

Nemaha County Board Minutes



February 10, 2016

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 February 10, 2016, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published weekly in the Nemaha County Herald. 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 Wittmann called the meeting to order at 8:00 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 Wittmann led the Pledge of Allegiance and 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 Bohling, seconded by Hutton to approve the agenda as presented. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

Approval of Minutes – Motion by Hutton, seconded by Bohling to approve the January 27, 2016 regular scheduled meeting minutes with no corrections. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.

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

Motion by Bohling, seconded by Hutton to approve the Settlement Agreement & Release for the Estate of Damon Gates. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

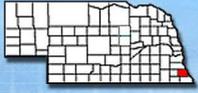
Appointments

8:02 a.m. Greg Cook – transfer to District #3 – Greg Cook, Road employee for District #2 was present to discuss his request to transfer to District #3 county road department. Cook indicated he would like to work from District #2 Auburn road department hauling rock except that he would be assigned to District #3 county shop. Cook also indicated that if he couldn't work from District 2, that we would pull his request for transfer.

8:04 a.m. Jim Biaggi – regarding Brock Southwest Fed. Aid Bridge Project – Jim Biaggi, Project Liaison for Nemaha County was present and told the board they needed to contact Speece Lewis Engineers and request a relaxation for the Brock Southwest Federal Aid Bridge Project.

8:05 a.m. Foremen's Meeting – One & Six Year Projects; Grant on Object Markers for Bridges; Used Oil Collection; 2015 Bridge Inspections

County Clerk Oakley presented the current 2016-2021 One & Six Year Projects, prepared by Mainelli Wagner & Associates for the board to review before the public hearing at the Feb. 24, 2016 BOC Meeting.



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Discussion was held on the Grant the BOC received to place Object Markers on Bridges. Markers need to be placed on bridges by December 31, 2016.

Used oil collection – The contract to pick up the used oil collected is no longer in effect due to the price of crude oil and the county is no longer receiving payment for the used oil. Discussion was held regarding whether the county would still want to host a collection site. Bohling will contact the Board of Public Works regarding their used oil to see if they could find another place to distribute their oil. County will continue to collect the used oil until further notice

9:00 a.m. Sine die to meet as Board of Equalization

9:15 a.m. Board of Commissioners reconvened

9:15 a.m. Open sealed bids for Lawn Care Service – Public Notice for receipt of sealed bids for Lawn Care Service for the Courthouse and Jail was advertised in the Nemaha County Herald on January 21, 2016, January 28, 2016 and February 4, 2016. The following sealed bids were received and opened in the presence of the bidders: Green Care Lawn Service - \$45.00 per hour of service for Sprinkler System Service, \$255.00 per application for Yard Chemical Application for Courthouse, \$75.00 per application for Yard Chemical Application for Jail. Motion by Bohling, seconded by Hutton to award the bid for Lawn Care Service for the Courthouse and Jail for 2 years, with the bid to expire on December, 31, 2017 to Green Care Lawn Service. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

9:15 a.m. Tom Catlett, Nemaha Co. Surveyor – regarding road layout in Sec. 32 T6N R14E – Tom Catlett, Nemaha County Surveyor presented a drawing showing the road layout in Sec 32 T6N R14E. Also present were: Jim Biere, Marvin Biere, John Abraham, Dick Moody, Tim Clarke and Mark Mainelli. Catlett indicated the current road is located south of where it was originally platted. Jim Biere indicated they have water problems in 2 places and have gone to the commissioners before with their problem and nothing has been addressed. Dick Moody was present also and indicated he doesn't want any water directed on his landlord's land. Tim Clarke added that this has been a problem for several years and would like the county to move forward with some type of plan for future generations.

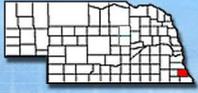
Motion by Bohling, seconded by Hutton to amend the motion to add '30 day period' for the county attorney to respond to the Board of Commissioners on their request for a legal opinion. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

Motion by Hutton, seconded by Wittmann to contact the County Attorney to receive a legal opinion on the next process for the county on moving the county road to the correct location or if any other legal procedure is available. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

9:45 a.m. Allison Anderson, Manager Nemaha Co. Wellness Center – regarding replacement of flooring in aerobics room – Allison Anderson, Manager Nemaha County Wellness Center was present to request the Board of Commissioner replace the current flooring in the aerobics room with a new high quality aerobic cushion flooring. Anderson indicated the current flooring has lost its 'non skid' layering and has become a hazard for the exercise participants. Anderson presented an approximate cost of \$5,702.40 for the replacement of the flooring. (Price doesn't include removal.) Motion by Bohling, seconded by Hutton to authorize the manager of the Wellness Center to replace the flooring in the aerobic room not to exceed \$6,500.00 for the removal and replacement. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

10:00 a.m. Jacob Hurley, 360 Energy Engineers – Update on Progress of Report – Jacob Hurley, 360 Energy Engineers was present to update the board on their progress for energy update on the county buildings. They will report their findings at a later board meeting.

