

September 24, 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, September 24, 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, Ernest Abariotes and Ron Hinline. Steven Kruger was absent. Also present, County Clerk Merry Truhlsen.

Motion Hinline second Abariotes to approve the agenda for September 24, 2013. Tanna Wirtz, Planning and Zoning Administrator asked if a lot split for William Rhea could be added. Hinline and Abariotes withdrew their motion. Board discussed the agenda. Pam Daly spoke. Motion Abariotes second Kruse to amend the agenda to include the Lot Split for Wm Rhea. Vote- Aye: Kruse and Abariotes. Nay: Cerio, Johnson, Quist and Hinline. Motion failed. Motion Johnson second Kruse to approve the agenda as presented. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

It was moved by Kruse and seconded by Abariotes that the rules be suspended and that the minutes of the September 10, 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, Hinline and Pam Daly spoke at length of several corrections that they felt needed to be made to the minutes regarding transfers and the adoption of the budget among other things. Abariotes withdrew his second to the motion, without a second, motion was not considered. Motion Hinline second Cerio to suspend action on minutes until after the closed session is held. Vote: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

Scott Japp discussed the Papio-Missouri River Natural Resources District Integrated Management Plan, the committee, the work done by Olsson Associates and requested Washington County withdraw from the committee. Brian Henkel, P-MRNRD, discussed the IMP and the voluntary committee formed to work on the groundwater and surface water management plan. William Rhea told the Board he appreciates being on the committee and the opportunity to be a part of forming a plan for management for this important natural resource. Tanna Wirtz said as Washington County's Planning and Zoning Administrator she volunteered to be on the committee and wanted to be a voice for the County. Board discussed the information. Motion Cerio second Hinline to put the question of withdrawal from P-MRNRD IMP on the October 8th Board agenda. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

Cheryl Parsons, Hwy Supt, received bids for a 2013/2014, 4 wheel drive, ¾ ton pickup. The following bid prices include the trade-in of a 1995 Chevy ¾ ton pickup with plow. Woodhouse Ford submitted 3 bids= 2013 Chevy \$24,128; 2013 Ford \$24,836; 2014 Ford \$25,362. Sid Dillon Chevrolet submitted 2 bids= 2014 Ford \$21,996 and 2015 Chevy \$22,983. Parsons said she and Rick Maslowsky would check the bids over. Motion Cerio second Hinline to table discussion of purchasing pickup until October 8 meeting. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Matt Japp said the seeding on the Ft Calhoun West project was almost done and the project should be finished in two weeks.

Tanna Wirtz, Planning & Zoning had the following items:

1. Lot Split request for William S & Donna K Jensen To create an approximate 4.84-acre tract, from SE1/4 SE1/4, Section 24-Township 18 North-Range 10 East of the Sixth P.M. (location: 17166 County Road 26). Motion Kruse second Abariotes to open public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Wirtz discussed the CUP. Motion Hinline second Kruse to close public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Motion Hinline second Abariotes to concur with Planning Commission recommendation to approve the Lot Split request as presented. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

2. Rezone request for William S. & Donna K Jensen Request to rezone from A-1 Agriculture Primary to A-LSR Agricultural - Lot Split Residential of a proposed 4.84-acre tract from SE1/4 SE1/4 Section 24-Township 18 North-Range 10

East of the Sixth P.M. (general location: 17166 County Road 26). Motion Kruse second Johnson to open public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Wirtz discussed the rezone request. Motion Abariotes second Kruse to close public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Motion Johnson second Hinline to concur with Planning Commission recommendation to approve the rezone request. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

3. Rezone request for Myrna Rae Deerson C/O Deerson Subdivision Request to rezone from R-1 Agriculture Residence District and A-1 Agriculture Primary to RS-1 Rural Subdivision-1 of the Subdivision Deerson Acres SE1/4 Section 33-Township 17 North-Range 10 East of the Sixth P.M. (location: 23411 Deerson Lane). Motion Abariotes second Johnson to open public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Wirtz discussed the rezone request. Motion Hinline second Kruse to close public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Motion Kruse second Johnson to concur with Planning Commission recommendation to approve the rezone request. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

