

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

January 18, 2012

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:30 A.M.

Advance notice of meeting was published in the Thursday, January 12, 2012 edition of The Norfolk Daily News. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Chairman Lee Klein called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Martin Griffith and Lee Klein, County Clerk Nancy Scheer, County Highway Superintendent Richard Johnson, County Assessor Jeff Hackerott, and Planning and Zoning Administrator John Johnson. Juvenile Accountability Officer Sherry Peterson was present from 9:30 A.M. to 9:37 A.M.

County Clerk Nancy Scheer reported that Juvenile Accountability Officer Sherry Peterson requested that consent agenda #5 for "Authorization for County Board Chairman to execute the 2012 State County Aid Juvenile Justice Grant application and the 2012 State County Aid Enhancement Grant application" be removed from the consent agenda for discussion.

Chairman Klein read the following consent agenda items into the record:

- 1) Approval of minutes of the January 4, 2012 meeting
- 2) Acknowledge receipt of the Official Bond of Therese Wachter as Treasurer of Norfolk Airport Authority
- 3) Set February 14, 2012 as the hearing date for the one and six year road plan
- 4) Purchase a pickup for Assistant County Highway Superintendent from Courtesy Ford in Norfolk off the State bid
- 5) Authorization for County Board Chairman to execute an agreement with CH2M Hill, Inc. for NEPA services on Project No. ER-2895(2) in the amount of \$13,864.65
- 6) Authorization for County Board Chairman to execute an agreement with CH2M Hill, Inc. for NEPA services on Project No. ER-2915(3) in the amount of \$18,816.55

Motion was made by Griffith and seconded by Klein to approve the consent agenda with removal of agenda item #5. Roll call vote: Ayes, Griffith and Klein. Absent, McCallum. Nays, none. Motion carried.

Motion was made by Griffith and seconded by McCallum to approve the regular agenda as amended. Roll call vote: Ayes, Griffith and Klein. Absent, McCallum. Nays, none. Motion carried.

Juvenile Accountability Officer Sherry Peterson reported that two grants for juvenile services are due for renewal, including the County Aid and County Aid Enhancement grants. She explained that the Nebraska Crime Commission revised the funding for the juvenile services grants and the grant award would be based upon the population and Madison County had a reduction in population, so the grant funding has been reduced. Ms. Peterson explained that the County previously received \$33,236 and now the funding will be \$28,453, so there is a loss of approximately \$4,800. She reported that several other grant applications have been completed to obtain additional funding. She stated that they would like to add Antelope, Pierce, and Stanton Counties to the comprehensive juvenile plan. She stated that there would be funds available for the other counties that would go into the Madison County budget, so some funding would be available for services provided in Madison County and some funding would also be available to pay for an additional juvenile accountability officer in the other counties. Ms. Peterson explained that Antelope County has \$5,121 available and Stanton County has \$5,393 available. She reported that both Antelope and Stanton Counties would like to join Madison County juvenile services plan. She explained that it is required by State Statute that every county have a comprehensive juvenile plan and these counties do not have a plan at the current time. She reported that Pierce County has decided to wait because they did not have time to review the paperwork. Ms. Peterson explained that all the grant funds will come into the Madison County budget to be spent through the Juvenile Accountability budget and then Antelope County and Stanton County will each hire a juvenile accountability officer who will be employees of each respective County. She stated that each County will submit a claim to Madison County for the hours that the juvenile accountability officer works and Madison County would reimburse the County from the grant funding. She reported that each respective County would be responsible for the employee's benefits and matching FICA and social security costs. She stated that each County must match 40% of the funds awarded by the Nebraska Crime Commission and both Counties are willing to do that.

Chairman Klein stated that the grant money would pass through the Madison County budget. Ms. Peterson clarified that there would be no additional cost to Madison County. She explained that she is anticipating that \$1,000 of additional grant funding would be available for each Antelope County and Stanton County to provide juvenile accountability services. She reported that at the end of the budget year, if the entire amount available for each County is not used, then Madison County will retain the funds. Mr. Peterson explained that the Nebraska Crime Commission is requesting a Memorandum of Understanding between the Madison and Antelope County attorneys and another Memorandum of Understanding between the Madison and Stanton County attorneys.

