

May 26, 2009 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, May 26, 2009 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. Present: Chairman, Duane Wilcox, County Board Members, Linda Thomsen, Kent Clausen, Jeff Quist, Ernest Abariotes and Ron Hinline. Mary Alice Johnson was absent. Also present, County Clerk Merry Truhlsen.

It was moved by Clausen and seconded by Quist that the rules be suspended and that the minutes of the May 12, 2009 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, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

The following correspondence had been received: Nebr Dept of Rev-March Lodging Tax \$1003.80, Smoke Free Nebr brochure, smoking ban goes into effect June 1, Best Care EAP report. Motion Quist and second by Clausen to receive correspondence and place on file. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Cheryl Parsons, Road Supt, with Dan Nixon from Cemex and Mike Tidball, Western Engineering Co. discussed an asphalt proposal for CR P30. Parsons stated the Road Dept had been working on the quarry road last week and repairing potholes, Nixon said the quarry supplied the rock. Tidball said this estimate is for armor coating the first 1,000 feet of roadway, at a price of \$78,841.38. Board discussed the proposal and decided to look at this further. No action was taken at this time.

Parsons opened gravel proposals from Stalp Gravel Company for \$7 a ton and Lyman Richey Sand & Gravel Co for \$8.75 a ton. Glen Schuetze, Stalp Gravel, discussed in the past, when you take the hauling fees into consideration, they do the northern part of the County and Lyman Richey provides gravel for the southern part of the County. Motion Abariotes and second Clausen to accept gravel bids from Stalp Gravel @ \$7 a ton for northern part of County and accept Lyman Richey Sand & Gravel @ \$8.75 a ton for southern part of County. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Parsons had one rock proposal from Fort Calhoun Stone Co, prices on the various size rock ranging from \$10.50/ton to \$13.70/ton. Motion Clausen and second Quist to accept Fort Calhoun Stone Company crushed limestone road rock proposal. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Chris Kelly, Dept of Agriculture, was present to give the Board the annual Weed Control Review. This review is based on inspections, office evaluation, reports and continuing education. Mike Smith received a total score of 3360 out of 3400, which is above average. Chairman thanked Kelly for the report.

There was no discussion on upcoming Legislative Bills.

Building and Grounds committee reported that, after looking at the bids received for the Courthouse and Annex lawn care and snow removal, they recommended using Advantage Lawn Care. Motion Clausen and second Hinline to award mowing bid to Advantage Lawn Care at a cost of \$110 per mowing. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Parsons had advertised for engineering proposals for Bridge C89-1510 and due to the priority placed on this bridge, Quist discussed holding a special Board meeting for receiving engineering proposals for the Bridge. He also suggested looking at the Western Engineering asphalt proposal. Motion by Clausen second by Quist to hold a special Board meeting on June 3 at 11:00 a.m. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Richard Kruse, Clerk of DeSoto Township #2 stated on May 21st the Township approved the abandonment of part of Sheridan Street. The Township's motion further stated any unknown expenses would not be their responsibility. Bryan Wrightson, Cargill, stated they are working out the details with the parties involved. Clerk read a portion of the letter Wrightson had previously submitted to the Board. Paul Rehder, Novozymes was also present. Motion Abariotes and second Clausen to accept the Relinquishment of Right from Township #2 and authorize Road Supt to do Road Study. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

David Scott came to the Board asking reimbursement for damages done to his rental house when the Sheriff's Office served a warrant on the tenants. The door was broken and carpets burned by two flash grenades. Scott had pictures of the damage to the door and carpets. Scott had been advised by the Sheriff's Office to submit these claims to the Board. Sheriff Mike Robinson stated on Aug 15, 2008 Deputies executed a no knock search warrant on a convicted felon suspected of using methamphetamines. Deputies entered but no one was home. Robinson also had pictures of the damage. The safety of the officers was the deciding factor in using the flash grenades. Hinline stated damage should be paid by the tenants. Scott said the tenants were evicted and the house was filthy and in poor condition. Motion Hinline second Clausen to refer this claim to the County Attorney's Office for direction in the matter. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Clerk read an e-mail from Blair Area Chamber of Commerce requesting to hold the Gateway to the West Days craft show on the Courthouse lawn. Chamber had faxed a copy of their insurance coverage for this event. Motion Quist second Clausen to allow the June 13th Gateway to the West craft show on north Courthouse lawn. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Abariotes and Hinline. Johnson absent. Nay: None. Motion carried.

