



Pierce County Board Minutes



COMMISSIONERS PROCEEDINGS

May 21, 2018

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, May 21, 2018, at 9:10 A.M. with the following members present: Marvin Elwood, Jr. and Brad Albers. Terry J. Wragge was absent. Co. Clerk Shannon Wragge, Hwy Supt. Brian McDonald, Ned Porter, Steve Knievel and News Reporter Randee Falter were present.

Due to the absence of Chairman Terry J. Wragge, a Motion was made by Elwood, seconded by Albers, to appoint Brad Albers as Chairman Pro Tem. Roll call vote: Aye: Elwood and Albers; Wragge absent. Nay: None. Motion carried.

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 Pro Tem Albers called the meeting to order at 9:11 A.M. and presided. Chairman Pro Tem Albers 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 Elwood, seconded by Albers, to approve the agenda. Roll call vote: Aye: Elwood and Albers; Wragge absent. Nay: None. Motion carried.

The minutes of May 7, 2018 were approved as printed.

Because of the absence of Chairman Terry J. Wragge the Board decided to table the decision on the county liability insurance until next meeting on June 4, 2018 at 9:35 a.m.

Hwy Supt. Brian McDonald was present and discussion was held on the road study report for the possible road closing of the county road on the south side of Section 7, 850 Road between 534 Avenue and 535 Avenue, road closing of 545 Avenue between sections 35/36 less north 1000' of Blaine Township, upcoming opening of sealed bids for micro surfacing, crack sealing and problem roads and bridges that need attention.

The legal was read for the 9:15 a.m. public hearing for the road closing between section(s) 7/18 25-4 in Mills Township. Chairman Pro Tem Albers opened the road hearing at 9:16 a.m. Steve Knievel was present and voiced his opinion that he would like to see the road closed. There were no other written comments or objections for or against. Chairman Pro Tem Albers closed the hearing at 9:21 a.m.

Motion by Elwood, seconded by Albers, to approve Resolution #2018-8 as follows:

RESOLUTION #2018-8

PIERCE COUNTY, NEBRASKA

WHEREAS, Pierce County considered the possible vacation or abandonment of the road on the south side of Section 7, 850 Road between 534 Avenue and 535 Avenue of Mills Township in Township 25 North, Range 4 West of the 6th Principal Meridian, Pierce County Nebraska

WHEREAS, Pierce County directed the Highway Superintendent to make a study of the use of the road and hold a public hearing to discuss possible vacation or abandonment of the above described road.

WHEREAS, it was found to be in the public interest for the County to close the road on the south side of Section 7, 850 Road between 534 Avenue and 535 Avenue of Mills Township in Township 25 North, Range 4 West of the 6th Principal Meridian, Pierce County Nebraska.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Pierce County, Nebraska, that the road on the south side of Section 7, 850 Road between 534 Avenue and 535 Avenue of Mills Township in Township 25 North, Range 4 West of the 6th Principal Meridian, Pierce County Nebraska be vacated and the right of way revert to the adjacent landowners.

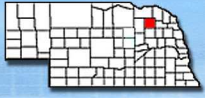
Adopted this 21st day of May, 2018, at Pierce, Nebraska

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Brad Albers, Chairman Pro Tem

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

ATTEST: /s/ Shannon Wragge, Pierce County Clerk



Pierce County Board Minutes



Whereas the original for said resolution is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve Resolution #2018-9 as follows:

RESOLUTION #2018 - 9

PIERCE COUNTY, NEBRASKA

WHEREAS, a petition was filed with the County Clerk requesting that a public hearing date be set to consider the vacation or abandonment of 545 Avenue between Sections 35 and 36, less the north 1000', of Blaine Township, in Pierce County, NE, also known as Township 25 North, Range 3 West of the 6th P.M., Pierce County, Nebraska.

WHEREAS, Nebraska State Statute 39-1723 requires that the Pierce County Board direct the Highway Superintendent to study the use of the road and submit a written report to the county board within thirty days.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Pierce County, Nebraska, that the Highway Superintendent is directed to complete a study of the use of the county road described above. A written report of the study findings and recommendations is to be submitted to the County Board within thirty days.