4. Washington County Zoning Regulations Text Amendments, Article 7: Supplemental Regulations, Section 7.15 Paunch Manure Regulations, 7.15.07 Regulations, Number 6 & 7, Section 7.16 Sludge Regulations, 7.16.05 Number 6 & 7, Section 7.18 Corn Milling Biosolids, 7.18.05 Regulations, Number 4 and Section 7.19 Calcium Sulfate (Gypsum), 7.19.05, Field Application stockpile #3 and Long Term stockpile #4. Waive setback requirements for application and or stockpiling/storage of sludge, paunch manure and biosolids to business or facility, residence or residences, of owner or applicator. Planning Commission recommended approval. Motion Johnson second Kruse to open public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Wirtz discussed the Zoning Regulations Text Amendment. Motion Kruse second Johnson to close public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Motion Johnson second Kruse to approve Zoning Regulations Text Amendment and adopt Resolution 2013-29. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

5. Washington County Zoning Regulations Text Amendment, Article 7: Supplemental Regulations, Section 7.19 Calcium Sulfate (Gypsum), 7.19.07 Regulations, number 5 deletion. Planning Commission recommended approval. Motion Hinline second Johnson to open public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Wirtz discussed the Zoning Regulations Text Amendment. Motion Kruse second Johnson to close public hearing. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Motion Johnson second Kruse to approve Zoning Regulations Text Amendment and adopt Resolution 2013-30. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

Graham Christensen, President of Burt County Wind LLC, gave the Board information about the company and their partnership with Juhl Wind, a Minnesota-based company that promotes the concept of Community-Based Energy. Christensen went over the information and discussed the company's goals, some of which were: to meet local energy demand, increase rural economic opportunities, reduce property tax and create local jobs. Christensen said the project has been endorsed by State Senators Lydia Braesch and Annette Dubas, Burt County Board of Supervisors and the county's economic development agency, the Douglas County Board and the Greater Omaha Economic Development Partnership. Also present were Dan Flynn, Matt Connealy and Patty Plugge.

Closed/Executive Session: Chairman stated Closed Session would be held for the purpose of a legal strategy session whereby protected attorney client privilege discussion will ensue with respect to pending litigation, specifically, Douglas E. Cook v. Washington County Supervisors and Washington County, CI-12-167, for the protection of the public interest that is shared by citizens in general and by the community at large concerning Washington County's pecuniary interests, legal rights, and liabilities. At 11:05 AM Motion Kruse second Johnson to go into closed session. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. At 11:40 Motion Johnson second Kruse to end closed session. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried. Chairman again stated the Closed Session was held for the purpose of a legal strategy session whereby protected attorney client privilege discussion will ensue with respect to pending litigation, specifically, Douglas E. Cook v. Washington County Supervisors and Washington County, CI-12-167, for the protection of the public interest that is shared by citizens in general and by the community at large concerning Washington County's pecuniary interests, legal rights, and liabilities. No action was taken.

The following correspondence had been received: Dept of Rev Lodging tax for June is \$1466.57 & for July is \$1363.94. Motion Johnson and second Abariotes to receive correspondence and place on file. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

Chairman Quist discussed his concern on Phase 3 of the Jail Needs Assessment, done by Prochaska & Associates, possibly needing to be rebid. Rob Bellamy said the 5 step process is governed by the State. Board discussed Phase 3 with Sheriff Mike Robinson and Jay Weingarten, Prochaska. Board agreed to move ahead with Phase 3 as approved at the Sept 10th meeting. Jesse Gonzalez discussed 3 bids he had received to address the problems with the AC Unit in the 911 Center, server room.

Building and Grounds Committee met Monday to go through the bids and recommended using Control Services. Motion Kruse second Abariotes to accept the Control Services proposal for \$6,276.00. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

Marj Hoier, Co Treasurer, gave the Board a list of delinquent taxes that were not purchased at the March tax sale. Hoier discussed the list then asked they look it over and instruct her which ones to issue County Tax Sale Certificates on at the Oct 8th meeting.

Ron Hinline had several items on the agenda. Hinline discussed an e-mail from Tod Thieman from MIPS regarding showing employee benefits in office budgets. Sheriff Robinson and William Burdess spoke. Hinline discussed past actions of the Personnel Review Committee and the Finance Committee. Hinline discussed the changes made to the 2013-2014 Budget then went on to discuss the problems he had with the minutes. Board discussed the Sept 10th minutes regarding the budget and action taken on the budget for approximately 1 hour, with comments from Dennis McCormick, Wes Stamp, Daly and Burdess. Board discussed the changes made regarding inheritance tax transfers among other things. Daly had a handout for the Board. Motion Hinline second Cerio to hire someone to transcribe the audio recording of the 9/10/13 meeting where the budget discussion started. Vote- Aye: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

There were no committee reports. Comments from the public: Wes Stamp spoke.

