

**April 24, 2012 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 9:00 a.m. on Tuesday, April 24, 2012 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.

Chairperson, Mary Alice Johnson declared the meeting was in session and that the meeting was being recorded. Chairperson made note that the Open Meetings Law was posted on the door and the north wall. Present: Chairperson, Mary Alice Johnson, County Board Members, Kent Clausen, Jerry Kruse, Jeff Quist, Steven Kruger, Ernest Abariotes and Ron Hinline. Also present, County Clerk Merry Truhlsen.

Motion Kruger second Quist to approve the agenda for April 24, 2012. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. It was moved by Quist and seconded by Kruger that the rules be suspended and that the minutes of the April 10, 2012 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: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

The following correspondence had been received: 2 e-mails from Elaine Menzel with the Nebraska Association of County Officials, 1 regarding changes to the Open Meetings Act and 1 asking if any County Board members were interested in serving on the County Attorney Standards Advisory Council. Motion Quist and second Kruse to receive correspondence and place on file. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Doug Cook discussed a letter received from Insurance Services Office, Inc. In 2006, the ISO did a building code effectiveness grading schedule (BCEGS) on Washington County. At that time the County was classified as a 5 for residential property and a 4 under commercial/industrial property, with 1 being the most favorable. Recently, the ISO did a BCEGS for Washington County. The County received an ISO letter, dated March 28, 2012, stating the BCEGS Classification is a Class 9 for family and commercial/industrial property. One reason given for this regression was that the County is using 2003 Model Codes, which are 3 cycles out of date. Cook had talked to the Board about updating building codes at the July 26, 2011 meeting but the Board decided to take no action at that time. Hinline stressed the importance of raising this classification and cited the adverse effect this will have on the price of homeowners insurance. Cook suggested they have an ISO representative come to explain their options. Board discussed the letter. Motion by Kruger, seconded by Clausen to develop a plan to regain original class and talk to an ISO representative to discuss the BCEGS evaluation. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Board discussed the Substantial Damage Assessment appeals received. Motion by Kruse seconded by Kruger to have the Flood Sub-Committee review the SDAs and discuss this further at the May 8<sup>th</sup> meeting. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Doug Cook, Planning Administrator had the following items:

**CONDITIONAL USE PERMIT 1. Boyer Young Equities XII % Nick Boyer**

To allow a recreational vehicle park on Tax Lots 34, 36, 39 and 40 and the northwest corner of Lot 12 Wildwood Properties, all in Section 29-Township 19 North-Range 12 East of the Sixth P.M. (general location \ address: Riverland RV Park at 10022 Riverside Lane). Motion Clausen, seconded by Quist to open a public hearing. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Cook stated the applicant withdrew the CUP request. Motion Kruger, seconded by Abariotes to close public hearing. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Motion Quist second Clausen to concur with Planning Commission recommendation to acknowledge the applicants withdrawal of the CUP. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

**LOT MERGER 2. Mike Cimino**

Lot Merger of Lot 5R, Block 3, Spring Valley Subdivision and Tax Lot 31 in Section 36-Township 17 North-Range 12 East of the Sixth P.M. into Lots 12 and 13, Block 3, Spring Valley Subdivision, Section 36-Township 17 North-Range 12 East of the Sixth P.M. (addresses: 5424 and 5488 Deer Ridge Lane). Motion Abariotes, second by Kruger to open a public hearing. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Cook explained the request. Motion Kruse, seconded by Clausen to close public hearing. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Motion Abariotes second Kruger to concur with Planning Commission recommendation to approve lot merger as presented. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

OLD BUSINESS

**1. January, February, March 2012 Conditional Use Permit reviews:**

<u>FILE #</u>	<u>APPLICANT</u>	<u>PURPOSE</u>	<u>ADDRESS \LEGAL</u>	<u>RECOMMENDATION</u>
05-02	Martin Hoer	2 homes temporarily	10883 County Road P38A	approve, review in 9 months
11-01	St. Paul Lutheran Church	portable temp. classroom	8951 County Road 9	approve, review in 5 years
09-02	Camp Fontanelle	RV Park	9677 County Road 3	approve, review in 1 year

Cook discussed the conditional use permits. Motion Abariotes second Hinline to concur with Planning Commission recommendation that CUP 05-02 be approved with a review in nine months. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Motion Kruger second Hinline to concur with Planning Commission recommendation that CUP 11-01 be approved with a review in 5 years. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Motion Kruger second Hinline to concur with Planning Commission recommendation that CUP 09-02 be approved with a review in 1 year. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Cook talked about keeping an office phone log as instructed at his recent employee evaluation. Cook asked the Board why, after being in office 21 years, were they requiring this and also asked what the purpose of the phone log was. Clausen, Hinline and Kruse spoke of complaints they had received.