After discussion, it was moved by Griffith and seconded by Klein to authorize the County Board Chairman to execute the 2012 State County Aid Juvenile Justice Grant application, the 2012 State County Aid Enhancement Grant application, and the Memorandum of Understanding. Roll call vote: Ayes, Griffith and Klein. Absent, McCallum. Nays, none. Motion carried.

Pursuant to published legal notice in the Thursday, January 5, 2012 edition of The Norfolk News, Chairman Klein opened a public hearing at 9:51 A.M. to receive public comments regarding the application of Sportsmans Family Grill L.L.C. for a Beer, Wine, Distilled Spirits, On and Off Sale license for premises located at 53875 Hwy 275, Meadow Grove.

County Clerk Nancy Scheer presented the proof of publication of the hearing notice and an incident report completed by Deputy Sheriff Mike Bowersox. She reported that the Sheriff's Office incident report concluded that there appears to be nothing in the examination that would suggest a reason for denying the application as requested.

Bonnie Seboe, mother of the applicant, Brent Rystrom, was present at the hearing and reported that her son was unable to attend the hearing due to a trip that was planned for several months, which was prepaid and not refundable. She presented the temporary operating license, the tobacco license, and a letter signed by the applicant Brent Rystrom.

County Clerk Nancy Scheer read the letter of Brent Rystrom during the hearing.

Planning and Zoning Administrator John Johnson reported that the property is zoned correctly and no special zoning permits are required.

No one appeared at the hearing to express opposition to the application. Chairman Klein closed the hearing at 9:55 A.M. After discussion, the following resolution was introduced:

RESOLUTION #2012-6

WHEREAS, on the 27th day of December, 2011 an application was received by the Madison County Clerk from the Nebraska Liquor Control Commission for a Beer, Wine & Distilled Spirits, On and Off Sale license for Sportsmans Family Grill LLC dba Sportsmans Family Grill for premises located at 53875 Hwy 275, Meadow Grove, Nebraska, and

WHEREAS, notice of public hearing on said application was published in the Thursday, January 5, 2012 edition of The Norfolk Daily News, with publication costs being fifteen dollars and ninety four cents (\$15.94), and

WHEREAS, public hearing on the application was held on Wednesday, January 18, 2012 in the office of the Madison County Commissioners in the Courthouse at Madison, Nebraska, and

WHEREAS, evidence and exhibits were received regarding the application for said license,

NOW, THEREFORE, BE IT RESOLVED that a recommendation of issuance of a Beer, Wine & Distilled Spirits, On and Off Sale license for Sportsmans Family Grill LLC dba Sportsmans Family Grill be forwarded to the Nebraska Liquor Control Commission.

Motion was made by Griffith and seconded by Klein that the foregoing resolution be adopted. Roll call vote: Ayes, Griffith and Klein. Absent, McCallum. Nays, none. Motion carried.

Planning and Zoning Administrator John Johnson and County Assessor Jeff Hackerott gave a demonstration of the Web GIS. Mr. Johnson explained that the entire county is mapped online and there are currently three active tabs on the website, including the County Assessor, Planning and Zoning, and Weeds. He demonstrated the three map layers that are available under the Planning and Zoning tab, which include the zoning districts and flood plain information. He stated that the website allows their office to set perimeters by a designated distance, which is helpful when completing property searches for mailing notices to landowners regarding conditional use permit hearings.

Mr. Johnson explained that the tab for Weeds reflects the location of noxious weeds sited in the County, including Canada thistle, leafy spurge, and musk thistle. He stated that these areas were inspected by Weed Superintendent Don Svitak and the locations were mapped on the GIS website.

County Assessor Jeff Hackerott explained that the County Assessor's tab includes information on all parcels in the county. He stated that the information on the website includes property ownership, the property card that has parcel details, pictures, sketches, and imagery.

