LANCASTER COUNTY BOARD OF COMMISSIONERS
STAFF MEETING
THURSDAY, JUNE 11, 2020
ZOOM MEETING
VIEWING AVAILABLE VIA YOUTUBE AT https://youtu.be/cBqSEYUjXbY
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 Room 113. The meeting will also be broadcast in Room 113 for those wishing to view it in person. Additionally, a copy of all written material to be discussed at today's meeting is available in Room 113. These materials can also be viewed on the County's website at lancaster.ne.gov. People wishing to reach the County Board can do so by going to the County website and filling out the "Contact Us" Form.

AGENDA ITEM

1. **APPROVAL OF STAFF MEETING MINUTES FOR JUNE 4, 2020**

   Documents:

   6.4.20 Staff Meeting Minutes.pdf

2. **8:30 A.M. - LEGISLATIVE UPDATE**
   Joe Kohout and Brennen Miller, Kissel, Kohout, ES Associates LLC

3. **8:45 A.M. - CHANGE OF ZONE 20014, AGRICULTURAL (AG) TO AGRICULTURAL RESIDENTIAL (AGR), 13350 N. 84TH ST.**
   Steve Henrichsen, Planning Department Development Review Manager

   Documents:

   Attachment__Item 3__CZ20014 - CO SUMMARY REPORT.pdf

4. **9:00 A.M. - SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT (SENDD) HOUSING REHABILITATION PROGRAM**
   Tom Bliss, Trey Ertman, and Jim Warrelmann, SENDD; and Dennis Meyer, Budget and Fiscal Officer

5. **9:30 A.M. - YOUTH SERVICES CENTER PER DIEM FOR CONTRACT COUNTIES**
   Sheli Schindler, Youth Services Center Director

6. **9:45 A.M. - EXECUTIVE SESSION (PENDING AND POTENTIAL LITIGATION)**
   Dan Zieg, Deputy County Attorney

7. **10:15 A.M. - BREAK**

8. **10:30 A.M. - DEPARTMENT BUDGET HEARINGS**
   Dennis Meyer, Budget and Fiscal Officer
   Link to OpenGov: https://lancaster.opengov.com/

   A. **County Sheriff (651)**
      Terry Wagner, Sheriff

      Documents:

      Sheriff_Letter.pdf
      Federal_Revenues - Sheriff.pdf
      Conferences_and_Travel - Sheriff.pdf
      Future_Projects_and_Upgrades - Sheriff.pdf
      Employee_Information - Sheriff.pdf
      Technology_Request_-_Sheriff.pdf

   B. **County Attorney (652)**
      Pat Condon, County Attorney

      Documents:

      Conferences_and_Travel - Attorney.pdf
      Future_Projects_and_Upgrades - Attorney.pdf
      Employee_Information - Attorney.pdf
      Technology Request - Attorney.pdf
      Federal_Revenues - Attorney.pdf

9. **11:30 P.M. COVID-19 UPDATE AND RESPONSE**

10. **ACTION ITEMS**

    A. **Lancaster County EEOP Certification**

       Documents:

       Attachment__Deputy CAO report item A__Lancaster EEOP Cert June 2020 update.pdf

    B. **Declaration No. D-20-0003, Terminating Declaration No. D-20-0002, In the Matter of Declaring a Disaster or Emergency Pursuant to Neb. Rev. Stat.§81-829.50 In Response to the Imminent Danger of Civil Disturbance, Disorder, and Riot.**

       Documents:

       Attachment Action Items__Item B__Termination of D-20-0002 (Protests) .pdf

    C. **Human Resources Policy Bulletin 2020-6, Workplace Response to COVID-19.**

Documents:

Attachment Action Items__Item C__Workplace Response to COVID-19 (HR Bulletin 2020-6) (6.8.2020).pdf

D. Determination of Level of Review for Lancaster County Housing Rehabilitation Program

Documents:

Attachment Action Items__Item D__Determination-of-Level-of-Review-2-Lancaster (jh).pdf

11. CHIEF ADMINISTRATIVE OFFICER REPORT

A. Letter from Nebraska City Utilities Regarding Sale of Bennet Shop

Documents:

Attachment CAO Report__Item A____20200608124700464.pdf

B. Nebraska Regional Interoperability Network (Resumes for Nominations)

Documents:

Attachment CAO Report__Item B____email from Carla.pdf

12. DEPUTY CHIEF ADMINISTRATIVE OFFICER REPORT

A. Lancaster County 2020 Priorities

Documents:

2020 Priorities.pdf

13. DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. Region V Behavioral Health Advisory Committee Meeting

Monday, June 8, 2020
Yoakum

B. Region V Governing Board Meeting

Monday, June 8, 2020
Yoakum

C. Lincoln - Lancaster County Board of Health

Tuesday, June 9, 2020
Flowerday

D. Public Building Commission

Tuesday, June 9, 2020
Amundson / Flowerday

E. Lancaster County Mental Health Crisis Center Advisory Committee

Wednesday, June 10, 2020
Yoakum

14. SCHEDULE OF BOARD MEMBER MEETINGS

A. Parks and Recreation Advisory Board
Thursday, June 11, 2020 @ 4:00 p.m.
Vest

B. Realtors Association Government Affairs Committee
Friday, June 12, 2020 @ 9:00 a.m.
Amundson

C. Mutual Aid Meeting
Monday, June 15, 2020 @ 8:00 p.m.
Schorr / Vest

D. Visitors Promotion Advisory Committee
Wednesday, June 17, 2020 @ 1:30 p.m.
Amundson

15. EMERGENCY ITEMS

16. ADJOURNMENT

STAFF MEETING MINUTES
LANCASTER COUNTY BOARD OF COMMISSIONERS
ZOOM MEETING
THURSDAY, JUNE 4, 2020
VIEWING AVAILABLE VIA YOUTUBE
8:30 A.M.

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

Others Present: Kerry Eagan and Dave Derbin, Chief Administrative Officers; 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 June 2, 2020.

The Chair called the meeting to order at 8:34 a.m. and announced the Open Meetings Act is available at Neb. Rev. Stat. § 84-1401-1414.

AGENDA ITEM

1. APPROVAL OF STAFF MEETING MINUTES FOR MAY 28, 2020

MOTION: Schorr moved and Yoakum seconded approval of the May 28, 2020 Staff Meeting minutes. Amundson, Schorr, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.

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

Kohout reviewed the weekly legislative report (Exhibit 1), noting that no decisions have been made as to possible budget adjustments.

Schorr noted the Nebraska Association of County Officials (NACO) is keeping the opening date and plans of county offices current on their website.

Schorr suggested adding Zoom meeting capabilities to public meetings when such meetings will be held in person to the 2021 legislative priorities list.

Additionally, the Open Meetings Act requirements were discussed.

3. DEPARTMENT BUDGET HEARINGS – Dennis Meyer, Budget and Fiscal Officer

A. County Engineer (703, 21, 22) – Pam Dingman, County Engineer

Dingman noted the South Beltway project cost is shared 50/50 between the County and the City of Lincoln. There will be an estimated $200,000-$400,000 remaining in the fund after finalization of an upcoming land acquisition. She noted there needs to be more dollars in the fund.

Meyer said Keno funds have been moved to the South Beltway fund to cover costs. He estimated $600,000-$700,000 will be moved to the fund. The current Keno funds total is $1,400,000 for the East Beltway plus an additional $300,000-$400,000.

Dingman stated she wants to increase the hourly garage labor fee to $78 per hour and add a 12.5% administrative fee for all parts and invoices sent outside of the County. The fee is to recover the amount of staff time and labor to assist and oversee the management of the vehicles.

Additionally, Dingman said her office manager and accounting staff positions have been filled.

Meyer reminded the Board there will be a public hearing to amend the Road and Special Bridge fund on Tuesday.

Meyer also noted Dingman's general fund transfer request for the upcoming fiscal year is $1,800,000 more than last year's request.

Also, an additional appropriations hearing will be held June 9.

4. DISTRICT ENERGY CORPORATION RESTRUCTURING – Bill Austin, Attorney for District Energy Corporation; Jason Fortik, DEC Administrator and LES Vice President of Power Supply; and Jen Holloway, Deputy Lancaster County Attorney

Austin reviewed the memorandum (see agenda packet).

When asked to discuss the bond council, Austin noted a sizeable amount of debt will need to be reissued in the future, adding the elimination of the non-profit corporation is not foreseen as a problem.

Holloway stated the County's property interests should be retained and that Schorr and Flowerday should abstain from voting on the restructure dissolution.

Austin relayed the documents will be submitted to the District Energy Corporation in July, and then to the Lincoln City Council and the County Board.

5. RENEWAL OF INTERLOCAL AGREEMENT WITH NEBRASKA DEPARTMENT OF HEALTH AND HUMAN SERVICES AND LANCASTER COUNTY YOUTH SERVICES CENTER – Sheli Schindler, Youth Services Director

Schindler reviewed the agreement (see agenda packet) noting that the discussion is regarding the per diem rate for the Office of Juvenile Services (OJS). She stated she anticipates the County will receive $1,647,000 for detention services from Probation, contract counites, and OJS. Currently, the estimated cost for detention services is $2,936,337. At the current per diem rate, the County would be under collecting approximately $1,289,000 for those services. The projected per diem rate for the upcoming year is between $546-$571 per day. The OJS currently pays a per diem rate of $375 per day, while the contract counties and Probation pay $276 per day.

Schorr asked for the percentage breakdown of youth being held between the different organizations. Schindler stated 85-90% are Probation, 1% with OJS. Holds with contract counties are rare. She added the population today is 11 youth.

Schindler requested Board direction on what per diem rate to negotiate for the upcoming year.

It was the consensus of the Board to begin negotiations at the actual cost of $571 per day and to work with Dave Derbin, Chief Administrative Officer, on the project.

6. DISASTER DECLARATION IN RESPONSE TO IMMINENT DANGER OF CIVIL DISTURBANCE, DISORDER, AND RIOT – Jim Davidsaver, Emergency Management Director

Flowerday stated he signed the Disaster Declaration on Tuesday, June 2.

Davidsaver added the declaration was in response to the protests during the days prior. The Governor authorized National Guard resources could be deployed in Lincoln if needed. The Lincoln Police Department (LPD) was the lead city agency and Davidsaver worked with them to have an order of emergency declaration for the curfews. The Lancaster County Sheriff's Office (LSO) wanted to have the National Guard resources available if needed, so the County issued a disaster declaration for access to those resources.

Ratification of Disaster Declaration No. D-20-0002 In the Matter of Declaring a Disaster or Emergency Pursuant to Neb. Rev. Stat. §81-829.50 In Response to the Imminent Danger of Civil Disturbance, Disorder, and Riot

MOTION: Schorr moved and Amundson seconded to ratify the Chair's signature on the Disaster Declaration. Amundson, Schorr, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.

7. COVID-19 UPDATE AND RESPONSE

A. Reopening Working Group Report – David Derbin, Chief Administrative Officer

Derbin reviewed the reopening working group report (see agenda packet). He noted Kerin Petersen, Property and Facilities Director, is working with the Lincoln-Lancaster County Health Department to have consistent and readable signage. Additional COVID signage is available from the contracted office suppliers.

Schorr stated she is concerned about the number of people that are participating in the 24/7 program as it is a daily high volume area. Derbin added in addition to the retail-type counter, the Health Department will be looking more into that area.

8. ACTION ITEMS

A. Resolution No. C-20- 0027 In the Matter of Resuming the Public Speaking at the Meetings of the Lancaster County Board, Lancaster County Board of Equalization, and Lancaster County Board of Corrections

MOTION: Yoakum moved and Vest seconded to approve the resolution. Amundson, Schorr, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.

B. Ratification of Disaster Declaration No. D-20-0002 In the Matter of Declaring a Disaster or Emergency Pursuant to Neb. Rev. Stat. §81-829.50 In Response to the Imminent Danger of Civil Disturbance, Disorder, and Riot

Item moved forward on agenda.

