

# Pierce County Board Minutes



## COMMISSIONERS PROCEEDINGS

June 19, 2017

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, June 19, 2017, at 9:10 A.M. with the following members present: Marvin Elwood, Jr., Brad Albers and Terry J. Wragge. Co. Clerk Shannon Wragge, Dennis Johnson, Rick Sirek, Richard Koenig and News Reporter Randee Falter were present.

Notice of the meeting was given in advance as shown by the Certificate of Publication on file in the County Clerk's office. Availability of the agenda was communicated in the advance notice of the meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. Chairman Wragge called the meeting to order at 9:15 A.M. and presided. Chairman Wragge stated that the Open Meetings Act is posted on the north wall of the board room with more copies available at the County Clerk's office.

Motion by Albers, seconded by Elwood, to approve the agenda and minutes. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

The minutes of June 5, 2017 were approved as printed.

Dennis Johnson with Bush & Roe and Rick Sirek with Town & Country, both with EMC Insurance, was present to discuss the current premium for the County's liability insurance premium in the amount of \$234,189.00 for the fiscal year 2017-2018 and go over the policy with the Board.

Zoning Adm. Heather McWhorter was present and discussion was held on wind energy in Pierce County and placing a 6 month moratorium on accepting any commercial wind energy farm applications until regulations are in place.

Motion by Elwood, seconded by Albers, to approve Resolution #2017-20 as follows:

### RESOLUTION #2017-20

WHEREAS, the County of Pierce, Nebraska has a comprehensive development plan in place; and

WHEREAS, the County of Pierce, Nebraska has zoning regulations in place which are intended to direct the location of specific uses and provide for proper separation of conflicting uses: and

WHEREAS, the County of Pierce, Nebraska has seen an interest in proposed wind energy conversion turbines; and

WHEREAS, the County Board of Pierce County wishes to study the existing zoning regulations related to this use; and

WHEREAS, the likelihood of wind farms in Pierce County is probable, the County Board desires to implement regulations which are appropriate for the county and its residents, and

WHEREAS, the County Board finds that the most appropriate way to achieve such appropriateness is to work on said regulations without the possibility of new applications coming forward,

NOW, THEREFORE in consideration of the foregoing statement, the County Board of Pierce County, Nebraska, hereby adopts the following resolution:

BE IT RESOLVED by the County Board of Pierce County, Nebraska, that a six-month moratorium on accepting any wind farm applications is hereby invoked and approved.

BE IT FURTHER RESOLVED that the said six-month moratorium shall become effective as of the date of the approval of this Resolution.

PASSED AND APPROVED this 19<sup>th</sup> day of June 2017.

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Marvin Elwood, Jr., District #1 Commissioner

/s/ Brad Albers, District #2 Commissioner

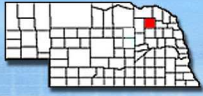
/s/ Terry J. Wragge, District #3 Commissioner

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

Dated this 19<sup>th</sup> day of June, 2017 and whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve Resolution #2017-18 as follows:

### RESOLUTION #2017-18



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WHEREAS, the Nebraska legislature has enacted and the Governor has signed legislation relative to the interest of County officers in public contracts, and

WHEREAS, members of the County Board of Commissioners on occasion engage in work for the County beyond their duties and responsibilities as County Commissioners for which they will receive a direct pecuniary fee or commission as a result of such work, and

WHEREAS, members of the Pierce County Board of Commissioners wish to enter into a contract with Pierce County to provide such services for the 2017/2018 fiscal year.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Pierce County, Nebraska, that:

1. Any board member may enter into a contract with Pierce County during the 2017/2018 fiscal year for the furnishing of services beyond the statutory responsibilities and duties as County Commissioner.
2. Such commissioner entering into such agreement shall comply with the statutes relating to interest in public contracts, Section 49-14, 103.01, et seq.

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Marvin Elwood, Jr., District #1 Commissioner

/s/ Brad Albers, District #2 Commissioner

/s/ Terry J. Wragge, District #3 Commissioner

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

And to approve the 2017/2018 employment contracts between Pierce County and Terry J. Wragge and Brad Albers, allowing a County Board member to receive an hourly rate of \$12.00 for roadwork. Dated this 19<sup>th</sup> day of June, 2017 and whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to recommend approval to the NE Liquor Control Commission for the request for a special designated liquor license for Clanceyz Bar & Grill, Pierce, NE. The date of the event is Saturday, July 22, 2017 from 2:00 p.m. to 1:00 a.m. at the Willow Unique Stay in rural Pierce, NE. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to recommend approval to the NE Liquor Control Commission for the request for a special designated liquor license for Clearwater Legion 267, Clearwater, NE. The date of the event is Saturday, August 19, 2017 from 1:00 p.m. to 1:00 a.m. at the Willow Unique Stay in rural Pierce, NE. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Discussion was held on the Plainview East and Pierce South Unbonded Concrete Overlay Projects #160973/#160974.

