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BOARD OF EQUALIZATION PROCEEDINGS – December 15, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on December 15, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on December 3, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of November 17, 2014 meeting.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The County Assessor presented and explained the correction sheets for the month.

Motion made by Gutshall, seconded by Weatherholt to approve and authorize the chairman to sign the correction sheets numbered 4040 - 4064 and place them on file.

Voting: Ayes: Gutshall and Weatherholt. Nays: None. Abstain: Kment. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for January 8, 2015 at 8:00 AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER’S PROCEEDINGS – December 15, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on December 15, 2014 at 8:15 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on December 3, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:25 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the minutes of November 17, 2014 meeting.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

NIRMA – NIRMA Recommitment/Dividend

NIRMA's Safety Shorts – December 1, 2014, Volume 2, Number 12

Barco Municipal Products, Inc – material pricing

Martin Marietta, Weeping Water NE – material pricing

Nebraska Emergency Management Agency – Programmatic Closeout of FEMA Disaster 1924

The Board readdressed the 2014 Christmas holiday closure. An executive order signed by President Obama on December 5, 2014 declared December 26, 2014 a federal holiday. With the declaration of December 26, 2014 as a federal holiday the previous scheduled closure at noon on December 24, 2014 was discussed.

Motion made by Kment, seconded by Gutshall to set the 2014 Christmas holiday as closing at noon on Wednesday, December 24, 2014 and being closed on Thursday and Friday, December 25 and 26, 2014.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Mike Unger, County Sheriff joined the meeting. Discussion held on the jail budget in reference to juvenile matters and probation. Suggestion was made to establish a speed limit and post the necessary signs along the access road (old Hwy 35) by Woodland Park.

Motion made by Kment, seconded by Gutshall to approve the legal newspaper as the Stanton Register for the year 2015, to set the legal radio stations as WJAG/KEXL and US92 for legal and weather related announcements, and designate the Stanton County website (www.co.stanton.ne.us) as a means of publication of legal notices or other announcements.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Resolution to transfer funds from the General Fund to the Road Fund:

RESOLUTION No. 2014.12 – 036:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$250,000.00 from the General fund (100) to the road Fund (300).

AND, that the same is hereby approved.

Dated this 15th day of December, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann [seal]

Stanton Clerk Clerk

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

The Board resumed discussion on LB191 relating to revenue and taxation. Senator Schumacher presented information on this LB at the December meeting.

Motion made by Gutshall, seconded by Kment to approve the following Resolution designating Stanton County as a Historical District within the State of Nebraska:

RESOLUTION No. 2014.12 – 035:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that:

SECTION 1: Nebraska Legislative Bill 191 creates the Nebraska Job Creation and Mainstreet Revitalization Act (herein referred to as the "Act") which serves the purpose of providing an incentive for redevelopment and preservation of historic properties, creating jobs, and driving economic development in both rural and urban communities across the State of Nebraska.

SECTION 2: The area within the geographical boundaries of Stanton County, Nebraska is hereby declared to be a historic district within the meaning and for the limited purpose of Section 2(3)(d) of the Act.

SECTION 3: Historical Districts serve to strengthen local economies, stabilize and improve property values, foster civic beauty, safeguard heritage, and promote the education, pleasure, and welfare of the historical significance of Stanton County and the State of Nebraska.

SECTION 4: Any building to be rehabilitated, preserved or restored shall have been constructed at least fifty years prior to the proposed rehabilitation, preservation, or restoration and the façade of such building shall not have undergone material structural alteration since its original construction unless the rehabilitation, preservation, or restoration to be performed proposes to restore the façade to substantially preserve its original appearance.

SECTION 5: For the purposes of this resolution, historically significant real property means a building or structure which is located within the area declared to be a historic district under the provisions of this resolution; which, as determined by law, contributes to the historical significance or the economic viability of the historic district; and which is used for any purpose except as a single family detached residence.

SECTION 6: Unless otherwise provided by law, eligible expenditure includes the cost incurred for the acquisition of historically significant real property by the county, which results in the rehabilitation, preservation, or restoration of such property or in a contribution to its basis, functionality, or value.

SECTION 7: In addition to meeting the requirements otherwise specifically set forth in the Act and this Resolution, at least one of the following standards and requirements for the rehabilitation, preservation, and restoration of historically significant real property that reflect the heritage, values, and character of Stanton County (as they may from time to time be amended by the Stanton County Board of Commissioners) must be satisfied:

- (a) Reflecting the heritage, values, and character of self-reliance, the rehabilitation preservation or restoration undertaken should employ local talent, businesses, and craftsmen to accomplish any rehabilitation, preservation, or restoration which the person making the expenditure is unable to do in house;
- (b) Reflecting the heritage, values, and character of adaptability to change, the rehabilitation preservation or restoration undertaken should result in a reasonable probability of such real estate being sustainable under present or anticipated economic conditions for a least a period of five years in its rehabilitated, preserved, or restored configuration;
- (c) Reflecting the heritage, values, and character of prudence, the rehabilitation preservation or restoration undertaken should result in any building improvements being insurable for at least 80% of the eligible expenditures for which credits are to be received under the Act;
- (d) Reflecting the heritage, values, and character of respect for the past, the rehabilitation preservation or restoration undertaken on any building should result, for the duration of the recapture period specified in the Act, in a suitable place for the prominent posting of the past owners of the real estate from the time of the issuance of the United State Patent to the year 2014, and if any such owners are known to be military veterans a designation on such posting, if known, of the veteran status, rank and dates of service;
- (e) Reflecting the heritage, values, and character of commerce, culture, health, government, education, public utilities, or agriculture, any building qualified under Section 4 of this resolution shall have been used for the furtherance of commerce, culture, health, government, education, public utilities, or agriculture at some point in its history;
- (f) Reflecting the heritage, values, and character of resilience, for a vacant lot upon which improvements in the exterior likeness of past improvements are to be constructed there must be photographic evidence of the past improvements that have now been destroyed or diminished by storm, fire, or the ravages of time;
- (g) Reflecting the heritage, values, and character of leveraging community resources for public good, structures, which are not buildings, should, where possible, be designed with sufficient capacity to not only increase the economic viability of a historic building but also contribute to the economic viability of the community or a portion there of in symbiotic relationship with non-historically significant real estate; or
- (h) Reflecting the heritage, values, and character of the government closest to the people, any application for credits under the Act made by a local political subdivision within the county that is accompanied by a recital, duly adopted by the governing board of the subdivision, that the building or improvement for which credits are sought reflects the heritage, values, and character of the community, shall constitute sufficient satisfaction of the standards set forth herein or required by the Act.

SECTION 8: Streets, water and sewer systems, drainage ditches, byways, public utilities, and other such structures which contribute to the historical significance or the economic viability of the historic district shall not be disqualified by this resolution from being an eligible expenditure because they also serve non-qualifying real estate.

SECTION 9: The Board specifically finds that a building or structure satisfying one or more of the foregoing standards by virtue of such satisfaction contributes to the historical significance of Stanton County or to Stanton County's economic viability.

SECTION 10: To the extent necessary this resolution authorizes any natural person, political subdivision, limited liability company, partnership, private domestic or private foreign corporation, or domestic or foreign nonprofit corporation certified pursuant to section 501(C)(3) of the Internal Revenue Code of 1986, as amended, is authorized to apply for the tax credits made possible by virtue of this resolution and under the Act.

SECTION 11: This resolution is subject to the provisions of the Act. Any section or part hereof that may be found in contravention of such Act, the Constitution of the United States or the State of Nebraska, or the laws there under shall be deemed stricken and shall not affect the legality of the remaining provisions.

SECTION 12: This resolution is for the purpose of enabling real estate, expenditures, and projects to qualify for state tax incentives under the Act. It should not be construed to, in any way, restrict the construction, modification, or demolition of buildings or structures within the district established in Section 1 hereof or to regulate, inhibit, or impinge land use or the development and maintenance of parcels in such district which are not the direct subject of improvements for which credits have been applied for and granted under the Act and then not to exceed the recapture period specified in the Act.

SECTION 13: In the case of a city or village within the geographical boundaries of Stanton County, Nebraska which pursuant to ordinance has specifically adopted different provisions for historic districts under Sec. 2(3)(d) of

the Act than those adopted by this Resolution, then within the municipal limits of such city or village, the provisions of such city or village ordinance shall supersede those of the county.

SECTION 14: This resolution should not be construed so as to supersede requirements as contained in any city/village/township zoning ordinances as they may exist within the confines of Stanton County, Nebraska.

SECTION 15: This resolution shall take effect immediately after its publication as required by law.

Dated this 15th day of December, 2014.

Board of Commissioners
Stanton County, Nebraska
By /s/ Jerry Weatherholt
Jerry Weatherholt, Chairman

Attest:

/s/ Wanda Heermann [seal]
Stanton County Clerk

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Sandy Zoubek, County Treasurer, joined the meeting. She reminded the Board that tax payments tend to decline during the months of January and February so spending should be kept at a minimal level if possible. She also inquired about the salary procedure of paying in arrears.

Tim Tinker joined the meeting to discuss the recent disasters within Stanton County. He was requesting tax breaks for the disaster areas. The Board stated that taxes are set by state statute and there is little they can do as a board to reduce taxes for a specific group and not the entire county. Also discussed were rebuilding efforts in Pilger and possible incentives to rebuild.

Mr. Lamli, County Attorney, joined the meeting.

Chairman Weatherholt addressed the board on the request for donations received from the Stanton County VFW. The request for donations is to update their facilities to meet state code. It was noted that tax dollars should not be used for private business improvements. Mr. Lamli concurred with this opinion.

Cheryl Wolverton, LaLene Bates and Sanford Goshorn, Safety Committee members, joined the meeting to discuss courthouse snow removal, rural school surplus items and AED/CPR employee certifications.

Discussion held on the need of snow removal around the courthouse during regular business hours. The road department does not have the man power to continually clean the sidewalks when the weather is ongoing. Their main concern is maintaining county roads. It was suggested to advertise for a contractual service for snow removal at the courthouse location.

Motion made by Gutshall, seconded by Kment to advertise for sealed bids for snow/ice removal to be opened on January 8, 2015 at 8:30AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The safety committee also informed the board of the rural school supplies and inventory stored in the courthouse basement. A suggestion of the committee was to donate a glass cabinet containing old slides and viewers from rural schools to the historical society.

Motion made by Kment, seconded by Weatherholt to donate these items to the historical society for preservation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

The AED/CPR certifications of courthouse employees need to be renewed. A renewal course is provided by NIRMA.

Motion made by Weatherholt, seconded by Gutshall to authorize Cheryl to arrange the date and time for renewal.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

The NIRMA Safety audit performed in November was presented to the Board of Commissioners for review.

Advantages and disadvantages of the Livestock Friendly County (LFC) designation was discussed. No action taken. More discussion to be held.

LaLene Bates, Planning and Zoning Administrator joined the meeting.

The lot split application of Bill Petersen to split land in the SW SW 25-24-1 was presented for review. LaLene explained the lot split application.

Motion made by Kment, seconded by Gutshall to approve the lot split application of Bill Petersen to split land in the SW SW 25-24-1, as per Planning Commission recommendations.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The lot split application of Kurtis Marotz to split land Pt NW 17-24-2 was presented for review. LaLene explained the lot split application.

Motion made by Gutshall, seconded by Weatherholt to approve the lot split application of Kurtis Marotz to split land in Pt NW 17-24-2, as per Planning Commission recommendations.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

The lot split application of Loren Bosler to split land in the W½ NW 18-24-3 was presented for review. LaLene explained the lot split application.

Motion made by Weatherholt, seconded by Gutshall to approve the lot split application of Loren Bosler to split land in the W½ NW 18-24-3, as per Planning Commission recommendations.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Bid letting decision tabled from the November 17, 2014 meeting was discussed. Present for the discussion were: Gary Groteluschen representative of Titan Machinery Company and Dan Barnes representative of Murphy Tractor and Equipment Company.

Motion made by Weatherholt, seconded by Kment to accept the bid of Nebraska Machinery Co Inc for the lease purchase of a 2013 Caterpillar 320E hydraulic excavator w/trade in the amount of \$173,102.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

The application for undercrossing of a county road tabled last month was reviewed. Documentation was received from Werner Blank granting Mildred Ridder permission to run a tile line onto his property located in the SW 17-22-1.

Motion made by Gutshall, seconded by Kment to approve the application of Mildred Ridder to trench across 559 Ave between 831 and 832 Rd with a 6' tile line for drainage after receiving written permission from Werner Blank to allow drainage onto his property located in the SW 17-22-1.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Bid letting for a 2004 or newer triple axle Lowboy Trailer was held at 11:10 AM.

Bid received was opened as follows:

Zomer Truck & Trailer Sales Inc 2004 Magnolia 50 ton lowboy: \$22,000.00
1701 E Benson Rd
Sioux Falls SD

Motion made by Weatherholt, seconded by Kment to accept the bid of Zomer Truck & Trailer Sales Inc for the purchase of a 2004 Magnolia 50 ton lowboy trailer in the amount of \$22,000.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall, to approve for the month of November the County Clerk fees in the amount of \$1,742.40; Documentary Stamp Tax, co shr in the amount of \$436.96; P&M Fund fees in the amount of \$296.00; Game and Parks Agent fees in the amount of \$10.00; Misc Copy fees in the amount of \$15.00; Clerk of the District Court fees in the amount of \$100.49; Passport fees in the amount of \$50.00; County Treasurer's receipt of money received numbered 00016953 – 00017000, inclusive in the amount of \$177,425.49;

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to approve the following Accounts Payable and Payroll claims as presented, except to add the accounts payable claims of ME Collins in the amount of \$17,976.94, Midwest Service and Sales in the amounts of \$31,099.20 and \$35,401.90 and Zomer Truck & Trailer Sales in the amount of \$22,000.00 and order checks drawn on the various funds as follows:

GENERAL FUND - Mark Albin atty, atty fees, 578.50; Ameritas Retirement, ret – co shr, 5981.62; Appeara, supplies, 35.84; Kim Bearnes, meals etc, 760.53; Black Hills Energy, utilities, 1234.86; Blue Cross/Blue Shield, ins – co shr, 26336.93; Custom Sports, supplies, 84.00; Martha Detlefsen, prior service, 12.00; Digital Ally Inc, supplies, 40.00; Robin Dolesh, services etc, 81.96; Douglas County Court Svs Bureau, fees, 20.36; Jim Duncan, services, 400.00; Eakes Office Solutions, supplies, 3358.71; Embassy Suites Omaha- Downtown, lodging, 228.00; Emmett's Foodtown, supplies, 37.93; Ewalt Law Office PC LLO, atty fees, 2100.00; Faith Regional Health Svs, services, 70.00; Farm & Home Publishers LTD, supplies, 710.00; Farmers Cooperative, fuel, 1557.10; First Concord Benefits Group, flex benefits – misc, 44.00; Ann Flood, services, 50.00; Floor Maintenance & Supply Co, supplies, 151.62; Don Frank, services etc, 125.40; Daniel Fullner, services, 75.00; Grafix Shoppe, supplies, 910.65; Hampton Inn Suites Omaha, lodging, 879.12; Hilton, lodging, 516.00; Jeffrey L Hrouda, fees, 1153.94; IRS USA Tax Pymt, so sec tax – co shr, 6465.72; Jack B Scherer LLC, services, 373.12; Johnsons Inc, services, 4998.00; Mike Kabes, services etc, 142.20; Gerald Kuhn, services etc, 83.64; Russell Kumm, services etc, 103.00; W Bert Lamlli, office allow, 780.00; Cory Locke, workshop

etc, 139.72; Verlyn Luebbe, fees, 1984.84; Luedeke Oil Co Inc, fuel, 1243.39; Madison County Sheriff, costs, 54.09; Madison National Life Ins Co, ins – co shr, 171.67; Matthew Bender & Co Inc, supplies, 69.72; Mid American Benefits Inc, hra fees, 344.00; Midwest Special Services, services, 415.80; MIPS Inc, services, 2556.32, National Assn of Counties, dues, 490.00; National Assn of Co Treas & Fin Office, dues, 125.00; National Sheriffs Assn, dues etc, 54.00; Nebraska Assoc Co Officials, dues etc, 1380.50; Nebraska Health & Human Services, boarding, 54.00; Nebraska Public Health Environmental Lab, services, 105.00; Lavern R Newkirk, rior service, 17.00; Nielsen Lawn Service, services, 189.00; City of Norfolk, dispatching, 4300.00; Northeast NE Assn Co Assessors, dues etc, 25.00; Northeast NE Child Advocacy Center, dues etc, 15.00; Northeast Nebraska Juvenile Service Inc, contract, 1650.00; Northeast Research & Ext Cntr (NEREC), equipment, 2129.11; Douglas Oertwich, services etc, 75.24; Michael Petersen, supplies, 34.23; Physicians Laboratory PC, services, 900.00; Pierce County Sheriff, boarding, 3650.00; Pierce Dental Office, services, 144.00; Prime Sanitation Service, trash removal, 39.75; Moore Wallace dba RR Donnelley, supplies, 39.86; Zach Ramaker, services, 75.24; Rath Sprinkler Systems, services, 100.00; Rita Roenfeldt, prior services, 20.00; See Store 1 LLC (Gene’s Roadrunner), fuel, 1265.44; Ken Shriver, services, 83.64; Stanton Auto Parts, services, 59.50; Stanton County Clerk, supplies, 8.90; Stanton County Clerk – Dist Court, costs, 306.00; Stanton County Court, costs, 250.00; Stanton County Imprest Account, fees, 19.25; Stanton County Public Power District, utilities, 1287.99; Stanton County Sheriff, services, 38.00; Stanton Hardware Hank, supplies, 45.86; Stanton Printing, printing, 476.73; Stanton State Bank, fees, 21.05; Stanton Telecom, services, 1507.47; Stanton Water & Sewer, services, 120.00; State Nebraska – Dept Corr Services, boarding, 170.92; Stratton Delay & Doele, fees, 436.00; Michael Sullivan, services, 50.00; Teeco Inc, supplies, 154.85; Thomson Reuters-West, supplies, 135.75; Thurston County Sheriff, boarding, 900.00; UNL ITS Communication Center, services, 46.15; Rebecca Unger, services, 64.00; Norman Weber, services, 200.00; Western Office Technologies, supplies, 1694.37; Mark Wieman, services, 187.00; Zee Medical Service Co, supplies, 48.40; Sandra Zoubek – Treas, ach fees, 18.75;

ROAD FUND - Ameritas Retirement, ret – co shr, 2766.01; Appeara, towel service, 37.45; ATCO International, supplies, 2068.50; B’s Enterprises Inc, supplies, 52.50; Lalene Bates, supplies, 30.00; Big K Custom Trucking LLC, services, 3750.00; Black Hills Energy, utilities, 336.73; Blue Cross Blue Shield, s – co shr, 14926.04; Bomgaars, supplies, 426.92; Century Link, service, 47.72; Janice Coates, prior service, 17.00; Colfax County, fees, 1025.83; Cornhusker International Trucks Inc, services, 107.43; Custom Excavation Inc, services, 9700.00; Doernemann Farm Service Inc, services, 137.29; Farmers Cooperative, fuel etc, 11366.99; Gerhold Concrete Company Inc, supplies, 1577.62; Green Line Equip, supplies, 390.60; Hoskins Manufacturing Co Inc, supplies, 10.00; IRS USA Tax Pymt, so sec tax – co shr, 3099.79; Island Supply Welding Co, supplies, 21.60; Kelly Supply, supplies, 57.46; Kimball Midwest, supplies etc, 98.14; Kuehns Auto Body Inc, services, 71.63; Luedeke Oil Co Inc, fuel etc, 1014.23; Madison National Life Insurance Co, ins – co shr, 83.93; Mainelli Wagner & Associates Inc, eng serv, 10460.00; Marx Repair LLC, services, 395.13; Matteo Sand & Gravel Co Inc, services, 595.10; Medical Enterprises Inc, services, 113.00; Midwest Service & Sales Co, equipment, 66501.10; NMC Exchange LLC, services, 278.40; S&S Willers Inc dba Pilger Sand & Gravel, services, 3738.09; Prime Sanitation Service, trash removal, 44.00; Road Builders Machinery & Supply Co, services, 643.64; Rons Ag & Auto Repair, services, 209.00; Stanton Auto Parts, services, 279.20; Stanton County Public Power Dist, utilities, 921.16; Stanton Hardware Hank, supplies, 79.78; Stanton Printing, services, 66.24; Stanton Telecom Inc, services, 196.66; Stanton Water & Sewer, services, 38.50; State Nebr Fuels & Remedial Action Fund, services, 360.00; Teeco Inc, supplies, 24.35; US Cellular, services, 151.41; Village of Pilger, utilities, 88.59; Elsworth G Voelker, prior service, 13.00; Zomer Truck & Trailer Sales, lowboy trailer, 22000.00;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 21.26; Engelhardt TV & Communications Inc, supplies, 100.00; Farmers Cooperative, fuel etc, 262.38; Sanford Goshorn, supplies etc, 19.63; IRS USA Tax Pymt, so sec tax – co shr, 24.10; Luedeke Oil Co Inc, services, 17.50; Stanton Hardware Hank, supplies, 45.99;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 121.88; Stanton Hardware Hank, supplies, 45.77;

ROAD ALLOCATION FUND - ME Collins, services, 17976.94;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 1405.56; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$127,169.25.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to adjourn and set the next meeting for January 8, 2015 at 8:15 AM.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Proceedings – Official Record on file in County Clerk’s Office.]

BOARD OF EQUALIZATION PROCEEDINGS – November 17, 2014

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Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on November 5, 2014, a copy of the proof of publication being attached to these minutes.

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All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of October 20, 2014 meeting.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

Cheryl Wolverton, County Assessor, presented and explained the correction sheets for the month.

Motions made by Kment, seconded by Gutshall to approve and authorize the chairman to sign the correction sheets numbered 4039-1 and 4039-2 and place them on file.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Cheryl presented to the Board an amended 2014 Plan of Assessment for Stanton County Assessment Years 2015, 2016 and 2017.

Motion made by Gutshall, seconded by Kment to accept the amended 2014 Plan of Assessment and place it on file.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for December 15, 2014 at 8:00 AM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – November 17, 2014

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Motion made by Gutshall, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Gutshall to approve the minutes of October 20, 2014 meeting.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

Nebraska Liquor Control Commission – continuance of Nov 6, 2014 hearing;

Nebraska State Bar Assoc – advantage of paying NSBA dues;

Nebraska Dept Road – Implementation buy America Policy Utility Relocations;
NIRMA – Safety Shorts Vol 2 No 11;
Pam Anderson, Norfolk NE – road complaint, Broadmoor Dr, Norfolk;
Northeast Community College Foundation – Thank You \$5,000 pledge;
Dan Hoelsing, Cedar Co Assr – candidate 2nd VP NACO;

Mike Unger, County Sheriff, joined the meeting to discuss the computer equipment in his office. Previously surplus equipment had been purchased by sheriff office employees. Mike requested permission from the commissioners to continue this practice. The commissioners had no objection to the practice of allowing surplus equipment to be purchased by county employees within the sheriff's office. Discussion was also held on the jail budget.

Paul Schumacher, State Senator District 22, joined the meeting to discuss LB191. LB191 is a bill to provide a subsidy through tax credits to developers who want to renovate older buildings and an amendment to the bill would permit tax credits to be used to help pay for improvements to public property (roads, street, parking lots, etc). If a project will be \$25,000 or more for rehabilitation, preservation or restoration that contributes to the basis, functionality, or value of a building or structure used for any purpose (except for a single family residence) and the project is within an area defined by an ordinance or resolution enacted by a county or city providing for the rehabilitation, preservation or restoration of such buildings or structures, you can benefit from the provision of LB191. The county or areas of the county would need to be declared as historical districts to be able to apply. Projects have to contribute to the historical significance of the area as it reflects to community heritage, values, and character. The building has to be 50 years old with a near original façade or else contributes to the viability of such building or the designated area. Projects need to be approved by the state historical office. Once work is done accordingly to the proposed plan and credits issued, the building may not be materially altered for 5 years. \$15,000,000 per year for 4 years has been allocated. The \$60,000,000 in credits will be allotted on a first come first serve basis. Applications will start being accepted the end of 2014. Information on LB191 will to be given to the county attorney for review. Matter continued to December 15, 2014 meeting.

The NIRMA Recommitment Resolution was reviewed. Stanton County will extend its commitment to participate in NIRMA and NIRMA II for the period of July 1, 2015 through June 30, 2018 (three year membership).

Motion made by Gutshall, seconded by Kment to approve the following Resolution for recommitment to participate in NIRMA and NIRMA II for another three-year period:

RESOLUTION No. 2014.11 – 030:

**RESOLUTION FOR AMENDMENT AND ADDENDUM TO
NIRMA/NIRMA II INTERGOVERNMENTAL/INTERLOCAL AGREEMENTS**

WHEREAS, Stanton County has previously entered into Intergovernmental/Interlocal Agreements with various other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Management Act (Neb.Rev.Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb.Rev.Stat. §13-801 et seq.); and

WHEREAS, Counties and other Public Agencies as defined in Neb.Rev.Stat. §44-4303 are allowed to participate in said cooperative undertakings; and

WHEREAS, the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

WHEREAS, NIRMA and NIRMA II have provided coverages to the county in a cost effective way which meet and exceed that provided by standard insurance carriers; and

WHEREAS, NIRMA and NIRMA II provide risk management services such as loss prevention, safety audits, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

WHEREAS, these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

WHEREAS, the current Intergovernmental/Interlocal Agreements will expire on June 30, 2015, and

NOW, THEREFORE, BE IT RESOLVED that the Stanton County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2015 through June 30, 2018;
2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreements readopted by and incorporated herein by this reference as amended.

After motion duly made by member Gutshall and seconded by member Kment the following members voted by roll call vote in favor passage and adoption of said Resolution: Gutshall, Kment, Weatherholt.

The following members voted against the same: _____.

The following members were absent or not voting: _____.

PASSED AND APPROVED this 17th day of November, 2014.

Stanton County Board
By: /s/ Jerry Weatherholt
Chairperson

Attest:
/s/ Wanda Heermann
County Clerk

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The board reviewed the county treasurer's list parcels of real estate delinquent in 2013 and prior years.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to authorize the County Treasurer to place County Tax Sale Certificates on parcels that are delinquent:

RESOLUTION No. 2014.11 – 031:

WHEREAS, the Stanton County Treasurer has presented to the Stanton County Board of Commissioners, a list of parcels of real estate on which taxes are delinquent 2013 and prior, and

WHEREAS, it is deemed proper that tax certificates are necessary on certain parcels of real estate,

NOW, THEREFORE, BE IT RESOLVED, that the Stanton County Board of Commissioners hereby authorizes the Stanton County Treasurer to write the necessary tax certificates on these parcels of real estate which are now delinquent two or more years.

Dated this 17th day of November, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to add and release pledged security:

RESOLUTION No. 2014.11 – 032:

BE IT HEREBY RESOLVED, that Bank First, Norfolk, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

Federal Natl Mgte Assoc No. 3135GOZL0	Due 9/27/2017	\$250,000.00
	1.00%	

AND, that the release of the following security is also hereby approved:

Federal Natl Mgte Assoc No. 3136G1WX3	Due 11/14/2016	\$250,000.00
	0.75%	

AND, that the same is hereby approved.

Dated this 17th day of November, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to approve the following Resolution to transfer funds from the Road Fund to the Road Sinking Fund:

RESOLUTION No. 2014.11 – 033:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$250,000.00 from the Road Fund to the Road Sinking Fund.

