

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
February 6, 2012

The Wayne County Board of Equalization convened at 9:00 a.m. on Monday, February 6, 2012. Those in attendance included Chairman Wurdeman, Members Rabe and Burbach, Assessor Reeg and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on January 26, 2012.

A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public. The minutes of the January 17, 2012, meeting were approved as printed in the Commissioner's Record. The agenda was approved.

A tax list correction for Nebraska Machinery Company was approved on motion by Rabe, second by Burbach. Roll call vote: Rabe-aye, Burbach-aye, Wurdeman-aye; motion carried.

Meeting was adjourned.

Debra Finn, Wayne County Clerk

Wayne, Nebraska
February 6, 2012

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Monday, February 6, 2012 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 January 26, 2012.

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 January 17, 2012, meeting were approved as printed in the Commissioner's Record.

A cooperation agreement between Wayne County, the Wayne County District Court Clerk and the Court Administrator of the Supreme Court of Nebraska was reviewed. The agreement provides for the county court and district court to share services when needed as per LB 669 passed in 2011. Wurdeman recommended not taking any action until it is known if signing an agreement is mandatory.

Finn was excused from the meeting at 10:05 a.m.

Emergency Manager Nic Kemnitz discussed modification of the radio license. A representative from Electronic Engineering will meet with the board to discuss radios and licensing options during the March 6 meeting.

A continuation of the public hearing on a request submitted by Eldon Heinemann for county road access to E½ NW¼ of Section 25, Township 26 North, Range 4 East convened at 10:33 a.m. Those in attendance included Eldon & Ellen Heinemann and their attorney Jason Doele, Alan Hammer & Cathy Sears and their attorney Shawn Beaudette, Wayne County Attorney Mike Pieper, Commissioners Rabe, Wurdeman and Burbach, and Mike Carnes of The Wayne Herald.

Exhibits were introduced by Doele and Beaudette. Verbal testimony was provided by Doele, Heinemann, Beaudette and Hammer. The exhibits and testimony will be used to determine compliance with state statutes 39-1713, 39-1714 and 39-1716.

It was noted that a case to determine if a prescriptive easement already exists is pending in District Court. A hearing on the case is set for March 6. Both parties requested the board make a decision prior to that date. The board will review the material submitted, but decided to wait for the district court ruling before making a decision.

The hearing recessed at 11:07 p.m. and will reconvene on Tuesday, March 20 at 1:30 p.m.

Finn returned to the meeting at 11:50 a.m.

Motion by Wurdeman, second by Burbach to direct the clerk to accept the exhibits presented at the hearing and place them on file with the commissioner minutes. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

The use of the VetraSpec software program to improve response time for Veterans Service clients was approved. Motion by Burbach, second by Wurdeman to enter into a memorandum of understanding with the Nebraska Department of Veterans Affairs that allows the county to join the State's license as a User of the VetraSpec program. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

Motion by Wurdeman, second by Burbach to approve the following grant applications: Carroll Volunteer Fire Department - \$130, Nebraska Golfer magazine ads - \$450, Elderfest - \$1,000, Wayne Rugby Tournament - \$1,000, and National Playoffs Rugby Tournament - \$1,000. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

A survey splitting the SW¹/₄ of Section 1, Township 25 North, Range 2 East of the 6th p.m. into Tracts One and Two was submitted on behalf of Lavon Schrant for the board's review. Motion by Wurdeman, second by Burbach to approve the survey. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Compass Benefit Advisors requested authorization to submit dental insurance proposals to the employees of Wayne County. Employees will be surveyed to see if there is any interest in dental insurance as a payroll deduction.

The solicitation of bids for lawn mowing, spraying, and sprinkler services was authorized.

No action was taken on the cleaning proposal submitted by Sparkling Klean to service the Sheriff's side of the court services building. The board felt the proposal was high and will discuss options with Sheriff Janssen.

No action was taken on the proposal to repair the chilled water piping in the courthouse HVAC system and change actuators in the control units. Representatives from TRANE will be asked to be present at the next meeting to answer questions about the system.

Replacement of concrete in the courthouse square parking lot, terraces and sidewalks was discussed. Project estimates will be obtained.

A Nebraska Department of Roads Floodplain/Floodway Development Permit/Application to mill and overlay N-15 M.M. 155+62 to 163+84 was approved on motion by Burbach, second by Wurdeman. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

A supplemental program agreement to reduce the county's share to 10% of all eligible project costs for NDOR Project No. BRO-3100(1), Control No. 32011, Winside East was reviewed and approved. Motion by Wurdeman, second by Burbach to adopt Resolution No. 12-03, authorizing the Chairman to sign the Supplemental Project Program Agreement No. 2. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

A work session on the One and Six Year Plan was held. A public hearing for the plan will be held on Tuesday, February 21, 2012 at 10:30 a.m.