Motion by Albers, seconded by Elwood, to Authorize & Approve the Chairman to sign Change Order #2 (increase of \$53,897.05 to bring new total to \$1,113,047.70) and Pay Application #2 (\$459,058.07) to A & R Construction Co., Plainview, NE for the Pierce South/Plainview East Unbonded Concrete Overlay Project #160973/16974. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

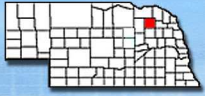
Discussion was held on the contracts for Public Defenders Ted Lohrberg and Kate Jorgensen which are due to expire on September 1, 2017. The Board wants to continue with Lohrberg and Jorgensen as our public defenders for another 2 years. Currently each public defender receives \$25,000 per year. Lohrberg and Jorgensen will come to the July 17, 2017 board meeting for discussion and a contracted amount.

Motion by Elwood, seconded by Albers, to approve Resolution #2017-19 as follows:

## RESOLUTION 2017 - 19

WHEREAS, the Nebraska Public Service Commission (PSC) has completed its review of the supplementary documentation submitted regarding the use of the Wireless Enhanced 911 Funds (#2913) for the fiscal year 2012-2013 and according to the documentation provided Pierce County did not spend the required 25% of the money allotted during the fiscal year noted above which is a requirement of the Commission. The additional amount needed spent during the above mentioned fiscal year came to \$5,449.49 and the PSC has determined that Pierce County can retroactively apply personal costs to these types of audit findings and transfer to General Fund to use for personnel expenses for dispatch wages.

THEREFORE, Pierce County is directed by the Nebraska Public Service Commission to transfer



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\$5,447.49 from the E911 Wireless Enhanced Fund (#2913) to General Fund (0100);

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Pierce County, Nebraska, direct the Pierce County Treasurer to transfer the following funds thru the claim process as follows:

\$5,447.49 from the E911 Wireless Enhanced Fund (#2913) to General Fund (0100).

PASSED AND APPROVED this 19<sup>th</sup> day of June 2017.

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Marvin Elwood, Jr., District #1 Commissioner

/s/ Brad Albers, District #2 Commissioner

/s/ Terry J. Wragge, District #3 Commissioner

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

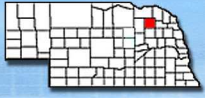
Dated this 19<sup>th</sup> day of June, 2017 and whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Discussion was held on the 17/18 fiscal year budget preparation.

Motion by Albers, seconded by Elwood, to audit and allow the following claims presented for payment and instructed the County Clerk to issue checks for payment of same on the various funds. Roll call vote: Aye: Elwood and Wragge; Albers abstained. Nay: None. Motion carried.

**GENERAL FUND:** Antelope Co Sheriff-inmate housing-\$1,240.00; Neil Bloomquist-reimburse mileage-\$93.27; BCBS-health premiums-\$27,106.12; Bob Barker-jail supplies-\$712.48; Gale Bretschneider-reimburse mileage-\$22.61; Cable One-service-\$99.86; Bailey Carpenter-reimburse travel-\$125.72; Classic Rentals-maintenance-\$217.54; Eakes-supplies-\$16.70; Elite Office Products-maintenance equipment, agreement&supplies-\$4,894.08; Ann Fenton-reimburse supplies&equipment-\$1,076.43; First Concord-fees & deductible paid-\$772.08; Floor Maintenance-supplies-\$576.07; Larry Foster-reimburse mileage-\$45.22; Brad Freeman-reimburse mileage-\$6.45; Randall Gansebom-reimburse mileage-\$125.24; Heartland Fire Protection-inspection-\$405.00; Charles Hoffman-reimburse mileage-\$49.35; Dwaine Hoffman-reimburse mileage-\$78.18; Holiday Inn Express-Columbus-lodging-\$91.00; Holiday Inn-Kearney-lodging-\$419.80; Hometown Market-jail supplies-\$5,266.41; Jack's Uniforms & Equipment-supplies-\$380.69; Jenkins Electric-repairs-\$493.32; Johnson's Inc-repairs-\$22,269.00; Kate M. Jorgensen-public defender-\$2,083.33; Gerry Krueger-reimburse mileage-\$46.12; LexisNexis-law library-\$381.92; Verlyn Luebbe-reimburse expenses-\$1,522.83; M&M Sanitation-waste disposal-\$201.00; Magdanz-supplies-\$427.33; Marvin May-mowing cemetery-\$200.00; Microfilm Imaging Systems-scanning-\$92.00; Midwest Bank-co share-\$3,371.33; MIPS-supplies&tech support-\$573.79; Morland, Eastland, Lohrberg PC-public defender-\$2,083.33; NACEB-yearly dues-\$100.00; Tom Nathan-reimburse-mileage-\$228.69; NE Nebr News Co-publishing-\$635.03; NE Health & Human Services-May 2017 housing-\$93.00; Brian Oestreich-prisoner food-\$30.00; One Office Solution-supplies&equipment-\$1,432.97; Osmond Mini Mart-gas-\$164.73; Osmond Pharmacy-prisoner meds-\$50.29; City of Osmond-library assistance-\$1,300.00; Pierce Automotive Supply-repair parts-\$104.43; Pierce District Court-reimburse expenses-\$66.00; Pierce Lockers-jail food-\$1,785.00; Pierce City-library assistance-\$1,300.00; Plainview News-publishing-\$266.62; Plainview City-library assistance-\$1,300.00; Prime Stop-gas-\$27.93; Prince Auto Repair-repairs-\$251.79; Vickie Prince-reimburse mileage&supplies-\$552.44; Quill-office supplies-\$1,696.52; Jim Raabe-reimburse mileage-\$8.64; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,077.25; Ranea Rystrom-reimburse mileage-\$245.56; Sanne Repair-repairs-\$343.38; Larry Schaefer-reimburse mileage-\$241.78; Eugene Schmidt-reimburse mileage-\$30.10; State of NE-computer service-\$92.88; Terminix-services-\$60.00; John Thomas-court appointed attorney-\$351.37; Thomsen Reuters West-law library-\$316.53; US Postal Service-CMRS-FP-postage-\$12,200.00; Byron Wragge-reimburse mileage-\$88.05; Shannon Wragge-reimburse mileage-\$317.79; Payroll-\$45,913.32.