Adopted this 21st day of May, 2018, at Pierce, Nebraska

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Brad Albers, Chairman Pro Tem

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

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

Whereas the original for said resolution is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Hwy Supt. Brian McDonald opened the proposals for the removal of Bridge #12430. The following proposal was received: Removal of Bridge #12430 at a cost of \$11,540.00 by BW Excavating, Pierce, NE with a completion date of June 22, 2018.

Motion by Albers, seconded by Elwood, to approve and accept the proposal to remove Bridge #12430 at a total cost of \$11,540.00 by BW Excavating, Pierce, NE with a completion date of June 22, 2018. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve and accept the crack sealing proposal at a total cost of \$4,884.00 by Bader's Hwy & Street, Norfolk, NE. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

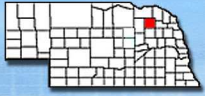
Discussion was held on the contribution amount for Randolph City for the Flood Plain Project. It was approved Jan. 2, 2018 to designate \$75,000 or \$25,000 per year for the next 3 years towards the replacement of the county line bridge between Pierce and Cedar County over the Middle Logan Creek, with payment made upon receiving an invoice from the City of Randolph.

Motion by Elwood, seconded by Albers, to approve the contribution amount to Randolph City for the Flood Plain Project to be made in one payment of \$75,000 from the 17/18 FY budget payable upon receiving an invoice. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to recommend approval to the NE Liquor Control Commission for the request for 7 special designated liquor licenses for Shane Taylor DBA The Whitehouse/Taylor's Bar & Grill for the following events in 2018 at the Pierce Pavilion from 5:00 p.m. to 12:00 a.m.: June 7,14,21,28; July 12,19,26. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to recommend approval to the NE Liquor Control Commission for a request for a special designated liquor license for D & K Lanes for an event on Saturday, July 21, 2018 at the Pierce Pavilion from 3:00 p.m. to 1:00 a.m. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Elwood, seconded by Albers, to approve the application for Lyle Lingenfelter for the undercrossing of a county road for with a 2.5" electrical line approximately 1250' east of 536 Avenue and undercrossing 866 Road in pt of the NW ¼ Section 28, Township 28N, Range 4W in Pierce County, NE. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.



Pierce County Board Minutes



Motion by Elwood, seconded by Wragge, to recommend approval to the NE Liquor Control Commissioner for the request for Blaine A. Meyer as new club house manager for the Pierce Community Golf Course, located at 85428 548th Avenue, Pierce, NE 68767. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

Motion by Albers, seconded by Elwood, to approve the Engagement Letter with DA Davidson & Co, Omaha, NE, to assure compliance with Federal Securities & Exchange Commission Regulations for current hwy bonds for road projects in 2018. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

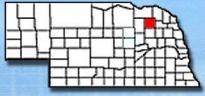
Zoning Adm. Heather McWhorter was present and discussion was held on the Carsten's Lot Split in pt NE ¼ SE ¼ 24-27-1 (11.87 acres).

Motion by Elwood, seconded by Albers, to approve the Carsten's Lot Split in pt NE ¼ SE ¼ Section 24, T27N, R1W, Pierce County, NE. Roll call vote: Aye: Elwood and Albers; Wragge Absent. Nay: None. Motion carried.

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 Albers; Wragge Absent. Nay: None. Motion carried.

