



# Nance County Board Minutes



October 14, 2014

A meeting of the County Board of Supervisors of Nance County, Nebraska was convened in open and public session on October 14, 2014 in the Supervisor's Room, Nance County Courthouse, Fullerton, Nebraska.

Chairman called the meeting to order at 9:15 A.M. with the following members present-Jarecke, Ditter, Voichoskie, Peterson, Lani, Jones, Horacek. Also present was County Clerk, Danette Zarek. 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 October 8, 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 Voichoskie and seconded by Lani to approve the agenda. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter, Jarecke; NAYS-None. Motion carried.

Moved by Ditter and seconded by Peterson to approve minutes of the September 23, 2014 meeting. Roll Call: AYES-Ditter, Voichoskie, Peterson, Lani, Jones, Horacek, Jarecke; NAYS-None. Motion carried.

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

## **SALARY CLAIMS**

GENERAL FUND	\$44,814.85
ROAD FUND	\$20,685.28
APPRAISAL FUND	\$ 359.29

The Board reviewed and approved the Monthly Fee reports of the County Clerk in the amount of \$1,918.84; Clerk of the District Court in the amount of \$602.41; and County Sheriff in the amount of \$2,833.64.

Board discussed flu shots for county employees. It was decided again this year to have employees go to their health providers for their flu shots, since the health insurance covers the cost. If an employee's health insurance does not cover the cost of the flu shot, the county will reimburse the employee.

An Adoption Agreement for the Flexible Benefits Plan (cafeteria plan) along with a certificate of corporate resolution was presented to the board. Short discussion held. Moved by Voichoskie and seconded by Ditter to sign said Certificate of Corporate Resolution and Adoption Agreement. Roll Call: AYES-Voichoskie, Peterson, Lani, Jones, Horacek, Ditter, Jarecke; NAYS-None. Motion carried.

The board reviewed and approved pledged collateral called in: #372383CX5 in the amount of \$35,000.00; and replaced with #199437KF0 in the amount of \$35,000.00. Moved by Ditter and seconded by Lani to approve said pledged collateral. Roll Call: AYES-Ditter, Voichoskie, Peterson, Lani, Jones, Horacek, Jarecke; NAYS-None. Motion carried.

County Clerk informed the board of a liability claim which had been submitted to NIRMA by a person traveling down a county road and claimed that he came upon a bridge that had been cut out badly by maintainer and he clipped his car where the ground and bridge meet and tore off the side faring on his vehicle. NIRMA investigated the claim and responded to the claimant that the county is provided certain immunities under the Political Subdivisions Tort Claims Act and due to those immunities, they were unable to consider the claim.

County Clerk brought to the board's attention a letter from the Property Tax Administrator regarding a recent decision in a case heard by the Tax Equalization and Review Commission which will result in a refund of a portion of Atlantic Southeast Airlines, Inc.'s taxes paid in 2006, 2007, 2008 and 2009. The amount Nance County will be required to refund is \$677.32.

Dan Stankoski, Highway Superintendent, previously submitted a prepared Standardized System of Annual Reporting to board for approval and signatures. Moved by Ditter and seconded by Lani to approve and sign the SSAR report. Roll Call: AYES-Ditter, Voichoskie, Peterson, Lani, Jones, Horacek, Jarecke; NAYS-None. Motion carried.

10:05 AM County Attorney present.

Stankoski gave road updates. Pictures of a collapsed bridge in the north end of the county were shown to the board. A tractor and grain cart were traveling over the bridge when the bridge collapsed. The bridge has a 9 ton limit and the weight of the tractor and grain cart well exceeded the weight limit of the bridge causing it to collapse. Stankoski contacted NIRMA and due to the fact that the equipment exceeded the weight limit of the bridge the owner of the equipment will be responsible for the damages. It was noted that there are many low tonnage bridges in the county. The board asked Stankoski and Wetovick to put together



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an article/notice to run in the local papers reminding farmers to avoid bridges with low tonnage if their equipment exceeds the weight limit of the bridge.

Stankoski reports that project #63-200 on the one & six year plan is now complete. Next project is on N470th St. They are going to put in 2-48" arched culverts. Since it is getting late in the season, he asked the board if they would like him to go ahead and order the culverts? Board approved ordering the culverts and if they get the chance maybe get the culverts installed yet this fall and if not, they will be here in the spring to get started. Stankoski reports that they have only been doing spot graveling. Employee Josh Borgheinck has given notice that he will be leaving employment with the county.

