

# Pierce County Board Minutes



## COMMISSIONERS PROCEEDINGS

February 6, 2012

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, February 6, 2012, at 9:10 A.M. with the following members present: Dan Stark, Jim Maas and Terry J. Wragge. Co. Clerk Shannon Wragge and News Reporter Sharon Broekemeier were present.

Notice of the meeting was given in advance as shown by the Certificate of Publication on file in the County Clerk's office. Availability of the agenda was communicated in the advance notice of the meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. Chairman Maas called the meeting to order at 9:10 A.M. and presided. Chairman Maas stated that the Open Meetings Act is posted on the north wall of the board room with more copies available at the County Clerk's office.

Motion by Wragge, seconded by Stark, to approve the agenda. Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

The minutes of January 23, 2012 were approved as printed.

Motion by Stark, seconded by Wragge, to approve the application for EPPD for the occupying of county road right-of-way with a power screw anchor 3 phase electrical overhead lines beginning at the SE corner of the intersection of 854 Road and 535 Avenue, then NW over the intersection then west approximately 29' west and undercrossing 535 Avenue in pt of the SW ¼ Section 20, Township 26N, Range 4W in Pierce County, NE. Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

Discussion was held on going out for bids to carpet the remainder vinyl tiling in the courthouse. It was decided to table this until the ADA & Remodeling Project is complete.

Discussion was held on the \$4,344.00 bill received from Hoffman Construction, Plainview, for charges incurred for tree removal 3 years ago. The Commissioners' directing this to be done is no longer in office and the county did not budget for tree removal in this fiscal year. Payment is tabled.

Dennis Johnson and Rick Sirek with Bush & Roe and EMC Insurance Companies were present to present a dividend check to Pierce County in the amount of \$16,867.00. This was due to the good claim experience and our efforts in accident prevention over the past year.

Motion by Stark, seconded by Wragge, to approve to rent one-third of the total 280 square footage of space in the old county superintendent's room to Becky Vogt, UNL Center for Applied Rural Innovation for the following term and amounts:

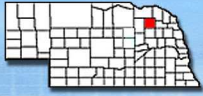
Lease Term	Cost of Square Foot	Annual Rent	Monthly Rent
1-01-2012 thru 12-31-2012	\$9.75	\$910.00	\$75.83
1-01-2013 thru 12-31-2013	\$10.00	\$933.33	\$77.77
1-01-2014 thru 12-31-2014	\$10.25	\$956.66	\$79.72

Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

John Johnson, Zoning Adm. and Terry Rakowsky were present.

The legal was read for the hearing of a Conditional Use Permit application to allow T & K Pork LLC to operate a 2,475 head swine finishing unit on property located in the NW ¼ of the NW ¼ of Section 4, Township 25 North, Range 3 West of the 6<sup>th</sup> P.M., Pierce County, Nebraska. The property is generally located 2 miles south and 7 miles west of the City of Pierce. Chairman Maas opened the hearing at 9:30 a.m. Terry Rakowsky was present to discuss and answer questions the Board may have on the Conditional Use Permit. There were no other written comments or objections and no one else from the public was present. Chairman Maas closed the public hearing at 9:35 a.m.

Motion by Stark, seconded by Wragge, to approve Resolution #2012-2 for the Conditional Use Permit application which would allow T & K Pork LLC to operate a 2,475 head swine finishing unit on property located in the NW ¼ of the NW ¼ of Section 4, Township 25 North, Range 3 West of the 6<sup>th</sup> P.M., Pierce County, Nebraska. The property is generally located 2 miles south and 7 miles west of the City of Pierce. Whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.



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Discussion was held on setting up MSHA safety classes for the road workers. A call was placed to Gary Backhaus, which he accepted to instruct on Wednesday, March 14, 2012, from 8:00 a.m. to 3:30 p.m.

Vickie Prince, Clerk of District Court, was present and presented an agreement, whereas the Clerk of District of Pierce County and the Clerk Magistrate of the County Court of Pierce County agree to continue to cooperate with each other in the efficient operation of each respective office with no monetary compensation for either office.

