

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
December 18, 2012

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

Debra Finn, Wayne County Clerk

Wayne, Nebraska
December 18, 2012

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Tuesday, December 18, 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 December 6, 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 December 4, 2012, meeting were approved as printed in the Commissioner's Record.

Mark Mainelli of Mainelli Wagner & Associates called during the meeting and requested a work session for the 2013 One and Six Year Road Improvement Plan. The work session was scheduled for Thursday, December 27 at 10:00 a.m.

Mainelli is getting additional information on a coalition formed by 23 western Iowa counties, the "Hungry Canyons". This group researches and builds structures to control stream channel degradation, loss of farm ground, and the pollution caused by soil going down the Mississippi river. Projects are completed with the assistance of state and federal funds.

Linda Kirsch said she had told Mr. Pieper not to prepare the county's offer to purchase land from LeRoy and Lone Rubeck because their answer is "no". She told the board the easement in question is south in Deano Janke's field, and the state's easement is south of the trees. The county is to get on the easement, and contact Mr. Pieper with any questions. Kirsch also requested the board allow money for Finn to make copies of information Kirsch has found; the board said Finn could make copies of information she felt should be included in the county records.

Emergency Manager Nic Kemnitz was asked to find out whether an architectural engineer needs to review the plans for the placing a radio tower next to the court services building.

A new public alert warning system will be operational in 2013, possibly mid-summer. Emergency messages are currently generated by the national weather service and received by radio and television. The new system will be generated locally and received by current alert systems and by cell phones and mobile devices in the watch/warning area.

ROW Application No. 12-12-02 submitted by Northeast Nebraska Public Power District to trench electrical wire was approved on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

The Nebraska Department of Environmental Quality's approval of a design change to control the runoff from the feedlot area owned by F&S Feedlot, Inc., was reviewed and placed on file.

An operating application setting out where waste would be spread as it relates to nutrient management for Premium Pork, LLC was reviewed and placed on file.

Motion by Wurdeman, second by Burbach to approve the final payment on the Series 2002 Bond, and a payment on the Series 2005 Bond, totaling \$78,005.00 Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Distribution of tax dollars between General Fund and County Road/Bridge Fund proposed by Resolution No. 12-23 was approved on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Resolution No. 12-23: WHEREAS, the 2012-13 county budget was balanced by a fund transfer of \$1,641,536.29 from General Fund to County Road and Bridge Fund, now therefore,

BE IT RESOLVED that the Wayne County Treasurer is hereby directed by the Wayne County Board of Commissioners to transfer 43.23938035% of the 2012 General Fund tax collections to County Road and Bridge Fund, not to exceed \$1,641,536.29.

Authorization for the County Treasurer to invest and reinvest funds proposed by Resolution No. 12-24 was approved on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Resolution No. 12-24: WHEREAS, Wayne County, Nebraska has funds on deposit with various banking institutions in the County of Wayne and the State of Nebraska, and

WHEREAS, said investments come due at irregular intervals during the year, and

WHEREAS, it would be in the best interest of said County if the County Treasurer were authorized to invest and reinvest said County funds in such savings certificates as will be to the benefit of said County.

NOW, THEREFORE, the Board of Commissioners of Wayne County, Nebraska, hereby authorizes the County Treasurer of Wayne County, Nebraska, to invest and reinvest funds of the County of Wayne, Nebraska, during the calendar year, in the several Banking institutions in said County and State upon such terms and conditions as will be most advantageous to the County of Wayne.

Applications submitted by Elkhorn Valley Bank & Trust of Hoskins; Farmers State Bank of Carroll; F&M Bank, First Nebraska Bank and State National Bank of Wayne; and Winside State Bank of Winside for designation as a county depository were reviewed and approved on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Authorization for the County Treasurer to deposit funds in approved depositories as proposed by Resolution No. 12-25 was approved on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Resolution No. 12-25: WHEREAS, it appears to the Board of County Commissioners that it is necessary and advisable to the County, all facilities and services of its depository Bank, for the year 2013.

BE IT THEREFORE RESOLVED that the County Treasurer of Wayne County, Nebraska, be and hereby is, authorized and consent is given, to deposit in the following named banks, heretofore duly and legally designated as depositories for county funds, an amount of money in excess of 50% of the paid up capital and surplus of said Bank, provided said depository Bank gives security as provided in Section 77-2318.01 of the Revised Statutes of Nebraska, Reissue 1958, for protection of any funds of said County such depository Bank may hold to-wit: Elkhorn Valley Bank & Trust of Hoskins, Farmers State Bank of Carroll, F&M Bank, First Nebraska Bank and State National Bank & Trust of Wayne; and Winside State Bank of Winside.

Motion by Wurdeman, second by Burbach to approve the withdrawal of Cusip #68905FDH9 as submitted by Elkhorn Valley Bank. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Motion by Wurdeman, second by Burbach to approve the addition of Cusip #68905FDH9, as submitted by Elkhorn Valley Bank. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

The Wayne Herald was designated as the county's official newspaper for 2013 on motion by Wurdeman, second by Burbach. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

The 2013 Holiday Schedule was approved as follows: January 1- New Years Day, January 21-Martin Luther King Day, February 18-President's Day, April 26-Arbor Day, May 27-Memorial Day, July 4-Independence Day, July 26, noon- Wayne County Fair, September 2-Labor Day, October 14-Columbus Day, November 11-

Veterans Day, November 28 & 29-Thanksgiving Holiday, December 24, noon-Christmas Eve, December 25-Christmas.

