



Nuckolls County Board Minutes



APRIL 23, 2012 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS

The Nuckolls County Board of Commissioners met Monday, April 23, 2012 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of April 16, 2012. Combs, Corman and Brown present for the meeting. The agenda of said meeting was remitted to board members in advance of the meeting and is posted in the County Clerk's office and on the County Website. Combs announced the 'Open Meetings Act Law' as posted in the Commissioners Board Meeting Room and handouts are available.

The board reconvened at 9:00 a.m. Chairman Combs approved the agenda and the April 16, 2012 minutes as submitted. Also present for the meeting is Chuck Mittan of the Superior Express.

Gary Warren, Highway Superintendent and Cindy Buescher, Executive Secretary met with the Board to give an update on the current activities of the County Road Department. Warren noted all the motorgraders are out blading the county gravel roads and all the gravel trucks are out hauling gravel. Warren informed the Board that the Foreman and dirt crew were on Road X between Road 2800 & Road 2900 to relay a culvert pipe. Warren has been working with Clay County Roads Department on Project C-65(678) which is located on Road AA, between Roads 2500 & 2600. Warren noted that five road department employees and one Commissioner attended the Nirma Seminar in Kearney which discussed Road Liability. They are Warren, Buescher, Menke, Thornton, Culbertson and Brown.

Buescher noted she has been working on the Right of Way documents for County Project C-65(333), Superior West. This will be bid on May 14, 2012 at 10:00 a.m. at the Nuckolls County Courthouse. The plans have been received from Speece Lewis Engineers and are available for viewing.

Warren noted all the Projects that were being audited by the Federal Highway Department were approved which has released the funds. This in turn has released the Soft Match credits to be allowed to be used for the 8th Street Project in Superior and may also be used for the Fracture Critical Bridge Inspections.

Warren discussed the procedure he uses to obtain quotes on tubes when he is getting prices for tubes and road signs. Warren noted that last week the pup trailer was in the Nelson shop for repairs and they discovered additional problems. Warren submitted pictures of the cracks in the frame work. Due to the extent of the damage Warren found a used pup trailer for \$10,000.00. After some discussion the Board authorized Warren to purchase the used pup trailer and keep the old pup for parts.



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Buescher discussed the clean up day (Nelson Community Improvement Extravaganza) held on Saturday, April 21, 2012 by the Lawrence Nelson Animal Science class. Buescher and Commissioner Combs were both in attendance as volunteers. The class pulled weeds at the Courthouse among other places in town.

A request for an Easement for Electrical Line was submitted by Stan Meyer. **A motion was made by Brown and seconded by Corman to approve the request for an Easement for Electrical Line by Stan Meyer located between Section 29 & 28, T1N- R6W (Garfield Precinct). Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Royce Gonzales, District Court Clerk met with the Board to present a picture which is being donated by the Nelson Masonic Lodge. Gonzales noted the history of the picture and then explained the symbols which represent the Free Masons, which is a fraternal organization. After some discussion the Board determined to respectfully decline the picture. Gonzales discussed that the Nelson Library or the Nuckolls County Museum would possibly accept the donation.

Clerk Kassebaum discussed several issues. The county received a check for the insurance claim on the sheriff's vehicle, an update on the progress of the County Flag. She also discussed the change of the administration of the Nuckolls County Website from the State of Nebraska to MIPS. It will be approximately 2 weeks to have the change over completed. Kassebaum also noted with legislature passing bills LB 995 & LB 735 the open meetings act has been changed. New posters will be provided by NACO.

Tim Stutzman, Emergency Manager and Noxious Weed Superintendent met with the Board to give an update on both offices. Stutzman has been busy checking out complaints of noxious weeds within the County. Several areas in the Northern part of Nuckolls County were addressed.

Stutzman gave an update on the Storm Spotter Training held in Superior. It was noted that Commissioner Brown attended the Training. Stutzman discussed some issues of who is to make the call to sound the sirens. The Board noted that between the Emergency Manager and the Emergency 911 Manager they should be working together to make that decision.

Discussion was held regarding purchasing air purifiers for the courthouse. In attendance for this discussion is Royce Gonzales, Diane Wehrman, Vicki Ensign and Susan Rogers, who are all Elected Officials for the County. Concerns were made regarding mold in the courthouse due to water coming from the roof. Prices were



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submitted at \$399.00 for a MA 2000 Mountaineer by SunHeat or \$499.00 for a MA 3500 Mountaineer. It was also noted that if we purchase 10 or more the cost would be \$199.00 for the MA2000 and \$259.00 for the MA 3500. The Board did not think it necessary to purchase 10 or more. They determined to have Chairman Combs and Clerk Kassebaum do more research to find a more cost competitive price for the air purifiers. As the Board will not be meeting until May 7, 2012, it was determined to allow Chairman Combs to make a decision on the purchase once they have determined a good purchase. It is allowed to purchase 3 or 4 air purifiers. Discussion was held regarding the roof damage.

Derek Clark, from the City of Superior met with the Board to discuss the old doll house building which is located at 139 E. 4th in Superior. The City and Nuckolls County had an agreement between them for the razing of the building. Clark submitted a bill for \$50,000.00 per agreement for the County's portion of the cost.

Clark also discussed the 8th Street Project in Superior which he is the RC for the Bridge Project. The NEPA document has been approved. Clark is very optimistic on the project being completed. He is looking at the project being bid on August 31, 2012. It was noted the Soft Match funds are free to be used on the Project.

County Attorney, Tim Schmidt met briefly with the Board. The Board discussed if the damage to the courthouse roof may be handled as an "Emergency" due to the extent of the continued damage. The roof is leaking in many places and the damage is much worse than first thought. Schmidt determined that the roof damage will qualify as an Emergency and therefore does not require the bidding process. The time frame to bid the project out could have the potential for more extensive damage due to weather. Therefore this constitutes an emergency and therefore circumvents the bidding process. He will advise the Board to do so as soon as paperwork is received and approved.

The Board recessed at 10:45 for Board of Equalization.

The Board reconvened at 11:36 a.m. The Board will then recess to do the Quarterly Jail Inspection and recess until Monday, May 7, 2012.

Michael D. Combs, Chairman

By: Jackie L. Kassebaum, County Clerk



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