AND, that the same is hereby approved.

Dated this 17th day of November, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

The board reviewed the Standardized System of Annual Reporting (SSAR) for the fiscal year July 2013 – June 2014. The report was filed with the Nebraska Department of Roads.

Motion made by Gutshall, seconded by Kment to place on file the Addendum – Standardized System of Annual Reports (SSAR) Roads and Streets Certification required by LB 904 (2006) and the Certification to Board of Public Roads Classifications and Standards as signed by the chairman.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The county clerk advised the county board that the courthouse shredder is in need of replacement. Quotes were received from Western Office Technologies and Eakes Office Solutions of Norfolk, Nebraska. Quotes were reviewed.

Shredder Quotes:

Western Office Technologies	Swingline TAA Compliant CX30-55	\$4,264.00
	Fellowes Powershred 485Ci	\$2,999.99
Eakes Office Solutions	Fellowes Powershred 485Ci	\$2,791.85

Motion made by Gutshall, seconded by Weatherholt to purchase the shredder from Eakes Office Solutions at the cost of \$2,791.85.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Discussion held on the contract received from Maximus Consulting to provide consulting services for recovery of indirect costs for the fiscal years 2014 through 2016.

Motions made by Gutshall, seconded by Kment to approve the Indirect Cost Allocation Plan for FY 2014 - 2016 with Maximus Consulting, and authorize the chairman to sign said contract.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

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AGREEMENT TO PROVIDE
PROFESSIONAL CONSULTING SERVICES

THIS AGREEMENT is entered into this 17th day of November, 2014 (the "Effective Date"), by and between MAXIMUS Consulting Services, Inc. ("consultant"), and Stanton County, Nebraska ("Client"). In consideration of mutual promises and covenants, the parties agree as follows:

- (1) Scope of Services. Consultant shall perform in a professional manner the Services detailed in Exhibit A.
- (2) Term. This Agreement shall commence on the Effective Date and shall remain in effect until (a) sixty (60) months thereafter, (b) completion of, and payment in full, for the Services specified in Exhibit A, or (c) termination in accordance with Section 4, whichever occurs first. Should the Services not be completed at the conclusion of the sixty (60) month term, and this Agreement has not been terminated pursuant to Section 4, the parties may agree to extend the agreement for a specified period of time pursuant to an amendment signed by both parties.
- (3) Compensation. Client shall pay Consultant a fee for services rendered as set forth in Exhibit B, incorporated herein by reference as if fully set forth as part of this Agreement.
- (4) Termination.
 - a) Termination for Cause. Upon material breach of the terms of this Agreement, the non-breaching party shall provide written notice to the breaching party specifying the nature of the default. The breaching party shall have 30 days (or such longer period as the parties may mutually agree upon) from the date of receipt to cure any such default prior to the effective date of termination. Any notice of default shall be delivered by certified mail or overnight courier.
 - b) Termination for Convenience. Either party may terminate this Agreement without cause upon 60 days prior written notice to the other. In the event the Agreement is so terminated by Client, Client shall reimburse Consultant for all reasonable costs incurred by Consultant due to such early termination.
 - c) Rights upon Termination. Upon termination for whatever reason and regardless of the nature of the default (if any), client agrees to pay Consultant in full for all goods and/or services provided to client upon this Agreement, or any amendment thereto, as of the effective date of termination of the Agreement.
- (5) Services and Materials to be furnished by Client. Consultant shall provide guidance to Client in determining the data required. The client acknowledges and agrees that consultant shall be entitled to rely upon the accuracy and completeness of the data provided by the client to perform the Services. Client shall provide all such data in a timely manner sufficient to

allow consultant to provide the Services. Consultant shall have no liability to Client whatsoever if Client provides incomplete or inaccurate data or provides data in an untimely manner.

- (6) Records and Inspections. Consultant shall maintain full and accurate records with respect to all matters covered under this Agreement for 6 years after the completion of the Services. During such period, client shall have the right to examine and audit the records and to make transcripts therefrom. Client shall provide 30 days written notice of its intent to inspect or audit any such records and shall conduct such inspection or audit only during Consultant's normal business hours and not more than once every six months. Any employee, consultant, subcontractor or agent of Client granted access to such records shall execute a non-disclosure agreement prior to being granted such access.
- (7) Copyright for Consultant's Proprietary Software. To the extent that Services provided by consultant are generated by consultant's proprietary software, nothing contained herein is intended nor shall it be construed to require Consultant to provide such software to Client. Client agrees that it has no claims of ownership, including copyright, patents or other intellectual property rights to Consultant's software. Nothing in this Agreement shall be construed to grant client any rights to consultant's materials created prior to the execution of this Agreement. All of the deliverables prepared by Consultant for client included in the Services are specifically set out in Exhibit A.
- (8) Insurance. Consultant shall maintain appropriate general liability insurance, workers' compensation insurance, automobile insurance, and professional liability insurance.
- (9) Indemnification. To the extent allowed by law, each party (an "Indemnifying Party") shall defend, indemnify and hold harmless the other party (an "Indemnified Party") from and against any and all third-party claims and resulting proven direct damages, liabilities and costs (including reasonable attorney fees) to the extent proximately caused by the negligent actions or willful misconduct of the Indemnifying Party, its employees or agents. The Indemnifying Party shall not be responsible for any damages, liabilities or costs resulting from the negligence or willful misconduct of the Indemnified Party, its employees, consultants, or agents or any third party.
- (10) Limitation of Liability. Client agrees that consultant's total liability to client for any and all damages whatsoever arising out of, or in any way related to, this Agreement from any cause, including but not limited to negligence, errors, omissions, strict liability, breach of contract or breach of warranty shall not, in the aggregate, exceed the lesser (a) the amount actually paid to consultant during the contract year in which the claim arose, or (b) \$150,000.
In no event shall Consultant be liable for indirect, special, incidental, economic, consequential or punitive damages, including but not limited to lost revenue, lost profits, replacement goods, loss of technology rights or services, loss of data, or interruption or loss of use of software or any portion thereof regardless of the legal theory under which such damages are sought even if Consultant has been advised of the likelihood of such damages, and notwithstanding any failure of essential purpose of any limited remedy.
Any claim by Client against consultant relating to the Agreement must be made in writing and presented to Consultant within one (1) year after the date on which consultant completes performance of the services specified in this Agreement.
- (11) Consultant Liability if Audited. The client represents that all financial and statistical information provided to Consultant by Client, its employees and/or agents is accurate and complete to the best of Client's knowledge. Consultant shall, upon notice of audit, make work papers and other records available to the auditors. Consultant's sole responsibility under an audit shall be to provide reasonable assistance to the client through the audit and to make those changes to the work product as required as a result of the audit. Consultant shall not be liable for any audit disallowances or any missed or lost revenue associated with, or related to, the Services, regardless of cause.
- (12) Notices. Any notices, bills, invoices, or reports required by this Agreement shall be sufficient if sent by parties in the United States mail, postage paid, to the address noted below:

Ms. Wanda Heermann
Stanton County Clerk
PO box 347
Stanton NE 68779
clerk@stanton.nacone.org

MAXIMUS Consulting Services, Inc.
808 Moorefield Park Drive, Suite 205
Richmond VA 23236
(804) 323-3535
(804) 323-3536 FAX
fsc-operations@masimus.com

Such notice shall be deemed delivered 5 days after deposit in the U.S. mailbox.

- (13) Changes. The terms and scope of Services of this Agreement may be changed only by written agreement signed by both parties.
- (14) Miscellaneous.
- a) If Consultant is requested or authorized by client, or is required by government regulation, a regulatory agency, subpoena, or other legal process, to produce Consultant deliverable, documents, records, working papers, or personnel for testimony or interviews with respect to this Agreement or any services provided hereunder, Client will reimburse Consultant without limitation for all consultant time and expenses, including, but not limited to, attorneys' fees, court costs and travel expenses, incurred in responding to such requests whether incurred by Consultant employees, consultants, contractors or agents. The foregoing does not diminish or negate Consultant's obligation to negotiate and defend all cost allocation plans and State mandated cost claims as specifically provided for under the Description of Services contained in Exhibit A.
 - b) There are no third-party beneficiaries to this Agreement and nothing in this Agreement shall be construed to provide any rights or benefits to any third-party.
 - c) The parties intend that consultant, in performing the Services specified in this Agreement shall act as an independent contractor and shall have full control of the work and the manner in which it is performed. Consultant and Consultant's employees are not to be considered agents or employees of Client for any purpose.
 - d) In the event that any provision of this Agreement is held to be invalid, illegal or unenforceable for any reason, this Agreement will continue in full force and effect without said provision, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby, and this Agreement will be interpreted to reflect the original intent of the parties insofar as possible.
 - e) The titles of the sections, subsections, and paragraphs set forth in this Agreement are inserted for convenience of reference only and shall be disregarded in construing or interpreting any of the provisions of this Agreement.
 - f) This Agreement and any additional or supplementary document or documents incorporated herein by specific reference contain all the terms and conditions agreed upon by the parties hereto, and no other agreements, oral or otherwise, regarding the subject matter of this Agreement or any part thereof shall have any validity or bind any of the parties hereto.
 - g) Neither party shall be liable hereunder by reason of any failure or delay in the performance of its obligations hereunder on account of strikes, shortages, riots, insurrection, fires, flood, storm, explosions, earthquakes, act of God, war, governmental action, labor conditions, material shortages or any other cause which is beyond the reasonable control of such party.

- h) Each individual signing this Agreement certifies that (i) he or she is authorized to sign this Agreement on behalf of his or her respective organization, (ii) such organization has obtained all necessary approvals to enter into this Agreement, including but not limited to the approval of its governing board, and (iii) when executed, this Agreement is a valid and enforceable obligation of such organization.
- i) Waiver by either party of a breach of any provision of this Agreement or the failure by either party to exercise any right hereunder will not operate or be construed as a waiver of any subsequent breach of that provision or as a waiver of that right.

IN WITNESS WHEREOF, the client and the consultant have executed this Agreement as of the date first written below.

By: /s/ Jerry Weatherholt (Client Official)
 Name: Jerry Weatherholt
 Title: Chairman
 Date: 11/17/14

MAXIMUS Consulting Services, Inc.
 By:
 Name:
 Title:
 Date:

EXHIBIT A
 Scope of Services

Description of Services:

- (a) Development of a Central Services cost Allocation Plan. The consultant shall prepare on behalf of the client a central services cost allocation plan to identify support services performed in fiscal year 2014 which will result in cost reimbursements during fiscal year 2016. Consultant shall complete fieldwork during fiscal year 2015. The central services cost allocation plan identifies the various costs incurred by the client to support and administer federal programs. If the Agreement is not terminated per the provision of Section 4, the Consultant shall develop a central services cost allocation plan to identify support services performed in fiscal year 2015 which will result in cost reimbursements during fiscal year 2017. Consultant shall complete fieldwork during fiscal year 2016. If the Agreement is again not terminated, the Consultant shall develop a central services cost allocation plan to identify support services performed in fiscal year 2016 which will result in cost reimbursement during fiscal year 2018. Consultant shall complete fieldwork during fiscal year 2017.
- (b) Plan Contents, Consultant Staffing and Client Participation. Each plan will contain a determination of the allowable costs of providing each support service, such as: Insurance, building maintenance, financial administration, etc. Consultant staff will analyze all data required, perform all cost allocation calculations, and complete the cost allocation plan in a form ready for the client to submit for Federal and State approval. Client personnel involvement will be limited to locating and providing access to accounting and payroll records, answering questions to enable consultant to appropriately interpret Clients records, and participation in brief interviews by selected personnel to enable consultant to determine appropriate allocation of costs across client programs.
- (c) Negotiation. Consultant shall negotiate use of the completed cost allocation plan with the appropriate Federal and State representatives if necessary.
- (d) Instruction and Monitoring. Consultant shall instruct client personnel in preparing the claims to the State and other appropriate sources for recovery of funds due the client. Consultant will monitor the progress of client claims to insure the Client receives recoveries due it.

Consultant represents that it has, or will secure at its own expense, all personnel required in the performance of services under this Agreement. All of the Services required hereunder will be performed by consultant or under its supervision, and all personnel engaged in the work shall be fully qualified to perform the services described herein.

Consultant shall provide the Services stated in this Exhibit A in a professional and workmanlike manner consistent with the typical standards of the industry. Consultant specifically disclaims all other warranties, express or implied, including but not limited to the warranties of merchantability and fitness for a particular purpose.

Consultant reserves the right to subcontract for Services hereunder. Consultant agrees to notify client in writing of any such subcontracts.

EXHIBIT B
 Compensation

For Services provided as set forth in Exhibit A, client agrees to pay consultant compensation in the amount of Twelve Thousand Six Hundred Dollars (\$12,600). Consultant agrees to complete the project and all services provided herein for said sum.

Payment of the standard fee which shall include reimbursement for expenses incurred shall be made in installments. Per fiscal year, Consultant will render to client one invoice upon delivery of the final plan for one-half (1/2) of the agreed-upon amount in Exhibit B. At its sole discretion, the consultant may choose to invoice the client a lesser amount if in the consultant's estimation the client's total recovery will be less than the amount needed to satisfy Consultant's fees. Thereafter, the Client and the Consultant will share recoveries equally until the amount in Exhibit B is paid in full to the Consultant. Should the Client recover from the plan an amount less than the amount needed to satisfy Consultant's fee, no further payment is due the consultant. Should the client recover more than double the consultants' fees, excess recoveries belong to the client and no additional fee is due the Consultant. Invoices shall provide detail sufficient to Client's requirements.

For Actual Fiscal Year Data 2014 (\$4,200)
 For Actual Fiscal Year Data 2015 (\$4,200)
 For Actual Fiscal Year Data 2016 (\$4,200)

Consultant will render to Client one or more invoices for the fees specified herein, with payment due thirty (30) days after the invoice date.

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The board reviewed a letter received from Johnson's Inc concerning the boiler breeching (flue piping) which is pitted with excessive holes. This piping, which is the original flue when the boilers were installed, will need to be

replaced. Johnson's recommended replacing with a stainless steel piping at an estimated cost of repairs of \$1,765.00.

Motion made by Gutshall, seconded by Kment to have Johnson's Inc. made the necessary repairs at an estimated cost of \$1,765.00.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

LaLene Bates, Planning and Zoning Administrator joined the meeting.

The chairman opened the hearing at 9:35 AM on the Proposed Amendment of the Stanton County Zoning Regulations, concerning application fees. Also present for the hearing was Leonard Jindra, a member of the public. LaLene presented the recommendation of the Planning Commission outlining the increased application and late fees. Discussion held on the increase of the fees. The Planning Commission felt increasing the late fees would encourage applicants to pay the application fee before construction. Opposition to the increase in fees was presented by those in attendance. It was stated that fees could be set by the county commissioners in a resolution. This would then allow the revision of the fees without having to go through a hearing process to amend the zoning regulations. A resolution to be drafted indicating the fees approved by the County Board of Commissioners.

Motion made by Gutshall, seconded by Kment to close the hearing on the Proposed Amendment of the Stanton County Zoning Regulation, concerning application fees.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Resolution updating the zoning application fees for Stanton County:

RESOLUTION No. 2014.11 – 034:

BE IT HEREBY RESOLVED, that the Board of Commissioners of Stanton County, Nebraska approves the zoning application fees for Stanton County as follows:

	Fee	Late Fee
Ag Structures (grain bins, machine sheds, etc)	\$0	\$100
Non Ag Structures (residences, additions, garages)	\$100	\$200
Residential Use Permit	\$100	\$200
Conditional Use Permit	\$100	\$200
Board of Adjustment	\$100	-
Floodplain Development	-	-
Zoning Change	\$100	-

AND, that the same is hereby approved.

Dated this 17th day of November, 2014.

Board of Commissioners, Stanton County, Nebraska
/s/ Jerry Weatherholt
Chairman

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

The lot split application of Howard Hansen to split land in the NE SE 27-23-2 was presented for review. LaLene explained the lot split application.

Motion made by Gutshall, seconded by Kment to approve the lot split application of Howard Hansen to split land in the NE SE 27-23-2, as per Planning Commission recommendations.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

LaLene updated the board on zoning issues within the county.

Jay Ferris, Director Grassroots Program of Nebraska Farm Bureau Federation, appeared before the board to explain the benefits of the Livestock Friendly County (LFC) designation. The intent of this program is to nurture and support the livestock sector in Nebraska. The designation is not intended to limit the authority or ability of any county to enforce any valid county regulation. Participation in the LFC program is voluntary. Currently 28 counties within Nebraska are designated livestock friendly. Designation means that the county has made a commitment to support the livestock industry in a socially, economically and environmentally sound manner. In order to become designated as livestock friendly an informational public hearing will need to be held. An application for designation must be submitted to the Nebraska Department of Agriculture. No action taken at this time, more discussion to be held.

Mark Mainelli, Highway Consultant, joined the meeting.

Mark reviewed with the board an email received from LaLene Bates from Black Hills Energy in reference to a ROW construction request. Black Hills is proposing to install a cathodic protection system on 571 Ave between 843 and 844 Rd to protect the proposed natural gas pipeline crossing Stanton County. The cathodic protection system would consist of a deep well, a drop service for SPPD, and a 6"x6"x10' wood post to mount a rectifier cabinet and junction box. This would be a permanent installation in the Stanton County ROW. The Board of Commissioners have no issues with the installation within the ROW as long as it close to the fence line. Mr. Mainelli to inform Black Hills Energy of the board decision with the installation with the ROW.

The damage to the Pilger shop and cost of replacement was discussed. Insurance will cover replacement of building with a like building with the same square footage. FEMA funds will only cover a like building not a betterment building. Mark is to draw up different plans similar to the previous shop building.

Mark updated the board on the different culvert and road projects within the county. He also stated that Industrial Highway is open to 1st street. He asked the board to consider projects they would like added to the One and Six Year plan for next year.

The board reviewed the application to undercross county road received from Mildred Ridder. Application was to trench across 559 Ave between 831 and 832 Rd with a 6' tile line for drainage. The property on the east and west side of 559 Ave is not owned by the same individuals. If the purpose is to drain wetland from one property to the next, approval is needed from the COE and NDEQ as well as from all landowners downstream. More information is needed by the land owners. Commissioner Kment to contact land owners. Matter tabled until the December 15, 2014 meeting.

Bid letting for a new or low hour Hydraulic Excavator with a trade-in of 1999 Caterpillar 315BL Excavator was held at 11:10 AM.

Bids were received and opened as follows:

Bobcat of Omaha Omaha NE Scott Gerdes, salesman	2014 Doosan DX225LC-E-US20: \$190,000.00 less trade: 1999 Caterpillar 315BL Excavator: \$36,000.00 Delivered Price: \$154,000.00
Murphy Tractor & Equip Co - Sioux City IA Dan Barnes, representative	2015 John Deere 210G: \$233,886.00 less trade: 1999 Caterpillar 315BL Excavator: \$39,500.00 Delivered Price: \$194,386.00
Nebraska Machinery Co Inc - Norfolk NE Randi Hale, representative	2013 Caterpillar 320E: \$208,102.00 (approx 630 hrs) less trade: 1999 Caterpillar 315BL Excavator: \$35,000.00 Delivered Price: 173,102.00
Titan Machinery - Omaha NE Gary Groteluschen, representative	2014 Case CX210C: \$193,458.00 less trade: 1999 Caterpillar 315BL Excavator: \$30,000.00 Delivered Price: \$163,458.00

Present were: Dan Barnes, Murphy Tractor & Equip Co; Randi Hale, Nebraska Machinery Co Inc; and Gary Groteluschen, Titan Machinery.

Motion made by Weatherholt to accept the bid of Nebraska Machinery with a lease program, no second. Commissioner Weatherholt withdrew his motion.

A discussion was held with the representatives on the specifications and features of each of their machines. The board expressed a request to demo each of the machines before purchase. Arrangements to be made with each company to make available a machine for demonstration.

Motion made by Weatherholt, seconded by Gutshall to table the decision until December 15, 2014, with the bid figures submitted.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Various county officials joined the meeting to discuss the 2014 Christmas holiday. The holiday was previously set as closed ½ day on Wednesday, December 24th and closed on Thursday, December 25th. A request to change the holiday designation to working a full day on Wednesday, December 24 and being closed on Thursday and Friday, December 25th and 26th. Discussion held with those in attendance.

Motion made by Weatherholt, seconded by Kment to revise the 2014 Christmas holiday to remain open on Wednesday, December 24 and be closed on Thursday and Friday, December 25th and 26th.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve and set the holidays for 2015 as follows:

January 1	New Year's Day (Thursday)
January 19	Martin Luther King Day
February 16	President's Day
April 24	Arbor Day (Friday)
May 25	Memorial Day
July 3	4 th of July/Independence Day (Friday)

September 7	Labor Day
October 12	Columbus Day
November 11	Veteran's Day (Wednesday)
November 26	Thanksgiving Day (Thursday)
November 27	Thanksgiving Holiday (Friday)
December 24	Christmas Eve (1/2 day Thursday)
December 25	Christmas Day (Friday)

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment, to approve for the month of October the County Clerk fees in the amount of \$2,555.00; Documentary Stamp Tax, co shr in the amount of \$415.96; P&M Fund fees in the amount of \$454.50; Game and Parks Agent fees in the amount of \$2.00; Misc Copy fees in the amount of \$35.00; Clerk of the District Court fees in the amount of \$152.24; Passport fees in the amount of \$75.00; County Treasurer's receipt of money received numbered 00016899 – 00016952, inclusive in the amount of \$203,074.71; County Treasurer's List Parcels of Real Estate Delinquent 2013 and prior; County Treasurer List distress Warrants issued October 31, 2014; Veterans Service Office 1st Quarter Report.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented, except to change the accounts payable claim of the Canvassing Board, to add accounts payable claims for ABC Mobile Storage in the amount of \$557.00 and the City of Norfolk in the amount of \$5,705.56 and order checks drawn on the various funds as follows:

GENERAL FUND - Alamar Uniforms, uniforms, 207.47; Mark Albin atty, fees, 2160.50; Ameritas Retirement, ret – co shr, 5993.87; Appera, supplies, 30.22; Kim Bearnese, meals etc, 260.98; Ashley Bennett, services, 84.00; Big Red Printing Inc, supplies, 256.57; Black Hills Energy, utilities, 138.63; Blue Cross/Blue Shield, ins – co shr, 27730.01; CLS Veterinary PC, services, 70.00; Gary Carson, supplies, 37.44; Century Lumber Center, services, 1180.16; John Cisler, supplies, 14.52; Martha Detlefsen, prior service, 12.00; Eakes Office Solutions, supplies, 974.24; Egley Fullner Montag & Hockabout, fees, 50.00; Election Costs, board costs, 3118.56; Election Systems & Software Inc, coding, 5872.19; Emmett's Foodtown, supplies, 16.83; Ewalt Law Office PC LLO, atty fees, 2100.00; Farmers Cooperative, fuel, 1501.56; First Concord Benefits Group, flex benefits, 44.00; Gene Steffy, equip, 789.91; Holiday Inn – Kearney, lodging, 375.80; IRS USA Tax Pymt, so sec tax – co shr, 6477.29; Ivy Manor/Housing Authority, fees, 100.00; Jones Automotive, equip, 10787.20; Diane Kander, mileage, 34.72; Kooi Communication Inc, services, 235.00; W Bert Lammler, office allow, 1560.00; Lexisnexis Matthew Bender, supplies, 66.08; Luedeke Oil Co Inc, fuel, 501.23; Madison County Court, costs, 6.50; Madison National Life Insurance Co, ins – co shr, 74.47; Madison County Sheriff, fees, 41.52; Marvin Planning Consultants, fees, 1487.50; Mid American Benefits Inc, hra fees, 7594.00; Midwest Special Services, services, 990.90; MIPS Inc, services, 2840.24; National Assn of Co Treas & Fin Office, dues etc, 75.00; Nebraska.gov, costs, 3.00; Nebraska Assoc Co Officials, dues, 45.00; Nebraska Health & Human Services, boarding, 93.00; Nebraska Public Health Environmental Lab, services, 105.00; Lavern R Newkirk, prior service, 17.00; Nielsen Lawn Service, services, 126.00; City of Norfolk, dispatching, 3000.00; Norfolk Daily News, printing, 65.45; Northeast Nebraska Juvenile Service Inc, contract, 8845.00; Pierce County Sheriff, boarding, 3600.00; Pollard Pumping Service, services, 310.00; William G Schellen dba Prime Align, services etc, 121.69; Prime Sanitation Service, trash removal, 39.75; Rita Roenfeldt, prior services, 20.00; See Store 1 LLC (Gene's Roadrunner), fuel, 1298.17; Darin J Schneider dba Spectrum Graphics, services, 69.00; St Peters Lutheran Church, fees, 100.00; Stanton Auto Parts, services, 149.00; Stanton County Clerk, supplies, 15.00; Stanton County Court, costs, 542.00; Stanton County Imprest Account, fees, 20.25; Stanton County Public Power District, utilities, 1365.93; Stanton Hardware Hank, supplies, 40.67; Stanton Printing, printing, 932.92; Stanton Telecom, services, 1512.04; Stanton Water & Sewer, services, 412.95; Teeco Inc, supplies, 95.00; UNL ITS Communication Center, services, 46.15; Visa Card Services, meals etc, 452.33; Western Office Technologies, supplies, 1226.60; Wisner News Chronicle, printing, 735.48; Woodland Park Elementary School, fees, 100.00; Loree Zach, services, 24.00; Sandra Zoubek – Treasurer, ach fees etc, 49.50; Sandra Zoubek, lodging, 65.22;

ROAD FUND - ABC Mobile Storage, rent, 557.00; Ameritas Retirement, ret – co shr, 2419.06; Appera, towel service, 33.75; ARPS Gravel & Concrete Inc, supplies, 2603.04; ATCO International, supplies, 1834.00; B's Enterprises Inc, supplies, 11365.80; Black Hills Energy, utilities, 95.10; Blue Cross Blue Shield, ins – co shr, 16223.22; Bomgaars, supplies, 83.65; Century Link, service, 47.72; Clarkson Plumbing & Heating Inc, service, 17.94; Janice Coates, prior service, 17.00; Contech Engineered Solutions LLC, service, 36008.00; Cornhusker International Trucks Inc, services, 24.02; Doernemann Farm Service Inc, services, 160.77; Eastern Nebraska Trailer Repair Inc, services, 798.70; Farmers Cooperative, fuel etc, 8177.80; Gerhold Concrete Company Inc, supplies, 1031.26; IRS USA Tax Pymt, so sec tax – co shr, 2706.65; Island Supply Welding Co, supplies, 168.37; J&L Trucking, services, 780.00; Kaup Forage & Turf, seeding, 55.00; Kelly Supply, supplies, 106.64; Kimball Midwest, supplies etc, 153.06; Knife River Midwest LLC, services, 1594.21; Leigh Motor Service, services, 34.00; Luedeke Oil Co Inc, fuel etc, 10117.17; ME Collins Contracting, services, 70382.32; Mainelli Wagner & Associates Inc, eng serv, 5409.55; Martin Marietta Materials, supplies, 2724.34; Matteo Sand & Gravel Co Inc, services, 4034.83; Mid-American Benefits Inc, hra fees, 3750.00; Midwest Services & Sales Co, supplies, 34642.52; NMC Exchange LLC, services, 7529.03; Jim Ohlund, services, 157.50; S&S Willers Inc dba Pilger Sand & Gravel, services, 6974.76; Prime Sanitation Service, trash removal, 44.00; Ron's Ag & Auto Repair, services, 25.50; OL Scheer Co dba Scheer's Ace Hardware, supplies, 18.99; Stanton Auto Parts, services, 266.99; Stanton County Public Power Dist, utilities, 359.68; Stanton Hardware Hank, supplies, 45.20; Stanton Telecom Inc, services, 196.66; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; US Cellular, services, 124.41; Village of Pilger, utilities, 86.04; Elsworth G Voelker, prior service, 13.00; West Point Implement Inc, services, 2381.85; Zee Medical Service Co, supplies, 134.10;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 22.95; Engelhardt TV & Communications Inc, supplies, 163.15; Farmers Cooperative, fuel etc, 151.29; Sanford Goshorn, supplies etc, 68.69; IRS USA Tax Pymt, so sec tax – co shr, 26.01; Stanton Auto Parts, supplies, 108.92;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 103.54;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 2705.56; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$122,282.67.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nayas: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for December 15, 2014 at 8:15 AM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nayas: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Proceedings – Official Record on file in County Clerk’s Office.]