Clerk discussed what dates would work for scheduling Board of Equalization meetings and also discussed a suggestion from the State Auditor's Office on levies of Townships and Fire Districts.

Marj Hoier, Treasurer, had received notification from the State DMV that on the 2011 license plates Counties can decide if they would like to go with alphanumeric plates instead of having the County number. Board agreed to stay with the County #29 plates.

Doug Cook had requested informal bids for the office remodel to move his office from the third floor to the first floor. Cook discussed some confusion on receiving the electrical bids. Board discussed working with Kris Robinson, Building Inspector, to go over the drawing, clearly mark the electrical and do a walk through with the contractors. Cook will submit bids to Board at the June 9 meeting.

At 11:30 a.m. the Board convened as Board of Equalization, see separate minutes. Board adjourned from BOE at 11:32 a.m. and reconvened in regular session. Board recessed for lunch.

Mary Alice Johnsen was present for the afternoon session.

The Arlington Pool Committee submitted an application for a Special Liquor Permit to dispense alcoholic beverages at the Washington County Fairgrounds on July 18, 2009 from 5:00 P.M. to 1:00 A.M. Motion Quist and second Thomsen to adopt Resolution 2009-24. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

RESOLUTION 2009 - 24

WHEREAS, Arlington Pool Committee has filed an application for a Special Liquor Permit to dispense alcoholic beverages at the Washington County Fairgrounds, Arlington, Nebraska:

BE IT RESOLVED THAT the Washington County, Nebraska, Board of Supervisors hereby approves the application of Arlington Pool Committee, and grants permission to use the specific area designated in said application for the hours of 5:00 o'clock P.M. to 1:00 o'clock A.M. from July 18, 2009 through July 19, 2009, for the purpose of dispensing of the alcoholic beverages on said premises; provided however, applicant or its agents shall not enter the premises or dispense alcohol until a Release and Hold Harmless Agreement is executed and delivered in form satisfactory to Washington County and a Certificate of Insurance is on file with the Washington County Clerk showing that Applicants have a commercial general liability insurance policy with limit of liability not less than \$1 Million of combined single limit per occurrence and showing Washington County, Nebraska, as an additional insured.

PASSED, APPROVED, AND ADOPTED this 26 day of May, 2009.

Washington County Board of Supervisors
Duane Wilcox, Chairman

Attest:

Merry Truhlsen, Washington County Clerk

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

PUBLIC HEARINGS 1. Lot Split request of Jason Berg To create an approximate 7.71-acre tract, from Tax Lot 37, Section 1-Township 17 North-Range 11 East. Berg has a buyer for this proposed tract and that property will hook on to the NRD water system. Co Hwy Supt has approved driveway into the property from CR P30. Motion Hinline second Clausen to concur with the Planning Commission that the lot split request of Jason Berg to create an approximate 7.71-acre tract, from Tax Lot 37, Section 1-Township 17 North-Range 11 East of the Sixth P.M. (general location: south side of County Road P30, immediately west of 11641 County Road P30) be approved as presented. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

2. Rezoning request of Jason Berg From A-1 Agriculture Primary to A-LSR Agricultural - Lot Split Residential of a proposed 7.71- acre tract from Tax Lot 37, Section 1-Township 17 North-Range 11 East. Motion Quist second Abariotes to concur with the Planning Commission that the rezoning request of Jason Berg from A-1 Agriculture Primary to A-LSR Agricultural - Lot Split Residential of a proposed 7.71- acre tract from Tax Lot 37, Section 1-Township 17 North-Range 11 East of the Sixth P.M. be approved as presented. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

3. REPORT FROM STAFF The Planning Administrator noted that the file ER 01-01 can be revoked as the final plat of Blue's Spirit Acres (approved last month) supersedes the easement road approved through ER 01-01. Motion Hinline second Quist to concur with the Planning Commission that the approval of Easement Road file #ER 01-01 be revoked, as it is no longer necessary, being replaced by the final plat of Blue's Spirit Acres. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

Abariotes informed the Board of a bid from Bob Gloden Contracting to tear out and replace the concrete by four Courthouse doorways in need of repair in the amount of \$1,600.

