

**September 23, 2008 Minutes  
Washington County Board of Supervisors  
Supervisor's Room Courthouse  
Blair, Nebraska 68008**

The Washington County Board of Supervisors of Washington County, Nebraska, met in regular session at 9:30 a.m. on Tuesday, September 23, 2008 in the Supervisor's Meeting Room at the Courthouse in Blair, Nebraska. Notice of the meeting was given in advance thereof by publication in the Pilot-Tribune. A copy of the proof of publication is on file in the Office of the County Clerk. Notice of the meeting was given to the members and a copy of their acknowledgment of the receipt of notice and the agenda are on record at the office of the County Clerk. Availability of the agenda was communicated in the advance notice and in the notice to the members. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Duane Wilcox declared the meeting was in session and that the meeting is being recorded. Chairman made note that the Open Meetings Law is posted on the door and the north wall and that pamphlets are available.

Present: Chairman, Duane Wilcox, County Board Members, Linda Thomsen, Jeff Quist, Kent Wilcox, Daryl Miller, Ernest Abariotes and Marvin Rohwer. Also present, County Clerk Merry Truhlsen.

It was moved by Rohwer and seconded by Miller that the rules be suspended and that the minutes of the Sept 9, 2008 meeting be approved but not read at this meeting for the reason that all Board Members were furnished a copy of said minutes prior to the meeting. Vote- Aye: Thomsen, Quist, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Kent Wilcox abstained. Motion carried.

It was moved by Rohwer and seconded by Quist that the rules be suspended and that the minutes of the Sept 10, 2008 budget meeting be approved but not read at this meeting for the reason that all Board Members were furnished a copy of said minutes prior to the meeting. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

The following correspondence had been received: Open House for the proposed Cunningham Lake Watershed Environmental District and meeting for Lower Elkhorn NRD Hazard Mitigation Plan. Motion Miller and second by Quist to receive correspondence and place on file. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Cheryl Parsons, Road Dept, and Ron Woracek, Schemmer, gave the Board an update on the road reconstruction project. Project is almost done and road should be opening soon.

Parsons asked the Board to approve a Resolution to place two (2) 45 MPH signs on CR 9, between Hwy 30 & Arlington City limits. This action was the result of a traffic study conducted in August 2008. Motion Thomsen and second by Quist to adopt Resolution 2008-39. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

**RESOLUTION NO. 2008-39**

BE IT RESOLVED BY THE WASHINGTON COUNTY BOARD OF SUPERVISORS, WASHINGTON COUNTY, NEBRASKA:

WHEREAS, The County of Washington, Nebraska desires to place Two (2) **"45 MPH SPEED**

**LIMIT SIGNS”** to be Set & Established on County Road No. 9, also known as St. Paul Church Road, traveling north from Highway 30 for a distance of approximately 1,625 feet to the City Limits of the Village of Arlington, located between the S/E 1/4 of Section 11 & the S/W 1/4 of Section 12, Township 17 North, Range 9 East in Washington County, Nebraska.

Following the passage and the publication of this Resolution, it shall be unlawful, for any person to fail, neglect, or refuse to comply with said “SPEED LIMIT SIGN”, and the violation thereof shall be punishable pursuant to **NEBRASKA STATUTE**.

Pass and Approved this 23rd day of September, 2008.

Duane Wilcox, Chairman, Board of Supervisors  
Washington County, Nebraska

ATTEST: Merry M. Truhlsen, County Clerk

Parsons next asked the Board to approve the Road & Bridge contract report. This annual document for the Board of Classifications & Standards reports what the County has spent on contracts for different projects throughout the year. Motion Kent Wilcox and second by Thomsen to approve report and authorize Chairman to sign. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. Next item on the agenda was a document the Board of Classifications has implemented to verify there is not a County sales tax and states the total road and street program revenues, which is \$5,738,350. Motion Quist and second by Thomsen to approve addendum. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. The next document is a Certification to Board of Classifications that minimum design standards have been met and that money has been properly expended. Motion Rohwer and second by Abariotes to approve Certification. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Miscellaneous Road matters discussed were applying for funding for problem intersections, high intensity signage, striping and motorgrader specs.

