

April 27, 2021 Minutes
Washington County Board of Supervisors
Blair Public Library
2233 Civic Dr
Blair, NE 68008

The Washington County Board of Supervisors of Washington County, Nebraska, met in regular session at 3:04 p.m. on April 27, 2021 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 acknowledgement 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 of 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.

1. Meeting called to order

Present: Chairman Steve Dethlefs, Board members Jordan Rishel, Lisa Kramer, Bob Frahm, Kevin Barnhill, Jay Anderson and Steven Kruger. Also present: Co Clerk Barbara Sullivan, and Sheriff Mike Robinson.

2. Approve agenda

Motion Steve Kruger and second by Bob Frahm approve agenda for 4/27/21. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

3. Approve minutes for the April 13, 2021 meeting

Motion Kevin Barnhill and second by Jordan Rishel that the rules be suspended and that the minutes be approved but not read at this meeting for the purpose that all Board members were furnished a copy of said minutes prior to this meeting. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

4. Approve Claims

Motion Steve Kruger and second by Kevin Barnhill that the claims at the end of these minutes be allowed and Clerk ordered to issue warrants on the various funds for the same. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

5. Accept correspondence, consider and place on file

Motion Kevin Barnhill and second by Lisa Kramer to receive and place on file correspondence from Dodge County Planning Commission and City of Blair Annual TIF Report. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

6. Jared Schleifer, Weitz Construction, gave a brief update on Justice Center Project. Co Attorney Vander Schaaf entered the meeting.

7. Bill Hansel, Hwy Supt, gave an update on Road Dept projects.

7.1. Accept and approve Gravel bids

Hansel opened rock bids from Johnson Sand & Gravel Co and Stalp Gravel Co.

Motion Steve Kruger and second by Kevin Barnhill to accept and approve gravel bids and allow Road Dept to purchase as needed. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

7.2. Accept and approve Rock bids: No rocks bids were received.

7.3. Accept and approve Culvert bids

Hansel opened and discussed Culvert bids from B's Enterprise Inc and Metal Culverts

Motion Steve Kruger and second by Jay Anderson to accept and approve Culvert bid and let Road Dept purchase as needed. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

8. 3:30- Hanna Keelan: Discuss Housing Study

Keith Carl, Hanna: Keelan & Assoc, gave a presentation of the Washington County Housing Study with Strategies for Affordable Housing and answered questions from Board members.

9. Chris Shewchuk, Planning and Zoning Administrator, Public Hearing on the following items:

9.1. CONDITIONAL USE PERMIT

Robert Dailey, representing Consolidated Concrete LLC, is requesting approval of a Conditional Use Permit to operate a temporary concrete batch plant on property zoned I-3 Old. The property is legally described as Tax Lot 18 in Section 1, Township 17 North, Range 12 East of the 6th P.M. Property address is 5765 County Road P30, Fort Calhoun. (D/PA) Shewchuk went through request then Chairman opened a public hearing. Bob Dailey, representing Consolidated Concrete LLC, spoke and answered questions from board. Chairman closed public hearing.

Motion Steve Kruger and second by Kevin Barnhill to approve the request of Robert Dailey, for Consolidated Concrete LLC, for a Conditional Use Permit for a temporary batch plant on Tax Lot 18 in Section 1, Township 17 North, Range 12 East of the 6th P.M. for a term of two years. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

9.2. LOT SPLIT, CHANGE OF ZONE, AND CONDITIONAL USE PERMIT

Jacob Peterson is requesting approval for a one-time lot split on property legally described as Tax Lot 24 in Section 35, Township 20 North, Range 11 East of the 6th P.m., a change of zone from A-1 to A-LSR for the newly created parcel, and a Conditional Use Permit for an accessory structure prior to the construction of the principal structure. General location is County Road P31 and County Road 6, Blair. (D/PA)

Shewchuk went through request then Chairman opened a public hearing. Mark Peterson spoke. Chairman closed public hearing.