10:15 a.m. John Coatney – discussion on 736 road, does the county plan on rocking road? John Coatney was present to discuss with the board on the county's plan for rocking the road so he can get to his cattle. He



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also discussed the placement of the new fencing. Commissioner Hutton indicated he would tell his motor grader to smooth up the road and place rock on the east side.

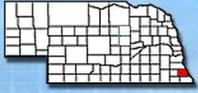
Action Business

1. Reappoint Joe Wittwer, Noxious Weed Superintendent for 2016 – Motion by Bohling, seconded by Hutton to reappoint Joe Wittwer, Noxious Weed Superintendent for Nemaha County for 2016. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
2. Approve transfer of Greg Cook to District 3 – Motion by Hutton, seconded by Wittmann to transfer Greg Cook from District 2 County shop to District 3 County shop effective Tuesday, Feb. 16, 2016. Roll call vote: Bohling, abstain; Hutton, aye; Wittmann, aye.
 - A. Authorize county clerk to advertise for hiring an employee for Road Department – no action was taken.
3. ReAppoint Jim Biaggi, Project Liaison for Brock Northwest & Brock Southwest Federal Aid Bridge Projects – Motion by Hutton, seconded by Bohling to appoint Jim Biaggi, Project Liaison for the Brock Northwest and Brock Southwest Federal Aid Bridge replacement projects. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
4. Appoint Beth Kernes Krause to the Extension Board to represent District #2 for a 3 year term, to exp. December, 2018 – Motion by Bohling, seconded by Hutton to appoint Beth Kernes Krause to the Nemaha County Extension Board to represent District 2 for a 3 year term, term to expire in December, 2018. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
5. OPPD Appl. #1349 – Setting a pole in ROW for Luke Andrew (1 mile N & 3 miles W of Nemaha) – Motion by Hutton seconded by Bohling to table the Omaha Public Power District application #1349, setting a pole in ROW for Luke Andrew, 1 mile North & 3 Miles West of Nemaha until more information can be received on the location of the pole. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
6. Resolution 2016-07 – setting public hearing date for 3-9-16 for vacating county road #37 & #38 as requested by Jim Oestmann – Motion by Bohling, seconded by Hutton to adopt Resolution 2016-07, setting the public hearing date for March 9, 2016 for hearing opposition from adjacent land owners on closing county road #37 & #38 in Section 32 T6N R14E as requested by Jim Oestmann. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
7. Application for road entrance for Pat Hahn – Motion by Bohling, seconded by Hutton to approve the application for road entrance for Pat Hahn in Section 7 T5N R13 with the county to pay for the culvert. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
8. Flood Plain Permit #73 – Magellan Pipeline Co. – Sec. 32 T5N R15E – Motion by Bohling, seconded by Hutton to approve Flood Plain Permit #73, issued to Magellan Pipeline Co., in Section 32 T5N R15E. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.

Buildings/Grounds/Property

1. Authorize Sheriff Lottman to entered an agreement for purchase of 911 tower & leasing of ground – Motion by Bohling, seconded by Hutton to authorize Sheriff Brent Lottman to enter into an agreement for the purchase of 911 tower and leasing of ground. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
2. 5 year Lease for NCDAs office space at Multiplex Bldg. expires 4-30-2016 – County clerk will send a letter to NCDAs regarding leasing the office space at the Multi-Plex bldg. and renewing their lease on a year to year basis.

Equipment/Office Equipment/Vehicles/Furniture



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1. Feb. 2017 – need 2 attendees for “Futureview Conference” Pictometry Conference – Board would like Brent Lottman, Mallory Lempka, Renee Crister, and Josh Mederios to attend the next board meeting to decide who would be attending the conference.

