June 25, 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, June 25, 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, Steven Kruger, Ernest Abariotes and Ron Hineline. Mary Alice Johnson was absent. Also present, County Clerk Merry Truhlsen.

Motion Kruger second Hineline to approve the agenda for June 25, 2013. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Motion by Kruse and second by Abariotes that the rules be suspended and that the minutes of the June 11th 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: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Hineline had received an e-mail regarding comments about the SOBY conditional use permit.

Cheryl Parsons, Hwy Supt, Road Dept, had received the revised Temporary Easement Extension for Co Rd P30 (quarry road) from Martin-Marietta Materials Co. Parsons read the easement. Motion Kruger second Hineline to enter into the extension of easement on County Road P30 with Martin Marietta Materials Inc. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Parsons said the purchase of two new motor graders was discussed at the Road Committee meeting. Committee's recommendation was to purchase two Cat 140M2's. Motion Kruger second Hineline to accept the low bid and purchase 2 Caterpillar 140M2's at \$265,000 each, trading in a 2006 Cat and a 2007 Cat making the purchase prices with trade-ins \$140,916 and \$131,416. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Dan Norman of Civil Solutions discussed the asphalt project for 2013. Chairman signed the Certificate of Substantial Completion which noted the repairs done on Co Rd 14. Motion by Kruger second Kruse to approve Change Order No. 1 for \$219,536.78. Vote- Aye: Kruse, Quist, Kruger, Abariotes and Hineline. Nay: Cerio. Motion carried. Norman next discussed the final payment to close out the project and said he should be receiving the Consent of Surety to final payment. Motion Kruger second Abariotes to pay Western Engineering Co Inc \$837,066.78 but hold check until Norman advises us to mail. Vote-Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Kruger said sharing the cost of repairs in the amount of \$4,923 to that part of the Herman-Scribner Road located in the Village of Herman was discussed at the Road Committee meeting. Parsons said there is more truck traffic using this road due to the poor condition of Hwy 91 and this has caused damage. Motion Abariotes second Kruse to pay \$2461.50 to the Village of Herman for road repairs. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Rick Cunningham, Larry Humberstone and other representatives of the Cottonwood Creek Homeowners Assoc. were present to request the County take over the maintenance of roads in the subdivision. Cunningham discussed the roads with the Board. Dennis McCormick spoke against the County taking over the roads. Humberstone discussed the cost of road maintenance. Motion Kruger second Kruse to table this until further information was obtained from Hwy Supt and Homeowners Assoc. Vote-Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Clerk read resolution transferring \$7,000 from the Jail budget to Sheriff's budget, to cover fuel and FOP negotiation costs. Motion Abariotes second Kruger to adopt Resolution 2013-18. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

RESOLUTION 2013 – 18

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

WHEREAS, the Washington County Board of Supervisors agrees that funds should be transferred into the General Fund County Sheriff budget, in order to cover the expenses for the 2012-2013 Budget year,

NOW, THEREFORE, BE IT RESOLVED that there be a transfer in the amount of \$7,000.00 from the County Jail Budget 0100 67100 23000 Medical and Hospital into the following Sheriff's Office budget line item: 0100 65100 10202 Deputy Salary.

WHEREAS, the Chairman of the Washington County Board of Supervisors is hereby authorized by the Board to execute the Resolution herein and the County Clerk is authorized to make said transfer and file resolution.

APPROVED AND ADOPTED this 25th day of June, 2013

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

Attest: Merry M. Truhlsen, Co Clerk

District Judge, John Samson, discussed changing the rate for Court-Appointed Attorneys, from \$60 to \$75 per hour and discussed the rates paid in other counties.

Gary Lambrecht, President of the Washington County Ag Society, discussed the liquor permit for the County Fair. Motion Kruse second Kruger to adopt Resolution 2013-17. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

RESOLUTION 2013 - 17

WHEREAS, Washington County Ag Society 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 Washington County Ag Society, and grants permission to use the specific area designated in said application for the hours of 12:00 o'clock P.M. to 1:00 o'clock A.M. on July 26, 27, 29, 30 and 31, and from 12:30 o'clock P.M. to 1:00 A.M. on Sunday, July 28, 2013 for the purpose of dispensing of the alcoholic beverages on said premises.

PASSED, APPROVED AND ADOPTED this 25 day of June, 2013.