Motion Jay Anderson and second by Steve Kruger to approve the request of Jacob Peterson for a one-time lot split of Tax Lot 24 in Section 35, Township 20 North, Range 11 East of the 6th P.M. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

Motion Kevin Barnhill and second by Steve Kruger to approve Resolution No. 2021-11 rezoning a portion of Tax Lot 24 in Section 35, Township 20 North, Range 11 East of the 6th P.M. from A-1 to A-LSR. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

Motion Jay Anderson and second by Bob Frahm to approve the request of Jacob Peterson for a Conditional Use Permit to allow an accessory structure prior to construction of the principal structure on a portion of Tax Lot 24 in Section 35, Township 20 North, Range 11 East of the 6th P.M. for a term of two years. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

RESOLUTION No. 2021-11

WHEREAS, Jacob Peterson has requested approval of a one-time lot split of Tax Lot 24 in the East One-half of Section 35, Township 20 North, Range 11 East of the 6th P.M.; and

WHEREAS, the Washington County Planning Commission has recommended approval of the lot split as requested; and

WHEREAS, the Washington County Board of Supervisors has approved the requested lot split; and

WHEREAS, the Washington County Subdivision Regulations state that all lot splits shall be zoned A-LSR;

NOW, THEREFORE, BE IT RESOLVED by the Washington County Board of Supervisors that the following described parcel be rezoned from A-1 to A-LSR:

PART OF TAX LOT 24 LYING IN THE EAST ONE-HALF (E1/2) OF SECTION 35, TOWNSHIP 20 NORTH, RANGE 11 EAST OF THE 6TH P.M., WASHINGTON COUNTY, NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTH QUARTER CORNER OF SAID SECTION 35; THENCE S89°29'25"E (AN ASSUMED BEARING) FOR 33.00 FEET ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER (SE1/4) OF SECTION 35 (ALSO BEING THE SOUTH LINE OF SAID TAX LOT 24); THENCE N00°19'15"W FOR 2231.13 FEET ALONG A LINE 33.0 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SE1/4 OF SECTION 35 TO THE POINT OF BEGINNING; THENCE CONTINUING N00°19'15"W FOR 160.63 FEET ALONG A LINE 33.0 FEET EAST OF AND PARALLEL WITH THE WEST LINE OF SAID SE1/4 OF SECTION 35; THENCE S87°14'42"E FOR 321.62 FEET; THENCE S74°56'15"E FOR 105.71 FEET; THENCE N32°30'09"E FOR 73.35 FEET; THENCE N01°54'23"W FOR 170.51 FEET; THENCE S84°23'39"E FOR 22.43 FEET; THENCE S12°22'34"E FOR 174.42 FEET; THENCE S37°24'28"E FOR 272.09 FEET; THENCE S63°52'25"E FOR 64.38 FEET; THENCE N88°52'40"W FOR 529.46 FEET; THENCE N80°41'47"W FOR 117.68 FEET; THENCE N00°21'10"E FOR 37.09 FEET; THENCE N89°38'50"W FOR 93.72 FEET TO THE POINT OF BEGINNING.

- CONTAINS 3.010 ACRES MORE OR LESS.

This resolution shall be effective upon the filing of the Lot Split of Tax Lot 24 in the East One-half of Section 35, Township 20 North, Range 11 East of the 6th P.M. with the Washington County Register of Deeds.

PASSED AND ADOPTED this 27th day of April, 2021.

Steve Dethlefs
Chairman, Board of Supervisors

ATTEST: Barbara Sullivan
County Clerk

9.3. CONDITIONAL USE PERMIT

Cody Lambrecht is requesting approval of a Conditional Use Permit for a Confined Animal Feeding Operation (medium) for finishing swine on property zoned A-1. Property is legally described at the West 1/2 of the West 1/2 of the Northeast 1/4 of Section 36, Township 17 North, Range 11 East of the 6th P.M. Property location is 11465 County Road 40, Bennington. (D/PA)

Shewchuk went through request then Chairman opened a public hearing. Applicant Cody Lambrecht spoke. Chairman closed public hearing.

