



**LANCASTER COUNTY BOARD OF COMMISSIONERS
STAFF MEETING
THURSDAY, APRIL 2, 2020
ZOOM MEETING
VIEWING AVAILABLE VIA YOUTUBE
8:30 A.M.**

Location Announcement of the Nebraska Open Meetings Act: A copy of the Nebraska Open Meetings Act is located on the wall at the back of Room 112 and Chambers Room 113. People wishing to reach the County Board can do so by going to Lancaster.ne.gov and filling out the "Contact Us" Form.

AGENDA ITEM

1. APPROVAL OF STAFF MEETING MINUTES FOR MARCH 26, 2020

Documents:

[Staff Meeting Minutes 3.26.20.pdf](#)

2. 8:30 A.M. - LEGISLATIVE UPDATE

Joe Kohout and Brennen Miller, Kissel, Kohout, ES Associates LLC

3. 8:45 A.M. - COVID-19 INSURANCE RELATED ISSUES

Sue Eckley, County Risk Manager; and Tom Champoux, UNICO President

**4. 9:15 A.M. – HUMAN RESOURCES POLICY BULLETIN NO. 2020-2
(PANDEMIC LEAVE; EMERGENCY PAID SICK LEAVE; AND
EMERGENCY FAMILY AND MEDICAL LEAVE EXPANSION)**

Kristy Bauer, Deputy County Attorney; David Derbin Deputy County Attorney; and Doug McDaniel, Human Resources Director

Documents:

[Questions for the Board.pdf](#)
[HR Policy Bulletin 2020-2.pdf](#)

5. 10:00 A.M. - BREAK

6. 10:15 A.M. - COVID-19 UPDATE AND RESPONSE

A. Resolution No. R-20-0018, Amending Resolution No. R-20-0016, to Authorize the County Board to Suspend Public Speaking at County Board Meetings During a Declared Emergency

Documents:

[Public Participation .pdf](#)

B. Resolution No. R-20-0019, Suspending Public Speaking at County Board Meetings During the COVID-19 Emergency Pursuant to Resolution No. R-20-0018

Documents:

[R-20-0018_Revised Meeting Policy_Suspend public speaking_ 03.31.2020.pdf](#)
[Revised Meeting Policy__COVID_redline 03.31.2020.pdf](#)
[EXHIBIT A to R-20-____clean_Guidelines for Public Participation 3.31.2020.pdf](#)
[Resolution No. R-20-0019 suspending public speaking during COVID emergency_4.2.20_.pdf](#)

C. County Board Representation at Incident Command Meetings

7. DEPUTY CHIEF ADMINISTRATIVE OFFICER REPORT

A. Lancaster County 2020 Priorities

Documents:

[County Board Priorities 2020.pdf](#)

8. SCHEDULE OF BOARD MEMBER MEETINGS

A. Lancaster County Mental Health Crisis Center Advisory Committee
Wednesday, April 8, 2020 @ 12:00 p.m.
Yoakum

9. EMERGENCY ITEMS

10. ADJOURNMENT

**STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
ZOOM MEETING
THURSDAY, MARCH 26, 2020
VIEWING AVAILABLE VIA YOUTUBE
8:00 A.M.**

Commissioners Present: Sean Flowerday, Chair; Rick Vest, Vice Chair; Christa Yoakum and Roma Amundson

Others Present: Kerry Eagan, Chief Administrative Officer; Ann Ames, Deputy Chief Administrative Officer; and Dan Nolte, County Clerk

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 March 25, 2020.

AGENDA ITEM

1. ZOOM MEETING SET UP – Jamie Wenz, LNKTU City Communications

The Chair called the meeting to order at 8:30 a.m. It was noted that the meeting would be covered by the Open Meetings Act (Neb.Rev.Stat. § 84-1407-1414) and that the public could view the meeting in Room 113 of the County-City Building.

2. APPROVAL OF STAFF MEETING MINUTES FOR MARCH 19, 2020

MOTION: Amundson moved and Schorr seconded approval of the March 19, 2020 Staff Meeting minutes. Schorr, Amundson, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.

3. LEGISLATIVE UPDATE – Joe Kohout and Brennen Miller, Kissel, Kohout, ES Associates LLC

Joe Kohout and Brennen Miller, Kissel, Kohout, ES Associates LLC, joined the meeting and provided a legislative update. It was noted that the Legislature reconvened on Monday, March 23. LB1198 provides emergency funding due to the pandemic. AM 2976 was attached to the bill and contains \$83,600,000. The Nebraska Department of Health and Human Services will receive \$38,000,000 with some of the funding used to provide protective clothing and equipment for local health departments. Another \$25,000,000 will be added to the Governor's emergency fund with portions reserved for flooding issues and COVID-19.

Flowerday suggested Lancaster County work with Douglas and Sarpy Counties regarding COVID-19's impact on corrections. Schorr also asked that the Mental Health Crisis Center track the impact on its clients.

Kohout said it is uncertain when the Legislature will reconvene again.

DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. New Americans Task Force

Yoakum said discussion took place on how to move projects forward under the current environment. She said they are also exploring how to make census information available to those they serve.

NOTE: The Clerk's Office lost connection to the meeting for several minutes.

- 4. GRANT APPLICATION TO DEPARTMENT OF JUSTICE, OFFICE FOR VICTIMS OF VIOLENCE (VICTIM ASSISTANCE SPECIALIST AND FACILITY DOG)** – Sara Hoyle, Human Services Director; and Bruce Prenda, Chief Deputy County Attorney

Sara Hoyle provided an overview of the grant application (see agenda packet).

MOTION: Amundson moved and Yoakum seconded to authorize the Chair to sign the grant application. Vest, Schorr, Amundson, Yoakum and Flowerday voted yes. Motion carried 5-0.

DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

Vest said there was an emergency meeting of the Keno Advisory Committee. He said the guidelines only allow funding to pay for support, not staff, for funding of general assistance expenses. He said the Lincoln Community Foundation is working on some short-term funding for non-profit entities during the pandemic crisis.

- 5. FOURTH QUARTER 2019 INVESTMENT REVIEW OF 401(a) and 401 (b) PLANS**
– Julie Klassen, Prudential Vice President, Key Accounts; Rob D. Craddock, Prudential Vice President, Investment Strategy; and Frank Picarelli, Segal Marco, Senior Vice President

Craddock provided an update for the first quarter of 2020 including the recent decline in the market. He said the developments in the past few weeks have been alarming and added that oil prices have also dropped. He said the trend is that growth is outperforming value.

For 2019, Craddock reviewed various returns as outlined in the plan summary (see agenda packet). He said the United Kingdom has had good returns even with Brexit issues. He also noted that technology stocks had a great year.

Craddock said the Vanguard Selected Value Fund did well in 2019, although, the Fidelity Advisor New Insights Fund and PGIM QMA Small-Cap Value Fund were not performing as strongly as in previous years.

Amundson asked if funds should be changed in Goal Maker. Klassen said she can analyze that information but any changes made by the County Board will need to follow recommendations from the Pension Review Committee.

