

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
September 17, 2013

The Wayne County Board of Commissioners met in regular session at 9:00 a.m. on Tuesday, September 17, 2013, in the upstairs conference room of the Courthouse.

Roll call was answered by Chairman Burbach, Members Larson and Rabe, and Deputy Clerk Biermann.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on September 5, 2013.

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

The agenda was approved on motion by Rabe, second by Larson. Motion carried.

The minutes of the September 3, 2013, meeting were approved as printed in the Commissioner's Record.

Assessor, Dawn Duffy, visited with the board about two new computers that she has ordered. The office will be updating a program that requires more computer capacity and dual monitors. This would be an up-grade for the two oldest computers in the office.

Melissa Rabbass reviewed the latest draft of the Resolution regarding Title VI – Civil Rights for Americans with Disabilities/Section 504 of Rehabilitation Act with the board. The board had previously prioritized the changes to be made. Motion by Larson, second by Rabe to approve Resolution 13-25. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Resolution #13-25: WHEREAS: Certain transportation facilities (roads, streets, trails, and others) in the County Of Wayne have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto;

WHEREAS: Wayne County desires to continue to participate in Federal-Aid transportation construction programs:

WHEREAS: The Nebraska Department of Roads as a recipient of said Federal funds is charged with oversight of the expenditures of said funds;

WHEREAS: Wayne County as a sub-recipient of said Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal and State law, the rules and regulations of the Federal Highway Administration, the requirements of the Local Public Agency (LPA) Guidelines Manual of the Nebraska Department of Roads and the Americans with Disabilities/Section 504 – Civil Rights Policy of the County of Wayne; and

WHEREAS: Wayne County understands that the failure to meet all requirements for federal funding could lead to a project(s) being declared ineligible for federal funds, which could result in the County of Wayne being required to repay some or all of the federal funds expended for a project(s).

BE IT RESOLVED: The Wayne County Board of Commissioners does hereby adopt and bind itself to comply with all applicable federal law, including the rules and regulations of the Federal Highway Administration, all applicable state law and rules and regulations (Nebraska Administrative Code) and the requirements of the LPA Guidelines Manual of the Nebraska Department of Roads and the Americans with Disabilities/Section 504 – Civil Rights Policy of the County of Wayne.

BE IT FURTHER RESOLVED: The Wayne County Board of Commissioners does hereby designate the following as responsible for the management of the Americans with Disabilities/Section 504 – Civil Rights process: Wayne County ADA Coordinator.

The board reviewed the necessary steps to comply with the Resolution. Motion by Rabe, second by Larson to order the necessary signage for the first phase in order to comply. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

The board reviewed the information and consideration for doing road maintenance within the Beverly Hills Estates Subdivision near Hoskins. At this point an inter-local agreement needs to be drawn up before further action is taken.

The board received information regarding bonding of bridge projects from Philip Lorenzen of D.A. Davidson & Co, which they reviewed. The board felt that they needed to meet with Mr. Lorenzen in person at the October 1, 2013 meeting so that they could go into more detail with him regarding the best process to follow.

The Application by Northeast Nebraska Public Power District for permission to place a utility line at the intersection of 856th Road and Childs Avenue and then along the edge of 856th Road, was approved on motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

The Application by Viaero Wireless for permission to place an electric utility line near the intersection of 851st Road and 579th Avenue was approved on motion by Larson, second by Rabe, subject to it being bored in and lowered to a depth of 48 inches. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Resolution #13-26 was approved on motion by Larson, second by Rabe,. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Resolution #13-26: WHEREAS the small timber bridge located on 850th Road, between 577 and 578 Avenue is in need of replacement; and

WHEREAS it is easier to replace the bridge with a metal pipe culvert; now therefore,

BE IT RESOLVED by the Board of County Commissioners of said county that such timber bridge replacement be added to the current One Year Road Plan of said county as Project C-90(597).

A Resolution of the board to approve the withdrawal of securities by First Nebraska Bank of Wayne was approved on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

The board reviewed the personal property inventories submitted by the County Officials for the fiscal year ended June 30, 2013, and approved them as submitted.

Amy Topp, UNL Extension Educator, forwarded a letter to the board indicating that the Extension Board had approved their office being closed December 26, 2013 through January 2, 2014. The closure was dually noted by the Board of Commissioners.

Fee Reports: Debra K. Allemann-Dannelly, Clerk of District Court, \$965.25 (Aug Fees); LeRoy W. Janssen, County Sheriff, \$915.23 (July Fees); Debra Finn, County Clerk, \$7,803.75 (Aug Fees).

