

September 28, 2010 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 28, 2010 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.

Vice-Chairman, Jeff Quist declared the meeting was in session and that the meeting was being recorded. Vice-Chairman made note that the Open Meetings Law was posted on the door and the north wall. Present: Vice Chairman, Jeff Quist, County Board Members, Linda Thomsen, Kent Clausen, Mary Alice Johnson, Ernest Abariotes and Ron Hinline. Chairman Duane Wilcox was absent. Also present, County Clerk Merry Truhlsen and Deputy County Attorney Ed Talbot.

Hinline stated he had a correction for the minutes, instead of saying speed limit sign it said stop sign. It was moved by Clausen and seconded by Thomsen that the rules be suspended and that the minutes of the September 14, 2010 meeting be approved, with the aforementioned correction, 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, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

It was moved by Hinline and seconded by Abariotes that the rules be suspended and that the minutes of the September 9, 2010 meeting for the public hearing on the 2010-2011 Budget and Levy 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 with correction. Vote- Aye: Thomsen, Quist, Johnson, Abariotes and Hinline. Nay: None. Clausen abstained. Motion carried.

The following correspondence had been received: Dept. of Revenue July Lodging Tax = \$1,307.84. Motion by Clausen and second by Thomsen to receive correspondence and place on file. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

Cheryl Parsons, Road Supt, had several annual documents from the Board of Public Roads Classification and Standard for the Board to act on. Parsons asked the Board to approve the annual Road and Bridge Contracts Report which states the amount spent on armor coating, bituminous surfacing and bridge expenditures on four large projects for the fiscal year July 1, 2009 through June 30, 2010. Motion by Abariotes and second by Hinline to approve the report and place on file. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried. Parsons had an Addendum stating the County has no sales tax. Motion by Thomsen and second by Clausen to authorize the Vice Chairman to sign the addendum. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried. Motion by Clausen and second by Thomsen to approve the Certification stating the minimum design standards have been followed for the Fiscal Year 09-10. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

Parsons read Resolution 2010-42 adopting an agreement between Washington County and Nebr. Dept. of Roads regarding National Bridge Inspection Standards Responsibilities. Motion by Clausen and second by Thomsen to authorize Vice Chairman to sign National Bridge Inspection Standards Responsibilities agreement with State of Nebraska, Dept. of Roads and adopt Resolution 2010-42. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

RESOLUTION NO. 2010 - 42

A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF AN AGREEMENT WITH THE STATE OF NEBRASKA, DEPARTMENT OF ROADS REGARDING THE NATIONAL BRIDGE INSPECTION STANDARDS RESPONSIBILITIES

Be it resolved by the County Board, Washington County, Nebraska that:

1. The County shall enter into an Agreement with the Nebraska Department of Roads for the purpose of defining responsibilities in meeting the National Bridge Inspection Standards.
2. The Vice-Chairperson for the County Board is hereby authorized and directed to execute said agreement on behalf of Washington County, and the County Clerk is authorized to attest said execution.
3. This resolution will be marked Exhibit "A" and a copy attached to each original agreement.

APPROVED AND ADOPTED THIS 28 DAY OF SEPTEMBER, 2010.

Washington County Board of Supervisors
Washington County, Nebraska
Jeff Quist, Vice Chairman

ATTEST: Merry M. Truhlsen, County Clerk

Exhibit "A"

Steve Tonn, Extension Office, has applied to the Blair Area Community Foundation for a grant to improve the East Annex property by converting the open lot into an outdoor environmental education classroom. Tonn asked for a letter of support from the Board to submit with the grant application. Clerk read the letter. Motion by Abariotes and second by Hineline to authorize Vice Chairman to sign. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hineline. Nay: None. Motion carried.

At 10:00 bids were received for a used wheel loader. Clerk opened the 3 proposals: NMC, Inc= 2008 590H Caterpillar for \$149,000, Murphy Tractor & Equipment= 2009 John Deere 644K \$156,875 and Titan Machinery= 2006 Case 821E \$138,000. Board asked the salesmen present: NMC- Jim Fischer, Murphy T&E- Mike Sweetman and Titan Machinery- Jared Wanamaker about various aspects of their bids. Motion by Clausen and second by Abariotes to refer bids to the Road Committee for further review. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hineline. Nay: None. Motion carried.