Picarelli noted that if funds are deleted from the plan, alternatives will need to be identified. He said that with the current markets there are a lot of unknowns and that volatility will continue. He reported that Stable Value Fund investment is strong and that many challenges lie ahead.

Craddock discussed additional statistics from the County's plan.

Klassen said communication with participants has increased and, as a result, Prudential has increased call center staff and fees for overnight withdrawals have been waived. She also informed the Board that 851 active and 308 former employees are involved with the 401(a) plan. Sixty percent are enrolled in Goal Maker which provides participants with diversification.

6. PLANNING DEPARTMENT MONTHLY REPORT – David Cary, Lincoln-Lancaster County Planning Director

Cary noted that Nebraska currently leads the nation in response to the 2020 census. He said the 2050 Comprehensive Plan Committee will meet today via Zoom. Public meetings, including district meetings, may be held in person in the future depending upon the pandemic situation. A virtual town hall may also be scheduled would give the public an opportunity to participate.

Schorr expressed concern that in some areas of the county there may be issues with broadband, making it more difficult for some citizens to participate. Cary said there may be other options, including live streaming. He said the timeline is such that public meetings could be held but there are too many unknowns at this time.

7. BREAK

No break was taken.

8. COVID-19 UPDATE AND RESPONSE

Discussion took place on how to handle the signing of documents if the County Board meets by Zoom. Eagan said the Board can designate the Chair to do so.

Various meeting scenarios were discussed. The consensus was to continue with in-person Tuesday meetings at the County-City Building while Staff meetings would be conducted via Zoom.

Flowerday requested statistics on PR (personal recognizance) bonds, house arrests, requests and furloughs as the County explores alternatives for the corrections facility during the pandemic. He suggested the County Board meet with the Public Defender, County Attorney, and judges to seek ways to reduce the jail population.

Sara Hoyle, Human Services Director, said the People's City Mission continues to accept donations of clothing and household items at their 6800 P Street location.

9. CHIEF ADMINISTRATIVE OFFICER REPORT

A. Lancaster County Employee Recognition Breakfast – May Cancellation and New Date Discussion

Ames said the May 19th breakfast has been rescheduled for October 13th.

10. DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. New Americans Task Force

Item moved forward on agenda.

11. SCHEDULE OF BOARD MEMBER MEETINGS

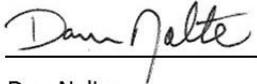
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12. EMERGENCY ITEMS

There were no emergency items.

13. ADJOURNMENT

MOTION: Amundson moved and Vest seconded to adjourn the meeting at 10:27 a.m. Yoakum, Vest, Schorr, Amundson and Flowerday voted yes. Motion carried 5-0.



Dan Nolte
Lancaster County Clerk



From: Kristy R. Bauer <KBauer@lancaster.ne.gov>

Sent: Monday, March 30, 2020 4:20 PM

To: Kerry P. Eagan <KEagan@lancaster.ne.gov>; Ann E. Ames <AAmes@lancaster.ne.gov>

Cc: David A. Derbin <DDerbin@lancaster.ne.gov>

Subject: Questions for the Board for the 4/2 Staff Meeting

Hi Kerry: Please see below for the questions that need to be answered by the County Board at its April 2nd staff meeting.

1. Beginning April 1, 2020, an employee who is subject to an isolation order is eligible for 80 hours of Emergency Paid Sick Leave. In the event the employee exhausts the 80 hours of Emergency Paid Sick Leave and continues to be subject to an isolation order, does the County Board wish to provide an additional 80 hours of paid Pandemic Leave? Please note that the employee was entitled to 80 hours of paid Pandemic Leave for the period March 16th through March 31st.
2. The Emergency Family and Medical Leave Act allows employers to exclude an employee who is an emergency responder from the provisions of the Act. For purposes of this legislation, “emergency responder” means employees who are necessary for the provision of transport, care, health care, comfort, and nutrition of patients, or whose services are otherwise needed to limit the spread of COVID-19, and includes law enforcement officers, correctional institution personnel, emergency management personnel, public works personnel, public health personnel, and employees with skills or training in operating specialized equipment or other skills needed to provide aid in a declared emergency as well as individuals who work for such facilities employing these individuals and whose work is necessary to maintain the operation of the facility. Does the County Board wish to exclude any or all of those emergency responders from Emergency Family and Medical Leave?
3. The Emergency Paid Sick Leave Act allows employers to exclude an employee who is an emergency responder from the provisions of the Act. For purposes of this legislation, “emergency responder” has the same meaning as provided above. Does the County Board wish to exclude any or all of those emergency responders from Emergency Paid Sick Leave?

If you have any questions or concerns, please let me know.

Thank you,

Kristy Bauer
Deputy County Attorney
575 South 10th Street
Lincoln, NE 68508
(402) 441-7553

Human Resources Policy Bulletin

Lancaster County

Number: 2020-2

Date: March, 2020

Reference:	Title:
Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111	Emergency Paid Sick Leave Act

I. PURPOSE

The purpose of this policy is to implement the Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111, relating to the administration of certain benefits during the COVID-19 pandemic.

II. APPLICABILITY

This policy applies to all full-time, part-time, and temporary County employees, including probationary employees. This policy does not apply to on-call employees or seasonal employees.

III. POLICY

A. An employee shall be entitled to Emergency Paid Sick Leave when the employee is unable to telework and:

1. The employee is experiencing symptoms of COVID-19 and seeking a medical diagnosis.
2. The employee has been advised by a health care provider or Federal, State, or local health authority to self-quarantine due to concerns related to COVID-19.
3. The employee is subject to a Federal, State, or local quarantine order related to COVID-19.
4. The employee is caring for an individual who:

Human Resources Policy Bulletin

Lancaster County

Number: 2020-2

Date: March, 2020

Reference:	Title:
Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111	Emergency Paid Sick Leave Act

- a. is subject to a Federal, State, or local quarantine or isolation order related to COVID-19; or
 - b. has been advised by a health care provider to self-quarantine due to concerns related to COVID-19.
5. The employee is caring for the employee's son or daughter if the school or place of care of the employee's son or daughter has been closed, or the child care provider of the employee's son or daughter is unavailable, due to COVID-19 precautions.
6. The employee is subject to a Federal, State, or local isolation order related to COVID-19.
- B. An employee shall be entitled to the following amounts of Emergency Paid Sick Leave:
1. For a use described in Section III.A.1, 2, 3, 4, and 5:
 - a. A full-time employee is entitled to eighty (80) hours of Emergency Paid Sick Leave.
 - b. A part-time employee is entitled to a number of hours of Emergency Paid Sick Leave equal to the number of hours that such employee works, on average, over a 2-week period.
 2. For a use described in Section III.A.6:
 - a. A full-time employee is entitled to eighty (80) hours of Emergency Paid Sick Leave. If a full-time employee exhausts the eighty (80) hours of Emergency Paid Sick Leave and continues to be isolated by order of a Federal, State, or local public health authority or a health

Human Resources Policy Bulletin

Lancaster County

Number: 2020-2

Date: March, 2020

Reference:	Title:
Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111	Emergency Paid Sick Leave Act

care provider, such employee shall be entitled to additional paid pandemic leave in an amount not to exceed eighty (80) hours.

