

**April 23, 2013 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 8:35 a.m. on Tuesday, April 23, 2013 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 Jeff Quist declared the meeting was in session and that the meeting was being recorded. Chairman made note that the Open Meetings Law was posted on the door and the north wall. Present: Chairman, Jeff Quist, County Board Members, Paul Cerio, Jerry Kruse, Mary Alice Johnson, Steven Kruger, Ernest Abariotes and Ron Hinline. Also present, County Clerk Merry Truhlsen.

Motion Kruse second Kruger to approve the agenda for April 23, 2013. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

It was moved by Kruse and seconded by Johnson that the rules be suspended and that the minutes of the Apr 9, 2013 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. Cerio said he would like some corrections regarding the Ft Calhoun students presentations. Board voted on motion- Vote- Aye: Kruse, Kruger and Abariotes. Nay: Cerio, Johnson, Quist and Hinline. Noes have it, motion is lost. Cerio moved, seconded by Hinline to approve minutes with corrections Cerio will provide. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

The following correspondence had been received: Dept of Rev Feb Lodging tax is \$693.78 and a letter from District Judge John Samson and County Judge Matthew Samuelson regarding increasing the court appointed attorney hourly rate to \$75.00/hour. Motion Kruger and second Abariotes to receive correspondence and place on file. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Chairman stated the update on the engineering of Ft Calhoun West Project RS-3840(7) and removing the culverts will be moved to the May14th agenda. Motion Kruger second Cerio to postpone these items until the next meeting. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Board had received a copy of the agreement and corresponding resolution for inspection and load re-rating on county fracture critical bridges with Dept of Roads. The cost to the County for this work for 16 bridges is approximately \$6,477.92, minus soft match credit. Clerk read resolution. Motion Kruger, second by Hinline to approve the Nebraska Dept. of Roads 2013 Fracture Critical Bridge Inspections/Load Re-ratings agreement and adopt Resolution 2013-8, subject to review by County Attorney's office. Vote- Aye: Cerio, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

RESOLUTION 2013-8

SIGNING OF A PROGRAM AGREEMENT FOR 2013 FRACTURE CRITICAL BRIDGE INSPECTIONS

Whereas: the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds.

Whereas: Washington County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

Whereas: Washington County and the NDOR wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.

Be It Resolved: by the Board of Supervisors of Washington County that:

Jeff Quist, Chair of the Washington County Board of Supervisors is hereby authorized to sign the attached Program Agreement between Washington County and the NDOR.

Project No. STP-NBIS(99)

Control No. 00886

Project Name: 2013 Statewide Fracture Critical Bridge Inspections

Adopted this 23 day of April, 2013 at Blair, Nebraska.

The Board of Supervisors of Washington County: Ronald E. Hinline, Jeff Quist
Jerry Kruse, Mary Alice Johnson, Paul Cerio, Steven Kruger, G. Ernest Abariotes

Attest: Merry M. Truhlsen, Washington County Clerk

Communications Capt. Phil Brazelton and Sheriff Mike Robinson discussed an upgrade agreement with Motorola for the countywide radio system. Brazelton said in the past there was grant money to cover the cost of upgrades, now the County must pay for this. The upgrade will cover software, hardware and implementation services for one system infrastructure upgrade in a two-year period. Motion Johnson second Hinline to approve the ASTRO 25 System Upgrade Agreement II (SUA II) at an annual cost of \$19,500, pending review by the County Attorney's office. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Dennis McCormick discussed the county sending a bill to Tim Andersen for damage on CR34 and CR38 ditches. Kruger said Hwy Supt Cheryl Parsons will send a bill to Andersen for both sites at the request of the Board. Later in the morning, Joyce Graybill, whose property is on CR38, informed the Board she had received an e-mail from OPPD, and OPPD will be sending a bill to Andersen for damages on CR38. Tim Andersen was present at this time. Andersen said he thought this issue was closed and said he has cleaned out ditches before and it has not been an issue. Andersen said there were no County regulations or permits in place at the time this was done and he had permission from the Road Dept. Pam Daly, Robbin Jeffrey and Wes Stamp spoke in favor of sending Andersen a bill.