Motion Steve Kruger and second by Jay Anderson to approve the request of Cody Lambrecht for a Conditional Use Permit for a Confined Animal Feeding Operation (medium) on the West 1/2 of the West 1/2 of the Northeast 1/4 of Section 36, Township 17 North, Range 11 East of the 6th P.M. for a term of 30 years. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

10. Dan Douglas, Emergency Management: Discuss Families First Coronavirus Response Act Employee COVID Leave policy. (D/PA: to modify review date on policy approved on 1/12/21)

Douglas stated that the leave policy that was implemented on Jan 12 needs to be reviewed due to vaccine availability to all employees and asked the board for motion to change the review date to 2 weeks from today. Douglas said that would give time to provide transparency to county employees. Co Attorney Vander Schaaf gave his recommendation of a motion.

Motion Lisa Kramer and second by Kevin Barnhill to modify review date on COVID Leave policy approved on 1/12/21 to 5/11/2021. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Nay, Rishel: Aye

11. Adopt Resolution 2021-12; Supporting the Second Amendment of the U.S. Constitution. (D/PA)

Kramer stated she supports that Resolution but believes the language in the Resolution could be stronger. Board discussed a possible ordinance. Mike Anderson, Lori Pickette, Ben Stangl and John Orr all spoke on the matter.

Motion Steve Kruger and second by Bob Frahm to adopt Resolution 2021-11; Supporting the Second Amendment of the US Constitution. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

RESOLUTION 2021-12

WHEREAS, the Second Amendment to the United States Constitution provides that it is the right of the people to keep and bear arms, and that right shall not be infringed; and,

WHEREAS, Article I, Section 1-1 of the Nebraska Constitution also provides the right to keep and bear arms, specifically “for security or defense of self, family, home, and others, and for lawful common defense, hunting, recreational use, and all other lawful purposes,” and also provides that such right shall not be infringed; and,

WHEREAS, the United States Supreme Court in the District of Columbia v. Heller, 554 U.S. 570 (2008) affirmed an individual’s right to possess firearms, unconnected with service in a militia, for traditional lawful purposes, such as self-defense within the home; and,

WHEREAS, it is the desire of the Washington County Board of Supervisors to declare its support of the Second Amendment to the United States Constitution and Article I, Section 1-1 of the Nebraska Constitution; and,

WHEREAS, the members of Washington County Board of Supervisors took an oath to support and defend the United States and Nebraska Constitutions.

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Supervisors hereby declare that we support the rights and liberties of all County citizens guaranteed by the United States and Nebraska Constitutions.

BE IT FURTHER RESOLVED that this Board affirms its support for the duly elected Sheriff of Washington County, Nebraska, and his continuing efforts to uphold the United States and Nebraska Constitutions.

DATED this 27th day of April 2021

The Board of Supervisors of Washington County
Chairman Steve Dethlefs, Jordan Rishel, Lisa Kramer, Bob Frahm, Kevin Barnhill, Jay Anderson, Steve Kruger

ATTEST: Barbara Sullivan, County Clerk

12. Discuss and set date for Justice Center Ribbon Cutting. (D/PA)

Kramer and Rishel met with The Enterprise to discuss a special edition to be published in the paper in anticipation of the Justice Center ribbon cutting ceremony and would like to have a date set now.

Motion Lisa Kramer and second by Bob Frahm to set date for ribbon cutting ceremony for Justice Center on July 10 pending availability of Weitz and Prochaska. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

13. Discuss Redistricting Services Agreement with MAPA. D/PA

Motion Steve Kruger and second by Jay Anderson to contract with MAPA for redistricting services. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

14. Comments from public: Mike Anderson and John Orr spoke.

15. Board members gave brief Committee Reports

16. Closed session: For the purpose of discussing attorney client privileged information regarding current, potential, imminent threat of litigation, and contract negotiations involving Washington County. (D/PA)

Motion Jordan Rishel and second by Kevin Barnhill to go into closed session at 5:32 p.m. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

Those present were 7 Board members, Michael Rook, and Co Attorney Scott Vander Schaaf

Motion Lisa Kramer and second by Jordan Rishel to go come out of closed session at 5:47 p.m. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

Motion Jordan Rishel and second by Lisa Kramer to go into contract with Andrea McChesney. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

17. Motion to adjourn meeting

Motion Lisa Kramer and second by Bob Frahm to adjourn from the Board of Supervisors meeting at 5:49 p.m. Motion Carried.