Motion by Stark, seconded by Wragge, to approve and authorize Board Chairman to sign the Pierce County Cooperative Agreement between the Clerk of District of Pierce County and the Clerk Magistrate of the County Court of Pierce County whereas they agree to continue to cooperate with each other in the efficient operation of each respective office with no monetary compensation for either office. Whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

Brian McDonald, Hwy Supt., John Johnson, Zoning Adm., Ron Paulsen, Cindy Paulsen and Jarrod Paulsen were present and discussion was held on forming a written agreement with Pierce County that states Pierce County will upgrade the roads serving the facility (Paulsens' confined animal operation) to county road standards per approved Resolution 2008-1 and at the request of Paulsen's financial institution. Brian McDonald, Hwy Supt. and Verlyn Luebbe, Co. Attorney, will prepare an agreement and have available at the next meeting.

Jarred Meyer, Architectural Dept. Manager with JEO Consulting Group Inc, Lincoln, NE was present for the opening of the bids for the Courthouse ADA and Remodeling Project for the Pierce County Courthouse, as were numerous contractors.

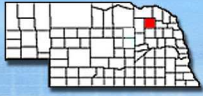
At 11:00 a.m. the legal was read for the opening of sealed bids for the Courthouse ADA and Remodeling Project. Three sealed bids were received, opened and read in the presence of all present. J.H. Hespe Co. Inc., Norfolk, NE with a Total Base Bid of \$66,130.00; Fauss Construction Inc, Hooper, NE with a Total Base Bid of \$84,900.00; DWB Inc, Madison, NE with a Base Bid of \$67,293.00 with Voluntary Alt. #1 of -\$1,740.00 and Voluntary Alt. #2 of -\$500.00 with a Total Base Bid of \$65,053.00.

The awarding of bid for the Pierce County Courthouse ADA and and Remodeling Project was tabled until Tuesday, February 21, 2012 at 10:00 a.m.

Motion by Stark, seconded by Wragge, to approve the fee reports as submitted by Vickie Prince, Clerk of District Court and Shannon Wragge, County Clerk, for January 2012; Verlyn Luebbe, Co. Attorney, for 2011 County Attorney Report and approve Treasurer's receipt's for various funds for Christine Bahr, County Treasurer, for January 2012 and placed on file in the County Clerk's office, total \$507,254.92. Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

Motion by Stark, seconded by Wragge, to audit and allow the following claims presented for payment and instructed the County Clerk to issue checks for payment of same on the various funds. Roll call vote: Aye: Stark, Maas and Wragge. Nay: None. Motion carried.

**GENERAL FUND:** Ronald Albin-court appt. costs-\$3,410.14; Ameritas Life Ins. Corp-co. share-\$2,608.19; Christine Bahr-mileage-\$16.65; Battle Creek Farmers Coop-propane-\$1,070.57; Black Hills Energy-utilities-\$25.39; Credit Management Services Inc-garnishment-\$209.51; Cuming Co. Sheriff-paper service-\$6.00; Eastern Nebraska Telephone-service-\$93.71; Elite Office Products-supplies & maint. agreement-\$418.65; First Concord Benefits Group-ded. & adm. costs -\$1,584.20; Floor Maint. & Paper Supply-supplies-\$279.15; H & H Gas & Shop-gas-\$403.69; Keenan Law Office-court appt. costs-\$4,870.64; Madison National Life-premiums-\$10.68; Magdanz Inc-supplies-\$93.54; Maximus-prep. of cost allocation-\$2,537.50; Mark McCabe-reimb. postage & office supplies-\$29.69; Midwest Bank, NA-co share-\$2,724.20; MIPS- website, microfilming & service-\$663.31; NE NE Juvenile Services-boarding & 2012 annual assessment costs-\$10,571.31; NE NE PPD-service-\$241.00; NE Association of Co Treasurers-2012 dues-\$75.00; Nebraska Child Support Payment Center-garnishment-\$251.08; Nebraska HHS-January 2012-\$429.00; Pierce County Court-court costs-\$215.00; Pierce Telephone Co Inc-service-\$1,947.76; Pierce City-utilities-\$2,924.84; Plainview Telephone Co Inc-service-\$44.43; Plainview City-utilities-\$212.67; Platte County Detention Facility-boarding-\$750.00; Prime Stop-gas-\$242.55; Prince Auto Repair Inc-repairs-\$38.49; Quill-supplies-\$387.32; Roadrunner-



