

**August 27, 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 3:00 p.m. on Tuesday, Aug 27, 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 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 Steve Kruger. Also present, Co Clk Barb Sullivan, Sheriff Mike Robinson, Treasurer Marj Hoier, and Co Attorney Scott VanderSchaaf.

Motion Andreasen second Frahm to approve agenda for August 27, 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 Aug 13, 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, Anderson, Kruger. Nay: None. Abstain: Andreasen. Motion carried.

Claims were received and reviewed, following which it was moved by Kruger and second by Andreasen that the following claims except for claim to RDO for \$119,967.10 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. Kruger stated the reason for holding RDO claim is that the loan for the truck has not been received yet.

There was no correspondence.

Matt Cavanaugh, Weitz Construction, gave a brief update to the Washington County Justice Center construction project.

Bill Hansel, Hwy Supt, gave an update to projects. Box on Co Rd 5 is about done after some delays. Western Engineering should return a week after Labor Day to continue work on Co Rd 30 (Rolling Acres). Pre-construction meeting set for second week in Sept for Co Rd 32. Advertising for bids on Co Line Rd are published and bids are set to be opened on Sept 10. Hansel then discussed the Interlocal Agreement between Burt Co and Washington Co for cost share of bridge structure C001105215 and stated Washington County's portion of 50% will be \$68,950. Project will mainly be deck and rail removal and has been on the Road 1 & 6 Year Plan. Motion Kruger second Frahm to authorize Chairman to sign Interlocal Agreement between Burt Co. and Washington Co. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Greg Dietrich, Kutak Rock, discussed Resolution 2019-12; Expressing Intent to Issue Tax-Exempt Industrial Development Revenue Bonds. Dietrich stated that Cargill is asking for said resolution to be adopted to issue tax exempt bonds that would go towards replacement and upgrades to waste water and sewage treatment facilities. Bonds would be issued in November and a more detailed and formal resolution would need to be adopted at that time. Motion Kramer second Rishel to waive the reading and adopt Res 2019-12; Expressing Intent to Issue Tax-Exempt Industrial Development Revenue Bonds. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

**COUNTY OF WASHINGTON, STATE OF NEBRASKA  
RESOLUTION NO. 2019-12  
RESOLUTION EXPRESSING INTENT TO ISSUE  
TAX-EXEMPT INDUSTRIAL DEVELOPMENT REVENUE BONDS**

**WHEREAS**, the County of Washington, Nebraska (the "Issuer"), a political subdivision of the State of Nebraska, is authorized and empowered by the provisions of Sections 13-1101 to 13-1110, Reissue Revised Statutes of Nebraska, 1997, as amended (the "Act"), to finance a project, as that term is defined in the Act, and to issue its industrial development revenue bonds (the "Bonds") for the purpose of defraying the cost of acquisition, construction and equipping of a project; and  
**WHEREAS**, Cargill, Incorporated, a Delaware corporation (the "Company"), has requested the Issuer to issue and sell one or more series of its tax-exempt Bonds pursuant to provisions of the Act for the purpose of defraying all or a portion of the cost of

acquisition, construction and equipping of certain wastewater treatment and sewage facilities at the Company's manufacturing facility located in Washington County, Nebraska at 650 Industrial Road, Blair, Nebraska 68008, which wastewater treatment and sewage constitutes a "project", as that term is defined in the Act (the "Project"); and

**WHEREAS**, the Bonds, if and when issued, will be limited obligations of the Issuer payable solely from payments to be made by the Company under a lease agreement with the Issuer and the Bonds and the interest thereon will not constitute or give rise to a pecuniary liability of or a charge against the general credit or taxing powers of the Issuer and will not be payable from any tax sources; and

**WHEREAS**, the Issuer wishes to declare its intention to authorize the issuance in one or more series pursuant to a plan of financing of its tax-exempt Bonds for the purpose of defraying all or a portion of the cost of acquisition, construction and equipping of the Project, when so requested by the Company, upon such terms and conditions as may then be agreed upon by the Issuer, the Company and the underwriter or placement agent of the Bonds; and