9. CHIEF ADMINISTRATIVE OFFICER REPORT

A. Nebraska Regional Interoperability Network (Member Nominations)

Eagan reported Davidsaver would endorse Steve Cody as the nominee for the southeast region of the Nebraska Regional Interoperability Network Board (see agenda packet).

The Board requested more information on the candidates before making a decision.

B. Letter to Governor on Re-Opening Delay to June 22, 2020

It was the consensus of the Board to move ahead with the re-opening on June 15 and not write a letter to the Governor.

C. Response to George Floyd Protests

Each of the Commissioners and Sheriff Terry Wagner gave a response to the protests.

10. DEPUTY CHIEF ADMINISTRATIVE OFFICER REPORT

A. Lancaster County 2020 Priorities

No updates were given.

11. DISCUSSION OF BOARD MEMBER MEETINGS ATTENDED

A. Railroad Transportation Safety District (RTSD) – Amundson / Vest

Amundson reported she, Vest and James Michael Bowers were elected Secretary, President, and Vice President of the RTSD. Also discussed were the RTSD budget, levy restoration, and Cornhusker and 33rd project.

Vest added Schorr has agreed to serve on the RTSD Advisory Committee.

B. Chamber Coffee – Amundson / Flowerday

Schorr said an overview of the County's re-opening plan was discussed.

12. SCHEDULE OF BOARD MEMBER MEETINGS

Informational only.

13. EMERGENCY ITEMS

There were no emergency items.

14. ADJOURNMENT

MOTION: Schorr moved and Amundson seconded to adjourn the meeting at 10:28 a.m. Schorr, Amundson, Yoakum, Vest and Flowerday voted yes. Motion carried 5-0.

Dan Nolte
Lancaster County Clerk

EXHIBIT
tabbies
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Kissel, Kohout,
ES Associates LLC

301 South 13th Street Suite 400
Lincoln, Nebraska 68508
kisselkohoutes.com
Phone: 402-476-1188
Fax: 402-476-6167

LEGISLATIVE MEMORANDUM

TO: Lancaster County Board of Commissioners

FROM: Joseph D. Kohout
Brennen L. Miller

DATE: June 4, 2020

RE: Weekly Report

Good Morning. Please accept this as your weekly report for the 2020 session of the Legislature for the date noted above. Since the last report on May 28, 2020, the Legislature has remained in recess due to COVID-19 concerns. However, Speaker Scheer has announced that the Legislature will reconvene on July 20th and will adjourn Sine Die on August 13th. Further, he has indicated that in the coming weeks he will be providing a memo regarding safety procedures that will be utilized for the remaining 17 days.

INTERIM STUDIES

We have mentioned in previous reports that we should pull together ideas for interim studies. Here is what has been received:

1. 24/7 Sobriety;
2. Review of fees and fines;
3. LR183 follow up;
4. Move the cost of housing HHS Offices back to the state; and
5. Minimizing barriers for individuals being released from the County Jail to obtain a state ID

We attached draft versions of the interim studies to reports in weeks past. We encourage you to review the reports for action.

As we have previously mentioned, we will need to be cognizant of is how much time we have post-adjournment to do interim studies. With session adjourning on August 13, 2020 and elections in November, the window for interim studies will be abbreviated.

CARES ACT FUNDING

On May 27, 2020, during his daily press conference, Governor Ricketts announced how he intends the state to spend the federal CARES Act dollars distributed to Nebraska. Please note that below is a general outline of what was announced and the PowerPoint utilized by the Governor was attached to the email that contained the May 28, 2020 report. Here is how he intends to distribute the funds:

GOVERNMENTS: $180 MILLION
State Government - $80 Million; Local Governments - $100 Million

Dollars will be for reimbursement of direct costs associated with COVID including PPE, overtime, sanitizing spaces, dedicated payroll for COVID public safety employees. Counties, in order to be eligible, must have 'business as usual' by June 8th (open public offices and services). Subsequent to this report, NACO has indicated that the Governor has agreed to push this back one week to June 15, 2020.

COMMUNITY CARES PROGRAM: $85 MILLION
Behavioral Health Regions - $5 Million; Community Collaboratives - $20 Million; Providers and/or Non-Profits demonstrating increased demand and lower donations $40 Million; Shelters and/or Housing - $20 Million

Specifics of this program are being established by the Nebraska Department of Health and Human Services

SMALL BUSINESSES/LIVESTOCK STABILIZATION: $392 MILLION
Small businesses between 5-49 employees; Livestock operations between 1-10 employees

Distributed in $12,000 grants to all qualified

REMOTE ACCESS, WORKFORCE RETRAINING, GALLUP: $62 MILLION
Rural broadband development - $40 Million; Workforce Retraining - $16 Million; Gallup Training - $1 Million

Rural broadband development with Impacting 26,285 households in 41 communities of 1,000-5,000 in population and workforce retraining will include $1,100 grants for students (up to 12,000 total) and Career Coaches, administration and faculty at a total of $2.4 Million.

UNEMPLOYMENT TRUST FUND: $427 MILLION

<u>REQUEST FOR DELAY OF OPENING ON JUNE 15, 2002</u>

Last week, during this meeting, we discussed a potential request of the administration to potentially consider an exception for Lancaster County form June 15 to June 22, 2020. Subsequent to this meeting, we became aware of a suggestion that Sarpy County was considering a request as well. That desire and the telephone number of Chairman Don Kelly were communicated to Chairman Flowerday.

This concludes our report for this week.

COUNTY BOARD SUMMARY REPORT

TO : County Clerk: Attn: Monet McCullen

FROM : David R. Cary, Director of Planning DRC

RE : **County Change of Zone 20014**
(AG to AGR, 13350 North 84th Street)

DATE : June 2, 2020

1. On May 27, 2020, County Change of Zone 20014, as submitted by Raymond and Janet Stander, had public hearing before the Lincoln-Lancaster County Planning Commission. This is a request for a change of zone from AG Agricultural to AGR Agricultural zoning.

2. Attached is the Planning staff report. The applicant is requesting the change of zone to allow the 7.59 acre parcel to be subdivided into two lots.

3. The staff recommendation of denial is based upon the Analysis as set forth on pp.2-4, concluding that this request is not in conformance with the Comprehensive Plan. The area is shown as agricultural in the 2040 Lancaster County Future Land Use Plan. Approval of this change of zone to AGR would likely lead to other AGR requests on other similar lots throughout the county. Additional acreage lots throughout the county would lead to additional burden on emergency services as well as road and bridge maintenance. There are also concerns about the quantity of groundwater in the north part of the county. The staff presentation is found on p.8.

4. The applicant's testimony is found on p.9. There was no testimony in support of or in opposition to this proposed change of zone; however, a letter of opposition was provided to the Planning Commission prior to the hearing, which can be found on pp.12-13. The applicant's rebuttal is found on p.10.

5. On May 27, 2020, the Planning Commission voted 6-0 (Al-Badry, Beckius and Finnegan absent) to recommend denial of this change of zone request.

The Planning staff is scheduled to brief the County Board on this proposed zoning change at their regular staff meeting on Thursday, June 11, 2020, at 8:45 a.m., in Room 113 of the County-City Building, 555 South 10th Street, Lincoln, Nebraska. The public hearing before the County Board is currently pending.

If you need any further information, please let me know (402-441-6365).

cc: County Board
Jenifer Holloway, County Attorney's Office
Tom Cajka
Ann Ames, County Commissioners
Kerry Eagan, County Commissioners

CITY OF LINCOLN NEBRASKA

LANCASTER COUNTY NEBRASKA

LINCOLN/LANCASTER COUNTY PLANNING COMMISSION STAFF REPORT

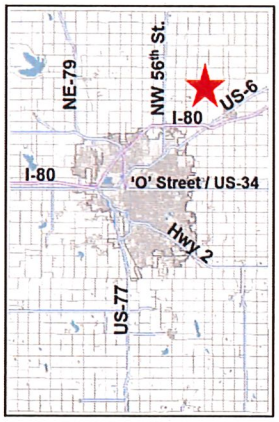
FROM THE LINCOLN/LANCASTER COUNTY PLANNING DEPARTMENT, 555 S. 10TH STREET, SUITE 213, LINCOLN, NE 68508

APPLICATION NUMBER Change of Zone #20014	FINAL ACTION? No	DEVELOPER/OWNER Raymond and Janet Stander
PLANNING COMMISSION HEARING DATE May 27, 2020	RELATED APPLICATIONS None	PROPERTY ADDRESS/LOCATION 13350 N. 84th St.

RECOMMENDATION: DENIAL

BRIEF SUMMARY OF REQUEST

This is a request for a change of zone from AG-Agricultural to AGR-Agricultural Residential on 7.59 acres. The applicant is requesting the change of zone to allow the 7.59 acre parcel to be subdivided into two lots.



JUSTIFICATION FOR RECOMMENDATION

This request is not in conformance with the Comprehensive Plan. The area is shown as agricultural in the 2040 Lancaster County Future Land Use Plan. Approval of this change of zone to AGR would likely lead to other AGR requests on other similar lots throughout the county. Additional acreage lots throughout the county would lead to additional burden on emergency services as well as road and bridge maintenance. There are also concerns about the quantity of groundwater in the county.

APPLICATION CONTACT

Raymond Stander, 402-465-4449, 2.green@charter.net

STAFF CONTACT

Tom Cajka, (402) 441-5662 or tcajka@lincoln.ne.gov

COMPATIBILITY WITH THE COMPREHENSIVE PLAN

This change of zone request is not compatible with the comprehensive plan. This area is shown to remain agriculture in the Future Land Use Plan and not for acreage lots. This site does not meet the criteria for AGR zoning has outlined in the Comprehensive Plan. It is not on a paved road, the predominant land use in the area is agriculture and the only acreage lots are approximately one-half mile to the south.

KEY QUOTES FROM THE 2040 COMPREHENSIVE PLAN

P. 12.3 - This site is shown as future Agricultural on the 2040 Lincoln Area Future Land Use Plan.

P. 12.4 - Agricultural- Land principally in use for agricultural production. Agricultural land may be in transition to more diversified agribusiness ventures such as growing and marketing of products on site.

P. 1.2 - Lincoln and Lancaster County: One Community Vision Statements:

- An important relationship exists between the urban, rural, and natural landscapes. Urban and rural development

maximize the use of land in order to preserve agriculture and natural resources.

- Policies of managing urban growth, maintaining an "edge" between urban and rural land uses, and preserving prime agricultural land form a distinctive and attractive built environment for Lincoln and Lancaster County.

P. 2.7 - Preserve areas throughout the county for agricultural production by designating areas for rural residential development - thus limiting potential conflicts between farms and acreages.

P. 7.2- Encourage acreages to develop in appropriate areas and preserve farmland.

P. 7.12 - LPlan 2040 supports the preservation of land in the bulk of the County for agricultural and natural resource purposes. However, it recognizes that some parts of the County are in transition from predominantly agricultural uses to a mix that includes more residential uses. Balancing the demand for rural living and the practical challenges of integrating acreages with traditional land uses will continue.

P. 7.12 - All proposals for acreages, whether designated on the future land use map for low density residential or not, should evaluated based on factors such as paved roads, adequate water quality and quantity, soil conditions for on-site wastewater management, availability of emergency services, agricultural productivity, land parcelization, the pattern of existing acreages, and plans for future urban development.

P. 7.12 - Areas not designated for acreages should remain agriculturally zoned and retain the current overall density of 32 dwelling units per square mile (1 dwelling unit per 20 acres). However, considerations should be given to new ways that smaller lots within the County jurisdiction can be subdivided and sold, while still maintaining that overall density and maintaining good access management along the County's section line roads.

P. 7.13 - Many families are not well informed of all the implications of rural living before they make that lifestyle choice. This includes an understanding of the state's Right to Farm law, which protects farmers from nuisance claims when conducting normal agricultural practices, and an understanding of the difference between urban and rural public services.

P. 8.5- Each rural fire district has unique challenges, including response times and water availability.

P. 8.5 - A growing population in the small towns, villages, and rural areas, as well as increased traffic, will continue to create demands for fire and emergency services.

