

Pierce County Board Minutes



COMMISSIONERS PROCEEDINGS

January 16, 2018

The Pierce County Board of Commissioners met pursuant to adjournment on Tuesday, January 16, 2018 at 9:00 A.M. with the following members present: Marvin Elwood, Jr., Brad Albers and Terry J. Wragge. Co. Clerk Shannon Wragge, Zoning Adm. Heather McWhorter, Clerk of District Court Vickie Prince, County Attorney Verlyn Luebbe, News Reporters Randee Falter, along with the following were present: Kate Valentine, Matt Hopkins, Jerry Moritz, Josh Moening, LeRoy Kerkman, Rick Geier, Amber Zuhlke, Josh Framel, Rick Otto, Richard Koenig, Rick Sirek, Alisha Bolling, Adam Bolling, Ryan Zimmerman, Aaron Zimmerman, Doug Hall, Dave Lienemann, Jeff Baker, Tom Nathan, Loren Haselhorst, Dr. Jim Thor, Jim Schmit, Chris Unseld, Tom Kuether, Steve Prince, Chris Delka, Susan Norris, Michael Holton and Lowell Schroeder.

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 9:10 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. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

The minutes of January 2, 2018 were approved as printed.

Zoning Adm. Heather McWhorter was present and discussion was held on the proposed wind energy zoning regulations that were presented at the Jan. 2, 2018 meeting by Chairman Wragge. McWhorter presented to the Board what a hypothetical taxing impact of 100 wind energy towers, generating 2.5 megawatts per tower, would generate for Pierce County pertaining to taxation (\$879,500 paid to Pierce County per year), possible changes to valuations and clustering requirements as asked for by Commissioner Elwood and Albers at the Jan. 2, 2018 meeting.

Board Chairman Wragge allowed 15 minutes for Kate Valentine with TradeWinds and other wind energy advocates to speak and then gave the opposition to wind energy 15 minutes to speak. No decisions were made.

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 the Pierce County Ag Society % Diane Herian, 54711 851 Road, Pierce, NE 68767. The date of the event is Saturday, March 17, 2018 from 8:00 a.m. to 1:00 a.m. at the Pierce County Fairgrounds Pavilion. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

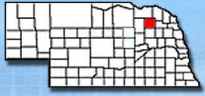
Plainview City Adm. Michael Holton, Plainview City Economic Development Susan Norris, Pierce City Adm. Chad Anderson, NE NE Economic Development Board Member Lowell Schroeder and Jim Schmit, all with the Pierce County Economic Development gave the County Board an update of their progress in Pierce County and presented the Board with a housing study of Pierce County.

Motion by Albers, seconded by Elwood, to Approve & Re-Appoint Sharolyn Buss to a 3 year term as Pierce County Representative on the NENE Agency of Aging Advisory Board. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Elwood, seconded by Albers, to Approve & Appoint Justin D. Doerr to a 3 year term to the Board of Directors RC & D Council. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Hwy Supt. Brian McDonald presented and discussed with the Board the Completion of the 2017 Pavement Repair Project and the 2018 1 & 6 Year Road Plan projects and asked if there were any changes.

Motion by Wragge, seconded by Elwood, to Authorize & Approve the Chairman to sign Change Order #1 (net increase of \$27,750.99 to new total cost of \$66,485.99), Pay Application #1 (Final - \$66,485.99) and Certificate of Substantial Completion for the 2017 Pavement Repair - Project 171606 to A & R Construction Co., Plainview, NE. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.



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Motion by Albers, seconded by Elwood, to authorize the County Clerk to advertise for the 2018 1 & 6 Year Road Hearing and to set a public hearing date for Monday, February 12, 2018 at 9:15 a.m. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

The approval of the County Treasurer's Semi-Annual Report was discussed.

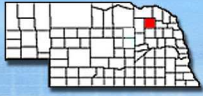
Motion by Wragge, seconded by Elwood, to approve the Pierce County Treasurer's Semi-Annual Statement as presented by the County Treasurer. Whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Zoning Adm. Heather McWhorter, Aaron & Ryan Zimmerman and Jeff Baker, with GRNE Solar, were present. Zimmerman's wanted to let the Board know that they are in the process of applying for a Pierce County Conditional Use Permit to allow solar energy on approximately 1000 acres of property owned by his family west of Pierce.

