).

- Especially for black defendant with any white victim(s)

The number of cases dismissed *because of problems with evidence* was statistically significant for blacks (higher) compared to whites (lower).

- Especially if all victims were non-white

Most common reason for dismissing individual charges was a problem with victims or witnesses

- More common for black defendants.

Transfer /diversion accounted for more of charge dismissals among whites

Pursuit of other charges or cases more likely reason for dismissals among blacks

Charges brought and criminal history

Number of charges brought was similar for whites and blacks. However,

- Blacks were more likely to be charged with felonies:
 - 21% for whites vs. 31% for blacks in assault cases
 - 85% for whites vs. 92% for blacks in drug cases
- Blacks had longer criminal histories; e.g., % with 6+ prior convictions was
 - 41% for whites vs. 51% for blacks in assault cases
 - 46% for whites vs. 56% for blacks in drug cases
- Blacks had more serious criminal histories
 - In assault cases, 20% of whites vs. 31% of blacks had prior felony convictions
 - In drug cases, 28% of whites vs. 44% of blacks had prior felony convictions
 - In assault cases, 33% of whites vs. 44% of blacks had prior CAP convictions
 - In drug cases, 19% of whites vs. 46% of blacks had prior CAP convictions

Our analyses take these kind of differences into account

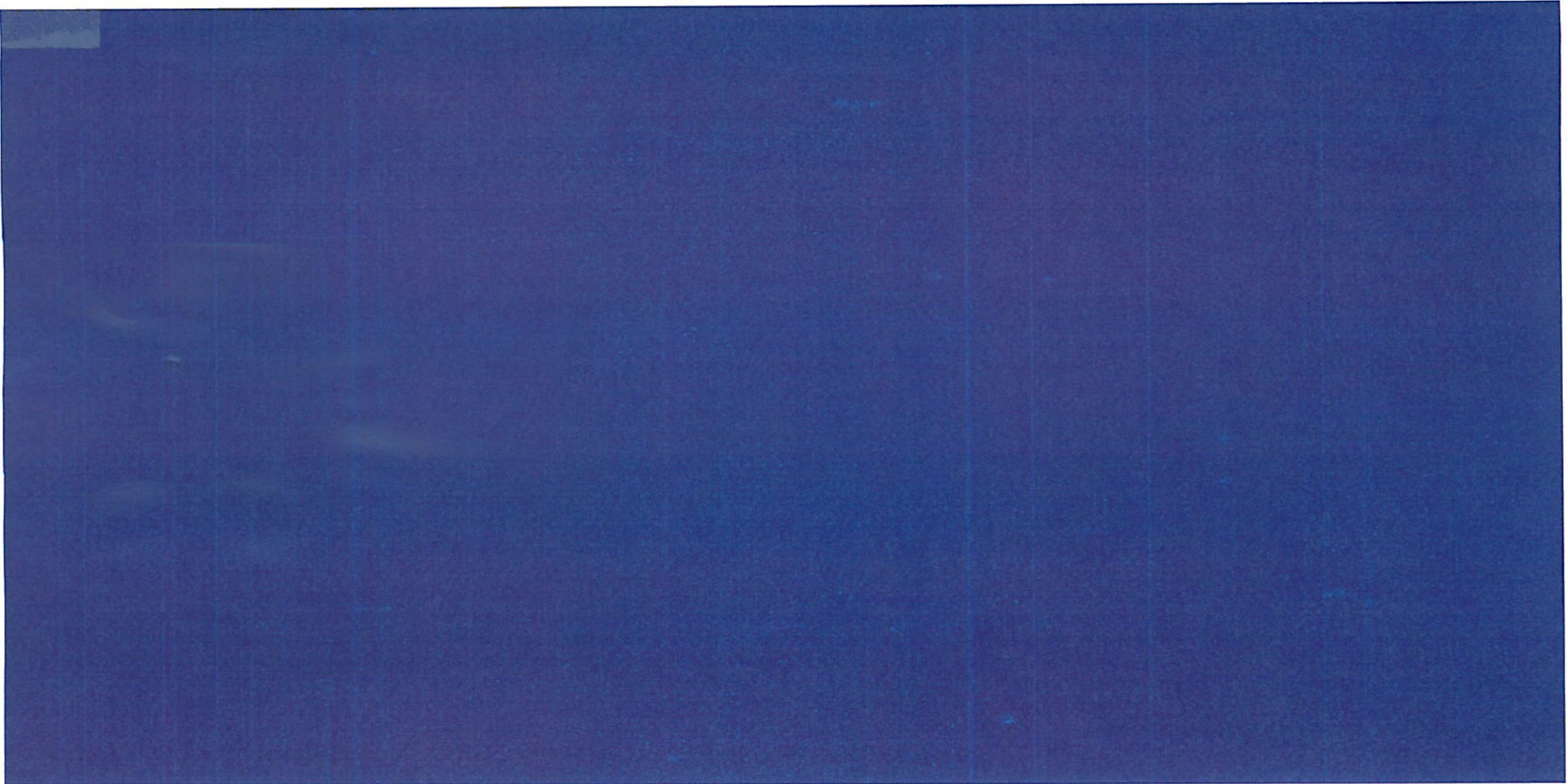
- We use multivariate regression models to compare outcomes for blacks and whites as if their cases were similar with respect to other factors.
- We are looking at **how much race contributes to the outcome after the other variables are taken into account.**
- This is what we mean when we say “controlling for other variables” or “other things being equal”