Claims were received and reviewed, following which it was moved by Abariotes 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: Cerio, Kruse, Johnson, Quist, Abariotes and Hinline. Nay: None. Motion carried.

General Fund

EMPLOYEES	Payroll 9-13-13	161,740.38
AMERITAS LIFE INSURANCE CORP	Retirement	10,816.67
DEARBORN NATIONAL	Ins	296.15
DEARBORN NATIONAL	Ins	25.51
UNITED HEALTHCARE INS CO	Ins	36,176.47
WASHINGTON COUNTY BANK	FICA	11,693.36
WASHINGTON COUNTY BANK	Ins	6,808.50
A & D TECHNICAL SUPPLY CO INC	Supplies	114.53
ADVANCED CORR HEALTHCARE	Supplies	2,237.23
ALEAGENT CREIGHTON LABORATORIES	Services	489.85
AUTOMATED SYSTEMS INC	Services	1,488.00
BLACK HILLS ENERGY	Services	86.14
BOMGAARS	Supplies	66.99
BOONE COUNTY COURT	Fees	2.00
BOYDSTON LAW OFFICE LLC	Fees	2,042.85
CENTRAL COMMUNITY COLLEGE	Training	120.00
CITY OF BLAIR	Services	1,106.97
CLERK OF THE DISTRICT COURT	Fees	337.00
CLERK OF THE SUPREME COURT	Fees	175.00
CONSOLIDATED MANAGEMENT CO	Registration Fee	83.50
CONSTELLATION ENERGY	Services	89.07
CONTROL SERVICES INC	Services	212.75
DENNIS CORDLE	Mileage	79.10
HERBERT C COULTER, D.D.S.	Inmate Care	154.00
COUNSEL OFFICE & DOCUMENT	Supplies	336.69
DODGE COUNTY SHERIFF	Fees	22.76
DOUGLAS COUNTY COURT	Fees	4.25
DOUGLAS COUNTY HEALTH CENTER	Services	313.35
DOUGLAS COUNTY SHERIFF	Fees	77.97
DREW LAW FIRM	Fees	1,084.50
DUCTMEDIC	Services	8,225.00
D4 LLC	Supplies	382.70
EAKES OFFICE PLUS	Supplies	9.01
EGAN SUPPLY COMPANY	Supplies	101.12
MARILYN L ABARIOTES	Spec Election	32.63

LU BROWN	Spec Election	32.63
JOANN CAMENZIND	Spec Election	104.25
MARTY FITZGERALD	Spec Election	10.00
BECKY GRABOW	Spec Election	111.27
SANDY GROVE	Spec Election	113.53
LAURA HOFER	Spec Election	109.29
LINDA HOFER	Spec Election	10.00
DIXIE HUMPHREY	Spec Election	104.25
BETTY L LUNN	Spec Election	115.79
TERESA MCBRIDE	Spec Election	125.23
SHIRLEY J O'BRIEN	Spec Election	108.21
DIANNA L OLSON	Spec Election	109.18
PAT PETZNICK	Spec Election	111.27
SAINT JOHN THE BAPTIST CATHOLIC	Polling place	100.00
ENTERPRISE PUBLISHING CO INC	Subscription/Notices	128.96
FRAHMS STUMP REMOVAL	Services	200.00
SHURIE GRAEVE	Reimb cell	137.04
RONALD E HINELINE	Mileage	56.50
IDEAL PURE WATER	Services	9.63
NPZA	Registration Fee	100.00
STEPHEN J KRAVIEC PC LLO	Child Support Enf	1,500.00
CAROL KUHR	Mileage	10.17
LANCASTER COUNTY COURT	Fees	4.50
LARSON KUPER WENNINGHOFF PC LLO	Fees	427.50
MADISON COUNTY COURT	Fees	4.25
MAINTENANCE ENGINEERING LTD	Supplies	277.34
MCGOUGH LAW P.C., L.L.O.	Fees	498.00
MENARDS - FREMONT	Supplies	38.93
STEVEN MENCKE	Mileage	76.28
NE HEALTH & HUMAN SERVICES	Services	378.00
NEBR ASSOC OF COUNTY OFFICIALS	Subscription	97.00
NEBRASKA LAW ENFORCEMENT	Registration Fee	10.00
NSA/POAN CONFERENCE	Registration Fees	365.00
O'REILLY AUTOMOTIVE INC	Supplies	12.68
OFFICE DEPOT INC, CHICAGO IL	Supplies	80.40
OFFICE NET	Supplies	409.61
OMAHA PUBLIC POWER DISTRICT	Services	293.45
SUSAN PAULSEN	Mileage	65.54
PCS MOBILE	Supplies	192.49
PERSONALIZED COMPUTER SERVICES	Services	430.00
PFI	Storage	31.10
PHILLIPS 66 - CONOCO - 76	Fuel	1,241.41
PHYSICIANS LABORATORY PC	Services	940.00
PLATTE COUNTY COURT	Fees	2.50
POSTMASTER	Postage	507.77
CALVIN POULSEN	GIS Services	1,312.50
POUNDS PRINTING INC	Supplies	552.00
REGION 6, BEHAVIORAL HEALTHCARE	Services	11,202.00
REGISTER LAW OFFICE	Crt Appt Atty	324.00
ROGERS SEED COMPANY	Supplies	85.00
PATRICK R RUNGE	Crt Appt Atty	472.50
SARPY COUNTY COURT	Fees	2.50
SAUNDERS COUNTY SHERIFF	Fees	37.00
SECRETARY OF STATE	Registration fee	40.00
SHARP IMAGE, INC	Services	119.95
SHOTWELL GLASS LLC	Services	137.52
SHREDDING SOLUTIONS	Services	70.00
SIDNER, SVOBODA,SCHILKE,THOMSEN	Crt Appt Atty	412.50