**COUNTY HIGHWAY FUND:** A&R Construction-concrete overlay-\$459,058.07; Appera-supplies-\$103.60; Backus Sand & Gravel-gravel-\$38,368.24; Black Hills Energy-utilities-\$64.13; Chad's Tire Service-supplies-\$30.00; CHI Health-DOT physicals-\$281.60; Classic Rentals-maintenance-\$180.67; Dinkel's-repair-\$365.00; Farmer's Pride-diesel-\$4,449.94; Filter Care-service-\$96.25; Interstate Batteries-supplies-\$187.90; Jerry's Hilltop Service-gasoline-\$226.65; Kayton International-supplies-\$102.01; Lawson Products-supplies-\$144.72; Leiting Auto Supply-repair parts-\$141.45; Lorenz Automotive-repair parts-\$183.02; M&M Sanitation-



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waste disposal-\$54.00; Manzer Equipment-repair parts-\$278.00; Matheson-supplies-\$47.43; Matteo Sand & Gravel-gravel-\$1,844.92; Midwest Bank, NA-co share-\$1,815.20; Mitch's Food Center-supplies-\$18.94; Mitteis Gravel LLC-gravel-\$4,340.66; Nebr Machinery-repair parts-\$12,838.75; Osmond Farm Supply-diesel-\$1,676.14; Osmond Mini Mart-gas-\$273.69; Pierce Automotive-repair parts-\$202.04; Plainview Auto Supply-repair parts-\$36.60; Plainview Telephone-service-\$47.31; Plainview City-utilities-\$288.87; Randolph Farm Supply-gas&diesel-\$2,734.31; RDO Truck Centers-repair parts-\$127.59; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,583.96; Sam's Hardware Hank-supplies-\$16.98; Sapp Bros Petroleum-oil-\$1,054.90; Steinkraus Service-diesel-\$5,161.98; Verizon-service-\$80.07; Wattier True Value-supplies-\$59.83; Western Oil-gasoline-\$418.68; Payroll-\$24,350.92.

**REGISTER OF DEEDS FUND:** MIPS-computer service-\$298.10.

**E911 FUND:** GeoComm-licensing upgrade-\$432.40; Plainview Telephone-service-\$34.73; Racom Corp-equipment-\$26,620.17.

**E911 WIRELESS FUND:** GeoComm-licensing upgrade-\$1,447.50; Midwest Bank, NA-co share-\$137.72; Pierce Co Treasurer-transfer to general fund-\$5,447.49; Plainview Telephone-service-\$116.27; Racom Corp-equipment-\$89,072.83; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$121.52; Payroll-\$1,800.00.

There being no further business, Chairman Wragge adjourned the meeting at 10:11 A.M. and will meet at a regular meeting on Monday, July 3, 2017 at 9:10 A.M. as County Board of Commissioners, said meeting is open to the public. An agenda for such meeting, kept continuously current, is available for public inspection at the office of the County Clerk.

/s/ Terry J. Wragge  
Chairman, Pierce County  
Board of Commissioners

/s/ Shannon Wragge  
Pierce County Clerk

I, Shannon Wragge, Pierce County Clerk, do hereby certify that all the subjects contained in the foregoing proceedings are contained in the agenda for the meeting kept continuously current and available for public inspection at my office; that such subjects were contained in said agenda for at least 24 hours prior to the meeting; that the minutes of said meeting were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body; that any news media requesting notification concerning said meetings or said County Board were provided advance notification of the time and place of said meetings and the subjects to be discussed at said meeting.

/s/ Shannon Wragge  
Pierce County Clerk

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