



Nemaha County Board Minutes



May 22, 2013

County of Nemaha, Nebraska
BOARD OF COMMISSIONERS
Commissioner's Chambers
Nemaha County Courthouse, Suite 201
1824 N St Auburn NE

County Board of Commissioners of the County of Nemaha, State of Nebraska met on May 22, 2013, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published in the Nemaha County Herald on May 16, 2013. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

Meeting Called to Order – Chairman Hutton called the meeting to order at 8:10 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley.

Chairman Hutton led the Pledged of Allegiance.

Opening Meeting Laws – Chairman Hutton noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

Visitors present – Dave Swanson, Nemaha County Herald

Approval of Agenda - Motion by Wittmann, seconded by Bohling to approve the agenda as presented. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

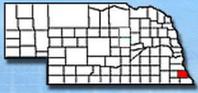
Approval of Minutes – Motion by Wittmann, seconded by Bohling to approve the May 8, 2013 regular scheduled meeting minutes with no corrections. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

Claims – Motion by Bohling, seconded by Wittmann to approve the accounts payable claims as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

Appointments

8:00 a.m. Buck Creek NRD bridge replacement project – Discussion was held on the NRD Buck Creek bridge replacement project. Motion by Bohling, seconded by Hutton to authorize Commissioner Dennis Wittmann to contact Bob Hilske, General Manager of Nemaha Natural Resource District to work on agreement for the costs of replacing the landowners fence on the NRD Buck Creek Bridge replacement project. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

8:30 a.m. Myron Gerdes – Senior Citizens Program – FY 2013-2014 Budget Request – Myron Gerdes and Cathy Beutler with the Auburn Senior Center Meals Program, visited with the board regarding the shortage of funding for the senior center meals program. Gerdes indicated the senior center meal program has been short of funding for several years and would like the county to increase their contribution. Board took no action on the request for increasing the county's contribution for the FY 2013-2014 budget.



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- 9:00 a.m. Public hearings on vacating or closing county roads #49 and #180 – Commissioner Dennis Wittmann opened the public hearing at 9:00 a.m. for the purpose on hearing public input on the vacating or closing of county road #49, beginning at the SW corner of Section 5 T6N R13E or the NW corner of Section 8 T6N R13E east to the west bank of the Little Nemaha River, in the County of Nemaha and county road #180 beginning at the NE corner of Section 20 T4N R13E or the NW corner of Section 21 T4N R13E south 2,640 feet. Bob Nowack was present at the meeting. Nowack would like to see the road vacated because his is having problems with people driving down the road to access the Nemaha River and driving over his crops and littering.
- Commissioner Wittmann closed the public hearing at 9:05 a.m.
- Motion by Bohling, seconded by Hutton to adopt Resolution 2013-23 vacating county road #49 beginning at the SW corner of Section 5 T6N R13E or the NW corner of Section 8 T6N R13E east to the west bank of the Little Nemaha River. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
- Commissioner Dennis Wittmann opened the public hearing at 9:07 a.m. for the purpose on hearing public input on the vacating or closing of county road#180, beginning at the NE corner of Section 20 T4N R13E or the NW Corner of Section 21 T4N R13E south 2,640 feet. Scott Kudrna, representing the FoltrichsTrust was present at the hearing. Kudrna was in favor of vacating the county road.
- Commissioner Wittmann closed public hearing at 9:09 a.m.
- Motion by Bohling, seconded by Hutton to adopt Resolution 2013-24 vacating county road #180 beginning at the NE corner of Section 20 T4N R13E or the NW corner of Section 21 T4N R13E south 2,640 feet. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.
- 9:30 a.m. Wayne Cole – appraisal interlocal agreement with Richardson County – Wayne Cole and County Assessor Jana Smith visited with the board regarding entering into an interlocal agreement with Richardson County for the purpose of using the services of Wayne Cole as an appraiser for Nemaha County. Cole presented 3 proposals for the board to consider: (interlocal with Richardson County for services, part time employee of each county, and contract with Fritz Appraisal Company. Cole will attend the June 12, 2013 board meeting for future discussion on contracting for his services.
- 10:00 a.m. Region V Systems (C.J. Johnson), Region V Services (Dave Merrill) Annual Reports Region V Services (Bob Kinghorn). C.J. Johnson with Region V Systems, Dave Merrill and Bob Kinghorn, with Region V Services presented their annual reports and FY 2013-2014 Budget Requests.
- 10:30 a.m. 4 County Juvenile Service Plan Jackie Schmitz (completed draft of the 4-County Comprehensive Juvenile Service Plan for 2013-2015)- Jackie Schmitz, Executive Director for Partners for Otoe County presented the Johnson, Nemaha, Pawnee, Richardson County three Year Comprehensive Juvenile Services Plan for January 1, 2013 through December 31, 2015. Nemaha County's matching funding dollars will be \$2303.00. Motion by Wittmann, seconded by Bohling to approve the 4-county Comprehensive Juvenile Services Plan for January 1, 2013 through December, 31, 2015 and allocate the grant funding of \$2303.00. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