Washington County Board of Supervisors Jeff Quist, Chairman

Attest: Merry Truhlsen, Washington County Clerk

Tanna Wirtz, Planning & Zoning Administrator had the following items:

LOT SPLIT **1. Lot Split Request of Warren and Norman Jensen** To create an approximate 7.5-acre tract, from Tax Lot 8, Section 28-Township 18-Range 10 (general location: 8302 County Road 15 Arlington, NE). Motion Kruger second Abariotes to open public hearing. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Wirtz discussed the lot split. Motion Kruger second Kruse to close public hearing. Aye: Cerio, Kruse, Quist, Kruger of Variotes and Hineline. Nay: None. Motion carried. Wirtz discussed the lot split. Motion carried. Motion by Abariotes second by Kruse to concur with Planning Commission

recommendation to approve as presented. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

REZONING **2. Rezoning request of Warren and Norman Jensen** From A-1 Agriculture Primary to A-LSR Agricultural -Lot Split Residential of a proposed 7.5-acre tract from Tax Lot 8, Section 28-Township 18-Range 10 (general location: 8302 County Road 15 Arlington, NE). Motion Kruger second Hineline to open public hearing. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Wirtz discussed the rezoning request. Motion Kruger second Hineline to close public hearing. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Motion by Abariotes second by Hineline to concur with Planning Commission recommendation to approve as presented. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

CONDITIONAL USE PERMIT **3.** Conditional Use Permit Request of Walter Peterson, C/O John & Joy Soby, Soby Ranch Ministry. Request to allow for the limited operation of an animal assisted therapy and petting zoo ministry from Lot 9 Kaers Addition Section 35-Township 17-Range 12 (location: 6167 Co Rd 40 Ft Calhoun, NE) Motion Kruger second Hineline to open public hearing. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Wirtz discussed the CUP. Applicants were not present. Greg Drew, Attorney for Shadow LLC, adjoining property owner, spoke of reasons for opposing the CUP. Motion Abariotes second Hineline to close public hearing. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. Motion by Kruger second by Kruse to concur with Planning Commission recommendation to deny the CUP. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

CONDITIONAL USE PERMIT **4.** Conditional Use Permit Request of Rhea Cattle Co. c/o William Rhea III Request to allow for a house trailer for a farm hand on a .83acrea tract on Lot 1 Section 2-Township 17-Range 10 (general location: 1 mile north Hwy 30; NE corner of Co Rd 32 and Co Rd 19, Arlington, NE. Old School House site). Wirtz said Rhea requested the CUP be put on hold. Motion by Kruse second by Kruger to concur with Planning Commission recommendation to table this CUP at the request of William Rhea III. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Kruger said the Finance Committee met to discuss the Consumer Price Index and how it relates to raises, as stated in the budget timeline. The CPI for May is 1.8%. Finance Committee's recommendation to the Board is to notify the department heads and recommend that raises not exceed 1.8%. Wm Burdess and Scott Japp spoke. Motion Hineline second Kruse to accept Finance Committee's recommendation that employee raises for July 1, 2013 not exceed 1.8%. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Susie Paulsen, District Court Clerk, presented the annual Child Support Agreement with Health & Human Services for the Board's approval. According to this agreement the State will reimburse a portion of the Clerk of District Court's office wages, travel expenses and supplies as it relates to child support enforcement. Motion Kruse second Abariotes to authorize Chairman to sign the HHS Child Support Agreement. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Jesse Gonzalez, Courthouse Maintenance, went through the Control Services Contract for 2013-2014 for HVAC equipment. Board discussed the contract with Gonzalez and how this year went. Motion Kruse second Abariotes to authorize chairman to sign the Control Services Maintenance Agreement for Building Environmental Systems for 200 hours at \$91 per hour. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Comments from public: Scott Japp asked the Board to request a financial report of expenses and revenues from Jan 2003 to Dec 2006 for Rural Water District 2.

Deputy Steve Bolton, FOP President, went through the FOP labor contract, talked about final clarifications and brought a corrected final copy for the Board's approval. Mike Robinson, Sheriff, talked about the impact of the CIR ruling on this budget as comp time can now be paid out and the County will start furnishing equipment belts, previously purchased by employees. Quist said because of the changes with the new FOP Contract, this year's budget won't be comparable to last year's. Motion Abariotes second Hineline to authorize Chairman to sign the FOP Lodge 36 2012-2016 Labor Contract as presented. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Motion Kruger second Hineline to recess from regular meeting and enter BOE at 10:30. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried. At 11:10 Board went back into the regular Supervisors meeting.