Quist said he and Kruger went to the NRD meeting where merging Washington County Rural Water Project #1 & #2 was discussed. Quist said RWP#1 comes out of Omaha, serves the Ft Calhoun area and is financially solvent. RWP#2 is a different project that comes out of Blair and is having financial problems. The County paid to upgrade the line for future expansion on RWP#2. The NRD wants to combine RWP#1 & 2. Board discussed this proposal. Robbin Jeffrey spoke. Motion Cerio second Johnson to send a letter to the Papio-Missouri River NRD expressing Board's concern for merging WCRWP#1 & #2. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Arlington Youth Sports applied to the Nebr Liquor Control Commission for a Special Designated Liquor License for a tractor pull at Wash Co Fairgrounds. This fundraiser will be held on June 22, 2013. Clerk read resolution. Motion Kruse second Kruger to adopt Resolution 2013-10 recommending approval of the application. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

RESOLUTION 2013 – 10

WHEREAS, Arlington Youth Sports, has filed an application for a Special Designated License with the Nebraska Liquor Control Commission to dispense alcoholic beverages at a Tractor Pull fundraiser at the Washington County Fairgrounds, Arlington, Nebraska.

BE IT RESOLVED THAT the Washington County, Nebraska, Board of Supervisors hereby recommends approval of the application of Arlington Youth Sports, to use the area designated in said application on: June 22, 2013, for the hours of 4:00 PM to 1:00 AM, for the purpose of dispensing of the alcoholic beverages on said premises.

PASSED, APPROVED, AND ADOPTED this 23 day of April, 2013.

Washington County Board of Supervisors
Jeff Quist, Chairman

Attest: Merry Truhlsen, County Clerk

Tanna Wirtz, Planning & Zoning had one conditional use permit for the Board's review:

<u>FILE #</u>	<u>APPLICANT</u>	<u>PURPOSE</u>	<u>STAFF RECOMMENDATION</u>
94-11	Tom & Carol Kyril	Family Child Care Home	Renew 5 year

Wirtz discussed the CUP. Motion Johnson second Kruse to concur with the Planning Commission recommendation to renew CUP 94-11 with a review in five years. Vote- Aye: Clausen, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Wirtz also updated the Board on 911 addressing at DeSoto Park Estates, amending zoning regulations regarding biosolids and updating the County's flood-plain resolution.

Ben Scherer and Pam Daly, members of the advisory committee for Region 6 Behavioral Healthcare, discussed their request for the Board to send a letter asking for data by county from Region 6. Daly read the letter she drafted which said this information would, among other things, assess the extent to which county residents use Region 6 services, measure the impact of interventions and improve access to treatment. The Magellan Company, who contracts with the State, is the administrative branch that compiles data for Region 6. Patricia Jurjevich, Regional Administrator with Region 6 Behavioral Healthcare, talked of the difficulty of obtaining data from Magellan and said there is no connection between the payment data and the demographic data for Behavioral Healthcare. Jurjevich said they have made numerous requests for improved access to information. Board discussed the information and the method of determining the County's contributions to Region 6. Scherer and Jurjevich talked about the procedures for emergency protective custody. Robbin Jeffrey spoke. Motion Hinline second Abariotes to send a letter to the 5 people listed, after the County Attorney's office reviews it. Vote- Aye: Cerio, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

At 10:00 AM a public hearing was held to consider a new application for a Class C Liquor License for Riverview Park LLC. Motion Abariotes second Kruse to open the public hearing. Vote- Aye: Cerio, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Jason Armstrong discussed the recreational vehicle park, called Riverview Park, they are constructing and said they would like to operate a convenience store for campers. Board discussed the application with Armstrong. There were no comments from the public. Motion Kruse second Kruger to close public hearing. Vote- Aye: Cerio, Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: None. Motion carried. Clerk read the resolution. Motion Kruse second Kruger to adopt Resolution 2013-9 recommending approval of the Class C Liquor License for Riverview Park LLC. Vote- Aye: Kruse, Quist, Johnson, Kruger, Abariotes and Hinline. Nay: Cerio. Motion carried.