Action Business



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1. Fuel Bids for June, 2013 – The following fuel bids for June, 2013 were received: Farmers Coop: Diesel \$3.57, Regular Unleaded \$3.49; Lueders: diesel \$3.592, Regular Unleaded \$3.852. Motion by Wittmann, seconded by Hutton to approve the fuel bids from Farmers Coop for the month of June, 2013. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
2. Resolution 2013-22 – Subdivision of 3.59 acre tract of land in Section 3 T4N R12E, Jeff Ottemann – Motion by Bohling, seconded by Wittmann to adopt Resolution 2013-22 approving the subdivision of a 3.59 acre tract of land in Section 3 T4N R12E for Jeff Ottemann. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
3. Agreement with Omaha Public Power District on relocation of overhead power line along 643 Ave., Bridge project C006420815/20820 – NRD Buck Creek project – Motion by Wittmann, seconded by Bohling to approve the agreement with Omaha Public Power District on relocation of county's relocation cost of one overhead power line along 643 Ave., for Bridge Project C006420815/20820, NRD Buck Creek project. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
4. Omaha Public Power District – proposed install single phase overhead and underground crossing 6 miles east & 3 miles south of Tecumseh (Jeff Ottemann) – Motion by Wittmann, seconded by Bohling to approve the proposed install single phase overhead and underground crossing 6 miles east and 3 miles south of Tecumseh for Jeff Ottemann. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.
5. Resolution 2013-25 – Setting date & time for Public Hearing for vacating county road #208 – Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-25 setting June 12, 2013 at 9:00 a.m. for the public hearing on vacating county road #208, located between Section 31 T4N R13E and Section 31 T4N R13E beginning at the Northeast corner of Section 31 T4N R13E or Northwest corner of Section 32 T4N R13E, south 2,640 ft. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
6. Resolution 2013-26 – Setting date & time for Public Hearing for vacating county road #162 – Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-26 setting June 12, 2013 at 9:00 a.m. for the public hearing on vacating county road #162, beginning at the SE corner of Section 11 T4N R13E or the SW corner of Section 12 T4N R13E north 2,640 to point of beginning, thence north and ending at the south bank of the Big Muddy Creek or also described as beginning on the south bank of the Big Muddy Creek, between Sections 11 & 12 T4N R13E, south to the half section line. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
7. Application for road entrance for Alan Rippe (requested by OPPD) Section 35 T5N R13E – Motion by Hutton, seconded by Wittmann to approve the application for road entrance for Alan Rippe in Section 35 T5N R13E. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

Board sine die at 11:30 a.m. to meet as Board of Equalization.

Board reconvened at 11:34 a.m. to meet as Board of Commisisoners.

Buildings/Grounds/Property

Equipment/Office Equipment/Furniture

1. Quotes for renting crane – 1 Quote was received for renting a crane for bridge replacement project C640032250 from Patriot Crane & Rigging. Motion by Wittmann, seconded Bohling to contract with Patriot Crane & Rigging for \$316.66 per hour for setting twin winged culverts for bridge replacement project C640032250. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

Executive Session*



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Road Superintendent/Consultant