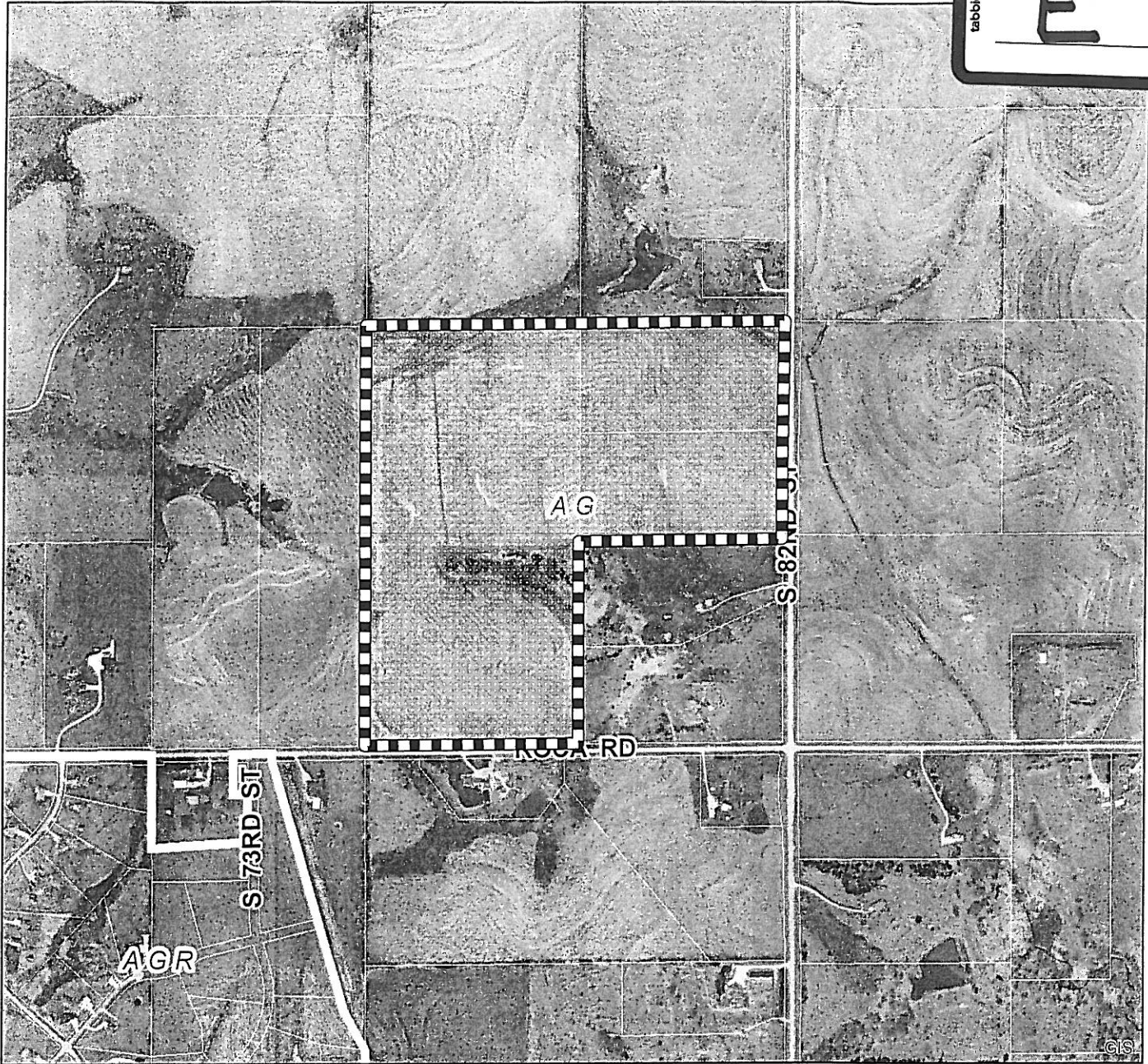
Very few significant disparities

- No significant racial disparity in drug cases
 - For any measure
 - At any decision point
- No significant racial disparity in assault cases
 - For most measures and at most decision points
 - But, statistically significant for:
 - Average number of charges (1.29 for whites vs. 1.39 for blacks)
 - Probability of dismissal (.11 for whites vs. .18 for blacks with no control for prior record)
- Patterns in reasons for dismissal that warrant further investigation

Addressing the Key Findings

- None of the analyses of *drug cases* found significant effects for defendant race
- Most analyses of *assault cases* failed to find significant effects for defendant race or for combinations of defendant race and victim races
- Note worthy areas to consider:** dismissal rates & diversion