William Burdess read a letter outlining his thoughts on hiring a County Engineer who could also do surveying for the County. Board talked about State engineering requirements and agreed engineering costs are a big expense. Talbot will look into statutes regarding the County Surveyor and a County Engineer. Jerry Kruse spoke. Hineline made a motion to refer the engineering portion of this discussion to the Road committee. Motion died for lack of a second. Quist asked Parsons to compile an average of engineering fees for the last five years. Board will look at this issue in two weeks. Motion by Abariotes and second by Hineline to place letter on file. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hineline. Nay: None. Motion carried.

The agenda item scheduled at 10:30 was cancelled.

Marj Hoier, County Treasurer gave the Board a list of delinquent taxes that were not sold at the Tax Sale in March. Hoier asked the Board to look the list over and give her direction at the next meeting which ones to issue tax sale certificates on. Hoier had highlighted the ones that were three or more years old. Motion by

Clausen and second by Thomsen to receive the list of delinquent tax sales and place on file. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

John and Jeanne Smith with AFLAC Insurance did a presentation on a new group coverage benefit available to existing groups. Talbot asked to look at the master contract before the Board made a decision.

Roger Gilliland wanted to make the Board aware of problems with the roof on the Law Enforcement Building. The skylights in the exercise room are leaking and the roof mounted AC unit is leaking and rusting. Gilliland stated the flat roof on the rest of the building will also need to be done soon. Gilliland had a proposal from McKinnis Roofing to repair the exercise room skylights and AC. Motion by Clausen and second by Thomsen to have McKinnis Roofing repair the Jail exercise area roof as outlined on their proposal, for \$3,500. Vote- Aye: Thomsen, Clausen, Quist, Johnson, and Abariotes. Nay: Hinline. Motion carried.

At 11:45 a.m. the Board convened as Board of Equalization, see separate minutes. Board adjourned from BOE at 11:57 a.m. and reconvened in regular session.

The 1:00 closed session was cancelled after Deputy Co Atty Talbot and Vice Chairman Quist determined this could be discussed during the regular Board meeting. This matter will be rescheduled.

Doug Cook, Planning Administrator had the following items: PUBLIC HEARINGS: **Lot Split request of Violet E. Stork** to create a 6.75-acre tract from the SE1/4 SE1/4, Section 28-Township 18 North-Range 10 East of the Sixth P.M. (address: 20164 County Road 28). Violet Stork was present. Motion by Hinline and second by Abariotes to concur with the Planning Commission that the Lot Split request of Violet E. Stork to create a 6.75-acre tract from the SE1/4 SE1/4, Section 28-Township 18 North-Range 10 East of the Sixth P.M. be approved as presented. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

Rezoning request of Violet E. Stork from A-1 Agriculture Primary to A-LSR Agriculture – Lot Split Residential, of a proposed 6.75- acre tract from the SE1/4 SE1/4, Section 28-Township 18 North-Range 10 East of the Sixth P.M. Motion by Hinline and second by Thomsen to concur with the Planning Commission that the Rezoning request of Violet E. Stork from A-1 Agriculture Primary to A-LSR Agriculture – Lot Split Residential, of a proposed 6.75-acre tract from the SE1/4 SE1/4, Section 28-Township 18 North-Range 10 East of the Sixth P.M. be approved as presented. Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

OLD BUSINESS September 2010 Conditional Use Permit reviews:

<u>FILE #</u>	<u>APPLICANT</u>	<u>PURPOSE</u>	<u>ADDRESS</u>	<u>RECOMMENDATION</u>
89-03	E. Saville	mfg. home	12247 County Road 25	APPROVE, 5 year review
98-14	B. Diefenbaugh	farm hand mfg home	3030 Horseshoe Lake Ln	APPROVE, 5 year review
91-03	K. Clausen	mfg. home	4420 Clausen Ln	APPROVE, 5 year review
89-01	H. Peterson	farm hand mfg home	22494 Limousin Ln	APPROVE, 5 year review
83-04	R. Mohr	mobile home	10188 Mohr Ln	REVOKE, no longer applicable
84-01	J. Lippincott	s- w m.h.	14255 Stagecoach Ln	APPROVE, 5 year review
09-07	M. Quinn	acc. bldg in sub.	Blue's Spirit Ln	APPROVE, 1 year review
97-05	P. Ruwe	sludge		APPROVE, 1 year review
00-08	Hoegermeyer	sludge		APPROVE, 1 year review
89-05	T. Cameron	sludge		APPROVE, 1 year review
86-02	R. Wilkins	sludge		APPROVE, 1 year review
92-18	R. Wilkins	sludge		APPROVE, 1 year review
91-08	Ruwe's	sludge		APPROVE, 1 year review
93-27	Ruwe's	sludge		APPROVE, 1 year review
05-11	M. Smith	corn milling biosolids		APPROVE, 1 year review