Chairman Klein questioned if the information for the City of Norfolk will be available on the Madison County GIS website and Planning and Zoning Administrator John Johnson responded that the City of Norfolk is not interested at this time. Chairman Klein stated that this may change in the near future. He stated that the Elkhorn Valley Economic Development Council is trying to find sites for businesses and must have the ability to determine the zoning, so Mayor Sue Fuchtman would be in favor of having this information available.

Planning and Zoning Administrator John Johnson thanked the Norfolk Daily News for the articles printed in the paper regarding the Web GIS. He stated that this website will be a beneficial tool for appraisers or other individuals who are contacting the Assessor and Planning offices requesting information on zoning and parcel information.

No action was taken.

County Clerk Nancy Scheer reported that Clerk of the District Court Marjorie Schaffer did not have the Cooperation Agreement between County and District Courts completed and requested that the item be tabled. Motion was made by Griffith and seconded by Klein to table the Cooperation Agreement between County and District Courts. Roll call vote: Ayes, Griffith and Klein. Absent, McCallum. Nays, none. Motion carried.

The following reports were reviewed:

- 1) County Clerk December fee report
- 2) County Treasurer fund balance report
- 3) Register of Deeds December fee report
- 4) Clerk of the District Court December fee report
- 5) County Sheriff December fee report
- 6) 4th Quarter Veterans' Aid Fund financial report
- 7) 4th Quarter report of CASA of Northeast Nebraska

The following claims were audited:

GENERAL FUND

Total Net Payroll		118,128.47
Morry Abshier	Investigative Services, Public Defender	650.00
Ronald Albin	Legal Services, County Court	2,781.72
American College of Forensic Examiners	Dues, County Attorney	171.00
American Family Life Assurance Company	Insurance Premiums	517.60
Ameritas Life Insurance Corporation	Employee Share Retirement	7,662.60
Ameritas Life Insurance Corporation	Employer Share Retirement	11,240.38
Ameritas Life Insurance Corporation	Insurance Premiums	346.92
Antelope County Court	Transcripts, County Court	109.38
Appeara	Mat Service, Public Defender	50.00
Appeara	Mat Service, Courthouse	184.54
Aramark Correctional Services	Meals, County Jail	20,593.09
AS Central Services	Telephone Service, Veterans' Service Office	50.10
B & A's Welding Inc.	Repairs, County Jail	735.00
Battle Creek Enterprise	Publication Costs, Planning and Zoning	35.00
BI Inc.	Monitoring Services, Juvenile Diversion	969.59
Jennifer Birmingham	Postage, Public Defender	44.00
Black Hills Energy	Gas Service, Courthouse	624.38
Black Hills Energy	Gas Service, County Jail	661.28
Blue Cross Blue Shield of Nebraska	Insurance Premiums	936.52
Robert Bowen, M.D.	Autopsy Costs, Law Enforcement	900.00