Motion by Albers, seconded by Elwood, to approve the fee reports as submitted by Rick Eberhardt, County Sheriff; Vickie Prince, Clerk of District Court and Shannon Wragge, County Clerk for December 2017; approve Treasurer's receipt's for various funds for Christine Bahr, County Treasurer, for December 2017 and placed on file in the County Clerk's office, total \$1,277,863.95 and 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: Mark Albin-court appointed attorney fees-\$1,545.05; BCBS-health premiums-\$26,307.44; Bob Barker Co Inc-supplies-\$96.20; Classic Rentals-service-\$188.79; Elite Office Products-maint. Agreement-\$23.90; First Concord-fees-\$198.00; Great American Financial Services-meter rent-\$145.00; Shawn Hagerty-autopsy-\$75.00; Hometown Market-prisoner food-\$664.19; Johnson's Inc-repairs-\$243.18; LexisNexis-law library software-\$397.00; Madison County Sheriff-paper service-\$27.61; Microfilm Imaging Systems-scanner rent-\$46.00; Midwest Bank-co share-\$3,562.57; MIPS Inc-website, microfilming, support-\$707.27; NE NE Assn of Clerks, ROD & Elections-dues-\$50.00; NE NE News-ads-\$421.63; One Office Solution-office supplies-\$125.87; Osmond Mini Mart-gas-\$119.95; Osmond Pharmacy-prisoner meds-\$62.41; Pierce County Sheriff Expense Acct-prisoner transportation-\$154.19; Pierce County Court-court costs-\$221.50; Pierce Co Leader-ads-\$206.66; Pierce County Sheriff-paper service-\$38.34; Pierce County District Court-court costs-\$133.50; Pierce Telephone Co Inc-service-\$2,127.02; Plainview News-ads-\$159.27; Prime Stop North-gas-\$99.89; Quill-supplies-\$898.96; Region 4 Inc-quarterly costs 17/18-\$2,340.25; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,212.52; NE Secretary of State-notary renewal-\$30.00; State of NE Networking-service-\$448.00; Tom's Service LLC-gas & repairs-\$1,290.96; Town & Country Ins-notary bonds-\$80.00; Payroll-\$49,508.65.

COUNTY HIGHWAY FUND: A & R Construction Co-Final Payment Appl. #1 for Pavement Repairs 2017-\$66,485.99; Appera-service-\$82.76; B's Enterprises-signs-\$315.00; Backus Sand & Gravel-gravel-\$1,082.62; Bazile Aggregate Co LLC-gravel-\$4,131.00; Black Hills Energy-service-\$1,051.81; Classic Rentals-service-\$168.19; Dan Dennis-reimb. for CDL-\$57.00; Eastern NE Telephone-service-\$108.86; Farmers Pride-diesel-\$3,834.24; Dave Friedrich-crushed concrete-\$600.00; Green Line Equipment-repair parts-\$107.34; Jerry's Hilltop Service LLC-gas-\$211.10; Kumm Gas Co Inc-repairs-\$11.22; Lawson Products-repair parts-\$302.61; Leiting Auto Supply-repair parts-\$53.96; Lorenz Automotive-repair parts & supplies-\$423.68; Manzer Equipment Inc-repair parts-\$1,074.04; Martin Marietta-crushed concrete-\$1,037.48; Matheson Tri-Gas-supplies-\$179.96; Menards-supplies-\$277.98; Midwest Bank-co share-\$1,770.08; Mitch's Food Center-supplies-\$66.51; Mitteis Gravel-gravel-\$1,095.21; N & B Gas Company-gas-\$215.22; NE NE Tire & Trailer Sales-diesel & supplies-\$241.10; NE Power-service-\$63.00; Osmond Mini Mart-gas-\$293.56; Overhead Door-repairs-\$78.77; Paul's Welding-repairs-\$492.94; Pierce Telephone-service-\$71.04; Plainview Telephone-service-\$48.08; Plainview True Value-repair parts-\$11.47; Plainview City-utilities-\$541.13; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,545.09; Safety Kleen-supplies-\$281.00; Schaefer Grain & Feed Co-supplies-\$15.00; Steinkraus Service-supplies-\$427.10; Tom's Service LLC-repairs & gas-\$493.30; Verizon-service-\$80.07; Wattier True Value-supplies-\$43.61; Western Oil LLC-gas-\$626.16; Zee Medical Service Inc-shop supplies-\$12.95; Payroll-\$23,351.54.



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E911 FUND: Pierce Telephone-service-\$71.64; Plainview Telephone-service-\$22.65.

