

Abbreviations for this legal: **PS** - Personal Services, **OE** - Operating Expenses, **SU** - Supplies, **MA** - Materials, **ER** - Equipment Rental, **CO** - Capital Outlays, **RP** - Repairs, **RE** - Reimbursement.

Wayne, Nebraska
November 15, 2011

The Wayne County Board of Equalization did not convene – no items needing action.

Wayne, Nebraska
November 15, 2011

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Tuesday, November 15, 2011 in the upstairs conference room of the Courthouse.

Roll call was answered by Chairman Rabe, Members Wurdeman and Burbach, and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on November 3, 2011.

A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public.

The agenda was approved.

The minutes of the November 1, 2011, meeting were approved as printed in the Commissioner’s Record.

Emergency Manager Nic Kemnitz invited the board to participate in a tabletop exercise on December 6th at Wayne State College.

Lila Kay stated Commissioner Wurdeman asked if the county could take out the fence and clean out the ditch running alongside property owned by her and her brother-in-law. She approved the request, but when she stopped at the work site she learned the county had hauled away 20 loads of dirt. Kay asked why the county went beyond the right-of-way and took dirt from her land.

Wurdeman said he rolled her top soil back and saved it for her. The dirt was being used to build up the county road, and he was stock piling the rest for a drive for Butch Felt. While showing pictures of dirt at three different locations, Kay stated that the dirt was being taken off her land, without her permission, and being hauled elsewhere. She asked who was going to compensate her for the dirt.

Wurdeman felt there was a mis-communication, he explained that he eliminates snow banks by building roads up, which in turn saves taxpayers money.

Kay also inquired where the county put her fence posts and wire; they were in good shape and could be reused. Wurdeman said most of it was buried and the rest was at the county shed. Kay was not happy that posts and fencing were buried on her land, nor that the rest were taken away; she requested they be returned.

Kay felt Commissioner Wurdeman lied and he should personally compensate her for the dirt; Wurdeman agreed to personal compensation.

A public hearing to receive input on the proposed redistricting of commissioner voting districts convened at 10:35 a.m. Members Wurdeman and Burbach, Clerk Finn, and Mike Carnes of The Wayne Herald were present.

Finn presented the proposed commissioner districts. It was noted that the commissioner district lines followed the ward lines in the City of Wayne with the exception of the dormitories located at 1111 Main Street, which will be in Commissioner District #2. The commissioner district lines in rural part of the county are the same.

Motion by Wurdeman, second by Burbach to close the hearing at 11:05 a.m.

The commissioner meeting reconvened at 11:06 a.m. Motion by Wurdeman, second by Burbach to adopt Resolution No. 11-23. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Resolution No. 11-23: WHEREAS, Section 23-151 of the Nebraska Revised Statutes provides that each county under commissioner organization with a population of 300,000 or less shall be divided into three districts; and

WHEREAS, such districts shall consist of two or more voting precincts comprising compact and contiguous territory; and

WHEREAS, Section 5-108 provides that such districts shall be substantially equal in population, as determined by the most recent federal census; and

WHEREAS the Wayne County Board of Commissioners have drawn district boundaries that follow the precinct lines and the City of Wayne ward lines as nearly as possible, and said districts are comprised of a substantially equal division of the population of Wayne County; and

WHEREAS a public hearing to receive comments on the proposed districts /was conducted on November 15, 2011 and no objections were received;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Wayne County, Nebraska, that the County of Wayne shall be divided as follows:

Commissioner District #1 shall consist of Plum Creek, Hunter, Leslie and Logan precincts. It also contains First and Second Wards in the City of Wayne with the exception of 1111 Main Street.

Commissioner District #2 shall consist of Deer Creek, Sherman, Garfield, Wilbur and Strahan precincts, with the exception of sections 13, 24, 25 and 36 in Strahan precinct. It also contains Third Ward and 1111 Main Street in the City of Wayne.

Commissioner District #3 shall consist of Hoskins, Hancock, Brenna and Chapin precincts; and sections 13, 24, 25 and 36 in Strahan precinct. It also contains Fourth Ward in the City of Wayne.

Bids for the sale of Lot 1 & the North 4 feet of Lot 2, Block 4, Original Town of Sholes, Wayne County, Nebraska were opened. Motion by Burbach, second by Wurdeman to accept the bid of \$752.00 submitted by Mike & Amanda Haberman. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

One bid was received for the sale of Lot 21, Block 3, Original Town of Winside, Wayne County, Nebraska. Motion by Burbach, second by Wurdeman to accept the bid of \$100 submitted by John Thies. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

Correspondence was received from the Dixon County Board of Supervisors stating they would be contributing \$30,000 to the paving of 858 Road in Wakefield. The contribution is payable in annual payments of \$6,000 per year for five years.

The availability of scrap tire recycling grants in 2012 was discussed. The board authorized Melissa Rabbass to begin the application process in anticipation of a fall 2012 collection.

A temporary easement contract used by the State of Nebraska was reviewed for adaptability. Rabe will contact Rod Weber at the Department of Roads to see what contract they used when working along Highway 35.