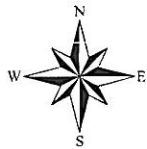


2013 aerial

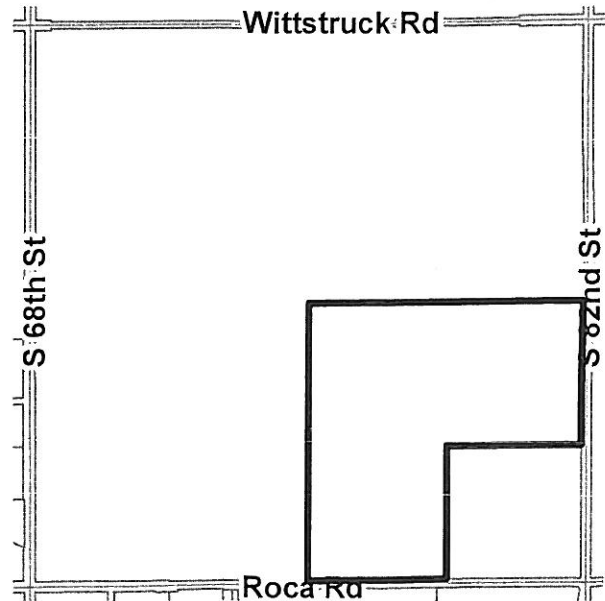
**Change of Zone #: CZ16011 (AG to AGR)
 S 82nd St & Roca Rd**

Zoning:

- R-1 to R-8 Residential District
- AG Agricultural District
- AGR Agricultural Residential District
- O-1 Office District
- O-2 Suburban Office District
- O-3 Office Park District
- R-T Residential Transition District
- B-1 Local Business District
- B-2 Planned Neighborhood Business District
- B-3 Commercial District
- B-4 Lincoln Center Business District
- B-5 Planned Regional Business District
- H-1 Interstate Commercial District
- H-2 Highway Business District
- H-3 Highway Commercial District
- H-4 General Commercial District
- I-1 Industrial District
- I-2 Industrial Park District
- I-3 Employment Center District
- P Public Use District

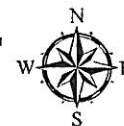
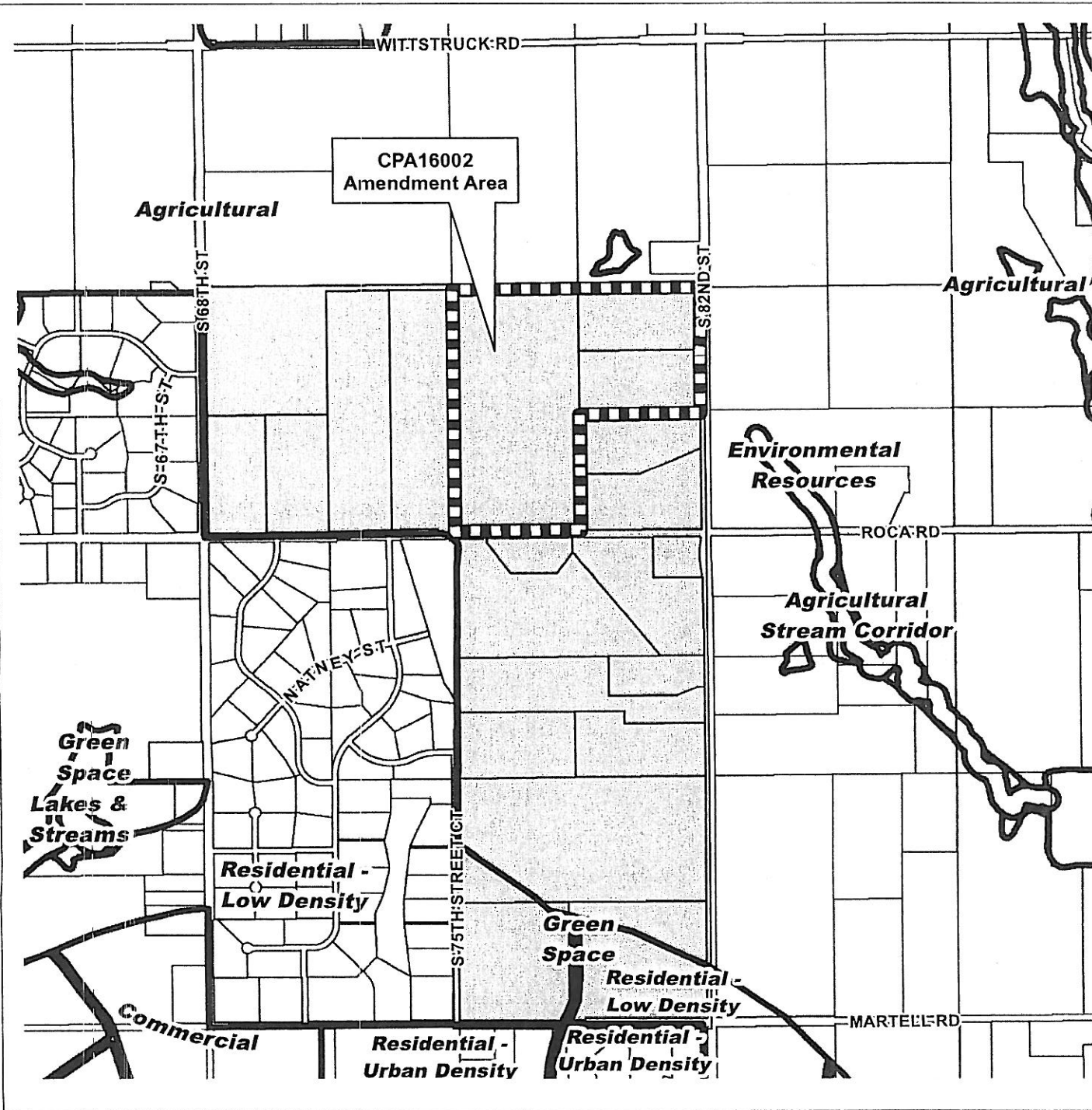