- b. A part-time employee is entitled to Emergency Paid Sick Leave in an amount equal to the number of hours that such employee works, on average, over a 2-week period. If a part-time employee exhausts Emergency Paid Sick Leave in the amount equal to the number of hours that such employee works, on average, over a 2-week period, and such employee continues to be isolated by order of a Federal, State, or local public health authority or a health care provider, then such employee shall be entitled to additional paid pandemic leave in an amount not to exceed the number of hours that such employee works, on average, over a 2-week period.
3. If an employee exhausts Emergency Paid Sick Leave and any applicable pandemic leave, the employee shall be entitled to use:
 - a. For any of the uses described in Section III.A.1, 2, 3, and 6, any accrued sick, vacation, and personal holiday (“Paid Leave”).
 - b. For the use described in Section III.A.4:
 - i. If the individual being cared for qualifies as an immediate family member under the Family and Medical Leave Act, any Paid Leave.
 - ii. If the individual being cared for does not qualify as an immediate family member, accrued vacation and personal holiday.
 - iii. For the use described in Section III.A.5, any accrued vacation and personal holiday.

Human Resources Policy Bulletin

Lancaster County

Number: 2020-2

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Reference:	Title:
Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111	Emergency Paid Sick Leave Act

C. An employee who utilizes Emergency Paid Sick Leave for a use described in Section A.1, 2, 3, 4, and 6:

1. Who is eligible for Family and Medical Leave will be required to comply with the County's Family and Medical Leave Policy except that the employee will be allowed to utilize any applicable Emergency Paid Sick Leave before being required to utilize accrued Paid Leave.
2. Who is ineligible for Family and Medical Leave will be required to provide documentation from a health care provider that she or he is experiencing symptoms of COVID-19 and is seeking treatment therefor. An employee who is ineligible for Family and Medical Leave will also be required to provide medical certification that she or he is fit to return to duty.

D. Department Heads and Elected Officials are authorized to utilize telework consistent with department needs and requirements. Employees are encouraged to discuss telework options with their supervisors.

IV. SCOPE

Where the provisions of this policy conflict with the Lancaster County Personnel Rules, any Resolutions adopted by the Lancaster County Board of Commissioners, or any labor contracts, the provisions of this policy shall control.

V. DURATION

This policy is effective March 16, 2020. This policy is temporary in nature, and the benefits described herein shall be applicable only during the period during which this policy is effective. Nothing in this policy shall be construed as creating a vested benefit: there shall be no financial or other reimbursement to an employee upon the termination of this policy or upon the employee's termination, resignation, retirement, or other separation from employment for

Human Resources Policy Bulletin

Lancaster County

Number: 2020-2

Date: March, 2020

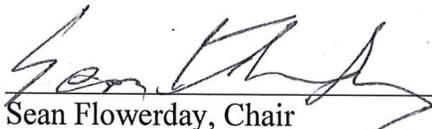
Reference:	Title:
Emergency Paid Sick Leave Act, H.R. 6201, 116th Cong. § 3, Div. E., Sec. 5101 – Sec. 5111	Emergency Paid Sick Leave Act

Emergency Paid Sick Leave that has not been used by such employee. This policy shall terminate on December 31, 2020.



Doug McDaniel
Human Resources Director

3-24-2020
Date



Sean Flowerday, Chair
Board of County Commissioners

3-24-2020
Date

F:\HRStaff\Private\BLTNS\COUNTY\COPPB EMERGENCY PAID SICK LEAVE ACT--2020-2.docx

From: David A. Derbin <DDerbin@lancaster.ne.gov>
Sent: Tuesday, March 31, 2020 1:04 PM
To: Kerry P. Eagan <KEagan@lancaster.ne.gov>
Subject: public participation at meetings

Hi Kerry,

I received your voicemail regarding the Board's proposed elimination of public participation at its meetings. Generally, the Open Meetings Act ("Act") requires public attendance and speaking by the public at all public meetings, unless otherwise provided by the Nebraska Constitution, federal statutes, or the Act. *See* Neb. Rev. Stat. § 84-1408.

The Act provides a limited exception to speaking: "A body may not be required to allow citizens to speak at each meeting, but it may not forbid public participation at all meetings." Neb. Rev. Stat. § 84-1412.

The Act does not provide an exception for attendance. Even when video or telephone meetings are allowed, the Act requires public attendance and availability for the attending public to inspect the documents to be discussed at the public meeting. *See* Neb. Rev. Stat. § 84-1411(2)(b) and (c).

Given the foregoing, the Board is not required to allow the public to speak at each meeting. However, the Board is required to allow the public to attend each meeting, including allowing the public to inspect the documents to be discussed at the meeting.

In addition, I also would advise that: (i) the Board's Open Meetings Policy be amended on Thursday to provide for suspension of public participation during a declared emergency upon action by the Board; (ii) the Board take such action on Thursday following adoption of the new policy; and (iii) the agenda template be revised to reflect any action taken in this respect by the Board.

I will follow up with a phone call.

Thanks!

David A. Derbin
Deputy County Attorney
Lancaster County Attorney's Office
575 South 10th Street
Lincoln, NE 68508
(402) 441-7321

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA**

**IN THE MATTER OF AMENDING)
THE OPEN MEETINGS POLICY FOR)
THE LANCASTER COUNTY BOARD)
OF COUNTY COMMISSIONERS, THE)
LANCASTER COUNTY BOARD OF)
EQUALIZATION, THE LANCASTER)
COUNTY BOARD OF)
CORRECTIONS, AND ALL)
LANCASTER COUNTY TASK)
FORCES AND ADVISORY)
COMMITTEES)**

RESOLUTION NO. R-20-0018

WHEREAS, the Board of County Commissioners of Lancaster County, Nebraska, (“Board”) believes that its meetings should be open to the public in order that citizens may exercise their democratic privilege of attending and speaking at such meetings; and

WHEREAS, the Board formally enacted an open meetings policy that will ensure that all citizens are afforded every opportunity to appear before and address the Board, the Lancaster County Board of Equalization, and the Lancaster County Board of Corrections (“the Boards”) at their respective meetings;

WHEREAS, on February 13, 2018, the Board adopted its policy by County Resolution No. R-18-0011, which was later amended by: County Resolutions No. R-19-0004 and R-20-0016; and

WHEREAS, the Board desires to revise the policy to provide for the temporary suspension of public speaking at meetings during a declared emergency.

NOW, THEREFORE, BE IT RESOLVED, by the Board, as follows:

1. POLICY STATEMENT

It is hereby declared to be the policy of the Board that every meeting of the Boards, and every meeting of all task forces and advisory committees established by the Board, shall be open to the public except as otherwise provided by law, in order that citizens may exercise their democratic privilege of attending and speaking at meetings of the Boards; and at meetings of task forces and advisory committees established by the Board.