* * * * *

BOARD OF EQUALIZATION PROCEEDINGS – October 20, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on October 20, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Equalization. David Gutshall was absent. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Notice of the meeting was given in advance thereof by posting in three (3) public places, those being the Courthouse, Post Office and City Hall, prior to the meeting. A copy of the acknowledgment of posting such notice is attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the minutes of September 15, 2014 and October 8, 2014 meeting.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

The County Assessor presented and explained the correction sheet for the month.

Motion made by Kment, seconded by Weatherholt to approve and authorize the chairman to sign the correction sheet numbered 4039 and place it on file.

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to adjourn and set the next meeting for November 17, 2014 at 8:00 AM.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER’S PROCEEDINGS – October 20, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on October 20, 2014 at 8:15 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Commissioners. David Gutshall was absent. Wanda Heermann, County Clerk was also present.

Notice of the meeting was given in advance thereof by posting in three (3) public places, those being the Courthouse, Post Office and City Hall, prior to the meeting. A copy of the acknowledgment of posting such notice is attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:15 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of September 15, 2014 and October 8, 2014 meeting.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

The following correspondence was reviewed and placed on file:

- Concerned Taxpayers (unsigned) – road complaint
- Northeast Nebraska Solid Waste Coalition – NNSWC Annual report
- Larry and Nell Votruba, Norfolk NE – proposed race track
- Ken Sharp, Indianapolis IN – adult safety course information
- Nebraska Liquor Control Commission – notice hearing November 6, 2014 at 10:15AM
- NIRMA – dividend and membership recommitment
- United Rentals – equipment flyer

LaLene Bates, Planning and Zoning Administrator, joined the meeting.

Presented to the board for consideration was a plan to plant trees for a wind break within 100ft of the center of road by Dave Loseke. The board reviewed the plan outlined and discussed the suggested location of the tree lines.

Motion made by Weatherholt, seconded by Kment to grant a waiver to allow the placement of trees within or near the county road right of way and the county will reserve the right that if problems arise, due to the location, the trees will be removed.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

The lot split application of David Kratochvil to split land in NE NW 10-21-1 was presented for review. LaLene explained the lot split application.

Motion made by Kment, seconded by Weatherholt to approve the lot split application of David Kratochvil to split land in the NE NW 10-21-1, as per Planning Commission recommendations.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

The Comprehensive Plan and Zoning/Subdivision Regulations contract for services with Marvin Planning Consultants (MPC) was reviewed.

Motion made by Kment, seconded by Weatherholt to approve and authorize the chairman to sign the Comprehensive Plan and Zoning/Subdivision Regulations Contract for Services.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

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Contract for Services
Stanton County, Nebraska
Comprehensive Plan and Zoning/Subdivision Regulations

This agreement between Stanton County, Nebraska (County) and Marvin Planning consultants (MPC) is hereby entered into this 20th day of October, 2014. This agreement shall consist of this document and such other drawings; conditions and stipulations as shall be mutually agreed to and attached hereto.

The purpose of this agreement is for the project entitled Stanton County, Nebraska Comprehensive Plan and Zoning/Subdivision Regulations. A scope of services to be performed under this agreement is contained in Section 1. Such work shall begin upon signing of this document and is estimated to be substantially complete by April 30, 2016. Modification or additions to this schedule may be authorized by mutual consent of the county and MPC.

SECTION 1 – Scope of Services

- A. MPC** shall provide the following services to the County:
See Attachment #1

MPC may combine reports listed above in order to facilitate review and comment. Additional services may be performed by MPC at the direction of the County and with modification to the contract amount in Section 2. Such services shall be mutually agreed to and attached to this document.

The standard of care for all professional services performed or furnished by MPC under this Agreement will be the care and skill ordinarily used by members of the MPC's profession practicing under similar conditions at the same time and in the same locality. MPC makes no warranties, expressed or implied, under this Agreement or otherwise, in connection with services provided.

All documents prepared or furnished by MPC pursuant to this Agreement are instruments of service developed exclusively for use of the County, and MPC shall retain an ownership and property interest therein. Other reuse of any such documents by County shall be at County's sole risk; and County agrees to indemnify, and hold MPC harmless from all claims, damages, and expenses including attorney's fees arising out of such reuse of documents by County or by others acting through County.

B. COUNTY shall provide the following:

1. A project manager as a direct liaison with MPC to provide instruction and direction on behalf of the County.
2. Provide all printed materials for meetings prior to the final documents being printed.
3. As needed, copies of all existing base maps owned by or in the possession of the County.
4. Copies of all studies and data in its possession or that it may obtain that are relevant to the performance of this contract.
5. Reasonable assistance in contacting residents and agencies, scheduling activities and distributing information about the project.
6. Arrange for safe access to and make all provisions for MPC and MPC's consultants to enter upon public and private property as required by MPC to perform services under this agreement.
7. Examine all alternate solutions, studies, reports, sketches, drawings, specifications, proposals and other documents presented for MPC (including obtaining advice of an attorney and other consultants as county deems appropriate with respect to such examination) and render in writing decisions pertaining thereto.
8. Give prompt written notice to MPC whenever County observes or otherwise becomes aware of any development that affects the scope or time of performance or furnishing of MPC services, or any defect or nonconformance in MPC's services or in the work of any Subconsultant.
9. Review by County Attorney of documents and regulations for conformity with existing local, state and federal law and regulations.
10. MPC shall be entitled to use and rely upon all such information and services provided by County or others in performing services under this Agreement.

SECTION 2 – Contract Sum and Payment

The County shall pay MPC a lump sum of \$25,000.00 for the performance of the scope of services in Section 1.

The County will be billed monthly for services completed and performed to date. All Invoices not paid within 30 days will be increased at the rate of 1.0% per month (or the maximum rate of interest permitted by law, if less) from said day.

In addition, MPC may, after giving seven (7) days written notice to County, suspend services under this Agreement until MPC has been paid in full all amounts due for services, expenses, and other related charges.

Additional services as may be agreed to and as may be added to Section 1.A above shall be billed in accordance with the agreement or addendum authorizing such service.

SECTION 3 – General Considerations

A. Controlling Law

This agreement is to be governed by the law of the State of Nebraska.

B. Successors and Assigns

Neither party shall assign, sublet, or transfer its rights, interests or obligations under this Agreement without the express written consent of the other party.

C. Unless Expressly provided otherwise in this Agreement:

1. Nothing in this Agreement shall be construed to create, impose or give rise to any duty owed by MPC to any Contractor, Subcontractor, Supplier, other person or entity, or to any surety for or employee of any of them, or give any rights in or benefits under this Agreement to anyone other than County and MPC.
2. All duties and responsibilities undertaken pursuant to this Agreement will be for the sole and exclusive benefit on County and MPC and not for the benefit of any other part.

D. Notices

Any notice required under this Agreement will be in writing, addressed to the appropriate party at the address which appears on the signature page to this Agreement and given personally, by registered or certified mail, return receipt requested, by facsimile, or by a nationally recognized overnight courier service. All notice shall be effective upon the date of receipt.

E. Severability and Waiver

Any provisions or part of the Agreement held to be void or unenforceable under any laws or regulation shall be deemed stricken, and all remaining provisions shall continue to be valid and binding upon County and MPC, who

agree that the Agreement shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision that comes as close as possible to expressing the intention of the stricken provision. Non-enforcement of any provision by either party shall not constitute a waiver of that provision, nor shall it affect the enforceability of that provision or of the remainder of this Agreement.

F. Termination of Contract

Either party may at any time, upon seven (7) days prior written notice to the other party, terminate this Agreement. Upon such termination, County shall pay to MPC all amounts owing to MPC under this Agreement, for all work performed up to the effective date of termination.

Signed this 20th day of October, 2014.

The County of Stanton, Nebraska
/s/ Jerry Weatherholt
Board Chair

Marvin Planning Consultants

Keith A. Marvin AICP, Principal

Attest:
/s/ Wanda Heermann
County Clerk

Attachment #1

COMPREHENSIVE PLAN

PROJECT KICK-OFF AND ORGANIZATION

PROCESS:

- A. Develop a public participation plan with Stanton County staff, designated steering committee members and the County Board.
- B. Conduct Planning 101 meeting.
- C. Schedule and conduct planning workshop including historical overview, planning process and work program/schedule information.
- D. Review previously completed studies.
- E. Develop a proposed meeting schedule.
- F. Develop the base maps into formats needed for the Comprehensive Development Plan
- G. Conduct kick-off meeting to discuss project.

OUTCOME:

1. Proposed meeting schedule.
2. A total of one meeting with Stanton County staff and our identified individuals to develop schedule.
3. A total of one public workshop meeting including Planning 101.

ENVISION STANTON COUNTY

PROCESS:

- A. Four Town Hall Meetings to establish preliminary input for the development of goals, objectives, and policies.
- B. Conduct up to six focus group meetings with groups/organizations determined by planning team and the County.
- C. Conduct special interviews with key leaders in the county.
- D. Conduct special interviews with County staff.
- E. Prepare a summary report of key issues and strategies for the County's acceptance and modify as directed.

OUTCOME:

1. Four Town Hall meetings.
2. A maximum of six focus group meetings.
3. A total of two steering committee meetings.
4. A set of new Goals, Objectives and Policies for Stanton County.

COUNTY PROFILE

PROCESS:

1. Prepare population characteristics including:
 - Up-To-date Historic Data
 - Age Cohort Analysis
 - Population Trends
 - Population Projections
2. Analyze and prepare summaries of economic characteristics including:
 - Household and Per Capita Income
 - Employment by Industry
 - Economic Trends
 - Analysis of housing conditions
3. Survey and prepare existing land uses and physical features information for the following use types:
 - Agricultural
 - Residential
 - Commercial
 - Industrial
 - Public and Quasi-Public
 - Parks and Open Spaces

4. Survey and Evaluate existing and proposed County facilities and infrastructure, including:
 - Public safety (law enforcement, fire protection, emergency services)
 - Parks and recreation
 - Public facilities
5. Evaluate transportation facilities including:
 - Existing road systems and classifications
 - Projected road system needs
 - Existing highway system

OUTCOME:

1. Survey of existing land uses and facilities throughout Stanton County.
2. Document conditions by location and type of base maps.
3. Strategic Analysis Report including population, economic and land use trends and projects.
4. Evaluation of existing county facilities and recommendations for future needs in Stanton county.
5. A total of two meetings with planning commission and Steering committee.

STANTON COUNTY TOMORROW

PROCESS:

- A. Development of a future land use plan including maps (utilizing ArcGIS) addressing specific identified issues.
- B. Conduct two Public Open Houses to present the alternative land use plans and receive feedback on the desirable options.
- C. Inclusion of Energy Element.
- D. Refine the land use plans as directed after completion of the Open Houses.
- E. Develop new transportation plan based upon:
 - Public input collected during Stanton county vision Phase.
 - Plans being considered by the City, County, and State.
 - Observations of the planning team

OUTCOME:

1. Completed future land use plan.
2. Inclusion of Energy Element.
3. Completed transportation plan.
4. A total of two Open Houses to present proposed land uses.
5. A total of two meetings with Stanton county staff.
6. A total of two public workshop meetings with Steering Committee.

IMPLEMENTATION PLAN

PROCESS:

1. Review draft of Stanton County Action Plan – Implementation program for Comprehensive Plan.
2. Identify key persons in the community who will need to be involved in the implementation of the Stanton County Comprehensive Plan
3. Research and identify specific funding sources that can aid in the implementation of the Stanton County Comprehensive Plan.

STANTON COUNTY ZONING AND SUBDIVISION UPDATES

PROCESS:

1. Review Zoning and Subdivision Regulations and community issues identified during Comprehensive Plan Process for consistency with Nebraska State Statutes and Federal laws.
2. Prepare Zoning Regulation for review by Steering Committee, County Staff, County Attorney and eventual adoption by County Board.
3. Prepare subdivision regulations and design standards for review by Steering Committee, County Staff, County Attorney and adoption by County Board.
4. Prepare checklist for developers and administrative procedures manual for zoning, subdivision regulations, and Board of Adjustment.
5. Conduct five Steering Committee meetings.
6. Conduct Public Hearing with Stanton County Planning commission on Comprehensive Development Plan, Zoning and Subdivision Regulations.
7. Conduct Public Hearing with Stanton County Board on Comprehensive Development Plan, Zoning, and Subdivision Regulations.
8. Produce Final Document.
9. One electronic copy of CD of all final material
10. Up to 25 copies of the completed plan and regulations as well as one copy of Land Use Plan and Official Zoning Map in wall-size.

SUPPORT STANTON COUNTY

1. Provide technical support to County officials and staff through telephone and email consultation and brief reports during plan process.
2. Review development plans that are submitted to the County during the planning process for consistency with the Plan.
3. Provide technical support after completion and adoption of the plan, by telephone.
4. Attend meetings as needed at established hourly rates.

Attachment #2

COMPREHENSIVE PLAN

Project Kick-Off and Organization	
Total Meetings:	Two
Total Fee:	\$3,050.00
Envision Stanton county	
Total Meetings:	14
Total Fee:	\$2,200.00
County Profile	
Total Meetings:	Two
Total Fee:	\$7,250.00
Stanton County tomorrow	
Total Meetings:	Six
Total Fee:	\$3,000.00
Implementation Plan	
Total Meetings:	One
Total Fee:	\$1,500.00

STANTON COUNTY ZONING AND SUBDIVISION UPDATES

Total Meetings:	Five plus Two Public Hearing
Total Fee:	\$8,000.00

TOTAL FEES AND TIMEFRAME

Total Meetings:	32
Total Fee:	\$25,000.00
Total Time frame:	12 – 18 months

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The chairman opened the hearing at 10:00 AM for the Conditional Use Permit application of Kendall Kratochvil to stockpile by-products from another county on property located in N½ NE 17-22-1. No one appeared for the hearing. The compost has not been land applied at this time so the complete process has not been fulfilled. The Planning Commission recommendation is to leave the Conditional Use Permit application as is, with the same conditions, until the process is completed.

Motion made by Kment, seconded by Weatherholt to close the hearing.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to leave the Conditional Use Permit as is, with the same conditions, until the process is completed, as per the Planning Commission recommendation.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment, to approve for the month of September the County Clerk fees in the amount of \$2,812.93; Documentary Stamp Tax, co shr in the amount of \$573.44; P&M Fund fees in the amount of \$458.50; Game and Parks Agent fees in the amount of \$2.00; Misc Copy fees in the amount of \$64.75; Clerk of the District Court fees in the amount of \$105.36; Passport fees in the amount of \$25.00; County Treasurer’s receipt of money received numbered 16847 – 16898, inclusive in the amount of \$200,332.87; County Treasurer’s List Distress Warrants issued October 31, 2013 and February 4, 2014; County Sheriff’s 3rd Quarter Report;

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - Advance Correctional Healthcare, prescriptions, 10.90; Ameritas Retirement, ret – co share, 5916.98; Appera, supplies, 58.96; Associated Psychologists & Counselors, services, 121.78; LaLene Bates, workshop, 9.98; Kim Bearnes, meals etc, 291.85; Ashley Bennett, services, 64.00; Black Hills Energy, utilities, 52.75; Blue Cross/Blue Shield, ins – co shr, 27730.01; Bomgaars, services, 83.64; CLS Veterinary PC, services, 180.00; Martha Detlefsen, prior service, 12.00; Douglas County Health Center, services, 250.00; Eakes Office Solutions, supplies, 620.41; Election Systems & Software Inc, supplies etc, 2658.07; Emmett’s Foodtown, supplies, 26.72; Engelhardt TV & Communications Inc, equipment, 216.00; Ewalt Law Office PC LLO, atty fees, 2100.00; Farmers Cooperative, fuel, 1536.39; The Farner Co, supplies, 67.27; First Concord Benefits Group, flex benefits, 44.00; Floor Maintenance & Supply Co, supplies, 242.92; Francotyp – Postalia Inc, 468.00; Sanford Goshorn, equipment, 91.38; Brittini Hart, services, 232.00; Holiday Inn – Kearney, lodging, 319.80; IRS USA Tax Pymt, so sec tax – co shr, 6399.21; Jack’s Uniform & Equipment, supplies, 69.88; Johnson’s Inc, services, 87.00; Kuehns Auto Body Inc, services, 45.95; Luedeke Oil Co Inc, fuel, 669.51; Lynn Peavey Co, supplies, 61.50; Madison National Life Insurance Co, LTD ins – co shr, 179.86; Maximus Inc, services, 1500.00; Menards, supplies, 133.62; Mid American Benefits Inc, hra fees, 344.00; Midwest Special Services, services, 736.35; MIPS Inc, services, 2640.80; Morland Easland & Lohrberg PC, fees, 284.69; Motoplex of Norfolk, equipment, 18059.99; Nebraska Assoc Co Officials, dues, 1044.00; National Association of Counties, dues, 450.00; Nebraska Health & Human Services, boarding, 183.00; Nebraska Public Health Environmental Lab, services, 105.00; Nebraska State Treasury Mngmt Div, refund, 1130.27; Lavern Newkirk, prior service, 17.00; Northeast Nebraska Juvenile Service Inc, contract, 4495.00; Nielsen Lawn Service, services, 126.00; Pierce County Sheriff, boarding, 5150.00; Platte County Detention Facility, boarding, 900.00; Prime Sanitation Service, trash removal, 39.75; William Schellen dba Prime Align, services etc, 210.36; Region IV Inc ODD, services, 1874.50;

Rita Roenfeldt, prior services, 20.00; Russell Schwartz, services, 200.00; See Store 1 LLC (Gene's Roadrunner), fuel, 1507.34; Emms Courts Inc dba Shultz Vogel Johnson Mortuary, services, 989.00; Sioux Sales Company, services, 815.00; Speedway Auto Parts, services, 10.00; Stamm Electric #1 Inc, services, 1029.90; Stanton Auto Parts, services, 456.35; Stanton County Clerk, postage, 110.67; Stanton County Imprest Account, fees, 19.25; Stanton County Public Power District, utilities, 1644.04; Stanton Hardware Hank, supplies, 296.95; Stanton Printing, printing, 1140.80; Stanton Telecom, services, 1760.80; Stanton Water & Sewer, services, 466.95; State Nebraska Dept Corr Serv, boarding, 559.88; Justin Gurnsey dba TEC Electric, services, 78.23; Teeco Inc, supplies, 89.85; Brenda Thomas, services, 665.00; Thomson Reuters-West Payment Center, supplies, 502.50; Thurston County Sheriff, boarding, 1800.00; Mike Unger, reimbursement, 14.20; Mike Unger Stanton County Sheriff, fees, 2.00; UNL ITS Communication Center, services, 46.15; US-Yellow Pages, supplies etc, 549.60; Kirk Van Pelt, services, 112.00; Visa Card Services, meals etc, 1194.79; Western Office Technologies, supplies, 686.92; Wolfs Den, meals, 30.50; Cheryl Wolverton, meals, 17.40; Sandra Zoubek – Treasurer, ach fees etc, 5162.30; Sandra Zoubek, supplies, 53.03;

ROAD FUND - Ameritas Retirement, ret – co shr, 2904.78; Appera, towel service, 33.75; ARPS Gravel & Concrete Inc, supplies, 10119.62; ATCO International, supplies, 806.00; B's Enterprises Inc, supplies, 25744.16; Black Hills Energy, utilities, 39.45; Blue Cross Blue Shield, ins – co shr, 16075.79; BOK Financial, payment, 183388.75; Bomgaars, supplies, 177.70; Century Link, service, 44.57; Janice Coates, prior service, 17.00; Cornhusker International Trucks Inc, services, 41.08, Doernemann Farm Service Inc, services, 482.98; Engelhardt TV & Communications Inc, services, 683.49; Farmers Cooperative, fuel etc, 15296.56; Gerhold Concrete Company Inc, supplies, 1122.26; Hoskins Manufacturing Co Inc, services, 467.30; IRS USA Tax Pymt, so sec tax – co shr, 3257.06; Island Supply Welding Co, supplies, 55.36; J&L Trucking, services, 15669.80; Kimball Midwest, supplies etc, 148.56; Leigh Motor Service, services, 60.95; Luedeke Oil Co Inc, fuel etc, 17880.76; Madison National Life Insurance Co, LTD ins – co shr, 74.94; Mainelli Wagner & Associates Inc, eng serv, 6511.82; Martin Marietta Materials, supplies, 5455.33; Matteo Sand & Gravel Co Inc, services, 6455.21; Menards, supplies, 46.54; Midwest Services & Sales Co, supplies, 696.60; NMC Exchange LLC, services, 6970.29; Jim Ohlund, services, 420.00; S&S Willers Inc dba Pilger Sand & Gravel, services, 13114.32; William Schellen dba Prime Align, services, 105.70; Prime Sanitation Service, trash removal, 44.00; Road Builders Machinery & Supply Co, services etc, 10294.50; Ron's Ag & Auto Repair, services, 850.75; Sioux City Truck Sales Inc, services, 105.94; Speedway Auto Parts, supplies, 10.00; Stanton Auto Parts, services, 296.23; Stanton County Public Power Dist, utilities, 351.76; Stanton Hardware Hank, supplies, 69.33; Stanton Printing, publishing, 38.63; Stanton Telecom Inc, services, 196.96; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; US Cellular, services, 145.31; Vics Engine Service, service, 542.70; Elsworth Voelker, prior service, 13.00; Jerry Weatherholt, services, 48.75; West Point Implement Inc, services, 101.98;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 25.65; Farmers Cooperative, fuel etc, 132.04; Sanford Goshorn, meals etc, 166.01; IRS USA Tax Pymt, so sec tax – co shr, 29.07; Jacks Uniform & Equipment, supplies, 19.95; Radio Shack Corporation, supplies, 27.97; Stanton Hardware Hank, supplies, 35.97; Western Office Technologies, supplies, 19.92;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 94.42;

ROAD ALLOCATION BONDS - Contech Engineered Solutions LLC, services, 15784.00; ME Collins Contracting, services, 63120.01;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 6000.79; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$128,497.49.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to adjourn and set the next meeting for November 17, 2014 at 8:15 AM.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Proceedings – Official Record on file in County Clerk's Office.]

BOARD OF EQUALIZATION PROCEEDINGS – October 8, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on October 8, 2014 at 8:00 AM in the Jury Room, Stanton County Courthouse in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk, was also present.

Advance notice of the meeting was given by publication in the Stanton Register on September 24, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Jury room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Tax dollar requests submitted by various governmental entities and calculated levies for the 2014-2015 fiscal year were reviewed.

Motion made by Gutshall, seconded by Kment to approve the following Resolution adopting the levy rates for the fiscal year:

RESOLUTION No. 2014.10 – 028:

BE IT HEREBY RESOLVED, that the following levies for Stanton County, Nebraska, for the fiscal year beginning July 1, 2014 and ending June 30, 2015, are hereby adopted as follows:

<u>Subdivision</u>	<u>Valuation</u>	<u>Fund</u>	<u>Tax Request</u>	<u>Levy Rate</u>
<u>STANTON COUNTY</u>				
Stanton County	1,320,755,592	General	2,987,398.65	0.226189
		Emerg Mgmt	14,813.30	0.001122
		Road Sinking	155,972.60	0.011810
		Veteran's Aid	9,894.30	0.000750
		Courthouse Sink	1,772.92	0.000134
		911 Emerg	51,145.87	0.003873
			<u>3,220,997.64</u>	<u>0.243878</u>
Stanton Co Agricultural Society		General	62,274.47	0.004716
<u>CITY - VILLAGE - SANITARY IMPROVEMENT DIST</u>				
City of Stanton	45,253,986	General	217,219.19	0.480001
Village of Pilger	10,659,099	General	53,294.00	0.499986
		Bond	84,418.00	0.791981
			<u>137,712.00</u>	<u>1.291967</u>
SID No.1	55,559,450	General	222,200.00	0.399932
<u>RURAL FIRE DISTRICT</u>				
Stanton Co Rural Fire D#1	Total - 694,110,277	General	47,992.00	0.006915
	Stanton Co - 673,246,975	Bond	100,000.00	0.014407
	Wayne Co - 20,863,302		<u>147,992.00</u>	<u>0.021322</u>
<u>SCHOOL DISTRICT</u>				
Stanton Community School (S3)	521,832,477	General	4,365,852.48	0.836639
	Bond only - 532,472,952	Bond	0.00	0.000000
		Spl Bldg	151,515.15	0.029035
		QuCapPur	226,201.01	0.043348
			<u>4,743,568.64</u>	<u>0.909022</u>

Levy Rates are set as cents per \$100 of Actual Valuation

Dated and passed this 8th day of October, 2014.

Board of Equalization
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ Dennis Kment
/s/ David Gutshall

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for October 20, 2014 at 8:00 AM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – October 8, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on October 8, 2014 at 8:15 AM in the Jury Room, Stanton County Courthouse in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on September 24, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:25 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Jury room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:
NIRMA Safety Shorts – October 1, 2014 – Vol 2 Number 10
Hauptman O'Brien Wolf etal, Omaha – D Fales case
Ruth Sorensen, Property Tax Admin – air carrier tax refund

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the Business Associate Agreement between Mid-American Benefits Inc and Stanton County.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

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BUSINESS ASSOCIATE AGREEMENT
Mid-American Benefits, Inc. & Stanton County
August 1, 2014

1. PREAMBLE

Stanton County ("Covered Entity") and Mid-American Benefits, Inc., ("Business Associate") (jointly "the Parties") enter into this Agreement to comply with the requirements of: (i) the implementing regulations at 45 C.F.R Parts 160, 162, and 164 for the Administrative simplification Provisions of Title II, Subtitle F of the Health Insurance Portability and Accountability Act of 1996 ("HIPAA")(i.e., the HIPAA Privacy, Security, Electronic Transaction, Breach Notification, and Enforcement Rules ("the Implementing Regulations")), (ii) the requirements of the Health Information Technology for Economic and Clinical Health Act, as incorporated in the American Recovery and Reinvestment Act of 2009 (the "HITECH Act") that are applicable to business associates, and (iii) the requirements of the final modifications to the HIPAA Privacy, Security, Enforcement, and Breach Notification rules as issued on January 25, 2013 and effective March 26, 2013 (75 Fed. Reg. 5566 (Jan. 25, 2013)) ("the Final Regulations"). The Implementing Regulations, the HITECH Act, and the Final Regulations are collectively referred to in this Agreement as "the HIPAA Requirements."