GENERAL FUND: Justin Arnold-reimburse mileage-\$37.06; Lucinda Bauer-court appointed attorney-\$2,206.15; BCBS-health premiums-\$26,307.44; Bush & Roe Financial-amended workers comp premium-\$14,440.00; Cable One-service-\$113.46; Classic Rentals-service-\$258.23; Consolidated Management Co-meals-\$12.68; Rick Eberhardt-reimburse uniforms-\$129.91; Elections Systems & Software-supplies-\$113.98; Elite Office Products-maintenance agreement-\$97.22; Ewaldt Law Office, PC-court appointed attorney-\$632.30; Farmers Pride-diesel-\$1,251.45; First Concord Benefits-insurance deductible-\$1,826.56; Floor Maintenance & Supply-supplies-\$365.52; Hometown Market-prisoner food-\$439.33; Jacks Uniforms & Equipment-uniforms-\$365.74; Kate M. Jorgensen-public defender-\$2,500.00; Justice Data Solutions-yearly support-\$2,200.00; Legion Lounge-juror meals-\$111.40; Lexis Nexis-law library-\$397.00; Midwest Bank-co share-\$3,536.38 Morland, Easland, Lohrberg PC-public defender-\$2,500.00; NE Nebraska News Co-publishing-\$12.64; Nebr Assoc. of Co Clerks-registration-\$125.00; NE Health & Human Services-Apr. 2018 housing-\$360.00; Nebr Weed Control Assoc.-registration-\$125.00; Brian Oestreich-prisoner food-\$20.00; One Stop Fuels-gasoline-\$305.52; Osmond General Hospital-lab work-\$100.00; Osmond Mini Mart-gasoline-\$105.03; Osmond Pharmacy-prisoner meds-\$82.97; Pierce Automotive Supply-repair parts-\$14.96; Pierce County Leader-publishing-\$1,203.70; Pierce County District Court-court costs-\$61.50; Plainview News-publishing-\$683.62; Prime Stop-gas-\$34.09; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,219.45; Secretary of State-notary fee-\$30.00; Security Shredding-service-\$105.00; Sioux Sales Co-equipment-\$252.75; Sirchie-supplies-\$69.50; State of Nebr.Central Finance-computer network fees-\$92.88; Thomsen Reuters-law library-\$338.69; Tom's Service-gasoline-\$1,683.33; Town & Country Ins-notary bond-\$40.00; University of Nebr-equipment-\$1,299.33; Van Diest Supply-supplies-\$2,537.50; Payroll-\$49,169.84.

COUNTY HIGHWAY FUND: Appera-uniforms-\$98.50; B's Enterprises-grades blades-\$2,485.50; Bazile Aggregate Co-gravel-\$4,014.00; Black Hills Energy-utilities-\$220.31; Carlson Home & Auto Inc-propane-\$708.72; CenturyLink-service-\$61.14; Classic Rentals-service-\$189.86; Cornhusker Auto-repair parts-\$41.10; Eastern Nebr Telephone-service-\$108.76; Farmers Pride-diesel-\$3,186.64; Gerhold Concrete Co-crushed rock-\$2,208.00; Jerry's Hilltop-gas-\$143.89; Kayton International-repair parts-\$1,496.00; Leiting Auto Supply-repair parts-\$60.05; Lorenz Automotive-repair parts-\$771.94; Manzer Equipment-repair parts-\$584.27; Midwest Bank, NA-co share-\$1,938.40; Mitch's Food Center-supplies-\$54.94; NE Nebr. Tire & Trailer Sales-tire repair-\$156.40; Nebr. Machinery-repair parts-\$298.02; Osmond Farm Supply-diesel-\$4,299.77; Osmond Mini Mart-gasoline-\$417.00; Paul's Welding-service-\$247.95; Pierce Automotive Supply-repair parts-\$238.45; Pierce Co Clerk-recording fees-\$32.00; Plainview Auto Supply-repair parts-\$68.83; Randolph Farm Supply-diesel-\$2,379.08; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,694.97; Safety Kleen Services-service-\$250.29; Sapp Bros Petroleum-oil-\$66.55; Steinkraus Service-diesel-\$7,761.89; John Steinkraus-easement purchase-\$1,000.00; Tom's Service-gasoline-\$533.32; Verizon-service-\$81.13; Wattier



Pierce County Board Minutes



True Value Hardware & Service-supplies-\$195.38; Western Oil-gasoline-\$638.73; Willow Creek Sand & Gravel-gravel-\$2,339.56; Payroll-\$25,571.74.

E911 FUND: Racom Corp-supplies-\$187.92.

E911 WIRELESS FUND: Midwest Bank, NA-co share-\$103.29; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$91.14; Payroll-\$1,350.00.

County Attorney Verlyn Luebbe was present to visit with the Board about special prosecution for an upcoming court case.

Ed Clayton, Mark McCabe and Ray Stark were present and discussion was held on the part-time Veterans Service Officer Position currently held by Mark McCabe. McCabe would like to retire by August 1, 2018 and the Pierce County Veterans Board would like to first advertise in the three legal county newspapers for the position as a possible full-time position or 30 hours/week to keep the position in the courthouse and if they do not have suitable candidates for the position then possibly form an inter-local with another county.

The Courthouse and jail inspection was tabled.

There being no further business, Chairman Pro Tem Albers adjourned the meeting at 10:51 A.M. and will meet at a regular meeting on Monday, June 4, 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/ Brad Albers
Chairman Pro Tem, 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
