

October 14, 2008

A meeting of the County Board of Supervisors of Nance County, Nebraska was convened in open and public session on October 14, 2008 in the Supervisor's Room, Nance County Courthouse, Fullerton, Nebraska.

Chairman, Dennis Jarecke, called the meeting to order at 9:10 A.M. with the following members present-Jarecke, Voichoskie, Small, Newquist, Peterson, Ditter, Santin. Also present was County Clerk, Danette Zarek.

Notice of the meeting was given thereof by publication in the Nance County Journal on October 8, 2008.

Notice of the meeting was given to the Board and a receipt of their acknowledgment is on file in the Clerk's office.

Moved by Voichoskie and seconded by Small to approve the agenda. Roll Call: AYES-Voichoskie, Small, Santin, Newquist, Peterson, Ditter Jarecke; NAYS-None. Motion carried.

Moved by Peterson and seconded by Small to approve the minutes of the September 23, 2008 meeting. Roll Call: AYES-Peterson, Ditter, Voichoskie, Small, Newquist, Jarecke; ABSTAIN-Santin; NAYS-None. Motion carried.

The Board reviewed and approved the Monthly Fee reports of the County Clerk in the amount of \$2,158.72; Clerk of the District Court in the amount of \$472.02; and County Sheriff in the amount of \$1,017.87.

Moved by Newquist and seconded by Small to approve the salary claims submitted. Roll Call: AYES-Newquist, Peterson, Ditter, Voichoskie, Small, Santin, Jarecke; NAYS-None. Motion carried.

GENERAL FUND	\$33,644.73
ROAD FUND	16,055.17
ZONING FUND	859.92
APPRAISAL FUND	1,282.13

Vern Olson came before the board to further discuss the sight distance on a Nance County road.

The board reviewed pledged collateral #3133XNPX1 in the amount of \$100,000.00 called in on 09-24-08 and replaced with pledged collateral #3128X5NT1 in the amount of \$100,000.00. Moved by Small and seconded by Peterson to approve said pledged collateral. Roll Call: AYES-Small, Santin, Newquist, Peterson, Ditter, Voichoskie, Jarecke; NAYS-None; Motion carried.

The board reviewed and approved the report from the Nance County Treasurer itemizing the amount of uncanceled personal property taxes as shown by distress warrants returned by the Nance County Sheriff. All warrants were collected except for Distress Warrant #2006-00010 in the amount of \$610.28.

The board was informed of the resignation of Candace Gleason, zoning administrator. Discussion was held. Moved by Santin and seconded by Newquist to appoint Dick Ostrander as zoning administrator. Roll Call: AYES-Santin, Newquist, Peterson, Ditter, Voichoskie, Small, Jarecke; NAYS-None. Motion carried.

Report was received from LeRoy Gerrard for a road study regarding the closing of a road in Sec.1-T15N-R6W on the Nance/Merrick County line recommending closure of the road.

#### RESOLUTION NO. #08-20

WHEREAS, the County of Nance, Board of Supervisors, received a letter from the West Newman Township Board to vacate a road described as follows:

An east and west road in Section 1, T15N, R6W, Nance and Merrick County, Nebraska.

WHEREAS, the County Highway Superintendent, under Section 39-1723 of the Nebraska Revised Statutes, made a study of the use being made of the road and recommended that the road be closed.

You are hereby notified that the following notice of hearing has been published in the county legal newspapers: Nance County Journal and Genoa Leader Times.

#### NOTICE OF PUBLIC HEARING

The Nance County Board of Supervisors will hold a public hearing on Monday, November 10, 2008 at 11:00 a.m. in the Supervisors Room, Nance County Courthouse, Fullerton, Nebraska. The purpose of said hearing is to hear testimony of, opposition to, and to answer questions in relation to vacation of an existing township road located on an east and west road in Section 1, T15N, R6W, Nance and Merrick County, Nebraska.

Supervisor Santin moved for the adoption of the said resolution. Supervisor Newquist seconded the motion and on a roll call vote, those voting in favor of said resolution: Santin, Newquist, Peterson, Ditter, Voichoskie, Small, Jarecke, those voting against said resolution: None, and the Chairman declared the Resolution to be adopted.