Executive Session *

Road Superintendent/Consultant

Projects/Bridges/Roads

1. POA (Plan of Action) needed for bridge C006412215 (T5N R13)
2. Letter from Mark Traynowicz, State Bridge Engineer – regarding Quality Assurance Evaluation of Bridge Insp. Program
 - 2a. letter from Babrak Niazi, NBIS Program Manager, finding from NDOR on Nemaha County’s last year visit on inspection of bridge files

County Officials Reports/Correspondence

1. County Clerk’s Monthly Fee Report– fees collected for January, 2016 - \$14,100.00
2. Clerk of District Court Monthly Fee Report – fees collected for January, 2016 - \$872.66
3. Fund Balances as of January 31, 2016
4. Vet. Service Officer - Status Report for January, 2016

Correspondence/Reminders

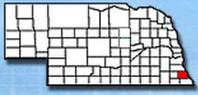
Visitors Comments

Adjournment

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

General

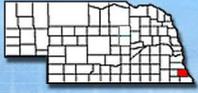
Salaries	\$43,646.31
Access Elevator, se	325.00
Action Technology, se	1,014.99
Alamar Uniform, su	177.43
American Recycle, se	589.50
As Central, se	448.00
Aub Dental, me se	320.00
Aub Newspaper, pub	1,199.23
Bennett’s, se	314.70
Black Hills, ut	45.87
Bd Public Wks, ut	5,058.71
Bulldog Auto, su	38.52
Capital Business, ma ag	1,081.14
Captain Handy, bldg re	86.00
Cody’s U-Save, me su	100.59
Constellation, ut	53.69
Continental Res, su	263.59
Credit Manage, garn	125.19
Culligan, su	178.85
Darlings Cafe, bd pr	2,340.00
Darnell Glass, re	214.94
Des Moines, su	64.70
Douglas Co, se	11.44
Douglas Co Treas, se	500.00
Fankhauser, atty fe	2,362.00
Fritz Appraisal, cont	15,000.00
Gerdes Towing, se	913.60
Glenn’s, su	37.15



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Glock Prof, reg	250.00
Helms, R, ret	100.00
HRDirect, su	69.99
Johnson, E, mi	392.70
Lancaster Co, se	19.14
Lempka, M, mi	61.68
Lottman, B, trng	150.00
Lynch's, su	7.47
Manatron, sftwr	3,669.21
Martin, M, cont	2,104.62
Mass Mutual, ret	50.00
Matthew Bender, su	34.44
Meyer Lab, su	321.69
Microfilm, se	123.00
Mid American, su	670.51
Midwest Coop, fu	731.56
MIPS, sftwr	1,977.25
NACC, du	50.00
NECDCA, du	25.00
NE DOL/Boiler, se	18.00
NE.gov, se	4.00
Nem Co Clerk, hra	6,368.97
Nem Co Dist Ct, fe	245.00
Nem Co Ct, fe	298.00
Nem Co Sheriff, fe	497.45
Nem Co Tax, ret	6,902.79
Nem Co Tax, ss, fwh	14,130.62
Nem Co Tax, ret	100.00
Nem Co Treas, reim	208.95
OPPD, ut	34.21
Paper Tiger, se	35.00
Petersen Report, se	329.75
Pitney Bowes, su	37.40
Quill, su	1,072.07
Radiology, me se	168.00
Region V Sends, se	286.78
RR Donnelley, su	60.98
Sack Lumber, su	70.65
Seward Co, se	6.50
Shell Fleet, fu	759.27
The Cleaners, se	252.00
UNL, cont	7,772.21
US Dept Ed, garn	148.18
Weaver Merz, atty fe	650.00
Road	
Salaries	\$14,585.46
Ace irrigation, clvt	14,028.68
American Recycle, se	59.00
Beards, su	50.23
Bd Public Wks, ut	2,135.78
Bulldog Auto,pts,su	1,288.69
Constellation, ut	266.68
Cross Dillon, ti re	5,400.00
Eggers Bros, pts	325.84



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Farmers Coop, oil	46.25
Gilberts, ti re	285.65
Graybill, pts	136.02
Johnson Quik, ti re	1,580.02
Kerford, rk	5,057.66
Lawson Prod, su	240.55
Lynch's, su	23.63
Martin Marietta, rk	11,998.81
Midwest Coop, fu	10,312.19
Midwest Service, pts	9.85
NE Child Spt, garn	255.00
Nem Co Tax, ret	2,278.18
Nem Co Tax, ss, fwh	5,110.95
Nem Co Treas, fe	40.00
Newman Signs, sgn	750.78
Powerplan. pts	630.22
RDO Truck, pts, la	1,347.92
Region V Sends, su	5.40
Sack Lumber, su	241.03
Village Johnson, ut	91.58
Register of Deeds	
MIPS, sftwr	356.18
Inheritance Tax	
Pictometry, sftwr	23,397.50
Hospital Bond	
First Nat'l Bk, fe	500.00
911 Emergency Comm Study	
Cincinnati Ins, ins	525.00
911 Emergency Service	
American Tower, se	805.98
Haug Comm, rt	990.00

With no further business to come before the Board of Commissioners, motion by Hutton, seconded by Bohling to adjourn at 11:40 a.m. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

The next meeting of the Board of Commissioners will be March 9, 2016 Commissioners Chambers, Courthouse, Auburn NE