1. NDOR Erosion Control Inspector classes – July 16, 2013, Lancaster Co. Ext. Office – (send someone?)

Projects/Bridges

1. Certification of Compliance – Horizontal Curve Warning Signage (all signs received!)

County Officials Reports/Correspondence

1. Clerk of District Court – monthly fee report for April, 2013

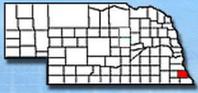
Discussion Items/Correspondence

1. Open Meetings Law Workshop – June 26, 2013, Lincoln – anyone wanting to attend?
2. Review 2013-2016 Local Union 251 contract

The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:

General

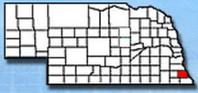
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|-------------------------|--------------|
| Salaries | \$ 41,883.35 |
| Action Tech, se | 3,138.12 |
| AFLAC, ins | 629.00 |
| Alexander, G, ju cst | 35.00 |
| Ameritas Life Ins, ret | 6,434.36 |
| As Central, se | 319.00 |
| Atchison Co Sheriff, se | 80.00 |
| Aub Plumbing, bldg re | 65.00 |
| Aufenkamp, D, ju cst | 47.43 |
| Automated Sys, eq | 374.99 |
| Beatty, K, ju cst | 35.00 |
| Becker, J, ju cst | 46.30 |
| Black Hills, ut | 153.23 |
| Blaser, J, reim | 144.19 |
| Bryant, J, ju cst | 42.91 |
| Bulldog Auto, pts | 88.73 |
| Cain, J, atty fe | 170.00 |
| Capital Business, ma ag | 166.04 |
| Capital Business, cont | 287.65 |
| Carrot-Top, su | 189.06 |
| Caseys, fu | 1,568.70 |
| Cihal, J, ju cst | 37.26 |
| Consolidated, me | 50.75 |
| Constellation, ut | 45.65 |
| Credit Manage, garn | 267.75 |
| Culligan, su | 9.00 |
| D&D Comm, se | 181.25 |
| Darlings, bd pr | 1,150.45 |
| David Jaskiorny, me se | 900.00 |
| Decker, B, ju cst | 48.56 |
| Dell, eq | 3,002.05 |
| Des Moines, su | 33.70 |
| Dollar General, su | 16.00 |
| Dutch Pantry, me | 62.50 |
| Fankhauser, ct cst | 1,074.75 |
| Galls, su | 196.96 |



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|-------------------------|-----------|
| Gerdes, C, ju cst | 47.43 |
| Gerdes, J, reim | 150.00 |
| Greene, C, ju cst | 37.83 |
| Hayes, M, ju cst | 46.30 |
| Jeanneret, R, ju cst | 36.13 |
| Kathleen Laughlin, garn | 207.00 |
| Lachance, M, ju cst | 35.00 |
| Leslie, K, ju cst | 35.00 |
| Lesoing, G, mi | 66.11 |
| Liberty Nat'l, ins | 112.86 |
| Matthew Bender, su | 71.89 |
| McConnaughey, A, ju cst | 36.70 |
| McNeely, C, ju cst | 35.00 |
| Metlife, annt | 11.16 |
| Meyer, J, mi | 423.75 |
| Microfilm, se | 123.00 |
| Midwest Fire, trng | 250.00 |
| Moerer, P, ju cst | 48.56 |
| Moyer, C, reim | 144.19 |
| NACO, reg | 80.00 |
| NE Assoc Extension, du | 100.00 |
| NE Auditor, se | 10,513.21 |
| NE Hlth Human, se | 180.00 |
| NE Law Enforce, trng | 355.00 |
| Nebraska.gov, se | 12.00 |
| Needles I, bldg re | 1,474.72 |
| Nelson, D, wit fe | 20.00 |
| Nem Co Clerk, hra | 222.89 |
| Nem Co Court, fe | 158.95 |
| Nem Co Hospital, bl al | 285.00 |
| Nem Co Tax, ss, fwh | 13,101.66 |
| Nem Co Tax, nwh | 2,927.81 |
| Nem Co Treasurer, fe | 305.50 |
| New England Mfg, su | 1,181.68 |
| Orscheln, su | 59.49 |
| Paper Tiger, se | 70.00 |
| Pawnee Co Sheriff, se | 6.00 |
| Perry, J, ju cst | 48.56 |
| Petersens, se | 8,687.37 |
| Physicians Lab, me se | 900.00 |
| Pieters Const, vet mem | 5,900.00 |
| Pitney Bowes, ma ag | 142.00 |
| Presto-X, se | 210.13 |
| Prof Choice, garn | 144.98 |
| Quill, su | 195.67 |
| Region V, se | 74.25 |
| Remmers, A, ju cst | 46.30 |
| Reserve Acct, pstg | 3,000.00 |
| Rippe, L, ju cst | 44.04 |
| River Valley, vet mem | 7,905.47 |
| Saulsberry, D, ju cst | 35.00 |
| Sec State, su | 20.00 |
| Smith, R, atty fe | 75.00 |