Wes Stamp and others were present to address the Board regarding the County budget and audit. Stamp had hand outs for the Board. Pam Daly spoke about budget expenditures, Sarpy Co website, Wash Co website and recommended budget practices from the National Advisory Council on State and Local Budgeting. Stamp raised a question on a segregation of duties issue on four county offices noted in the audit. Paul Piotrowski, of Goracke Ritterbusch Piotrowski, who does the audit for Washington County said this refers to money being collected and is generally small remittances. Gary Pavel, CPA, who completes the budget for Washington County, confirmed Piotrowski's comment that when you don't have many people in an office, this is a common notation. Stamp spoke about payroll costs being attributed to each office, the need for a County fiscal administrator and had examples of how Sarpy County conveys budget information. Pavel stated the County follows the State's budget guidelines. Piotrowski spoke of Counties using the cash basis as opposed to the accrual basis. Carl Lorenzen thanked the Board for their public service and said there is always room to make improvements. Paul Cerio had questions about the County's website. Clerk stated the County's new website is nearing completion. Other comments were made by Robbin Jeffrey and Dennis McCormick. Thomsen spoke of the costly bridge situation the County is experiencing due to changes in the State's re-rating system. Chairman thanked everyone for their comments.

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

GENERAL FUND

EMPLOYEES	Payroll	140,102.35
AMERITAS LIFE INS CORP	Retirement	9,748.47
WASHINGTON COUNTY BANK	FICA	10,724.15
ADVANCE CLEANERS	Serv	37.50
ALLTEL	Serv	160.47
BARTON SOLVENTS INC	Supplies	624.60
BISHOP BUSINESS EQUIPMENT	Serv	766.00
BLACK HILLS ENERGY	Serv	146.84
BLAIR BOOK & SUPPLY CO	Supplies	4.93
BLOOMFIELD PRINTING	Supplies	172.20
CLERK OF DISTRICT COURT	Filing Fees	180.00
CONSTELLATION ENERGY	Serv	3,294.64
CONSTRUCTION BOOK EXPRESS	Supplies	349.95
CONTROL SERVICES INC	Serv	410.00
DEPARTMENT OF MOTOR VEHICLES	Serv	3.00
DICK'S ELECTRIC CO	Serv	65.00
DOUGLAS COUNTY SHERIFF	Serv	41.46
DUGAN BUSINESS FORMS	Supplies	666.37
FEDERAL EXPRESS CORPORATION	Serv	10.00
FORNOFF & SCHUTT PC	Crt Appt Attny	150.00
GATEWAY DEVELOPMENT CORPORATION	Appropriation	25,000.00
NORA H GOLL	Crt Appt Attny	228.00
GREAT PLAINS CHEMICAL COMPANY SOUTH	Serv	270.00
HALL LAW OFFICES, PC LLO	Crt Appt Attny	138.00
HEADSETTERS	Serv	31.11
RONALD E HINELINE	Reimb Mileage	191.40
HOLIDAY INN - KEARNEY	Class Exp	139.90
IDEAL PURE WATER	Serv	9.63
INTERNATIONAL CODE COUNCIL, INC	Membership	100.00