The Board discussed a letter of agreement from OPPD concerning emergency response. Motion by Miller second by Quist to authorize Chairman Wilcox to check with OPPD and Co Atty regarding this matter. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

The Board discussed a 3 Year Contract between Maximus Financial Services Inc. and Washington County. As the County operates mandated programs, Maximus, a professional consulting service, develops a cost allocation plan that allows the County to be reimbursed for certain expenses. This agreement covers fiscal years 2008, 2009 and 2010. Motion Kent Wilcox and second by Miller to approve contract. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Marj Hoier, Co Treas, had information for the Board about using a Credit Card System in the Treasurers Office called Point & Pay. There are no fees to the County, the customer pays the fees: \$2.00 for a transaction under \$67 and a fee of 2.95% for larger transactions. Different aspects of the plan were discussed. Dennis McCormick commented on using credit cards. Motion Miller and second by Quist to approve the Point & Pay System, subject to contract being approved by Co. Atty. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Hoier also presented the Board with a list of the parcels in Washington County that the taxes are delinquent and remain not sold on tax sale. Motion by Abariotes and second by Kent Wilcox to receive the list and place on file. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Roger Gilliland had requested the Board look at the bids submitted for energy efficient lighting for the Courthouse. One bid had been received for the lights and the fixtures and 4 bids had been received for labor costs. Gilliland was not present. Jeff Sholtz, Sholtz Services Inc, who was one of the bidders, was present and answered questions the Board had. The Board felt they needed more information on this type of lighting. Dennis McCormick suggested calling Gary Boe. Motion by Miller and second by Abariotes to have Bldg & Grounds committee contact Gary Boe and a representative from Electric Fixture & Supply to discuss the lighting at a Board meeting and it was suggested the project be rebid and bidders be supplied with bidding specifications. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Mike Robinson, Sheriff, was present to discuss the lease purchase of a 2008 Chevrolet Uplander minivan for Corrections to use in transporting inmates. Randy Wildman, Corrections Officer, discussed the number of transports that are done. Motion by Kent Wilcox and second by Rohwer to accept the 4 year lease purchase proposal from Sid Dillon Chevrolet. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. Dennis McCormick asked how many miles a year are spent on transporting inmates. Robinson said he estimated 30,000 miles. Motion by Miller and second by Rohwer to approve financing with Washington County Bank. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

It was moved by Abariotes and seconded by Rohwer that the regular monthly fee report of the County Planning Administrator for \$15,829.00 be received and placed on file. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried

At 11:35 the board convened as Board of Equalization. See separate minutes. Board Adjourned from Board of Equalization at 11:40 and reconvened in regular session.

Motion by Quist second by Miller to approve a quote from Calvin Poulson, for GIS hours, as presented by Steven Mencke, Co Assessor. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Motion by Miller and second by Quist to approve the annual Nebraska Health and Human Services Cooperative Reimbursement Agreement for Child Support Services and authorize Chairman to sign. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Clerk discussed the method other counties use to determine levy limits for townships and fire districts and said the State Auditor's Office recommends each year the Board set the levy amount for entities under the County's levy limit. Board said they will discuss that when figuring next year's budget. No action was taken.

Motion by Miller and second by Quist to replace Miller and Kent Wilcox with Thomsen and Rohwer as members of the Health Insurance Committee. Vote- Aye: Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Thomsen abstained. Motion carried.

Doug Cook, Planning & Zoning Administrator was present with the following items:

PUBLIC HEARINGS: 1. Lot Split request of Dorothy Wilkening to create an approximate 6.62-acre tract, from the S1/2 NW1/4, Section 1-Township 18 North-Range 9 East of the Sixth P.M. (address: 12644 County Road 9) Motion by Kent Wilcox and second by Quist to concur with Planning Commission's recommendation

to approve as presented. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. 2. Rezoning request of Dorothy Wilkening from A-1 Agriculture Primary to A-LSR Agriculture-Lot Split Residential of a proposed 6.62-acre tract from the S1/2 NW1/4, Section 1-Township 18 North-Range 9 East of the Sixth P.M. (address: 12644 County Road 9). Motion by Abariotes and second by Rohwer to concur with Planning Commission's recommendation to approve as presented. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. September Conditional Use Permit review: File#98-09 for Applicant Allen Trumble, Purpose: sludge. Staff recommends approval with a review in November, 2008. Motion by Quist and second by Miller to accept staff recommendation. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

