

**June 11, 2019 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 3:\_\_\_ p.m. on Tuesday, June 11, 2019 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 Steve Dethlefs declared the meeting was in session and that the meeting is being recorded. Dethlefs made note that the Open Meetings Law is posted on the door and the west wall. Present: Chairman, Steve Dethlefs, County Board Members, Jordan Rishel, Lisa Kramer, Bob Frahm, Andy Andreasen, Jay Anderson and Steven Kruger. Also present, Co Clk Barbara Sullivan, Co Sheriff Mike Robinson and Co Atty Scott VanderSchaaf.

Motion Kramer and second by Frahm to approve agenda for June 11, 2019. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried. It was moved by Anderson and seconded by Rishel that the rules be suspended and that the minutes of the May 28, 2019 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: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Claims were received and reviewed, following which it was moved by Kruger and second by Andreasen that the following claims at the end of these minutes be allowed and Clerk ordered to issue warrants on the various funds for the same. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

It was moved by Kruger and seconded by Andreasen that the regular monthly fee reports of the following officials be received and placed on file: Co Clerk \$455; Reg of Deeds \$37,632; Co Court \$14,848; Co Plan Dept \$8,597; Clk Dist Crt \$2,204; Sheriff \$3,397; and Road Dept \$100,450; May Treas Statement- Collections \$1,375,180; Disbursements \$2,279,623; Inheritance Tax \$1,023,335 Ending balance \$21,472,747. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

The following correspondence has been received: **1.** Letter from Ritterbush & Piotrowski announcing Seth Christiansen, CPA, as firm Partner as Mark Preston has resigned. **2.** Notice of Public Meeting from SID #10 set for June 11. Motion Andreasen second Frahm that the correspondence be received and placed on file. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Kipp Kissinger, UNICO, Insurance broker for the County, discussed the annual mid-year review of claims with United Healthcare. Kissinger had information for the Board and touched on some high-level data points that dictate renewal prices.

Jared Schleifer, Weitz Construction, gave a brief update on Justice Center project.

Sheriff Mike Robinson: **1.** Discussion of shortfall on end of year budget. Robinson stated that the Sheriff and Communication budgets will be short however there will be funds available from Corrections budget to transfer. Robinson said he will have deciding figures for transfer ready by next meeting. **2.** Robinson announced that Arlington and Ft Calhoun Schools Districts have approved the hiring of a full-time School Resource Officer. A new candidate has already been interviewed by Superintendents and, if hired, will join current SRO Deputy Nicole Kruse.

**3:30** Patty Lyon, Chief Probation Officer for District 6, introduced Tim Privitera, Drug Court Coordinator, who gave an update on program and review of New Biennium Agreement. Lyon also stated that Probation will now be funding for Drug Technician position which currently the County had been responsible for, saving the county about \$55,000/ yr. Motion Kruger second Anderson, to authorize Chairman to sign New Biennium Agreement. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Rob Bellamy, Corrections Capt, discussed the potential of hiring a Food Service Provider for the Washington Co Justice Center. There is 1 full-time employee to prep food for the current 15 bed facility and with the new 120 bed facility it may be more

efficient and cost effective to contract with a Food Service Provider. Bellamy provided Board Members a handout that outlined cost of county staffing verses a contract scenario as well as other items of consideration.

Ryan Sullivan, Planning & Zoning, went through Resolution 2019-07; Upholding Zoning and Zoning Enforcement. Co Attorney VanderSchaaf also explained the intent behind the Resolution. Clerk read thru the Resolution. Motion Anderson second Andreasen to adopt Res 2019-07, Upholding Zoning and Zoning Enforcement. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson. Nay: Kruger. Motion carried.

## RESOLUTION FOR UPHOLDING ZONING AND ZONING ENFORCEMENT, WASHINGTON COUNTY, NEBRASKA

Adopted: 06-11-19, Res. #2019-07

A RESOLUTION PROVIDING FOR A DECLARATION BY THE COUNTY BOARD TO ACKNOWLEDGE ONGOING ABUSE OF ZONING REGULATIONS PERTAINING TO COMMERCIAL USES OF PROPERTY NOT ZONED FOR SUCH ACTIVITY.

This Resolution provides for public acknowledgement by the Washington County Board of Supervisors that a disregard and active denial of the adopted Zoning Regulations are becoming pervasive in nature. The continuation of this trend will all but guarantee persistent litigation for the county with the cost being absorbed by the residents and taxpayers.

Washington County would like existing and future residents to understand that unincorporated jurisdictions are zoned differently than incorporated jurisdictions, such as a city or village. The land use and planning for a county will differ greatly from that of a city or municipality. For reasons of infrastructure, provisions of services, agricultural preservation, and other measures, counties will not compete with cities for lot size, commercial and retail zoning, and extension of services. Annexation of land by cities is typically seen long before counties should consider expenditures of urban growth corridors and infrastructure expansion.