Claims:

GENERAL FUND		Salaries \$47,918.48;
Barnes, Ann M.	RE	227.13
Wieland, Bradley K.	RE	70.12
Woslager, Richard R	RE	14.13
Kleensang, Randall	RE	25.99
Junck, JoAnn M.	RE	45.23
Deck, Doug	RE	60.81
Advanced Consulting Engineering Svcs	CO	885.00
American Broadband CLEC	OE	392.65
Appeara	OE	295.48
AS Central Services	ER	60.00
Balsiger & Carney PC LLO	OE	1,943.46
Barone Security Services	OE	485.04
Beiermann Electric	OE	1,296.23
Best Western Grand Island Inn	OE	340.00

Black Hills Energy	OE	42.99
Bomgaars	SU	70.00
Butler County Landfill, Inc.	OE	7,311.54
CardMember Service	OE,SU,MA	257.06
Carroll Station Inc., The	MA	541.36
Copy Write/Keepsake	SU	18.68
CVSOAN Treasurer	OE	30.00
DELL Marketing	CO	359.98
Eakes Office Plus	SU	37.98
Elite Office Products	ER	169.84
Environmental Services Inc.	OE	3,684.42
Farmers Co-operative, Pilger	MA	662.80
Fredrickson Oil Company	MA	477.00
Health & Human Services	OE	93.00
Holiday Inn, Kearney	OE	311.80
Holiday Inn Express, Lincoln	OE	77.00
Hytrek Lawn Service	OE	570.00
Jorgensen Law Office-Kate Jorgensen	OE	198.75
KONE'	OE	1,105.95
Loftus, Kevin J, Attorney	OE	1,341.38
Madison County Court	OE	2.75
Madison County Sheriff	OE	300.00
Magnum Power Products LLC	CO	7,028.19
Microfilm Imaging Systems	ER	155.00
MIPS Inc.	OE,ER,CO	2,599.25
Johnson, Morland & Easland PC	OE	521.50
NACO	OE	45.00
Northeast NE Area Agency on Aging	OE	3,679.00
Northeast Nebraska Telephone Co.	OE	68.77
Overhead Door Co of Norfolk	OE	41.50
Pac-N-Save	OE	24.28
Pieper & Miller	OE,ER	2,579.00
Pierce County Sheriff's Dept	OE	1,250.00
Providence Medical Center	OE	60.00
Quality Printing & Office Supplies	SU	315.07
Secretary of State	OE	40.00
Shopko	SU	16.47
The Apothecary Shop	OE	145.05
Thurston Co Sheriff	OE	3,850.00
Topp, Amy	RE	291.54
Toshiba Financial Services	ER	205.62
University of Nebraska	OE	47.66
Verizon Wireless	OE	198.31
Verizon Wireless	OE	254.96
Waste Connections of Nebraska	OE	183.04

Wattier, Patti	OE	375.00
Wayne Auto Parts	RP	38.31
Wayne County Treasurer	OE	14.00
Wayne Herald/Morning Shopper	OE	808.21
Western Office Technologies	SU	205.95
WEX Bank	MA	153.79
Zach Oil Co	MA	653.90
Zach Propane Service Inc	OE	146.00

COUNTY ROAD FUND

Salaries \$22,056.80;

Advanced Consulting Engineering Svs	CO	210.00
Anderson, Dave	RP	43.75
Appeara	OE	40.46
Backus Sand & Gravel	MA	5,186.52
Carroll, Village of	OE	76.11
Farmers Co-operative, Pilger	SU,MA	24,520.60
Fischer Supply Inc	SU,MA	136.00
Fredrickson Oil Company	RP	34.20
Hradec Diesel Inc	RP	74.43
John's Welding & Tool	RP,SU	181.78
LP Gill Inc	OE	243.72
Martin Marietta Materials	MA	1,289.59
Matteo Sand & Gravel Co. Inc.	MA	235.95
Midwest Service & Sales Co.	MA,CO	13,890.02
NMC Exchange LLC	RP	2,580.63
Northeast Glass	RP	168.40
S&S Willets Inc.	MA	220.49
Sioux City Truck Sales	RP	42.24
Stalp Gravel Company	MA	8,807.38
Vakoc Builder's Resource	RP	3,937.74
Wayne Auto Parts	RP,SU	147.85
Wayne County Clerk	CO	22.00
Winside, Village of	OE	83.68

SNOW REMOVAL & EQUIPMENT FUND

A&R Construction	CO	289,920.82
Deere Credit Inc	ER	3,637.94

LODGING TAX FUND

Wayne Area Economic Development Inc	OE	2,000.00
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Meeting was adjourned on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried

Sharolyn Biermann,
Deputy 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 September 17, 2013, 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 23rd day of September, 2013.

Sharolyn Biermann, Deputy Wayne County Clerk