RESOLUTION 2013 – 9

WHEREAS, Riverview Park, LLC dba Riverview Park, LLC, 10022 County Road 14, Blair, NE 68008, has filed a new application for Class C Liquor License (Beer, Wine, Distilled Spirits, On and Off Sale) with the Nebraska Liquor Control Commission;

BE IT RESOLVED THAT the Washington County, Nebraska, Board of Supervisors hereby recommends approval of the application of Riverview Park, LLC for a Class C Liquor License.

PASSED, APPROVED, AND ADOPTED this 23 day of April, 2013.

Washington County Board of Supervisors
Jeff Quist, Chairman

Attest: Merry Truhlsen, County Clerk

Johnson discussed the Personnel Committee's 6 month review of the Planning Administrator and said the committee's recommendation is to raise her annual salary by \$1,500, making it \$49,500. Motion Johnson second Kruse to approve an annual pay increase of \$1,500 for the Planning Administrator. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Kruger stated he attended the Legislative Day for County Officials and said it was informative. There were no comments on legislative bills

Kruger, Chairman of Finance Committee, went over the Committee's recommended budget timeline. Kruger said this provides a general outline that could be used in future years. Kruger moved, seconded by Johnson to adopt the Finance Committee's budget timeline. Board discussed the timeline and having evening meetings. Robbin Jeffrey spoke. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hinline. Nay: None. Motion carried.

Chair said the next agenda item is determining who is going to prepare the budget. Kruger said Pete Petersen, from Ogallala, would agree to be the County's budget consultant for \$3,000 plus mileage. Kruger said he also talked to Clerk Truhlsen about preparing the budget. Kruger moved, seconded by Kruse, to hire Truhlsen to do the budget for \$3,000. Board discussed the motion. Hineline said paying the Clerk must be done in a public bidding process according to state statute. Kruger and Kruse withdrew their motion until the County Attorney could review the statute. Discussion continued regarding the budget and the budget making authority. Robbin Jeffrey and Pam Daly spoke. Kruger moved, seconded by Hineline, to table discussion at this time, and before the next meeting, define the budget making authority and have the County Attorney office review State Statute 49-14,102. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Chair asked if there were any Committee reports: Kruger said the Jail Committee sent the changes suggested by the Board to Prochaska and asked if everyone was ready to vote on the law enforcement contract. If there are any more comments, please let Kruger know. Hineline talked about Three Rivers Health Department. The Technology Committee is meeting Friday.

Comments from the public- Pam Daly, Dennis McCormick and Scott Japp spoke.

At 11:40 am motion was made by Johnson and seconded by Kruger to enter into closed session. Vote- Aye: Cerio, Johnson, Quist, Kruger, Abariotes and Hineline. Kruse absent. Nay: None. Motion carried. Chairman stated the reason for the closed session was in order to protect the public interest with respect to Sheriff's Office FOP labor negotiations and litigation. Kruse was present. At 12:23 pm, motion by Kruse and second by Abariotes to end closed session. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Chairman again stated the reason for the closed session was in order to protect the public interest with respect to Sheriff's Office FOP labor negotiations and litigation. No action was taken.

Claims were received and reviewed, claim for Gene Ohrt was postponed until May 28, following which it was moved by Kruger and seconded by Kruse that the following claims be allowed and Clerk ordered to issue warrants on the various funds for the same. Vote- Aye: Cerio, Kruse, Johnson, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

