



Pierce County Board Minutes



COMMISSIONERS PROCEEDINGS

March 11, 2019

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, March 11, 2019, at 9:10 A.M. with the following members present: Marvin Elwood, Jr., Jim Schmit and Terry J. Wragge. Co. Clerk Shannon Wragge, Albert Friedrich, Ned Porter, Bruce Zimmerman 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 9:10 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 Elwood, seconded by Schmit, to approve the agenda. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

The minutes of February 25, 2019 were approved as printed.

Hwy Supt. Brian McDonald was present and discussion was held on the road study report for the possible vacation or abandonment of the road, 543 Avenue, between Sections 15/16 in Township 25 North, Range 3 West of the 6th Principal Meridian, Pierce County Nebraska.

The legal was read for the 9:11 a.m. public hearing for the road vacation or abandonment of 543 Avenue, between Sections 15/16 in Blaine Township in Township 25 North, Range 3 West of the 6th Principal Meridian, Pierce County Nebraska. Chairman Wragge opened the road hearing at 9:11 a.m. Alvin Polt and Bruce Zimmerman, abutting landowners, were present and voiced their opinion that they would like to see the road closed but Polt would need an easement to get to his property and the road would need built up. There were no other written comments or objections for or against. Chairman Wragge closed the hearing at 9:22 a.m.

No final decision was made on the vacation or abandonment of 543 Avenue, between Sections 15/16 in Township 25 North, Range 3 West of the 6th Principal Meridian, Pierce County Nebraska and approval of said Resolution 2019-4 will be added to March 25, 2019 agenda.

Dennis Johnson with EMC Insurance, discussed with Hwy Supt. Brian McDonald and Co. Board on the litigation on Bridge #12430 damaged April 30, 2018. Auto-Owners Insurance County on behalf of their insured is offering almost one half of the total estimate to replace, which is a \$90,000 offer.

Motion by Elwood, seconded by Schmit, to approve and accept the offer of \$90,000 for replacement of Bridge #12430. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Elwood, to approve and authorize Chairman Wragge to sign Resolution 2019-6 and the County Match Program Agreement with NE Dept of Roads. 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, Schmit and Wragge. Nay: None. Motion carried.

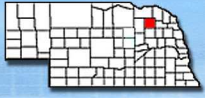
Craig Kuehler and Diane Herian, Pierce County Ag. Society members were present to ask the Board for approval for construction and loan/monetary support to expand the Pavilion at an approximate cost of \$80,000. The Board informed the Ag Society members that they are their own entity/subdivision and do not need approval from the Co. Board as long as they have the resources for the expansion. The Board approves their levy/dollar amount for the subdivision.

Ron Schmidt, Madison County Commissioner and NIRMA Board Member presented to the Board a plaque welcoming Pierce County to NIRMA (Nebraska Intergovernmental Risk Management Association).

The legal was read for the 9:40 a.m. public hearing to receive public comments concerning the amendment of the Pierce County Zoning Regulations to allow for use of pre-existing setbacks.

Chairman Wragge opened the hearing at 9:55 a.m. Zoning Adm. Heather McWhorter was present and answered questions the Board had on the Amendment of the Zoning Regulations. There were no written comments or objections against said amendment change and Albert Friedrich was present in favor of said amendment change. Chairman Wragge closed the hearing at 9:59 a.m.

Motion by Elwood, seconded by Schmit, to approve Resolution #2019-5 as follows:



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RESOLUTION #2019-5

A RESOLUTION AMENDING BY REFERENCE CERTAIN LANGUAGE IN THE PIERCE COUNTY ZONING AND SUBDIVISION RESOLUTIONS UNDER THE AUTHORITY GRANTED BY SECTIONS 23-114.01 THROUGH 223-114.05 AND 23-165 OF THE REVISED STATUTES OF NEBRASKA, 1943.

WHEREAS; having received a recommendation from the Pierce County Joint Planning Commission and proper notice been given and public hearing held as provided by law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Pierce County, Nebraska, hereby amend the Pierce County Zoning and Subdivision Resolution with new text in *Italics* and removed text ~~stricken~~ as follows:

ARTICLE FOUR – All Sections, Lot Requirements and Intensity of Use, Part 3.

g. The Zoning Administrator may allow a front yard setback on a county road to be established by a building, agricultural structure or shelterbelt, provided the Zoning Administrator rules said setback would not be a traffic hazard or inside a sight triangle. Grain storage facilities permitted under this section may not access from the road side. The Zoning Administrator may consult with the Highway Superintendent prior to making this decision.

A duly advertised hearing has been held by the Pierce County Planning Commission and the Pierce County Board of Commissioners after a recommendation by said Planning Commission.

NOW, THEREFORE, LET IT BE FURTHER RESOLVED, that this Resolution shall take effect and be in force no sooner than the 11th day of March 2019.

ADOPTED AT Pierce, Nebraska this 11th day of March, 2019.

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Chairman

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

/s/ Jim Schmit, District #2 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, Schmit and Wragge. Nay: None. Motion carried.

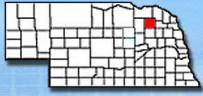
Madison County Commissioner Ron Schmidt and Zoning Adm. Heather McWhorter visited with the Pierce County Board about the current Interlocal Agreement with Madison County for 20% of use of the Planning & Zoning Administrator/Dept. Both parties agreed that Pierce County is using more than 20% and unanimously agreed to pay 33% for the 19/20 fiscal year.