ANALYSIS

1. This application is for a change of zone from AG-Agricultural to AGR- Agricultural Residential on 7.59 acres located at N. 84th St. and Mill Rd. The change of zone is requested so that the lot can be subdivided into two lots. The minimum lot size in AGR is 3 acres.
2. This lot was created prior to 1979. At that time the minimum lot size for AG zoning was one acre. The minimum lot size in the AG zoning district changed to 20 acres with the 1979 zoning update. There are 2 exceptions to the 20 acre rule. One is commonly referred to as a farmstead split. This requires that a house be at least 5 years old, been associated with a farm and the lot be at least 21 acres in size. The 21 acre lot is allowed to be divided into a 1 acre lot and a 20 acre lot. The existing house must be on the 1 acre lot and a new house must be on 20 acres. The second option is AG Preservation which requires a minimum of 20 acres. This can be vacant land. The 20 acres can be divided into a 3 to 5 acre lot for a house and 75% of the 20 acres must remain as some type of open space. The density is still one dwelling per 20 acres. These are 2 options to create small lots without having to rezone to AGR. The applicant's lot does not meet the criteria for either of these options.
3. An alternative to a change of zone would be for the applicant to acquire an additional 33 acres. With 40 acres, the applicant could do an AG Preservation final plat that would create 2 lots and a 30 acre outlot.
4. The property is shown to remain agricultural in the 2040 Lancaster County Future Land Use Plan. All of the land surrounding this parcel is shown to remain agricultural in the Future Land Use Plan.

5. The Comprehensive Plan on page 7.12 details factors that should be evaluated for a change of zone for acreage developments. The factors are:

   a. **Paved Roads**—N. 84th Street and Mill Road are both county gravel roads.

   b. **Adequate water quality and quantity**— Each lot would need a private well. No ground water information was submitted with this application. Lincoln-Lancaster County Health Department notes that there is adequate water for one additional well.

   c. **Soil conditions** - This lot is not shown as prime farmland.

   d. **Emergency Services**—The Lancaster County Sheriff's office and Waverly Rural Fire would provide emergency services.

   e. **Wastewater** - Wastewater would most likely be through private sewage systems.

   f. **Existing acreages**— There are existing acreages approximately one-half mile to the south. Finigan's Addition located southeast of the subject parcel was rezoned from AG to AGR in 1996. Bill Peterson Addition located approximately 3,200 feet to the south was rezoned from AG to AGR for two lots in 2006.

6. In the northeast part of the County, specifically east of Highway 77 from Waverly road to Ashland Road, there is less than ½ square mile of land designated for Low Density Residential (AGR) in the 2040 Comprehensive Plan due to water issues and lack of paved roads. All of the area shown for future AGR in the Comprehensive Plan is for the existing acreage lots northeast of Waverly Road and N. 84th Street. This is generally an agricultural area and not suitable for AGR zoning. The entire area should be studied through the comprehensive plan update and not in an unplanned matter.

   The applicant's property is not unique. There are hundreds of similar properties throughout the county. It is not on a paved road, the predominant land use in the area is agriculture and the only acreage lots are approximately one-half mile to the south. The Planning Department receives many similar requests monthly. Although this one lot would not have a significant impact on emergency services or roads, it would allow for many more similar lots to be granted a change of zone to AGR. The overall effect on the county would impact roads, bridges, water quantity and emergency services. Recently there were 2 special permits denied in the north part of the county due in part to concerns of water quantity. While this one lot would not add much demand for water, but as multiple property owners want a spot of AGR zoning it will impact water quantity.

7. The acreage lots located approximately 2,000 feet to the south of the applicant's property were created prior to 1979 when the minimum lot size in the AG district changed to 20 acres.

8. An acreage development southwest of the applicant's property called Finigan 3rd Addition was approved in 2004 through a Community Unit Plan (CUP). A CUP allows clustering of small lots based on an overall density of one lot per 20 acres and the zoning remains agricultural. In addition, 70 percent of the overall area must remain in open space. Finigan's Subdivison a 14 lot subdivision along Pearle Road and Finigan Road was approved in 1977 prior to the 20 acre zoning requirement. All of the acreage lots between Waverly Road and the applicant's property were either created prior to the 20 acre rule or through a Community Unit Plan with the AG zoning.

9. A Land Inventory Report form March 2020 identifies a potential for an additional 1,416 acreage dwelling units in the rural areas of the county. Rural Areas are defined as those areas outside of other towns zoning jurisdictions. The 1,416 units includes 312 dwelling units that are already approved by either a final plat or preliminary plat. The remaining 1,104 dwelling units, assumes at one dwelling unit per 3 acres, are potential units shown as Low Density residential on the Future Land Use Plan. Based on past building permit data, the 1,416 potential dwelling units is a 24.4 year supply.

10. This proposed change of zone is solely for the benefit of the property owner. It is not to the benefit of surrounding property owners and is not in conformance with the 2040 Lincoln-Lancaster County Comprehensive Plan.

11. Spot zoning is invalid where some or all of the following factors are present:

    1. A small parcel of land is singled out for special and privileged treatment;

    2. The singling out is not in the public interest but only for the benefit of the landowner;

3. The action is not in accord with a comprehensive plan.

All three elements are usually present for spot zoning. For this application all three elements are present.

12. Approval of this application could set a precedent and make it very difficult to deny similar applications. There are hundreds of similar lots throughout the county. This could lead to many more acreage lots throughout the county adding additional burden on emergency services, road maintenance and groundwater availability.

CONDITIONS OF APPROVAL: See attached.

EXISTING LAND USE & ZONING: AG- Agricultural Single family dwelling

SURROUNDING LAND USE & ZONING

North:	AG- Agricultural	Farm ground and 2 single family dwellings.
South:	AG- Agricultural	Farm ground and 2 single family dwellings.
East:	AG- Agricultural	Farm ground and 3 single family dwellings.
West:	AG- Agricultural	Farm ground and 1 single family dwellings.

APPROXIMATE LAND AREA: 7.59 acres, more or less

LEGAL DESCRIPTION: Lot 3 Irregular Tract, located in the NW ¼ of Section 11, Township 11 North, Range 7 East, Lancaster County, NE

Prepared by

_____

Tom Cajka, Planner

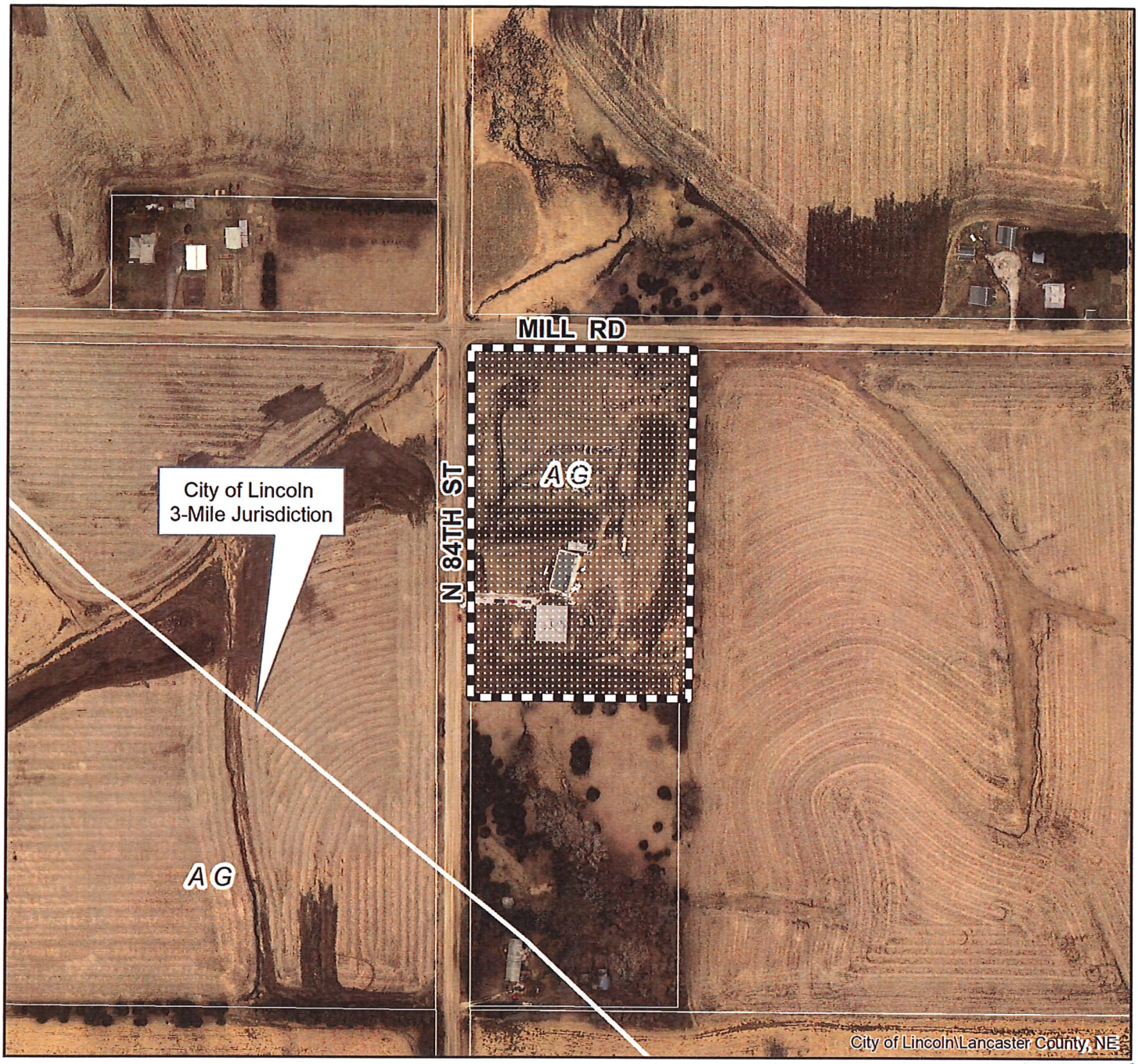
Date: May 18, 2020

Applicant: Raymond and Janet Stander
13350 N. 84th St.
Lincoln, NE 68517
402-465-4449

Contact: same as applicant

Owner: same as applicant

F:\DevReview\CZ\20000\CZ20014 AG to AGR.tjc.docx



2018 aerial

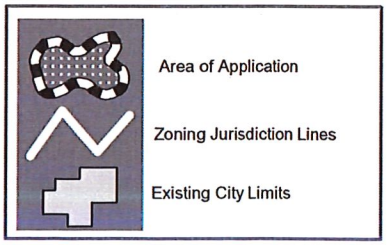
Change of Zone #: CZ20014 (AG to AGR)
N 84th St & Mill Rd