Application No. 12-02-01 to place electric line south of the intersection of 861 Road and 571st Avenue was approved on motion by Burbach, second by Wurdeman. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

Fee Reports: Debra Allemann-Dannelly, Clerk of District Court, \$1,437.50; (Jan Fees).

Claims:**GENERAL FUND**

Junck, Joann M.	RE	1,469.16
Reeg, Joyce A.	RE	24.49
Barnes, Ann M.	RE	31.64
Frank, Jesse D.	RE	64.77
Kemnitz, Nicholas C.	RE	12.00
American Broadband CLEC	OE	1,865.22
Appearra	OE	342.70
Arnie's Ford Mercury	MA,RP	514.25
AVERA Sacred Heart Hospital	OE	22.21
Big Red Printing	SU	600.29
Black Hills Energy	OE	1,162.49
Bomgaars	SU	102.04
Carhart Lumber Company	RP	12.58
Carroll Public Library	OE	1,500.00
Carroll Station Inc., The	MA	951.55
Gentec Cast Metal Products	CO	508.70
Claritus	SU	175.77
Copy Write/Keepsake	SU,OE	114.67
CVSOAN Treasurer	OE	135.00
DELL Marketing	SU	35.98
Eakes Office Plus	SU	19.99
Floor Maintenance	SU	210.37
Health & Human Services	OE	186.00
Iowa Office Supply Inc	RP	133.80
Kens/The Apothecary Shop	OE	19.86
Madison County Sheriff	OE	1,550.00
Maximus, Inc	OE	1,494.54
Microfilm Imaging Systems	ER	155.00
MIPS Inc	ER,CO	2,362.37
NE Nebraska Assoc of County Assrs	OE	25.00
NE Nebraska Juvenile Services Inc	OE	652.50
Pender Community Hospital	OE	369.00
Pieper & Miller	OE	100.00
Poster Compliance Center	SU	23.75
Quality Printing & Office Supplies	SU	58.78
Quill Corporation	SU	168.31
Seventh Judicial Mental Health	OE	258.30
State National Bank & Trust Co	SU	169.98

Tacos & More	OE	23.96
Thurston County Treasurer	OE	2,600.00
Wayne County Clerk	OE	55.36
Wayne County Treasurer	OE	20.50
Wayne Herald/Morning Shopper	OE	352.50
Wayne Public Library	OE	5,000.00
Wayne, City of	OE	3,000.00
Wayne, City of	OE	1,273.33
Winside Public Library	OE	3,500.00
Zach Oil Co	MA,RP	449.98

COUNTY ROAD FUND

Salaries \$32,102.40;

Appeara	OE	60.00
Backus Sand & Gravel	MA	876.14
Black Hills Energy	OE	267.04
Bomgaars	SU	61.09
DMC Repair	RP,SU	69.68
Eastern NE Telephone Company	OE	84.74
Fredrickson Oil Company	MA,RP	4,075.88
Hradec Diesel Inc	RP,SU	41.89
John's Welding & Tool	SU	92.00
Lutt, Delmar	RP,SU	70.50
Midwest Service & Sales Co.	MA	10,678.61
NMC Exchange LLC	RP,SU	3,699.19
Northeast Equipment	ER	1,800.00
Northeast Glass	RP	1,104.50
Northeast Nebraska Public Power Dist	OE	225.68
Northeast Nebraska Telephone Co	OE	65.81
S&S Willets Inc.	MA	397.89
Sooland Bobcat	RP,MA	205.38
US Cellular	OE	89.49
Vic's Engine Service Inc	RP	181.98
Wayne Auto Parts	RP,SU	283.27
Wayne, City of	OE	185.98
Winside, Village of	OE	185.32
Zach Oil Co	MA	243.55

INHERITANCE TAX FUND

Beiermann, Merlin	PS	12.00
Holdorf, Willard	PS	46.16
Johnson, Lorraine	PS	21.00
Kraemaer, Maxine	PS	25.00
Meyer, Leon F.	PS	15.00
Morris, Orgretta C.	PS	25.00
Nissen, Robert	PS	17.00
Owens, Eleanor	PS	14.00

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 February 6, 2012, 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 9th day of February, 2012.

Debra Finn, Wayne County Clerk