2. MEETING DEFINED

Meeting shall mean all regular, special, or called meetings, formal or informal of the Boards, and all meetings of task forces and advisory committees established by the Board, for the purposes of briefing, discussion of public business, formation of tentative policy, or the taking of action. Meeting as herein defined shall include, but is not necessarily limited to, all regularly or specially called meetings of the Boards; and task forces and advisory committees established by the Board; furthermore, meeting shall include all staff meetings of the Board that are presently being held each Thursday morning.

a. Regular Tuesday Meetings

The main meetings of the Board shall be held on Tuesday mornings at 9:00 a.m. Any matters to be considered by the Board may be heard at these meetings. The Tuesday meetings are intended to be formal in nature, and the types of actions taken by the Board shall include but not be limited to the following: consideration of all claims against Lancaster County ("County"), official adoption of all resolutions and policies of the County, execution of contracts, and the general exercise of the legislative and quasi-judicial powers of the Board.

Regular meetings of the Lancaster County Board of Equalization shall be held in conjunction with the Tuesday meetings of the Board, typically on the first and third

Tuesday of each calendar month, and additional meetings shall be held as deemed necessary by the Lancaster County Board of Equalization.

b. Staff Meetings

The Board shall conduct a staff meeting on Thursday mornings at 8:30 a.m., and as deemed necessary by the Board. The main purpose of the staff meetings is to provide an informal forum for briefing the Board on issues facing the County and for in depth discussion of public business by the Board. The structure of these meetings shall be designed to encourage the free flow of information and extensive dialogue between the Board and individuals scheduled on the agenda, as well as among Board members. Topics of discussion shall be limited to items on the agenda, and any items of an emergency nature added at the meetings in accordance with this Policy.

The staff meetings shall serve as a forum for receiving reports and information from County directors and elected officials, staff members, officials from other governmental entities, and any other individuals who can provide information that will assist the Board in the formation of public policy and the efficient administration of County government. Reports from Board members regarding committee meetings and other Board-related activities shall also be presented at the staff meetings.

Although the main purpose of the staff meetings shall be the gathering and dissemination of information by the Board, limited actions consistent with this purpose and which further the open and efficient administration of County government will be taken by the Board at staff meetings. Generally, such actions will be ministerial in nature and will involve the administration of existing policies and contracts, rather than their formal adoption.

Meetings of the Lancaster County Board of Corrections shall be held quarterly on

an annual basis and shall be scheduled in conjunction with the Thursday Staff Meetings of the Board.

c. Task Forces and Advisory Committees

From time to time the Board will establish a task force to study a specific issue and to present a final report to the Board. The Board has also established various advisory committees which provide information and advice to assist the Board in making decisions and formulating public policy. Such task forces and advisory committees are defined as public bodies under the Open Meetings Act, NEB. REV. STAT. §§ 84-1407 through 84-1414, and all meetings of such task forces and advisory committees shall be held in strict compliance with the Open Meetings Act.

3. AGENDAS

Each of the Boards shall give reasonable advance publicized notice of the time and place of its meetings, and shall transmit notice of the meetings to the public, by posting copies of the agendas on the Lancaster County website and on the bulletin board located in the entry way of the County-City Building and outside the County Commissioners' Offices. In addition, the Lancaster County Clerk ("Clerk") shall maintain a list of the news media requesting notification of meetings and shall make reasonable efforts to provide notice to them of each of the Boards' meetings. The Clerk's responsibilities set forth under this paragraph shall not apply to task forces and advisory committees established by the County Board. The notice also shall be transmitted to all members of the Boards. The notice shall contain an agenda of subjects known at the time of the publicized notice, or a statement that the agenda, which shall be kept continually current, shall be readily available for public inspection in the offices of the

Board and the Clerk during normal business hours

Agendas for the Tuesday meeting shall typically be posted not later than the Friday immediately preceding the meeting. The agenda for the regular Tuesday meetings shall be prepared by the Clerk, subject to the authority of the Board as to the final form and content of the agenda. The Board will work with the Clerk to resolve any disagreement with respect to the final form of the agenda. The deadline for submitting items to the Clerk for placement on the agenda of the Board's regular Tuesday meeting shall be 4:30 p.m. on the Thursday immediately preceding such meeting, or at such days/times as designated by the Clerk with advance written notice as necessary. Any item requiring legal review shall be submitted to the County Attorney's Office for review before that item may be submitted to the Clerk for scheduling. Items may be added to the agenda after the deadline but more than twenty-four hours before the regular Tuesday meeting only with the consent of a Board member, the Board's Chief Administrative Officer, Deputy Chief Administrative Officer, or the County Attorney. Except for items of an emergency nature, the agenda for any meeting shall not be amended less than twenty-four hours before the scheduled commencement of the meeting.

Routine business items that are expected to be adopted without dissent shall be placed under the "Consent Items" portion of the Board's Tuesday meeting agenda. These items include contracts that have received unanimous approval of a Purchasing Department recommendation at a previous meeting, contract renewals and extensions, right-of-way contracts, utility permits, reports, and grant contracts for grant awards (e.g., Juvenile Justice Prevention Funds, Joint Budget Committee Funds, or Community Aid Funds) that received unanimous approval at a previous meeting. Any individual Consent Item may be removed for special discussion and consideration by a

Commissioner or by any member of the public without prior notice. Unless there is an exception, Consent Items not removed for special discussion and consideration will be approved as one with a single vote of the Board.

Any Board agenda item arising out of an application (e.g., applications submitted pursuant to the Zoning Resolution of Lancaster County, amusement license applications, special event permit applications, or liquor license applications) may be withdrawn by the applicant at any time before the Clerk has called the agenda item.

For any Board agenda item that requires a public hearing, the Clerk, following receipt of notice of such an agenda item, shall place on the Board's next Regular Tuesday Meeting agenda under consent an item for the Board to set the time and place of such public hearing. Once the Board has set the time and place of such public hearing, the Clerk shall advertise the time and place and subject matter of such public hearing. The Board will consider an applicant's or a County department's written request for deferral of a public hearing if such request is made prior to the opening of the public hearing. In the event the Board defers a public hearing after the Clerk has advertised the time and place of the public hearing, the Board shall: open the public hearing pursuant to the advertisement; allow all interested persons an opportunity to appear and present testimony and evidence at the public hearing; keep the public hearing open and continue the public hearing at the time and date specified by the Board.

Staff meeting agendas shall be posted not later than twenty-four hours in advance of the meeting. The staff meeting agendas shall be prepared by the Chief Administrative Officer for the Board.

4. EMERGENCY ITEMS

The Board shall have the right to modify its agenda less than twenty-four hours before the scheduled commencement of a meeting to include items of an emergency nature, provided that the modification is made only at such public meeting and is recorded in the minutes of the meeting as required by law.

The policy of the Board is to conduct all of its meetings in a manner designed to maximize public awareness and input into such meetings, therefore, only items of a true "emergency" nature will be accepted by the Board for placement on its agenda as emergency items.

5. CONDUCT OF MEETINGS

Each meeting herein shall be conducted in strict compliance with the Open Meetings Act of the State of Nebraska, NEB. REV. STAT. §§ 84-1407 through 84-1414.

Roberts Rules of Order shall serve as a procedural guide for all meetings of the Board, but strict adherence to the Rules shall not be required.