**WHEREAS**, the Issuer also desires to declare its official intent to reimburse the Company for capital expenditures of the Project with the proceeds of the Issuer's future borrowing in accordance with Section 1.150-2 of the Treasury Regulations.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of the Issuer that it does hereby declare its intention to authorize the issuance and sale of the Bonds in one or more series pursuant to a plan of financing, the interest on which Bonds will be excluded from gross income for federal income tax purposes pursuant to Section 142(a)(5) of the Internal Revenue Code of 1986, as amended, under and in accordance with the Act, in such an amount necessary to defray all or a portion of the cost (including the reimbursement of Project costs previously incurred by the Company in accordance with Section 1.150-2 of the Treasury Regulations) of acquisition, construction and equipping of the Project, presently estimated not to exceed \$32,000,000, and upon such terms and conditions as may be mutually agreed upon by the Issuer, the Company and the underwriter or placement agent, the issuance and sale of each series of such tax-exempt Bonds to be authorized by a resolution of the Issuer at a meeting to be held for such purpose.

**AND BE IT FURTHER RESOLVED** by the Board of Supervisors of the Issuer, that the Issuer shall cooperate with and assist the Company, its representatives and bond counsel in obtaining an allocation of private activity bond issuing authority for the proposed Bonds from the State of Nebraska.

Adopted this 27 day of August, 2019.

**ATTEST:**  
**COUNTY CLERK**  
Barbara Sullivan

**COUNTY ATTORNEY**  
Scott VanderSchaaf

**COUNTY BOARD OF SUPERVISORS**  
Steve Dethlefs, Chairman  
Andy Andreasen  
Jay Anderson  
Steven Kruger  
Bob Frahm  
Lisa Kramer  
Jordan Rishel

Ryan Sullivan, Planning & Zoning Administrator, held public hearings for:

1. Diane Grabbe requests lot split for property zoned A-1 in accordance with Section 2.02.06 of the subdivision regulations. Property is N ½ NW ¼ Section 17 Township 19 North-Range 10 East of the 6<sup>th</sup> PM. (General location is CR 13 and CR P10, Herman NE) Planning Commission voted 7-0 on the motion to approve lot split. Sullivan went through request. Chairman opened public hearing. Applicant Grabbe spoke. Chairman closed public hearing. Motion Kruger second Frahm to concur concur with Planning Commission and approve lot split. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

2. Diane Grabbe requests to rezone lot split property in accordance with Section 2.02.06 of the subdivision regulations. Property is N ½ NW ¼ Section 17 Township 19 North-Range 10 East of the 6<sup>th</sup> PM. (General location is CR 13 and CR P10, Herman NE) Planning Commission voted 7-0 on the motion to approve the rezone. Chairman opened public hearing. After no public comments, Chairman closed public hearing. Motion Kruger second Andreasen to concur with Planning Commission and approve rezone request. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

3. Cathy Stephens requests text amendment to the zoning regulations and land use matrix in accordance with Section 1.06 and 2.03.226 of the zoning regulations. The request is to add a definition for 'Bed and Breakfast Establishment' to section 2.03.50 and to add 'Bed and Breakfast Establishment' as a conditional use in the Rural Acreage (RA) zoning district. Planning Commission voted 6-1 on the motion to approve the text amendment. Sullivan went through request. Chairman opened public hearing. Applicant Stephens spoke at length with Board and Co Attorney. Mike Anderson and Building Inspector, Kris Robinson also spoke. Motion Kramer second Anderson to refer item back to Planning Commission for further review. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

4. Cathy Stephens request a rezone of property from A-1 Primary Agriculture to RA Acreage. Property is 5009 CR 39, Ft Calhoun NE. Planning Commission voted 7-0 on motion to approve the rezone. Sullivan asked that the request get referred

back to Planning Commission as it hinges on prior request's decision. Chairman opened public hearing. After no public comment Chairman closed public hearing. Motion Kramer second Andreasen to table item until further input from Planning Commission. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