Covered Entity and business Associate agree to incorporate into this Agreement any regulations issued by the U.S. Department of Health and Human Services ("DHHS") with respect to the HIPAA Requirements that relate to the obligations of business associates and that are required to be (or should be) reflected in a business associate agreement. Business Associate recognizes and agrees that it is obligated by law to meet the applicable provisions of the HIPAA Requirements and that it has direct liability for any violations of the HIPAA Requirements.

2. DEFINITIONS

- (a) "*Breach*" shall mean, as defined in 45 C.F.R. §164.402, the acquisition, access, use or disclosure of Unsecured Protected Health Information in a manner not permitted by the HIPAA Requirements that compromises the security or privacy of that Protected Health Information.
- (b) "*Business Associate Subcontractor*" shall mean, as defined in 45 C.F.R. §160.103, any entity (including as agent) that creates, receives, maintains or transmits Protected Health Information on behalf of Business Associate.
- (c) "*Electronic PHI*" shall mean, as defined in 45 C.F.R. §160.103, Protected Health Information that is transmitted or maintained in any electronic Media.
- (d) "*Limited Data Set*" shall mean, as defined in 45 C.F.R. §164.514(e), protected Health Information that excludes the following direct identifiers of the individual or of relatives, employers, or household members of the individual:

- i. Names;
 - ii. Postal address information, other than town or city, State, and zip code;
 - iii. Telephone numbers;
 - iv. Fax numbers;
 - v. Electronic mail addresses;
 - vi. Social security numbers;
 - vii. Medical record numbers;
 - viii. Health plan beneficiary numbers;
 - ix. Account numbers;
 - x. Certificate/license numbers;
 - xi. Vehicle identifiers and serial numbers, including license plate numbers;
 - xii. Device identifiers and serial numbers;
 - xiii. Web Universal Resource locators (URLs);
 - xiv. Internet Protocol (IP) address numbers;
 - xv. Biometric Identifiers, including finger and voice prints; and
 - xvi. Full face photographic images and any comparable images.
- (e) "*Protected Health Information*" or "PHI" shall mean, as defined in 45 C.F.R. §160.103, information created or received by a Health Care Provider, Health Plan, employer, or Health Care Clearinghouse, that: (i) relates to the past, present, or future physical or mental health or condition of an individual, provision of health care to the individual, or the past, present, or future payment for provision of health care to the individual; (ii) identifies the individual, or with respect to which there is a reasonable basis to believe the information can be used to identify the individual; and (iii) is transmitted or maintained in an electronic medium, or in any other form or medium. The use of the term "Protected Health Information" or "PHI" in this Agreement shall mean both Electronic PHI and non-Electronic PHI, unless another meaning is clearly specified.
- (f) "*Security Incident*" shall mean, as defined in 45 C.F.R. §164.304, the attempted or successful unauthorized access, use, disclosure, modification, or destruction of information or interference with system operations in an information system.
- (g) "*Unsecured Protected Health Information*" shall mean, as defined in 45 C.F.R. §164.402, Protected Health Information that is not rendered unusable, unreadable, or indecipherable to unauthorized persons through the use of a technology or methodology specified by DHHS.
- (h) All other capitalized terms used in this Agreement shall have the meanings set forth in the applicable definitions under the HIPAA Requirements.

3. GENERAL TERMS

- (a) In the event of an inconsistency between the provisions of this Agreement and a mandatory term of the HIPAA Requirements (as these terms may be expressly amended from time to time by the DHHS or as a result of interpretations by DHHS, a court, or another regulatory agency with authority over the Parties), the interpretation of DHHS, such court or regulatory agency shall prevail. In the event of a conflict among the interpretations of these entities, the conflict shall be resolved in accordance with rules of precedence.
- (b) Where provisions of this Agreement are different from those mandated by the HIPAA Requirements, but are nonetheless permitted by the HIPAA Requirements, the provision of this Agreement shall control.
- (c) Except as expressly provided in the HIPAA Requirements or this Agreement, this Agreement does not create any rights in third parties.

4. SPECIFIC REQUIREMENTS

- (a) Flow-Down of Obligations of Business Associate Subcontractors. Business Associate agrees that as required by the HIPAA Requirements, Business Associate will enter into a written agreement with all Business Associate Subcontractors that: (i) requires them to comply with the Privacy and Security Rule provisions of this Agreement in the same manner as required of business Associate, and (ii) notifies such business Associate Subcontractors that they will incur liability under the HIPAA Requirements for non-compliance with such provisions. Accordingly, Business Associate shall ensure that all Business Associate Subcontractors agree in writing to the same privacy and security restrictions, conditions and requirements that apply to Business Associate with respect to PHI.
- (b) Privacy of Protected Health Information
 - i. *Permitted Uses and Disclosures of PHI.* Business Associate agrees to create, receive, use, disclose, maintain or transmit PHI only in a manner that is consistent with the Agreement or the HIPAA Requirements and only in connection with providing the services to Covered Entity identified in the Agreement. Accordingly, in providing services to or for the Covered Entity, Business Associate, for example, will be permitted to use and disclose PHI for "Treatment, Payment, and Health Care Operations," as those terms are defined in the HIPAA Requirements. Business Associate further agrees that to the extent it is carrying out one or more of the Covered Entity's obligations under the Privacy Rule (Subpart E of 45 C.F.R. Part 164), it shall comply with the requirements of the Privacy Rule that apply to the Covered Entity in the performance of such obligations.
 - (1) Business Associate shall report to Covered Entity any use or disclosure of PHI that is not provided for in this Agreement, including reporting Breaches of Unsecured Protection Health Information as required by 45 C.F.R. §164.410 and required by Section 4(e)(ii) below.
 - (2) Business Associate shall establish, implement and maintain appropriate safeguards, and comply with the Security Standards (Subpart C of 45 C.F.R. Part 164) with respect to Electronic PHI, as necessary to prevent any use or disclosure of PHI other than as provided for by this Agreement.
 - ii. *Business Associate Obligations.* As permitted by the HIPAA Requirements, Business Associate also may use or disclosure PHI received by the Business Associate in its capacity as a business Associate to the covered Entity for Business Associate's own operations if:

- (1) the *use* relates to: (1) The proper management and administration of the Business Associate or to carry out legal responsibilities of the business Associate, or (2) data aggregation services relating to the health care operations of the Covered Entity; or
- (2) the *disclosure* of information received in such capacity will be made in connection with a function, responsibility, or services to be performed by the Business Associate, and such disclosure is required by law or the Business Associate obtains reasonable assurances from the person to whom the information is disclosed that it will be held confidential and the person agrees to notify the Business Associate of any breaches of confidentiality.
- iii. *Minimum Necessary Standard and Creation of Limited Data Set.* Business Associate's use, disclosure, or request of PHI shall utilize a Limited Data Set if practicable. Otherwise, in performing the functions and activities as specified in the Agreement and this Agreement, Business Associate agrees to use, disclose, or request only the minimum necessary PHI to accomplish the intended purpose of the use, disclosure, or request.
- iv. *Access.* In accordance with 45 C.F.R. §164.524 of the HIPAA Requirements, Business Associate will make available to the Covered Entity (or as directed by the Covered Entity, to those individuals who are the subject of the PHI (or their designees)), their PHI in the Designated Record Set. Business Associate shall make such information available in an electronic format where directed by the covered Entity.
- v. *Disclosure Accounting.* Business Associate shall make available the information necessary to provide an accounting of disclosures of PHI as provided for in 45 C.F.R. §164.528 of the HIPAA requirements by making such information available to the covered Entity or (at the direction of the covered Entity) making such information available directly to the individual.
- vi. *Amendment.* Business Associate shall made PHI in a Designated Record Set available for amendment and, as directed by the Covered Entity, incorporate any amendment to PHI in accordance with 45 C.F.R. §164.526 of the HIPAA Requirements.
- vii. *Right to Request Restrictions on the Disclosure of PHI and Confidential Communications.* If an individual submits a Request for Restriction or Request for Confidential Communications to the Business Associate, Business Associate and Covered Entity agree that Business Associate, on behalf of Covered Entity, will evaluate and respond to these requests according to Business Associate's own procedures for such requests.
- viii. *Return or Destruction of PHI.* Upon the termination or expiration of the Agreement or this Agreement, Business Associate agrees to return the PHI to Covered Entity, destroy the PHI (and retain no copies), or if Business Associate determines that return or destruction of the PHI is not feasible, (a) continue to extend the protections of this Agreement and of the HIPAA Requirements to the PHI, and (b) limit any further uses and disclosures of the PHI to the purpose of making return or destruction infeasible.
- ix. *Availability of Books and Records.* Business Associate shall make available to DHHS or its agents the business Associate's internal practices, books, and records relating to the use and disclosure of PHI in connection with this Agreement.
- x. *Termination for Breach.*
 - (1) Business Associate agrees that Covered Entity shall have the right to terminate this Agreement or seek other remedies if Business Associate violates a material term of this Agreement.
 - (2) Covered Entity agrees that business Associate shall have the right to terminate this Agreement or seek other remedies if Covered Entity violates a material term of this Agreement.

(c) Information and Security Standards

- i. Business Associate will develop, document, implement, maintain, and use appropriate Administrative, Technical, and Physical Safeguards to preserve the integrity, Confidentiality, and Availability of, and to prevent non-permitted use or disclosure of, Electronic PHI created or received for or from the Covered Entity.
- ii. Business Associate agrees that with respect to Electronic PHI, these Safeguards, at a minimum, shall meet the requirements of the HIPAA Security Standards applicable to Business Associate.
- iii. More specifically, to comply with the HIPAA Security Standards for Electronic PHI, Business Associate agrees that it shall:
 - (1) Implement Administrative, Physical, and Technical Safeguards consistent with (and as required by) the HIPAA Security Standards that reasonably protect the Confidentiality, Integrity, and Availability of Electronic PHI that business Associate creates, receives, maintains, or transmits on behalf of Covered Entity. Business Associate shall develop and implement policies and procedures that meet the documentation requirements as required by the HIPAA Requirements;
 - (2) As also provided for in Section 4(a) above, ensure that any Business Associate Subcontractor agrees to implement reasonable and appropriate safeguards to protect the Electronic PHI;
 - (3) Report to Covered Entity any unauthorized access, use, disclosure, modification, or destruction of PHI (including Electronic PHI) not permitted by this Agreement, applicable law, or permitted by Covered Entity in writing ("successful Security Incidents" or Breaches) of which Business Associate becomes aware. Business Associate shall report such Successful Security Incidents or Breaches to Covered Entity as specified in Section 4(e)(iii)(1);
 - (4) For Security Incidents that do not result in unauthorized access, use, disclosure, modification, or destruction of PHI (including, for purposes of example and not for purposes of limitation, pings on business Associate's firewall, port scans, attempts to log onto a system or enter a database with an invalid password, or username, denial-of-service or enter a database with an invalid password or username, denial-of-service attacks that do not result in the system being taken off-line, or malware such as worms or viruses) (hereinafter "Unsuccessful Security Incidents"), aggregate the data and, upon the Covered Entity's written request, report to the covered Entity in accordance with the reporting requirements identified in Section 4(e)(iii)(2);

- (5) Take all commercially reasonable steps to mitigate, to the extent practicable, any harmful effect that is known to Business Associate resulting from any unauthorized access, use, disclosure, modification, or destruction of PHI;
 - (6) Permit termination of this Agreement if the Covered Entity determines that business Associate has violated a material term of this Agreement with respect to Business Associate's security obligations and business Associate is unable to cure the violation; and
 - (7) Upon Covered Entity's request, provide Covered Entity with access to and copies of documentation regarding Business Associate's safeguards for PHI and Electronic PHI.
- (d) Compliance with HIPAA Transaction Standards
- i. *Application of HIPAA Transaction Standards.* Business Associate will conduct Standard Transactions consistent with 45 C.F.R. Part 162 for or on behalf of the covered Entity to the extent such Standard Transactions are required in the course of Business Associate's performing services under the Agreement and this Agreement for the Covered Entity. As provided for in Section 4(a) above, Business Associate will require any Business Associate Subcontractor involved with the conduct of such Standard Transactions to comply with each applicable requirement of 45 C.F.R. Part 162. Further, Business Associate will not enter into, or permit its Subcontractors to enter into, any trading partner agreement in connection with the conduct of Standard Transactions for or on behalf of the covered Entity that:
 - (1) Changes the definition, data conditions, or use of a data element or segment in a Standard Transaction;
 - (2) Adds any data element or segment to the maximum defined data set;
 - (3) Uses any code or data element that is marked "not used" in the Standard Transaction's implementation specification or is not in the Standard Transaction's implementation specification; or
 - (4) Changes the meaning or intent of the Standard Transaction's implementation specification.
 - ii. *Specific Communications.* Business Associate, Plan Sponsor and Covered Entity recognize and agree that communications between the parties that are required to meet the Standards for Electronic Transactions will meet the Standards set by that regulation. Communications between Plan sponsor and Business Associate, or between Plan Sponsor and the covered Entity, do not need to comply with the HIPAA Standards for Electronic Transactions. Accordingly, unless agreed otherwise by the Parties in writing, all communications (if any) for purposes of "Enrollment" as that term is defined in 45 C.F.R. Part 162, Subpart O or for "Health Covered Entity Premium Payment Data," as that term is defined in 45 C.F.R. part 162, Subpart Q, shall be conducted between the Plan Sponsor and either Business Associate or the covered Entity. For all such communications (and any other communications between Plan Sponsor and the Business Associate), Plan Sponsor shall use such forms, tape formats, or electronic formats as Business Associate may approve. Plan Sponsor will include will information reasonably required by Business Associate to affect such data exchanges or notifications.
 - iii. *Communications Between the Business Associate and the Covered Entity.* All communications between the Business Associate and the Covered Entity that are required to meet the HIPAA Standards for Electronic Transactions shall do so. For any other communications between the Business Associate and the covered Entity, the Covered Entity shall use such forms, tape formats, or electronic formats as Business Associate may approve. The Covered Entity will include all information reasonably required by Business Associate to affect such data exchanges or notifications.
- (e) Notice and Reporting Obligations of Business Associate
- i. *Notice of Non-Compliance with the Agreement.* Business Associate will notify Covered Entity within 10 calendar days after discovery, any unauthorized access, use, disclosure, modification, or destruction of PHI (including any successful Security Incident) that is not permitted by this Agreement, by applicable law, or permitted in writing by Covered Entity, whether such non-compliance is by (or at) Business Associate or by (or at) a business Associate Subcontractor.
 - ii. *Notice of Breach.* Business Associate will notify Covered Entity following discovery and without unreasonable delay but in no event later than 10 calendar days following discovery, any Breach of Unsecured Protected Health Information, whether such Breach is by Business Associate or by Business Associate Subcontractor.
 - (1) As provided for in 45 C.F.R. §164.402, Business Associate recognizes and agrees that any acquisition, access, use or disclosure of PHI in a manner not permitted under the HIPAA Privacy Rule (Subpart E of 45 C.F.R. Part 164) is presumed to be a Breach. As such, business Associate shall (i) notify Covered Entity of any non-permitted acquisition, access, use or disclosure of PHI, and (ii) assist Covered Entity in performing (or at Covered Entity's direction, perform) a risk assessment to determine if there is a low probability that the PHI has been compromised.
 - (2) Business Associate shall cooperate with Covered Entity in meeting the Covered Entity's obligations under the HIPAA Requirements and any other security breach notification laws. Business Associate shall follow its notification to the Covered Entity with a report that meets the requirements outlines immediately below.
 - iii. *Reporting Obligations.*
 - (1) For Successful Security Incidents and Breaches, business Associate – without unreasonable delay and in no event later than 30 calendars days after Business Associate learns of such non-permitted use or disclosure (whether at Business Associate or at Business Associate Subcontractor) – shall provide Covered Entity a report that will:
 - a. Identify (if known) each individual whose Unsecured Protected health Information has been, or is reasonably believed by Business Associate to have accessed, acquired, or disclosed;
 - b. Identify the nature of the non-permitted access, use, or disclosure including the date of the incident and the date of discovery;
 - c. Identify the PHI accessed, used, or disclosed (e.g., name; social security number; date of birth);
 - d. Identify what corrective action Business Associate (or Business Associate Subcontractor) took or will take to prevent further non-permitted accesses, uses, or disclosures;
 - e. Identify what Business Associate (or business Associate Subcontractor) did or will do to mitigate any deleterious effect of the non-permitted access, use, or disclosure; and

- f. Provide such other information, including a written report, as the Covered Entity may reasonably request.
- (2) For Unsuccessful Security Incidents, Business Associate shall provide Covered Entity, upon its written request, a report that: (1) identifies the categories of Unsuccessful Security Incidents as described in Section 4(c)(iii)(4); (ii) indicates whether Business Associate believes its (or its business Associate Subcontractor's) current defensive security measures are adequate to address all Unsuccessful Security Incidents, given the scope and nature of such attempts; and (iii) if the security measures are not adequate, the measures business Associate (or business Associate Subcontractor) will implement to address the security inadequacies.
- iv. Termination.
 - (1) Covered Entity and Business Associate each will have the right to terminate this Agreement if the other party has engaged in a pattern of activity of practice that constitutes a material breach or violation of Business Associate's or the Covered Entity's respective obligations regarding PHI under this Agreement and, on notice of such material breach or violation from the covered Entity or Business Associate, fails to take reasonable steps to cure the material breach or end the violation.
 - (2) If business Associate or the Covered Entity fail to cure the material breach or end the violation after the other party's notice, the covered Entity or business Associate (as applicable) may terminate this Agreement by providing Business Associate or the Covered Entity written notice of termination, stating the uncured material breach or violation that provided the basis for termination and specifying the effective date of the termination. Such termination shall be effective 60 days from this termination notice.
- v. Continuing Privacy and Security Obligations. Business Associate's and the Covered Entity's obligation to protect the privacy and security of the PHI it created, received, maintained, or transmitted in connection with services to be provided under the Agreement and this Agreement will be continuous and survive termination, cancellation, expiration, or other conclusion of this Agreement or the Agreement. Business Associate's other obligations and rights, and the covered Entity's obligations and rights upon termination, cancellation, expiration, or other conclusion of this Agreement, are those set forth in this Agreement and/or the Agreement.

Stanton County, Plan Sponsor
 /s/ Jerry Weatherholt
 Jerry Weatherholt
 October 8, 2014

Mid-American Benefits Inc, Claims
 Administrator
 /s/ Matt Wullenwaber
 Matt Wullenwaber
 August 1, 2014

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Reviewed the Stanton County Cost Allocation Plan for the Fiscal Year 2013 prepared by Maximus.

Motion made by Kment, seconded by Gutshall to approve and authorize the Chairman to the sign the Certification of Cost Allocation Plan for expenses recovered for IV-D child support collections in the Clerk of District Court's office.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to add pledged security:

RESOLUTION No. 2014.10 – 029:

BE IT HEREBY RESOLVED, that Midwest Bank NA, Pilger, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

York Neb Wtr Rev, No. 986766EB5	Due 6/1/2029	\$500,000.00
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AND, that the same is hereby approved.

Dated this 8th day of October, 2014.

Board of Commissioners
 Stanton County, Nebraska
 /s/ Jerry Weatherholt
 /s/ Dennis Kment
 /s/ David Gutshall

Attest:
 /s/ Wanda Heermann, Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Inventory Statements of Elected and Appointed Officials were reviewed by the Board.

Motion made by Gutshall, seconded by Weatherholt to approve and place on file the Inventory Statements of the Elected and Appointed Officials.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Discussion held on the damage to county buildings and property after the June 3, 2014 hail storm and June 16, 2014 tornado disaster.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for October 20, 2014 at 8:15 AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

* * * * *

BOARD OF EQUALIZATION PROCEEDINGS – September 15, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on September 15, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on September 3, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:10 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the minutes of August 18, 2014 meeting.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Cheryl advised the board that there were no correction sheets needing approval and no Over, Under and Omitted Values of Property needing approval.

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for October 8, 2014 at 8:00 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

* * * * *

COMMISSIONER’S PROCEEDINGS – September 15, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on September 15, 2014 at 8:15 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on September 3, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:23 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the minutes of August 18, 2014 meeting.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

NIRMA's Safety Shorts – Vol 2 No 9

State Nebraska, Emerg Mngmt Agency, Lincoln – closeout letter for Disaster: 1924-DR-NE

NACO – Officer Nebr Assoc Co Officials; NIRMA – Member Meeting and Nomination/Election Board Members

NE Nebraska Solid Waste Coalition – construction of scale at landfill

NE Economic Development – notice meeting

Board reviewed the Business Associate Agreement with Mid-American Benefits Inc. Approval of agreement tabled until document is reviewed by the County Attorney.

Discussion held on changing to a system in which payment is made only for hours actually worked during the pay period instead of preapproving payroll claims before the hours are actually worked. Transition options discussed on the option of paying for hours actually worked in the pay period. More information to be obtained on transition proposals. No action taken.

The board was advised that Amber Amick, the County Representative on the Elkhorn Logan Valley Public Health Department, resigned her position and a new board member will need to be appointed.

Motion made by Kment, seconded by Gutshall to appoint Kirk Van Pelt to replace Amber Amick as the County Representative on the County Health Board.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Chairman Weatherholt opened the hearing at 9:02 AM on the Off Road Ranch LLC dba Off Road County Line application for a Class C – Beer, Wine, Distilled Spirits, On and Off Sale License. Present for the hearing were: Kevin Signor, Mark Keenan, Sheila Stuthman, Jay Wolff, Duane Wolff, Carole Kopietz, Jim and Luella Matthews, Dean Erickson, US92 representative, and LaLene Bates, Planning and Zoning Administrator. Mr. Keenan raised a question to Mr. Weatherholt as to a conflict of interest conducting the hearing since he testified at the Norfolk City Council meeting. Mr. Weatherholt felt he did not have a conflict. His testimony at the council meeting was not based on any personal interest. After additional questions of conflict of interest, meeting momentarily stopped until W. Bert Lampli, Stanton County Attorney, was present.

W. Bert Lampli, Stanton County Attorney, and Mike Unger, Stanton County Sheriff, joined the meeting.

Off Road Ranch hearing resumed. Mr. Lampli addressed the conflict of interest question and his opinion was there was no conflict. Hearing proceeded. Mr. Keenan presented a letter from the City of Norfolk regarding request for zoning. Background information given: Kevin Signor qualifies to apply for a liquor license; already holds a liquor license in Madison County and has had no problems; various activities have taken place at the Off Road Ranch; and has received a Conditional Use Permit to operate an establishment from the City of Norfolk.

Kevin Signor testified that he became a partner of the Off Road Ranch which was already an established business. Additions to the Off Road Ranch were an RV Park and volleyball courts. Fundraisers have been held at the location. The proposed bar would not be different than any other bar. Mr. Signor stated he was trying to make a living to provide for his family. This proposed bar is a business move. Questions asked of Mr. Signor was what he felt the economic impact would be for Stanton County and if he perceived any negative impacts. Kevin stated economic impact would be sales tax collected for food and beer sales. Impact for the county would be the real estate taxes paid. Members of the board advised Mr. Signor that Stanton County does not collect sales tax. Additional discussion held on the economic values to the county, security issues at past events held, security requirements, intent of operation.

Shelia Stuthman testified of the trash thrown from vehicles, destruction of their property by vehicles going through their barbed wire fence, noise from the events held affects their livestock and the re-zoning of agriculture to light industry issue.

Duane Wolff testified he is a landowner east of the Off Road Ranch property. Mr. Wolff is against alcohol sales to have a good time. He stated that after events there are trash issues. The increased traffic will increase accidents and road damage. There is a noise issue during the events.

No other testimony given. The chairman asked for a motion to close the hearing.

Motion made by Kment, seconded by Gutshall to close the hearing on the Off Road Ranch LLC dba Off Road County Line application for a Class C – Beer, Wine, Distilled Spirits, On and Off Sale License.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Discussion held on a reason for a bar at this location. Mr. Signor stated the concert event venues are not profitable and a bar would be a more profitable business.

Motion made by Kment, seconded by Gutshall to approve the following Resolution for recommendation of denial of liquor license:

RESOLUTION No. 2014.09 – 023:

WHEREAS, on August 7, 2014, an application was received by the Stanton County Clerk from the Nebraska Liquor Control Commission for a Class C – Beer, Wine, Distilled Spirits, On and Off Sale License for Off Road Ranch LLC dba Off Road County Line, located at 2900 Old Hwy 8, Norfolk, Nebraska, and

WHEREAS, Notice of Public Hearing on said application was published in the Wednesday, September 3, 2014 edition of the Stanton Register, with publication costs being thirty dollars and zero cents (\$30.00), and

WHEREAS, a public hearing on the application was held on Monday, September 15, 2014, in the office of the Stanton County Commissioners in the Courthouse at Stanton, Nebraska, and

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

NOW, THEREFORE, BE IT RESOLVED, that a recommendation of denial of a Class C – Beer, Wine, Distilled Spirits, On and Off Sale license for Off Road Ranch LLC dba Off Road County Line be forwarded to the Nebraska Liquor Control Commission.

Adopted at Stanton, Nebraska this 15th day of September, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Mary Louise Hill, member of the Friends of the Library, joined the meeting. Discussion was held on the Interlocal Agreement with the City of Stanton in reference to the library funds. Items discussed included the spending of the funds, the advantages and disadvantages of the City of Stanton administrating the funds and the term of the agreement. An agreement is needed when a political subdivision receives funds from another political subdivision.

Motion made by Gutshall, seconded by Weatherholt to approve and authorize the chairman to sign the Interlocal Agreement with the City of Stanton in reference to the library funds.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

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INTERLOCAL AGREEMENT

This Interlocal Agreement is made and entered into by and between the CITY OF STANTON, hereinafter referred to as "City" and the COUNTY OF STANTON, NEBRASKA, hereinafter referred to as "County".

This agreement is made and entered into pursuant to Sections 13-801 to 13-827 R.R.S., as amended, hereinafter referred to as the "Interlocal Cooperation Act".

WHEREAS, the completion of the matters as described in this Interlocal Agreement will benefit the general welfare of the City, and the residents of the County, and

WHEREAS, this agreement will permit both the City and the County to make the most efficient use of their taxing authority and other powers by cooperating with each other on a basis of mutual advantage to provide services and facilities in a manner and pursuant to forms of governmental organization that will accord best with geographic, economic, population and other factors influencing the needs and development of the City and the County.

NOW, THEREFORE, in consideration of the mutual promises and benefits herein contained, the parties agree as follows:

1. The duration of this agreement shall begin October 1, 2014 and continue for twelve months and shall renew annually until such time as either party hereto shall terminate this agreement as provided herein.
2. No separate entity is organized or created to carry out the purposes of this agreement.
3. The purpose of this agreement is to provide library services for the residents of Stanton and for the residents of the County in the library facility situated with the City of Stanton.
4. Annually, the County shall use its taxing authority to secure and provide funding to the city for such purposes in an amount of not less than \$5,000.00, which sum may be adjusted upward or downward from time to time by the County.
5. The City shall place such County money in the Library trust fund to be used exclusively for books or related supplies with all such expenditures to be approved by the Stanton Library Board.
6. The City shall secure and/or provide a separate budget in an amount not less than \$80,000 per year so as not to "trade" budget dollars for County contributed dollars.
7. The City shall take action to adopt an ordinance in accordance with Section 51-202 R.R.S., as amended, which shall provide for a five (5) member Library Board; that such members shall be chosen by appointment; that one member of such Library Board shall be residents of either the County at large or the city to be nominated by the County board; provided that all appointments must be approved by the City Council.