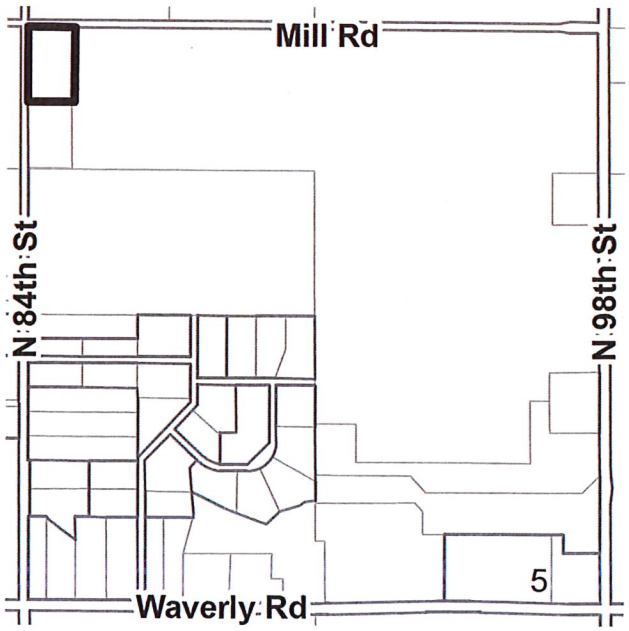
N
W E
S

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.11 T11N R07E





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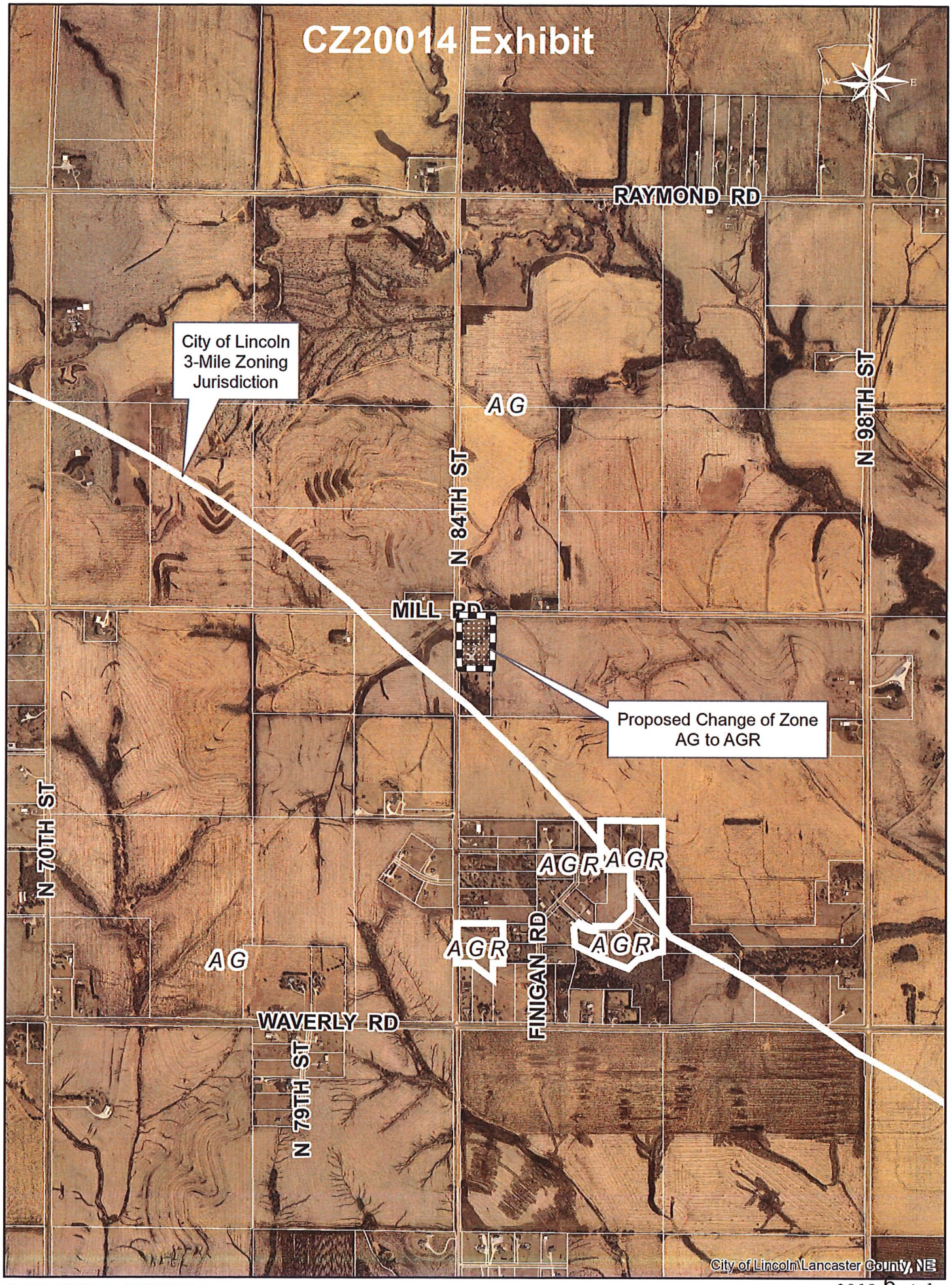

PDF: F:\Boards\PC\Internet\out\CZ20014 Exhibit2.pdf
File: F:\DevReview\CZ\20000\CZ20014 Exhibit.mxd

2018 aerial

Raymond L & Janet M Stander
13350 N 84th St
Lincoln, NE 68517

April 27, 2020

Lancaster County Planning Department
555 So 10th St, Ste 213
Lincoln, NE 68508

Re: Subdivision Request for 13350 N 84th St, Lincoln, NE
S11, T11, R7, 6th Principal Meridian, LOT 3 NW NW
No waivers are requested

We are writing to request the approval to subdivide our 7.59 acres so that our son can build a home next to us. Unfortunately, we have reached a time in our lives when we often need to rely on the help of our son, and we know that our health will continue to decline. Our son has agreed to be our Power of Attorney for our health and would be willing to move next to us to help us stay in our home for as long as possible. He has a family and pets so a trailer house or a tiny house on our property would not be feasible for him (also, we cannot afford that.)

When my parents reached the time when they needed help to stay in their home and take care of their farmstead/acreage we were blessed to live in the same town and we could help them with mowing, building repairs, snow removal, gardening, doctor and hospital visits, medication, groceries…all the needs of the elderly trying to stay in their own home. We were especially blessed when they were granted permission to subdivide their property so we could build a home next to them. I no longer had to haul mowers and other tools every day. Most importantly, I was able to ensure they were eating well, monitor medications, and respond timely when there was a medical emergency.

We would like to be able to remain in our home and be productive for as long as possible. For many years we have had large gardens to give produce to Salvation Army and other food pantries, as well as others who are not able to take care of a garden. We hope to continue to do these types of things for many years to come.

The coronavirus pandemic has reinforced the benefits of the elderly (us) being able to self-isolate outside of the cities. It would be so helpful to have younger family members nearby to help us. For so many reasons we would like to delay or eliminate the need to go to a nursing home. Although these facilities serve a need in communities, the thought of being in one is very scary to most of us.

Please consider granting us the ability to have our son nearby to help us. You can't imagine what a wonderful blessing this would be for us.

Thank you for your consideration of our request. And thank you for all you do for our communities. God bless you!

Sincerely,

Raymond L. Stander & Janet M. Stander

Raymond L Stander & Janet M Stander

CHANGE OF ZONE 20014

CHANGE OF ZONE 20014
FROM AG (AGRICULTURAL DISTRICT) TO AGR (AGRICULTURAL RESIDENTIAL DISTRICT), ON PROPERTY GENERALLY LOCATED AT 13350 NORTH 84TH STREET
PUBLIC HEARING: **May 27, 2020**

Members present: Campbell, Edgerton, Joy, Ryman Yost, Scheer and Corr; Al-Badry, Beckius and Finnegan absent.

Staff Recommendation: Denial

There were no ex-parte communications disclosed.
There was no ex-parte communications disclosed relating to site visits.

Staff Presentation: Steve Henrichsen, Planning Department, came forward and stated this request is for a change of zone from AG (Agricultural) to AGR (Agricultural Residential) on 7.59 acres. The applicant is wanting to subdivide the 7.59 acres into two lots located on 84th Street and Mill Road. This area is just outside the City's 3-mile jurisdiction, which would put it in the jurisdiction of the County Board. Henrichsen explained that approval of this change of zone would likely set a precedent and lead to other AGR requests on other similar lots throughout the county. This property was split from the main property as a farmstead, which is allowed and often sold separate from the farm. The applicant wants to build a second house on the property for their children, but the minimum lot size is 20-acres and not the 3-acres they are requesting. Henrichsen stated they are recommending denial of this application. This is not consistent with the Comprehensive Plan, and the Planning Department receives inquiries for this type of application every month; this application is not unique. Henrichsen stated in the county jurisdiction alone, there are over 1,500 lots today zoned AG, which are less than 10-acres that are not in a CUP (Community Unit Plan).

Scheer stated his question is not directly related to this request, but it is related to an ADU (Accessory Dwelling Unit). He shared a couple of years ago, a resolution had passed for an ADU, which had a number of conditions that could be amended, and size was one of them. Scheer inquired if the planning staff would be willing to amending some of the conditions to make this work for the family. Henrichsen stated the limit for size is 1,000 square feet with no more than two bedrooms, and he further stated the idea for this was to have smaller accessory buildings on the site from 600 to 800 square feet and not to create a system for a second dwelling unit. He stated to keep the accessory standard, the size of the accessory buildings should be kept under 1,000 square feet.

Campbell stated that he recalls a prior Planning Commission meeting where there was a proposal from the applicant to split their lot to build a second house, which was approved, and he inquired how these cases differed. Henrichsen stated he was unsure which application he was referring to, but an applicant did come in under an extended home occupation and had a large accessory building for storage. Campbell inquired if any of the lots to the south were available. Henrichsen said no, but there is an area to the west with 12 vacant lots available by the same owner.

Joy asked if it was included that an employee or caregiver would have the ability to reside in a dwelling unit on the property, such as farm help. Henrichsen stated in theory, if they have a 40-acre property and have two dwellings on the same lot, but they would still need to meet the 1 house per 20-acre requirement. Joy wanted to clarify that they could use an adjacent owner's property to consolidate and have two dwelling units. Henrichsen said yes, it is through the AG Preservation and they would not need to have a preliminary plat.

Henrichsen noted that the Planning Department did receive a letter in opposition from Wayne Nielson, who has property a mile to the west. Henrichsen stated that Mr. Nielson's letter states he has several concerns with this being approved.

Applicant:

Janet Stander, 13350 N. 84th Street, came forward and stated they wanted to move forward with this because it is important to them and other elderly rural residents. Stander stated she was told that a large rural housing development with multiple water users could be approved, but individual requests would not. She shared that she was unsure of how a single house would be an additional burden on the water supply, emergency services, and road and bridge maintenance. They are fine with gravel roads, because paved roads will increase traffic in the area. Stander stated that this land was never cropland that needed to be preserved. They want to subdivide their lot and that would make each lot slightly larger than 3-acres, which they have heard that 3-acre lots are okay. She shared that the number of farmsteads continues to decline, and hates to see this type of lifestyle disappear. To preserve the rural lifestyle, there will need to be changes in how farmsteads are seen.

Campbell asked the Standers what would happen to their house if they were to pass. Stander shared it would be nice if their son could move into their house and the subdivided property would be occupied by next generations.

Joy asked if the size of an ADU is something that they could explore, if there were waivers to size and bedroom. Stander stated that it would not be large enough for her son's family, and they could not afford the expense; it would be harder to sell the land with the additional house.

Staff Questions:

Henrichsen stated he wanted to clarify the question previously asked by Commissioner Campbell where the applicant split their lot to build a second house, which was approved. Henrichsen shared there was a special permit for an ADU on NW 27th Street, which was an existing 20-acre property with a house and garage. One of the waivers was to add-on to an existing garage, and the second was because the existing septic system was not large enough.

There was no testimony in support or opposition.

Applicant Rebuttal:

Stander stated the property to the south was for sale, which they did bid on but were outbid. She stated they have been looking for nearby property because they knew that they would most likely be denied.

Campbell asked if they have looked at acreages to the west and south. Stander said no. Campbell asked if any of the lots for sale would fit their needs to have family close because nearby there are 12 platted lots. Stander stated they have talked about those lots and figured if they have not tried to sell them by now they are not planning on it.

Raymond Stander, 13350 N. 84th Street, came forward and asked if Commissioner Campbell was talking about the lots to the south. Campbell stated that there are also platted lots to the west. Stander stated that several have come up for sale and sold. Stander stated that to the north on Raymond Road there are about five or six 5-acre lots that have houses on them and they are not AGR. He shared that they were looking for the most efficient use of their space and their land has a very steep hill on it that is not farmable.

Edgerton moved to close the public hearing on this item, seconded by Joy and carried 6-0: Campbell, Edgerton, Joy, Ryman Yost, Scheer and Corr voting 'yes'; Al-Badry, Beckius and Finnegan absent.

CHANGE OF ZONE 20014

ACTION BY PLANNING COMMISSION: **May 27, 2020**

Scheer moved recommendation of denial, seconded by Campbell.