Cheryl Parsons, Road Dept, gave the Board information on the some of the County’s motorgraders. Parsons asked for guidance regarding specs, trade-ins and the purchase of new machines. Board discussed the machines and will discuss this further at the Road Committee meeting.

At 10:00, five bids were received to replace Bridge #C89-00205 on the Burt/Washington County line. Clerk opened the bids. Ron Worcek, Schemmers and Associates, read the following bids: Christensen Bros, Inc for \$293,631.40; JMN Construction LLC for \$349,457.30; McC LLC for \$399,465.30; Dixon Construction Co. for \$282,966.00; and Chas Vrana & Son Construction Co. for \$353,835.62. Worcek briefly discussed aspects of the bids. Peggy Smith, Burt County Highway Superintendent, was present. Motion by Kruger, seconded by Clausen to put this on the Road Committee meeting for May 1, ask Burt County to review the bids by this time and have a representative at the meeting and award the bid on May 1. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Parsons gave the Board a copy of Civil Solutions’ County Road P14 Drainage Analysis Memorandum. In the analysis, Dan Norman recommended using a 24” diameter corrugated steel pipe. Scott Hicks discussed the drainage in the area and his opinion that the culvert should be moved to the west. Jim Realph also said the culvert doesn’t sit in lowest spot and needs to be moved. Board discussed the culvert and notifying land owners. Motion Clausen second Abariotes to send a certified letter to Jeff Kempcke and discuss this further at the Road Committee meeting May 1. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Mike Robinson, Sheriff, told the Board they have researched vehicles available for lease purchase and handed out information on Chevy Silverado pickups and Ford Interceptors. Three vehicles will be traded in. Robinson also handed out information on the cost benefit of having assigned vehicles versus utilizing pool cars and a recent article from the Omaha World Herald regarding Omaha police cars. Board discussed the vehicles. Motion Kruger second Quist to purchase three 2012 Chevrolet Silverado pickups, State price bid at \$26,433 less the trade for a total of \$24,433 per vehicle. Vote-Aye: Clausen, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: Kruse. Motion carried. Sheriff’s Office contacted three local financial institutions for lease/purchase bidding. Motion Quist second Kruger to use Washington County Bank for financing the pickups at a cost of \$25,837.04 each. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Parsons read a letter from the City of Ft Calhoun asking the County to provide the service of sealing the cracks in the City streets. LeRoy Nelson, City Councilman, was present. Parsons said the County would be willing to do this if they could work

on it when they had time, all the streets wouldn't be done this year. Board discussed the request. Parsons and Nelson talked about working with the City street department to determine which streets have priority. Motion Clausen second Abariotes to agree to have the Road Dept work on sealing Ft Calhoun City streets when they had time, charging the City for labor, material and equipment. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Appointed Official Evaluation Committee had done evaluations on appointed department heads and they gave the following recommendations to the Board: Jesse Gonzalez, Maintenance Dept. was present. Gonzalez has been employed for 6 months and at the time of hire was told he would receive an additional \$3,000 on his yearly salary with a favorable review. The Committee felt he has done an excellent job. Motion by Quist, second by Kruger to concur with recommendation that Gonzalez receive an additional \$3,000 on his yearly salary. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Parsons was present. The Committee felt Parsons has been doing a good job and she was commended for her efforts with the flooding situation last year. Motion Quist, second by Kruger to acknowledge Parsons' review was good. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Clausen said Mike Smith, Weed Supt's review wasn't done, but would be put on the next agenda. Kris Robinson, Building Inspector, was out doing inspections so his review will be put on the next agenda also. Cook was present. Clausen said they met with Cook and went over many issues and since then new issues had come to light from different Board members, and at this time the Committee made a recommendation to terminate Cook's employment. Motion Clausen seconded by Quist to terminate Cook's employment with the County. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger and Hinline. Nay: Abariotes. Motion carried. Clausen said Cook would receive a 2 weeks severance pay and Cook was escorted out of the building.

Gonzalez talked about a sidewalk bid with the Board.

Washington County had received a Treasurer's Deed on March 14, 2012, to Tax Lot 20 Section 19-17-12 for non-payment of taxes. Roger Stueckrath paid the taxes on the property. Johnson read the Quit Claim Deed. Motion Clausen second Kruger to authorize Chairman to sign Quit Claim Deed for Tax Lot 20, Section 19-17-12 to Roger Stueckrath. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

The Insurance Committee had not met to discuss the Vision Care Direct insurance. No action taken.