8. Notwithstanding that this Interlocal Agreement may be terminated as provided herein, the parties agree that any action taken by the City to adopt an ordinance in accordance with Section 51-202 R.R.S., as amended, as set forth above, shall continue unless the City shall repeal the ordinance so adopted.
9. This interlocal Agreement shall be administered by the City clerk, as directed by City Council of the City of Stanton.
10. All property acquired pursuant to this Interlocal Agreement shall be held by and be property the city and shall be disposed of in the same manner as prescribed for the disposition of assets of a City as established by law.
11. This Interlocal Agreement shall terminate upon either party hereto providing written notice of termination to the other at least 60 days prior to the effective date of the termination.

IN WITNESS WHEREOF, the parties hereto execute this Interlocal Agreement the date and year set forth below.

Dated: _____

CITY OF STANTON, NEBRASKA
By: _____, Mayor

Attested:
By: _____, City Clerk

Dated: September 15, 2014

COUNTY OF STANTON, NEBRASKA
By: /s/ Jerry Weatherholt
Chairman of the Board of Commissioners

Attested:
By: /s/ Wanda Heermann, County Clerk

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The budget hearing was opened at 9:50 AM by Chairman Weatherholt.

Christan Ohl, Madison County Commissioner, and Dick Johnson, Madison County Highway Superintendent, joined the meeting. General discussion held on planning and zoning issues. No action needed.

Chairman Weatherholt opened the Road Closure hearing at 10:35 AM. Present for the hearing were: John Kinter, Nucor Steel representative, and Mark Mainelli, Stanton County Highway Consultant. Mark reviewed his road study report with the board. Discussion held on vacating or closing a portion of a road between Sections 6 and 7, Township 24 North, Range 1 east of the 6th P.M., said road being E Nucor Rd between 558 Ave and 559 Ave. Items discussed were the section of the road to be closed and possible closure locations along the road, establishment of a turn around, fencing of the road and modification of utility easements prepared by Nucor attorneys.

Motion made by Kment, seconded by Gutshall to close the road hearing.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Decision on the road closure will be determined October 20, 2014.

An interlocal agreement presented by the Sanitary and Improvement District No. 1 was reviewed. Said agreement states that Stanton County will provide an annual payment of \$14,000.00 to the SID No. 1 from the Highway Allocation Funds received and payment of all Cable One franchise fees collected.

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the Interlocal Agreement received from the Sanitary and Improvement District No. 1 in reference to the highway allocation funds and franchise fees received and collected.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

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INTERLOCAL AGREEMENT

This agreement made and entered into this 15th day of September, 2014, by and between SANITARY AND IMPROVEMENT DISTRICT NO. 1 of Stanton County, Nebraska a political subdivision of the State of Nebraska, hereinafter referred to as "SID No. 1", and the COUNTY OF STANTON, NEBRASKA, a political subdivision of the State of Nebraska, hereinafter referred to as "Stanton County."

WITNESSETH:

WHEREAS, pursuant to Neb.Rev.Stat. §13-803, SID No. 1 is a public agency; and

WHEREAS, pursuant to Neb.Rev.Stat. §13-803, Stanton County is a public agency; and

WHEREAS, Stanton County receives financial assistance annually from the State of Nebraska for highway construction, repair and maintenance that is deposited into Stanton County's Highway Allocation Funds; and

WHEREAS, Stanton County receives money annually from Cable One Company pursuant to a Franchise Agreement executed by both Stanton County and Cable One Company; and

WHEREAS, SID No. 1 and Stanton county hereto mutually desire to enter into an Interlocal Agreement pursuant to the Nebraska Interlocal Cooperation Act, Neb.Rev.Stat. §§13-801 et seq., for the appropriation of the funds received by Stanton County from the State of Nebraska for highway or roadway construction, repair and maintenance; and

WHEREAS, the parties hereto desire to also set forth their respective rights, duties, obligations, and responsibilities pursuant to this Interlocal Agreement as the same relates to the appropriation of the funds received by Stanton County from the State of Nebraska for highway or roadway construction, repair and maintenance;

NOW, THEREOFRE, in consideration of the foregoing recitals and the terms and conditions hereinafter set forth, the parties covenant and agree as follows:

1. Purpose. SID No. 1 and Stanton County hereto mutually desire to enter into an Interlocal Agreement pursuant to the Nebraska Interlocal Cooperation Act, Neb.Rev.Stat. §§13-801 et seq., for the purpose of providing for the most efficient use of SID No. 1 and Stanton County's authority in a manner that will accord best with the geographic, economic and population interests of the SID No. 1 locality.
2. Objective. SID No. 1 and Stanton County hereto mutually desire to enter into an Interlocal Agreement pursuant to the Nebraska Interlocal Cooperation Act, Neb.Rev.Stat. §§13-801 et seq., to specify the amount of financial assistance Stanton County is to furnish for highway or roadway construction, repair and maintenance from Stanton County's Highway Allocation funds for the SID No. 1 locality, and to designate the allocation of finances received pursuant to Stanton County's Franchise Agreement with Cable One Company.
3. Responsibilities.
 - 3.1 It is hereby mutually agreed that Stanton County, for each year of this Agreement, shall provide an amount equal to \$14,000.00 from Stanton County's Highway Allocation Funds to SID No. 1. Stanton County shall provide such payment directly to SID No. 1 on or before the 1st of February for each respective year.
 - 3.2 It is hereby mutually agreed that pursuant to Stanton County's Franchise Agreement with Cable One Company, Stanton County, for each year of this Agreement, shall provide one-hundred percent of all money received per such agreement to SID No. 1. Stanton County shall provide such payment directly to SID No. 1 within thirty (30) days of receiving such payment from Cable One Company.
4. Duration.
 - 4.1 The term of this Agreement shall commence on the date of its execution, and unless terminated as provided in Paragraph 6 or renewed as provided in paragraph 4.3, this Agreement shall run for a period ending August 31, 2019.
 - 4.2 At the option of SID No. 1, this Agreement shall be renewable for successive periods of five (5) years.
 - 4.3 In the Event that SID No. 1 wishes to renew this agreement for any succeeding five (5) year period or less, SID No. 1, prior to the expiration of this Agreement, shall notify Stanton County in writing that it wishes to renew the same. Stanton County shall then notify SID No. 1 in writing of its willingness to accept such renewal for the agreed upon succeeding period.
5. No Separate Entity. This Interlocal Agreement does not create a new or separate legal entity and its powers are limited to those granted by this Interlocal Agreement and by the provisions of the Nebraska Interlocal Cooperation Act. For purposes of this Agreement, however, the County shall be considered the administrator of this Agreement pursuant to Neb.Rev.Stat. §13-801 et seq.
6. Termination. Either party may terminate this agreement upon delivering written notice to the other party. A Minimum of one (1) year written notice is required in advance of termination.
7. Amendment. This Agreement may be amended by written agreement approved by the governing bodies of both parties hereto.
8. Headings. Headings in this Agreement are for convenience only and shall not be used to interpret or construe the Agreement's provision.
9. Governing Law. This Agreement shall be construed in accordance with and governed by the laws of the State of Nebraska.

IN WITNESS WHEREOF, the parties hereto have executed this Interlocal Agreement as of the day and year first above written.

SANITARY AND IMPROVEMENT DISTRICT NO. 1
 By /s/ Daniel P. Wolverson, Chairman
 By /s/ Brad Lewis, Clerk

Approved as to Form:
 /s/ Mark Fitzgerald
 Fitzgerald Vetter & Temple
 PO Box 1407
 Norfolk NE

STANTON COUNTY, NEBRASKA
 By /s/ Jerry Weatherholt

Approved as to Form:

 Bert Lampli
 Lampli and Locke Law Office
 100 N 34th St
 Norfolk NE

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Mark Mainelli updated the board on the damage to the Pilger shop after the tornado. He presented building plan options and suggested looking at the actual buildings and how they were designed. Also discussed was the removal of the damaged shop building. Notice to Bidders to be published for the removal of the Pilger shop for salvage. Bids will be opened at the October 20, 2014 meeting. General discussion was held on road issues, paving projects and culvert projects. No action needed.

Application for undercrossing a county road was reviewed.

Motion made by Weatherholt, seconded by Gutshall to approve the application of Kermit Risch (Wiese Plumbing) to cross under 575 Ave with a 4' poly line located between section 35/36, township 21, range 3 east, with all the listed conditions and with the contingency that any pressured pipe line must be placed within a casing pipe line.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Interlocal Agreement between Colfax County, Nebraska and Stanton County, Nebraska regarding Bridge Replacement Project C-19(474), Structure No. C001900205 reviewed.

Motion made by Weatherholt, seconded by Kment to approve the following resolution and authorize the chairman to sign the Interlocal Agreement between Colfax County, Nebraska and Stanton County, Nebraska for Bridge Replacement Project C-19 (474), Structure No. C001900205.

RESOLUTION No. 2014.09 – 024:

RESOLUTION INTERLOCAL AGREEMENT BETWEEN
COLFAX COUNTY, NEBRASKA AND STANTON COUNTY, NEBRASKA
BRIDGE REPLACEMENT PROJECT C-19(474), STRUCTURE NO. C001900205

WHEREAS: Colfax County, Nebraska and Stanton County, Nebraska desire to improve certain roadway structures on the County Road system more fully described hereinafter, now thereto.

BE IT RESOLVED: That Colfax County, Nebraska is hereby requested to act for Stanton County, Nebraska and to program for construction of a bridge replacement described as:

Leigh North, C-19(474)
Structure No. C001900205
Between Sec. 6 T20N R2E, Colfax County, Nebraska and 31 T21N R2E Stanton County, Nebraska

and which construction includes:

Grading, Bridge Removal, Culverts, and Utility Relocation.

the ESTIMATED SHARED costs of such improvement:

Bridge Removal and Culvert Installation	\$15,000.00
Grading, Seeding, Erosion Control, Miscellaneous	\$1,000.00
Culverts, Headwalls, Wingwalls (Materials)	\$35,000.00
Preliminary Surveys and Plans	\$6,800.00
Utility Relocation	\$0.00
Right-of-Way	\$0.00
ESTIMATED TOTAL FOR PROJECT	\$57,800.00

BE IT FURTHER RESOLVED: that the Chairman of the Colfax County board is authorized to sign any document in furtherance of this agreement on behalf of Colfax County and Stanton County and that both Counties hereby approve the contemplated construction.

BE IT FURTHER RESOLVED: That sufficient funds of Colfax County and Stanton County are now, or will be available and are hereby pledged in the amount and at the required time to proceed with a 2014 project construction.

BE IT FURTHER RESOLVED: that Colfax County, Nebraska is responsible for the following funding: 50% of Preliminary Engineering, 50% of Materials Cost, 50% of Right-of-Way Costs, 50% of Utility Relocation Costs, if any, and 50% of Construction Costs. Stanton County is responsible for the following funding: 50% of Preliminary Engineering, 50% of Materials Cost, 50% of Right-of-Way Costs, 50% of Utility Relocation Costs, if any, and 50% of Construction Costs.

BE IT FURTHER RESOLVED: that Colfax County has previously entered into Engineering Agreements with Mainelli Wagner & Associates, Inc. for Preliminary Engineering for Roadway design and that both Colfax County and Stanton County will review and approve the prepared plans prior to construction.

Adopted this ____ day of _____, 2014, at _____, Nebraska.

THE BOARD OF COUNTY COMMISSIONERS COLFAX COUNTY, NEBRASKA
_____, Chairman

ATTEST:
_____, County Clerk

BOARD MEMBER _____ Moved the adoption of said resolution.
Roll Call: ____ yea ____ nay
Resolution adopted, signed, and billed as adopted.

Adopted this 15TH day of September, 2014, at Stanton, Nebraska.

THE BOARD OF COUNTY COMMISSIONERS STANTON COUNTY, NEBRASKA
/s/ Jerry Weatherholt, Chairman

ATTEST:
/s/ Wanda Heermann, County Clerk

BOARD MEMBER Weatherholt Moved the adoption of said resolution.

Roll Call: 3 yea 0 nay

Resolution adopted, signed, and billed as adopted.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

No members of the public were present for the budget hearing.

Advance notice of the hearing was published in the Stanton Register, a legal newspaper, on September 3, 2014.

Discussion held on the proposed budget and other budgetary issues. To offset operating expenses, \$250,000.00 will be transferred from the Inheritance Tax Fund to the Road Fund. The total tax dollar request is \$3,220,997.64, a decrease of \$113,220.50.

Motion made by Kment, seconded by Gutshall to close the budget hearing at 11:30 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve an additional 1% increase to the lid computation for the budget year 2014-2015.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the following Resolution to approve the 2014-2015 Budget:

RESOLUTION No. 2014.09 – 025:

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2014, to June 30, 2015, prepared by the Budget Making Authority, was transmitted to the County Board on the 18th day of August, 2014.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Stanton County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2014, to June 30, 2015, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Stanton County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2014, and ending June 30, 2015.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

Dated and passed this 15th day of September, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

The hearing for setting the final tax request was opened at 11:35 AM by chairman Weatherholt. No members of the public were present for the hearing.

Advance notice of the hearing was published in the Stanton Register, a legal newspaper, on September 3, 2014.

Discussion held on the tax request for this budget year. It was noted that the proposed levy would be less than last year due to a raise in valuation and the transfer of funds from the Inheritance Tax Fund to the Road Fund. The certified 2014 valuation of Stanton County is \$1,320,755,592.00, which is an increase of \$278,201,907.00 from last year's valuation. The proposed tax levy request is .243875, a decrease of 7.6 cents per \$100 of valuation.

Motion made by Kment, seconded by Gutshall to close the hearing at 11:40 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution setting the tax request at a different amount than last year:

RESOLUTION No. 2014.09 – 026:

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of Stanton County passes by a majority vote a resolution setting the tax request at a different amount; and

WHEREAS, a public hearing was held as required by law to hear and consider comments concerning the property tax request; and

WHEREAS, it is in the best interests of Stanton County that the property tax request for the current year be a different amount than the property tax request for the prior year.

NOW, THEREFORE, the Governing Body of Stanton County, by a majority vote, resolves that the 2014-2015 property tax request be set at \$3,220,997.64.

Dated and passed this 15th day of September, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Naves: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the following Resolution to transfer funds:

RESOLUTION No. 2014.09 – 027:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$ 217,585.33 from the General Fund to the Road Fund.

AND, ALSO BE IT HEREBY RESOLVED that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$250,000.00 from the Inheritance Tax Fund to the Road Fund.

AND, that the same is hereby approved.

Dated this 15th day of September, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Kment, Gutshall and Weatherholt. Naves: None. Motion Carried.

LaLene Bates, Planning and Zoning Administrator, joined the meeting.

The lot split application of Dennis Kment to split land in Pt SE NW 25-23-2 was presented for review. LaLene explained the lot split application. Discussion held on the upgrade of the road to access the property.

Motion made by Gutshall, seconded by Weatherholt to approve the lot split application of Dennis Kment to split land in Pt SE NW 25-23-2, as per Planning Commission recommendations.

Voting: Ayes: Gutshall and Weatherholt. Naves: None. Abstain: Kment. Motion Carried.

LaLene presented an Agreement with the GIS Workshop Inc for professional consulting services for approval.

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the Agreement for the Provision of Limited Professional Services with GIS Workshop Inc.

Voting: Ayes: Gutshall, Kment and Weatherholt. Naves: None. Motion Carried.

The Agreement is for limited professional consulting services (hereinafter referred to as "Agreement") to be provided by GIS WORKSHOP, INC. (hereinafter referred to as "GISW") for Stanton County, Nebraska (hereinafter referred to as "CLIENT") as indicated below on the date set forth below.

Article 1 – Scope of Services

- 1.1 Personnel: GISW will rely upon various employees and consultants to work on CLIENT's project. Hourly rates, costs and/or fees are set forth in the attached Exhibit A: Scope of Work, Version 1.1 (hereinafter referred to as "SOW").
- 1.2 General Services Provided: GISW will compile the necessary documentation and coordinate with appropriate parties to provide the products/services as specifically described in the attached SOW.
- 1.3 Relationship of Parties: GISW provides CLIENT services as an "independent contractor" and nothing in the Agreement shall be construed to create a relationship of employer/employee or a partnership.
- 1.4 Client: CLIENT includes any entity that controls, is controlled by, or is under common control with Client.
- 1.5 Data: Except for data that CLIENT obtains directly from a third party for GISW to use in providing products/services to CLIENT, GISW hereby grants to CLIENT perpetual and unrestricted ownership of any data ("Data") that GISW uses to provide the products/services described in the attached SOW, to CLIENT.
- 1.6 Work Product: The parties hereby agree that the work product resulting from the services performed by GISW pursuant to the terms of this Agreement shall be the sole and exclusive property of CLIENT, and GISW hereby assigns the same to CLIENT.

Article 2 – Fee Arrangement

- 2.1 Professional Fees and Costs: Professional fees will be charged as set forth in the SOW. No additional fees shall be charged without written consent from the CLIENT.
- 2.2 Terms of Payment: GISW will charge for the services performed as outlined in the SOW. All invoices are payable immediately upon receipt. An interest charge of 2% per month shall be added to all invoice amounts not paid within 30 days of the date of such invoice.
In the event an invoice is not paid within 30 days of receipt, GISW reserves the right to require a deposit. This deposit shall be paid immediately upon request by GISW in addition to any outstanding fees due and shall be retained by GISW through completion of its services on the project.
In its sole discretion, GISW shall suspend all work on the project until payment of fees and the deposit described above is made to GISW. CLIENT hereby agrees to hold GISW harmless from all liability, including, but not limited to, all expenses, lost profits, etc., which may arise as a result of suspension of work due to your non-payment of fees.

Article 3 – Special Terms and Conditions

- 3.1 Project Coordination: GISW will rely upon CLIENT to perform and satisfy certain conditions, including such following special conditions as may be necessary:
 - (a) CLIENT's designated project officer and/or representative shall closely coordinate with GISW regarding changes in CLIENT's project, scheduling, or unanticipated problems. Changes to the proposed work effort of GISW will be authorized timely in writing.
 - (b) CLIENT will promptly notify GISW in writing should any changes in conceptual designs, engineering specifications, or legal or physical control of the project change at any time.
 - (c) CLIENT will provide GISW with all materials in your possession relevant to the services to be performed by GISW.
 - (d) CLIENT will allow GISW to review and approve any document or work product, which uses or incorporates any portion of any work product produced by GISW before its release to any person(s) or entity. CLIENT further allows GISW to correct any CLIENT interpretation or representation of the technical content of the work produced by GISW.
- 3.2 Conditions as Necessary: In order for GISW to complete the SOW, CLIENT agrees to provide GISW with the following items, as initialed:
 - (a) _____ NA
- 3.3 Insurance: GISW maintains workers' compensation, employer's liability, and auto insurance in the amounts statutorily required by the State of Nebraska.
- 3.4 Dispute Resolution: to resolve any conflicts that arise during the provision of services on the project or following the completion of services, the CLIENT and GISW agree that all disputes between them arising out of or relating to this Agreement shall be submitted to mediation unless the parties mutually agree otherwise. The CLIENT and GISW further agree to include a similar mediation provision in all agreements with independent contractors and consultants retained for the project and to require all independent contractors and consultants also to include a similar mediation provision in all agreements with subcontractors, sub-consultants, or material-men so retained, thereby providing for mediation as the only method for dispute resolution between the parties to those agreements. In the event that the conflict cannot be resolved using mediation, the CLIENT and GISW agree to settle the conflict by arbitration in accordance with the rules of the American Arbitration Association under its Construction Industry Arbitration rules in effect on the effective date of this Agreement, and judgment on the award rendered by the arbitrator(s) may be entered in any court having jurisdiction thereof.

Article 4 – General Terms and Conditions

- 4.1 Disclaimer of Warranties: Limitation of Liability. GISW makes no warranties, express or implied, including, but not limited to, merchantability or fitness for a particular purpose with respect to any information, data, or other information that is provided to GISW from CLIENT that is included, utilized, incorporated, or used in whole or in part in GISW's SOW. Any other warranties shall be expressly agreed upon by the parties in writing. GISW shall not be liable to CLIENT for damages of any kind or nature allegedly suffered by CLIENT, including but not limited to, indirect, special, exemplary, incidental, or consequential damages, whether based on warranty, contract, or tort (including, without limitation, strict liability).

Article 5 – Miscellaneous

- 5.1 Governing Law: Although certain of the obligations set forth in the Agreement may, be necessity, be performed in states or countries beyond the State of Nebraska, this Agreement shall be in all respects interpreted, governed by, and construed in accordance with the laws of the State of Nebraska.
- 5.2 Assignment: Neither party to this Agreement shall transfer, sublet, or assign any rights under or interest in this Agreement (including but not limited to monies that are due or monies that may be due) without the prior written consent of the other party, provided however that upon notice to GISW, CLIENT may assign this Agreement to any subsidiary, affiliate under its control, or successor or pursuant to any merger, consolidation or other reorganization without GISW's consent.

- 5.3 **Severability and Survival:** If any provision in this Agreement is held by a court of competent jurisdiction to be invalid, void, or unenforceable, the remaining provisions shall nevertheless continue in full force without being impaired or invalidated in any way.
- 5.4 **Amendment:** This Agreement shall not be amended except by written instrument signed by the parties hereto. This Agreement constitutes the entire and integrated Agreement by and between the parties and supersedes any and all prior negotiations, whether written or oral.
- 5.5 **Indemnification:** GISW agrees to indemnify and hold harmless CLIENT against any and all claims, losses, liabilities, judgments, awards and costs (including reasonable attorneys' fees and expenses) arising out of or related to any claim that CLIENT's use or possession of Data, or the ownership of Data granted in this Agreement, infringes or violates the patent, copyright, trademark, service mark, trade secret or other proprietary right of any third part. Each party agrees to hold the other party free and harmless from any and all claims, and each party shall indemnify the other party for any claim arising from any negligent act or omission on the part of such party or any other person or entity acting on such part's behalf.
- 5.6 **Entire Agreement:** This Agreement contains the entire agreement between GISW and CLIENT, superseding all prior and contemporaneous written or oral understandings between the parties. No change or modification to this Agreement shall be valid or binding unless the same is in writing and signed by the parties hereto.
- 5.7 **Authorization:** The individual signing this Agreement for and on behalf of both parties represents that he or she is a duly authorized agent of his or her respective principal. We agree to the terms and conditions set forth in this Agreement.

Article 6 – Amendments

- 6.1 **Intellectual Property:** Any existing intellectual property or intellectual property created solely as a result of this agreement belongs to GISW and may not be sold, leased, or licensed for use to anyone else without written permission from GISW.

CLIENT Contact Information:
 LaLene Bates, Planning/Zoning Administrator

 Stanton County, Nebraska
 PO Box 752
 Stanton NE 68779
 TEL: 402-439-2224
 FAX: n/a
 EMAIL: zoning@stanton.nacone.org

GISW Contact Information:
 Janelle Bartels, Executive Vice President Business Development

 GIS Workshop Inc.
 4949 NW 1st St, Suite 1
 Lincoln NE 68521
 TEL: 402-436-2150
 FAX: 402-436-2152
 EMAIL: jbartels@gisworkshop.com

By: /s/ Jerry Weatherholt
 Printed Name: Jerry Weatherholt, chairman
 Date: 9-15-2014

By: /s/ Janelle Bartels
 Janelle Bartels, Executive Vice President Business Development
 Date: 8/19/2014

This Agreement contains an arbitration provision which may be enforced by the parties.

Federal Tax ID No.: 47-0820253
 Project number: 0341-007
 Exhibit A: Scope of Work, Version 1.1

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Motion made by Kment, seconded by Gutshall, to approve for the month of August the County Clerk fees in the amount of \$2,329.75; Documentary Stamp Tax, co shr in the amount of \$2,002.30; P&M Fund fees in the amount of \$395.00; Game and Parks Agent fees in the amount of \$2.35; Misc Copy fees in the amount of \$27.00; Clerk of the District Court fees in the amount of \$106.36; County Treasurer's receipt of money received numbered 00016804 – 00016846, inclusive in the amount of \$383,092.66;

Voting: Ayes: Kment, Gutshall and Weatherholt. Naves: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - A to Z Vac N Sew, repairs, 32.95; Advance Correctional Health, prescriptions, 10.68; Mark Albin Atty, fees, 218.25; Ameritas Retirement, ret – co shr, 5836.30; Appeara, supplies, 33.59; LaLene Bates, workshop, 10.69; Kim Bearnes, meals etc, 72.41; Black Hills Energy, utilities, 50.53; Blue Cross/Blue Shield, ins – co shr, 27730.01; Butler County Detention Center 2, services, 2225.00; Gary Carson, postage, 15.50; Chase Electronics, services, 167.25; John Cisler, mileage, 15.68; Martha Detlefsen, prior service, 12.00; Egley Fullner Montag & Hockabout, services, 75.00; Emmett's Foodtown, supplies, 24.95; Engelhardt TV & Communications Inc, equipment, 452.50; Ewalt Law Office PC LLO, atty fees, 2100.00; Faith Regional Health Services, services, 35.00; Farmers Cooperative, fuel, 1987.04; First Concord Benefits Group, flex benefits, 44.00; Ann Flood, services, 50.00; Floor Maintenance & Supply Co, supplies, 345.82; Forensics Solutions Inc, workshop fees, 300.00; Gene Steffy, vehicles, 45594.00; Judy Godel, services, 200.00; Brittni Hart, services, 96.00; Holiday Inn – Kearney, lodging, 239.85; IRS USA Tax Pymt, so sec tax – co shr, 6318.37; Jack B Scherer LLC, services, 160.55; Jack's Uniform & Equipment, supplies, 63.94; Diane Kander, mileage, 127.12; W Bert Lampli, office allowance, 780.00; Luedeke Oil Co Inc, fuel, 142.71; Madison County, fees, 302.41; Madison National Life Insurance Co, ins – co shr, 175.47; Menards, supplies, 85.23; Mid American Benefits Inc, hra fees, 344.00; Midwest Radar & Equipment, services, 320.00; Midwest Special Services, services, 303.75; MIPS Inc, services, 4865.72; NE Assoc of Prof Veterans Advocates, dues, 100.00; Nebraska Public Health Environmental Lab, services, 210.00; Lavern Newkirk, prior service, 17.00; Norfolk Daily News, printing, 78.65; Northeast Nebraska Juvenile Service Inc, contract, 4481.25; Valorie Olson, services, 50.00; Pierce County Sheriff, boarding, 3750.00; Platte County Detention Facility, boarding, 2050.00, Prime Sanitation Service, trash removal, 39.75; Rita Roenfeldt, prior services, 20.00; William Schellen dba Prime Align, services etc, 20.00; Region 4 Behavioral Health System, services, 3161.50; Repco Marketing Inc, supplies, 42.25; Schroeder Land Surveying, services, 534.00; Stanton Auto Parts, services, 1896.15; See Store 1 LLC (Gene's Roadrunner), fuel, 1214.22; Stanton County District Court, fees, 67.00; Stanton County Court, fees, 253.00; Stanton County Imprest Account, fees, 19.00; Stanton County Public Power District, utilities, 1981.74; Stanton Hardware Hank, supplies, 35.94; Stanton Printing, printing, 425.15; Stanton Telecom, services, 1569.00; Stanton Water & Sewer, services, 341.50; State Nebraska Dept Corr Serv, boarding,

2051.04; Stratton Delay & Doele, fees, 1063.20; Michael Sullivan, services, 50.00; Teeco Inc, supplies, 95.00; Rebecca Unger, services, 96.00; UNL ITS Communication Center, services, 46.15; Wayne County, fees, 4624.28; Western Office Technologies, supplies, 3656.45; Wolfs Den, meals, 26.50; Cheryl Wolverton, meals, 6.50; Zee Medical Service Co, supplies, 37.20; Sandra Zoubek Co Treasurer, ach fees etc, 39.75;

ROAD FUND - Ameritas Retirement, ret – co shr, 2987.41; Appeara, towel service, 32.90; ARPS Gravel & Concrete Inc, supplies, 4042.25; ATCO International, supplies, 983.10; B’s Enterprises Inc, supplies, 5179.00; Big K Custom Trucking LLC, services, 6334.80; Black Hills Energy, utilities, 31.32; Blue Cross Blue Shield, ins – co shr, 16075.79; Century Link, service, 47.68; Clarkson Plumbing & Heating Inc, supplies, 36.97; Janice Coates, prior service, 17.00; Cornhusker International Trucks Inc, services, 4794.68; Electrical Engineering & Equip Co, services, 644.28; Emmetts Foodtown, supplies, 76.11; Farmers Cooperative, fuel etc, 14877.60; Farmers Union Coop Supply Co, seeding, 175.68; Gerhold Concrete Company Inc, supplies, 1713.28; IRS USA Tax Pymt, so sec tax – co shr, 3350.70; Island Supply Welding Co, supplies, 250.73, J&L Trucking, services, 7953.00; Kimball Midwest, supplies etc, 105.94; Kuehn’s Auto Body Inc, services, 56.85; Luedeke Oil Co Inc, fuel etc, 11334.11; Madison National Life Insurance Co, ins – co shr, 95.85; Mainelli Wagner & Associates Inc, eng services, 22807.50; Martin Marietta Materials, supplies, 7012.10; Marx Dust Control, services, 584.50; Matteo Sand & Gravel Co Inc, services, 2263.82; McWilliams Transport LLC, services, 1500.00; Menards, supplies, 15.42; Midwest Services & Sales Co, supplies, 119.70; NMC Exchange, services, 5651.90; NMG LLC dba Norfolk Works, services, 51.00; Jim Ohlund, services, 210.00; S&S Willers Inc dba Pilger Sand & Gravel, gravel, 24003.29; Prime Sanitation Service, trash removal, 44.00; Prusa Welding, services, 80.00; Road Builders Machinery & Supply Co, services etc, 3757.38; Rowekamp Associates Inc, supplies, 300.00; Reuter’s Red Power, services, 429.19; OL Scheer Co dba Scheer’s Ace Hardware, services, 64.97; Sioux City Truck Sales Inc, services, 17.88; Stanton Auto Parts, services, 25.75; Stanton County Public Power Dist, utilities, 359.40; Stanton Hardware Hank, supplies, 8.97; Stanton Printing, publishing, 133.69; Stanton Telecom Inc, services, 197.28; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 33.55; US Cellular, services, 117.77; Elsworth Voelker, prior service, 13.00; West Point Implement Inc, services, 318.23;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 52.31; Big Red Printing Inc, supplies, 31.60; Connecting Point Computers, services etc, 40.00; Farmers Cooperative, fuel etc, 215.77; Sanford Goshorn, meals etc, 77.25; IRS USA Tax Pymt, so sec tax – co shr, 59.29; Pollard Pumping Service, services, 260.00; Stanton Hardware Hank, supplies, 56.14; Western Office Technologies, supplies, 19.92;

INHERITANCE TAX FUND - Northeast Comm College Foundation, contribution, 5000.00; Stanton County Public Power District, tower, 90.10;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$129,059.71.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nayes: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for October 8, 2014 at 8:15 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayes: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – August 18, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on August 18, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on August 6, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

KTIV/US92 representative attended the meeting.