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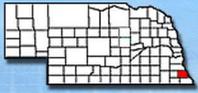
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|------------------------------------|-----------|
| Steffens, H, ju cst | 40.65 |
| Subway, ju cst | 50.80 |
| Sunmart, su | 13.98 |
| Taylor, R, ju cst | 35.00 |
| Text Data, sftwr | 2,100.00 |
| The Cleaners, se | 439.00 |
| The Hartford, annt | 100.00 |
| Thomson Reuters, su | 749.59 |
| Timmerman, J, reim | 150.00 |
| United Healthcare, ins | 12,666.68 |
| UNL Is Comm, se | 129.67 |
| Vision Care, ins | 66.12 |
| Waddell & Reed, annt | 25.00 |
| Washington Nat'l, ins | 10.80 |
| Wellensiek, C, ju cst | 63.25 |
| White, N, ju cst | 35.00 |
| Windstream, se | 2,072.89 |
| Wingate, Idg | 86.95 |
| Yates, A, ju cst | 48.56 |
| 19 th St Bakery, ju cst | 36.00 |

Road

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|------------------------|-------------|
| Salaries | \$14,987.78 |
| AFLAC, ins | 159.96 |
| Ameritas, ret | 2,242.35 |
| Aub Family Hlth, bl al | 70.00 |
| Beards Salvage, su | 393.41 |
| Bulldog Auto, pts,su | 1,274.95 |
| Dettmer Farm, chem. | 1,080.00 |
| Dultmeier, pts | 1,991.34 |
| Eggers Bros, pts | 288.43 |
| Graybill Tire, pts | 9.64 |
| Hamm Quarry, rk | 1,122.68 |
| Kerford, rk | 6,250.84 |
| Lawson, su | 190.84 |
| Liberty Nat'l, ins | 168.62 |
| Leuders, fu | 9,905.53 |
| Martin Marietta, rk | 16,943.82 |
| Midwest Service, su | 700.86 |
| NE Public Emp, un du | 520.00 |
| Nem Co Tax, ss, fwh | 4,759.83 |
| Nem Co Tax, nwh | 1,118.88 |
| Newman Traffic, sgn | 2,415.45 |
| NMC, pts | 3,846.10 |
| Orscheln, su | 114.34 |
| United Healthcare, ins | 4,761.38 |
| Village Johnson,ut | 91.72 |
| Washington Nat'l, ins | 28.00 |
| Wick's Sterling, pts | 256.92 |
| Windstream, se | 196.16 |
| Wise-Mack, pts | 107.04 |
| Wittwer, J, mi | 320.92 |

Drug Coalition

| | |
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| Salaries | \$1,723.81 |
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|------------------------------|----------|
| Ameritas, ret | 201.70 |
| NE Auditor, se | 500.00 |
| Nem Co Tax, ss, fwh | 415.37 |
| Nem Co Tax, nwh | 124.77 |
| 911 Wireless Service | |
| GIS, sftwr | 3,348.00 |
| Windstream, se | 630.44 |
| Windstream, se | 330.89 |
| 911 Emergency Service | |
| GIS, sftwr | 2,052.00 |
| Windstream, se | 501.14 |
| Windstream, se | 202.81 |

With no further business to come before the Board of Commissioners, motion by Hutton, seconded by Bohling to adjourn at 12:30 p.m. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

Bob Hutton, Chairman
Board of Commissioners

I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.

Joyce Oakley
County Clerk

The next meeting of the Board of Commissioners will be June 12, 2013 Commissioners Chambers, Courthouse, Auburn NE