A county, by right, and specifically outlined in state statute, is permitted to adopt zoning and land use policy as well as to administer and enforce that policy. To argue the intent of the written text, and even the interpretation of the regulations may provide an avenue for an appeal or variance in some cases, but to simply disregard the zoning altogether and challenge the county to intervene in some way has become the common rejoinder, and it is the county's duty to uphold the appropriate governing regulations.

In the event that an individual is notified of a clear zoning violation, and chooses to ignore the standards for either obtaining the proper permits or in some cases the approval of the County Board of Supervisors, a sign notifying the public of the nature of the violations will be placed in the right of way adjacent to that property. Any attempt or action to remove or deface that sign will be a criminal offence. In this manner, members of the public will have full knowledge that they may be soliciting a prohibited or illegal business before they enter the property.

APPROVED AND ADOPTED THIS 11th DAY OF JUNE, 2019, WASHINGTON COUNTY BOARD OF SUPERVISORS,  
WASHINGTON COUNTY, NEBRASKA  
STEVE DETHLEFS, CHAIRMAN  
ATTEST: BARBARA SULLIVAN, COUNTY CLERK

Kramer discussed Colton Harper and Brad Wrichs' request to extend Co Rd 26 that was discussed at the May 14<sup>th</sup> meeting. Kramer said that after discussion with the Road Committee it was recommended to deny the request. Mike Anderson spoke. Motion Kruger second Kramer to deny request to extend Co Rd 26. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Kramer said that the Technology Committee discussed the purchase of a NAS (network attached storage) device for courthouse and Sheriff's network backups from Turnkey Nerds and advised the Board of what the NAS would accomplish. Mike Anderson spoke in favor. Motion Anderson second Rishel to approve purchase of NAS (network attached storage) device from Turnkey Nerds in the amount of \$6848.98. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Co Clk Sullivan announced that Deputy Clerk Carol Kuhr will be retiring next week after more than 40 years of service with the County. Lori Bensen will be appointed Deputy Clerk.

At 4:21 p.m. it was moved by Anderson and seconded by Rishel to go into closed session for the purpose of discussing attorney client privileged information regarding potential and/or imminent threat of litigation involving Washington County. Vote- Aye:

Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried. Those present were 7 Board members Sheriff Mike Robinson, Assr Steve Mencke and Co Atty Scott VanderSchaaf. Chairman restated the closed session was for the purpose of discussing attorney client privileged information regarding potential and/or imminent threat of litigation involving Washington County. At 5:03 p.m. it was moved by Kruger and seconded by Kramer to come out of closed session. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried. No action in open session.

Comments from public: No public comments.

Committee Reports: Jail Comm discussed construction updates and soft costs for food service equipment and laundry. Board a Co Atty discussed bid processes for jail project. Finance talked about a contract for public defender and as well as budgetary spending for computer purchases next fiscal year.

**CLAIMS:**

**GENERAL FUND**

EMPLOYEES	Payroll 5/31/2019	190,399.85
AMERITAS LIFE INSURANCE CORP	Retirement	13,167.29
UNITED HEALTHCARE INS CO	Ins	46,530.41
WASHINGTON COUNTY BANK	FICA/MEDI	13,830.64
WASHINGTON COUNTY BANK	Ins	7,089.50
ABE'S TRASH SERVICE INC	Serv	189.00
ALIVATION HEALTH	Inmate Care	265.00
ALL MAKES OFFICE EQUIPMENT CO	Copier Lease	129.88
FAITH ANDREASEN	Serv	877.50
ROBIN ANDREASEN	Reimb	295.68
ANDY'S MOW TOWN INC	Parts/Supplies	19.42
ANTELOPE COUNTY SHERIFF	Inmate Care/Housing	11,375.00
ANTELOPE MEMORIAL HOSPITAL	Inmate Care	2,086.00
ANDREA BARNES	Serv	200.00
BISHOP BUSINESS	Copier Lease	80.57
BLAIR ACE HARDWARE	Supplies	33.55
BLAIR SMALL ANIMAL CLINIC	Serv	25.05
BLAIR TELEPHONE CO	Serv	2,033.48
BRADLEY LAW, P.C., LLO	Court Appt Atty	322.50
BURT COUNTY COURT	Fees	2.25
CARQUEST AUTO PARTS	Repairs	17.60
CITY OF BLAIR	Library Fees	800.00
CITY OF FORT CALHOUN	Unit Lease	50.00
CLARK PEST & TERMITE CONTROL	Serv	76.00
CLERK OF DISTRICT COURT	Filing Fees	249.00
CONSOLIDATED MANAGEMENT COMPANY	Food Charges	448.54
CONSTELLATION ENERGY	Serv	252.96
COUNTRY TIRE INC	Repairs/Tires	996.92
CUBBYS CORPORATE OFFICE	Fuel	31.97
DAKOTA COUNTY COURT	Fees	3.75
DUGAN PRINTING & PROMOTIONS, LLC	Supplies	558.24
DULTMEIER SALES	Supplies	66.07
EAKES OFFICE SOLUTIONS	Supplies	849.99
ENTERPRISE MEDIA GROUP	Printing/Notices	274.50
FAIRWAY OIL COMPANY	Fuel	935.59
FIRST NATIONAL BANK	Lodging/Supplies	462.96
FIRST NATIONAL BANK VISA	Supplies	41.22
FIRST NATIONAL BANK	Lodging/Supplies	547.26