The conduct of persons attending and speaking at meetings of the Board shall be governed by the provisions of Exhibit "A", which is attached to this Resolution and incorporated herein by reference, and written copies of the public participation guidelines reproduced in Exhibit "A" shall be made available to persons attending Board meetings, except when public speaking has been suspended during an emergency declared by the Board. Notwithstanding the foregoing or anything to the contrary in this policy, during an emergency declared by the Board, the Boards may temporarily suspend public speaking at their meetings.

The Lancaster County Sheriff shall serve as the sergeant-at-arms for all meetings of the Board.

a. Minutes

Each of the Boards must keep minutes of all its meetings, showing the time, place, members present and absent, and the substance of all matters discussed. The Clerk or the Clerk's designee shall prepare and maintain minutes of all meetings of the Boards mentioned herein-, but shall not be responsible for preparing and maintaining the minutes of task forces and advisory committees established by the County Board.

Actions taken on any question or motion duly moved and seconded shall be by roll call vote of the public body in open session, and the record shall state how each member voted, or if the member was absent or non-voting.

The vote to elect leadership within any of the Boards may be taken by secret ballot, but the total number of votes for each candidate shall be recorded in the minutes.

The minutes of all meetings and evidence and documentation received or disclosed in open session shall be public records and open to public inspection during normal business hours.

Minutes shall be written and available for inspection within ten (10) working days or prior to the next convened meeting, whichever occurs earlier. Minutes of the Tuesday meetings will be considered for approval at the next Tuesday meeting, and minutes of the staff meeting will be considered for approval at the next staff meeting.

The Board will carry as an agenda item on its Tuesday agenda an announcement of the times and locations of all meetings, including staff meetings, that the Board will hold during the week following the meeting at which such announcement is made. The agenda shall also contain a statement that all such meeting agendas shall be kept continually current and available for public inspection in the office of the Clerk and the Board during normal business hours.

6. EXECUTIVE SESSIONS

Any of the Boards may hold a closed session by the affirmative vote of a majority

of its voting members if a closed session is clearly necessary for the protection of the public interest or for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Closed sessions may be held for, but shall not be limited to, such reasons stated in NEB. REV. STAT. § 84-1410(1).

The vote to hold a closed session shall be taken in open session. The vote of each member on the question of holding a closed session, the reason for the closed session, and the time when the closed session commenced and concluded shall be recorded in the minutes. Consideration of matters during the closed session shall be restricted to only those purposes set forth in the minutes as the reason for the closed session. The meeting shall be reconvened in open session before any formal action may be taken. Formal action shall mean a collective decision or a collective commitment or promise to make a decision on any question, motion, proposal, resolution, order, or ordinance or formation of a position or policy but shall not include negotiating guidance given by members of the public body to legal counsel or other negotiators during the closed session.

Any member shall have the right to challenge the continuation of a closed session if the member determines the session has exceeded the reason stated in the original motion to hold a closed session or the member contends that the closed session is neither clearly necessary for (a) the protection of the public interest or (b) the prevention of needless injury to the reputation of an individual. Such challenge shall be overruled only by a majority vote of the members of the public body. Such challenge and its disposition shall be recorded in the minutes.

Any of the Boards conducting an executive session may request the presence of the Clerk as an observer-only at an executive session, and may request other persons to attend an executive session when necessary.

7. REVIEW

This Meeting Policy shall be subject to continuous review and update. The Board shall meet with the Clerk as necessary for the purpose of evaluating how the Policy is working and discussing and adopting any changes that will improve the Policy.

8. RESCISSION

AND BE IT FURTHER RESOLVED, that the foregoing policy shall be effective upon the date of execution of this Resolution, and that this Resolution shall supersede Resolution No. R-20-0016 and any previously existing County resolutions on the same subject matter.

Dated this _____ day of _____, 20____

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

APPROVED AS TO FORM

this ____ day of _____,
20__.

For PAT CONDON
Lancaster County Attorney

**BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA**

**IN THE MATTER OF AMENDING)
THE OPEN MEETINGS POLICY FOR)
THE LANCASTER COUNTY BOARD)
OF COUNTY COMMISSIONERS, THE)
LANCASTER COUNTY BOARD OF)
EQUALIZATION, THE LANCASTER)
COUNTY BOARD OF)
CORRECTIONS, AND ALL)
LANCASTER COUNTY TASK)
FORCES AND ADVISORY)
COMMITTEES)**

RESOLUTION NO. _____

WHEREAS, the Board of County Commissioners of Lancaster County, Nebraska, (“Board”) believes that its meetings should be open to the public in order that citizens may exercise their democratic privilege of attending and speaking at such meetings; and

WHEREAS, the Board formally enacted an open meetings policy that will ensure that all citizens are afforded every opportunity to appear before and address the Board, the Lancaster County Board of Equalization, and the Lancaster County Board of Corrections (“the Boards”) at their respective meetings;

WHEREAS, on February 13, 2018, the Board adopted its policy by County Resolution No. R-18-0011, which was later amended by: County Resolutions No. R-19-0004 and R-20-0016; and

WHEREAS, the Board desires to revise the policy to provide for the temporary suspension of public speaking at meetings during a declared emergency.

NOW, THEREFORE, BE IT RESOLVED, by the Board, as follows:

1. POLICY STATEMENT

It is hereby declared to be the policy of the Board that every meeting of the Boards, and every meeting of all task forces and advisory committees established by the Board, shall be open to the public except as otherwise provided by law, in order that citizens may exercise their democratic privilege of attending and speaking at meetings of the Boards; and at meetings of task forces and advisory committees established by the Board.

2. MEETING DEFINED

Meeting shall mean all regular, special, or called meetings, formal or informal of the Boards, and all meetings of task forces and advisory committees established by the Board, for the purposes of briefing, discussion of public business, formation of tentative policy, or the taking of action. Meeting as herein defined shall include, but is not necessarily limited to, all regularly or specially called meetings of the Boards; and task forces and advisory committees established by the Board; furthermore, meeting shall include all staff meetings of the Board that are presently being held each Thursday morning.

a. Regular Tuesday Meetings

The main meetings of the Board shall be held on Tuesday mornings at 9:00 a.m. Any matters to be considered by the Board may be heard at these meetings. The Tuesday meetings are intended to be formal in nature, and the types of actions taken by the Board shall include but not be limited to the following: consideration of all claims against Lancaster County ("County"), official adoption of all resolutions and policies of the County, execution of contracts, and the general exercise of the legislative and quasi-judicial powers of the Board.

Regular meetings of the Lancaster County Board of Equalization shall be held in conjunction with the Tuesday meetings of the Board, typically on the first and third

Tuesday of each calendar month, and additional meetings shall be held as deemed necessary by the Lancaster County Board of Equalization.

b. Staff Meetings

The Board shall conduct a staff meeting on Thursday mornings at 8:30 a.m., and as deemed necessary by the Board. The main purpose of the staff meetings is to provide an informal forum for briefing the Board on issues facing the County and for in depth discussion of public business by the Board. The structure of these meetings shall be designed to encourage the free flow of information and extensive dialogue between the Board and individuals scheduled on the agenda, as well as among Board members. Topics of discussion shall be limited to items on the agenda, and any items of an emergency nature added at the meetings in accordance with this Policy.

