



# Nance County Board Minutes



August 12, 2014

A meeting of the County Board of Supervisors of Nance County, Nebraska was convened in open and public session on August 12, 2014 in the Supervisor's Room, Nance County Courthouse, Fullerton, Nebraska.

Vice-Chairman, Andrew Ditter, called the meeting to order at 9:15 a.m. with the following members present-Andrew Ditter, Robert Voichoskie, Curtis Peterson, Greg Lani, Clair Jones, Ralph Horacek. Also present is County Clerk, Danette Zarek. Vice-Chairman advised those present of the open meetings act and its posting in the Supervisor's Room.

Notice of the meeting was given thereof by publication in the Nance County Journal on August 6, 2014.

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 Lani and seconded by Voichoskie to approve the agenda. Roll Call: AYES-Lani, Jones, Horacek, Voichoskie, Peterson, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

Moved by Voichoskie and seconded by Peterson to approve the minutes of the July 22, 2014 meeting. Roll Call: AYES-Voichoskie, Peterson, Jones, Horacek, Ditter; NAYS-None; ABSTAIN-Lani; ABSENT-Jarecke. Motion carried.

Moved by Horacek and seconded by Lani to approve all claims submitted. Roll Call: AYES-Horacek, Voichoskie, Peterson, Lani, Jones, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

## ROAD FUND

WAW Construction, Fullerton SW Box Culvert C63-(199)-\$58,205.50;

## SALARY CLAIMS

GENERAL FUND \$43,779.83

ROAD FUND 21,738.70

The Board reviewed and approved the Monthly Fee reports of the County Clerk in the amount of \$2,029.21; Clerk of the District Court in the amount of \$140.52; and County Sheriff in the amount of \$1,116.38.

Rod Wetovick, County Attorney is present.

Treasurer's Semi-annual Statement was reviewed. Moved by Voichoskie and seconded by Lani to approve Treasurer's semi-annual statement January 1, 2014 through June 30, 2014. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter; NAYS-None. ABSENT-Jarecke. Motion carried.

The Board reviewed and approved the Sheriff's Distress Warrant Report. The report stated that a total of \$5,290.11 plus interest of \$74.16 was collected from Distress Warrants #2012-00001 through #2012-0004, 2012-0006 and #2012-0009 through \$2012-00011. Distress Warrants #2012-0005 was sent to Merrick County Sheriff for collection, #2012-00007 was not collected and #2012-00008 was sent to the Platte County Sheriff for collection.

The board reviewed and approved pledged collateral called in: #25935GAU5/\$50,000; #25934QBE9/\$50,000; #148005BB6/ \$100,000; #25929MBD7/\$100,000; #25928M9J8/\$50,000; #36157FBP5/\$75,000; #48124JQE1/\$250,000; #093030FC3/\$100,000; #313380CJ4/\$150,000; #3133803H8/\$150,000; #914639FP9/\$100,000 and \$#313812W4/\$150,000; replaced with #914639FP9/\$100,000; #48124JQE1/\$250,000; #36157FBP5/\$249,000; #313380CJ4/\$150,000; #3133803H8/\$150,000; #25935FAU5/\$50,000; #25934QBE9/\$50,000; #148005BB7/\$100,000; #093030FC3/\$100,000 and #80928EJC5/\$172,000.00. Moved by Voichoskie and seconded by Lani to approve said pledged collateral. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

Dan Stankoski, County Highway Superintendent, gave updates for the Road department: Board received results of a study done by Brian McDonald of JEO Consulting regarding a stop sign at the intersection of S560th St. and S310th Ave. Study proposed that "stop" signs be installed to control north and southbound traffic through the intersection.

## RESOLUTION #14-13

WHEREAS, it is in the public interest to stop north and southbound traffic at the intersections of 560<sup>th</sup> Street with 310<sup>th</sup> Avenue, Nance County, Nebraska.

WHEREAS, 560<sup>th</sup> Street carries the higher volume of traffic than 310<sup>th</sup> Avenue is allowed through at other intersections in the area

WHEREAS, the legs of 310<sup>th</sup> Avenue are misaligned from one another and requires slowing of speed to safely pass through the intersection for north south traffic.



