



Nuckolls County Board Minutes



OCTOBER 29, 2012 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS

The Nuckolls County Board of Commissioners met Monday, October 29, 2012 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of October 15, 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 9:01 a.m. Chairman Combs approved the agenda and the October 15, 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. Also present is Jeff Wagner of Mainelli Wagner & Associates P.C. Warren noted he had a safety meeting last week regarding the road employee's blading the gravel roads against traffic. Warren submitted a estimate from the Road Department to help the Village of Oak temporarily repair the bridge in Oak. The quote of \$3,013.00 was for man hours for the County Road Employees that would be used in doing those repairs. Warren noted they have been stock piling gravel at the road department and are pretty much done hauling to county roads at this time. Warren gave the Board an update on the Nuckolls/Clay County Project #C-65 (656) located on the Nuckolls & Clay County line in Liberty Precinct. Warren informed the Board that the City of Superior was willing to go half and half on the armour coating for 15th Street between the church and the bridge. The Board noted that this is not in the budget this year, however would consider it for next budget year. The estimate would be \$14,000.00 for the County's half. Warren noted they have started working on cutting trees. Warren also noted they have been working on switching out the new radios that are required for the narrowbanding. There is a little bit of mowing left to do. Clerk Kassebaum gave the Board and the Road Department an update on when the new interior vertical lift will be delivered to the County. The Road Department will be removing the old lift and putting up support beams for the new lift. The date the lift will be delivered to the County is approximately December 28, 2012.

Jeff Wagner with Mainelli Wagner & Associates P.C. informed the Board that Mainelli Wagner will be on the Call List for the Department of Roads List of RFP's for Construction and Engineering Companies. The 8th Street Bridge Project in Superior will be required to pick and Engineer from this list.

Wagner was also present to give his opinion on a request from Agrex Inc. to clean out and reshape the road ditch along Road B from Road 3650 to 3750 to help prevent flooding. Also present is Bruce Tinkham from Agrex, Inc. Wagner noted that he had been out to view the property in question. The question from the County is who owns this property and does it conflict with the Rail Road. Wagner noted there is a 48" Concrete Pipe which goes under the Highway which drains into smaller corrugated tubes which are under the Agrex driveway. It was also noted that all the pipes and tubes were clean from debris. Wagner noted that Agrex, Inc. will need to have a full hydraulic study done to really find what would be required to do to correct the flooding issue. The Board put Warren in charge of finding out how much the RR Right of Way is. If any work is to be done on RR ROW they would require permission from the RR. It was noted that Agrex may need to do some landscaping to help with the flooding problem on Agrex's property or replace the smaller tubes for larger ones to help with the water drainage. No decision made at this time.

A motion was made by Corman and seconded by Brown to accept the September 2012 Sheriff's Board Report as submitted. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.



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Clerk Kassebaum requested to purchase a new computer and printer for the Voter Registration/Election computer as the computer and printer was originally provided by the State of Nebraska, Election Division in 2005. Kassebaum will submit estimates for the cost.

A motion was made by Brown and seconded by Corman to approve a amend the Yearly Board Meeting Dates for 2012 to correct the date of November 14, 2011 to November 12, 2012 and to also note there will be NO County Board Meeting that day as the Courthouse is closed for a Holiday. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.

A motion was made by Brown and seconded by Corman to approve a Commercial Lease between Nuckolls County, NE and the City of Nelson, NE dated October 29, 2012 for the exchange of the County's property located at Lots 7 & 8, Block 18, Original Town of Nelson, NE to be used by the City of Nelson for the County Courthouse to use the City's Compactor for trash services. The Lease is from October 1, 2012 until September 30, 2017. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.

Chairman Combs recessed the meeting to go into Board of Equalization at 9:58 a.m. Chairman Combs reconvened at 10:04 a.m. for regular session.

Tim Stutzman, Emergency Manager/Noxious Weed Superintendent met with the Board to decide what to do about the Lawrence Fire Department needing narrowbanding by December 31, 2012. Also present is Gerald Buschkoetter, Lawrence Fire Chief. Lawrence Fire Department was left out of the Nuckolls County Narrowbanding Grant and also the Webster, Clay & Adams County grants. Discussion about who is responsible for the costs. Buschkoetter noted they had Platte Valley Communications from Hastings down last Friday and they did the narrowbanding on the radios and about half of the pagers. However it was noted the repeater was not able to be programmed for the narrowbanding. The cost for a new repeater is about \$2,500.00. \$15.00 to \$20.00 per radio and pager is the cost for programming. It is estimated that it would cost around \$2,000.00 to \$4,000.00 to get Lawrence Fire Department up to Federal Standards for narrowbanding. Stutzman noted they may want to check on the siren also to make sure it is able to be programmed. **A motion was made by Brown and seconded by Corman to fund up to \$3,000.00 by Nuckolls County with the possibility of additional costs in the future. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.** It was noted the funds are to be paid from the Civil Defense Fund. Also noted the County may proceed with getting reimbursed from Webster, Clay & Adams (Lawrence Fire District located in those counties) for the prorated funds for the costs of the narrowbanding.