Cook stated the Planning Commission had accepted his recommendations on the conditional use permits. Gordon Andersen, with the City of Omaha was present. Motion by Hinline and second by Abariotes to concur with the Planning Commission and accept the staff's recommendation on CUP reviews # 89-03 (Saville), 98-14 (Diefenbaugh), 91-03 (Clausen), 89-01 (Peterson), 83-04 (Mohr), 84-01 (Lippincott) and 09-07 (Quinn). Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried. Motion by Clausen and second by Thomsen to concur with the Planning Commission and accept the staff's recommendation on CUP reviews # 97-05 (Ruwe), 00-08 (Hoegermeyer), 89-05 (Cameron), 86-02 & 92-18 (Wilkins), 91-08 & 93-27 (Ruwe's) and 05-11 (Smith). Vote- Aye: Thomsen, Clausen, Quist, Johnson, Abariotes and Hinline. Nay: None. Motion carried.

There were no comments from public

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

GENERAL FUND

EMPLOYEES	Payroll 10-1-2010	138,386.12
AMERITAS LIFE INS CORP	Retirement	9,541.29
FORT DEARBORN LIFE INS	Ins	33.09
FORT DEARBORN LIFE INS	Ins	227.37
UNITED HEALTHCARE INS CO	Ins	35,494.35
WASHINGTON COUNTY BANK	FICA	9,797.56
WASHINGTON COUNTY BANK	Ins	6,881.50
ADVANCED CORRECTIONAL HEALTHCARE	Serv	3,956.30
ALLTEL	Serv	143.49
AUTOMATED SYSTEMS INC	Serv	1,488.00
PATRICK G BAXTER	Crt Appt Attny	846.00
BLAIR GARDEN CENTER	Supplies	9.98
LORI A. BLUME	Crt Transcript	52.00
BURT COUNTY COURT	Cert Copies	2.25
CITY OF BLAIR	Serv	664.86
CLAY COUNTY SHERIFFS OFFICE	Serv	40.50
CLERK OF DISTRICT COURT	Filing Fees	996.00
CLERK OF THE SUPREME COURT	Filing Fees	3.47
DICK'S ELECTRIC CO	Serv	719.04
DIESEL POWER EQUIPMENT CO	Serv	557.23
DODGE COUNTY C/O FRED MYTTY	Reimb Costs	9,236.93
DOUGLAS COUNTY COURT	Cert Copies	5.00
DOUGLAS COUNTY SHERIFF	Serv	62.84
EASTERN NEBRASKA HUMAN SERVICES AG	Encor & Aging	23,633.00
FORNOFF & SCHUTT PC	Crt Appt Attny	1,608.00
GALLS, AN ARAMARK COMPANY	Equip	147.93
NORA H GOLL	Crt Appt Attny	528.00
GREAT PLAINS CHEMICAL COMPANY SOUTH	May-Aug Serv	540.00
HALL LAW OFFICES, PC LLO	Crt Appt Attny	2,472.00
HORTON'S HANDCRAFTED QUALITY LLC	Supplies	17.00
IDEAL PURE WATER	Serv	9.63
INTERNATIONAL ASSOC OF CORONERS &	Coroner Costs	100.00
JETTER'S PLUMBING INC	Serv	344.00
STEPHEN J KRAVIEC PC LLO	Child Suport Serv	1,384.61
KUENY & BEGLEY	Crt Appt Attny	366.00
LANCASTER COUNTY SHERIFF	Serv	19.06
BRIAN LUKASIEWICZ	Mowing	200.00