The meeting was called to order at 8:00 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of July 21, 2014 meeting.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

Cheryl advised the Board she has certified the 2014 valuation to the County Clerk in the amount of \$1,320,755,592.00 which is an increase of \$278,201,907.00 from last year's valuation.

No corrections sheets were presented for approval and there were no Under, Over and Omitted Property changes.

The 2014 review of ownership and use of Stanton County cemeteries has been completed by the County Assessor. A listing was presented to the Board for review.

Cheryl presented to the Board the 2014 Plan of Assessment for Stanton County Assessment Years 2015, 2016 and 2017.

Motion made by Kment, seconded by Gutshall to accept the 2014 Plan of Assessment and place it on file.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Preliminary levy allocation requests were reviewed. Motion made by Gutshall, seconded by Kment to approve the following resolution for preliminary request for levy allocations:

RESOLUTION No. 2014.08 – 021:

WHEREAS, Nebraska Statute 77-3443(3) requires all political subdivisions subject to county levy authority to submit a preliminary request for levy allocations to the County Board, and

WHEREAS, the Stanton County Board is the levy authority for the following:

Stanton County Agricultural Society
Stanton County Rural Fire District
Hoskins Rural Fire District

NOW, THEREFORE BE IT RESOLVED, that the figures are approved as per request for budget year 2014-2015.

Dated this 18th day of August, 2014.

Board of Equalization
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for September 15, 2014 at 8:00 AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

* * * * *

COMMISSIONER'S PROCEEDINGS – August 18, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on August 18, 2014 at 8:15 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on August 6, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

KTIV/US92 representative attended the meeting.

The meeting was called to order at 8:30 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of July 21, 2014 and July 31, 2014 meeting.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

- NIRMA Safety Shorts – August 1, 2014
- NIRMA – Property Damage Report 6/3/2014
- Historical Society of Stanton County – Historical Times June 2014
- John Christensen, NIRMA Adjuster – tornado damage Pilger shop

Discussion held on the property damage reports received from NIRMA.

Sandy Zoubek, County Treasurer, joined the meeting to discuss the replacement of equipment within her office. Two mini towers will need to be replaced with computers to enable office staff to run the programs necessary for their daily work. Also needing to be replaced is a printer. The approximate cost of replacement is \$2,500 - \$3,000. Sandy requested that the cost of this equipment be taken from the Miscellaneous General Fund because at the time she submitted her budget she did not account for this cost. The board advised Sandy that the cost of this equipment will be allowed out of the Miscellaneous General Fund.

Discussion held on a wage increase for the road department and custodian.

Motion made by Gutshall, seconded by Kment to increase the hourly rate by 60¢ for the road department and increase the monthly salary for the custodian to \$2,100.00. The wage increase would be retroactive to July 1, 2014.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

W. Bert Lampli, County Attorney, joined the meeting. Discussion held on possible budget issues in reference to attorney fees. Also discussed was the annual contribution to the Stanton and Pilger libraries to purchase or replace books and other such materials. Mr. Lampli is to redraft the Interlocal Agreement for the Stanton Library funds.

Motion made by Kment, seconded by Gutshall to contribute \$5,000.00 to the Stanton and Pilger Libraries this budget year.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Discussion held on other budget issues, including the property tax request and 2014-2015 proposed tax levy.

Budget Hearing is scheduled for September 15, 2014 at 9:30 AM and the Final Tax Request hearing scheduled for September 15, 2014 at 9:45 AM.

IN ACCORDANCE WITH STATUTE, I herewith transmit the budget of Stanton County, Nebraska for the fiscal year from July 1, 2014 to June 30, 2015, inclusive, to the County Board of Commissioners of Stanton County, Nebraska. A copy of this budget will be on file in the County Clerk's office for public inspection on and after this date.

Dated this 18th day of August, 2014.

/s/ Wanda Heermann, County Clerk

STANTON COUNTY, NEBRASKA						
NOTICE OF BUDGET HEARING AND BUDGET SUMMARY						
PUBLIC NOTICE is hereby given, in compliance with the provision of State Statute Sections 13-501 to 13-513, that the governing body will meet on the 15 th day of September, 2014 at 9:30 o'clock, AM, at Stanton Courthouse, 804 Ivy St, Stanton NE for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the following proposed budget. The budget detail is available at the office of the clerk during regular business hours.						
<i>Wanda Heermann</i>						Clerk/Secretary
FUNDS	Actual Disbursements 2012-2013 (1)	Actual Disbursements 2013-2014 (2)	Proposed Budget of Disbursements 2014-2015 (3)	Necessary Cash Reserve (4)	Total Available Resources Before Property Taxes (5)	Total Personal and Real Property Tax Requirement (6)
General	3,674,862.08	3,755,023.90	4,410,490.33	125,000.00	1,548,091.68	2,987,398.65
Road/Bridge	2,457,235.19	2,627,713.26	4,406,371.42	125,000.00	4,531,371.42	-
Emerg Mngmt	13,358.46	12,207.22	24,580.00		9,766.70	14,813.30
Rd Equip Sink	-	147,596.00	675,000.00		519,027.40	155,972.60
ROD P&M	-	449.44	12,744.00		12,744.00	-
						Total Personal and Real Property Tax Requirement for Bonds

Veterans' Aid	500.00	10,917.00	10,000.00		105.70	9,894.30	Total Personal and Real Property Tax Requirement for ALL Other Purposes
Drug Law Enforce	-	-	2,999.05		2,999.05	-	
Inheritance Tax	257,390.74	260,753.91	1,635,847.42		1,635,847.42	-	
Road Alloc Bond	15,711.79	472,891.44	114,323.76		114,323.76	-	
Courthouse Sink	-	-	65,000.00		63,227.08	1,772.92	
911 Emerg	53,989.15	65,714.64	75,000.00		23,854.13	51,145.87	
TOTALS	6,473,047.41	7,353,266.81	11,432,355.98	250,000.00	8,461,358.34	3,220,997.64	

Unused Budget Authority created for next year 8,387.57

NOTICE OF SPECIAL HEARING TO SET FINAL TAX REQUEST

PUBLIC NOTICE is hereby given, in compliance with the provisions of State Statute Section 77-1601.02, that the governing body will meet on the 15th day of September, 2014 at 9:45 o'clock, AM, at Stanton Courthouse, 804 Ivy St, Stanton NE for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request.

2013-2014 Property Tax Request	3,334,218.14	2014-2015 Proposed Property Tax Request	3,220,997.64
2013 Tax Rate	.319817	Proposed 2014 Tax Rate	0.243875
Property Tax Rate (2013-2014 Request/2014 Valuation)	0.252448		

Interlocal Agreement for the Joint Establishment and Operation of Elkhorn Logan Valley Public Health Department was reviewed by the board.

Motion made by Gutshall, seconded by Kment to authorize the chairman to sign the Interlocal Agreement for the Joint Establishment and Operation of Elkhorn Logan Valley Public Health Department.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

INTERLOCAL AGREEMENT FOR THE JOINT ESTABLISHMENT AND OPERATION OF ELKHORN LOGAN VALLEY PUBLIC HEALTH DEPARTMENT

This Interlocal Agreement is entered into between those Counties signing below and listed in Section 1 for the creation of "Elkhorn Logan Valley Public Health Department", a Nebraska District Health Department (referred to as the "Health Department").

1. **Counties.** The Counties to this Agreement are the Nebraska Counties of Burt, Cuming, Madison, and Stanton.
2. **Additional Counties.** One or more counties immediately adjacent to a County may petition to become an additional County to this Agreement as permitted by L.B. 692, passed by the 2001 Session of the Nebraska Legislature. No additional county may become a County to this Agreement without the prior consent of all Counties to this Agreement. If a county seeking admission requests negotiation for a new agreement, then the county shall first set out in writing its petition and those amendments to this Agreement, or the draft of a new interlocal agreement, it seeks to impose on all Counties. The Counties shall have one hundred and twenty days following receipt of the petition and the proposed amendments, or draft of a new interlocal agreement, within which to respond. If the petition is denied and the county seeking admission appeals such denial to the Nebraska Department of Health and Human Services Regulation and Licensure, then the Counties may jointly retain such legal counsel or agent they deem mutually agreeable to represent the interests of the Counties before the Nebraska Department of Health and Human Services Regulation and Licensure.
3. **Purpose.** The purpose of this Agreement is to jointly establish a public health department as permitted by Neb.Rev.Stat. §71-1626 to 71-1636 (reissue 1996), by L.B. 692, passed by the Ninety-Seventh Nebraska Legislature, and by the Nebraska Interlocal Cooperation Act, Neb.Rev.Stat. §13-801 to 13-827 (Reissue 1997). The public health department shall be a joint entity subject to control by the Counties in accordance with the terms of this Agreement and shall constitute a separate public body corporate and politic of the State, exercising public powers and acting on behalf of the Counties. Each County represents by signing this Agreement that it has undertaken appropriate action pursuant to law to establish this joint entity on behalf of such County, including approval of this Agreement.
4. **Name.** The name of the public health department established by this Agreement is "Elkhorn Logan Valley Public Health Department".
5. **Term.** The term of this Agreement shall commence upon its complete execution by all Counties and shall terminate upon occurrence of any of the following events:
 - 5.1. **By Repeal of Law.** If the Legislature repeals the legislation authorizing the joint establishment of a public health department, then this Agreement shall terminate automatically with the effective date of such repeal.
 - 5.2. **By Counties.** The vote of a majority of the County boards representing the Counties may terminate this Agreement as provided by law. Any termination shall become effective only upon conclusion of the fiscal year so indicated in the written notice, and if no such indication is made, then at the conclusion of the current fiscal year. Notwithstanding any withdrawal accomplished in the foregoing manner, any two or more of the remaining Counties, may upon mutual consent, elect to continue this agreement for the benefit of those Counties only.
 - 5.3. **By Date.** The agreement will terminate effective June 30 of any fiscal year after the fiscal year ending June 3, 2002 if any County elects to withdraw on or prior to March 31 of such fiscal year. An election to withdraw shall be effective if notice thereof is given to each County in the manner provided by Section 17. Notwithstanding any such withdrawal, any Counties not electing to withdraw may continue this Agreement by signing a continuation agreement in form acceptable to such Counties.
6. **Principal Office.** The office for the Health Department shall be determined by the Board of Health.
7. **Health Department Responsibilities.** The Health Department shall have the following responsibilities:

- 7.1. Collaboration. To work collaboratively with local providers and statewide organizations to assure that the full range of public health services is provided within the geographic boundaries of the counties as prescribed by the Centers for Disease Control and Prevention of the United States Department of Health and Human Services.
- 7.2. Core Functions. To carry out core public health functions within the geographic boundaries of the Counties, including assessment and policy development, prevention of illness and disease, and assurance of the services including public health nursing, health education, emergency preparedness, and environmental health services. To the extent applicable within the geographic boundaries of the Health District, and to the extent funds are available, the Health Department's core functions shall fulfill certain essential elements, which can include without limitation:
 - 7.2.1. Monitoring health status to identify health problems;
 - 7.2.2. Diagnosing and investigating health problems and health hazards;
 - 7.2.3. Informing, educating, and empowering people about health issues;
 - 7.2.4. Mobilizing community partnerships to identify and solve health problems;
 - 7.2.5. Developing policies and rules that support individual and community health efforts;
 - 7.2.6. Enforcing laws, rules and regulations that protect public health and the environment and ensure safety;
 - 7.2.7. Linking people to needed medical and mental health services and assuring the provision of health care when not otherwise available;
 - 7.2.8. Assuring a competent workforce within the health care industry and the Health Department;
 - 7.2.9. Evaluating effectiveness, accessibility, and quality of personal and population-based health services; and
 - 7.2.10. Undertaking research to gain new insights and innovative solutions to health problems.
8. Board of Health. A Board of Health shall be established to govern the Health Department.
 - 8.1. Membership. The Board of Health shall be comprised of ten (10) Members. Each County shall appoint two (2) Members to represent such County, one of whom shall be a member of the County board and one of whom shall be a public-spirited man or woman interested in the health of the County. In addition, one Member shall be a physician and one member shall be a dentist. Following the initial appointment, each citizen member, physician and dentist appointed thereafter shall hold office for a term of one year or until his or her successor shall have been duly elected and shall have become qualified, unless his or her service is terminated sooner because of death, resignation or otherwise.
 - 8.2. Confirmation, Vacancies and Removal. The respective County shall confirm the appointment of any member in writing chosen to represent that County on the Board of Health. All other processes in filling vacancies and removal of Members will be conducted according to the adopted Bylaws of the board of Health.
 - 8.3. Standards and Conflict of Interest. Except to the extent otherwise required by law, each Member shall be subject to a policy governing conflicts of interest approved by the board of Health.
 - 8.4. Powers. The Board of Health shall have the following powers, subject to any limitations imposed by this Agreement or by law:
 - 8.4.1. the right to exercise any power, privilege, or authority which may be exercised separately or collectively by a County with respect to the establishment and operation of a county health department;
 - 8.4.2. the right to exercise those powers provided to a joint entity by the Nebraska Interlocal Cooperation Act, including the power to (a) sue and be sued, (b) to have a seal and alter the same at pleasure or to dispense with its necessity, (c) to make and execute contracts and other instruments necessary or convenient to the exercise of its powers, and (d) from time to time, to make, amend, and repeal bylaws, rules, and regulations, not inconsistent with the Interlocal Cooperation act and this agreement.
 - 8.4.3. The right to purchase, receive, lease, and sell or otherwise dispose of real or personal property in the manner deemed reasonable by the Board of Health and not otherwise prohibited by Nebraska law.
 - 8.4.4. The right to undertake any other action necessary or convenient, and not inconsistent with law, to further the activities and affairs of the Health Department.
 - 8.5. Bylaws. The Board of Health shall be governed by Bylaws, a copy of which is set out in Attachment A hereto. The Board of Health may amend the Bylaws at any time in the manner set forth in the bylaws, provided that any such amendment does not conflict with the terms and conditions of this Agreement.
 - 8.6. Compensation. The Board of Health shall approve the compensation and reimbursement for expenses, if any, of a Member.
9. Health Director. The Board of Health shall hire a Health director having full time management responsibility over the activities of the Health Department. The Health director shall meet the qualifications of Neb.Rev.Stat. §71-1631 (Reissue 1996), including any amendments thereto, and assume those duties required of a health director under Neb.Rev.Stat. §71-1632 (Reissue 1997), including any amendments thereto. The Board of Health may also set out additional duties and responsibilities of the Health Director. The Health director shall report solely to the Board of Health.
10. Annual Report. The Department shall prepare an annual report setting out the core public health functions carried out by the Department during the prior fiscal year, submitting the report prior to October 1 to the Nebraska Department of Health and Human Services Regulation and Licensure as required by law. In addition, as required by law, the Health Department shall publish, on or after the second Tuesday in July of each year, in pamphlet form for free distribution, an

annual report to the general public showing (a) the condition of its trust for each year, (b) the sums of money received from all sources, giving the name of any donor, (c) how all money has been expended and for what purpose, and (d) such other statistics and information with regard to the work of such health department as may be of general interest.

- 11. Fiscal Year. The fiscal year for the Health Department shall commence July 1, and shall end June 30.
- 12. Financing and Budget.
 - 12.1. Bonds. The Health department shall have authority to issue bonds as authorized by the Interlocal Cooperation Act.
 - 12.2. Funds. The Health Department shall have sole authority to receive and disburse all funds otherwise authorized to be received by, or disbursed to, the counties which relate specifically to the functions delegated by the Counties hereunder, including without limitation those funds disbursed by: (a) the Nebraska County Public Health Aid Program, (b) any federal or other state program, (c) any charitable grant, and (d) any agency in receipt of taxes or special assessments generated for such functions. All funds shall be held in such accounts and with such financial institutions authorized by the Board of Health. Funds of the Health Department shall be disbursed only in accordance with Nebr.Rev.Stat. §71-1634 (Reissue 1997) and as otherwise required by law. A full and accurate accounting of all funds received and disbursed shall be prepared and provided to any County upon request.
 - 12.3. Budget. The Health Department shall adopt not later than September 10th of each year a budget for the fiscal year, setting out the anticipated receipts and disbursements in a form acceptable to the Board of Health and as required by law. A copy of the annual budget shall be sent to each County.
- 13. Debt and Other Liabilities. Subject to any limitations provided herein, The Health Department may incur debt and other liabilities only to the extent permitted by law. No debt, liability, or other obligation of any kind incurred by the Health Department shall be separately binding upon any County except to the extent mandated by law.
- 14. Compliance and Indemnification. The Health Department shall at all times comply with all applicable laws and regulations of any kind. To the extent any insurance is available, the Health Department shall further indemnify, defend, and hold the Counties harmless from any claim, cause of action, or liability of any kind arising in connection with the performance of its functions hereunder.
- 15. Amendment. Any County desiring to amend the Agreement shall first submit a copy of such amendment to each other County for its consideration of least forty-five days prior to its proposed effective date. This agreement may be amended at any time only upon the written consent of all Counties.
- 16. Records. The Health Department shall keep those records required by Neb.Rev.Stat. §71-1633, including any amendments thereto. The board of Health shall be responsible for establishing policies and procedures related to the preparation and retention of all records kept by the Health Department. Each County shall, following reasonable notice to the Health Director, have the right to inspect any or all records.
- 17. Notices. All written notices required to be given to a County must be in writing properly addressed to the respective Chair of the county board and shall be deemed delivered on the earlier of: (i) actual receipt, if delivered in person or by messenger; or (ii) upon deposit with the U.S. Postal Service, certified, return receipt requested, postage prepaid.
- 18. Counterpart Signatures. This Agreement may be executed in or more counterparts by each County, and when all Counties have executed original signature counterparts of the Agreement, this Agreement shall be deemed effective according to its terms and conditions.

IN WITNESS WHEREOF, this Interlocal Agreement is executed to become effective as provided for therein.

BURT COUNTY:

Board Chair	Attest: County Clerk
Date Executed: _____, 2014.	

CUMING COUNTY:

Board Chair	Attest: County Clerk
Date Executed: _____, 2014.	

MADISON COUNTY:

Board Chair	Attest: County Clerk
Date Executed: _____, 2014.	

STANTON COUNTY:

/s/ Jerry Weatherholt	/s/ Wanda Heermann
Board Chair	Attest: County Clerk
Date Executed: <u>August 18</u> _____, 2014.	

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Mike Unger, County Sheriff, joined the meeting. Discussion held on the settlement check received from NIRMA on the sheriff department vehicles damaged by the hail storm on June 3, 2014. Mike informed the board that he was not going to repair 5 of the vehicles. His intent is to replace a couple of his patrol vehicles this next year and trade in the damaged vehicles. Also discussed were the juvenile detention issues and costs.

The consensus of the board of commissioners is to support the county fair. Discussion held on the Stanton County Fair Board payments at the First Nebraska Bank. The bank would like the county to co-sign for these payments up to \$15,000.

Motion made by Kment, seconded by Gutshall to authorize the chairman to co-sign the Stanton County Fair Board agreement at First Nebraska Bank.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

LaLene Bates, Planning and Zoning Administrator joined the meeting.

The lot split application of Larry Steffensmeier to split land in the W½ NE 29-22-3 was presented for review. LaLene explained the lot split application. Discussion held on the upgrade of the road to access the property.

Motion made by Weatherholt, seconded Kment to approve the lot split application of Larry Steffensmeier to split land in the W½ NE 29-22-3, as per Planning Commission recommendations and with the stipulated condition that the applicant is responsible for the cost to upgrade the road to access the property.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

LaLene presented the board with information on the NE Nebraska Long Term Recovery Team. She suggested that Stanton County become involved in the network. The NE Nebraska Long Term Recovery Team members are Cedar County, Cuming County, Dixon County, Stanton County and Wayne County. The mission of the NE Nebraska June 2014 Long Term Recovery Team is to locate those individuals and families sustaining damage by the June 2014 tornados with un-met needs and find resources to provide recovery services for them in Cedar, Cuming, Dixon, Stanton and Wayne counties. Services will be provided regardless of age, creed, race, color, gender, disability or religious preference. The goal of this committee is to see all of our fellow residents fully recover from the tornado. The NE Nebraska Long Term Recovery Team will be meeting on Thursday, August 21, 2014 at 1:00 PM at St. Peter's Church in Pilger, Nebraska.

An interlocal agreement was received from SID No.1 to specify the amount of financial assistance from Stanton County. The agreement makes reference to the highway allocation funds and franchise fees received. The agreement was reviewed by the board. Approval of the interlocal agreement tabled until input is received from Mark Mainelli, Highway Consultant.

Tony McPhillips joined the meeting to discuss the upgrades and support for the Simple Signs program. Unlimited free upgrades and support will not be available effective September 1, 2014. An annual fee will be charged for software upgrades, training sessions and technical support effective September 1, 2014.

Motion made by Gutshall, seconded by Weatherholt to pay the annual fee for support of the Simple Signs program.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Matt Manning, representative of Mainelli Wagner and Associates joined the meeting. Matt updated the board on C-84(322) box culvert project on 568 Ave. Discussion held on the closure of a road located between section 6/7-24-1, also known as 845 Rd or E Nucor Rd.

Motion made by Kment, seconded by Gutshall to approve the following Resolution to schedule a public hearing on vacation or closure of county road:

RESOLUTION No. 2014.08 – 022:

WHEREAS, Nebraska State Statute requires, that prior to taking action upon vacation or closure of a county road, the County Board shall conduct a public hearing on the same;

NOW, THEREFORE, BE IT RESOLVED, that a public hearing be held on September 15, 2014 at 10:30 A.M. in the Commissioner's room at the Courthouse in Stanton, Nebraska to receive input regarding the vacation or closure of the following described road:

The road between Section 6 and 7, Township 24 North, Range 1 East of the 6th P.M., Stanton County, Nebraska, said road being E Nucor Rd between 558 Ave and 559 Ave.

BE IT FURTHER RESOLVED that this resolution be published once a week for three consecutive weeks in The Stanton Register and, if possible, copies of this resolution be served by certified mail to owners of land abutting on or adjacent to said road.

Adopted at Stanton, Nebraska this 18th day of August, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann, Stanton County Clerk [seal]

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Bid Letting for projects was held. The sealed bids were opened and read aloud as follows:

Materials Bid Proposal – Stanton County 2014 Culverts, C-84(340) and C-84 (369)

Midwest Service and Sales Co	C-84(340)	\$35,401.90
Schuyler NE	C-84(369)	<u>31,881.72</u>
- materials only and crane service		\$67,283.62
B’s Enterprises Inc	C-84(340)	No Bid
Norfolk NE	C-84(369)	

Bid was reviewed by the board. Also reviewed were emails from Kim Jirovsky, ROW Manager for CenturyLink. Project C-84(360): CenturyLink does have buried cable along 575 Ave. This cable is dead and will not be replaced. Project C-84(369): CenturyLink does have an active buried cable in this area. The cable is outside the work area, but a concern exists if trees are removed as the cable is between the growth of the trees.

Motion made by Gutshall, seconded by Weatherholt to accept the bid of Midwest Service and Sales Co of Schuyler for the Materials Bid Proposal – Stanton County 2014 Culverts, C-84(340) and C-84(369) in the amount of \$67,283.62 and authorize the chairman to sign the contract when received.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Bid Proposal – Pilger East, C-84(342)

Kea Constructors	C-84(342)	culvert	\$169,863.60
Milford NE		roadway	<u>17,677.12</u>
start construction: Nov 3, 2014			
end construction: Dec 28, 2014			\$187,540.72
M.E. Collins Contracting Co Inc	C-84(342)	culvert	\$111,863.08
Wahoo NE		roadway	<u>14,550.35</u>
start construction: Sept 2, 2014			
end construction: Oct 26, 2014			\$126,413.43

Bids were reviewed by the board.