GENERAL FUND

EMPLOYEES	Payroll 4-11-13	140,323.44
AMERITAS LIFE INS CORP	Retirement	9,579.17
DEARBORN NATIONAL	Ins	306.05
DEARBORN NATIONAL	Ins	27.48
UNITED HEALTHCARE INS CO	Ins	37,844.26
WASHINGTON CO BANK	FICA	10,013.38
WASHINGTON CO BANK	Ins	7,149.00
ALAMAR UNIFORMS	Supplies	877.79
BLACK HILLS ENERGY	Serv	436.73
BURT COUNTY COURT	Copies	2.25
CLERK OF DISTRICT COURT	Filing Fees	128.00
CONSOLIDATED MANAGEMENT COMPANY	Training Exp	215.75
CREIGHTON MEDICAL LABORATORIES	Coroner Serv	1,234.91
DOUGLAS COUNTY SHERIFF	Serv	124.04
DUGAN BUSINESS FORMS	Supplies	276.56
EAKES OFFICE PLUS	Supplies	443.72
ENTERPRISE PUBLISHING CO INC	Supplies	220.50
FARM & HOME PUBLISHERS LTD	Plat Books	169.50
FORNOFF & SCHUTT PC	Crt Appt Attny	228.00
PAUL GNABASIK	Crt Appt Attny	360.00
JESSE GONZALEZ	Reimb Mileage	45.20
HARRISON COUNTY SHERIFF OFFICE	Serv	26.70
HEADSETTERS	Sheriff Parts	91.38
DAVID J JASKIERNY LLC	Coroner Serv	940.00
STEPHEN J KRAVIEC PC LLO	Child Support Enf	1,500.00
KUENY & BEGLEY LAW OFFICES	Crt Appt Attny	1,470.00
LARSON KUPER WENNINGHOFF PC LLO	Crt Appt Attny	492.00
LONG'S OK TIRE STORES	Serv	923.55
MADISON COUNTY SHERIFF DEPT	Serv	16.12
MCGOUGH LAW P.C., L.L.O.	Crt Appt Attny	396.00

MIDWEST SPECIAL SERVICES INC	Inmate Transport	1,167.60
MILLS LAW OFFICE	Crt Appt Attny	510.00
MONONA COUNTY SHERIFF'S OFFICE	Serv	24.04
MOTOROLA	Test Equip	92.00
MULTI-COUNTY INFORMATION & NE HEALTH & HUMAN SERVICES	Equip	692.16
NEBRASKA LOESS HILLS, R C & D INC	Lincoln Serv	93.00
NEBRASKA PUBLIC HEALTH ENVIRO LAB	Annual Support	1,500.00
NEBRASKA STATE PATROL FOUNDATION	Serv	98.00
GLADYS NELSON	STOP Program	2,000.00
NO FRILLS / BAG N SAVE	Serv	127.50
NORTHEAST NEBR JUVENILE SERV INC	Jail Supplies	8,144.46
O'REILLY AUTOMOTIVE INC	Serv	507.50
OFFICE NET	Supplies	37.52
OFFICE WAREHOUSE	Supplies	273.24
OLSEN LAW OFFICES PC LLO	Supplies	175.84
OMAHA PUBLIC POWER DISTRICT	Crt Appt Attny	1,980.00
PATRICK A. OMAN	Serv	244.36
PERSONALIZED COMPUTER SERVICES	Crt Appt Attny	555.00
PETERS PERSONNEL, INC	Serv	761.47
PHILLIPS 66 - CONOCO - 76	Placement Fee	520.00
PHOENIX SUPPLY	Fuel	1,912.78
POSTMASTER	Supplies	186.52
CALVIN POULSEN	DMV May	685.64
POUNDS PRINTING INC	GIS Serv	1,323.00
QUALITY PRINTING & OFFICE SUPPLIES	Supplies	643.00
REDFIELD & COMPANY INC	Supplies	486.19
REGION 6, BEHAVIORAL HEALTHCARE	Supplies	430.06
KRISANNE C WEIMER	Appropriation	11,202.00
REYZLIK ACE HARDWARE	Crt Appt Attny	354.00
ROHRIG ANIMAL HOSPITAL	Supplies	19.96
PATRICK R RUNGE	Serv Panzer	451.95
SARPY COUNTY SHERIFF	Crt Appt Attny	1,110.00
SE SMITH & SONS	Serv	33.60
SECRETARY OF STATE, JOHN A GALE	Supplies	14.17
SHOTWELL GLASS LLC	Copies	40.00
SHREDDING SOLUTIONS	Serv	240.00
SIDNER, SVOBODA,SCHILKE,THOMSEN	Serv	35.00
SPRINT	Crt Appt Attny	264.00
STATE OF NEBR, AS CENTRAL SERVICES	Serv	37.88
TELRITE CORPORATION	State Network	98.25
THE CLEANER CO	Serv	342.75
THOMSON REUTERS - WEST	Supplies	458.42
TOWN & COUNTRY PEST CONTROL INC	Subscriptions	556.04
ULTRA CAR WASH	Serv	76.00
UNITED STATES POSTAL SERVICE	Serv	200.00
US PRINTER SUPPLIES INC	Meter	6,000.00
VERIZON WIRELESS	Supplies	552.54
VERIZON WIRELESS	Serv	66.21
WASHINGTON COUNTY ATTORNEYS	Serv	40.01
WASHINGTON COUNTY BANK	Certified Copies	183.59
WASHINGTON COUNTY COURT	Supplies	52.25
WASHINGTON COUNTY SHERIFF	Certified Copies	9.50
WASHINGTON COUNTY SHERIFF	Child Support Enf	91.10
WASHINGTON COUNTY SHERIFF	Cost on Fees	952.65
WASHINGTON COUNTY TREASURER	Burt-Wash Drainage	5,106.96
WOODHOUSE FORD INC	Serv	571.46
ROAD FUND		
EMPLOYEES	Payroll 4-11-13	39,289.45