The staff meetings shall serve as a forum for receiving reports and information from County directors and elected officials, staff members, officials from other governmental entities, and any other individuals who can provide information that will assist the Board in the formation of public policy and the efficient administration of County government. Reports from Board members regarding committee meetings and other Board-related activities shall also be presented at the staff meetings.

Although the main purpose of the staff meetings shall be the gathering and dissemination of information by the Board, limited actions consistent with this purpose and which further the open and efficient administration of County government will be taken by the Board at staff meetings. Generally, such actions will be ministerial in nature and will involve the administration of existing policies and contracts, rather than their formal adoption.

Meetings of the Lancaster County Board of Corrections shall be held quarterly on

an annual basis and shall be scheduled in conjunction with the Thursday Staff Meetings of the Board.

c. Task Forces and Advisory Committees

From time to time the Board will establish a task force to study a specific issue and to present a final report to the Board. The Board has also established various advisory committees which provide information and advice to assist the Board in making decisions and formulating public policy. Such task forces and advisory committees are defined as public bodies under the Open Meetings Act, NEB. REV. STAT. §§ 84-1407 through 84-1414, and all meetings of such task forces and advisory committees shall be held in strict compliance with the Open Meetings Act.

3. AGENDAS

Each of the Boards shall give reasonable advance publicized notice of the time and place of its meetings, and shall transmit notice of the meetings to the public, by posting copies of the agendas on the Lancaster County website and on the bulletin board located in the entry way of the County-City Building and outside the County Commissioners' Offices. In addition, the Lancaster County Clerk ("Clerk") shall maintain a list of the news media requesting notification of meetings and shall make reasonable efforts to provide notice to them of each of the Boards' meetings. The Clerk's responsibilities set forth under this paragraph shall not apply to task forces and advisory committees established by the County Board. The notice also shall be transmitted to all members of the Boards. The notice shall contain an agenda of subjects known at the time of the publicized notice, or a statement that the agenda, which shall be kept continually current, shall be readily available for public inspection in the offices of the

Board and the Clerk during normal business hours

Agendas for the Tuesday meeting shall typically be posted not later than the Friday immediately preceding the meeting. The agenda for the regular Tuesday meetings shall be prepared by the Clerk, subject to the authority of the Board as to the final form and content of the agenda. The Board will work with the Clerk to resolve any disagreement with respect to the final form of the agenda. The deadline for submitting items to the Clerk for placement on the agenda of the Board's regular Tuesday meeting shall be 4:30 p.m. on the Thursday immediately preceding such meeting, or at such days/times as designated by the Clerk with advance written notice as necessary. Any item requiring legal review shall be submitted to the County Attorney's Office for review before that item may be submitted to the Clerk for scheduling. Items may be added to the agenda after the deadline but more than twenty-four hours before the regular Tuesday meeting only with the consent of a Board member, the Board's Chief Administrative Officer, Deputy Chief Administrative Officer, or the County Attorney. Except for items of an emergency nature, the agenda for any meeting shall not be amended less than twenty-four hours before the scheduled commencement of the meeting.

Routine business items that are expected to be adopted without dissent shall be placed under the "Consent Items" portion of the Board's Tuesday meeting agenda. These items include contracts that have received unanimous approval of a Purchasing Department recommendation at a previous meeting, contract renewals and extensions, right-of-way contracts, utility permits, reports, and grant contracts for grant awards (e.g., Juvenile Justice Prevention Funds, Joint Budget Committee Funds, or Community Aid Funds) that received unanimous approval at a previous meeting. Any individual Consent Item may be removed for special discussion and consideration by a

Commissioner or by any member of the public without prior notice. Unless there is an exception, Consent Items not removed for special discussion and consideration will be approved as one with a single vote of the Board.

Any Board agenda item arising out of an application (e.g., applications submitted pursuant to the Zoning Resolution of Lancaster County, amusement license applications, special event permit applications, or liquor license applications) may be withdrawn by the applicant at any time before the Clerk has called the agenda item.

For any Board agenda item that requires a public hearing, the Clerk, following receipt of notice of such an agenda item, shall place on the Board's next Regular Tuesday Meeting agenda under consent an item for the Board to set the time and place of such public hearing. Once the Board has set the time and place of such public hearing, the Clerk shall advertise the time and place and subject matter of such public hearing. The Board will consider an applicant's or a County department's written request for deferral of a public hearing if such request is made prior to the opening of the public hearing. In the event the Board defers a public hearing after the Clerk has advertised the time and place of the public hearing, the Board shall: open the public hearing pursuant to the advertisement; allow all interested persons an opportunity to appear and present testimony and evidence at the public hearing; keep the public hearing open and continue the public hearing at the time and date specified by the Board.

Staff meeting agendas shall be posted not later than twenty-four hours in advance of the meeting. The staff meeting agendas shall be prepared by the Chief Administrative Officer for the Board.

4. EMERGENCY ITEMS

The Board shall have the right to modify its agenda less than twenty-four hours before the scheduled commencement of a meeting to include items of an emergency nature, provided that the modification is made only at such public meeting and is recorded in the minutes of the meeting as required by law.

The policy of the Board is to conduct all of its meetings in a manner designed to maximize public awareness and input into such meetings, therefore, only items of a true "emergency" nature will be accepted by the Board for placement on its agenda as emergency items.

5. CONDUCT OF MEETINGS

Each meeting herein shall be conducted in strict compliance with the Open Meetings Act of the State of Nebraska, NEB. REV. STAT. §§ 84-1407 through 84-1414.

Roberts Rules of Order shall serve as a procedural guide for all meetings of the Board, but strict adherence to the Rules shall not be required.

The conduct of persons attending and speaking at meetings of the Board shall be governed by the provisions of Exhibit "A", which is attached to this Resolution and incorporated herein by reference, and written copies of the public participation guidelines reproduced in Exhibit "A" shall be made available to persons attending Board meetings, except when public speaking has been suspended during an emergency declared by the Board. Notwithstanding the foregoing or anything to the contrary in this policy, during an emergency declared by the Board, the Boards temporarily may suspend public speaking at their meetings.

The Lancaster County Sheriff shall serve as the sergeant-at-arms for all meetings of the Board.

a. Minutes

Each of the Boards must keep minutes of all its meetings, showing the time, place, members present and absent, and the substance of all matters discussed. The Clerk or the Clerk's designee shall prepare and maintain minutes of all meetings of the Boards mentioned herein-, but shall not be responsible for preparing and maintaining the minutes of task forces and advisory committees established by the County Board.

Actions taken on any question or motion duly moved and seconded shall be by roll call vote of the public body in open session, and the record shall state how each member voted, or if the member was absent or non-voting.

The vote to elect leadership within any of the Boards may be taken by secret ballot, but the total number of votes for each candidate shall be recorded in the minutes.

The minutes of all meetings and evidence and documentation received or disclosed in open session shall be public records and open to public inspection during normal business hours.