One Square Mile:
 Sec. 15 T08N R07E

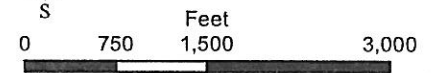


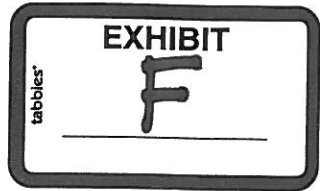
CPA # 16002
 South Ridge Acres
 S 82nd St & Roca Rd

Potential Low Density
 Area in
 Comprehensive Plan Update
 in Fall 2016



LINCOLN - LANCASTER COUNTY
 PLANNING DEPARTMENT
ITS
 Information Technology Services
 205 South 10th Street
 Lincoln, Nebraska 68508
 Phone: 402.441.2000 Fax: 402.441.2002





LC Mental Health Crisis Center - Change Order Request Log - SIDE A
 June 14th, 2016

<u>Number</u>	<u>Description</u>	<u>Reference</u>	<u>Approval Date</u>	<u>Subtotal</u>	<u>Schedule Impact</u>
<u>Approved</u>					
COR #001	Provide and install 2hr fire rated wall construction between I-2 and B occupancies discovered during Building and Safety permit review process	PR 001	10/19/15	\$ 28,567.79	no change
COR #002	Adjust ceiling heights and add gwb bulkheads to accommodate existing structural conditions uncovered during demolition process	PR 002	10/13/15	\$ 947.04	no change
COR #003-1R	Change poured concrete retaining wall along south alley to a modular concrete retaining wall system.	PR 007	10/13/15	\$ 2,355.70	no change
COR #004	At Halfway area - Add a layer of 20ga. sheet metal behind the impact resistant GWB and	PR 004	10/13/15	\$ 6,036.19	no change
COR #005	At designated client locations - Decrease stud spacing from 16" o.c. to 8" o.c.	PR 005	10/13/15	\$ 4,790.16	no change
COR #006	Window sill modifications at client areas	PR 006	10/13/15	\$ (517.88)	no change
COR #007	Install fire rated insulation wrap on exhaust PVC piping exposed to ceiling plenum space	-	10/13/15	\$ 5,437.86	no change
COR #010	Use hot asphalt in lieu of the specified low rise adhesive to adhere roof insulation	-	10/13/15	\$ (3,395.43)	no change
COR #011	Infill existing floor opening in the '77 addition (SW corner) discovered during the demolition process	RFI 015	10/13/15	\$ 2,968.14	no change
CCD #001	Provide and install a liquid, cold applied elastomeric foundation waterproofing membrane system along the exterior face of the north and east foundation walls of the original '51 building. (costs determined by a time and material basis not to exceed amount indicated unless unforeseen conditions are uncovered during the excavation process and prior approval to exceed maximum limit is obtained)	-	5/10/2016	\$ 52,271.76	no change
CCD #002	Remove unsuitable pavement subgrade soils from an area measuring approx. 20'x60' located west of the '77 addition (see sketch) and replace with suitable controlled earth fill materials in accordance with Geo Tech's recommendations. (costs determined by a time and material basis not to exceed \$10,500.00 unless unforeseen conditions are encountered and prior approval to exceed maximum limit is obtained)	COR 016	5/10/2016	\$ 8,225.57	no change
COR #013	misc electrical modifications requested post bid	PR 008	11/10/15	\$ 2,967.64	no change
COR #014	provide lighting circuit for existing canopy lights	RFI 025	11/10/15	\$ 1,225.13	no change
COR #015	flooring modifications requested post bid	-	11/10/15	\$ (3,267.24)	no change
COR #019	misc door hardware modifications requested post bid	-	11/10/15	\$ 775.83	no change
COR #020	add two ceiling mounted access doors to access fire and smoke dampers located above ceiling in Visitation 142 and Interview 146	PR 012	12/15/15	\$ 490.18	no change
COR #022	Install window in west wall of Library 109 per post bid request	PR 014	12/15/15	\$ 1,200.19	no change
COR #023	Provide two armored coinless phones in Dining area adjacent Kitchen and Interview areas	PR 016	12/15/15	\$ 2,373.00	no change
COR #025	Relocate thermostats in four client bedrooms to improve staff visibility from bedroom vision window.	ASI 004	12/15/15	\$ 839.31	no change
COR #026	Fill previously undocumented underground pit	RFI 035	12/15/15	\$ 2,257.55	no change
COR #027	provide a raised counter surface at the front desk	PR 017	12/15/15	\$ 2,372.16	add 2 days
CCD #003	modify casework per post bid request. Cost will be determined by a time and material basis not to exceed \$6,500.00	COR 042	3/10/16	\$ 2,979.89	no change
COR #030	change client bedroom night light switches to momentary toggle switches in lieu of standard toggle switch	PR 020	1/19/16	\$ 827.42	no change
COR #031	Add shut-off switches to two armored phones	PR 022	1/19/16	\$ 760.60	no change
COR #032	change mens urinal stall layout (client side) to provide more space, better staff visibility/safety and improved sidewall durability	PR 023	1/19/16	\$ 1,288.35	no change
COR #034	Modify existing curb condition along west and south side of existing conference room clerestory windows to provide sufficient curb height as required by roofing manufacturer to terminate new roof system at base of clerestory windows	-	1/19/16	\$ 12,771.81	no change
COR #035	Credit for unused roof insulation which was not needed due to differences in roof deck elevations between the 1955 building and original 1951 building being less than anticipated.		1/19/16	\$ (14,656.45)	no change
COR 036	Add shelving in client Library	PR 013	2/9/16	\$ 2,982.48	no change
COR 037	add access doors to access motorized mechanical dampers	RFI 040	2/9/16	\$ 565.00	no change
COR 041	toilet accessory modifications	PR 024	2/9/16	\$ (782.46)	no change
COR 038	Replace exterior glazing at a few windows along the east side of the building	PR 025	3/10/16	\$ 2,245.21	no change
COR 039	Room sign modifications	PR 026	3/10/16	\$ (430.71)	no change
COR 040	Modify final completion date to May 1st, 2016 to allow landscaping to be completed during a more favorable time. Substantial Completion Date is unaffected by this change and remains to occur on March 20th, 2016		3/10/16	0.00	add 30 days
COR 044	delete extra disconnect at main AHU	-	3/10/16	\$ (387.33)	no change
COR 045	upgrade exterior stucco finish to elastomeric top coat in lieu of acrylic top coat. Changes warranty period from 5 year to 10 year warranty	-	3/10/16	\$ 739.39	no change
COR 046-R2	add keypad operation at six card reader locations.	PR 027	3/10/16	\$ 2,268.27	no change
CCD 004	Provide horizontal separation at two mechanical chases per B&S recent field comments. Costs will be based on actual time and materials spent with a not to exceed cost of \$7,500.00. Modify Substantial completion date to April 5th from March 20th, 2016	COR 063	5/10/2016	\$ 4,702.00	add 16 days
CCD 005	To address the unforeseen nonuniform condition of the existing concrete slab in a portion of the client area, provide and install a self-leveling underlayment (approved by the flooring manufacturer) over an area of the existing slab measuring roughly 3,727 sq.ft. Costs shall not exceed \$21,000.00	COR 064	5/10/2016	\$ 21,000.00	no change
COR 050	modify substantial completion date to April 29th in lieu of April 5th and change final completion date to May 20th in lieu of May 1st. Construction delays associated with connecting the DEC system to the building		4/12/16	\$ 10,182.77	add 19 days