FIRST NATIONAL BANK VISA	Supplies	345.78
FIRST NATIONAL BANK	Supplies/Serv	170.95
FIRST NATIONAL BANK VISA	Supplies	61.45
FIRST NATIONAL BANK VISA	Supplies	10.61
FORNOFF & SCHUTT PC	Court Appt Atty	615.00
GREAT PLAINS UNIFORMS LLC	Supplies	760.00
HIRCHERT-OLSEN AUTO SERVICE INC.	Repairs	927.30
JONESY'S TOWING SERVICE	Repairs	65.00
KNUDSEN OIL & FEED	Serv	416.75
KONICA MINOLTA BUSINESS SOLUTIONS	Copier Lease	220.80
CAROL KUHR	Reimb/Postage	8.70
AUTUMN LEMMER	Reimb/Supplies	25.00
LITTLE ENGINES	Repairs	69.99
LONG'S OK TIRE STORES	Repairs	54.00
MCKESSON MEDICAL - SURGICAL	Supplies	195.47
MICROSOFT	Serv	4,608.00
MMC MECHANICAL CONTRACTORS, INC.	Repairs	641.98
MPH INDUSTRIES, INC	Parts/Repairs	124.46
MULTI-COUNTY INFORMATION &	Serv	1,289.38
JON S NATVIG	Court Appt Atty	412.50
NEBRASKA ASSN OF COUNTY TREASURERS	Registration	250.00
NEBRASKA ASSOC OF COUNTY OFFICIALS	Dues	2,450.73
NEBRASKA NOTARY ASSOCIATION	Serv	154.00
NUTRIEN AG SOLUTIONS	Supplies	483.90
O'REILLY AUTOMOTIVE INC	Supplies	291.28
OFFICE NET	Supplies	929.86
OFFICE WAREHOUSE	Supplies	811.07
RITA R. OLBERDING	Fees	96.15
OMAHA PUBLIC POWER DISTRICT	Serv	5,214.72
PAY-LESS OFFICE PRODUCTS INC	Supplies	175.52
GREGORY A PIVOVAR	Court Appt Atty	1,162.25
POSTMASTER	Serv	274.00
CALVIN POULSEN	GIS Serv	3,437.50
RADIOLOGY CONSULTANTS PC	Inmate Care	46.44
RIGHT-TECH COMPUTER SOLUTIONS LLC	Serv	469.80
KRIS ROBINSON	Mileage/Reimb	1,083.34
SARPY COUNTY COURT	Fees	4.50
SE SMITH & SONS	Supplies	80.36
SECRETARY OF STATE	Supplies	20.00
SIDNER, SVOBODA,SCHILKE,THOMSEN	Court Appt Atty	4,125.00
MARTI SLEISTER - ATTORNEY AT LAW	Court Appt Atty	1,215.00
SMITTY'S AUTO SERVICE INC	Serv/Repairs	333.60
SPARTAN STORES, LLC	Food Charges	1,618.74
STAPLES BUSINESS CREDIT	Supplies	2,353.32
DAS STATE ACCNTING-CENTRAL FINANCE	Serv	1,280.01
RYAN SULLIVAN	Mileage/Postage	99.65
THE SIGN DEPOT LLC	Serv	660.48
TOTAL FIRE & SECURITY, INC.	Repairs	438.00
ADAM R TRIPP	Court Appt Atty	5,977.50
TURNKEY TECHNOLOGY, LLC	Serv	4,278.85
ULTRA CAR WASH	Serv	400.00