Sheriff, Mike Robinson and Hwy Supt Cheryl Parsons spoke of the need for more storage space for vehicles and proposed building a storage shed at the County Shop. Road Foreman Rick Maslowsky discussed the building with the Board. Motion

Hineline second Kruger to discuss this further at a Road Committee meeting. Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

Claims were received and reviewed, following which it was moved by Kruse and seconded by Kruger that the following claims be allowed, holding Western Engineering check as previously discussed, and Clerk ordered to issue warrants on the various funds for the same. Vote- Aye: Cerio, Kruse, Quist, Kruger, Abariotes and Hineline. Nay: None. Motion carried.

GENERAL FUND		
F.O.P. EMPLOYEES	Payroll 6-25-13	60,591.27
AMERITAS LIFE INS CORP	Retirement	4,550.17
WASHINGTON CO BANK	FICA	4,635.26
EMPLOYEES	Payroll 6-20-13	142,620.39
AMERITAS LIFE INS CORP	Retirement	9,870.25
UNITED HEALTHCARE INS CO	Ins	36,258.15
WASHINGTON CO BANK	FICA	10,265.83
WASHINGTON CO BANK	Ins	7,081.00
ALAMAR UNIFORMS	Supplies	102.94
DALE ALBRACHT	Reimb Mileage	191.71
ALL MAKES OFFICE EQUIPMENT CO	Equip	844.81
BISHOP BUSINESS	Copier	1,774.31
BLACK HILLS ENERGY	Serv	84.00
BOMGAARS	Equip	139.46
BUFFALO COUNTY SHERIFF	Serv	6.00
BURT COUNTY SHERIFFS OFFICE	Serv	7.00
CARQUEST AUTO PARTS	Equip	86.62
CENTEC CAST METAL PRODUCTS	Markers	570.43
CITY OF BLAIR	Water & Animal Control	1,156.15
CLERK OF DISTRICT COURT	Filing Fees	67.00
CONSOLIDATED MANAGEMENT COMPANY	Training Exp	228.25
CONTROL SERVICES INC	Serv	5,771.90
DENNIS CORDLE	Reimb Postage	9.20
DICK'S ELECTRIC CO	Equip	491.14
DODGE COUNTY SHERIFF	Serv	8.38
DON'S PIONEER UNIFORM	Supplies	25.50
DOUGLAS COUNTY SHERIFF	Serv	6.60
DREW LAW FIRM	Crt Appt Attny	162.00
DUGAN BUSINESS FORMS	Supplies	234.38
EAKES OFFICE PLUS	Supplies	220.41
ELECTION SYSTEMS & SOFTWARE INC	Equip	203.04
MARY MICHELE ELLIS	Crt Appt Attny	2,694.00
ENTERPRISE PUBLISHING CO INC	Notice	6.87
FORNOFF & SCHUTT PC	Crt Appt Attny	1,140.00
JESSE GONZALEZ	Reimb Mileage	119.78
SHURIE GRAEVE	Reimb Program	427.99
IDEAL PURE WATER	Serv	9.63
JETTER'S PLUMBING INC	Serv	140.00
ASHLEY A BROWN	Jury Duty & Mileage	70.00
SHEILA M COKER	"	70.00
JANEANE M COLEMAN	"	35.00
VANCE A COOLEY	"	42.91
KATHLEEN R DESOTO		38.39
RICK L DETJENS		70.00
REGINA Q DIMMITT		35.00
TODD M EHLERS	"	92.60
EDNA J ELINGS	"	97.12
JEREMY D HENRICHS	"	92.60
SCOTT L HICKS	"	35.00
DAVID L HUSTON		40.65