Motion by Wragge, seconded by Elwood, to recommend approval to the NE Liquor Control Commission for the request for a special designated liquor license for Mike & Lisa Ross, Pierce, NE dba Ross Capital/Corky Canvas. The date of the event is Saturday, April 6, 2019 from 4:00 p.m. to 1:00 a.m. at the Pierce County Fairgrounds Pavilion. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Elwood, seconded by Schmit, to approve and appoint Norman Lorenz and Letha Shimerka, for another four-year term to the Pierce County Visitors Committee Board (January 2018 to January 2022). Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Extension Agent Ann Fenton thanked the Board for allowing her to put in a hot water heater for the extension office kitchen.

Clerk of District Court Vickie Prince asked for approval to get rid of excessive old metal chairs sitting in the small courtroom. The Board suggested Madison/Pierce County Exchange.



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Approval of the public tax sale for Treasurer Christine Bahr was tabled to next board meeting.

Motion by Wragge, 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 February 2019; approve Treasurer's receipt's for various funds for Christine Bahr, County Treasurer, for February 2019 and placed on file in the County Clerk's office, total \$439,763.79 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, Schmit and Wragge. Nay: None. Motion carried.

GENERAL FUND: Joseph Abler-court appointed costs-\$495.00; Antelope County Sheriff-prisoner boarding-\$40.00; Michael Bates-reimb. gas-\$103.25; Black Hills Energy-utilities-\$18.40; Bailey Carpenter-mileage-\$165.88; Classic Rentals-rug service-\$203.98; Consolidated Management Co-meals-\$173.55; Ann Fenton-meals-\$7.52; First Concord-fees & deductibles-\$203.00; Gene French-reimb. meals & gas-\$70.63; Great American Financial Services-meter rent-\$119.00; LexisNexis-law library-\$441.00; M & M Sanitation Service-service-\$210.00; Madison County Sheriff-paper service-\$38.74; Magdanz Inc-supplies-\$102.68; Jennie Martinez-mileage-\$19.84; Microfilm Imaging Systems-scanner rent-\$92.00; Midwest Bank-co share-\$3,542.80; MIPS Inc-website, microfilming, support-\$604.72; NE NE News-ads-\$910.78; Osmond Pharmacy-prisoner meds-\$62.53; Pierce Co Leader-ads-\$697.77; Pierce County District Court-court costs-\$174.00; Pierce Telephone-service-\$2,353.61; Plainview News-ads-\$510.83; Platte County Detention Facility-prisoner boarding-\$300.00; Region 4 Behavioral Health-3rd quarter 18/19 FY contribution-\$5,257.00; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,190.48; Sanne Repair-repairs & supplies-\$7,523.95; Schroeder Land Surveying-surveying-\$1,165.00; State of NE Networking-service-\$448.00; Tiger Town Food Center-prisoner food-\$694.83; Tom's Service LLC-gas & repairs-\$1,798.07; Payroll-\$48,735.77.

COUNTY HIGHWAY FUND: Appera-uniform service-\$84.40; B's Enterprises Inc-signs-\$399.50; Bazile Aggregate Co LLC-gravel-\$1,960.00; Chads Tire Service-tires & repairs-\$1,991.20; Classic Rentals-service-\$183.90; Cornhusker International Trucks-repair parts-\$45.10; Eastern NE Telephone-service-\$108.91; Farmers Pride-diesel & propane-\$1,398.09; Filter Care-repair parts-\$70.00; Green Line Equipment-repair parts-\$32.12; JEO Engineering-engineering costs-\$19,463.75; Leiting Auto Supply-repair parts-\$115.83; M & M Sanitation Service-service-\$60.00; Magdanz Inc-supplies-\$31.48; Matheson Tri-Gas-supplies-\$52.08; Menards-repair parts-\$11.96; Midwest Bank-co share-\$1,979.33; Mitch's Food Center-supplies-\$128.71; NE Nebr. Tire & Trailer-supplies-\$165.23; NE Machinery Co-repair parts-\$1,776.41; NE Power-utilities-\$326.00; Osmond Farm Supply Center Inc-diesel-\$2,200.86; Overhead Door-repairs-\$110.25; Paul's Welding-repairs-\$203.74; Pierce Telephone-service-\$77.08; Plainview Auto Supply-supplies & repair parts-\$160.90; Plainview Farm & Home Supply-supplies-\$49.65; Plainview Telephone-service-\$93.08; Plainview City-utilities-\$56.11; Power Plan-repair parts-\$241.77; Randolph Farm Supply-gas & diesel-\$128.80; RDO Truck Centers-repairs parts-\$58.50; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,728.21; Sapp Bros. Petroleum-oil-\$133.10; Steinkraus Service-diesel-\$1,565.40; Tom's Service LLC-gas & repairs-\$661.30; Wattier True Value-supplies-\$81.16; Western Oil LLC-gas-\$481.14; Payroll-\$26,064.39.

REGISTER OF DEEDS FUND: MIPS-computer service-\$310.96.

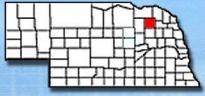
E911 FUND: AT & T-service-\$43.86; Pierce Telephone-service-\$96.30; Plainview Telephone-service-\$31.71.

E911 WIRELESS FUND: Pierce Telephone-service-\$324.66; Plainview Telephone-service-\$119.29.

There being no further business, Chairman Wragge adjourned the meeting at 10:34 A.M. and will meet at a regular meeting on Monday, March 25, 2019 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



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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