AMERITAS LIFE INS CORP	Retirement	2,652.04
DEARBORN NATIONAL	Ins	73.58
DEARBORN NATIONAL	Ins	20.29
UNITED HEALTHCARE INS CO	Ins	9,834.60
WASHINGTON CO BANK	FICA	2,834.55
WASHINGTON CO BANK	Ins	1,906.50
A+UNITED RADIATOR REPAIR	Parts	165.00
BOMGAARS	Parts	53.30
BRAKKAN TRUCKING INC	Equip Rental	1,063.18
CMA TRUCKING INC	Equip Rental	1,448.88
ENTERPRISE PUBLISHING CO INC	Notices	407.17
FASTENAL COMPANY	Supplies	101.11
HI-LINE INC	Supplies	58.00
JEO CONSULTING GROUP, INC	Engineering	2,691.50
KENNARD TRANSFER	Equip Rental	3,133.92
RONALD KERSTETTER	Equip Rental	4,643.28
KNUDSEN OIL & FEED	Fuel	11,484.04
LOGAN CONTRACTORS SUPPLY INC	Oil	344.75
LYMAN-RICHEY SAND & GRAVEL COMPANY	Gravel	34,946.37
MARTIN MARIETTA MATERIALS	Rock	3,493.73
NEBRASKA IOWA SUPPLY COMPANY	Fuel	10,479.21
NMC EXCHANGE LLC	Parts	1,421.30
NORTHERN TRUCK EQUIPMENT CORP	Equip	1,744.60
OFFICE NET	Supplies	158.12
OMAHA SLINGS INC	Parts	437.12
CHERYL K PARSONS	Reimb WS Exp	21.98
PEERLESS ENERGY SYSTEMS	Parts	172.75
PLAINS EQUIPMENT GROUP	Used Tractor	60,000.00
SAPP BROS, INC	Fuel	2,847.50
STA-BILT CONSTRUCTION CO	Asphalt	940.00
WINGATE BY WYNDHAM	WS Exp	77.00
HARD SURFACE FUND		
JEO CONSULTING GROUP, INC	Engineering	1,632.50
HWY SAFETY FUND		
EMPLOYEES	Payroll 4-11-13	2,180.12
AMERITAS LIFE INS CORP	Retirement	156.68
WASHINGTON CO BANK	FICA	166.80

There being no further business to come before the Board at this time, it was moved by Kruse and seconded by Cerio that the meeting be adjourned until the next regular Board meeting date, Tuesday, May 14, 2013. All members present voted aye, Chairman declared meeting adjourned. Board went to take a quarterly visit to the jail.

Attest: Merry M. Truhlsen
Washington County Clerk

Jeff Quist, 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 April 23, 2013 meeting of the Washington County Board of Supervisors.

Merry M. Truhlsen
Washington County Clerk