Scheer stated that he feels very strongly about all of the arguments that Henrichsen made in defense of the recommendation to deny. The arguments regarding precedent and the Comprehensive Plan makes it difficult not to recommend denial. Scheer shared that he agrees with everything stated by the Standers in their testimony regarding the big picture about the continued decline of rural properties like this. If there were ways to allow them to continue to

live at home with the help of younger family members, that would be great. Scheer stated that a change of zone approach is not allowed within the current rules, and he further stated the only way to allow is through the ADU process with waivers. Scheer stated that he is going to support this motion, but understands what the Standers are trying to do and applauds them for their effort.

Campbell stated the reason he seconded this motion is because it is based on the Comprehensive Plan, and the complex issue that it could be opened. Campbell shared that he sympathizes with the Standers, and further stated that he thinks that the Planning Department needs to look and see if there is a way to allow this in the future, because this is not creating a new property that takes away from farmland, it already exists. The Planning Department needs to look at other options that could be pursued because this would not be taking up other land.

Edgerton stated she too agrees with her fellow commissioners, and further stated this does seem like it is a slippery slope with regards to the way the Comprehensive Plan is set up at this time. Edgerton shared they are in the process of reviewing the Comprehensive Plan at this time and that the timing for this is well placed for the conversation to continue as to whether this policy continues to support the community. If it does great, but if there are ways to accomplish other things within the boundaries, they have the process in front of them and they can look at that.

Joy stated she applauds the Standers for moving forward on this, knowing that it was stacked against them. Joy shared it is a perfect time as her fellow commissioners have mentioned to bring this forward to explore in the Plan Forward 2050. She shared there are many things that people want to do on their property that will not work with the systems in place now and maybe with the changes in today's society, it might worth pursuing. Joy stated that, unfortunately, she too would be supporting the motion.

Ryman Yost stated the idea of creating opportunities for people to have the ability to age in place and remain in their home is a significant issue and needs addressed as a community. Ryman Yost shared that she applauds what they want to do; having grown up in a small town herself, she understands the importance of family connections. She stated that this is something they can look at in the Comprehensive Plan moving forward to avoid some sort of a precedent-setting situation now, and hopefully the time is in place now to look at other options.

Corr stated that she echoes what all of her fellow commissioners have said and understands where the Standers are coming from. Corr stated that she will support the Comprehensive Plan, and further shared she is glad they are looking at the Comprehensive Plan now. This will give the group something to think about during the process.

Motion carried 6-0: Campbell, Edgerton, Joy, Ryman Yost, Scheer and Corr voting 'yes'; Al-Badry, Beckius and Finnegan absent.

PLANNING

Lincoln Nebr.
May 23. 2020

Lincoln city / Lancaster Co. Planning Comm.
Lancaster Co. Commissioners
Subject: Change of Zone 2014

Dear Members:

I'm expressing some concerns & potential problems with the request in Land use change no 2014.

Changing the use of land from Agr. Zoning To Residential use can create a number of problems.

1. providing education when schools are considerable distance from the home. District and owner expense os Travel.
2. The use of Agr. land next to the residental area can and does cause conflicts.
3. Residential occupants oster demand paved roads, Fire and police protection plus some other amenities.
4. Residential areas should be developed next to established residential areas that have services.

This used to be a small cattle feeding farmstead site. years ago.

Our family has a farm operation near this site. The farming operation involves a lot of crop spraying. We also contract with the City of Lincoln (since 1992) in spreading Bio-Solids from the Treatment plant. Some occupants of houses located within 1/2 mile do not like the odors from this operation. Spraying of our field crops are also a problem.

We try to work out a solution. Sometimes they do not want to cooperate under any circumstance. In that case we just leave a large area of land not covered.

I have served on the City County planning comm. and also worked with former planning Director Doug Dragden years ago in developing an ~~old~~ older City Co. plan.

Thanks for your service.

Wayne Nielsen
Retired Farmer

Wayne Nielsen
14000 N 70th St.
Lincoln, NE 68517-9207

phone 402-470-7898

P.S. It essentially boils down to one condition

Residential zoning in Agr. zoned area will not be compatible.

Lancaster County Sheriff's Office

575 South 10th Street
Lincoln, Nebraska 68508 – 2869

Phone (402) 441-6500 Fax (402) 441-8320

April 16, 2020

Commissioner Sean Flowerday, Chair
Lancaster County Board of Commissioners
555 South 10th
Lincoln, NE 68508

Dear Commissioner Flowerday,

Attached is the 2020-2021 budget for the Lancaster County Sheriff's Office. The FY2020-21 budget submitted is 3% ($428,884) over the FY 2019-20 approved budget. Below are highlights of the proposed operating budget line items that show an increase or decrease deserving explanation.

Areas of change in excess of 10% and/or $25,000:

Overtime, (61310) $31,931 (9%) mainly due to two years of salary increases approved by the Board, one of which was overlooked in last year's budget and increased UNL functions which are reimbursed.
Uniforms, (63220) $15,684 (45%) As we have discussed with the Board during mid-year budget review we adjusted this amount to the actual expenses from the past year.
Medical Supplies (63410) $1,700 (131%) Mainly to replace Personal Protective Equipment used during the COVID-19 pandemic. Should be reimbursable by FEMA.
Computer Software Maint/Lic, Object Code 64175, $37,837 (59%) Licenses for our Mobile Data Computers which heretofore was part of LPD's CAD system and paid by the city as well as software costs that were paid with forfeited assets and now transferred to the general budget.
Information Services (64285), **increased $221,495 (167%)** A recalculation in the billing from I.S.
G.I.S. (64288) $15,261 (180%) A recalculation in the billing from I.S.
Cell Phones: $10,672 (28%) County owned cell phones for investigators/fugitive task force due to defense attorneys subpoenaing cell phones for texts/email information.
Lodging (64715) $2,731 (23%) and Fares (64720) $11,500 (62%) we have increased these line items to accurately account for actual travel expenses from previous years due to the increase in prisoner extraditions.
Enrollment Fees and Tuition (65670) $3,600 (32%) Required for employee training. Equates to $108 per employee.
Other Operating Supplies (63335) ***$4,000 (24%)*** decrease due to a new line item, Small Hand Tools, 63280, and Minor Equipment 63335 to track these items more efficiently in our inventory.

If you have any questions regarding the submitted FY2020-21 budget, please don't hesitate to contact me.

Sincerely,

Terry T. Wagner
Lancaster County Sheriff

Lancaster County
Federal Revenues
20-21 Budget

Budgeted Amount FY2021	Federal Grantor/ Program Title/ CFDA Number	Business Unit	Revenue Account	Positions Funded by Grant	Grant Period	County Match
	CFDA: 21.016					
17,300	Treasury Seizures--Interest	6590	57120	NA		
170,841	Treasury Seizures--Seizure Funds	6590	56540	2-Deputy Sheriff		
	CFDA: 16.922					
1,000	Justice Seizures--Interest	6592	57120	NA		
10,000	Justice Seizures--Seizure Funds	6592	56540	NA		
	CFDA: 20.616 & 20.600					
26,100	NDOR-HS Traffic Selective	6510	54120	NA		
	Vendor to LPD Grant					
45,000	Justice Assistance: NARC Investigator	6510	54165	Deputy Sheriff		
	Family Violence Council					
40,506	VAWA Investigator	6510	59310	Deputy Sheriff		13,367
310,747						13,367

Lancaster County
Conferences, Training and Travel Expenses
2020-21 Budget

Business Unit Name Sheriff's Office **Business Unit #** 6510

Conference/Training Session	Object Code Name	Object Code #	AMOUNT
Meals per diem for travel/training	Meals	64710	2,400
Meals for basic academy students	Meals	64710	6,000
Meals for prisoner extraditions	Meals	64710	6,000
Lodging for prisoner transports	Lodging	64715	4,340
Lodging for all other travel (primarily training conferences)	Lodging	64715	10,391
Airfare for prisoner transports	Fares	64720	21,500
Airfare for training/travel	Fares	64720	1,500
Vehicle rental	Veh. Rental	64735	1,800
Enrollment fees & tuition for employee training conferences/classes (~$110/employee/year)	Tuition	65670	12,000
Enrollment fees & tuition for new deputies attending basic academy	Tuition	65670	3,000
Total			**68,931**

Lancaster County
Future Projects and Upgrades
20-21 Budget

Department Sheriff's Office

SF= Sinking Fund

Estimated Fiscal Year	Estimated Amount	Description of Project or Upgrade
2021	0	Weapons Replacement- Estimated project cost of $60,000. Current SF balance is $60,000. We plan to expend this fund in 2021 and will begin requesting additional SF deposits in FY 22 to plan for future replacements.
2021	0	Bodyworn Cameras- Estimated cost of initial equipment purchase is $115,000. $127,000 sinking fund balance = $XXX estimated amount (gap)
2021	0	Radio System- address coverage gaps
2021-2022	800,000*	CJIS Upgrade- LSO's estimated share of $1.5 million - $200,000 SF balance - $500,000 seizure fund balance = estimated gap of $800,000.
2021-2022	500,000	Firearms Range- Estimated cost of $1 million - $2,800 SF balance - $500,000 seizure fund balance = estimated gap of $500,000.
2021	0	eCitations- Estimated cost to complete project is $30,000. Current SF balance is $30,000.
		* I have submitted a request to our forfeited assets committee for $500,000 in additional siezure funds for CJIS. The request will be reviewed at our next meeting in May. If approved, that would reduce our request from the County general fund to $300,000.
	500,000	**TOTAL**

Lancaster County
Employee Information
2020-21 Budget

Department Name Sheriff's Office

	FY19-20 Budget	FY20-21 Request
Number of Full Time Equivalents (FTE's)	111.00	111.00
Breakdown of FTE's:		
Full Time	111.00	111.00
Part Time	0.00	0.00
Temporary	0.00	0.00
On Call	0.00	0.00
Positions not filled	0.00	0.00
Retirements:		
Number of Employees	0.00	0.00
Cost of Payouts (Include Vacation and PEHP)	0.00	0.00

Microcomputer Estimate

04/22/2020

County Sheriff	
Control #	188993

Funding Source	
Acronym:	JLS
Special Funding Source:	

	Hardware	PART #	Purchase Price	Qty	Disposal Fee	Total
x	**HP ProDesk 600 G5 Desktop Mini, i5-9500T 3.7GHz, 16 GB, 256GB SSD, W10P64, STD Stock**	7PE01UT#ABA	$759.00	7	$2.00	$5,327.00
x	**USB External DVDRW Drive**	GP65NB60	24.99	7		$174.93
x	**HP E223 21.5-inch Widescreen LED backlit LCD Monitor**	1FH45AA#ABA	$130.00	7	$3.00	$931.00
	HP EliteBook 850 G6, 4.8GHz i7-8665U, 16GB, 512GB SSD, BT, W10P, 15.6" 1920x1080, 3/3/0	7KK20UT#ABA	1,379.00	4	$2.00	$5,524.00
	HP 9x5 NBD on-site w/ Off site Accidental Damage Protection 3 Yr Warranty for Notebooks	UC279E	107.00	4		$428.00
	HP 2013 UltraSlim Docking Station - For 650 and 850 laptops	D9Y32AA#ABA	99.00	4		$396.00
x	**USB External DVDRW Drive**	GP65NB60	24.99	4		$99.96
	HP M607dn 52PPM Network, Tray, 250000 ppmonth duty cycle	K0Q15A#BGJ	$947.00	1	$6.60	$953.60
	Shipping and Handling	S&H	$0.00	1		$0.00
		Total Hardware Cost	$3,470.98			$13,834.49

Software	PART #	Purchase Cost	Qty

From: Chris L. Laird
To: PCRequest
Subject: LSO Microcomputer quote for 2020-2021 Budget
Date: Tuesday, April 7, 2020 12:26:33 PM

Please provide a quote for the following items to support the LSO microcomputer request for the County 2020-2021 budget.