Blair Chamber asked to use the north Courthouse lawn for the Gateway to the West craft show on June 9, from 8:00 until 5:00. Motion Kruger second Hinline to approve using the Courthouse lawn for the craft show. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

East Admah Cemetery Association had submitted their usual \$300.00 maintenance upkeep claim for an abandoned cemetery and had asked for an additional \$50 for cost of gas that has increased. Motion Clausen second Hinline to approve the \$300 claim in this budget year but allow a 15% increase for the abandoned cemetery claims next budget year. Vote-Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

There were no comments from the public. Sheriff Robinson talked to the Board about several issues and asked if the Jail Committee could meet Thursday night.

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

#### **GENERAL FUND**

EMPLOYEES	Payroll 4-13-12	150,946.13
AMERITAS LIFE INS CORP	Retirement	10,436.84
FORT DEARBORN LIFE INS	Ins	30.14
FORT DEARBORN LIFE INS	Ins	274.80
UNITED HEALTHCARE INS CO	Ins	41,020.48
WASHINGTON CO BANK	FICA	10,872.50
WASHINGTON CO BANK	Ins	6,945.00
ADVANCED CORRECTIONAL HEALTHCARE	Serv	2,098.62
BLACK HILLS ENERGY	Serv	179.01
BOMGAARS	Supplies	31.98
BOYDSTON LAW OFFICE LLC	Crt Aptt Attny	1,563.00
CAMPBELL AMAN FUNERAL HOME	Coroner Serv	300.00
CITY OF BLAIR	Serv & Canine	1,156.95

CLERK OF DISTRICT COURT ASSOCIATION	Dues	100.00
CLERK OF DISTRICT COURT	Fees	204.00
CONSOLIDATED MANAGEMENT COMPANY	Training	313.50
CONSTELLATION ENERGY	Serv	458.85
CREIGHTON UNIVERSITY SCHOOL OF LAW	Subscriptions	208.00
JOHN E CRIPE & ASSOCIATES INC	FOP	6,675.00
DELL MARKETING LP	Supplies	321.97
DIESEL POWER EQUIPMENT CO	Serv	374.21
DOUGLAS COUNTY COURT	Cert Copies	4.75
DOUGLAS COUNTY SHERIFF	Serv	19.76
EAKES OFFICE PLUS	Supplies	51.08
EAST ADMAH CEMETERY ASSOC	Maintenance	300.00
EASTERN NEBRASKA HUMAN SERVICES AG	ENCOR & Aging	22,689.00
ELECTION SYSTEMS & SOFTWARE	Ballots	9,759.39
MARY MICHELE ELLIS	Crt Aptt Attny	1,026.00
FORNOFF & SCHUTT PC	Crt Aptt Attny	804.00
JESSE GONZALEZ	Reimb Mileage	27.75
SHURIE GRAEVE	Reimb Mileage	36.63
HARRISON COUNTY CLERK OF COURT	Cert Copies	21.00
HIGHTOWER REFF LAW LLC	Crt Aptt Attny	108.00
MARJORIE HOIER	Reimb Mileage	42.18
INTERNATIONAL CODE COUNCIL	Membership	213.00
DAVID J JASKIERNY LLC	Coroner Serv	900.00
STEPHEN J KRAVIEC PC LLO	Child Suppt Enf	1,500.00
LONG'S OK TIRE STORES	Tires & Serv	2,076.25
MEMORIAL COMMUNITY HOSPITAL & STEVEN MENCKE	Inmates	1,586.72
MILLS LAW OFFICE	Reimb Mileage	26.64
MODERN MARKETING	Crt Aptt Attny	975.00
MONKE BROTHERS FERTILIZER	Promo	2,718.20
MULTI-COUNTY INFORMATION & NACO	Supplies	212.51
NE HEALTH & HUMAN SERVICES	Serv	156.00
NEBRASKA ASSN OF COUNTY TREASURERS	WS Reg	80.00
NO FRILLS SUPERMARKET INC	Serv	243.00
NORTHEAST NEBR JUVENILE SERV INC	WS Reg	100.00
OFFICE DEPOT INC, CHICAGO IL	Inmates	7,206.92
OFFICE NET	Serv	1,531.25
OFFICE WAREHOUSE	Supplies	288.80
OMAHA PUBLIC POWER DISTRICT	Copiers & Supplies	648.52
ORTMEIER'S TV & APPLIANCE INC	Supplies	284.12
WILLIAM H OUREN	Ser	237.72
PAMIDA INC	Supplies	42.96
PHILLIPS 66 - CONOCO - 76	Coroner Serv	75.00
PHOENIX SUPPLY	Supplies	10.98
PITNEY BOWES INC	Fuel	1,453.45
GREGORY A PIVOVAR	Inmates	315.60
POSTMASTER	Postage Machine	978.00
CALVIN POULSEN	Crt Aptt Attny	555.00
POUNDS PRINTING INC	May DMV	660.80
QUALITY PRINTING & OFFICE SUPPLIES	GIS Serv	1,176.00
REGION 6, BEHAVIORAL HEALTHCARE	Supplies	1,280.00
ROHRIG ANIMAL HOSPITAL	Supplies	512.11
SECRETARY OF STATE NOTARY DIVISION	Appropriation	11,202.00
STATE OF NEBRASKA	Supplies	175.27
STATE OF NEBR, DEPT OF CORRECT SERV	Notary	152.25
TELRITE CORPORATION	Network	98.25
TOWN & COUNTRY PEST CONTROL INC	Safekeeping	483.36
	Serv	407.16
	Serv	76.00