Report was received from LeRoy Gerrard, Highway Superintendent, for a road study regarding the closing of a road lying on the south line of Sections 10 & 11 and lying on the north line of Sections 14 & 15 in Nance County recommending closure of the road.

RESOLUTION #08-21

WHEREAS, the County of Nance, Board of Supervisors, received a letter from the Loup Ferry Township Board to vacate a road described as follows:

An east and west road lying on the south line of the SE ¼ of Section 10 and lying on the south line of the SW ¼ of Section 11 and lying on the north line of the NE ¼ of Section 15 and on the north line of the NW ¼ Section 14, all in the T16N, R7W, Nance County, Nebraska, all known as old State Highway 22.

WHEREAS, the County Highway Superintendent, under Section 39-1723 of the Nebraska Revised Statutes, made a study of the use being made of the road and recommended that the following portion of the road be closed: The portion of road lying between the south line of SE ¼ of Section 10 and the north line of the NE ¼ of Section 15 and that portion of the road lying west of State of Nebraska right-of-way as recorded in deed book 48, page 614 lying on the south line of the SW ¼ of Section 11 and the north line of the NW ¼ of Section 14 all in the T16N, R7W, Nance County, Nebraska, all known as old State Highway 22. The total length of the road to be vacated is approximately 3,615 feet more or less.

You are hereby notified that the following notice of hearing has been published in the county legal newspapers: Nance County Journal and Genoa Leader Times.

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Supervisor Newquist moved for the adoption of the said resolution. Supervisor Ditter seconded the motion and on a roll call vote, those voting in favor of said resolution: Newquist, Peterson, Ditter, Voichoskie, Small, Santin, Jarecke, those voting against said resolution: None, and the Chairman declared the Resolution to be adopted.

Discussion is held with LeRoy Gerrard, Highway Superintendent, and Dan Stankoski, Road Foreman, regarding improving the sight distance on the county road between Belgrade and Genoa, which concerns have been voiced. Per Mr. Gerrard's recommendation, trees in the ditch will be cleaned and a driveway will be moved to the top of the hill for better sight distance.

Mr. Gerrard presented for signature, the Certification to Board of Public Roads Classifications and Standards certifying that the minimum standards of design, construction, and maintenance of roads, streets and highways under their authority have been met, and all tax revenues have been expended in accordance with approved plans and standards and the rules and regulations of the Board of Public Roads Classifications and Standards for the July 1, 2007 – June 30, 2008 period.

Road updates were given on the replacement of a tube by the Palmer bridge; a report of funds to be reimbursed by FEMA was reviewed; discussion was held on damages to a timber bridge in the S ½ of Section 20-17-5, which caused the road to be closed; the road department will be mowing ditches in the county, which owners have failed to mow and statements will be sent to those land owners.

Rod Wetovick, County Attorney, presented the board with the new Juvenile Diversion Contract. Moved by Ditter and seconded by Small to sign said contract. Roll Call: AYES-Ditter, Voichoskie, Small, Santin, Newquist, Peterson, Jarecke; NAYS-None. Motion carried

The board reviewed the cost allocation plan for the district court clerk and the county attorney's office prepared by Maximus. The certification Statement was signed and returned to Maximus.

11:25 A.M. Moved by Peterson and seconded by Santin to go into executive session to discuss personnel. Roll Call: AYES-Peterson, Ditter, Voichoskie, Small, Santin, Newquist, Jarecke; NAYS-None. Motion carried.

11:40 A.M. Moved by Santin and seconded by Small to go out of executive session. Roll Call: AYES-Santin, Newquist, Peterson, Ditter, Voichoskie, Small, Jarecke; NAYS-None. Motion carried.

Chairman states that no action was taken during the closed session.

Moved by Santin and seconded by Small to adjourn. Roll Call: AYES-Santin, Newquist, Peterson, Ditter, Voichoskie, Small, Jarecke; NAYS-None. Motion carried.

Dennis Jarecke  
Chairman

Danette Zarek  
County Clerk