COR 055	add audio to four camera locations (Intake, both Seclusion rooms and Halfway room) per post bid request. Work to be completed on or before May 20th.	PR 037	4/12/16	\$	5,733.00
COR 058	provide and install four additional RF tags for the Duress system. Work to be completed on or before May 20th	PR 041	4/12/16	\$	1,640.00
CCD 006	Add thread-o-let fitting at ea. supply and return pipe for the heating hot water and chilled water system. Time and material basis not to exceed \$2,000.00	COR 062	4/12/16	\$	1,046.20
COR 053	change out quick connect for shower head hand held wand at 1/2 way shower to third party anti-ligature quick connect	PR 035	4/13/16	\$	1,148.46
COR #060R2	In Property Storage, install gypcrete topping to level existing slab and install resilient floor covering. Extends final completion to May 27th due to material lead times.		5/10/2016	\$	4,031.97
COR #61	miscellaneous room finish modications in basement	PR #45	5/10/2016	\$	(945.51)
COR #66	install double sided exit signs at two locations per final inspection requirement		5/10/2016	\$	1,040.14
COR #67	Duress button and intercom changes per post bid request. Extends final completion to June 10th, 2016	PR #43	5/10/2016	\$	424.97
Subtotal				\$	180,096.12

Pending Approval

	at five locations change the mounting of the door closer to be on the pull side of the door in lieu of the push side. Due to hardware lead times final completion date would be extended to July 26th	COR #68		\$	3,320.38	add 46 days
	change the current lockset at doors 101.1 and 150.1 to an Institutional Privacy lockset allowing a key to retract the latchbolt to override the thumb turn when held in a locked position. Due to hardware lead time final completion date would be exceeded to July 26th	COR #69		\$	3,125.23	add 46 days
	Change the design of the drainage swale along the alley to utilize pervious concrete. Final Completion would be extended to June 24th	COR #70		\$	20,686.44	add 14 days
	Credit to delete paint finish at existing cmu walls in the basement and sealant along bottom edge of the metal roof flashing	COR #71		\$	(1,668.49)	
	Credit for not constructing drawer units with dovetail joints	COR #72		\$	(743.49)	
	Post bid camera changes				???	
	Add two horn/strobe devices to existing (hardwired) duress system and replace wireless RFT technologies duress system with new Senstar duress system to integrate into existing hardwired duress system				???	
Subtotal				\$	24,720.07	

