

**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  
April 1, 2014

The Wayne County Board of Equalization convened at 9:00 a.m. on Tuesday, April 1, 2014. Those in attendance included Chairman Rabe, Members Larson and Burbach, and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on March 20, 2014.

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

The minutes of the March 18, 2014, meeting were approved as printed in the Commissioner's Record.

The agenda was approved.

Motion by Larson, second by Burbach to approve the acceleration of taxes for StaffCo due to the sale of the business. Roll call vote: Larson-aye, Burbach-aye, Rabe-aye; motion carried.

Motion by Burbach, second by Larson to approve the tax list correction for Nebraska Book Company.

Roll call vote: Burbach-aye, Larson-aye, Rabe-aye; motion carried.

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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Wayne, Nebraska  
April 1, 2014

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Tuesday, April 1, 2014 in the upstairs meeting room of the Courthouse.

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

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on March 20, 2014.

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 March 18, 2014, meeting were approved as printed in the Commissioner's Record.

Sheriff LeRoy Janssen told the board that the State Patrol is considering relocating their Oakland office in Wayne, and is interested in the basement area of the Court Services Building. This area was recently converted to an emergency operations center; however, the patrol will work with the county when the operations center is needed.

The board agreed to permit the patrol to use the space and proposed \$750 per year rent. Patrol officer Jim Stover will take the proposal to the State Patrol. The board accepted an estimate submitted by Pierson Painting, LLC to clean and paint the walls in the stairway and work area subject to the Patrol's acceptance of the proposal.

Jack and Bev Beeson asked the board if they would consider deeding to them a 1.5-acre tract and a .18-acre tract that adjoins their land. These tracts were needed by the county for a federal aid bridge project and had been donated to the county by Leland Herman. The county will find out if the land can be returned, and how this action could impact other easement properties.

Brent Pick and Jeff Morlok asked if the board had given further consideration to paving Chiefs Way. It had been previously discussed, but action was deferred until the City of Wayne completed utility line installation. Chiefs Way extends east from South Centennial Road to the west property line of Grossenburg Implement;

Larson expressed concerns about paving a dead end street. Property owners along Chiefs Way could pay a portion of the paving cost if a rural road improvement district was established. Larson agreed to retain an engineer and have an estimate prepared.

Mark Mainelli of Mainelli Wagner & Associates gave an update on the status of projects in the One-Year Plan. Bid lettings for three box culverts and four bridges will be scheduled in April and May.

Bids for culvert materials were opened and reviewed. Concerns about the quality of products previously received were discussed; a visual inspection of the culverts took place over lunch. Motion by Rabe to award the bid for helical and annular culverts to B's Enterprises, and the bid for bands and diaphragms to Metal Culverts. The motion died for lack of a second. Motion by Larson, second by Burbach to award the bid for helical and annular culverts, and the bid for bands and diaphragms to B's Enterprises. Roll call vote: Larson-aye, Burbach-aye, Rabe-aye; motion carried.

Barry Grossenburg, Adam Severson, and Dave Olson met with the board. Grossenburg was going to talk to the assessor's office about tax assessment during their transition from tornado destruction to the completion of new buildings. Grossenburg asked if Wayne County had any tax relief programs for new construction similar to what is available in South Dakota. The county does not, and is not aware of anything a county can provide. The board told Grossenburg they would be attending a presentation on tax increment financing that evening, and invited him to attend.

The board asked about the gate between Grossenburg property and Chiefs Way. The gates will only be closed on nights and weekends once construction is complete. The board and Grossenburg agreed there would be benefits for both sides if the private drive at Grossenburgs and Chiefs Way were engineered and paved at the same time. Larson asked Grossenburg to consider contributing toward paving Chiefs Way.

Insurance claims for the contents of the Noxious Weed Building and the Health & Human Service garage lost in the October 4, 2013 tornado were reviewed. Depreciated value for the contents lost at the Health & Human Services garage is \$13,311.09. Depreciated value for the contents lost at the Noxious Weed building is \$10,765.26. A claim will be submitted to EMC Insurance Company for their review and final approval.

Responses to requests for additional information on the fertilizing/weed service bids for the courthouse grounds were discussed. Motion by Larson, second by Rabe to accept the bid submitted by Hytrek Lawn Service with the addition of Merit for grub worms. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

A quote submitted by Wayne Langemeier to mow Pleasant Valley Cemetery and Sons of Herman Cemetery was accepted by motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

A construction engineering agreement with Speece-Lewis Engineers, Inc. for Project BR-3100(1) Winside East was submitted for board approval. Motion by Rabe, second by Larson to approve Resolution No. 14-03. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

**Resolution No. 14-03:** Whereas: Wayne County is developing a transportation project for which it intends to obtain Federal funds;

Whereas: Wayne County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

Whereas: Wayne County and Speece Lewis Engineering, Inc. wish to enter into a Professional Services Agreement to provide construction engineering services for the Federal-aid project.

Be It Resolved: by the Board of Commissioners of Wayne County that: Dean Burbach, Chair of the Wayne County Board of Commissioners, is hereby authorized to sign the attached construction engineering services agreement between Wayne County, Nebraska and Speece Lewis Engineers, Inc. NDOR Project Number: BR-3100(1); NDOR Control Number: 32011; NDOR Project Description: Winside East.