**PUBLIC HEARING:** Conditional Use Permit by John H. Christensen, President, Abe's Trash Service, Inc. Conditional use permit for an expansion (approximately 22 acres) to the existing Construction and Demolition Waste Disposal Area, in the South 1/2 of Section 33-Township 17 North-Range 12 East of the Sixth P.M. (general location: On the north side of Dutch Hall Road, 1/2 mile west of County Road 41). Cook stated this conditional use permit went before the Planning Commission on July 3, 2008. The Planning Commission unanimously voted to approve this permit with a review in five years. Jon Sedlacek, Atty, stated this is an application for a Construction & Demolition Debris (C&D) Landfill on property owned by John Christensen. The current landfill is 26 acres and this application is for an additional 22 acres. Sedlacek spoke of the years Christensens have successfully operated a landfill. Daren Konda, with Thompson, Dreesen & Dorner, said this engineering firm has assisted Abe's Trash Service in preparing the conditional use permit for the County and the NDEQ requirements. Konda stated the expansion is being done to increase the life of the site. Chairman Wilcox opened the public hearing. Kelly Murphy spoke of his concerns about the type of materials being put in this landfill and of his concern about contamination of well water, proximity to Cunningham Lake and Papio Creek. Daren Konda spoke of water tests made by NDEQ. Brian Tietgen asked the Board if an independent lab could analyze the holding wells. Art Beccard stated neither County or DEQ regulations state these holding wells are to be monitored, and spoke of the flow of the shallow water and the clay soil on this site. Christensen also spoke of the tight, compacted clay soil. Pam Daly spoke of her tour of the landfill site and said she would like to put a condition on the approval of the expansion to test the neighbors' wells. Murphy thought there should be laboratory tests made and questioned the soil absorption. Beccard spoke of core drilling that was done. Christensen spoke of the random tests the State conducts. Sedlacek said the facts and explanations the Board has heard today merit the Board's approval of the C&D Landfill. They are meeting all the requirements of the State and Washington County. Board discussed the information presented. Motion by Miller second by Kent Wilcox to close the public hearing. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried. Motion by Quist and second by Miller to concur with Planning Commission's recommendation to approve John Christensen, President, Abe's Trash Service, Inc conditional use permit with a review in 5 years. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

Claims were received and reviewed, following which it was moved by Miller and seconded by Abariotes that the following claims be allowed and Clerk ordered to issue warrants on the various funds for the same. Vote- Aye: Thomsen, Quist, Kent Wilcox, Duane Wilcox, Miller, Abariotes and Rohwer. Nay: None. Motion carried.

**GENERAL FUND**

EMPLOYEES	Payroll	136,304.65
AMERITAS LIFE INS	Retirement	9,464.95
UHC	Ins	32,735.61
WASH CO BANK	FICA	9,839.59
WASH CO BANK	Ins	4,634.50
ADAMSON INDUSTRIES	Equip	1,675.55
ADVANCED CORRECTIONAL HEALTHCARE	Serv	1,920.53

ALLTEL	Serv	203.39
AQUILA	Serv	94.89
BALCON AIR & WATER BALANCING	Serv	11,253.00
BISHOP BUSINESS EQ CO	Serv	1,320.00
BOMGAARS	Supplies	15.89
CARQUEST AUTO PARTS	Parts	154.18
CITY OF BLAIR	Library Fee	25.00
CLK OF DIST CRT	Filing Fees	29.00
CONTROL SERVICES	Serv	359.00
DELL MARKETING	Supplies	89.99
DMV	Serv	6.00
DOUGLAS CO CRT	Serv	4.00
DOUGLAS CO SHERIFF	Serv	23.69
LEO J ESKEY	Crt Appt Attny	780.00
GALLS INC	Equip	92.31
SHURIE GRAEVE	Reimb Mileage	163.40
GREELEY CO SHERIFF	Serv	15.50
HARRISON CO CLK OF CRT	Filing Fees	13.50
IDEAL PURE WATER	Serv	35.13
JUDT ELECTRIC	Serv	329.14
STEPHEN J KRAVIEC ATTY	Child Suppt Attny	1,384.61
LONG'S OK TIRE	Tires & Serv	1,420.25
MARICOPA CO SHERIFF	Serv	16.80
MCGOUGH LAW	Crt Appt Attny	396.00
MID AMERICAN SPECIALTIES	Supplies	1,508.04
DARYL MILLER	Reimb Mileage	86.58
MILLS LAW OFFICE	Crt Appt Attny	975.00
MIPS INC	Microfilm	450.00
MOTOROLA	Veh Parts	148.82
NE LAW ENFORC TRNG CNTR	Training	245.00
NEXTEL	Serv	685.81
NSA/POAN CONF	Conf Reg	270.00
OFFICE NET	Supplies	245.80
OFFICE WAREHOUSE	Supplies	46.93
OPPD	Serv	222.92
GARY J PAVEL, CPA	Budget Prep	2,418.78
PC SERV	Equip	937.20
PHILLIPS 66 - CONOCO	Fuel	273.01
POSTMASTER	Co Attny	228.80
POSTMASTER	Treas DMV	413.80
POSTMASTER	Sheriff	252.00
POUNDS PRINTING	Supplies	168.00
SEC STATE, JOHN A GALE	Serv	40.00
SHELL FLEET PLUS	Fuel	8,428.70
SMITTY'S AUTO SERV	Serv	2,370.81
STATE OF NEBR, AS IMSERV	Network	159.09
TELRITE CORP	Serv	264.56
THE CLEANER CO	Supplies	335.21
THE NATIONAL LAW JOURNAL	Subscript	299.00
THE SIGN DEPOT	Serv	428.45
TOUCH 'N' GO #3	Fuel	66.45
TREAT AMERICA FOOD SERV	Training	39.74
MERRY TRUHLSEN	Reimb Mileage	113.55
ULTRA CAR WASH	Serv	400.00
WASH CO BANK	Jail Van	4,500.00
WASH CO COURT	Serv	161.25