ADAM R TRIPP	Crt Aptt Attny	2,916.00
MERRY TRUHLSEN	Recycle Fees	88.31
ULTRA CAR WASH	Serv	200.00
VERIZON WIRELESS	Serv	66.47
VERIZON WIRELESS	Serv	43.03
VERIZON WIRELESS	Serv	152.58
JENNIFER D WALKINGSTICK	Crt Aptt Attny	510.00
WASHCO FEED & SUPPLY	Supplies	39.99
WASHINGTON COUNTY COURT	Cert Copies	4.75
WASHINGTON COUNTY SHERIFF	Serv	67.20
WEST PAYMENT CENTER	Subscriptions	252.00
<b>ROAD FUND</b>		
EMPLOYEES	Payroll 4-13-12	35,425.82
AMERITAS LIFE INS CORP	Retirement	2,391.25
FORT DEARBORN LIFE INS	Ins	21.57
FORT DEARBORN LIFE INS	Ins	62.85
UNITED HEALTHCARE INS CO	Ins	9,626.59
WASHINGTON CO BANK	FICA	2,648.87
WASHINGTON CO BANK	Ins	1,839.00
AA WHEEL & TRUCK SUPPLY INC	Parts	53.64
ARPS RED-E-MIX	Concrete	390.00
B'S ENTERPRISE INC	Signs	1,782.50
BADGER BODY EQUIPMENT COMPANY	Parts	333.00
BARCO MUNICIPAL PRODUCTS INC	Supplies	119.94
BOMGAARS	Supplies	151.29
BRAKKAN TRUCKING	Equip Rental	3,540.69
CARQUEST AUTO PARTS STORES	Parts	104.90
CMA TRUCKING INC	Equip Rental	2,796.73
CNH/TITAN ACCESS ACCOUNT	Parts	54.29
COUNTRY TIRE INC	Tires	94.00
FASTENAL COMPANY	Shop Supplies	81.92
HI-LINE INC	Shop Supplies	82.66
JEO CONSULTING GROUP, INC	Engineering	6,605.00
JOHN DEERE FINANCIAL	Motorgrader Payment	3,153.36
KENNARD TRANSFER	Equip Rental	6,384.46
RONALD KERSTETTER	Equip Rental	5,967.68
KMG PARTNERS, LLC	Gravel	15,344.40
KNUDSEN OIL & FEED	Fuel	8,686.23
MALLARD SAND & GRAVEL CO	Gravel	31,020.16
MARTIN MARIETTA MATERIALS	Rock	26,749.61
MEDICAL ENTERPRISES, INC	Testing	62.00
MEMORIAL COMMUNITY HOSPITAL &	Testing	231.90
MIDWEST FENCE COMPANY	Guard Rail	7,950.00
NEBRASKA IOWA SUPPLY COMPANY	Fuel	8,103.61
NMC EXCHANGE LLC	Parts	7,012.12
OFFICE NET	Supplies	11.37
OLSON & STEWART CONSTRUCTION	Equip Rental	1,170.64
POUNDS PRINTING INC	Supplies	52.00
SAPP BROS, INC	Fuel	3,780.00
MICHAEL R SCHNUELLE SR	Parts	350.00
SMITHERS INC	Landscaping	5,920.00
WASHCO FEED & SUPPLY	Erosion Control	925.95
<b>HARD-SURFACING FUND</b>		
JEO CONSULTING GROUP, INC	Engineering	995.00
<b>911 ENHANCED WIRELESS SERV FUND</b>		
GREAT PLAINS COMMUNICATIONS INC	Serv	56.68
<b>E 911 FUND</b>		
GREAT PLAINS COMMUNICATIONS INC	Serv	56.69

There being no further business to come before the Board at this time, it was moved by Kruse and seconded by Clausen that the meeting be adjourned until the next regular Board meeting date, Tuesday, May 8, 2012. All members present voted aye, Chairperson declared meeting adjourned.

Attest: Merry M. Truhlsen  
Washington County Clerk

Mary Alice Johnson, Chairperson  
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 April 24, 2012 meeting of the Washington County Board of Supervisors.

Merry M. Truhlsen  
Washington County Clerk