A Lodging Tax grant application for a gun show to be sponsored by the Sons of the American Legion Squadron 252 was reviewed. Due to a split decision by the Lodging Committee, a motion was made by Larson, seconded by Burbach to approve a \$1,000 grant rather than the \$1,500 request. Roll call vote: Larson-aye, Burbach-aye, Rabe-abstain; motion carried.

A purchase agreement was discussed for 6 acres, more or less, located in Pt W½ NE¼ Section 18, T26N, R4E; more specifically a line East of Thorman St. with a North Boundary being the Van Diest property line, East boundary being Midland Equipment property line, West boundary being Thorman St. and the South boundary to be determined by 4<sup>th</sup> Street when finished. This property would be used to relocate the county yards for the Wayne road district and for a Noxious Weed building. An offer of \$110,000 has been accepted by owners Marion Arneson and Randall A. Pederson. Motion by Larson, second by Rabe, to approve the purchase agreement. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Finn left the meeting at 4:00 p.m. Deputy County Clerk Sharolyn Biermann took over as secretary.

Applications received for Road/Bridge Project Manager were reviewed. Contacts will be made and interviews will be scheduled for Tuesday, April 8<sup>th</sup>.

A quote for repairing two pole lights on the courthouse grounds was reviewed; a second quote will be requested.

An ad will be placed in the Morning Shopper reminding the public that occupation of county right-of-way is unlawful.

Motion by Rabe, second by Larson to recess the meeting until Tuesday, April 8<sup>th</sup>, at which time interviews will be conducted. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

Finn notified board members that due to applicant scheduling conflicts, interviews for Road/Bridge Project Manager would be conducted on Wednesday, April 16<sup>th</sup>. There being no other reason for the meeting to reconvene, the Chairman declared the meeting adjourned on Monday, April 7, 2014.

**Fee Reports:** LeRoy W. Janssen, County Sheriff, \$1,215.90 (Feb Fees).

**Claims:**

<u>GENERAL FUND</u>		<u>Salaries \$48,010.81;</u>
Barnes, Ann M.	RE	253.12
Brodgers, Denise R.	RE	34.00
Deck, Doug	RE	63.31
Junck, JoAnn M.	RE	1,584.11
Advanced Consulting Engineering Svs	CO	6,520.00
Albin, Mark D	OE	244.00
American BroadBand CLEC	OE	1,833.21
Arnie's Ford Mercury	RP,MA	402.58
Black Hills Energy	OE	1,136.90
Bomgaars	SU,MA	13.70
Brown Plumbing, Heating & A/C	RP	120.00
CardMember Service	OE	67.25
CardMember Service	SU	354.29
Carroll Station Inc., The	MA	989.28
Centec Cast Metal Products	MA	149.54
Clean To A T, LLC	OE	2,500.00
Copy Write/Keepsake	SU	7.79
Eastern NE Telephone Company	OE	86.77
Ecolab Pest Elimination Service	OE	53.00
Iowa Office Supply Inc	RP	104.19
Jorgensen Law Office, Kate Jorgensen	OE	750.00

Lynn Peavey Company	OE	64.20
Madison County Sheriff	OE	200.00
MailFinance/NEOPOST	ER	1,326.00
Morland, Easland & Lohrberg	OE	2,148.75
Nebraska Assoc of Emergency Mgmt	OE	50.00
Nebraska Public Health Env Lab	OE	105.00
Osmond Pharmacy	OE	14.63
Pender Community Hospital	OE	773.51
Pierce County Sheriff's Dept	OE	4,750.00
Quality Printing & Office Supplies	SU	426.05
Tacos & More	OE	19.50
Apothecary Shop	OE	277.24
Thurston County Sheriff	OE	3,800.00
US Cellular	OE	89.92
Wayne County Clerk of District Court	OE	175.00
Wayne County Sheriff	OE	163.46
Wayne, City of	OE	4,067.62
WEX Bank	MA	190.07

**COUNTY ROAD FUND**

**Salaries \$21,844.00;**

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Backus Sand & Gravel	MA	3,660.78
Black Hills Energy	OE	335.11
Bomgaars	SU	558.86
Carhart Lumber Company	OE	501.96
Grossenburg Implement	RE,RP	2,088.22
HireRight Solutions Inc	OE	84.80
Marxsen Sand & Gravel	MA	9,588.15
Marxsen, Bryce	OE	322.75
Matteo Sand & Gravel Co Inc	MA	13,713.50
Marxsen, Brandon	OE	156.00
Midwest Service & Sales Co.	MA	2,335.60
NMC Exchange LLC	RP	6,020.81
Norfolk Awning Company	RP	43.35
Northeast Nebraska Public Power Dist	OE	302.01
Wayne, City of	OE	261.16
Weldon Parts Norfolk	RP	8.99

**LODGING TAX FUND**

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Carroll Fire Dept	OE	250.00
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**INHERITANCE TAX FUND**

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Beiermann, Merlin	PS	12.00
Carlson, Ellen	PS	23.08
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

**COUNTY IMPROVEMENT FUND**

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Wayne County Clerk	CO	500.00
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Meeting was adjourned.

Debra Finn, Wayne County Clerk

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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 April 1, 2014, 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 14th day of April, 2014.

Debra Finn, Wayne County Clerk