US BANK EQUIPMENT FINANCE	Copier Lease	81.28
VERIZON WIRELESS	Serv	51.83
VERIZON WIRELESS	Serv	54.02
VILLAGE OF ARLINGTON	Unit Lease	50.00
WALKERS UNIFORM RENTAL	Serv	47.30
WANEK PHARMACY	Inmate Care	495.95
WASHINGTON COUNTY BANK	Supplies	35.13
WASHINGTON COUNTY SHERIFF	Cost on Fees	393.70
WEX BANK	Fuel	7,200.07
WOODHOUSE FORD INC	Serv	96.83
88 TACTICEL	Serv	295.00
<b>ROAD FUND</b>		
EMPLOYEES	Payroll 5/31/2019	46,387.33
AMERITAS LIFE INSURANCE CORP	Retirement	3,131.11
UNITED HEALTHCARE INS CO	Ins	12,317.16
WASHINGTON COUNTY BANK	FICA/MEDI	3,346.48
WASHINGTON COUNTY BANK	Ins	2,090.34
ABE'S TRASH SERVICE INC	Serv	68.00
B'S ENTERPRISE INC	Supplies	1,980.00
BARCO MUNICIPAL PRODUCTS INC	Supplies	650.22
BI-STATE MOTOR PARTS INC	Fuel	1,007.28
BLACKSTRAP, INC.	Chemical	6,738.60
BLAIR TELEPHONE CO	Serv	80.99
BOWSER TRANSFER	Equip Rental	135.92
BRAKKAN TRUCKING INC	Equip Rental	1,708.16
CAPPEL AUTO SUPPLY, INC.	Supplies	33.46
CARQUEST AUTO PARTS	Parts/Supplies	52.03
CMA TRUCKING INC	Equip Rental	730.44
CNH INDUSTRIAL CAPITAL	Parts	18.69
COUNTRY TIRE INC	Repairs	81.95
CULLIGAN OF OMAHA	Serv	88.50
ENTERPRISE MEDIA GROUP	Notices	67.52
FASTENAL COMPANY	Supplies	16.25
WILLIAM HANSEL	Reimb	54.00
HEARTLAND TIRES & TREADS INC	Supplies	3,065.76
HUFF TIRE, INC.	Supplies	190.00
INTERSTATE POWER SYSTEMS INC	Parts	91.55
PHILIP JENSEN	Equip Rental	909.64
JOHN DEERE CREDIT, INC.	Supplies	136.76
DALE R JOHNSON ENT, INC.	Equip Rental/Gravel	15,039.21
KELLY RYAN EQUIPMENT COMPANY INC	Parts/Labor	166.44
MATHESON TRIGAS DBA LINWELD	Supplies	92.07
MIDWEST SERVICE & SALES CO	Parts	158.50
NEBRASKA IOWA SUPPLY COMPANY	Fuel	7,538.19
NMC EXCHANGE LLC	Parts	4,634.63
O'REILLY AUTOMOTIVE INC	Supplies	12.99
OFFICE NET	Supplies	214.52
OMAHA PUBLIC POWER DISTRICT	Serv	575.70
PAVEMENT REPAIR & SUPPLIES, INC	Repairs	959.00
POWERPLAN	Parts/Labor	1,291.66
STALP GRAVEL COMPANY	Gravel/Hauling	25,952.61

THE SIGN DEPOT LLC	Supplies	173.07
THERMO KING CHRISTENSEN	Supplies	21.89
TRUCK CENTER COMPANIES	Equip Rental	1,574.69
WALKERS UNIFORM RENTAL	Serv	317.09
WOODHOUSE FORD INC	Parts/Labor	1,614.36
<b>REGISTER OF DEEDS</b>		
MULTI-COUNTY INFORMATION &	Equip/Serv	1,391.03
<b>DRUG COURT</b>		
PATTY LYON	Reimb Lodging	2,534.64
WALMART BUSINESS/SYNCB	Supplies	948.95
<b>JUVENILE SERVICES GRANT</b>		
MCKENZIE INITIATIVE, LLC	Serv	1,915.00
<b>911 ENHANCED WIRELESS</b>		
BLAIR TELEPHONE CO	Serv	296.88
CENTURYLINK	Serv	525.20
<b>HIGHWAY SAFETY FUND</b>		
EMPLOYEES	Payroll 5/31/2019	3,277.61
AMERITAS LIFE INSURANCE CORP	Retirement	249.38
WASHINGTON COUNTY BANK	FICA/MEDI	250.74
<b>JAIL CAPITAL PROJECT FUND</b>		
TERRACON CONSULTANTS, INC.	Justice Center	2,491.25
THE WEITZ COMPANY, INC	Justice Center	1,038,930.00
<b>E-911 FUND</b>		
BLAIR TELEPHONE CO	Serv	146.22
CENTURYLINK	Serv	258.69
MOTOROLA SOLUTIONS	Serv	5,414.05

There being no further business to come before the Board at this time, it was moved by Kruger that the meeting be adjourned at 5:10 p.m. until the next regular Board meeting date June 25, 2019. Chairman declared meeting adjourned.

Attest: Barbara Sullivan  
Washington County Clerk

Steve Dethlefs, Chairman  
Washington County Board of Supervisors

I, Barbara Sullivan, County Clerk, in and for Washington County, Blair, Nebraska, do hereby certify that the foregoing proceedings took place during the June 11, 2019 meeting of the Washington County Board of Supervisors.

Barbara Sullivan, Washington County Clerk