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gas-\$128.45; Schroeder Land Surveying-surveying-\$2,943.00; Terminex-pest control-\$54.00; John Thomas Law Office-court appt. costs-\$381.54; Tiger Town Food Center-prisoner food-\$106.88; Tom's Service-gas & repairs-\$688.86; US Postal Service (CMRS-FP)-meter postage-\$2,500.00; Walmart-supplies-\$62.86; Peggy Wragge-meal-\$6.29; Don Zimmerer-snow removal-\$18.00; Payroll-\$37,884.92.

**COUNTY HIGHWAY FUND:** Ameritas Life Ins. Corp-co. share-\$1,238.13; Big John Mfg Co Inc-supplies-\$56.43; Car Shop-repairs-\$38.00; Chad's Tire Service-tires & labor-\$3,817.00; Dd Steel-supplies-\$135.39; Echo Electric Supply-supplies-\$725.10; Filter Care-repair parts-\$90.15; Greenline Equipment-repair parts-\$11.01; H & H Gas & Shop-gas-\$73.83; David Johnson MD-CDL physicals-\$100.00; Lind-Gubbels Inc-repair parts-\$180.91; Magdanz Inc-supplies-\$36.91; Matheson Tri-Gas Inc-repairs-\$167.18; Menards-supplies-\$56.65; Midwest Bank, NA-co share-\$1,380.99; Nebraska Machinery Co-repairs-\$1,381.94; Plainview Area Health System-CDL physicals-\$110.00; Plainview True Value-supplies-\$55.82; R & D Welding-repairs-\$956.43; Roadrunner-gas-\$633.84; Stern Oil Co Inc-bulk oil-\$1,612.20; Tom's Service LLC-gas & repairs-\$226.91; Tractor Supply-supplies-\$14.99; West Hodson Lumber Co-supplies-\$27.88; Payroll-\$18,342.34.

**E911 FUND:** AT & T-E911 access-\$35.93; CenturyLink-E911 access-\$308.93; Pierce Telephone Co Inc-E911 access & equipment-\$1,796.44; Plainview Telephone Co Inc-E911 access-\$67.94; State of NE/IMS-E911 access service-\$896.00.

**E911 WIRELESS FUND:** Pierce Telephone Co Inc-E911 access-\$225.61; Plainview Telephone Co Inc-E911 access-\$83.06.

The Board did the quarterly jail and courthouse inspection and all three returned.

There being no further business, Chairman Maas adjourned the meeting at 11:43 A.M. and will meet again at a regular meeting on Tuesday, February 21, 2012 at 9:10 A.M. as County Board of Commissioners, said meeting is open to the public. An agenda for such meeting, kept continuously current, is available for public inspection at the office of the County Clerk.

/s/ Jim Maas  
Chairman, Pierce County  
Board of Commissioners

/s/ Shannon Wragge  
Pierce County Clerk

I, Shannon Wragge, Pierce County Clerk, do hereby certify that all the subjects contained in the foregoing proceedings are contained in the agenda for the meeting kept continuously current and available for public inspection at my office; that such subjects were contained in said agenda for at least 24 hours prior to the meeting; that the minutes of said meeting were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body; that any news media requesting notification concerning said meetings or said County Board were provided advance notification of the time and place of said meetings and the subjects to be discussed at said meeting.

/s/ Shannon Wragge  
Pierce County Clerk

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