5. Barry and Vicky Kolterman to present a general development plan for a subdivision of property in accordance with Section 3.06 of the subdivision regulations. Property is Tax Lot 65 and 66 in Section 6 Township 17 North-Range 12 East of the 6<sup>th</sup> PM. (General Location is CR 32, Blair NE) Planning Commission voted 7-0 on motion to approve the general development plan. Sullivan went through request. Chairman opened public hearing. Applicant Barry Kolterman and Surveyor Randy Rector spoke. Motion Anderson second Andreasen to concur with Planning Commission and approve general development plan. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Marj Hoier, Treasurer, presented Report of the 2017 Personal Property taxes that were turned over to Sheriff's Dept but have not been collected through distress warrant process. Motion Andreasen second Frahm to receive list prepared by Treasurer and authorize turning delinquent accounts over to Credit Bureau. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Kruger discussed Resolution 2019-13 to allow a 1% increase to restricted funds for Budget Year 2019-2020. Chairman read resolution. Motion Kruger second Andreasen to adopt Resolution 2019-13. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

**RESOLUTION 2019-13**

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

**WHEREAS**, it is in the best interest of Washington County, Nebraska, to allow a one (1%) percent increase to the Washington County budget limit pursuant to the Nebraska Budget Act, Neb. Rev. Stat. §§ 13-518 to 13-522 (1997);

**WHEREAS**, a majority of the authorized Washington County Board agrees to a one (1%) percent increase of the budget limit as demonstrated by their signatures below;

**NOW, THEREFORE, BE IT RESOLVED** that Washington County, Nebraska is authorized to allow a one (1%) percent increase to the Washington County budget limit for the year 2019-2020 pursuant to the Nebraska Budget Act.

**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 file said resolution.

Dated this 27<sup>th</sup> day of August, 2019.

Washington County Board of Supervisors, Washington County, Nebraska

**ATTEST:**

Barbara Sullivan  
County Clerk

**WASHINGTON COUNTY BOARD OF SUPERVISORS**

Steve Dethlefs, Chairman      Andy Andreasen  
Jordan Rishel                      Jay Anderson  
Lisa Kramer                         Steve Kruger  
Bob Frahm

Kruger discussed Budget Resolution 2019-14 regarding Levy Allocations for entities under the County's levy authority. Motion Anderson seconded by Andreasen to adopt Resolution 2019-14 regarding Levy Allocations. Vote- Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

**RESOLUTION #2019-14**

**LEVY ALLOCATIONS**

**WHEREAS**, under L.B. 1154 (1996) any property tax for political subdivisions will be included in the County's tax levy.

**NOW THEREFORE BE IT RESOLVED** by the Washington County Board of Supervisors that pursuant to law, the County has subdivisions levy authority as specified on the County Levy Limit Form. Based on the preliminary levy requests submitted, the County Board grants the following levy authority:

Ag Society.....	\$100,000.00
Historical Society.....	\$ 90,800.00
Herman Cemetery District.....	\$ 18,000.00
<b>Townships:</b>	
Township #1.....	\$210,000.00
Township #2.....	\$110,000.00
Township #5.....	\$125,000.00
Township #6.....	\$165,000.00
Township #7.....	\$ 88,000.00

Rural Fire Districts: (excluding bond amounts)	
Arlington Fire District.....	\$ 68,500.00
Blair Rural Fire District.....	\$202,000.00
Fort Calhoun Rural Fire Protection District...	\$170,000.00
Herman Rural Fire District.....	\$ 49,000.00
Kennard Fire District.....	\$ 75,000.00

DATED this 27<sup>th</sup> day of August, 2019, at Blair, Nebraska.

ATTEST: Steve Dethlefs, Chairman  
 Barbara Sullivan Washington County Board of Supervisors  
 County Clerk

Motion Kramer second Frahm to approve Washington County inventories and place on file. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

Kruger stated he received new information from Bill Hansel during the meeting regarding financing loan from US Bank for truck purchase with RDO. Motion Kramer second Kruger to approve claim for RDO in the amount of \$119,967.10. Vote-Aye: Rishel, Kramer, Frahm, Dethlefs, Andreasen, Anderson, Kruger. Nay: None. Motion carried.

At 4:00 P.M. the Chairman opened a Public Hearing on the Washington County 2019-2020 Budget. Per State Statue 77-1601.02, the hearing is for the purpose to hear support, opposition, criticism, suggestions or observations of taxpayers relating to setting the proposed tax request at a different amount than the prior year tax request. Kruger passed out summary sheets and gave a detailed explanation of proposed budget, tax request and available funds. Mike Anderson spoke. After there were no other public comments, the Chairman closed the public hearing.