E911 WIRELESS FUND: Midwest Bank, NA-co share-\$137.72; Pierce Telephone-service-\$349.32; Plainview Telephone-service-\$128.35; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$121.52; Payroll-\$1,800.00.

FEDERAL DRUG LAW ENFORCEMENT FUND: SNARE Drug Task Force-surveillance viewers-\$1,195.00.

REGISTER OF DEEDS FUND: MIPS-computer service-\$305.06.

Discussion was held on the appointed boards for 2018 for the Pierce County Board Members.

This being the organizational meeting of the County Board, Chairman Terry J. Wragge called for nominations or a motion for Chairman for 2018 for County Board of Commissioners' and County Board of Equalization.

Motion by Albers, seconded by Elwood, to nominate Terry J. Wragge, as Chairman of the Pierce County Board of Commissioners for 2018. Roll call vote: Aye: Elwood and Albers; Wragge abstained. Nay: None. Motion carried.

Chairman Wragge presided.

Motion by Elwood, seconded by Wragge, to nominate Brad Albers as Chairman of the Pierce County Board of Equalization for 2018. Roll call vote: Aye: Elwood and Wragge; Albers abstained. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to appoint Wragge with Elwood as alternate to the Northeast Nebraska Area Agency of Aging Board; to appoint Albers with Wragge as alternate to Region IV Mental Health Board; to appoint Elwood with Albers as alternate to North Star; to appoint Elwood with Albers as alternate to Goldenrod Joint Housing Authority; to appoint Wragge with Albers as alternate to Juvenile Detention Center Board; to appoint Wragge with Elwood as alternate to County Used Oil Contact person; to appoint Albers with Elwood as alternate to Northeast Nebraska Economic Development District; to appoint Elwood with Wragge as alternate to North Central Public Health Board; to appoint Albers with Wragge as alternate as the contract person for the Pierce County Economic Development Board; to appoint Albers with Wragge as alternate to the Region 11 Emergency Management Board; to appoint Albers with Wragge as alternate to the Elkhorn Valley LEPC Board; and to appoint Wragge with Elwood as alternate to the Pierce County E911 Advisory Board, all for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Elwood, to approve the Osmond Republican, Plainview News and Pierce County Leader as the legal newspapers for Pierce County for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve the County Web Page www.co.pierce.ne.us as an additional method of providing notice for Pierce County for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

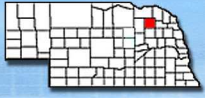
Motion by Elwood, seconded by Wragge, to appoint LaVern Schroeder as the County Surveyor for Pierce County for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Elwood, to appoint Brian McDonald as the County Highway Superintendent for Pierce County for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve the reappointment of Dr. Lane Handke as County Physician and County Coroner Physician for Pierce County for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve the appointment of Midwest Bank, N.A., Pierce, Security National Bank, Osmond, Midwest Bank, N.A., Plainview, Nebraska Public Agency Investment Trust (NPAIT), and Elkhorn Valley Bank and Trust, Pierce as Pierce County Bank Depositories for county funds for 2018. Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

Motion by Elwood, seconded by Albers, to approve the machine hire rates for 2018 with the following stipulations: (1) that adjustments in rates may be made at a later date, depending on the cost of fuel. (2) that



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Pierce County set these rates and does machine work only on request for a small job and when it would be difficult and impractical for a private contractor to haul his machinery to a location for such a small job and the County is already in that location.

- \$200 per hour for Backhoe/Excavator with man;
- \$150 per hour for Motor Grader with man;
- \$150 per hour for Loader with man;
- \$200 per hour for Scraper with man;
- \$125 per hour for 10-yard Dump Truck with man
- \$300 per mile for mowing of roadway ditches (per SS 39-1811).

Roll call vote: Aye: Elwood, Albers and Wragge. Nay: None. Motion carried.

The Board reviewed the proposed setbacks that were discussed at last meeting and proposed to change the following: Property lines 2 times total height; dwelling units participating-2,000' and non-participating-3,500'; wildlife/recreation-2 miles; wetlands-2 times total height; all road ROW-2 times total height; 40 decibel noise-2,000' and 20% down for decommissioning; 1 clustering ring and 10 miles from an airport. No decision was made. At the January 29, 2018 at 9:11 a.m. County Board Meeting the Board will review the proposed wind energy regulations and setbacks and possibly approve at the February 12, 2018 Board Meeting at 9:30 a.m.

There being no further business, Chairman Wragge adjourned the meeting at 11:10 A.M. and will meet at a regular meeting on Monday, January 29, 2018 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