The plat for Sig-Nature Lake Estates, a Subdivision in part of the SW ¼ and the S ½ of the S ½ of the NW ¼ of Section 34, Township 25 North, Range 1 East of the 6th P.M., Wayne County, Nebraska was reviewed. The owner's certificate on the plat dedicated the streets, avenues, drives, road and alleys to the public. In order for the county to undertake maintenance of the roads in a subdivision the roads must meet minimum standards established in Wayne County Resolution No. 89-7. The developer of the subdivision, William Willers will be contacted to clarify his intent and to communicate the standards.

The return of the Distress Warrants issued on November 1, 2010, was reviewed. Twenty-one of the forty-nine warrants issued were paid.

Distress warrants totaling \$30,801.96 were delivered to the County Sheriff for collection on November 1, 2011.

Motion by Wurdeman, second by Burbach to approve the addition of Cusip #313375EZ6 for \$300,000 as submitted by First National Bank of Wayne. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Fee Reports: Debra Finn, County Clerk, \$7,779.05 (Oct Fees).

Claims:

GENERAL FUND		Salaries \$86,471.71;
Albin, Mark D.	OE	2,934.05
Appeara	OE	317.39
Arnie's Ford Mercury	MA,RP	425.08
As Central Services	ER	60.00
Barone Security Systems	RP	360.00
Black Hills Energy	OE	56.37
CardMember Services	SU,MA	692.10
Carroll Station Inc., The	MA	889.83
CenturyLink	OE	79.58
Elite Office Products	ER	86.48
Farmers Cooperative, Pilger	MA	1,366.73
Fleet Services	MA	113.92
Fredrickson Oil Company	OE,MA	482.24
Glen's Auto Body	RP	45.00
Health & Human Services	OE	186.00
Hoskins One Stop	MA,RP	172.45
Jack's Uniforms & Equipment	SU	99.95
Carollo, Jason	OE	300.00
Jorgensen, Kate	OE	2,767.50
Madison County Sheriff	OE	5,050.00
Microfilm Imaging Systems	ER	155.00
MIPS Inc	SU,ER,CO	2,545.62
NACO	OE	120.00
Nebraska Public Health Env Lab	OE	84.00
Osmond Pharmacy	OE	328.08
Pamida Inc	SU,OE	83.24
Pieper Miller & Dahl	OE,ER	2,298.00
Pierce County Sheriff's Dept	OE	3,550.00
Providence medical Center	OE	110.00
Quality Printing & Office Supplies	SU	361.71
Quill Corporation	SU	165.34
Sinclair	MA	202.13
Sparkling Klean Service Inc.	OE	1,365.00
Super S Motel	OE	107.92

Tacos & More	OE	23.96
Thurston Co Sheriff	OE	4,400.00
Tom's Body & Paint Shop Inc.	RP	100.00
Topp, Amy	RE	175.90
Toshiba Financial Services	ER	205.62
Tower Plastics Mfg Inc.	SU	550.14
University of Nebraska	SU	325.95
Verizon Wireless	OE	52.87
Verizon Wireless	OE	242.73
Waste Connections of Nebraska	OE	187.96
Wattier, Patti	OE	375.00
Wayne Area Economic Develop Inc	OE	5,000.00
Wayne County Clerk of Dist Court	OE	64.00
Wayne County Sheriff	OE	331.00
Wayne Herald/Morning Shopper	OE	494.16
Wayne, City of	OE	3,000.00
Western Office Technologies	SU	73.98
Zach Oil Co	MA,OE	720.52

COUNTY ROAD FUND
Salaries \$20,224.00;

Appeara	OE	40.00
Backus Sand & Gravel	MA	7,042.15
Carroll Station Inc., The	MA,SU	12,258.37
Caterpillar Financial Services	ER	4,906.12
Cross-Dillon Tire	RP	1,279.30
Elkhorn Valley Sand & Gravel	MA	4,285.99
Farmers Cooperative, Pilger	SU,MA	23,233.86
Glen's Auto Body	RP	94.50
Guarantee Oil Company	SU	14.16
Hradec Diesel Inc.	RP	65.55
John's Welding & Tool	RP	157.90
Martin Marietta Materials	MA	305.44
Midwest Service & Sales Co.	MA	4,287.25
NMC Exchange LLC	RP	551.20
Norfolk NAPA	RP	29.70
Northeast Equipment	RP,ER	2,743.06
Pamida, Inc.	SU	12.98
S&S Willers Inc.	MA	14,951.86
Speece Lewis Inc	CO	275.00
Vakoc Builder's Resource	SU	14.97
Verizon Wireless	OE	105.75
Wayne Auto Parts	RP,SU,MA	253.66
Weldon Parts Norfolk	RP	274.34
Winside, Village of	OE	96.54
Bethune Repair	RP	5,776.37

SNOW REMOVAL & EQUIPMENT FUND

A&R Construction	CO	132,341.57
Maintelli Wagner & Assoc Inc	CO	13,661.13

Meeting was adjourned.

Debra Finn, Wayne County Clerk

STATE OF NEBRASKA)
) ss.
COUNTY OF WAYNE)

I, the undersigned, County Clerk of Wayne County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of November 15, 2011, kept continually current and available for the public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least 24 hours prior to said meeting; that the said minutes of the meeting of the County Commissioners of the County of Wayne were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 18th day of November, 2011.

Debra Finn, Wayne County Clerk