DEE ANNA L JENSEN	n	35.00
DEBORAH K KASLON	п	35.00
MARCIA J KITRELL	н	35.00
JAMES J LARSON	н	70.00
CHELSEA A LOFTIS	н	70.00
MARY E MEEVES	"	70.00
JEANETTE L MOELLER	н	46.30
WYMAN E NELSON	п	35.00
STACEY L NOVAK	п	35.00
PAUL L OESTMANN	н	92.60
ANGELA A PETERSEN	н	92.60
CORTNEY A ROACH	н	35.00
MARILYNNE M ROUSE	н	36.13
LELAND T SMITH	"	35.00
ANITA K SITES	н	35.00
JENNIE L SMOYER	п	35.00
LISA R SUTHERLAND	н	44.04
STACIE M TRULIN	н	35.00
LINSEY K VAN ORNUM	н	97.12
MICHAEL R WAKEFIELD	п	35.00
PAULA J WELCH	п	35.00
LYNN A WRIGHT	н	46.30
-	Dointing Sony	
K & K PARKING LOT	Painting Serv	982.50
STEPHEN J KRAVIEC PC LLO	Child Support Enf	1,500.00
	Reimb Mileage	98.48
	Reimb Supplies	13.52
MARSHALL & SWIFT	Program	1,234.95
	Reimb Mileage	110.97
MED-TECH RESOURCE INC	Supplies	123.44
MENARDS - FREMONT	Shelving	527.34
MILLS COUNTY CLERK OF COURT	Copies	28.00
MONKE BROTHERS FERTILIZER	Chemicals	190.00
NE HEALTH & HUMAN SERVICES	Lincoln	93.00
NEBRASKA FURNITURE MART	Co Attny Computers	5,325.85
NEBRASKA LAW ENFORCEMENT	Training Exp	54.00
NEBRASKA.GOV	Copies	3.00
STEVE NEUVERTH	Reimb Mileage	100.80
NO FRILLS / BAG N SAVE	Corrections	2,767.65
OFFICE NET	File Cabinets & Supplies	2,998.84
OFFICE WAREHOUSE	Supplies	277.62
OMAHA PUBLIC POWER DISTRICT	Serv	256.77
SUSAN PAULSEN	Reimb Mileage	65.54
PERSONALIZED COMPUTER SERVICES	Computers	3,327.43
WESLEY PETZNICK	Reimb Mileage	86.31
PFI	Monthly Storage	41.90
PHILLIPS 66 - CONOCO - 76	Fuel	963.00
PITNEY BOWES INC	Postage Machine	978.00
POLK COUNTY SHERIFF'S OFFICE	Serv	64.00
POSTMASTER	July DMV	652.76
CALVIN POULSEN	GSI	1,302.00
POUNDS PRINTING INC	Supplies	179.00
TERRY RASMUSSEN	Reimb Mileage	181.26
REGISTER LAW OFFICE	Crt Appt Attny	912.00
REYZLIK ACE HARDWARE	Supplies	7.99
KRIS ROBINSON	Reimb Mileage	104.45
ROHRIG ANIMAL HOSPITAL	K-9 Supplies	125.20
M SCOTT VANDER SCHAAF	Crt Appt Attny	720.00
LYLE SCHJODT	Reimb Mileage	135.63
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PLAINS EQUIPMENT GROUP Mowers 18,500.00		-	
			5,050.25

STA-BILT CONSTRUCTION CO	Armor Coating	236,534.26
STERN OIL CO INC	Oil	4,458.58
THE SIGN DEPOT LLC	Signs	431.20
VALENTINE'S NIOBRARA LODGE	Lodging WS	89.00
VICTOR'S	Parts	237.28
VILLAGE OF HERMAN	Herman Scribner Road	2,461.50
WALKERS UNIFORM RENTAL	Serv	210.28
WASHCO FEED & SUPPLY	Erosion Control	779.87
WESTERN ENGINEERING COMPANY INC	Asphalt Overlay	837,066.78
SOLDIERS AND SAILORS FUND		
SOLDIERS AND SAILORS FUND	Client Serv	1,000.00
911 ENHANCED WIRELESS SERV FUND		
CENTURYLINK	Serv & Equip	64,114.70
GREAT PLAINS COMMUNICATIONS INC	Serv	56.68
HI-WAY SAFETY FUND		
VICTORY MARINE LLC	Sonar	2,620.00
E911 FUND		
CENTURYLINK	Serv & Equip	9,566.59
GREAT PLAINS COMMUNICATIONS INC	Serv	56.68
MOTOROLA	Maintenance	7,972.26
TANNA WIRTZ	Reimb Sign	21.96

There being no further business to come before the Board at this time, it was moved by Kruger and seconded by Kruse that the meeting be adjourned until the next regular Board meeting date, Tuesday, July 9, 2013. All members present voted aye, Chairman declared meeting adjourned.

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 June 25th meeting of the Washington County Board of Equalization

Merry M. Truhlsen, Washington County Clerk