Brady & Amy's Inc.	Fuel, Courthouse	117.02
Brady & Amy's Inc.	Fuel, County Sheriff	726.04
Joanie Brugger	Telephone Service, Mileage, Victim Witness	142.18
Carla Buck	Witness Fees, District Court	56.08
Cableone	Internet Services, Public Defender	125.95
Cedar County Court	Copies, Law Enforcement	3.00
Century Link	Telephone Services, County Jail	17.66
Century Link	Telephone Services, Probation	219.18
CFMC	Services, Probation	158.00
Checker Cab Company	Transportation Costs, Juvenile Diversion	42.30
City of Madison	Utilities, Public Defender	287.09
City of Madison	Utilities, Courthouse	2,091.69
City of Madison	Utilities, County Jail	4,021.64
Colonial Life and Accident Insurance	Insurance Premiums	189.88
Complete Pest Elimination, Inc.	Services, County Jail	125.00
Connecting Point	Services, County Sheriff	99.00
Connecting Point	Equipment, Repairs, County Attorney	50.50
Connecting Point	Internet Services, Veterans' Service Office	38.95
Connecting Point	Service Contract, Website Costs, Courthouse	2,171.70
Constellation Newenergy Gas Division, L.L.C.	Gas Service, Courthouse	1,071.64
Constellation Newenergy Gas Division, L.L.C.	Gas Service, County Jail	2,500.49
Constellation Newenergy Gas Division, L.L.C.	Gas Service, Veterans' Service Office	132.48
Copycraft Printing	Uniforms, County Jail	41.88
Credit Management Services	Garnish of Wages	134.04
Dick Day	Mileage, Data Processing	123.21
Dick Day	Supplies, County Sheriff	24.06
Douglas County Treasurer	Fees, Law Enforcement	397.55
Eakes Office Plus	Supplies, County Treasurer	17.68
Eakes Office Plus	Supplies, County Court	3,408.87
Eakes Office Plus	Supplies, County Attorney	579.60
Eakes Office Plus	Supplies, County Jail	333.14
Eakes Office Plus	Supplies, Probation	349.45
ECMC	Garnish of Wages	142.34
Egley, Fullner, Montag & Hockabout	Legal Services, County Court	3,931.87
Elkhorn Logan Valley Public Health Department	Administrative Costs, County Relief	5,095.63
Entertainment Unlimited	Security Equipment, Courthouse	5,142.51
Environmaster	Supplies, County Jail	42.00
Fairfield Inn & Suites	Lodging, County Officials	1,619.10
Field's Hardware	Repairs, Courthouse	17.49
Field's Hardware	Supplies, County Sheriff	23.78
Field's Hardware	Supplies, County Jail	163.76
First Concord Benefits Group	Flexible Benefit Plan, Administrative Fees	3,401.62
Frontier	Telephone Services	352.44
Galls Inc.	Uniforms, County Sheriff	193.10
Galls Inc.	Uniforms, County Jail	380.51
Gordy's Towing & Repair	Repairs, County Sheriff	129.24
Headley Law Office, P.C., L.L.O.	Legal Services, District Court	457.50
Hy-Vee East Pharmacy	Prescriptions, County Jail	8.00
Jack's Uniforms	Uniforms, County Sheriff	27.39
John's Disposal, Inc.	Garbage Service, Probation	42.00
John Johnson	Publication, Planning and Zoning	15.79
Knox County Sheriff	Service Fees, District Court	6.00
Linsali	Contract Services, Reappraisal	6,750.00