Grand Total **\$204,816.19**

Potential upcoming COR's

Rejected COR's

COR #017	add eyewash to central controls sink. Crisis Center Director elected not to proceed with this work subsequent to receiving Commissioner approval @ 11/10/15 PBC meeting.	PR 010
COR #012	costs associated with modifying/shoring four existing columns along south wall of '55 addition. Rejected at 11/10/15 PBC meeting	RFI 011
COR #018	move post mounted PIV valve out of public right of way per Building and Safety's recent request. Building and Safety reconsidered their previous request and will allow a post mounted PIV in the ROW	PR 011
COR #033	costs associated with accent paint scheme	ASI 011
COR #043	add frosted film at six window openings to provide additional privacy	PR 028
COR #049	relocate exit sign to wall	PR 31
COR #51	install larger 22x19 laundry room sink per post bid request	PR 51
COR #57	Add an additional light switch to independently control south row of lights in Hearing 158 per post bid request	PR 40
CCD #007	Provide flush mount installation at specific camera locations. Time and material basis not to exceed \$10,000.00	PR 30
CCD #008	add underground irrigation including drip lines in planting beds. Also includes cost for deduct meter, vacuum breaker and backflow preventer if determined to be needed. Not to exceed \$18,000.00	



Number	Description	Construction Requirements for crisis center	Crisis Director Identified Requirements	Credit	
COR 001	2 Hr Fire Rated Wall Construction/Building and Safety Review	28,567.79			
COR 002	Adjust ceiling heights/bulkheads; accommodate existing structural conditions created by the combining of 1951 original building and the 1955 and 1977 additions making up current Benesch building.	947.04			
COR 003-1R	Change poured concrete retaining wall to modular concrete retaining wall; rocked lot requiring substantial support.	2,355.70			
COR 004	Halfway Area, add 20 ga sheet metal behind wall adding security to room	6,036.19			
COR 005	Designated areas, decrease stud spacing from 16" to 8" for security	4,790.16			
COR 006	Window sill modifications to eliminate flat surface/create slanting surface			(517.88)	
COR 007	Install fire rated insulation wrap on PVC piping/code requirement	5,437.86			
COR 010	Use hot asphalt instead of low rise adhesive/roof replacement			(3,395.43)	
COR 011	Infill existing floor opening in 1977 addition discovered during demolition	2,968.14			
CCD 001	Install... elastomeric foundation waterproofing membrane...along north and east foundation walls of 1951 addition	52,271.76			
CCD 002	Remove unsuitable pavement subgrade soils...west of 1977 addition...per GeoTech's recommendations	8,225.57			
COR 013	Misc electrical modifications requested post-bid	2,967.64			
COR 014	Provide lighting circuit for existing canopy lights; exterior lighting for new service	1,225.13			
COR 015	Flooring modifications requested post bid; switched floor coverings			(3,267.24)	
COR 019	Misc door hardware modifications requested post bid	775.83			
COR 020	Add two ceiling access doors to access fire and smoke dampers.../Code	490.18			
COR 022	Install window in west wall of library per post bid request/visual control		1,200.19		
COR 023	Provide two armored coinless phones in dining area requiring backplate	2,373.00			
COR 025	Relocate four thermostats in patient bedrooms to improve staff visibility from bedroom vision window		839.31		
COR 026	Fill previously undocumented underground pit	2,257.55			
COR 027	Provide raised counter surface at reception ILO ADA counter		2,372.16		
CCD 003	Modify casework , post bid request for slam-locks on drawers		2,979.89		

COR 030	Change light switches from standard toggle to momentary toggle switches in client bedrooms		827.42		
COR 031	Add shut-off switches to two armored phones for night lock down		760.60		
COR 032	Change male urinal stall layout to provide more space, better staff visibility and safety, and improve sidewall durability		1,288.35		
COR 034	Modify existing curb condition along west and south side of existing conference room,...roofing manufacture requirement in order to retain warranty on glass of conference room	12,771.81			
COR 035	Credit for unused roofing materials for the roofs of 1951 and 1955 portions			(14,656.45)	
COR 036	Add shelving in client library		2,982.48		
COR 037	Add Access doors to access motorized mechanical dampers/code reqmnt	565.00			
COR 041	Toilet accessory modifications			(782.46)	
COR 038	Replace existing exterior glazing at a few windows on east side of building	2,245.21			
COR 039	Room sign modifications			(430.71)	
COR 040	Modify final completion date to May 1, 2016 to allow for landscaping to be completed at more favorable date. Date of substantial completion unaffected by this change and will remain March 20, 2016.				
COR 044	Delete extra disconnect at main air handling unit			(387.33)	
COR 045	Upgrade exterior stucco finish to elastomeric top coat ILO acrylic top coat, changes warranty period from 5 to 10 years.	739.39			
COR 046-R2	Add key pad operation to 6 card reader locations	2,268.27			
CCD 004	Provide horizontal separation at two mechanical chases per Building and Safety comments/code. Modify substantial completion date from March 20 to April 5, 2016.	4,702.00			
CCD 005	To address the unforeseen nonuniform condition of existing concrete slab in a portion of client area, provide and install a self-leveling underlayment approved by flooring manufacturer.	21,000.00			
COR 050	<i>Modify substantial completion date to April 29 ILO April 5 and change final completion date to May 20 ILO May 1. Construction delays associated with connecting DEC system to building/temp and floor system control</i>	10,182.77			
COR 055	Add audio to four camera locations – intake, 2 seclusion rooms, and Halfway area		5,733.00		
COR 058	Provide and install four additional RF tags for duress system	1,640.00			

