

State of Nebraska

Accountability and Disclosure Commission

P.O. BOX 95086
Lincoln, Nebraska 68509
nadc.nebraska.gov



Centre Terrace, 1225 L St. #400
Phone (402) 471-2522
Fax (402) 471-6599

April 23, 2024

Jerome Westring
P.O. Box 241
Stromsburg, NE 68666

Re: C-2 Potential Conflict of Interest Statement

Dear Commissioner Westring,

This will acknowledge receipt of a C-2, Potential Conflict of Interest Statement ("Statement"), which you filed with the Nebraska Accountability and Disclosure Commission ("NADC") on Friday, April 19, 2024

You are a County Commissioner in Polk County. Your Statement concerns an action to approve or reject an invoice described in your Statement and as discussed below. The action on the invoice will be taken by the County Commission on Tuesday, May 7, 2024. You have said you intend to abstain from voting on the invoice as identified in your Statement.

As a County Commissioner, you are governed by the terms and requirements of Section 49-1499.03 of the Nebraska Political Accountability and Disclosure Act ("NPADA"). That Section provides in pertinent part that if you are required to, "take any action or make any decision in the discharge of [your] official duties that may cause financial benefit or detriment to [you],, a member of [your] immediate family, or a business with which [you are] associated," then you should prepare and file with the NADC a written statement describing the matter. You have done this by filing your subject Statement with the NADC. The cited NPADA Section further provides that the NADC will advise you with respect to what action you should take under the circumstances.

Your Statement raises the question of whether you may take action on an invoice for crushed concrete which your firm provided to the Polk County Road Department. As we understand your Statement, you are the owner or the director of a corporation known as WAW Construction, Inc. ("WAW"). Therefore, you would have a direct financial interest in the payment of the invoice in question. In addition, WAW is a business with which you are associated, and any action on

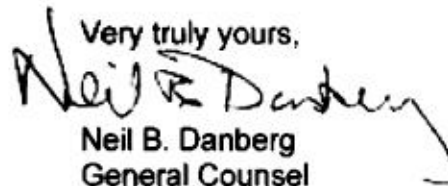
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the WAW invoice in question would constitute a financial benefit or detriment to your business.

Based upon the information which you have provided, we conclude that you would be prohibited from voting on the WAW invoice which will be presented to the County Commission on May 7th. This conclusion is consistent with the decision which you have made concerning this matter, as you have explained in your Statement.

Our conclusion in this matter is premised upon the information in your Statement. If any of the information which we have referenced in this opinion is incomplete or should be amended, please advise us immediately because it may affect the foregoing conclusion.

We thank you for timely filing the Statement. Please contact me directly at 402-471-0846, if you have any questions concerning this matter.

Very truly yours,

Neil B. Danberg
General Counsel

NBD/sl

NEBRASKA ACCOUNTABILITY AND DISCLOSURE COMMISSION 1225 L St., Suite 400 P.O. Box 95086 Lincoln, NE 68509 (402) 471-2522	POTENTIAL CONFLICT OF INTEREST STATEMENT NADC FORM C-2	POSTMARK DATE	4/17/24
		MICROFILM NUMBER	
		OFFICE USE ONLY	

BEFORE COMPLETING THIS FORM
READ THE FILING REQUIREMENTS
ON PAGE 3

- An official or employee of the executive branch of state government or any other official or employee required to file Statements of Financial Interests must file this form if he or she has a potential conflict of interest.
- Elected officials of school districts and elected officials of villages and cities (except Omaha and Lincoln) should not use this form. Use Potential Conflict of Interest Statement Form C-2A.
- File this Potential Conflict of Interest Statement with the Nebraska Accountability and Disclosure Commission and with your immediate superior (if any) whenever a potential conflict of interest situation arises.
- Persons who fail to disclose a potential conflict of interest or who otherwise do not comply with the law are subject to penalties.

ITEM 1	NAME, ADDRESS AND TELEPHONE NUMBER				
Name	Westring	Jerome	J.	Telephone No.	402-366-9449
	Last	First	Middle		
Address	PO Box 241		Stromsburg	NE	68666
	STREET ADDRESS OR RURAL ROUTE		City	STATE	ZIP CODE

ITEM 2	TITLE, AGENCY, ADDRESS, PHONE AND SUPERIOR			
Your Title	County Commissioner		Agency	Polk County
Agency Address	PO Box 276, Osceola, NE 68651		Agency Phone	402-747-5431
Name of Immediate Superior	N/A		Title	N/A

ITEM 3	DESCRIBE POTENTIAL CONFLICT OF INTEREST IN DETAIL (Use Item 7 Continuation, if necessary)
Date action is to be taken or decision is to be made:	5-7-2024
Description of Potential Conflict:	The Polk County Road Department purchased crushed concrete for a road project from my corporation, WAW Construction, Inc. The invoice will be presented at the May 7th County Board meeting for approval and payment. I will not make or second the motion to pay the claim (it will be segregated from the other claims presented for payment) and I will abstain from voting on the motion.

ITEM 4 PERSONS WHO MAY RECEIVE FINANCIAL BENEFIT OR DETRIMENT☐ You☐ Member of your Immediate Family: _____

NAME

Business With Which You

☒ Are Associated (See Definitions) _____

WAW Construction, Inc.

NAME OF BUSINESS

ITEM 5 NATURE OF FINANCIAL BENEFIT OR DETRIMENT

purchase of crushed concrete from my corporation

ITEM 6 FOR MEMBERS OF THE LEGISLATURE ONLY

If you will not abstain from acting on a matter state why, despite the potential conflict, you intend to vote or otherwise participate.

ITEM 7 CONTINUATION

(SIGNATURE)

(DATE)