**Comments from Public:** No public comments

**Committee Reports:** Personnel Comm will be screening applicants for Contract Public Defender and Guardian Ad Litem and are looking to make a recommendation by next Board meeting. Jail Comm discussed funding and pricing for soft costs and RFPs for IT and phone equipment.

**CLAIMS:**

**GENERAL FUND**

EMPLOYEES	Payroll 8/23/2019	192,995.79
AMERITAS LIFE INSURANCE CORP	Retirement	13,357.40
UNITED HEALTHCARE INS CO	Ins	48,622.88
WASHINGTON COUNTY BANK	FICA/MEDI	13,914.20
WASHINGTON COUNTY BANK	Ins	7,596.50
BEST CARE EMPLOYEE ASSISTANCE PROG	Annual Fee	3,366.80
BLACK HILLS ENERGY	Serv	159.98
BLAIR ACE HARDWARE	Supplies	76.74
BOMGAARS	Supplies	285.41
EMILY BORMANN	Fuel	39.91
BUTLER COUNTY DETENTION CENTER 2	Inmate Housing	12,960.00
NICOLE CAVANAUGH	Court Appt Atty	468.00
CITY OF BLAIR	Library Fees	500.00
CLAY COUNTY SHERIFFS OFFICE	Fees	31.00
CLERK OF DISTRICT COURT	Filing Fees	468.00
CONSOLIDATED MANAGEMENT COMPANY	Food Charges	234.62
DAS STATE ACCNTING-CENTRAL FINANCE	Serv/Fees	408.38
DODGE COUNTY COURT	Fees	1.50
DOUGLAS COUNTY SHERIFF	Fees	26.32
DUGAN PRINTING & PROMOTIONS, LLC	Supplies	800.00
EASTERN NEBRASKA HUMAN SERVICES AG	Serv	22,689.00
ENTERPRISE MEDIA GROUP	Printing/Notices	28.80
HIRCHERT-OLSEN AUTO SERVICE INC.	Parts/Serv	780.56

MARJORIE HOIER	Mileage	44.08
PAMELA LYNN HOPKINS	Court Appt Atty	907.50
JENSEN TIRE & AUTO	Tires	156.50
JETTER'S PLUMBING INC	Parts/Supplies	954.94
WILLIAM E. KAISER	Reimb/Postage	5.60
LONG'S OK TIRE STORES	Repairs	26.00
MARSHALL & SWIFT/BOECKH, LLC	Supplies	650.39
MCCHESENEY FAMILY LAW GROUP	Court Appt Atty	2,124.00
MCKESSON MEDICAL - SURGICAL	Supplies	464.84
MDP, INC.	Serv	40.00
MEMORIAL COMMUNITY HOSPITAL &	Inmate Care	93.48
STEVEN MENCKE	Mileage	92.80
NIRMA	Deductible	20,000.00
OFFICE DEPOT	Supplies	181.11
OFFICE DEPOT BUSINESS CREDIT	Supplies	49.40
OFFICE NET	Supplies	248.40
OFFICE WAREHOUSE	Supplies	1,086.24
OMAHA PUBLIC POWER DISTRICT	Serv	227.88
PFI	Storage	40.00
PHILLIPS 66 - CONOCO - 76	Fuel	871.35
PHYSICIANS LABORATORY PC	Serv	2,275.00
POTTAWATTAMIE CLERK OF COUNTY COURT	Fees	26.30
CALVIN POULSEN	GIS Serv	1,750.00
PREMIUM QUALITY LIGHTING, INC.	Supplies	440.79
QUILL CORPORATION	Supplies	197.95
HUGH P. REEFE	Court Appt Atty	435.00
DEBBIE SAVILLE	Reimb/Supplies	5.48
SHOTWELL GLASS LLC	Serv	19.54
SID DILLON CHEV-OLDS-PONT, INC	Supplies/Serv	165.45
SPARTAN STORES, LLC	Food Charges	2,183.22
STATE OF NEBR, DEPT OF CORRECT SERV	Safekeeping	5,757.05
TAYLOR OIL CO	Fuel	46.01
TELRITE HOLDINGS, INC.	Serv	408.61
THE DAILY RECORD	Printing/Notices	1,737.50
THE SIGN DEPOT LLC	Serv	109.68
TRI-TECH FORENSICS, INC.	Serv	1,158.00
TURNKEY TECHNOLOGY, LLC	Serv	266.15
TWO RIVERS BANK	Vehicle Pmnts	16,105.11
U.S. BANK	Supplies/Travel	905.16
UNIV OF NE IT COMMUNICATIONS CENTER	Hot Spot	46.02
US BANK EQUIPMENT FINANCE	Copier Lease	88.29
VERIZON CONNECT NWF, INC.	Serv	75.80
VERIZON WIRELESS	Serv	40.01
VERIZON WIRELESS	Serv	960.17
VERSARE	Supplies	1,356.00
WALKERS UNIFORM RENTAL	Serv	28.38
JENNIFER D. WALKINGSTICK	Court Appt Atty	406.50
WEX BANK	Fuel	553.82
WOODHOUSE FORD INC	Serv/Supplies	231.38