KATSKEE, HENATSCH & SUING	Crt Appt Attny	342.00
KUENY LAW OFFICE	Crt Appt Attny	1,710.00
GAYLE E MAINE	Reimb Mileage	390.47
MCGOUGH LAW P.C., L.L.O.	Crt Appt Attny	1,646.00
MCKINNIS ROOFING & SHEET METAL, INC	Serv	215.50
MEMORIAL COMMUNITY HOSPITAL & STEVEN MENCKE	Serv	1,050.60
MILLS LAW OFFICE	Reimb Mileage	373.71
MOBILE BINDERS	Crt Appt Attny	285.00
NCDA	Supplies	1,822.79
NEBRASKA COUNTY ATTORNEY ASSOC	Dues	210.00
NEXTEL	Seminar	1,363.00
NORTHEAST NEBR JUVENILE SERV INC	Serv	707.04
OFFICE DEPOT	Serv	3,398.75
OFFICE WAREHOUSE	Supplies	112.05
OMAHA PUBLIC POWER DISTRICT	Supplies	352.25
PERSONALIZED COMPUTER SERVICES	Serv	190.72
PHILLIPS 66 - CONOCO - 76	Serv	274.95
POSTMASTER	Fuel	291.68
POSTMASTER	Postage	264.00
REGISTER LAW OFFICE	Postage	589.23
SAPP BROS PETROLEUM, INC	Crt Appt Attny	1,428.00
M SCOTT VANDER SCHAAF	Fuel	96.66
SHOTWELL GLASS	Crt Appt Attny	522.00
SIDNER, SVOBODA, SCHILKE, THOMSEN	Serv	171.70
STATE OF NEBR, AS CENTRAL FINANCE	Crt Appt Attny	1,701.00
STATE OF NEBR, DEPT OF CORRECT SERV	Serv	159.81
TELRITE CORPORATION	Serv	2,335.87
THE CLEANER CO	Serv	211.38
TOWN & COUNTRY PEST CONTROL INC	Supplies	510.37
MERRY TRUHLSEN	Serv	76.00
JENNIFER D WALKINGSTICK	Reimb Mileage	234.74
WASHINGTON COUNTY BANK	Crt Appt Attny	180.00
WEST	Supplies	55.51
WEST PAYMENT CENTER	Supplies	539.00
ROAD FUND		
EMPLOYEES	Supplies	150.15
AMERITAS LIFE INS CORP	Payroll	35,886.71
WASHINGTON COUNTY BANK	Retirement	2,375.18
BOMGAARS	FICA	2,745.28
CALHOUN OIL COMPANY	Supplies	101.85
CEMEX	Fuel	1,620.40
JEFFREY CHRISTENSEN	Rock	19,121.00
CMA TRUCKING	Reimb Electric	150.00
L TOM DEIN	Equip Rental	2,771.80
GENERAL FIRE & SAFETY EQUIP CO	Reimb Electric	150.00
HI-LINE ELECTRICAL & MECHANICAL	Supplies	155.55
INLAND TRUCK PARTS COMPANY	Supplies	93.44
JEO CONSULTING GROUP, INC	Parts	3,080.52
KELLY RYAN EQUIPMENT COMPANY INC	Engineering	12,402.50
KENNARD TRUCKING	Parts	34.13
KNUDSEN OIL & FEED	Equip Rental	3,174.38
RICHARD C KRUSE	Fuel	3,716.43
RICHARD MADSEN	Reimb Electric	150.00
MEDICAL ENTERPRISES, INC	Reimb Electric	150.00
MEMORIAL COMMUNITY HOSPITAL &	Testing	46.00
	Testing	20.80

TROY MENCKE	Reimb Electric	150.00
MIDWEST SERVICE & SALES CO	Culvert Bands	2,036.83
DOUGLAS M MUHSMAN	Reimb Electric	150.00
NEBRASKA IOWA SUPPLY COMPANY	Fuel	2,817.01
NMC EXCHANGE LLC	Parts	1,562.84
PERSONALIZED COMPUTER SERVICES	Serv	110.00
GALE D PETERSON	Reimb Electric	150.00
SAPP BROS PETROLEUM, INC	Fuel	1,191.64
STEVE SORENSEN	Reimb Electric	150.00
STERN OIL CO INC	Oil	2,052.76
WASHCO FEED & SUPPLY	Erosion Control	136.00
WESTERN ENGINEERING COMPANY INC	Asphalt	74,683.83
3M INVOICE	Parts	815.00
COUNTY VISITORS PROMOTION FUND		
BLAIR AREA CHAMBER OF COMMERCE	Gateway W Promo	3,000.00
STATE INSTITUTIONS FUND		
NE HEALTH & HUMAN SERVICES	Serv	180.00
PUBLIC SAFETY COMM PROJECT FUND		
FIRST NATIONAL BANK	Interest Pymt	60,283.75
HWY SAFETY FUND		
LAFAYETTE INSTRUMENT	Polygraph System	3,836.50
COURTHOUSE BOND FUND		
FIRST NATIONAL BANK	Interest Pymt	15,900.00
COURTHOUSE ANNEX BOND FUND		
CHASE BANK	Interest Pymt	20,735.00
COMPUTER FUND		
PERSONALIZED COMPUTER SERVICES	Serv	561.90
WEED FUND		
EMPLOYEES		
AMERITAS LIFE INS CORP	Payroll	1,552.00
WASHINGTON COUNTY BANK	Retirement	104.76
KNUDSEN OIL & FEED	FICA	118.72
NEXTEL	Chemicals	419.40
E 911 FUND	Serv	39.04
GREAT PLAINS COMMUNICATIONS INC	Serv	145.37
MOTOROLA	Serv	4,188.32

There being no further business to come before the Board at this time, it was moved by Clausen and seconded by Hineline that the meeting be adjourned until the Special Board meeting date, Wednesday, June 3, 2009. Vote- Aye: Thomsen, Clausen, Quist, Wilcox, Johnson, Abariotes and Hineline. Nay: None. Motion carried. 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 May 26th meeting of the Washington County Board of Supervisors

Merry M Truhlsen
Washington County Clerk