7 – HP 600 G5 mini or better, i5-9500T, 16 GB RAM, 256 SSD, Win 10 Pro, with WiFi if possible like last years model.
7 - External DVDRW Drives.
7 – Server CAL's

7 – HP 22" Monitors

4 – HP EliteBook 850 G6 or better. I7-8665U, 16 GB RAM, 256 or 512 SSD, BT, Win10Pro64, 15.6 screen, 1920x1080. 3/3/0
4 – HP UltraSlim Docking station 2013 for 650 & 850.
4 – External DVDRW Drives.
4 – Server CAL's

1 – HP M607n LaserJet Printer.

Thank you,
Chris
402-441-8698
claird@lancaster.ne.gov

Lancaster County
Conferences, Training and Travel Expenses
2020-21 Budget

Business Unit Name County Attorney **Business Unit #** 6520

Conference/Training Session		Object Code Name	Object Code #	AMOUNT
May 11-14, 2021	Annual County Attorney Association Conference Kearney		15	
Hotel				3,000
Mileage				500
Meal per diem				1,000
Total:				4,500

Lancaster County
Future Projects and Upgrades
20-21 Budget

Department County Attorney

Estimated Fiscal Year	Estimated Amount	Description of Project or Upgrade
20-21	4.3% of the County's total or 2.5% of the overrall total	CJIS re-write
	0	**TOTAL**

Lancaster County
Employee Information
2020-21 Budget

Department Name County Attorney

	FY19-20 Budget	FY20-21 Request
Number of Full Time Equivalents (FTE's)		
Breakdown of FTE's:		
Full Time	71.00	72.00
Part Time	4.50	3.65
Temporary	0.00	0.00
On Call	0.00	0.00
Positions not filled	3.00	1.00
Retirements:		
Number of Employees	2.00	1.00
Cost of Payouts	Vac - $24,556.32	Vac - $17,528.40
(Include Vacation and PEHP)	PEHP - $107,810.42	PEHP - $83,552.04

Microcomputer Estimate

04/17/2020

Control #	189017

Funding Source		
Acronym:		
Special Funding Source:		

	Hardware	PART #	Purchase Price	Qty	Disposal Fee	Total
x	**HP ProDesk 600 G5 Desktop Mini, i5-9500T 3.7GHz, 16 GB, 256GB SSD, W10P64, STD Stock**	7PE01UT#ABA	$759.00	21	$2.00	$15,981.00
	USB External blueray Drive	BW-16D1X-U	149.85	21		$3,146.85
x	**HP E243 24-inch Widescreen LED Monitor**	1FH47A8#ABA	$158.00	23	$4.50	$3,737.50
	HP ProBook 430 G6, 3.9GHz i5-8265U,8GB, 256GB SSD, BT, W10P64, 13.3" 1920x1080, 1/1/0	5VD75UT#ABA	$715.00	3	$2.00	$2,151.00
	HP Elite x2 G4 i5-8365U, 8GB, 256GB SSD, W10P64, 13" 1920x1080, 3/3/0 NO PEN	8AD18UT#ABA	1,409.00	3	$2.00	$4,233.00
	HP 9x5 NBD On-Site Accidental Damage Protection 3 Yr Extended Warranty for Notebooks	UB0E4E	107.00	3		$321.00
	Fujitsu FI-7160 scanner	PA03670B085	$868.78	10	$2.27	$8,710.50
	Camera, Logitech HD Pro Webcam C920	960-000764	$69.99	20		$1,399.80
	Shipping and Handling	S&H	$0.00	1		$0.00
		Total Hardware Cost	$4,236.62			$39,680.65

Software	PART #	Purchase Cost	Qty
NO SOFTWARE			
	Total Software Cost:	$0.00	

Total Hardware/Software Cost	$39,680.65
Estimated Installation Costs:	$0.00
Total System Cost:	$39,680.65

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Lancaster County
Federal Revenues
20-21 Budget

Department Name: County Attorney

Budgeted Amount FY2021	Federal Grantor/ Program Title/ CFDA Number	Business Unit	Revenue Account	Positions Funded by Grant	Grant Period	County Match
100,000	Justice Assistance Drug Program 16.738	6520	54165	Two Attorneys - partial funding	Ongoing	
1,200,000	Welfare IV-D Program 93.563	6520	54245	Three Attorneys and 16 Staff positions	Ongoing	
45,000	Federal Juvenile Justice 93.603	6520	54260	Two Attorneys- partial funding	Ongoing	
1,345,000						0

CERTIFICATION FORM

Compliance with the Equal Employment Opportunity Plan (EEOP) Requirements

Please read carefully the Instructions (see below) and then complete Section A or Section B or Section C, not all three. If recipient completes Section A or C and sub-grants a single award over $500,000, in addition, please complete Section D.

Recipient's Name: Lancaster County	
Address: 555 S 14th St #110, Lincoln, NE 68508	
Is agency a; ☑ Direct or ☑ Sub recipient of OJP, OVW or COPS funding?	Law Enforcement Agency? ☑ Yes ☐ No
DUNS Number: 068676535	Vendor Number (only if direct recipient) 068676535
Name and Title of Contact Person: Ann Ames Deputy Chief Administrative Officer	
Telephone Number: 402-441-7496	E-Mail Address: aames@lancaster.ne.gov

Section A—Declaration Claiming Complete Exemption from the EEOP Requirement

Please check all the following boxes that apply.

☐ Less than fifty employees. ☐ Indian Tribe ☐ Medical Institution
☐ Nonprofit Organization ☐ Educational Institution ☐ Receiving a single award(s) less than $25,000.

I, _____ [*responsible official*], certify that _____ [*recipient*] is not required to prepare an EEOP for the reason(s) checked above, pursuant to 28 C.F.R. § 42.302.
I further certify that _____ [*recipient*] will comply with applicable federal civil rights laws that prohibit discrimination in employment and in the delivery of services.

If recipient sub-grants a single award over $500,000, in addition, please complete Section D

Print or Type Name and Title *Signature* *Date*

Section B—Declaration Claiming Exemption from the EEOP Submission Requirement and Certifying That an EEOP Is on File for Review

If a recipient agency has fifty or more employees and is receiving a single award or, subaward, of $25,000 or more, but less than $500,000, then the recipient agency does not have to submit an EEOP to the OCR for review as long as it certifies the following (42 C.F.R. § 42.305):

I, _____ [*responsible official*], certify that _____ [*recipient*], which has fifty or more employees and is receiving a single award or subaward for $25,000 or more, but less than $500,000, has formulated an EEOP in accordance with 28 CFR pt. 42, subpt. E. I further certify that within the last twenty-four months, the proper authority has formulated and signed into effect the EEOP and, as required by applicable federal law, it is available for review by the public, employees, the appropriate state planning agency, and the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice. The EEOP is on file at the following office:

_____
[*organization*],

_____
[*address*].

Print or Type Name and Title *Signature* *Date*

Section C—Declaration Stating that an EEOP Short Form Has Been Submitted to the Office for Civil Rights for Review

If a recipient agency has fifty or more employees and is receiving a single award, or subaward, of $500,000 or more, then the recipient agency must send an EEOP Short Form to the OCR for review.

I, Sean Flowerday [*responsible official*], certify that Lancaster County [*recipient*], which has fifty or more employees and is receiving a single award of $500,000 or more, has formulated an EEOP in accordance with 28 CFR pt. 42, subpt. E, and sent it for review on _____ [*date*] to the Office for Civil Rights, Office of Justice Programs, U.S. Department of Justice.

If recipient sub-grants a single award over $500,000, in addition, please complete Section D

Sean Flowerday, Chair, Lancaster County Board

Print or Type Name and Title *Signature* *Date*

Section D—Declaration Stating that Recipient Subawards a Single Award Over $500,000

If a recipient agency, subawards a single award of $500,000 or more then the granting agency should provide a list; including, name, address and DUNS # of each such sub-recipient.

Sub-Recipient Agency Name/Address	Sub-Recipient DUNS Number

If additional space in necessary, please duplicate this page.

INSTRUCTIONS

Completing the Certification Form
Compliance with the Equal Employment Opportunity Plan (EEOP) Requirements

The federal regulations implementing the Omnibus Crime Control and Safe Streets Act (Safe Streets Act) of 1968, as amended, require some recipients of financial assistance from the U.S. Department of Justice subject to the statute's administrative provisions to create, keep on file, submit to the Office for Civil Rights (OCR) at the Office of Justice Programs (OJP) for review, and implement an Equal Employment Opportunity Plan (EEOP). *See* 28 C.F.R. pt. 42, subpt. E. All awards from the Office of Community Oriented Policing Services (COPS) are subject to the EEOP requirements; many awards from OJP, including awards from the Bureau of Justice Assistance (BJA), the Office of Juvenile Justice and Delinquency Prevention (OJJDP), and the Office for Victims of Crime (OVC) are subject to the EEOP requirements; and many awards from the Office on Violence Against Women (OVW) are also subject to the EEOP requirements. If you have any questions as to whether your award from the U.S. Department of Justice is subject to the Safe Streets Act's EEOP requirements, please consult your grant award document, your program manager, or the OCR.

Recipients should complete *either* Section A *or* Section B *or* Section C, not all three. If recipient completes Section A *or* C and sub-grants a single award over $500,000, in addition, please complete Section D.

Section A

The regulations exempt some recipients from all of the EEOP requirements. Your organization may claim an exemption from all of the EEOP requirements if it meets any of the following criteria: it is a nonprofit organization, an educational institution, a medical institution, or an Indian tribe; *or* it received an award under $25,000; *or* it has less than fifty employees. To claim the complete exemption from the EEOP requirements, complete Section A.

Section B

Although the regulations require some recipients to create, maintain on file, and implement an EEOP, the regulations allow some recipients to forego submitting the EEOP to the OCR for review. Recipients that (1) are a unit of state or local government, an agency of state or local government, or a private business; *and* (2) have fifty or more employees; *and* (3) have received a single grant award of $25,000 or more, but less than $500,000, may claim the limited exemption from the submission requirement by completing Section B. In completing Section B, the recipient should note that the EEOP on file has been prepared within twenty-four months of the date of the most recent grant award.

Section C

Recipients that (1) are a unit of state or local government, an agency of state or local government, or a private business, *and* (2) have fifty or more employees, *and* (3) have received a single grant award of $500,000 or more, must prepare, maintain on file, *submit to the OCR for review*, and implement an EEOP. Recipients that have submitted an EEOP Utilization Report (or in the process of submitting one) to the OCR, should complete Section C.

Section D

Recipients that (1) receive a single award over $500,000; *and* (2) subaward a single award of $500,000 or more must provide a list; including, name, address and DUNS # of each such sub-recipient by completing Section D.

Submission Process

Recipients should download the online Certification Form, complete required sections, have the appropriate official sign it, electronically scan the signed document, and then send the signed document to the following e-mail address: EEOPForms@usdoj.gov. *The document must have the following title: EEOP Certification.* If you have questions about completing or submitting the Certification Form, please contact the Office for Civil Rights, Office of Justice Programs, 810 7th Street, NW, Washington, DC 20531 (Telephone: (202) 307-0690 and TTY: (202) 307-2027).

OMB Approval No. 1121-0340 Expiration Date: 12/31/15

Public Reporting Burden Statement

Paperwork Reduction Act Notice. Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a current valid OMB control number. We try to create forms and instructions that are accurate, can be easily understood, and which impose the least possible burden on you to provide us with information. The estimated minimum average time to complete and file this application is 20 minutes per form. If you have any comments regarding the accuracy of this estimate, or suggestions for making this form simpler, you can write to the Office of Justice Programs, 810 7th Street, N.W., Washington, D.C. 20531.