Darla Svoboda, Hamilton County Zoning Administrator came before the board. Also present are Bob McNeff and Jim Knopik. Svoboda was asked to share the research she's conducted over the years on Livestock Friendly County (LFC) legislation and the Nebraska Department of Agriculture's LFC Regulations. She finds the language in both to be vague and cautions against signing up for something that has the potential to put undue burden on county government. She went over requirements and guidelines on the application, some of which are not specific and when the Department of Agriculture was asked to define the requirements, they did not have answers. If a county does become designated through the State, they are able to drop out at any time, if they so choose. A county may also designate themselves as livestock friendly without going through the State as some counties have done. McNeff states he would like to see the county become livestock friendly. Knopik states that he does not understand why we would want to take something out of our hands and put it into the hands of the Department of Ag. He does not feel that the county needs to get the designation from the State. He would like to see the county self-designate themselves as livestock friendly. Jarecke states that our zoning regulations would trump the State's rules, if the county became designated through the Nebraska Department of Ag. Svoboda agrees with Jarecke. No decisions made at this time.

Megan Zoucha presents the board with an Interlocal Cooperation Agreement between Jefferson, Fillmore, Phelps, Franklin and Nance Counties with Jerry Knoche to perform property reviews. The cost to Nance County will be \$32,150.00. Discussion held. Moved by Horacek and seconded by Voichoskie to sign said Interlocal Agreement. Roll Call: AYES-Horacek, Ditter, Voichoskie, Peterson, Lani, Jones, Jarecke; NAYS-None. Motion carried.

Mary Baldrige, Zoning Administrator/Economic Dev. Director, came before the board on behalf of Eileen Stanczyk, who is in charge of the County Government Day. They are seeking funds from the county to pay for food/supplies/goodie bags for the day. She informed the board that the Boone/Nance Cattleman's Association is donating \$150.00 for beef for the sloppy joes. Candy's Kitchen will prepare and serve the food. Total amount needed is \$500.00. Moved by Horacek and seconded by Peterson to donate \$500.00 for the cost to host County Government Day. Roll Call: AYES-Horacek, Ditter, Voichoskie, Peterson, Lani, Jones, Jarecke; NAYS-None. Motion carried. Jarecke, Ditter, Voichoskie, Jones and Horacek all committed to attending County Government Day, which will be held on November 19, 2014.

Baldrige introduced Jennifer Smith. Who has volunteered to head up the Fullerton Food Pantry. Jennifer Wood will continue to help Smith throughout the 2014 year. A food pantry board has been established. Those members are: DeAnn Epley, Sandy VanDeWalle, Tom Smith, Ben Bakewell, Barbara Dubas and Mary Baldrige. They will meet one or two times a year. One thing they would like to improve is the voucher system to include fresh vegetables and meats.

Discussion held on preapproval of payroll. Present are Dave Moore, Ronda Malander, Megan Zoucha, and SuAnn Engel. Zarek explained, after the passage of LB560, the Nebraska Association of County Officials (NACO) encouraged that counties not approve claims for hours that have not yet been worked. Nance County does approve claims before hours are worked for several employees. Jarecke, Wetovick, Ronda Malander, Treasurer and Zarek had all sat in on a phone conference with Larry Dix, NACO Executive Director, and Beth Ferrell, NACO legal counsel. Many counties are making the switch from preapproving payroll to approval after the hours are worked. Several counties shared their conversion to the paying in arrears and using those, Zarek worked up a schedule to convert Nance County to switch the employees whose salaries are currently being preapproved to being approved after the hours are worked. In order to avoid missing a check, the employee could be given the option to turn over comp time, vacation or take a deduction in pay, which could be deducted from future paychecks, as the employee desires. Malander shared her concern that with the schedule submitted, official's deputies will receive an amount more than the 80% of the official's salary as set by the county board. Discussion held. Moved by Horacek and seconded by Peterson to convert the process of



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preapproving payroll to approving payroll after the hours are worked and to use the schedule as submitted by the county clerk. Roll Call: AYES-Horacek, Ditter, Voichoskie, Peterson, Lani, Jones, Jarecke; NAYS-None. Motion carried.

Megan Zoucha came before the board to request funds for Halloween treats for trick-or-treaters. Last year the board approved \$200.00. There were many little goblins that came through the courthouse for treats. She asked if the board would again consider \$200.00 for Halloween treats. Board approved.

The first scheduled board meeting in November, falls on Veteran's Day and the courthouse will be closed. The board discussed what day to change the meeting to and it was decided that the first meeting in November will be held on Wednesday, November 12, 2014.

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

Dennis Jarecke

Chairman

Danette Zarek

County Clerk