CCD 006	Add thread-o-let fitting at each supply and return pipe/DEC requirement	1,046.20			
COR 053	Change out quick connect for shower head hand-held want at Halfway Shower to third party anti-ligature quick connect		1,148.46		
COR 060-R2	<i>In property storage, install gypcrete topping to level existing slab and install resilient floor covering. Extends final completion date to May 27 due to material lead times</i>	4,031.97			
COR 061	Misc room modifications in basement			(945.51)	
COR 066	Install double sided exit signs at two door locations/code requirements	1,040.14			
COR 067	<i>Install duress button and intercom changes per post bid request. Extends final completion date to June 10, 2016.</i>	424.97			
TOTALS		184,347.27	20,131.86	(24,383.01)	
TOTAL					180,096.12

In the beginning, John Kay described the remodel as being a challenge due to the fact that the Benesch Building is comprised of three different structures, the original built in 1951 with additions in 1955 and 1977. Modification of entire structure with 3 portions ranging from 39-65 years old having differing roof and floor levels, building materials, and changed code requirements due to current time and use was described as extensive. He warned that unknowns would be identified as demolition occurred.

Four red highlighted COR/CCD's total \$114,611.36 of the total cost overrides (63.6%). Eight additional yellow highlighted COR's and CCD's out of the 67 COR's and 6 CCD's make a total of \$160,274.60 of the current \$180,096.12 total cost (89.99%). The total number of COR's and CCD's is 73.

These cost overrides resulted from correcting existing problems in building discovered during demolition, meeting current Building and Safety code requirements for mental health/correctional facility, and adjusting to outside influences such as DEC utility requirements.

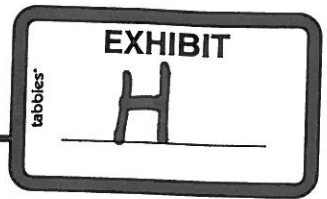
The Benesch Building office building has been demo'd and reconstructed into a homogenous building meeting present codes and designed to house a mental health/correctional facility.

Italicized entries pertain to the time extensions towards completion. Delays in construction total 58 days. CCD 004 resulted in a 16 day delay due to a code requirement noted by Building and Safety. COR 050 created a 21 day delay while connecting DEC system to

temperature controls. COR 060-R2 created a 7 day extension due to obtaining necessary material from supplier. COR 067 extended completion date by 14 days to install additional duress button and intercom changes.

Rent will not be paid to PBC until the Benesch Building is occupied. Monthly rent is \$20,181.25 (13,950 sf x \$10.50 sf; debt service bond surcharge of \$7,957.25). In effect, the two months of delays have saved the county \$40,362.50.

Current crisis building is owned by the county with the county paying the rent to itself.



Kerry P. Eagan

From: Crystal Vacura [crystal.vacura@prudential.com]
Sent: Wednesday, June 08, 2016 10:21 AM
To: Kerry P. Eagan
Cc: Russell Paoletti
Subject: Fw: GuideSpark Pilot
Attachments: RSEM937.pdf; RSEM938.pdf

Kerry,

Here are the samples you can share with the board tomorrow. These emails are the ones scheduled to go out on the 21st.

As a reminder, we would like to test sending the next one updating the "From" Field coming from "Lancaster County, Nebraska EEs Retirement Plan" instead of from Prudential Retirement. We anticipate this will increase email open rates, thus increasing use of the assessment. Please confirm that would be okay with the board.

Eligible NonParticipating -

Active -

Thank you!
Crystal Vacura, CRC®
Team Leader - West/Midwest
Senior Retirement Counselor-Lancaster County
Prudential Retirement
cell: 402-957-5088, toll free: 877-778-2100, fax: 855-438-4533
crystal.vacura@prudential.com
www.prudential.com/online/retirement

Registered Representative
Prudential Investment Management Services, LLC
A Prudential Financial Company

----- Forwarded by Crystal Vacura/PI/Prudential on 06/08/2016 10:13 AM -----

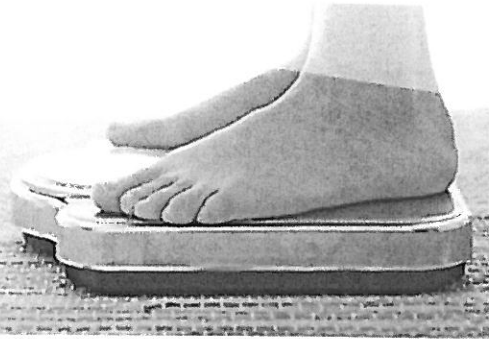
From: "Kerry P. Eagan" <KEagan@lancaster.ne.gov>
To: 'Crystal Vacura' <crystal.vacura@prudential.com>,
Date: 05/31/2016 05:09 PM
Subject: RE: GuideSpark Pilot

Hi Crystal,

I didn't get a chance to speak with the County Board today. Since you are targeting 6/21, I can talk to the Board at our Staff Meeting on June 9th (we don't have a Staff Meeting this week). Please send me the 6/21 draft when it is ready. Thanks.
-kpe

From: Crystal Vacura [mailto:crystal.vacura@prudential.com]
Sent: Friday, May 27, 2016 3:06 PM
To: Doug D. Cyr
Cc: Commish; Kerry P. Eagan; Russell Paoletti
Subject: RE: GuideSpark Pilot

Don't miss your fiscal weigh-in!