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NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Nance County, Nebraska, that a stop sign be erected to control north and southbound traffic at the intersection of 560<sup>th</sup> Street with 310<sup>th</sup> Avenue, Nance County, Nebraska.

Moved by Voichoskie and seconded by Horacek to adopt said Resolution. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

Paperwork for Fullerton SW Box Culvert #63-199 received from JEO was discussed, including Recommendation of Acceptance and attachments: Change Order No. 1 and Application for Payment 2 (Final). Change Order No. 1 decreased amount of contract price by \$3,088.00 due to decrease of crushed rock and silt fence materials being needed for the project. Moved by Voichoskie and seconded by Lani to sign the Recommendation of Acceptance and attachments. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

Awarding of bid on N 535<sup>th</sup> St. will be discussed at 12:00 noon.

Stankoski reports that there is an oil leak on the 1999 motor grader. It has been losing a gallon of oil each day. It has been taken in to get fixed. A claim for the work will be coming through for approval. There are 3 trees hanging over the road on S. 350<sup>th</sup> Ave. Although the trees are not in the county right of way, they are deteriorating and when they fall they are going to fall on the roadway. Board agrees that the trees should be removed. Trees will be removed on Friday. Cost will be \$700.00.

Dan Horn came before the board to discuss the drainage on the new box culvert on the Valley Road. He does not feel that there is enough right of way on each side of the bridge and water will be diverted onto his land. Brian McDonald and several board members have been out to the bridge site and McDonald does not feel that the water drainage will cause any problems, but he gave the board several options, one of which would be to place a 15" culvert in the wing wall to allow drainage. Other options were discussed. Board will make a decision later in meeting when they have a chance to discuss it with McDonald. Horn further requested that the trees piled up on his property be removed or burned. Road department will burn the trees. Also fence was removed for the project. Board agrees that the fence should either be replaced or Horn needs to be compensated for the cost to replace the fence. Horn is in agreement with fixing the fence. The county will compensate him for the materials.

Galen Frenzen came before the board regarding road on N480th St. near a hay field that he farms. Stankoski assures Frenzen that they are working on the problem. Stankoski had been there previously to look for tubes that may just need cleaned out, but no tubes were found.

Personnel Policy discussed. A few minor points were made by employees regarding the policy. Moved by Horacek and seconded by Jones to adopt the personnel policy as submitted by the personnel policy committee. Roll Call: AYES-Horacek, Voichoskie, Peterson, Lani, Jones, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

SuAnn Engel, Deputy Clerk, came before the board to discuss progress on the budget document. Preliminary levy requests are discussed. Prairie Creek Township had come to an earlier meeting to request the possibility of setting their levy high enough to cover the amount of tax dollars necessary to fund their budget. The county budget appears to be in the position that it can increase the township levies. By increasing the township levies under the county budget, it may not be necessary for the township to hold a special townhall meeting to approve increase in restricted funds.

## RESOLUTION #14-14

WHEREAS, Nebraska State Statute §77-3443(3) requires all political subdivisions subject to county levy authority to submit a preliminary request for levy allocation to the county board; and WHEREAS, the townships, fire districts, and agricultural society have sent resolutions to the Nance County Clerk for a preliminary tax request for fiscal year 2014-2015;

NOW, THEREFORE BE IT RESOLVED, the Nance County Board of Supervisors have limited the levy for fiscal year 2014-2015 as follows:

### TOWNSHIPS

Beaver	.080000	Genoa	.080000
Cedar	.080000	Loup Ferry	.080000
Cottonwood	.080000	South Branch	.080000
Council Creek	.080000	Timber Creek	.080000
East Newman	.080000	West Newman	.080000



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Fullerton .080000 Prairie Creek .080000

## FIRE DISTRICTS

Fullerton Fire Dist. #7 .025000

Genoa Fire Dist. #3 .025000

Belgrade Fire Dist. #4 .025000

Nance County Agricultural Society \$33,150.00 General Fund  
\$10,710.00 Cap. Improvement Fund

Moved by Horacek and seconded by Lani to approve said resolution. Roll Call: AYES- Horacek, Voichoskie, Peterson, Lani, Jones, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried.