Louderback Drug	Prescriptions, County Jail	3,067.51
Madison County Clerk	Tax Deposit	40,124.31
Madison County Clerk of District Court	Filing Fees, District Court	847.00
Madison County Sheriff Inmate Fund	Supplies, County Jail	49.24
Madison County Sheriff	Fees, County Court	265.64
Madison County Sheriff	Fees, District Court	893.61
Madison County Sheriff	Fees, Mental Health	68.94
Madison National Life	Insurance Premiums	113.44
Christal McDonald	Court Reporting, Mental Health	50.00
Kyle Melia	Mileage, Public Defender	127.65
Menards	Supplies, Planning and Zoning	62.35
Menards	Supplies, Noxious Weed	169.08
Menards	Repairs, County Jail	32.61
Microfilm Imaging Systems, Inc.	Equipment Rental, County Clerk	45.00
Microfilm Imaging Systems, Inc.	Supplies, Register of Deeds	43.20
Microfilm Imaging Systems, Inc.	Equipment Rental, County Surveyor	45.00
Midwest Asset Control	Garnish of Wages	137.84
Midwest Health Partners	Medical Services, County Jail	947.00
Midwest Office Automations	Copier Maintenance, Probation	450.36
Midwest Plumbing & Heating	Repairs, County Jail	793.89
MIPS Inc.	Computer Support, County Treasurer	1,015.65
MOCIC	Dues, County Sheriff	200.00
Morrissey Motor Company	Repairs, County Sheriff	97.20
Nationwide Retirement Solutions	Deferred Compensation	545.00
Nebraska Association of County Clerks	Dues, County Clerk	75.00
Nebraska Association of Register of Deeds	Dues, Register of Deeds	75.00
Nebraska Child Support Payment Center	Garnish of Wages	276.92
Nebraska Department of Revenue	Sales Tax	89.68
Nebraska Public Power District	Utilities, Probation	733.06
Nebraska Workforce Development	Unemployment Costs	4,524.00
NESCA	Dues, County Jail	15.00
Norfolk Auto Center	Repairs, County Sheriff	444.51
Norfolk Daily News	Publication Costs, County Court	171.60
Norfolk Daily News	Publication Costs, Noxious Weed	236.40
Norfolk Daily News	Publication Costs, Courthouse	376.46
Yolanda Olivares	Interpreting Services, Law Enforcement	374.00
Our Savior Lutheran Church	Polling Place Rental, Election Commissioner	150.00
William Ouren	Autopsy Costs, Law Enforcement	150.00
Marvin Pfeifer	Snow Removal, Public Defender	130.00
Pioneer Telephone	Telephone Service, Courthouse	242.54
Puppy Love	Impound Fees, County Sheriff	75.00
Quartermaster Inc.	Uniform, County Jail	106.98
Radio Shack Corporation	Equipment, County Sheriff	179.99
Rath Sprinkler Systems	Services, Public Defender	45.00
Rath Sprinkler Systems	Services, Courthouse	175.00
Rafael Rayos	Equipment, County Sheriff	26.50
Redwood Toxicology Lab	Testing, Probation	239.40
Region IV, Inc.	Third Quarter Services	9,147.75
Region 4 Behavioral Health System	Third Quarter Services	13,690.25
Zach Rosenfelt	Witness Fees, Law Enforcement	80.00
Sanne Repair	Repairs, County Sheriff	250.37
Nancy Scheer	Postage, Election Commissioner	210.67
Schroeder Land Surveying	Services, County Surveyor	1,304.00
Shell Fleet Plus	Fuel, Reappraisal	116.13
Short Stop	Fuel, County Sheriff	44.21
The Cellular Connection	Equipment, County Sheriff	24.99
US Cellular	Telephone Service, Law Enforcement	108.95
USave Pharmacy	Prescription, County Jail	19.80
United States Postal Service	Postage, Probation	2,594.50
U.S. Bank Corporate Payment System	Fuel, Equipment, County Sheriff	269.05
Verizon Wireless	Telephone Service, Planning and Zoning	87.54
Verizon Wireless	Telephone Service, Noxious Weed	63.04
Verizon Wireless	Telephone Service, Juvenile Diversion	124.76
Wayne County Court	Transcript, Law Enforcement	84.50
Melissa Wentling	Training, Public Defender	40.00
West Payment Center	Subscription, County Attorney	541.00
Western Office Technologies	Supplies, District Court	13.47
Western Office Technologies	Supplies, Copier Maintenance, County Court	404.04
Western Office Technologies	Supplies, Copier Maintenance, Reappraisal	133.97
Western Office Technologies	Supplies, County Sheriff	110.10
Western Office Technologies	Supplies, Copier Maintenance, County Attorney	610.99
Western Office Technologies	Furniture, Probation	1,644.00
Western Office Technologies	Supplies, Noxious Weed	62.12
Western Office Technologies	Supplies, Veterans' Service Office	118.03
Wheeler County Court	Copies, Law Enforcement	19.28
Zippy Lube	Repairs, County Sheriff	37.49
Zodiac Properties, L.L.C.	Rent, Probation	7,876.67