Minutes shall be written and available for inspection within ten (10) working days or prior to the next convened meeting, whichever occurs earlier. Minutes of the Tuesday meetings will be considered for approval at the next Tuesday meeting, and minutes of the staff meeting will be considered for approval at the next staff meeting.

The Board will carry as an agenda item on its Tuesday agenda an announcement of the times and locations of all meetings, including staff meetings, that the Board will hold during the week following the meeting at which such announcement is made. The agenda shall also contain a statement that all such meeting agendas shall be kept continually current and available for public inspection in the office of the Clerk and the Board during normal business hours.

6. EXECUTIVE SESSIONS

Any of the Boards may hold a closed session by the affirmative vote of a majority

of its voting members if a closed session is clearly necessary for the protection of the public interest or for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Closed sessions may be held for, but shall not be limited to, such reasons stated in NEB. REV. STAT. § 84-1410(1).

The vote to hold a closed session shall be taken in open session. The vote of each member on the question of holding a closed session, the reason for the closed session, and the time when the closed session commenced and concluded shall be recorded in the minutes. Consideration of matters during the closed session shall be restricted to only those purposes set forth in the minutes as the reason for the closed session. The meeting shall be reconvened in open session before any formal action may be taken. Formal action shall mean a collective decision or a collective commitment or promise to make a decision on any question, motion, proposal, resolution, order, or ordinance or formation of a position or policy but shall not include negotiating guidance given by members of the public body to legal counsel or other negotiators during the closed session.

Any member shall have the right to challenge the continuation of a closed session if the member determines the session has exceeded the reason stated in the original motion to hold a closed session or the member contends that the closed session is neither clearly necessary for (a) the protection of the public interest or (b) the prevention of needless injury to the reputation of an individual. Such challenge shall be overruled only by a majority vote of the members of the public body. Such challenge and its disposition shall be recorded in the minutes.

Any of the Boards conducting an executive session may request the presence of the Clerk as an observer-only at an executive session, and may request other persons to attend an executive session when necessary.

7. REVIEW

This Meeting Policy shall be subject to continuous review and update. The Board shall meet with the Clerk as necessary for the purpose of evaluating how the Policy is working and discussing and adopting any changes that will improve the Policy.

8. RESCISSION

AND BE IT FURTHER RESOLVED, that the foregoing policy shall be effective upon the date of execution of this Resolution, and that this Resolution shall supersede Resolution No. R-20-0016 and any previously existing County resolutions on the same subject matter.

Dated this _____ day of _____, 20____

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

APPROVED AS TO FORM

this ____ day of _____,
20__.

For PAT CONDON
Lancaster County Attorney

GUIDELINES FOR PUBLIC PARTICIPATION AT MEETINGS OF THE LANCASTER COUNTY BOARD OF COMMISSIONERS

(As Adopted by Resolution R-20-_____)

The Lancaster County Board of Commissioners serves as the governing body for Lancaster County. The County Board is charged with various legislative and administrative duties, including the management of county funds, maintenance of county property, adoption of the county budget, setting of tax levies and salaries of elected and appointed county officials, and the administration of various programs established by state law. Unless specified elsewhere, the following are guidelines for public participation at County Board meetings.

A. PUBLIC COMMENT

1. Regular Tuesday Meeting

The regular meeting of the County Board is held each Tuesday at 9:00 a.m. in the County-City Building, on the first floor in the Chambers, Room 112. The meetings of the County Board are open to the public. Comments from members of the public are welcome and will be scheduled as follows:

Items on the Agenda:

Those wishing to speak on items specific to the agenda are asked to do so when that item is called by the County Clerk. The Board Chair will recognize and call forward those citizens who wish to speak. Each speaker is limited to five (5) minutes. The County Clerk will indicate when one (1) minute remains to allow for the summary of remarks. *Time limits may be extended or reasonably decreased at the discretion of the County Board Chair.*

Items not on the Agenda:

Those wishing to speak on items relating to other County business not on the agenda may speak during the Public Comment portion of the agenda. The Board Chair will recognize and call forward those citizens who wish to speak. Each speaker is limited to five (5) minutes. The County Clerk will indicate when one (1) minute remains to allow for the summary of remarks. *These time limits may be extended or reasonably decreased at the discretion of the County Board Chair.*

All citizens who speak are asked to print their name and address on the sign-up sheet located on the dais, stating verbally for the record their first and last names.

2. Thursday Staff Meeting

The County Board holds a staff meeting each Thursday morning at 8:30 a.m. in the County-City Building, on the first floor in Room 113. Staff meetings are open to the public. Public comments are not allowed at staff meetings except at the discretion of the County Board Chair.

3. Agendas

Agendas and supporting documentation for County Board meetings are public records and are kept on file in the Lancaster County Clerk's Office. Information regarding agendas may be obtained by calling the County Clerk's Office at 402-441-7481, through the County Clerk's website (www.lancaster.ne.gov/clerk), or by coming in person to the Clerk's office during normal business hours, from 7:30 a.m. to 4:30 p.m.

4. **Public Hearings**

Public hearings are conducted by the County Board when required by law or when a public hearing will assist the County Board in the formation of sound public policy or the efficient administration of county government. Most public hearings held by the County Board are conducted during the Tuesday meetings. Items for which a public hearing will be conducted are set forth on the agenda under the Public Hearing section. Members of the public may give testimony to the County Board during a public hearing. Each person offering testimony will be asked to print their name and address on the sign-in sheet located on the dais and verbally state their first and last name for the record. The County Clerk will administer the oath before testimony begins.

The order of testimony shall be as follows:

1. Staff members handling the specific topic (if any)
2. Applicant (if any)
3. Proponents of the proposed action
4. Opponents of the proposed action
5. Testimony in a neutral capacity, including comments from staff members or individuals seeking information about the proposed action
6. Staff member assisting the County Board may make brief comments on the testimony and respond to questions; and
7. Rebuttal by the applicant (if applicable).

Staff member testimony is not limited to a specific amount of time; however, Staff shall provide its information as succinctly as possible. Applicant testimony is limited to thirty (30) minutes. Except for staff members and applicants, each speaker is limited to five (5) minutes. The County Clerk will indicate when one (1) minute remains to allow for the summary of remarks. *Time may be extended or reasonably decreased at the discretion of the County Board Chair.* Those testifying are encouraged to avoid giving repetitive or irrelevant testimony. The County Board Chair shall reserve the right to discontinue at any time repetitive or irrelevant testimony.

Those testifying should identify any organization or group they may be representing. Large groups in attendance which are supporting or opposing the same position with regard to the subject of a public hearing should choose one or two spokespersons to represent the group. The spokesperson(s) may ask the group to stand to give the County Board an idea of the number of persons sharing a similar viewpoint.

If you plan to read a prepared statement or reference/display other documents in your possession, a copy must be provided to the County Clerk at the public hearing for the official record. If you do not have an extra copy available at the time of the public hearing, the County Clerk will make a copy following your testimony.