Motion made by Weatherholt, seconded by Gutshall to accept the bid of M.E. Collins Contracting Co Inc of Wahoo for the Bid Proposal – Pilger East, C-84(369) in the amount of \$111,863.08 with review of roadway work and authorize the chairman to sign the contract contingent on acquiring right-of-way and any Army Corp of Engineer permits.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Matt Manning presented quotes for materials only Bid Quote – Stanton North C-84(362), description: twin 72"x40' CMP w/headwalls and wingwalls. Quotes received were:

Contech Engineered Solutions LLC	\$15,948.00
Lincoln NE	
Delivery Date: 4-5 weeks	
Midwest Service and Sales Co	\$16,666.61
Schuyler NE	
Delivery Date: 5-6 weeks	
B’s Enterprises Inc	\$16,760.16
Norfolk NE	
Delivery Date: 3-4 weeks	

Quotes were reviewed by the board.

Motion made by Weatherholt, seconded by Kment to accept the quote of B’s Enterprises Inc of Norfolk for the Bid Quote – Stanton North C-84(362) in the amount of \$16,760.16 with the delivery date of 3-4 weeks and authorize the chairman to sign the necessary paperwork.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

The county clerk presented the board with agreements received from National Insurance Services in reference to the Group Term Life Insurance and Long Term Disability Insurance. The board approved the continuance of these policies July 21, 2014.

Motion made by Gutshall, seconded by Kment to authorize the chairman to sign the agreements with National Insurance Service for the Group Term Life Insurance and Long Term Disability Insurance.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt, to approve for the month of July the County Clerk fees in the amount of \$2,752.25; Documentary Stamp Tax, co shr in the amount of \$1,230.38; P&M Fund fees in the amount of \$489.00; Game and Parks Agent fees in the amount of \$10.00; Misc Copy fees in the amount of \$39.00; Clerk of the District Court fees in the amount of \$197.13; Passport fees in the amount of \$75.00; County Treasurer’s receipt of

money received numbered 00016746 – 00016803, inclusive in the amount of \$207,852.76; Veterans' Service Office Annual Report 2013-2014.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - A to Z Vac N Sew, repairs, 154.19; Alamar Uniforms, supplies, 140.48; Ameritas Retirement, ret – co shr, 5819.06; Appeara, supplies, 28.16; Associated Computer Systems LTD, services, 3307.63; Kim Bearnes, meals etc, 36.10; Big Red Printing Inc, supplies, 534.45; Black Hills Energy, utilities, 49.45; Blue Cross/Blue Shield, ins – co shr, 26873.28; Carney Law PC, fees, 2250.14; Chase Electronics, services, 167.25; CLS Veterinary PC, services, 130.00; Martha Detlefsen, prior service, 12.00; Eakes Office Products Inc, supplies, 520.05; Ewalt Law Office PC LLO, atty fees, 2100.00; Faith Regional Health Services, services, 20.00; Farmers Cooperative, fuel, 2084.17; First Concord Benefits Group, flex benefits, 62.00; Wanda Heermann, mileage, 172.48; IRS USA Tax Pymt, so sec tax – co shr, 6334.37; Jack B Scherer LLC, services, 127.56; Diane Kander, supplies, 7.30; Kerbel's Tree Service, services, 200.00; Kirks Custom Sports, supplies, 407.00; W Bert Lamml, office allow, 780.00; Luedeke Oil Co Inc, fuel, 69.82; Madison National Life Insurance Co, ins – co shr etc, 499.00; Anthony D McPhillips, meeting etc, 227.88; Mid-American Benefits Inc, hra fees, 344.00; Midwest Special Services, services, 303.75; MIPS Inc, services, 3022.37; Nebraska Health & Human Services, boarding, 93.00; Nebraska Public Health Environmental Lab, services, 105.00; Lavern Newkirk, prior service, 17.00; Nielsen Lawn Service, services, 252.00; NE Nebraska Assoc of Co Officials, reg fees, 140.00; Northeast Nebraska Juvenile Service Inc, boarding, 562.50; Pierce County Sheriff, boarding, 2950.00; Prime Sanitation Service, trash removal, 39.75; Rita Roenfeldt, prior services, 20.00; William G Schellen dba Prime Align, services etc, 222.43; Schroeder Land Surveying, services, 712.00; See Store 1 LLC (Gene's Roadrunner), fuel, 1021.13; Stanton County Clerk, supplies, 18.00; Stanton County Court, fees, 438.00; Stanton County Imprest Account, fees, 20.25; Stanton County Public Power District, utilities, 1974.51; Stanton Hardware Hank, supplies, 10.26; Stanton Printing, printing, 1041.72; Stanton Telecom, services, 1760.42; Stanton Water & Sewer, services, 434.00; Teeco Inc, supplies, 96.35; Thurston County Sheriff, boarding, 150.00; Two Blooms & A Bud, flowers, 46.00; Mike Unger Co Sheriff, services, 27.00; Rebecca Unger, services, 64.00; UNL ITS Communication Cente, services, 46.15; Western Office Technologies, supplies, 793.37; Cheryl M Wolverson, meals etc, 94.12; Sandra Zoubek – Treasurer, ach fees, 20.00;

ROAD FUND - Ameritas Retirement, ret – co shr, 2559.72; Appeara, towel service, 34.59; ARPS Gravel & Concrete Inc, supplies, 7072.89; ATCO International, supplies, 1653.88; B's Enterprises Inc, supplies, 14634.96; Black Hills Energy, utilities, 31.37; Blue Cross Blue Shield, ins – co shr, 16075.79; Century Link, service, 47.83; Janice Coates, prior service, 17.00; Cornhusker International Trucks Inc, services, 2151.00; Daryl's Animal Control, services, 250.00; Doernemann Farm Service Inc, services, 46.44; Farmers Cooperative, fuel etc, 17453.00; Gerhold Concrete Company Inc, supplies, 7816.78; IRS USA Tax Pymt, so sec tax – co shr, 2866.03; Island Supply Welding Co, supplies, 22.32; Johnson Sand and Gravel Co Inc, supplies, 1413.03; Kimball Midwest, supplies, 120.85; Luedeke Oil Co Inc, fuel etc, 8207.43; Madison National Life Insurance Co, ins – co shr, 191.70; Mainelli Wagner & Associates Inc, services, 20924.23; Martin Marietta Materials, supplies, 726.64; Medical Enterprises Inc, fees, 62.00; Menards, supplies, 8.52; Nebraska Emergency Management Agency, refund overpayment, 12608.42; NMC Exchange, services, 6827.84; Jim Ohlund, services, 290.50; Powerplan, services, 1402.29; Prime Sanitation Service, trash removal, 44.00; Road Builders Machinery & Supply Co, supplies, 25.00; Ron's Ag & Auto Repair, services etc, 487.05; Reuter's Red Power, services, 279.76; OL Scheer Co dba Scheers Ace Hardware, supplies, 49.99; Seals and Service Inc, services, 2385.87; Sioux City Truck Sales Inc, services, 1995.49; Stanton Auto Parts, services, 95.49; Stanton County Public Power Dist, utilities, 343.65; Stanton Hardware Hank, supplies, 209.77; Stanton Printing, publishing, 195.81; Stanton Telecom Inc, services, 201.78; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 12.85; US Cellular, services, 101.67; Elsworth G Voelker, prior service, 13.00; Western Office Technologies, supplies, 38.73; Zee Medical Service Co, supplies, 61.80;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 90.79; Connecting Point Computers, services etc, 40.00; Danko Emergency Equipment Co, supplies, 45.54; Farmers Cooperative, fuel etc, 465.65; Sanford Goshorn, meals etc, 36.78; IRS USA Tax Pymt, so sec tax – co shr, 102.89; Stanton Auto Parts, services, 116.00; Stanton Hardware Hank, supplies, 37.45;

INHERITANCE TAX FUND - City of Norfolk, dispatching, 1050.00; Stanton County Public Power District, tower, 133.02;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 4360.33; Stanton Telecom Inc, services, 139.25;

Total aggregate salaries of all county employees \$123,419.36.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for September 15, 2014 at 8:15 AM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

* * * * *

COMMISSIONER'S PROCEEDINGS – July 31, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on July 31, 2014 at 8:30 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on July 30, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:35 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Discussion held on the hail and tornado damage to county property and issues with insurance.

The following correspondence was reviewed and placed on file:

W. Bert Lampli, Stanton County Attorney – notice full-time office staff

County Budget documents were reviewed by the board.

Mike Unger, County Sheriff, joined the meeting to review the sheriff and jail budget documents with the board.

Discussed by the board was a wage increase for the custodian and road department employees. Wage increase to be decided at the August 18, 2014 meeting.

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the 5yr Cylinder Deposit Agreement with Island Supply Welding Company.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for August 18, 2014 at 8:15 AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

BOARD OF EQUALIZATION PROCEEDINGS – July 21, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on July 21, 2014 at 8:00 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on July 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of June 16, 2014, June 26, 2014, July 3, 2014 and July 16, 2014 meetings.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Cheryl submitted a list of Over, Under and Omitted Values of Property within Stanton County. She explained the updates and/or changes to the listed properties.

Motion made by Kment, seconded by Gutshall to approve the list of Over, Under and Omitted Values and allow the County Assessor to adjust the tax rolls.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to recess the Board of Equalization meeting to open the Board of Commissioner's meeting at 8:15 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The chairman re-opened the Board of Equalization meeting at 1:45 PM.

Decisions were made on the following protests:

2014-001: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-002: Motion made by Weatherholt, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

2014-003: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-004: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-005: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-006: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-007: Motion made by Kment, seconded by Weatherholt to change the valuation to \$101,475.00.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-008: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-009: Motion made by Weatherholt, seconded by Kment there be no change in valuation.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-010: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-011: Motion made by Weatherholt, seconded by Kment there be no change in valuation.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-012: Motion made by Weatherholt, seconded by Kment there be no change in valuation.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-013: Motion made by Gutshall, seconded by Weatherholt to change the valuation to \$46,630.00.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-14: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-015: Motion made by Weatherholt, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

2014-016: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-017: Motion made by Kment, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

2014-018: Motion made by Gutshall, seconded by Kment to change the valuation to \$283,855.00.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-019: Motion made by Kment, seconded by Weatherholt to change the valuation to \$231,530.00.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-020: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-021: Motion made by Weatherholt, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-022: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-023: Motion made by Weatherholt, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

2014-024: Motion made by Kment, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-025: Motion made by Kment, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

2014-026: Motion made by Kment, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

2014-027: Motion made by Weatherholt, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

2014-028: Motion made by Kment, seconded by Gutshall to change the valuation to \$36,675.00.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

2014-029: Motion made by Gutshall, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-030: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-031: Motion made by Weatherholt, seconded by Kment to change the valuation to \$156,855.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-032: Motion made by Kment, seconded by Gutshall there be no change in valuation.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

2014-033: Motion made by Weatherholt, seconded by Gutshall to change the valuation to \$119,750.00.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

2014-034: Motion made by Kment, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-035: Motion made by Gutshall, seconded by Weatherholt to change the valuation to \$88,175.00.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

2014-036: Motion made by Weatherholt, seconded by Kment to change the valuation to \$99,015.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-037: Motion made by Weatherholt, seconded by Gutshall to change the valuation to \$50,245.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

2014-038: Motion made by Kment, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-039: Motion made by Gutshall, seconded by Kment there be no change in valuation.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

2014-040: Motion made by Kment, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

2014-041: Motion made by Kment, seconded by Weatherholt there be no change in valuation.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for August 18, 2014 at 8:00 AM.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Att/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – July 21, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on July 21, 2014 at 8:15 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on July 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:15 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the minutes of June 16, 2014, June 26, 2014, July 3, 2014 and July 16, 2014 meetings.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

Michael Todd & Co Inc, Omaha – WECO Arrowboards

Marshall Land Brokers & Auctioneers, Kearney – Machinery & Equipment Auction

District 7 Probation, Norfolk – Year End Review, Department budget request 2014-2015

The county clerk updated the Board on information she received concerning the life insurance policy and the long term disability underwritten by Madison National Life for NACO. The counties which moved from the NACO group medical plan will no longer have the monthly fees paid by NACO. Since the county moved to the NACO Benefits Services for the group medical plan, the monthly fees for the life insurance policy and long term disability will need to be paid by the county. Discussion held on the continuance of the life insurance policy and the long term disability with the county assuming the costs.

Motion made by Gutshall, seconded by Weatherholt to continue with the life insurance policy and long term disability previously offered through NACO group medical plan.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

A discussion was held on the Subgrant Agreement between the Clerk of the District Court and the Department of Health and Human Services Child Support Enforcement Program. The purpose of the agreement is to account for work of the Clerk of the District Court as it relates to child support enforcement. (Copy of Subgrant Agreement on file in the County Clerk's office)

Motion made by Gutshall, seconded by Kment to approve the Subgrant Agreement with the Department of Health and Human Services effective October 1, 2014 and through September 30, 2015 and authorize the chairman to sign the same.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Ron Nealeigh, a representative of LegalShield, appeared before the board to present a legal service available to employees through a payroll deduction. LegalShield gives employees the ability to talk to an attorney without the worry of high hourly costs. It offers access to legal advice, document review, will preparation, audit assistance, identity restoration services and other services.

Motion made by Gutshall, seconded by Weatherholt to not offer the proposal to the employees at this time.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Gina Uhing and Heather Drahota, representatives of Elkhorn Logan Valley Public Health Department, appeared to update the Board on the different programs available through their agency. They talked about tornado response activities and the public health issues and concerns related to the tornado disaster. An Interlocal Agreement for the Joint Establishment and Operation of Elkhorn Logan Valley Public Health Department was given to the commissioners for approval. The matter of approval will be discussed at the August 18, 2014 Commissioner's meeting.

Mike Unger, County Sheriff, joined the meeting. Discussion held on the cleanup and recovery after the tornado damage. Mike informed the board of an account established at Stanton State Bank for contributions received because of the storm damage. Distribution of the funds was discussed. It was agreed that all the funds would be disbursed and no administrative fee would be collected. Also discussed was the jail budget.

LaLene Bates, Planning and Zoning Administrator joined the meeting.

The chairman re-opened the hearing at 10:10 AM on the Conditional Use Permit Application of Kendall Kratochvil to stockpile by-products from another county on property located in N½ NE 17-22-1. No one appeared for the hearing. Discussion held on the conditions recommend by the Planning Commission.

Motion made by Kment, seconded by Gutshall to close the hearing.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the one-time permit with review Conditional Use Permit Application of Kendall Kratochvil to stockpile by-products from another county on property located in N½ NE 17-22-1, as per the Planning Commission recommendation.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

LaLene updated the board on the City of Norfolk's proposed extension of their territorial jurisdiction.

Hearing on the Application of Off Road Ranch LLC for a liquor license was opened at 10:40 AM by Chairman Weatherholt. No one appeared for the hearing. The county clerk presented the board with a letter received from Kevin Signor withdrawing his application for a liquor license.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Gutshall that no action needed due to the withdrawal of the application of Kevin Signor for a liquor License.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Discussion held on the interlocal agreement received from the City of Stanton. The funds given to the Stanton Library were originally given for the purpose of providing books and materials. The agreement states the administration of the funds is to be decided by the City.

Motion made by Kment, seconded by Gutshall to table this matter until more information is obtained.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Bid letting decision tabled from the June 16, 2014 and June 26, 2014 meeting was discussed.

Motion made by Weatherholt, seconded Kment to accept the bid of Nebraska Machinery Co Inc for the purchase of a Cat 12M3 motor grader w/trade price of \$146,384.00.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Mark Mainelli, Highway Consultant, joined the meeting. Discussion held on future culvert and tube projects within the county.

Bid Letting for three projects was held. The chairman opened the sealed bids and read them aloud as follows:

Materials Bid Proposal – Stanton County 2014 Culverts, C-84(351) and C-84(364)

Midwest Service and Sales Co	C-84(351)	24,917.80
Schuyler NE	C-84(364)	<u>36,073.70</u>
Delivery Date: 6-7 weeks		\$60,991.50
Contech Engineered Solution LLC	C-84(351)	20,984.00
Lincoln NE	C-84(364)	<u>30,808.00</u>
Delivery Date: 6-8 weeks		\$51,792.00
B's Enterprises Inc	C-84(351)	24,620.64
Norfolk NE	C-84(364)	<u>34,047.72</u>
Delivery Date: 4-6 weeks		\$58,667.56

All bids were reviewed by the board.

Motion made by Gutshall, seconded by Weatherholt to accept the bid of Contech Engineered Solutions LLC of Lincoln for Materials Bid Proposal – Stanton County 2014 Culverts, C-84(351) and C-84(364) in the amount of \$51,792.00.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Bid Proposal – Pilger Northeast, C-84(366)

Midwest Service and Sales Co	C-84(366)	\$31,099.20
Schuyler NE		
Delivery Date: 5-6 weeks		
B's Enterprises Inc	C-84(366)	No Bid
Norfolk NE		
Delivery Date:		

Bid was reviewed by the board.

Motion made by Weatherholt, seconded by Kment to accept the bid of Midwest Service and Sales Co of Schuyler for the Bid Proposal - Pilger Northeast, C-84(366) in the amount of \$31,099.20.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Construction Bid Proposal – Stanton Northeast, C-84(322)

A&R Construction Co	C-84(322)	Culvert Construction	151,199.03
Plainview NE		Roadway Construction	<u>7,525.50</u>
Start Date: Nov 1, 2014		Total	\$158,724.53
End Date: Dec 15, 2014			
ME Collins Contracting Co Inc	C-84(322)	Culvert Construction	152,826.47
Wahoo NE		Roadway Construction	<u>10,369.45</u>
State Date: Aug 11, 2014		Total	\$163,195.92
End Date: Oct 4, 2014			

All bids were reviewed by the board.

Motion made by Gutshall, seconded by Weatherholt to accept the bid of ME Collins Contracting Co Inc for the Construction Bid Proposal – Stanton Northeast, C-84(322) for the culvert construction in the amount of \$152,826.47 based on the start date of August 11, 2014.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Brenda Dahlstrom, representative of the GIS Workshop Inc, appeared before the board and presented a planning and zoning program available through GIS Workshop Inc. Brenda demonstrated the different options available on the planning and zoning program. She also advised the board that there are many other programs available for different departments or entities. There is an initial cost of \$3,500 to build a Planning and Zoning page. After the page is designed a yearly maintenance fee of \$3,500 is assessed.

Motion made by Gutshall, seconded by Weatherholt to recess the Board of Commissioner's meeting for dinner until 1:30 PM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

The chairman re-opened the Board of Commissioner's meeting at 1:30 PM.

Sandra Zoubek, County Treasurer, joined the meeting to discuss the Treasurer's Semi-annual report for January – June, 2014. The report figures were reviewed and verified by the Treasurer and Board members.

Motion made by Weatherholt, seconded by Kment to approve the following Resolution for the County Treasurer's Semi-Annual report:

RESOLUTION No. 2014.07 – 020:

BE IT RESOLVED, that the board proceeded with and completed settlement with the County Treasurer for the six (6) months ending June 30, 2014 and found that all receipts and disbursements were properly accounted for as per statement on file at the County Clerk's office.

Dated this 21st day of July, 2014.

Board of Commissioner
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to recess the Board of Commissioner's meeting to re-open the Board of Equalization meeting at 1:45 PM.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

The chairman re-opened the Board of Commissioner's meeting at 3:10 PM.

Discussion held on the furnace proposals tabled from the June 16, 2014 meeting. Comparisons were reviewed.

Motion made by Gutshall, seconded by Weatherholt to accept the proposal of Johnson Inc in the amount of \$5,553.00 which includes a variable speed option.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall, to approve for the month of June the County Clerk fees in the amount of \$3,027.75; Documentary Stamp Tax, co shr in the amount of \$837.92; P&M Fund fees in the amount of \$450.50; Game and Parks Agent fees in the amount of \$21.00; Clerk of the District Court fees in the amount of \$158.32; Passport fees in the amount of \$75.00; County Treasurer's receipt of money received numbered 00016701 – 00016745, inclusive in the amount of \$251,209.96; County Sheriff 2nd Quarter Report 2014;

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - AMC Rifle Range, dues, 100.00; Ameritas Retirement, ret – co shr, 6260.25; Appeara, supplies, 28.15; Kim Bearnese, meals etc, 206.63; Big Red Printing Inc, supplies, 34.49; Black Hills Energy, utilities, 51.32; Blue Cross/Blue Shield, ins– co shr, 26873.28; Carney Law PC, fees, 793.86; Gary Carson, meals etc, 57.21; Colfax County Press, dues etc, 25.00; Cornhusker Auto Center, services, 39.76; Co Veterans SVC Officers Assn, dues, 40.00; Martha Detlefsen, prior service, 12.00; Egley Fullner Montag & Hockabout, services, 50.00; Emmetts Foodtown, supplies,

18.93; Ewalt Law Office PC LLO, atty fees etc, 4810.06; Faith Regional Health Services , services, 175.00; Farmers Cooperative, fuel, 2564.50; First Concord Benefits Group, flex benefits, 26.00; Francotyp-postalia Inc, postage, 395.40; Brittni Hart, services, 76.00; IRS USA Tax Pymt, so sec tax – co shr, 6761.93; Kooi Communications Inc, services, 55.00; W Bert Lammler, office allowance, 757.48; Luedeke Oil Co Inc, fuel etc, 34.19; Madison County Sheriff, boarding etc, 184.03; Madison County Treasurer’s Office, dist crt costs, 8804.69; Madison National Life Ins Co, ins – co shr, 2.67; Mathison’s, supplies, 135.35; Mid-American Benefits Inc, hra fees, 21344.00; Midwest Special Services, services, 156.60; MIPS Inc, services, 2618.14; Nebraska Association of Co Officials, education, 100.00; Nebraska.gov, fees, 50.00; Nebraska Health & Human Services, boarding, 87.00; Lavern Newkirk, prior service, 17.00; Nielsen Lawn Service, services, 189.00; City of Norfolk, supplies, 1500.00; Norfolk Daily News, printing, 14.91; Northeast Nebraska Juvenile Service Inc, boarding, 125.00; Physicians Laboratory PC, costs, 1230.00; Pierce County Sheriff, boarding, 3600.00; Prime Sanitation Service, trash removal, 39.75; Region IV Inc, fees, 1874.50; Region 4 Behavioral Health System, fees, 3161.50; Rita Roenfeldt, prior services, 20.00; Stanton Auto Parts, services, 13.00; Stanton County Court, supplies, 641.00; Stanton County Imprest Acct, fees, 20.75; Stanton County Public Power District, utilities, 1850.26; Stanton Hardware Hank, supplies, 128.48; Stanton Printing , printing etc, 164.43; Stanton Telecom, services, 1821.32; Stanton Water & Sewer, services, 420.38; Teeco Inc, supplies, 82.00; Brenda K Thomas, services, 590.00; Thomson Reuters West, supplies, 231.75; Rebecca Unger, services, 56.00; UNL ITS Communication Center, services, 46.15; US Cellular, services, 202.13; Valley County Jail, boarding, 300.00; Kirk Van Pelt, services, 112.00; Vogt Pharmacies Inc, prescriptions, 51.78; Western Office Technologies, supplies, 1255.33; Cheryl M Wolverton, meals etc, 21.68; Sandra Zoubek – Treasurer, ach fees etc, 27.79;

ROAD FUND - All Star Auto Glass of Columbus, services, 190.58; Ameritas Retirement, ret – co chr, 2816.47; Appera, towel service, 65.62; ARPS Gravel & Concrete Inc, supplies, 5701.36; ATCO International, supplies, 304.00; Black Hills Energy, utilities, 33.21; Blue Cross Blue Shield, ins – co shr, 16075.79; Janice Coates, prior service, 17.00; Cornhusker International Trucks Inc, services, 42.29; Doernemann Farm Service Inc, services, 90.17; Farmers Cooperative, fuel etc, 13750.33; Gerhold Concrete Company Inc, supplies, 310.05; IRS USA Tax Pymt, so sec tax – co shr, 3143.61; Island Supply Welding Co, supplies, 21.60; Johnson Sand and Gravel Co Inc, supplies, 1945.62; Luedeke Oil Co Inc, fuel etc, 4645.22; Mainelli Wagner & Associates Inc, eng serv, 1100.00; Matteo Sand & Gravel Co Inc, supplies, 594.80; Merchants Capital Resources Inc, payment, 45000.00; Mid American Benefits Inc, hra fees, 11250.00; NMC Exchange LLC, services, 352.37; Northeast Glass, services, 693.13; Prime Sanitation Service, trash removal, 44.00; Ridge Road Repair LLC, services, 145.55; Rons Ag & Auto Repair, services, 808.45; OL Scheer Co dba Scheers Ace Hardware, supplies, 81.90; Stanton Auto Parts, services, 5.70; Stanton County Public Power Dist, utilities, 328.35; Stanton Hardware Hank, supplies, 20.27; Stanton Lumber Co, supplies, 247.50; Stanton Telecom Inc, services, 197.78; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 12.85; US Cellular, services, 89.13; Village of Pilger, utilities, 86.04; Elsworth G Voelker, prior service, 13.00; Western Office Technologies, supplies, 516.62;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 198.00; Farmers Cooperative, fuel, 542.71; Sanford Goshorn, meals etc, 41.80; Internet Services (Tap Publishing), supplies, 83.95; IRS USA Tax Pymt, so sec tax – co shr, 134.64; Luedeke Oil Co Inc, services, 30.00; Radio Shack Corporation, services, 9.97; Stanton Auto Parts, services, 277.00; Stanton Hardware Hank, supplies, 31.98; Verizon Wireless, services, 250.00;

INHERITANCE TAX FUND - Engelhardt TV & Communications Inc, tower, 2578.70; Stanton County Public Power District, tower, 136.60;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 145.25;

Total aggregate salaries of all county employees \$133,395.57.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Notice is hereby published in accordance with Section 23-122, Revised Statutes of Nebraska, Re-Issue 1943 that the following are the current salaries of all County employees:

County Assessor	\$3,666.65 monthly
County Attorney	\$3,750.00 monthly
County Clerk	\$3,666.65 monthly
County Commissioners	\$1,833.33 monthly
County Commissioner, Chairman	\$1,916.65 monthly
County Sheriff	\$4,125.00 monthly, plus \$30 Brd Health Adm, \$45 unf allow, \$130 tele reimb
County Treasurer	\$3,666.65 monthly
Deputy, County Assessor	\$2,646.00 monthly
Deputy, County Attorney	\$1,225.25 monthly
Deputy, County Clerk	\$2,646.00 monthly, plus \$50 ins reimb
Deputy, County Treasurer	\$2,646.00 monthly
Deputies, County Sheriff	\$16.89 hourly, plus \$45 unf allow & \$100 tele reimb
Deputies – part-time, County Sheriff	\$14.00 hourly
Emergency Management Director	\$10.00 hourly
Planning & Zoning Adm	\$3,348.65 monthly, plus \$400 City PZ Adm
Planning Commission Members	\$15.00 per meeting, plus mileage
Veteran’s Service Officer	\$3,348.65 monthly
Weed Superintendent	\$900.00 monthly
Custodian	\$1,986.00 monthly
Secretary, County Assessor	\$2,140.00 monthly
Secretary 1, County Attorney	\$15.95 hourly
Secretary 2, County Attorney	\$15.45 hourly
Office Assistant, County Attorney	\$20.60 hourly
Secretary, County Clerk	\$2,050.00 monthly
Secretary 1, County Educator	\$2,605.00 monthly

Secretary 2, County Educator	\$1,850.00 monthly
Secretary, County Sheriff	\$2,375.00 monthly
Secretary, County Treasurer	\$2,450.00 monthly
Road, Clerk	\$300.00 monthly
Road, Bridge Foreman	\$16.80 hourly
Road, Employees	\$14.80 hourly

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for July 31, 2014 at 8:30 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – July 16, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on July 16, 2014 at 8:10 AM in the Jury Room at the Stanton County Courthouse, Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on July 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:10 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Jury room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The Chairman opened the protest hearing at 8:10 AM. The County Assessor was sworn in by the chairman and she advised the Board that the following documents are available in the Assessor's office for use during the hearing process: 2014 Assessment Practices and Procedures of the Stanton County Assessor's office, Nebraska Ag Land Valuation manual, Nebraska Assessor's Reference Manual and 2014 Reports and Opinions of the Property Tax Administrator for Stanton County. She asked that the mentioned evidence be made a part of each Board of Equalization hearing and a part of the record.