ROAD/BRIDGE FUND

Total Net Payroll		27,136.85
American Family Life Assurance Company	Insurance Premiums	251.81
Ameritas Life Insurance Corporation	Employee Share Retirement	1,631.37
Ameritas Life Insurance Corporation	Employer Share Retirement	2,447.04
Ameritas Life Insurance Corporation	Insurance Premiums	98.42
Appeara	Towel Service	231.91
Battle Creek Farmers Coop	Fuel, Parts, Shop Supplies	1,339.31
Bauer Built Tire	Repairs	173.14
Black Hills Energy	Gas Service	222.27
Blue Cross Blue Shield of Nebraska	Insurance Premiums	67.09
Brady & Amy's Inc.	Fuel	1,085.84
City of Madison	Utilities	533.27
City of Newman Grove	Utilities	33.00
Colonial Life and Accident Insurance	Insurance Premiums	121.80
Constellation Newenergy Gas Division	Gas Service	710.01
D & M Machinery	Parts	5.90
Electrical Engineering & Equipment Company	Parts	88.78
Fairfield Inn & Suites	Lodging	179.90
Fastenal Company	Parts	58.20
Field's Hardware	Shop Supplies	146.40
First Concord Benefits Group	Flexible Benefit Plan, Administrative Costs	593.85
Graham Tire Company	Repairs	248.00
Chris Kallhoff DBA Northeast Glass	Parts	623.00
Kimball Midwest	Shop Supplies	104.71
Luedeke Oil Company Inc.	Tires	2,050.00
M & M Farm Supply	Shop Supplies	23.43
Madison County Clerk	Tax Deposit	9,010.49
Madison National Life	Insurance Premiums	31.19
Matheson Tri-Gas Inc	Shop Supplies	320.05
Matteo Sand & Gravel Company Inc.	Gravel	1,074.99
Meisinger Oil Company Inc.	Fuel	16,520.15
Menards	Shop Supplies	50.76
Morrissey Motor Company	Parts	12.39
Nebraska Child Support Payment Center	Garnish of Wages	218.24
NMC Exchange LLC	Parts	608.11
Norfolk Auto Supply Inc.	Parts	72.38
Norfolk Implement Inc.	Parts	22.92
Norfolk NAPA	Parts	330.23
Pioneer	Telephone Service	60.63
Powerplan	Parts	87.96
Quick Serve Oil Company Inc.	Fuel, Repairs	230.80
Red Bud Hardware Inc.	Shop Supplies	79.27
Reigle Implement Company Inc.	Parts, Shop Supplies	444.04
Rose Equipment Inc.	Parts	5,570.36
Rutjens Construction Inc.	Dirt	3,220.00
Scheer's Ace Hardware	Shop Supplies	108.38
Sonlite Express Inc.	Salt	1,261.00
Stanley Petroleum Maintenance Inc.	Repairs	113.40
Telebeep Wireless	Internet Services	119.85
The Pit Stop	Fuel	375.35
Truck Center of Norfolk	Parts	8.98
University of Nebraska	Registrations	580.00
Vacin Inc.	Parts	495.76
Vic's Engine Service Inc.	Shop Supplies	77.73
Weldon Parts Inc.	Parts	697.83
Western Office Technologies	Supplies	85.35
White Star Oil Company	Fuel	417.06
Zoubek Oil Company	Fuel	6,256.95

FEDERAL AID SECONDARY FUND

Mainelli Wagner & Associates, Inc.	Engineering Services	11,614.80
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VISITORS PROMOTION FUND

Connecting Point	Services	45.48
Corps of Discovery Welcome Center	Dues	125.00
Love Media Group LLC	Advertising	275.00
JoAnn McKenzie	Registration	12.99
Nebraska Life Publishing Inc.	Advertising	245.00
Norfolk Area Chamber of Commerce	Dues	60.00
Norfolk Daily News	Publication Costs	3.60
Western Office Technologies	Supplies	168.85

VISITORS IMPROVEMENT FUND

Norfolk Area Visitors Bureau	Administrative Expense	17,024.15
Professional Accounting	Accounting Services	681.92

LAW ENFORCEMENT OPERATING FUND

Eakes Office Plus	Supplies	253.37
Madison County Sheriff Inmate Fund	Supplies	349.05

Motion was made by Griffith and seconded by Klein to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, Griffith, and Klein. Absent, McCallum. Nays, none. Motion carried.

The Board adjourned at 9:58 A.M. to Monday, January 30, 2012 at 5:30 P.M. for a joint meeting with Norfolk City Mayor and Council, Northeast Community College Board of Governors, and Norfolk Public School Board.

County Clerk

Chairman