Grant Title:	Juvenile and Family Drug Courts Discretionary Grant Program	Grant Number:	2016-DC-BX-0060
		Award Amount:	$400,000
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Sara Hoyle	Telephone:	402-441-6868
Contract Address:	555 S. 10th St., Suite 107, Lincoln, NE 68508		
OJP Grant Mgr:	Kathryn Barry	Telephone:	202-514-6019

Grant Title:	BJA Smart Reentry Focus on Evidence-Based Strategies for Successful Reentry from Incarceration to Community	Grant Number:	2017-CZ-BX-0009
		Award Amount:	$999,940
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Kim Etherton	Telephone:	402-441-3603
Contract Address:	605 S. 10th Street, Suite B131, Lincoln, NE 68508		
BJA Grant Mgr:	Jennifer L Lewis	Telephone:	202-305-8064

Grant Title:	BJA Innovative Reentry Initiatives: Building System Capacity & Testing Strategies	Grant Number:	2019-CZ-BX-0034
		Award Amount:	$999,994
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Kim Etherton	Telephone:	402-441-3603
Contract Address:	605 S. 10th Street, Suite B131, Lincoln, NE 68508		
BJA Grant Mgr:	Jennifer L Lewis	Telephone:	202-305-8064

Grant Title:	BJA Adult Drug Court Discretionary Grant Program		
		Grant Number:	2018-DC-BX-0156
		Award Amount:	$500,000
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Kim Etherton	Telephone:	402-441-3603
Contract Address:	605 S. 10th Street, Suite B131, Lincoln, NE 68508		
BJA Grant Mgr:	Gemme Joyce	Telephone:	202-514-6134

Grant Title:	BJA Adult Drug Court Discretionary Grant Program Veterans Court Enhancement	Grant Number:	2018-DC-BX-0156
		Award Amount:	$379,978
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		

Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Dean Rohwer/Kim Etherton	Telephone:	402-441-3603
Contract Address:	605 S. 10th Street, Suite B131, Lincoln, NE 68508		
BJA Grant Mgr:	Gemme Joyce	Telephone:	202-514-6134

Grant Title:	BJA State Criminal Alien Assistance Program	Grant Number:	2018-H0245-NE-AP
		Award Amount:	$37,200
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Angela Koziol	Telephone:	402-441-1909
Contract Address:	Adult Detention Facility, 3801 West O St., Lincoln, NE 68528		
OJP Grant Mgr:	Maria Anderson, maria.anderson@usdoj.gov	Telephone:	n/a

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Grant Title:	OVW S.T.O.P. Violence Against Women Formula Grant passed through Nebraska Commission on Law Enforcement and Criminal Justice	Grant Number:	187-2021-VW4012
		Award Amount:	$236,084
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Sara Hoyle	Telephone:	402-441-8840
Contract Address:	555 S. 10th St., Suite 107, Lincoln, NE 68508		
State Grant Mgr:	Merry Wills	Telephone:	402-471-3416

Grant Title:	Edward Byrne Memorial Justice Assistance Grant passed through Nebraska Commission on Law Enforcement and Criminal Justice	Grant Number:	20-DA-3002
		Award Amount:	$51,466
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Sara Hoyle	Telephone:	402-441-6868
Contract Address:	555 S. 10th St., Suite 107, Lincoln, NE 68508		
State Grant Mgr:	Mia Fernandez	Telephone:	402-471-3839

Grant Title:	Coronavirus Emergency Supplemental Funding Program	Grant Number:	20-VD-BX-0481
		Award Amount:	$58,008
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Sara Hoyle	Telephone:	402-441-6868

Contract Address:	555 S. 10th St., Suite 107, Lincoln, NE 68508		
State Grant Mgr:	Gemme L. Joyce	Telephone:	202-514-6135
Grant Title:	Coronavirus Emergency Supplemental Funding Program passed through Nebraska Commission on Law Enforcement and Criminal Justice	Grant Number:	187-2021-CF9005
		Award Amount:	$146,461
Grantee Name:	Lancaster County, Nebraska		
Grantee Type:	Local Government Agency		
Address:	555 S. 10th Street, Suite 110, Lincoln, NE 68508		
Contact Person:	Sara Hoyle	Telephone:	402-441-6868
Contract Address:	555 S. 10th St., Suite 107, Lincoln, NE 68508		
State Grant Mgr:	Kellie Rabenhorst	Telephone:	402-471-2266

Policy Statement:

The County of Lancaster, Nebraska, will provide equal employment opportunity to all persons. The Human Resources Office shall develop and maintain a plan which supports equal opportunity in recruitment and selection, job structure, promotion policies, training to improve job performance and upward mobility, and all other related personnel procedures and practices.

Discrimination against any person in recruitment, examination, selection, appointment, rate of pay, promotion and transfer, retention, daily working conditions, testing and training, awards, compensation and benefits, disciplinary measures or any other aspects of employment or personnel administration because of race, color, religion, sex, disability,
national origin, age, marital status, political opinions or affiliations or other unlawful basis is prohibited. Discrimination on the basis of age, sex, or disability is prohibited except where specific age, sex, or physical requirements constitute a bona fide occupational qualification necessary for proper and efficient administration.

Retaliation, intimidation, coercion, or harassment against any applicant for employment or employee who may file a grievance under the County Personnel rules, Union Contracts, or in accordance with existing rights of appeal to appropriate governmental authorities is prohibited.

Lancaster County is committed to complying with all applicable federal and state civil rights laws that pertain to employment.

BEFORE THE BOARD OF COUNTY COMMISSIONERS
OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF	**)**
TERMINATING DECLARATION)	**DECLARATION No. D-20-0003**
NUMBER D-20-0002	**)**

WHEREAS, pursuant, Neb. Rev. Stat. §§ 81-829.36 through 81-829.75, the Board of County Commissioners of Lancaster County, Nebraska, ("Board") on June 2, 2020, declared in Declaration No. D-20-0002 that an Emergency and a Disaster existed as a result of to the imminent danger of civil disturbance, disorder, and riot due to acts of vandalism, property damage, and rioting occurring in the City of Lincoln, Nebraska;

WHEREAS, pursuant to Neb. Rev. Stat. § 81-829.50, a disaster and emergency once declared shall continue in effect until the Board finds that the disaster and emergency has been dealt with to the extent that those conditions no longer exist;

WHEREAS, on October 8, 2019, the Lancaster County board of County Commissioners passed Resolution No. R-19-0068, establishing a procedure for the declaration of local emergencies caused by a disaster, and further establishing a procedure for terminating a local emergency embodied in a disaster declaration;

WHEREAS, the Board finds that the imminent danger of civil disturbance, disorder, and riot due to acts of vandalism, property damage, and rioting occurring in the City of Lincoln, Nebraska, no longer exists; and

WHEREAS, the Board now desires to terminate Declaration No. D-20-0002.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, Nebraska, that:

1. Declaration No. D-20-0002 is hereby terminated because the imminent danger of civil disturbance, disorder, and riot due to acts of vandalism,

property damage, and rioting occurring in the City of Lincoln, Nebraska, no longer exists; and

2. This Declaration shall be given prompt and general publicity and shall be filed promptly with the Lancaster County Clerk and the Nebraska Emergency Management Agency.

DATED this 11th day of June, 2020.

BY THE BOARD OF COUNTY
COMMISSIONERS OF LANCASTER
COUNTY, NEBRASKA

_____

_____

_____

_____

_____

APPROVED AS TO FORM
this _____ day of _____, 2020

_____
For PATRICK CONDON
Lancaster County Attorney

Human Resources Policy Bulletin

Lancaster County

Number: 2020-6
Date: June, 2020

Reference:	Title:
Americans with Disabilities Act, Rehabilitation Act, 29 CFR Part 1630 EEOC Guidance, "Pandemic Preparedness in the Workplace and the Americans With Disabilities Act", Updated in Response to COVID-19 Pandemic, March 19, 2020	WORKPLACE RESPONSE TO COVID-19

I. PURPOSE

The purpose of this policy is to help prevent workplace exposures to COVID-19 and to establish criteria for daily symptom and temperature screening of County employees. This policy is based upon the Centers for Disease Control and Prevention's interim guidance for businesses and employers responding to COVID-19[1].

II. POLICY

A. Employees with these symptoms[2] may be infected with COVID-19:

1. New onset of a sustained persistent nonproductive cough (a dry cough lasting longer than 24 hours)
2. Unresolved or new onset shortness of breath or difficulty breathing
3. Measured temperature of 100.4°F or higher
4. Sustained (longer than 2 hours) chills or repeated shaking with chills
5. Muscle pain or body aches
6. Headache
7. Sore throat
8. New loss of taste or smell

[1] https://www.cdc.gov/coronavirus/2019-ncov/community/guidance-business-response.html.

[2] Symptoms are based on those the Lincoln-Lancaster County Health Department have identified are most common of those infected in Lancaster County and the CDC's list of symptoms consistent with COVID-19, which can be found at https://www.cdc.gov/coronavirus/2019-ncov/symptoms-testing/symptoms.html?CDC_AA_refVal=https%3A%2F%2Fwww.cdc.gov%2Fcoronavirus%2F2019-ncov%2Fabout%2Fsymptoms.html.

Reference:	Title:
Americans with Disabilities Act, Rehabilitation Act, 29 CFR Part 1630 EEOC Guidance, "Pandemic Preparedness in the Workplace and the Americans With Disabilities Act", Updated in Response to COVID-19 Pandemic, March 19, 2020	WORKPLACE RESPONSE TO COVID-19

9. Congestion and/or runny nose
10. Nausea or vomiting
11. Diarrhea

B. Daily Symptom Screening

Upon arrival at work or as close to arrival as possible, the employee shall be asked the following questions by his or her supervisor or supervisor's designee.

1. Do you have a measured temperature of 100.4°F or higher, or have you had to use fever-reducing medications (i.e. Tylenol®, Acetaminophen, Advil®, Ibuprofen) in the last 24 hours to control a fever of 100.4 or higher?
2. Do you have unresolved or new onset shortness of breath or difficulty breathing?
3. Do you have new onset of sustained persistent nonproductive cough (a dry cough lasting longer than 24 hours)?
4. Do you have a new onset of loss of taste or smell?
5. Do you have <u>two or more</u> of the following prolonged (symptom(s) lasting for longer than 24 hours) and unexplained (no other reasonable cause) symptoms?
    i. Sore throat
    ii. Sustained (longer than 2 hours) chills or repeated shaking with chills
    iii. Headache
    iv. Muscle pain
    v. Congestion and/or runny nose
    vi. Nausea or vomiting
    vii. Diarrhea

Reference:	Title:
Americans with Disabilities Act, Rehabilitation Act, 29 CFR Part 1630 EEOC Guidance, "Pandemic Preparedness in the Workplace and the Americans With Disabilities Act", Updated in Response to COVID-19 Pandemic, March 19, 2020	WORKPLACE RESPONSE TO COVID-19

Employees who answer affirmatively to any of the foregoing questions should be asked to go home and should be directed to contact their personal physician. The employee should not return to work until the employee satisfies the conditions promulgated by the Return to Work Protocol below.

All screening must be performed confidentially, and all information arising from the screening must be kept confidential, in accordance with the Americans with Disabilities Act.

C. Daily Temperature Screening

Upon arrival at work or as close to arrival as possible, the employee shall have his or her temperature taken by his or her supervisor or supervisor's designee. The employee's temperature should first be taken with a non-contact thermometer.

The employee shall wear a face covering when having his or her temperature taken. The temperature taker shall wear a face covering, eye protection (goggles or disposable face shield) and disposable gloves. The temperature taker does not need to use new PPE between employees if using a non-contact thermometer and there was no physical contact with the employee. In the event a temperature is rechecked with an oral or tympanic thermometer, the oral or tympanic thermometer shall be disinfected before reuse and the temperature taker shall use a clean pair of disposable gloves.

1. If the employee's measured temperature is 100.4°F or higher:
    i. The employee should sit and clear his or her forehead of any hair or coverings for ten minutes.

ii. After ten minutes, the supervisor or his or her designee should recheck the employee's temperature with the non-contact thermometer, or an oral or tympanic thermometer if available.

iii. If upon recheck the employee's temperature is 100.4°F or higher, the employee should be asked to go home and should be directed to contact their personal physician. The employee should not return to work until the employee satisfies the conditions promulgated by the Return to Work Protocol below.