MADISON COUNTY SHERIFF DEPT	Serv	6.00
MEMORIAL COMMUNITY HOSPITAL &	Serv	206.60
MENARDS - FREMONT	Equip	68.44
MILLS LAW OFFICE	Crt Appt Attny	2,730.00
MOBILE BINDERS	Supplies	365.90
MOTOROLA	Equip	748.60
NACO, MEMBERSHIP	Dues	400.00
NE HEALTH & HUMAN SERVICES	Serv	3.00
NEXTEL	Serv	730.38
NO FRILLS SUPERMARKET INC	Jail Supplies	4,227.18
OFFICE DEPOT INC, CHICAGO IL	Supplies	276.80
OFFICE WAREHOUSE	Supplies	909.72
OMAHA PUBLIC POWER DISTRICT	Serv	390.41
WILLIAM OUREN	Coroner Costs	225.00
SUSAN PAULSEN	Reimb Mileage	58.00
PERSONALIZED COMPUTER SERVICES	Serv	137.50
PHILLIPS 66 - CONOCO - 76	Fuel	798.09
POSTMASTER	Co Attny Meter	250.00
POSTMASTER	Treas DMV Oct	427.53
POUNDS PRINTING INC	Supplies	223.00
HUGH P. REEFE	Crt Appt Attny	165.00
SUSAN REFF LAW PC LLO	Crt Appt Attny	312.00
SAUNDERS COUNTY SHERIFF	Serv	18.50
SHUSTER'S WASH TUB	Serv	15.00
SPECTRA ASSOCIATES, INC	Supplies	52.85
STATE OF NEBRASKA	Network Serv	98.25
TALBOT & TRUHLSEN LAW OFFICES LLP	Reimb Filing Fee	125.00
TELRITE CORPORATION	Serv	340.61
THE CLEANER CO	Supplies	900.35
TOWN & COUNTRY PEST CONTROL INC	Serv	76.00
TRAVIS COUNTY CLERK	Serv	12.00
LAW OFFICES OF KELLY HENRY TURNER	Crt Appt Attny	2,637.00
UNITED STATES POSTAL SERVICE	Treas Meter	1,000.00
WASHINGTON COUNTY CLERK	Reimb Postage	29.58
WASHINGTON COUNTY COURT	Cert Copies	7.75
WASHINGTON COUNTY SHERIFF	Serv	134.80
WASHINGTON COUNTY SHERIFF	Reimb Petty Cash	291.70
WATCHGUARD VIDEO	Equip	286.25
WEST PAYMENT CENTER	Subscription	106.00
ROAD FUND		
EMPLOYEES	Payroll	38,462.85
AMERITAS LIFE INS CORP	Retirement	2,615.31
FORT DEARBORN LIFE INS	Ins	22.26
FORT DEARBORN LIFE INS	Ins	54.47
UNITED HEALTHCARE INS CO	Ins	8,810.26
WASHINGTON COUNTY BANK	FICA	2,747.66
WASHINGTON COUNTY BANK	Ins	1,839.50
ARPS RED-E-MIX	Concrete	137.00
BESTCHEM	Supplies	105.68
BOMGAARS	Supplies	56.62
CARQUEST AUTO PARTS MO	Supplies	183.64
ENTERPRISE PUBLISHING CO INC	Subscript	43.00
ERICKSON AUTO BODY	Parts	1,708.08
JEO CONSULTING GROUP, INC	Engineering	778.75
KELLY RYAN EQUIPMENT COMPANY INC	Parts	167.54
KNUDSEN OIL & FEED	Propane	1,668.00

MARTIN MARIETTA MATERIALS	Rock	21,847.64
MEMORIAL COMMUNITY HOSPITAL & MIDWEST SERVICE & SALES CO	Testing	48.30
NEBRASKA IOWA SUPPLY COMPANY	Culverts	1,081.99
DAN NIXON	Fuel	4,400.97
OMAHA SLINGS INC	Equip Rental	265.00
PERSONALIZED COMPUTER SERVICES	Parts	176.74
SAFETY-KLEEN	Serv	42.95
SCHEMMER & ASSOC	Washer Fluid	83.76
SHOTWELL GLASS	Engineering	1,678.50
VICTORS, INC	Parts	350.00
WESTERN ENGINEERING COMPANY INC	Parts	81.12
HARD SURFACE FUND	Overlay	76,301.86
SCHEMMER & ASSOC	Engineering	542.00
E911 FUND		
MOTOROLA	Maintenance	4,236.09

There being no further business to come before the Board at this time, it was moved by Clausen and seconded by Thomsen that the meeting be adjourned until the next regular Board meeting date, Tuesday, October 12, 2010. All members present voted aye. Vice Chairman Quist declared meeting adjourned.

Attest:

Merry M. Truhlsen
Washington County Clerk

Jeff Quist, Vice 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 September 28, 2010 meeting of the Washington County Board of Supervisors.

Merry M. Truhlsen, Washington County Clerk