The first commissioner meeting in January was rescheduled for Wednesday January 2, 2013.

The construction work in the southeast basement office in the courthouse (old sheriff's office) is complete. A lease agreement with the Nebraska State Patrol has been drafted for the office space.

Thompson Construction will purchase the wood for trusses and sheeting a new roof on the Health and Human Services building now; construction will take place in the spring.

The purchase of four chairs for the courtroom was approved.

The meeting was recessed until Thursday, December 27 at 10:00 a.m.

The board did not reconvene on December 27th due to illness; the meeting was adjourned by Chairman Rabe.

Fee Reports: None.

Claims:

GENERAL FUND		Salaries \$90,321.75;
McDonald, Karen S.	RE	204.24
Duffy, Dawn M.	RE	33.83
Allemann-Dannelly, Debra K.	RE	117.47
Barnes, Ann M.	RE	31.64
Junck, Lynn	RE	14.43
Kleensang, Randall	RE	25.53
Lutt, Louis	RE	25.25
Menke, Lester A	RE	13.32
Woslager, Richard R	RE	27.66
Schuttler, Marlin	RE	20.00
American BroadBand CLEC	OE	87.94
Appeara	OE	289.77
Arnie's Ford Mercury	MA,RP	282.54
AS Central Services	ER	60.00
Black Hills Energy	OE	131.57
Bomgaars	SU	13.99
CardMember Service	SU,OE	915.04
CardMember Service	OE	6.00
Carroll Station Inc., The	MA	638.96
Claritus	SU	149.45
Copy Write/Keepsake	SU	65.99
Des Moines Stamp Mfg Co	SU	241.70
DOI/BLM Natl Inter-Agency Fire Center	SU	181.71
Eakes Office Plus	SU	10.76
Elite Office Products	ER	80.12
Ellis Plumbing Heating & A/C	OE	85.00
Fitzgerald, Vetter & Temple	OE	133.25
Fredrickson Oil Company	MA	331.70
Hasemann Funeral Home	OE	770.00
Health & Human Services	OE	90.00
Johnson Morland Easland & Lohrberg	OE	1,018.11

Jury Listing:

Niemann, Michael	OE	35.00
Meier, Tammy	OE	35.00
Loberg, Jeffery	OE	43.33
Kay, Kevin	OE	40.55
Peterson, Jeffrey	OE	35.00
Urbanec, Russell	OE	35.00
Nixon, Thad	OE	46.10
Hix, Kimberly	OE	35.00
Falk, Kevin	OE	48.88
Hochstein, Dale	OE	39.44
Doring, Holly	OE	35.00
Polenske, Arlene	OE	62.75
Doescher, David	OE	35.00
Gallop, John Jr.	OE	56.09
Meyer, Jerold	OE	45.55
Broders, Lacey	OE	35.00
Kingston, Maureen	OE	35.00
Racely, Claudia	OE	35.00
Boeckenhauer, Delores	OE	57.20
Frevert, Brian	OE	35.00
Milligan, Elizabeth	OE	35.00
Dutcher, Regina	OE	59.42
Hernandez, Jose	OE	48.32
Kirby, Marian	OE	52.25
Klein Electric - Mark Klein	SU	565.47
KONE	RP	1,073.22
MailFinance	ER	1,326.00
NACO	OE	270.00
Nebraska Public Health Env Lab	OE	196.00
Nebraska Weed Control Assn	OE	85.00
Northeast Nebraska Assoc of Co Assrs	OE	25.00
Northeast Nebraska Public Power	ER	40.00
Pieper & Miller	OE,ER	2,680.33
Providence Medical Center	OE	234.00
Quality Printing & Office Supplies	SU	356.28
Quill Corporation	SU	77.39
Rotherham Custom Woods	CO	3,170.00
Seventh Judicial Mental Health	OE	50.00
Shopko	SU,CO	143.92
Sparkling Klean Service Inc	OE	1,365.00
The Max Again	OE	46.45
Toshiba Financial Services	ER	205.62
United HealthCare of the Midlands	PS	68,980.82
University of Nebraska IS Commun Ctr	OE	49.28

Verizon Wireless	OE	243.70
Verizon Wireless	OE	52.58
Waste Connections of Nebraska	OE	170.85
Wattier, Patti	OE	375.00
Wayne Auto Parts	RP	23.55
Wayne County Clerk	OE	5.50
Wayne County Clerk of District Court	OE	70.00
Wayne County Sheriff	OE	153.14
Wayne Herald/Morning Shopper	OE	1,324.15
Zach Heating & Cooling	SU	23.75
Zach Oil Co	MA	643.83

COUNTY ROAD FUND

Salaries \$20,800.24;

Appearia	OE	40.00
Carroll, Village of	OE	76.11
Electrical Engineering & Equipment	SU	155.87
Farmers Co-operative, Pilger	RP,MA	32,665.77
Hradec Diesel Inc	RP,MA	14.27
John's Welding & Tool	RP,SU	231.32
Kelly Supply Company, The	RP	99.49
Kimball Midwest	SU	89.83
NMC Exchange LLC	RP	4,461.56
Northeast Nebraska Telephone Co	OE	83.84
S&S Willers Inc	MA	3,961.93
Verizon Wireless	OE	105.18
Wayne Auto Parts	RP,SU	274.00
Wayne County Treasurer	CO	8.00

LODGING TAX FUND

Downtown Wayne Promotions	OE	651.15
Carroll Fire Dept	OE	200.00

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 December 18, 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 28th day of December, 2012.

Debra Finn, Wayne County Clerk