EXHIBIT A

INTERPRETERS FOR THE HEARING IMPAIRED ARE AVAILABLE UPON REQUEST. PLEASE CONTACT THE COUNTY CLERK'S OFFICE AT 402-441-7481 AT LEAST TWO DAYS PRIOR TO THE MEETING IF THIS ACCOMMODATION IS REQUIRED, OR IF YOU HAVE ANY OTHER SPECIAL COMMUNICATION NEEDS REQUIRING ASSISTANCE.

SI NECESITA AYUDA CON EL IDIOMA ESPAÑOL, POR FAVOR HAGA ARREGLOS CON EL SECRETARIO DEL CONDADO DE LANCASTER EN UN PLAZO DE DOS DÍAS ANTES DE LA REUNIÓN PÚBLICA. EL NÚMERO DE TELÉFONO DEL SECRETARIO DEL CONDADO DE LANCASTER ES 402-441-7481. (IF YOU NEED SPANISH LANGUAGE ASSISTANCE, PLEASE MAKE ARRANGEMENTS WITH THE LANCASTER COUNTY CLERK WITHIN TWO DAYS OF THE PUBLIC MEETING. THE PHONE NUMBER FOR THE LANCASTER COUNTY CLERK IS 402-441-7481.)

**BEFORE THE BOARD OF COMMISSIONERS
OF LANCASTER COUNTY**

**IN THE MATTER OF SUSPENDING PUBLIC)
SPEAKING AT MEETINGS OF THE LANCASTER)
BOARD, LANCASTER COUNTY BOARD OF) RESOLUTION NO. R-20-0019
EQUALIZATION, AND LANCASTER COUNTY BOARD)
OF CORRECTIONS DURING THE COVID-19)
EMERGENCY)**

WHEREAS, on March 13, 2020, the President of the United States of America declared a national emergency due to the COVID-19 pandemic, and on the same date the Governor of the State of Nebraska declared that a state of emergency exists in the State of Nebraska because of the COVID-19 pandemic; and

WHEREAS, on March 17, 2020, the Lancaster County Board of Commissioners declared that a local emergency is occurring in Lancaster County as a result of the COVID-19 pandemic; and

WHEREAS, ON March 17, 2020 the Governor of the State of Nebraska issued Executive Order No. 20-03, ordering that all governing bodies as defined in Neb. Rev. Stat. §84-1409(1) may meet by videoconference or by telephone conference, so long as there is made available at such meeting access to members of the public and to members of the media; and

WHEREAS, the Nebraska Open Meetings Act, Neb. Rev. Stat. §84-1412 provides that while the public has the right to attend and the right to speak at meetings of public bodies, it shall not be a violation of the Act for any public body to make and enforce reasonable rules and regulations regarding persons speaking at its meetings, and a public body shall not be required to allow citizens to speak at each meeting, so long as it does not forbid public participation at all meetings; and

WHEREAS, due to the COVID-19 emergency, the Lancaster County Board of Commissioners has decided that all meetings of the Lancaster County Board, the Lancaster

County Board of Equalization, and the Lancaster County Board of Corrections shall be conducted remotely by videoconference; and

WHEREAS, the Lancaster County Board has provided means by which members of the public and the media shall have access to such meetings, in accordance with Executive Order No. 20-03; and

WHEREAS, on the date of April 2, 2020, the Lancaster County Board adopted Resolution R-20-0018, to authorize the Board to suspend public speaking at its meetings, as defined in the Resolution, during a declared emergency; and

WHEREAS, the Lancaster County Board has determined that due to technological limitations, it is not feasible to allow members of the public to speak at its meetings which are being conducted by videoconference.

NOW, THEREFORE, BE IT RESOLVED, that the Lancaster County Board of Commissioners hereby declares that members of the public shall not be allowed to speak at meetings of the Lancaster County Board, the Lancaster County Board of Equalization, and the Lancaster County Board of Corrections, which are conducted by videoconference during the period of time during which the COVID-19 emergency is in effect.

APPROVED by the Lancaster County Board this 2nd day of April 2020, following a roll call vote of 5-0.

THE BOARD OF COUNTY COMMISSIONERS OF
LANCASTER COUNTY, NEBRASKA

APPROVES AS TO FORM
This 2nd day of April, 2020

BY: Sean Flowerday, Chair

For PATRICK F. CONDON
Lancaster County Attorney

DRAFT

	Staff Lead	Sean Flowerday	Christa Yoakum	Deb Schorr	Roma Amundson	Rick Vest
Fiscal Accountability Priorities						
Increase County Cash Reserves	D. Meyer	X				
Expand County Fleet Program	R. Walla					
Miscellaneous Expenses Policy	???					
Increase Usage of Enterprise Rental Car Program	R. Walla					
Establish Retirement Committee as Standing Committee	K. Eagan	X				
County Infrastructure Priorities						
Facility Study for County Engineering Buildings	P. Dingman					
Fund for Roads and Bridges Crisis	???	X				
Good Governance Priorities						
Draft and Implement County-wide Strategic Plan	New CAO	X				
Write County Task Force SOP's	D. Cary	X				
Create a County Central Code	K. Eagan	X				
Fee and Fine Reform Grant	A. Ames	X				
Annual Report (Rolling Report?)	A. Ames					
Monthly Updates from Planning and IS Depts	K. Eagan					
On-board new CAO	K. Eagan	X				
Leadership Academy	A. Ames					
Establish Realtor Association Legislative Committee as Standing Committee	R. Amundson					
Technology Upgrades/Improvement Priorities						
CJIS Construction and Implementation	T. Duncan	X				
County-wide Implementation of Pay Roll Software	D. Meyer	X				
Legislative Priorities						
24/7 Drug Testing	Kissel Kohout	X				
Mental Health Shared Information	Kissel Kohout	X				
Bridge Bonding	Kissel Kohout	X				
Mental Health Advance Directives	Kissel Kohout	X				
Funding for Adult Criminal Justice Reform and Bond Reform	Kissel Kohout	X				
Funding for Juvenile Justice Reform	Kissel Kohout	X				
Property Tax Relief	Kissel Kohout	X				
Criminal Justice Reform Priorities						
Examine Internal Lower Incarceration Efforts	S. Flowerday	X				
Stepping Up Summit	D. Schorr	X				
Sherriff Body Camera Program	T. Duncan	X				
Inclusive Community Priorities						
Work with City of Lincoln to secure Welcoming Community certification	C. Yoakum					
Reinstating the Lincoln/Lancaster Women's Commission	C. Yoakum	X				
Adding Additional VBM Drop Boxes	S. Flowerday	X				
Successful 2020 Census Promotions	S. Flowerday	X				
My City Academy - Ready to Run Initiative	C. Yoakum					
County Inclusive Benefits Policy	S. Flowerday	X				
Safe Community Priorities						
Norris School EMS Coverage	D. Schorr	X				
Establish Mutual-Aid Meeting as Standing Committee	R. Amundson					
SAMHSA Learning Collaborative	D. Schorr					
Human Service Priorities						
Increase Human Service JBC Funding	S. Flowerday	X				
Explore Expanded Home Visiting Program to Combat Childhood Trauma	S. Flowerday	X				
County Employee Priorities						
County Employee Prescription Drug Initiative	D. Schorr	X				