Vicki Ensign, County Treasurer met with the Board to have a contract with GIS Workshop for the maintenance of the software for the Treasurer's tab for the County website for Real Estate. The Website provides information regarding a property's taxes. The cost is \$2,500.00 a year. **A motion was made by Brown and seconded by Combs to approve the contract between GIS Workshop and Nuckolls County Treasurer for software support for the County website for the Treasurer's tab in the amount of \$2,500.00. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.**

Jeff Dillon and Chris Andersen from Rasmussen Mechanical of Kearney met with the Board to discuss how the heating and cooling system works in the Courthouse. Ensign, Rogers, Gonzales were present for most of the session with Rasmussen. It was noted that the Courthouse has a 4 pipe system, 2 pipes for heating and 2 pipes for cooling. The boilers heat the temperature of the water for heating and the air chiller cools the water for cooling which is based on outside conditions. The pipes are then directed to fan coil units throughout the building. The fan coil units have 2 positions of open and closed, they open if they need heat or cool or they close if no heat or cool is being called for. The chiller will not come on if the outside air is below 50 degrees. The new programmed system is designed to control the heat and cool for the most efficient way. The program



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can be set to an occupied or non occupied time, like night time, holidays or weekends. The program also enables the control of setting a low and high setting in which the system will not go beyond those set points by more than .5 degrees when it is being controlled by the computer program. The fans will still run when the call for heat or cool is not open. The valve will shut off and then the fan will cycle off. It was noted that each office has at least 1 fan coil unit with a thermostat control and the sensors for the temperature are in the thermostat controllers. Dillon commented that the Courthouse needed a fresh air return to make the heating and cooling system run more efficiently. The Board recessed to go to the basement to look at a fresh air exchange with Rasmussen at 11:35 a.m. they returned to the regular meeting at 11:40 a.m. Dillon noted the exchange units are more for a residential property and not for a commercial building. It was noted that a fresh air return system would help out with bacteria and allergy issues. It would also help out with the air chiller, which would be more efficient as the air chiller would not run as often. Dillon also noted that a Optimal Start/Stop System would be beneficial in efficiency. He also noted issues with humidity in the building would cause the variations in heat or cool. Ensign was concerned that when the office is calling for heat the air comes on. Rogers noted that the Assessor's office is sweltering in the morning and then by 9:00 a.m. the air comes on when their thermostat is set at 72 degrees. Discussion was had regarding the computer terminal room is right below her room which may cause the issue of excessive heat in the morning as the rooms are locked up at night. It was noted the communication from the county to Rasmussen (port 2525) is still not working. Clerk Kassebaum will take care of that. 2 motions were made by Brown. **A motion was made by Brown and seconded by Corman to turn the entire Courthouse to computer control for heating and cooling. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried. A motion was made by Brown and seconded by Corman to have all requests for change to the settings, be brought to the Board for approval. Combs, Corman and Brown all voted Aye, 0 voted Nay. Motion carried.** Rasmussen's will check on the Assessor's office, the old extension office in the basement and the Courtroom sensors to make sure they are working properly. The County Assessor, County Treasurer and Clerk of the District Court all requested to have their fans turned to auto. The Board approved their request.

Dan Swartzkopf of Krull Insurance Agency met with the Board to give them an update on last fiscal year and the first quarter of this year for the County Employees Medical and Dental Plan. Also present for this session is Susan Rogers to represent the Insurance Committee and Royce Gonzales, District Court Clerk. It was noted that last fiscal year the County ended in very good shape. The Aggregate report noted a 56% loss ratio. 4 individuals were on the 50% of Specific Stop Loss Report however no one exceeded \$30,000.00. For the new contract period as of September 30, 2012, the County is at a 67.7% loss ratio. Brown requested if anyone was on the list for potential high claims for the future. Swartzkopf noted that no one was on the list although 1 person was on the list for over 50% of the Specific Stop Loss Coverage. It was noted that the County is responsible for the first \$35,000.00 for an individual before the Stop Loss Coverage kicks in. Swartzkopf also updated the Board of a future obligation due to the Health Reform Act of the County's responsibility of reporting a Summary Plan to each employee 45 days prior to renewal. Swartzkopf noted that Mid American Benefits will provide this requirement for the County. The obligation will be effective July 1, 2013 at Nuckolls County's renewal period. It was discussed that the Summary Plan could be added to the County website to help reach this obligation. Swartzkopf also noted that he attended a Department of Insurance meeting which he noted the State of Nebraska will offer insurance for the Small Group or Individual's requirement of having insurance. This will cost the state over 90 million dollars to implement and between \$30,000.00 to 40,000.00 to maintain due to requirements of the Health Reform Act. Discussion was held regarding how the Health Reform Act is driving the costs of medical care up. Swartzkopf noted he will revisit the Board around February or March.

Chairman Combs recessed at 12:29 p.m. to do the jail inspection and as there is no further business the meeting is recessed until Monday, November 5, 2012.

Michael D. Combs, Chairman



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By: Jackie L. Kassebaum, County Clerk