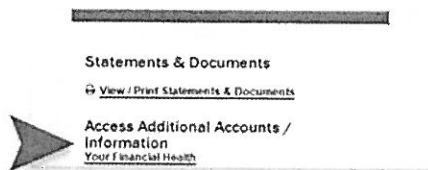


Have you received your free financial check-up? If you've already joined My Financial Health, we hope you're taking advantage of every resource. If you haven't, don't miss out! This exclusive pilot runs through **July 19** and will give you a personalized prescription for improvement—from budgeting to borrowing and everything in between—in just minutes:

Get your check-up today!

To get started:

1. **Enroll*** in the 401(k) plan. You'll need to choose contributions and investments, but if you're not ready to start saving, set your contribution rate to 0%.
2. On the Accounts Home page, click "Your Financial Health" near the bottom of the screen.



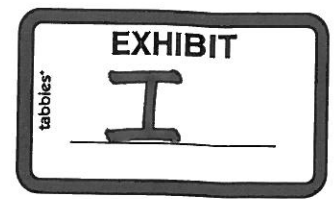
3. Complete your five-minute financial health assessment.
4. Explore videos and resources selected just for you!



*Amounts withdrawn are subject to income taxes. Withdrawals before age 59½ may also be subject to a 10% federal income tax penalty and plan restrictions. Neither Prudential Financial nor any of its affiliates provide tax or legal advice for which you should consult your qualified professional.

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TESTIMONY
Todd Wiltgen
Lincoln City Council
Change of Zone No. 16010
June 6, 2016

Good afternoon members of the City Council. My name is Todd Wiltgen, Vice Chair of the Lancaster County Board of Commissioners. I am testifying today on behalf of the County Board in favor of Change of Zone 16010.

The main structure located on the property in question is commonly referred to as Community Mental Health Center Building, or the CMHC Building. This building has served the interests of Lincoln and Lancaster County for many decades. The Lincoln-Lancaster County Health Department was located here from 1965 until 1994. In 1976 the newly created Lancaster County Community Mental Health Center began occupying the second floor of the building. When the Health Department moved to its present location in 1994, the CMHC moved to the first floor, and the second floor was remodeled to accommodate the Lancaster County Crisis Center.

In 2012 the County Board decided to stop operating the CMHC as a County agency. Following a request for Proposals issued by Region 5 Systems, Lutheran Family Services was selected to provide the behavioral health services previously provided by the County. A lease agreement was entered into between Lutheran Family Services and the County allowing them to remain in the CMHC Building. In accordance with City zoning requirements, Lutheran Family Services received Special Permit No. 14001 to operate a non-residential health care facility at this location.

Now Lincoln Family Services is no longer in the facility, and the Crisis Center will move out within the next few weeks. Since the CMHC Building is no longer needed for County purposes, the County Board has decided to declare the property surplus and put it up for sale. By statute, the County is required to hold a public hearing where interested parties can speak for or against the sale and raise issues regarding the fair market value of the property as determined by the County Board. The Board is then required to set a sale for the property within two months of the public hearing. If no bids are received or if the bids are substantially below market value, the County is then free to lease or sell the property if in the best interests of the County.

The stage is now set for why Lancaster County is seeking a change of zone for the property from R-4 to B-3. For many years the City and County have enjoyed the full use of the CMHC Building. As the County prepares to sell the property, the Board owes a duty to its property tax payers to sell the property for its maximum value. However, parking requirements in the R-4 zoning restrict the useable space in the CMHC Building from 35,003 sq. ft. to 31,800 sq. ft. This change results in a substantial reduction in the fair market value of the property.

The CMHC building has been heavily utilized throughout its entire history with little impact on the nearby neighborhood. Since the County taxpayers have always enjoyed the full use of the

building, it makes sense that their elected representatives should be able to value and sell the property based on its full usage. Changing the zoning to B-3 allows the County to utilize the entire space in the building when establishing the fair market value of the property.

The County Board is mindful of the concerns that some of the uses allowed under B-3 zoning could result in negative consequences to the Near South neighborhood. However, the County's only interest in requesting B-3 zoning is to allow full usage of the existing building for valuation and selling purposes, and the County is willing to accept all reasonable conditions limiting how the property can be used under B-3 zoning. Under this scenario, the future usage of the property would remain very similar to its past usage, and there will be no significant increase in the impact on the surrounding area.

The County Board is also aware that an argument has been made that the County has contracted away its right to seek a change of zone on the property because of an agreement entered into between Bryan Lincoln General Hospital and the County in 2007 to exchange parking lots. This argument is without merit, and will be addressed fully by Kerry Eagan, the County Board's Chief Administrative Officer, following my testimony.

I would be happy to answer any questions.