Anderson: Aye, Barnhill: Aye, Dethlefs: Aye, Frahm: Aye, Kramer: Aye, Kruger: Aye, Rishel: Aye

CLAIMS:

GENERAL FUND

EMPLOYEES	Payroll 4/16/2021	199,281.87
AMERITAS LIFE INSURANCE CORP	Retirement	13,840.78
UNITED HEALTHCARE INS CO	Ins	49,771.63
WASHINGTON COUNTY BANK	FICA/MEDI	14,407.83
WASHINGTON COUNTY BANK	Ins	9,987.50
ADVANCED CORRECTIONAL HEALTHCARE	Inmate Care	2,388.44
ALL MAKES OFFICE EQUIPMENT CO	Copier Lease	209.49
BISHOP BUSINESS	Copier Lease	796.06
BLACK HILLS ENERGY	Serv	3,653.04
BLAIR ACE HARDWARE	Supplies	295.15
BUTLER COUNTY DETENTION CENTER 2	Inmate Housing	5,310.00
CAMPBELL AMAN FUNERAL HOME	Serv	900.00
CARL JARL	Serv	130.00
NICOLE CAVANAUGH	Public Defender	1,875.00
CITY OF BLAIR	Serv	1,097.63
CITY OF FORT CALHOUN	Unit Lease	100.00
CLERK OF DISTRICT COURT	Filing Fees	108.00
CLERK OF THE SUPREME COURT	Fees	126.00
COUNTRY TIRE INC	Serv	66.90

CREDIT BUREAU SERVICES, INC.	Serv	1,200.33
DAVID CITY DISCOUNT PHARMACY	Inmate Care	92.43
DOUGLAS COUNTY SHERIFF	Fees	61.57
DUGAN PRINTING & PROMOTIONS, LLC	Supplies	236.70
WILLIAM P. DUNN	Public Defender	6,250.00
EASTERN NEBRASKA HUMAN SERVICES AG	ENCOR/ENOA	22,689.00
ENTERPRISE LOCKSMITH INC.	Serv	124.00
ENTERPRISE MEDIA GROUP	Notices	23.40
FIRST NATIONAL BANK	Fuel/Supplies	665.86
FORENSIC SERVICES DIVISION	Serv	85.00
GREAT PLAINS UNIFORMS LLC	Supplies	199.80
HIRCHERT-OLSEN AUTO SERVICE INC.	Serv/Supplies	2,073.01
BRADY JOHN HOEKSTRA	Public Defender	2,500.00
MARJORIE HOIER	Mileage	133.84
PAMELA LYNN HOPKINS	Court Appt Atty	3,492.79
INFOSAFE SHREDDING, INC	Serv	180.00
KONICA MINOLTA PREMIER FINANCE	Copier Lease	199.48
JANE MCNEIL	Public Defender	1,875.00
MEMORIAL COMMUNITY HOSPITAL &	Serv	686.00
MICROSOFT	Serv	864.00
NE HEALTH & HUMAN SERVICES	Regional Center	279.00
NEBRASKA LAW ENFORCEMENT	Training	135.00
O'REILLY AUTOMOTIVE INC	Supplies	12.97
OFFICE NET	Supplies	481.49
OFFICE WAREHOUSE	Supplies	660.15
OMAHA PUBLIC POWER DISTRICT	Serv	167.30
JEAN M BECKMAN - OUR SPECIALTEA	Food Serv	2,084.50
WILLIAM H OUREN	Serv	75.00
PHILLIPS 66 - CONOCO - 76	Fuel	866.39
PHYSICIANS LABORATORY PC	Serv	420.00
CALVIN POULSEN	GIS Serv	1,662.50
POUNDS PRINTING INC	Supplies	589.50
KRIS ROBINSON	Reimb	132.43
DEBBIE SAVILLE	Reimb Supplies	42.75
SHOTWELL GLASS LLC	Repairs	29.95
SIDNER, SVOBODA,SCHILKE,THOMSEN	Court Appt Atty	2,495.80
STAPLES BUSINESS CREDIT	Supplies	122.04
BARB SULLIVAN	Reimb	32.08
SCHANK ENTERPRISES, LLC	Serv	538.56
GARY TINKHAM	Reimb	32.01
TURNKEY TECHNOLOGY, LLC	Supplies	1,199.95
US BANK EQUIPMENT FINANCE	Copier Lease	88.29
VERIZON CONNECT NWF, INC.	Serv	64.76
VERIZON WIRELESS	Serv	40.01
VERIZON WIRELESS	Serv	991.97
VILLAGE OF ARLINGTON	Unit Lease	100.00
WALKERS UNIFORM RENTAL	Serv	48.28
WATCH GUARD VIDEO	Supplies	32.10
WEX BANK	Fuel	395.06
WOODHOUSE FORD INC	Repairs	9.99