YORK GENERAL HOSPITAL	Inmate Care	428.00
88 TACTICEL	Fees/Training	250.00
<b>ROAD FUND</b>		
EMPLOYEES	Payroll 8/23/2019	44,367.20
AMERITAS LIFE INSURANCE CORP	Retirement	2,994.75
UNITED HEALTHCARE INS CO	Ins	11,728.05
WASHINGTON COUNTY BANK	FICA/MEDI	3,268.04
WASHINGTON COUNTY BANK	Ins	1,805.71
BOMGAARS	Signs/Parts	195.90
BRAKKAN TRUCKING INC	Equip Rental	7,391.92
FASTENAL COMPANY	Supplies	120.08
FILTER CARE OF NEBRASKA	Supplies	40.25
FIRST NATIONAL BANK	Parts/Regist	1,116.65
HARMS OIL COMPANY - OMAHA	Fuel	7,226.15
HI-LINE INC	Supplies	149.59
JEO CONSULTING GROUP, INC	Serv	572.95
DALE R JOHNSON ENT, INC.	Gravel/Equip Rental	965.89
KENNARD TRANSFER	Equip Rental	6,408.88
LYMAN-RICHEY SAND & GRAVEL COMPANY	Gravel	80,232.85
MARTIN MARIETTA MATERIALS	Rock	34,642.65
MATHESON TRIGAS DBA LINWELD	Supplies	255.60
MEMORIAL COMMUNITY HOSPITAL &	Serv	110.00
RDO TRUCK CENTER CO	Vehicle Pmnt	119,967.10
SAPP BROS, INC	Fuel	6,662.67
SPEECE LEWIS ENGINEERS, INC	Serv	40,149.83
TWO RIVERS BANK	Grader Pmnt	15,253.68
U.S. BANCORP GOVMNT LEASING/FINANCE	Grader Pmnt	18,756.30
UNITED STATES POSTAL SERVICE	Postage	500.00
<b>REGISTER OF DEEDS</b>		
OFFICE NET	Supplies	37.50
<b>DRUG COURT</b>		
TIM PRIVITERA	Reimb/Supplies	192.99
<b>JUVENILE SERVICES GRANT</b>		
MCKENZIE INITIATIVE, LLC	Serv	2,235.00
<b>911 ENHANCED WIRELESS</b>		
GREAT PLAINS COMMUNICATIONS INC	Serv	104.65
<b>HIGHWAY SAFETY FUND</b>		
EMPLOYEES	Payroll 8/23/2019	465.20
AMERITAS LIFE INSURANCE CORP	Retirement	33.47
WASHINGTON COUNTY BANK	FICA/MEDI	35.59
<b>JAIL BOND FUND</b>		
FIRST NATIONAL BANK OF OMAHA	Bond Pmnt	630,871.88
<b>JAIL CAPITAL PROJECT FUND</b>		
PROCHASKA & ASSOCIATES INC	Justice Center	10,766.29
TERRACON CONSULTANTS, INC.	Justice Center	2,809.25
THE WEITZ COMPANY, INC	Justice Center	464,129.00
<b>E-911 FUND</b>		
B'S ENTERPRISE INC	Supplies	318.75
GREAT PLAINS COMMUNICATIONS INC	Serv	38.71

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There being no further business to come before the Board at this time, the Chairman declared meeting be adjourned at 4:24 p.m. until next regular Board meeting date September 10, 2019.

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 August 27, 2019, meeting of the Washington County Board of Supervisors.

Barbara Sullivan  
Washington County Clerk

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