EDWARD J SMITH	Equip Rental	400.00
SMITTY'S AUTO SERVICE INC	Supplies/Services	3,143.37
STATE OF NEBR, AS CENTRAL SERVICES	Services	98.25
TARGETS ONLINE	Supplies	38.00
TELRITE CORPORATION	Services	348.71
THE CLEANER CO	Supplies	948.88
TOWN & COUNTRY PEST CONTROL INC	Services	76.00
ADAM R TRIPP	Crt Appt Atty	435.00
MERRY TRUHLSEN	Postage/Supplies	24.07
ULTRA CAR WASH	Services	400.00
ULTRAMAX	Supplies	1,848.00
JIM VAN CLEAVE	Mileage	171.19
VERIZON WIRELESS	Services	46.28
VERIZON WIRELESS	Services	40.01
WASHINGTON COUNTY COURT	Fees	15.25
WASHINGTON COUNTY TREASURER	Postage	92.00
TANNA WIRTZ	Meeting exp	113.70
WULF GROUNDS MAINTENANCE LLC	Services	940.00
Road Fund		227,557.04
EMPLOYEES	Payroll 9-13-13	47,177.83
AMERITAS LIFE INSURANCE CORP	Retirement	3,184.50
DEARBORN NATIONAL	Ins	72.42
DEARBORN NATIONAL	Ins	19.60
UNITED HEALTHCARE INS CO	Ins	10,237.89
WASHINGTON COUNTY BANK	FICA	3,436.69
WASHINGTON COUNTY BANK	Ins	1,906.50
BLAIR SUPERFOODS	Supplies	78.97
BOMGAARS	Supplies	72.64
CARQUEST AUTO PARTS	Parts	219.31
GENERAL FIRE & SAFETY EQUIP CO	Services	315.95
JEO CONSULTING GROUP, INC	Services	1,242.50
JOHN DEERE FINANCIAL	Grader Pymt	3,153.36
KNUDSEN OIL & FEED	Fuel	920.42
LOGAN EAST RURAL WATER SYSTEM	Repairs	162.00
LYMAN-RICHEY SAND & GRAVEL CO	Gravel	870.88
MARTIN MARIETTA MATERIALS	Rock	13,287.83
MATHESON TRIGAS DBA LINWELD	Supplies	36.54
NEBRASKA IOWA SUPPLY COMPANY	Fuel	7,524.27
NMC EXCHANGE LLC	Parts	2,251.43
OFFICE NET	Supplies	32.90
ORTMEIER'S TV & APPLIANCE INC	Supplies	20.00
SCHEMMER & ASSOC	Services	515.08
THE SIGN DEPOT LLC	Services	47.76
Hard Surface Fund		
JEO CONSULTING GROUP, INC	Services	11,105.00
THIELE GEOTECH, INC	Services	1,840.00

There being no further business to come before the Board at this time, it was moved by Johnson and seconded by Kruse that the meeting be adjourned until the next regular Board meeting date, Tuesday, October 8, 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 September 24, 2013 meeting of the Washington County Board of Supervisors.

Merry M. Truhlsen, Washington County Clerk