2. If the employee's measured temperature is lower than 100.4°F, the employee may work the remainder of the day unless they develop symptoms consistent with COVID-19.

All screening must be performed confidentially, and all information arising from the screening must be kept confidential, in accordance with the Americans with Disabilities Act.

D. Return to Work

The employee may return to work if they meet the following criteria:

1. At least 10 days have passed since symptom(s) first appeared;
2. They have had a measured temperature < 100.4°F for at least 3 days without the use of fever-reducing medications; and
3. There has been improvement in the remaining symptom(s).

Human Resources Policy Bulletin

Lancaster County

Number: 2020-5
Date: June, 2020

Reference:	Title:
Americans with Disabilities Act, Rehabilitation Act, 29 CFR Part 1630 EEOC Guidance, "Pandemic Preparedness in the Workplace and the Americans With Disabilities Act", Updated in Response to COVID-19 Pandemic, March 19, 2020	WORKPLACE RESPONSE TO COVID-19

E. Face Coverings

1. Face coverings shall be worn by all employees when interacting with co-workers, members of the public or in group meetings larger than 2 people. For purposes of this Policy, a face covering shall mean cloth face coverings or masks.

2. The face covering should incorporate the following conditions at a minimum:

   i. Fit snugly against the side of the face;
   ii. Be secured with ties or ear loops;
   iii. Include multiple layers of fabric if made of cloth;
   iv. Allow for breathing without restriction; and
   v. Be able to be laundered and machine-dried without damage or change to shape if made of cloth.

3. Face coverings shall be provided by the County; however, employees are free to provide his or her own face coverings provided they meet the conditions stated above in Section E.2.

4. Face coverings shall be appropriate for the workplace and any inappropriate depictions or materials on them will not be allowed.

5. Face coverings are not required in workplaces or worksites where the employee is the only occupant, including but not limited to private offices, cubicles, County vehicles or equipment. Face coverings are also not required in outdoor worksites that maintain adequate physical distance of at least six (6) feet between individuals.

6. The use of face coverings are not a substitute, and is instead a supplement, to maintaining adequate physical distance of at least six (6) feet between individuals.

7. The use of face coverings are not a substitute for other forms of Personal Protection Equipment (PPE) that may be required and utilized by some employees in specific work classifications or work environments.

8. If an employee believes he or she is disabled or has been diagnosed with a disability and needs a reasonable accommodation to the requirements in Section E, the employee should contact the City-County Human Resources Department to request a reasonable accommodation.

F. County Departments or Offices that have established a daily screening procedure or a procedure for requiring face coverings prior to the effective date of this Bulletin may continue to utilize the established procedure so long as it meets the minimum requirements in Sections B, C, D, and E. County Departments or Offices that have established a daily screening procedure in accordance with the Essential Employee Testing Directive[3] may continue to utilize the established procedure.

III. CONFIDENTIALITY

The responses elicited from the daily symptom screening and daily temperature screening shall be considered confidential medical information. This includes an employee's statement that he or she has the disease or suspects he or she has the disease, and the employer's notes or other

[3] LLCHD County Directive 2020-10.01 Lincoln-Lancaster County Health Department Directive for Essentially Employees of Lancaster County Who Have Been Exposed to Individuals Suspected of, or Being Infected with COVID-19.

documentation from questioning an employee about symptoms and taking the employee's temperature. Any medical information related to screening for COVID-19 shall be stored in the employee's medical file.

V. SANCTIONS

Employees who violate any provision of this policy may be subject to disciplinary action up to, and including, dismissal from employment.

VI. DURATION

This policy is effective June 11, 2020. This policy is temporary in nature and may be terminated at any time for any reason by the Lancaster County Board of Commissioners.

_____ _____

Doug McDaniel
Human Resources Director

Date

_____ _____

Sean Flowerday, Chair
Board of County Commissioners

Date

DETERMINATION OF LEVEL OF REVIEW

ERR GRANT# 20-HO-001-LCRLF

Project Name: Lancaster County Housing Program Year: 2020

Project Location: Waverly, Malcolm, Davey, Raymond, Roca, Hickman, Denton, Sprague, Bennett, Firth, Panama, and Hallam, Nebraska.

Project Description (*Attach additional descriptive information, as appropriate to the project, including narrative, maps, photographs, site plans, budgets and other information*.):

Lancaster County, Nebraska (County), is proposing to amend the County's Economic Development Loan Program (Program) for use of Community Development Block Grant (CDBG) Program Income. The Program will be discontinued, ceasing any Economic Development activities.

The County will repurpose the CDBG funds, currently on hand (approximately $420,000), to establish a County-wide CDBG Owner-Occupied Housing Rehabilitation Program (Housing Program). Any future CDBG funds will be applied toward the Housing Program or be returned to the Nebraska Department of Economic Development.

The County proposes to invest the CDBG funds of approximately $420,000 (which represents the current RLF balance) as follows: approximately $333,000 for housing rehabilitation, up to $39,500 for housing administration, up to $21,000 for lead-based paint services, and up to $26,500 for general administration fees. No local match is budgeted for this project. The Housing Program includes the rehabilitation of income-eligible, owner-occupied homes, and will be made available to households located within the municipal boundaries of the communities located within Lancaster County outside of the City of Lincoln. The Housing Program will serve approximately fourteen (14) households. All Housing Program funds will primarily benefit low-to-moderate income persons. No persons will be displaced as a result of these housing activities. Any rehabilitation activities will occur during daytime hours to minimize noise. Rehabilitation practices will be implemented to minimize dust. The proposed housing rehabilitation project is anticipated to be completed within two (2) years.

The subject project has been reviewed pursuant to HUD regulations 24 CFR Part 58, "Environmental Review Procedures for Entities Assuming HUD Environmental Responsibilities," and the following determination with respect to the project is made:

☐ **Exempt** from NEPA review requirements per 24 CFR 58.34(a)(____)

☐ **Categorically Excluded NOT Subject** to §58.5 authorities per 24 CFR 58.35(b)(____)

☒ **Categorically Excluded SUBJECT** to §58.5 authorities per 24 CFR 58.35(a)(____)
(A Statutory Checklist for the §58.5 authorities is attached.)

☐ An **Environmental Assessment** (EA) is required to be performed. (An Environmental Assessment performed in accordance with subpart E of 24 CFR Part 58 is attached.)

☐ An **Environmental Impact Statement** (EIS) is required to be performed.

The ERR (see §58.38) must contain all the environmental review documents, public notices and written determinations or environmental findings required by Part 58 as evidence of review, decision making and actions pertaining to a particular project. Include additional information including checklists, studies, analyses and documentation as appropriate.

Ashley Larsen, SENDD
Preparer Name **Signature**

Housing Development Specialist
Title **Date**

Sean Flowerday
Responsible Entity Certifying Officer **Signature**

Lancaster County Board Chair
Title **Date**

NEBRASKA CITY UTILITIES

100 CENTRAL AVENUE
P.O. BOX 670
NEBRASKA CITY, NE 68410-0670

JEFFREY T. KOHRS, General Manager
www.nebraskacityutilities.com

Telephone: (402) 873-3353
Fax: (402) 873-5397
Email: service@nebraskacityutilities.com

June 4, 2020

Mr. Sean Flowerday
Chairman Lancaster County Board of Commissioners
555 South 10th Street
Lincoln, NE 68508

RECEIVED
JUN 08 2020
LANCASTER COUNTY BOARD

RE: Maintenance Building-Bennet Nebraska

Dear Mr. Flowerday,

Nebraska City Utilities (NCU) was recently informed of the Board's decision to close and possibly sell the maintenance facility that Lancaster County owns in Bennet Nebraska. The site is located at the intersection of Cottonwood and Tyler Street and adjoins one of our electric platform substations. NCU would like to express an interest in acquiring that building site if it becomes available.

NCU is owned by the City of Nebraska City and Bennet is the western most community that NCU provides electrical service to. NCU has been an active partner in the promotion of growth and development for the Bennet community for many years.

Over the years we have discussed and looked for opportunities to locate a facility in the Bennet area. Having a facility in that area would allow us to store additional material, hardware and equipment. This would in turn help us provide the resources needed to better serve our customers in a more efficient and timely manner.

The maintenance site in Bennet would certainly meet many of our needs. NCU continues to maintain a relationship with the Bennet community, and with our area customers, to provide the best affordable service as possible.

NCU would plan to keep the existing building and make necessary improvements, as needed, to provide good visibility and be a good property owner inside the Bennet city limits.

Please keep us informed of future decisions that your board makes concerning this property. I've included contact information below. Thank you for your consideration.

Sincerely,

Jeff Kohrs
General Manager
Nebraska City Utilities
PO Box 670
Nebraska City NE, 68410-0670
402-873-3353
jeff.kohrs@ncunebcity.com

cc: Pam Dingman

David A. Derbin

From: James Davidsaver
Sent: Tuesday, June 9, 2020 3:43 PM
To: David A. Derbin
Cc: Kerry P. Eagan
Subject: FW: NRIN Board Election for SE Region Representative

Dave,
I reached out to both but did not receive any resumes from Steve or Carla.
Carla did provide a few additional details listed below.
If I get anything from Steve, I will send it to you right away.
Thank you.
Jim D.

From: Carla Zarybnicky <czarybnicky@beatrice.ne.gov>
Sent: Monday, June 8, 2020 1:20 PM
To: James Davidsaver <JDavidsaver@lancaster.ne.gov>
Subject: Re: NRIN Board Election for SE Region Representative

[CAUTION] This email comes from a sender outside your organization.

Hi Jim,

I do not have any kind of prepared document but I can tell you that I have enjoyed my work on the NRIN board. I feel it is very important to have representatives from all aspects of public safety, not just Emergency Managers.

I have been in 911 since November of 2000. I have been on the NRIN board since its inception. I am very active on the board and have participated in several conferences as the NRIN representative. I have just completed the invoices for the billing for NRIN.
I enjoy the other board members and would like to keep my position on the board. I feel that the last three years efforts would be lost if a new representative has to start all over with knowledge and relationships.

Thank you so much,

Carla Zarybnicky.

On Thu, Jun 4, 2020 at 11:07 AM James Davidsaver <JDavidsaver@lancaster.ne.gov> wrote:

> Carla and Steve,
>
> The Lancaster County Board of Commissioners plans to review the nominations for the SE Region's NRIN Board representative next week.
>
> The commissioners asked if you have a resume or other biographical information you could provide to help them make an informed decision.
>
> If you have something to share, please send it to me and I will forward it to my board.

	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				X	
Miscellaneous Expenses Policy	???				X	
Increase Usage of Enterprise Rental Car Program	R. Walla				X	
Establish Retirement Committee as Standing Committee	K. Eagan	X				
County Infrastructure Priorities						
Facility Study for County Engineering Buildings	P. Dingman			X	X	
Fund for Roads and Bridges Crisis	???	X			X	
Good Governance Priorities						
Draft and Implement County-wide Strategic Plan	New CAO	X			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		X		
Leadership Academy	A. Ames			X		
Establish New Employee Onboarding Program	D. Schorr			X		
Establish Realtor Association Legislative Committee as Standing Committee	R. Amundson				X	
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				
Examine Internal Lower Incarceration Efforts for Females	D. Schorr			X		
SAMHSA Learning Collaborative	D. Schorr			X		
Stepping Up Summit	D. Schorr	X		X		
Sherriff Body Camera Program	T. Duncan	X				
Inclusive Community Priorities						
Work with City of Lincoln to secure Welcoming Community certification	C. Yoakum			X		
Reinstating the Lincoln/Lancaster Women's Commission	C. Yoakum	X				
Adding Additional VBM Drop Boxes	S. Flowerday	X		X		
Successful 2020 Census Promotions	S. Flowerday	X				
My City Academy - Ready to Run Initiative	C. Yoakum			X		
County Inclusive Benefits Policy	S. Flowerday	X				
Safe Community Priorities						
Norris School EMS Coverage	D. Schorr	X		X		
Establish Mutual-Aid Meeting as Standing Committee	R. Amundson			X	X	
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		X		