Establishment of a K-9 Fund in the budget was discussed.

### RESOLUTION #14-15

WHEREAS, Nance County is budgeting for a K-9 Fund for the purpose of purchasing and maintaining a K-9 for the Nance County Sheriff's Department.

THEREFORE, BE IT RESOLVED BY THE NANCE COUNTY BOARD OF SUPERVISORS that a K-9 Fund be established into the 2014-2015 Nance County budget.

Moved by Horacek and seconded by Lani to approve said resolution. Roll Call: AYES-Horacek, Voichoskie, Peterson, Lani, Jones, Ditter; NAYS-None; ABSENT-Jarecke; ABSTAIN-None. Motion carried.

Mary Baldrige, Economic Development Administrator, and Chief Deputy, Ben Bakewell, are present for discussion on the mobile food pantries. The mobile food pantry made two distributions in Fullerton and one distribution in Genoa. Bakewell & Baldrige have approached the grocery stores to be sure they have no opposition to the food pantries. Store owners were agreeable to a quarterly distribution rotating the distribution between the communities. (Fullerton, Genoa & Belgrade) Board supports such a quarterly distribution.

Baldrige additionally informed the board that she has distributed petitions around the county that residents are urged to sign. Petitions are objecting to the reduction of service days at the Fullerton FSA office and imploring lawmakers to find another way to address budget cuts. It was suggested that an ad be placed in the newspaper making residents aware that the petitions are out there, if they are interested in signing. Board received a copy of a letter written by Senator Dubas to the NE State Farm Service Agency voicing her concerns with the FSA office hour reduction.

Further discussion on options for Valley Road box culvert held. McDonald is on the phone. McDonald advised the board that he did not feel anything needed to be done on the project, but agreed that if the board felt it necessary to do something, the option of placing a tube in the wing wall would work. Vice-Chairman asked the opinion of each board member and a majority of the board voted to place a tube in the wing wall. Stankoski will set up the work. Jones will advise Horn of the decision.

The awarding of the bid on the resurfacing of N535th St. (Sale Barn Road) is tabled to the next meeting.

Dave Moore, County Sheriff, and Platte Valley Communications employees, Ed Meedel and Eric Munz came before the board regarding mobile radio system. The radio coverage for the county is very poor. Mr. Meedel made an inspection of the sites where repeaters are located. He presented a cost estimate to bring the service up to optimum performance levels. Estimated cost is \$25,000.00. Discussion held. Moved by Lani and seconded by Horacek to approve the work on the county land mobile radio system to improve the radio coverage. Roll Call: AYES-Lani, Jones, Horacek, Voichoskie, Peterson, Ditter; NAYS-None; ABSENT-Jarecke. Motion carried. Lani suggested that the sheriff's office additionally look to NIRMA or TransCanada for help with payment of the work.

12:10 p.m. Horacek excused.

Jeff Rauh with TransCanada Keystone Pipeline came before the board to discuss oil pipeline. Reports there is no significant news. At the federal level things are continuing very steadily. At the state level the Supreme Court is holding a hearing on September 5<sup>th</sup> to hear arguments. TransCanada continues to work with local landowners with easements and prepare for construction.

Tom Smith, Emergency Manager, came before the board for orientation of the Nance County Local Emergency Operations Plan (LEOP). The purpose of the LEOP is to describe the roles and responsibilities of the elected and appointed officials and state and federal agencies in support of the County's efforts to prevent, prepare for, respond to, recover from and mitigate against hazards and disasters. The plan will be reviewed annually and appropriate changes made. Every 5 years the plan will be revised to reflect major changes.



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Wetovick advised the board of two claims that will be coming through for depositions of doctors in a criminal matter. He does not have funds in his budget and wondered where the funds should come from. He suggested district court costs. The budget will be looked at to decide where the claims will be paid from.

Moved by Peterson and seconded by Lani to adjourn. Roll Call: AYES-Peterson, Lani, Jones, Voichoskie, Ditter; NAYS-None; ABSENT-Jarecke, Horacek. Motion carried.

Andrew Ditter

Vice-Chairman

Danette Zarek

County Clerk