WASH CO REG DEEDS	Filing Fees	11.00
WEST PAYMENT CENTER	Supplies	82.50
DUANE WILCOX	Reimb Mileage	56.16
WOODHOUSE FORD	Serv	690.36
<b>ROAD FUND</b>		
EMPLOYEES	Payroll	42,251.44
AMERITAS LIFE INS	Retirement	2,774.63
UHC	Ins	7,668.01
WASH CO BANK	FICA	3,083.19
WASH CO BANK	Ins	1,568.00
ALL METRO CARPET & JANIT	Serv	120.00
B'S ENTERPRISE	Signs	7,482.00
BLAIR SUPERFOODS	Supplies	9.14
BOB'S RADIATOR REPAIR	Parts	301.50
CARQUEST AUTO PARTS	Parts	30.06
CEMEX	Rock	10,390.01
CMA TRUCKING	Equip Rental	319.62
CORNHUSKER INTERNATIONAL TRUCKS	Dump Truck	106,696.80
FASTENAL CO	Parts	6.10
JEO CONSULTING GROUP	Engineering Serv	6,235.00
KELLY RYAN EQUIP CO	Parts	183.05
KNUDSEN OIL & FEED	Fuel	5,428.99
LOGAN CONTRACTORS SUPPLY INC	Equip Rental	99.90
LUMBERMEN'S BRICK & SUPPLY CO	Erosion Control	836.80
LYMAN-RICHEY SAND & GRAVEL CO	Gravel	1,232.38
MCH HEALTH SYSTEM	Testing	20.00
MEDICAL ENTERPRISES	Testing	46.00
NE IA SUPPLY CO	Fuel	5,534.53
NE MACHINERY CO	Parts	2,023.37
SAPP BROS PETRO	Fuel	2,317.00
SCHEMMER	Engineering Serv	419.84
SUPERIOR SIGNALS	Parts	224.50
THE CURE	Supplies	38.37
TITAN MACHINERY	Parts	102.51
WASH CO HEATING & AC	Serv	305.25
WHITMER WELDING SUPPLIES	Supplies	107.53
<b>STATE INSTITUTIONS FUND</b>		
NE HEALTH & HUMAN SERV	Serv	93.00
<b>VETS AID FUND</b>		
SOLDIERS & SAILORS FUND	Funding	1,500.00
<b>ROAD RECONSTRUCTION CAP PROJ FUND</b>		
CHAS VRANA & SON CONSTR CO	Cargill Road	387,902.02
<b>WEED FUND</b>		
EMPLOYEES	Payroll	1,852.00
AMERITAS LIFE INS	Retirement	125.01
UHC	Ins	33.22
WASH CO BANK	FICA	141.67
CARQUEST AUTO PARTS	Parts	3.94
CCC CAMPUS ACCOUNTS	Training	100.00
ENTERPRISE	Printing	183.75
KNUDSEN OIL & FEED	Chemicals	493.33
NELSON HANDYMAN SERV	Serv	380.00
NEXTEL	Serv	30.66
<b>E911 SYSTEM FUND</b>		
GREAT PLAINS COMM	Serv	113.37
MOTOROLA	Maint	4,528.26

There were no comments from the public.

There being no further business to come before the Board at this time, it was moved by Rohwer and seconded by Kent Wilcox that the meeting be adjourned until the next regular Board meeting date, Oct 14, 2008. All members present voted aye, Chairman declared meeting adjourned.

Attest:  
Merry M Truhlsen  
Washington County Clerk

Duane Wilcox, Chairman  
Washington County Board of Supervisors

I, Merry M Truhlsen, County Clerk, in and for Washington County, Blair, Nebraska, do hereby certify that the foregoing proceedings took place during the Sept 23<sup>rd</sup> meeting of the Washington County Board of Supervisors

Merry M Truhlsen  
Washington County Clerk