88 TACTICEL	Fees	200.00
ROAD FUND		
EMPLOYEES	Payroll 4/16/2021	48,572.14
AMERITAS LIFE INSURANCE CORP	Retirement	3,278.59
UNITED HEALTHCARE INS CO	Ins	12,350.41
WASHINGTON COUNTY BANK	FICA/MEDI	3,559.73
WASHINGTON COUNTY BANK	Ins	2,578.97
BOMGAARS	Supplies	92.30
BRAKKAN TRUCKING INC	Gravel	1,238.28
GUS CONSTRUCTION CO	Serv	64,505.42
HUFF TIRE, INC.	Supplies	9,128.56
DALE R JOHNSON ENT, INC.	Gravel	9,505.07
KENNARD TRANSFER	Gravel	4,596.80
ME COLLINS CONTRACTING CO INC	Serv	99,764.33
MEDICAL ENTERPRISES, INC	Supplies	42.50
MEMORIAL COMMUNITY HOSPITAL &	Serv	100.00
MJN MACHINE	Parts	80.00
NORTHWEST PROVISIONS-BILLY RHEA III	Gravel	700.76
SHOTWELL GLASS LLC	Repairs	29.95
SPEECE LEWIS ENGINEERS, INC	Serv	13,219.26
THE SIGN DEPOT LLC	Supplies	43.62
WALKERS UNIFORM RENTAL	Serv	347.68
WASHINGTON COUNTY BANK	Motorgrader	15,206.42
ROAD/BRIDGE IMPROVEMENT DIST		
SPEECE LEWIS ENGINEERS, INC	Serv	422.50
COUNTY VISITORS PROMOTION FUND		
ENTERPRISE MEDIA GROUP	Notices	14.60
REGISTER OF DEEDS		
OFFICE NET	Supplies	16.39
JUVENILE SERVICES GRANT		
OWENS EDUCATIONAL SERVICES, INC.	Serv	160.00
911 ENHANCED WIRELESS		
DOUGLAS COUNTY COMMUNICATIONS	Serv	21,388.91
JAIL CAPITAL PROJECT FUND		
BOB BARKER CO INC	Supplies	220.00
PROCHASKA & ASSOCIATES INC	Serv	3,823.14
THE SIGN DEPOT LLC	Supplies	86.10
THE WEITZ COMPANY, INC	Justice Center	517,936.00
E-911 FUND		
DOUGLAS COUNTY COMMUNICATIONS	Serv	134,921.62

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 April 27, 2021 Washington County Board of Supervisors.

Barbara Sullivan, Washington County Clerk