Protest hearings were held as follows:

The Chairman advised each protester present that the hearing was being recorded and that they would be notified by mail of the Board's decision.

- 2014-014: Pt SE 13-24-3. No one appeared for the protest. Protest was reviewed.
- 2014-015: Pt NE NE 34-24-1. No one appeared for the protest. Protest was reviewed.
- 2014-016: Pt N½ NE & SW NE 35-34-1. No one appeared for the protest. Protest was reviewed.
- 2014-017: Pt NW 35-24-1. No one appeared for the protest. Protest was reviewed.
- 2014-018: N½ SE 16-21-1. No one appeared for the protest. Protest was reviewed.
- 2014-019: N½ SW 16-21-1. No one appeared for the protest. Protest was reviewed.
- 2014-020: Lot 21, 6th Dev, Woodland Park. No one appeared for the protest. Protest was reviewed.
- 2014-021: S½ SW 32-24-3. No one appeared for the protest. Protest was reviewed.
- 2014-022: Lot 7, 2nd Dev, Woodland Park. No one appeared for the protest. Protest was reviewed.
- 2014-023: Lot 2, Blk 1, NE Valley Subd located Pt NE 8-24-1. No one appeared for the protest. Protest was reviewed.

- 2014-024: E½ NE 6-21-1. No one appeared for the protest. Protest was reviewed.
- 2014-025: SE 6-21-1. No one appeared for the protest. Protest was reviewed.
- 2014-026: SW 6-21-1. No one appeared for the protest. Protest was reviewed.
- 2014-027: Lot 2 replat Outlot B, Willer's Cove Subd located Pt NE 10-23-3. No one appeared for the protest. Protest was reviewed.
- 2014-028: Pt S½ SW NW 16-22-2. Dale Hajek appeared for the protest and was sworn in to give testimony. Exhibit 2014-028 #1 (valuation comparison sheet) was entered into evidence. Mr. Hajek expressed concerns on the increase of house values and land values on ag land compared to neighboring sales. He also discussed the soil classifications on his property over the years.
- 2014-029: Lots 1 & 2 Eagle Ridge Subd located Pt NE 9-23-1. Don Novotny appeared for the protest and was sworn in to give testimony. Mr. Novotny expressed concerns to the increase of land values.
- 2014-030: E½ NE 18-23-1. No one appeared for the protest. Protest was reviewed.
- 2014-031: Lot 2, David Pinnt's lotsplit located W½ 5-23-1. No one appeared for the protest. Protest was reviewed.
- 2014-032: Lot 1, David Pinnt's lotsplit located W ½ 5-23-1. No one appeared for the protest. Protest was reviewed.
- 2014-033: Pt E 90ac NE 3-23-1 includes Lot 2 Jim Kennedy's lotsplit located NE NE 3-23-1. No one appeared for the protest. Protest was reviewed.
- 2014-037: Pt SE NW 3-23-1. No one appeared for the protest. Protest was reviewed.
- 2014-013: Pt NW SW 6-24-1. Bob Puschendorf appeared for the protest and was sworn in to give testimony. Mr. Puschendorf gave testimony that his property is native grassland not cropland.
- 2014-034: N½ NW 17-24-1. Donald Lau appeared for the protest and was sworn in to give testimony. Mr. Lau questioned the division of the land classifications and also expressed concerns to the increase of land values.
- 2014-035: E½ SW 21-23-1. Donald Lau appeared for the protest and was sworn into give testimony. Mr. Lau questioned the division of the land classifications and also expressed concerns to the increase of land values.
- 2014-036: W½ SE 21-23-1. Donald Lau appeared for the protest and was sworn into give testimony. Mr. Lau questioned the division of the land classifications and also expressed concerns to the increase of land values.
- 2014-038: Lot 1 less W 3', 10th Dev, Woodland Park. No one appeared for the protest. Protest was reviewed.
- 2014-039: W½ SW 32-22-2. David Hollmann appeared for the protest and was sworn in to give testimony. Mr. Hollmann expressed concerns to the increase of land values over the recent years.
- 2014-040: E 25.88' Lot 2A and Lot 2B, Blk 1, Willow Brook 4th Addn. No one appeared for the protest. Protest was reviewed.
- 2014-041: Lot 7, Thor's Subd. No one appeared for the protest. Protest was reviewed.
- 2014-009: NW 27-23-3. Todd Kreikmeier and Dirk Petersen appeared for the protest and were sworn in to give testimony. Exhibit 2014-0009 #1 (land sale comparison sheet) was entered into evidence. Discussed were the increase of land values within the county and the neighboring counties. Mr. Petersen explained the land sale comparison sheet presented as evidence. Their property was newly purchased and improvements are being made.
- 2014-010: NE 27-23-3. Todd Kreikmeier and Dirk Petersen appeared for the protest and were sworn in to give testimony. Exhibit 2014-0009 #1 (land sale comparison sheet) was entered into evidence. Discussed were the increase of land values within the county and the neighboring counties. Mr. Petersen explained the land sale comparison sheet presented as evidence. Their property was newly purchased and improvements are being made.

Decisions of the Board of Equalization will be determined on July 21, 2014.

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for July 21, 2014 at 8:00 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – July 16, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on July 16, 2014 at 8:00 AM in the Jury Room at the Stanton County Courthouse, Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on July 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:00 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Jury room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The board reviewed the application of Taylor Creek Golf Club – Kevin Signor to change the date of the Special Designated Liquor application previously approved on June 16, 2014 for the Mud Rock Event scheduled August 23, 2014. The date of the event has been changed to August 16, 2014. Also attached to the application were the Certificate of Liability Insurance requested and the list of authorized security personnel.

Motion made by Kment, seconded by Gutshall to approve the change of date on the application for a Special Designated Liquor License for Taylor Creek Golf Club – Kevin Signor for the Mud Rock event to be held on August 16, 2014.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for July 21, 2014 at 8:15 AM.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – July 3, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on July 3, 2014 at 8:30 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 25, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:35 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

The Chairman opened the protest hearing at 8:35 AM. The County Assessor was sworn in by the chairman and she advised the Board that the following documents are available in the Assessor's office for use during the hearing process: 2014 Assessment Practices and Procedures of the Stanton County Assessor's office, Nebraska Ag Land Valuation manual, Nebraska Assessor's Reference Manual and 2014 Reports and Opinions of the Property Tax Administrator for Stanton County. She asked that the mentioned evidence be made a part of each Board of Equalization hearing and a part of the record.

Protest hearings were held as follows:

The Chairman advised each protester present that the hearing was being recorded and that they would be notified by mail of the Board's decision.

2014-001: SE SE 16-23-1. Jeff Eisenmeyer appeared for the protest and was sworn in to give testimony. Mr. Eisenmeyer gave testimony to the Wetland Reserve property owned and expressed concerns to the increase of land values.

2014-002: Pt NE 22-23-1, Inc RR ROW. Jeff Eisenmeyer appeared for the protest and was sworn in to give testimony. Mr. Eisenmeyer gave testimony to the Wetland Reserve property owned and expressed concerns to the increase of land values.

2014-003: Pt SE 22-23-1. Jeff Eisenmeyer appeared for the protest and was sworn in to give testimony. Mr. Eisenmeyer gave testimony to the Wetland Reserve property owned and expressed concerns to the increase of land values.

2014-004: Pt W $\frac{1}{2}$ SW 23-23-1. Jeff Eisenmeyer appeared for the protest and was sworn in to give testimony. Mr. Eisenmeyer gave testimony to the Wetland Reserve property owned and expressed concerns to the increase of land values.

2014-005: Lot 1 Willers Cove Replat located in Pt NE 10-23-3. Dave and Bev Sutter appeared for the protest and were sworn in to give testimony. Testimony was given to the condition of the buildings at the time of purchase. Repairs and upgrades will need to be made to the buildings. Mr. and Mrs. Sutter also expressed concerns to the increase of land values.

2014-006: Lot 29, Willers Cove 2nd Addn located in Pt N $\frac{1}{2}$ NW 10-23-3. No one appeared for the protest. Protest was reviewed.

2014-007: Pt SW 18-24-1. No one appeared for the protest. Protest was reviewed.

2014-008: Lot 18 Willow Brook 1st Addn, Woodland Park. Marie Lombardo Chilcott appeared for the protest and was sworn in to give testimony. Ms. Chilcott gave testimony to the valuation of her residence compared to other residences within Woodland Park. She stated her valuation increases have been higher than other homes located near her residence and feels her valuation should be in line with other homes built around the same time.

2014-009: NW 27-23-3. Protest to be heard July 16, 2014.

2014-010: NE 27-23-3. Protest to be heard July 16, 2014.

2014-011: W $\frac{1}{2}$ NW 27-24-2. No one appeared for the protest. Protest was reviewed.

2014-012: E $\frac{1}{2}$ NW 27-24-2. No one appeared for the protest. Protest was reviewed.

Decisions of the Board of Equalization will be determined on July 21, 2014.

Motion made by Weatherholt, seconded by Gutshall to adjourn and set the next meeting for July 16, 2014 at 8:10 AM.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – July 3, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on July 3, 2014 at 8:15 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 25, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:15 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Naves: None. Motion Carried.

The following correspondence was reviewed and placed on file:

National Association of Counties, Washington DC – condolences and support recent tornado
Deb Fischer, United States Senator – Thank you for time and assistance, offer of assistance

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for July 16, 2014 at 8:00 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Naves: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

BOARD OF EQUALIZATION PROCEEDINGS – June 26, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on June 26, 2014 at 8:00 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Equalization. David Gutshall was absent. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 11, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:10 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Naves: None. Absent: Gutshall. Motion Carried.

Cheryl presented and explained the correction sheets for the month.

Motion made by Kment, seconded by Weatherholt to approve and authorize the chairman to sign the correction sheets numbered 4037 - 4038 and place them on file.

Voting: Ayes: Kment and Weatherholt. Naves: None. Absent: Gutshall. Motion Carried.

Cheryl also submitted a list of Over, Under and Omitted Values of Property within Stanton County. She explained the updates and/or changes to the listed properties.

Motion made by Kment, seconded by Weatherholt to approve the list of Over, Under and Omitted Values and allow the County Assessor to adjust the tax rolls.

Voting: Ayes: Kment and Weatherholt. Naves: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to adjourn and set the next meeting for July 3, 2014 at 8:30 AM.

Voting: Ayes: Weatherholt and Kment. Naves: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

COMMISSIONER'S PROCEEDINGS – June 26, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on June 26, 2014 at 8:15 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Commissioners. David Gutshall was absent. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 11, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:30 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Weatherholt, seconded by Kment to approve the agenda.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

The following correspondence was reviewed and placed on file:

Kathryn Liebers, Dist 7 Probation Officer – SSAS and Day Reporting Center

Request for an application of county burial was discussed. An application is being processed through the funeral home for consideration.

Motion made by Weatherholt, seconded by Kment to approve, with the contingency of receipt, the county burial application and payment in the amount adopted in the County Burial Procedures of Stanton County, Nebraska.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Lalene Bates and Sanford Goshorn, 911 Emergency Coordinators, joined the meeting to discuss the loss of a cellphone by Mike Frohberg. Mr. Frohberg is a 911 Emergency responder for Stanton County. During the June 16, 2014 Tornado Disaster in Pilger, Nebraska, Mike lost his business cellphone while conducting service to Stanton County. Sanford requested reimbursement for replacement of this phone due to the circumstances.

Motion made by Kment, seconded by Weatherholt to reimburse Mike Frohberg \$215.00 towards replacement of his cellphone.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

No one appeared on behalf of the Special Designated Liquor License application received from Taylor Creek Golf Club – Kevin Signor. Discussion held on the application. Discussed were security personnel and requirement of a Certificate of Liability Insurance in the amount of \$1,000,000.00. The sheriff's office has no objection to the license, but requires a list of all security personnel be provided prior to the event.

Motion made by Weatherholt, seconded by Kment to approve the application for a Special Designated Liquor License for Taylor Creek Golf Club – Kevin Signor for the Pilger Benefit to be held on July 26 & 27, 2014 with the contingency that the applicant provide a current Certificate of Liability in an amount of \$1,000,000.00 and the name of an authorized security company providing security.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Mike Jones, representative Vision Care Direct, joined the meeting to present a vision plan available to employees on a pre-tax deductible. There are four (4) different plans to choose from. Each plan has different levels of coverage available at different rates. Mr. Jones to provide more information to the board. No action needed at this time.

Joining the meeting were: Dave Reisen and Ryan Lowry – NEMA representatives; Mike Unger – County Sheriff; Kory Koehlmoos – Pilger Fire member and Pilger Village Trustee. Also attending were Sanford Goshorn, Emergency Manager and LaLene Bates, Emergency Coordinator.

Discussion was held on the June 16, 2014 tornado disaster within Stanton County. Emergency procedures were discussed. There were 15 national volunteer organizations and numerous local organizations on site in rural Stanton County and the Village of Pilger. Rural damage assessment to property west and north of the City of Stanton: 6 residential homes and out buildings destroyed, 2 residential homes have major damage and 3 residential homes have minor damage. Damage assessment to the Village of Pilger and immediate rural area: Village of Pilger: 60 residential homes were destroyed, 7 residential homes have major damage and 52 residential homes have minor damage. Rural Pilger: 1 residential home and 1 rural business were destroyed. The business assessment for the Village of Pilger has not been completed. County assessment and recovery is ongoing.

The commissioners commended Mike Unger, Sanford Goshorn and LaLene Bates for the coordinating and handling of the June 16, 2014 Tornado Disaster in Stanton county. Their understanding of emergency procedures enables safety and recovery for Stanton County residents.

Bid letting decision tabled from the June 16, 2014 meeting was discussed.

Motion made by Weatherholt, seconded by Kment to table the bid letting decision until July 21, 2014, with the bid figures submitted.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Accounts Payable claims as presented, except to add the claim of Mike Frohberg in the amount of \$215.00 and order checks drawn on the various funds as follows:

GENERAL FUND - Avera Medical Group, services, 176.00; Kim Bearnese, dues etc, 582.39; Douglas County Health Center, services, 750.00; Eakes Office Products Inc, supplies, 10.49; Egley Fullner Montag & Hockabout, services, 75.00; Ann Flood, services, 50.00; Floor Maintenance & Supply Co, supplies, 123.42; Mike Frohberg, phone, 215.50; Carolyn J Glaser, postage, 7.40; Holiday Inn Lincoln – Downtown, lodging, 172.80; Holiday Inn – Kearney, lodging, 173.90; Nancy Jochum-Schramm, services, 50.00; Johnsons Inc, services, 525.59; Kuehn’s Auto Body Inc, services, 2000.00; Madison County Sheriff, services, 51.05; Menards, supplies, 39.42; Midwest Special Services, services, 218.70; MIPS Inc, supplies, 1406.64; Nebraska Health & Human Services, boarding, 93.00; Nebraska.gov, services, 4.00; Nielsen Lawn Service, services, 252.00; Norfolk Daily News, printing/publish, 149.00; Radio Shack Corporation, supplies, 136.90; Mary Smalley, services, 50.00; Stanton County Clerk, supplies, 7.64; Subway Sandwiches & Salads, meals, 66.00; Teeco Inc, supplies, 95.40; Thomson Reuters –West Payment Center, supplies, 3135.00; Thurston County Sheriff, boarding, 50.00; Rebecca Unger, services, 128.00; Western Office Technologies, supplies, 2228.06; Wolfs Den, meals, 6.00; Zee Medical Service Co, supplies, 106.50; Sandra Zoubek – Treasurer, postage, 500.00; Sandy Zoubek, mileage etc, 437.31;

COUNTY ROAD FUND - ATCO International, supplies, 695.00; Bomgaars, supplies, 19.98; Century Link, services, 47.43; Farmers Union Coop Supply Co, supplies, 307.70; Kimball Midwest, supplies, 165.88; Knife River Midwest LLC, services, 1730.33; Kryger Glass Company, services, 161.02; Mainelli Wagner & Associates Inc, eng serv, 13540.92; Martin Marietta Materials, supplies, 395.08; Murphy Tractor & Equipment, equipment, 38449.00; NMC Exchange LLC, services, 4866.60; Telebeep Wireless, services, 55.00; Tube City IMS LLC, supplies, 147.29;

ROAD SINKING FUND - Murphy Tractor & Equipment, equipment, 100000.00;

VETERANS AID - Veterans Aid Commission, emergency relief, 7917.00;

ROAD ALLOCATION BONDS - Contech Engineered Solutions LLC, services, 23380.78;

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to adjourn and set the next meeting for July 3, 2014 at 8:15 AM.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

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BOARD OF EQUALIZATION PROCEEDINGS – June 16, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on June 16, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Equalization. David Gutshall was absent. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 4, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:10 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of May 19, 2014 meeting.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

The following correspondence was reviewed and placed on file:
Nebraska Tax Equalization and Review Commission – Notice of Hearing (case 13R 002)

Cheryl Wolverton, County Assessor, presented and explained the correction sheet for the month.

Motion made by Kment, seconded by Weatherholt to approve and authorize the chairman to sign the correction sheet numbered 4036 and place it on file.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Cheryl submitted a list of Over, Under and Omitted Values of Property within Stanton County. She explained the updates and/or changes to the listed properties.

Motion made by Kment, seconded by Weatherholt to approve the list of Over, Under and Omitted Values and allow the County Assessor to adjust the tax rolls.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Discussion held on valuation changes and possible hearing dates for property valuation protests that might be filed. Thursday, July 3, 2014 at 8:30 AM is set for protest hearings. Possible additional hearings to be held the week of July 14 to July 18.

Motion made by Weatherholt, seconded by Kment to adjourn and set the next meeting for June 26, 2014 at 8:00 AM.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – June 16, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on June 16, 2014 at 8:15 AM in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Commissioners. David Gutshall was absent. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on June 4, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

Nate Gonner of KTIV/US92 attended the meeting.

The meeting was called to order at 8:25 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of May 19, 2014 meeting.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

- The following correspondence was reviewed and placed on file:
- Knife River Corporation, Sioux City IA – road repair material;
 - NIRMA, Lincoln NE – renewal costs billing statement; retroreflectivity policy;
 - Terese Rowekamp, Rowekamp Assoc – change SimpleSigns Support Policy;
 - Stalp Gravel Co Inc, West Point NE – request letter of support

Motion made by Kment, seconded by Weatherholt to approve the following Resolution to add and release pledged security:

RESOLUTION No. 2014.06 – 017:

BE IT HEREBY RESOLVED, that Midwest Bank NA, Pilger, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

York Co NE Hosp Auth, #986356HQ9	Due 3/1/2026	\$400,000.00
Cass Co NE Sch Dist, #148010EK3	Due 12/15/2026	\$210,000.00
Merrick Co NE, #59012ACF4	Due 6/1/2024	\$110,000.00

AND, that the release of the following security is also hereby approved:

Cuming Co NE SD0030, #23088RBQ9 Due 12/15/2018 \$110,000.00

AND, that the same is hereby approved.

Dated this 16th day of June, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ Dennis Kment
Absent: David Gutshall

Attest:
/s/ Wanda Heermann
Stanton County Clerk

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Resolution to adjust/correct 2013-2014 expenditures as follows:

RESOLUTION No. 2014.06 – 018:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds to adjust/correct 2013-2014 expenditures in the amount of \$43.19 from the General Fund to the Register of Deeds P&M Fund.

AND, that the same is hereby approved.

Dated this 16th day of June, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ Dennis Kment
Absent: David Gutshall

Attest:
/s/ Wanda Heermann
Stanton County Clerk

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Discussion held on the 125 Cafeteria Plan re-enrollment for the July 1, 2014 to June 30, 2015 plan year. Enrollment forms were given to the employees for participation or waiver of the First Concord Benefits Group Plan. Changes to the "Use It or Lose It" rule was discussed. This rule was amended to allow carryover up to \$500 of unused FSA balance remaining at the end of a plan year, so you no longer end up losing unused funds. The consensus of the employees enrolled was to enroll with the rollover provision instead of the grace period.

Motion made by Kment, seconded by Weatherholt to re-enroll in the Flex Spending Plan with First Concord Group and authorize the chairman to sign the Plan Amendment to provide a carryover of \$500 of any amount remaining unused as of the end of the plan year.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

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PLAN AMENDMENT
Article I: Preamble

- 1.1 Adoption and effective date of amendment. The Employer adopts this amendment to the STANTON COUNTY CAFETERIA PLAN ("Plan") to reflect changes to Internal Revenue Code (IRC) Section 125 (i), as amended by the Internal Revenue Service (IRS) Notice 2013-17. The employer and Plan sponsor intends this Amendment as good faith compliance with the requirements of this Notice. This Amendment shall be effective on or after the date the Employer elects in Section 2.1 below.
- 1.2 Election of Carryover. To the extent that the Plan contains "grace period" language, said language for any "grace period" for the health flexible spending account (health FSA) will be voided for Plan years following the Plan year that carryover is adopted and such language shall be replaced with the "carryover" language outlined below.
- 1.3 Supersession of inconsistent provisions. This Amendment shall supersede the provisions of the Plan to the extent those provisions are inconsistent with the provision of this Amendment.

Article II: Carryover Election

- 2.1 Effective Date. This amendment is entered into as of the date outlined below and shall be effective for the

2014 Plan year and beyond.

- 2.2 Carryover Amount. The Plan shall provide for a carryover of \$500 of any amount remaining unused in a health FSA as of the end of the Plan year. Such carryover amount may be used to pay or reimburse medical expenses under the health FSA incurred during the entire Plan year to which it is carried over.
- 2.3 Participant Opt Out. Notwithstanding the foregoing, any Plan participant shall have the right to opt out of the carryover if such participant has already enrolled in a health care saving account for the following Plan year.

This Amendment has been executed this 16th day of June, 2014.

Stanton County, Nebraska
 By /s/ Jerry Weatherholt
 Jerry Weatherholt, Chairman
 Board of Commissioners

Section 125 Plan

First Concord

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Extension building furnace proposals reviewed. More clarification needed of each proposal. Matter tabled until July 21, 2014 meeting.

County Clerk informed the board of the locksmith company handling the lock issues that arise within the courthouse.

W. Bert Lampli, County Attorney, and Mike Unger, County Sheriff, joined the meeting.

No one appeared on behalf of the Special Designated Liquor License application received from Taylor Creek Golf Club – Kevin Signor. Discussion held on the application. Discussed were security personnel, prior incidents and future requirement of a Certificate of Liability Insurance in the amount of \$1,000,000.00. The sheriff’s office has no objection to the license, but requires a list of all security personnel be provided prior to the event.

Motion made by Weatherholt, seconded by Kment to approve the application for a Special Designated Liquor License for Taylor Creek Golf Club – Kevin Signor for the Mud Rock event to be held on August 23, 2014 with the contingency that the applicant provide a current Certificate of Liability in an amount of \$1,000,000.00 and a name of an authorized security company.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Mike informed the board on the hail damage received on the sheriff patrol cars after the June 3, 2014 storm.

Audit bids were opened as follows:

	<u>2013-2014</u>	<u>2014-2015</u>	<u>2015-2016</u>
Morrow, Davies and Toelle, PC, Norfolk, NE	\$8,400	\$8,700	\$9,000

Motion made by Kment, seconded by Weatherholt to accept the bid proposal of Morrow, Davies and Toelle PC, Norfolk, Nebraska for the County audit for the years 2013-2014, 2014-2015 and 2015-2016.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Mary Louise Hill and LaLene Bates, Friends of the Library, joined the meeting.

An interlocal agreement was received from the City of Stanton pertaining to the funds received from the County for the City Library to purchase books, etc. The City is requesting the funds be administered by the City Clerk as directed by the City Council. Additional information needed on the amount being requested and the administration of the funds by the City Clerk. Matter tabled until the July 21, 2014 meeting.

Tom Schellpeper, Fair Board President, appeared to update the Board on the new food court building being constructed at the county fairgrounds. Tom requested consideration for monetary support from the County. The board expressed support of the county fair and will consider monetary options when preparing the 2014-2015 fiscal budget.

LaLene Bates, Planning and Zoning Administrator, joined the meeting.

The chairman opened the hearing at 9:35 AM for the Conditional Use Permit application of Kendall Kratochvil to stockpile by-products from another county on property located in N½ NE 17-22-1. No one appeared for the hearing. No recommendation was received from Planning Commission.

Motion made by Kment, seconded by Weatherholt to continue the hearing until July 21, 2014 at 9:30 AM.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Discussion held on the change of zoning filed by Off Road Ranch with the City of Norfolk Zoning Administration. Hearing is scheduled before the Norfolk City Council June 16, 2014 at 5:30 PM. Issues discussed were that Stanton County was never notified of the scheduled hearing for the zoning change and Stanton County was not allowed to address their concerns prior to the hearing scheduled. Concerns and issues discussed with the possible location of a liquor establishment within Stanton County but in the jurisdiction of the City Norfolk Zoning.

LaLene informed the board that the Comprehensive Plan and Zoning Regulations will need to be updated for the county. The update will cost approximately \$23,000. She also discussed a GIS program available that would be helpful for zoning issues.

Robin of Garvey & Assoc of Omaha Nebraska did not appear.

Mark Mainelli, Highway Consultant, joined the meeting.

Application for undercrossing a county road was reviewed.

Motion made by Weatherholt, seconded by Kment to approve the application of Dennis Kander to cross under 835 Rd with a 1½ " water line located in 33-23-3, with all the listed conditions.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Information received from Stalp Gravel Co Inc concerning an application for a 404 permit. They asked for a favorable response concerning the permit. Letter of support to be drafted in favor of such permit and mailed to the Nebraska Regulatory Office in Omaha.

Mark advised the board of culvert, bridge and future projects being considered for the next fiscal year.

Bid letting set for culvert and bridge projects on July 21, 2014 at 11:00 AM.

Frank and Darlene Charipar joined the meeting.

Discussion held on 822 Rd and 563 Ave (Stanton/Colfax county line road). Mr. Charipar expressed concerns with water runoff over the road from the north. The water runoff backs up on his property. He would like to see changes to eliminate this problem. A Corp of Engineers permit is needed to change the natural flow of water. Mark Mainelli, highway consultant, or representative will survey the road and ditch area to see what type of solution could be reached.

Board reviewed the 2014 Bridge Inspection fee information received from Mainelli Wagner & Associates Inc.

Motion made by Weatherholt, seconded by Kment to approve the 2014 inspection rate of \$120 per bridge and authorize the chairman to sign the approval form.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Bid letting decision tabled from the May 19, 2014 meeting was discussed.

Motion made by Weatherholt, seconded Kment to accept the bid of Murphy Tractor & Equipment for the purchase of a John Deere 770G Motor Grader w/trade price of \$138,449.00.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Bid letting for a new maintainer for District 3 was held at 11:10 AM.

Bids were received as follows:

Murphy Tractor & Equip Co - Sioux City IA Dan Barnes, representative	John Deere 770G Motor Grader: \$248,449.00 Less Trade 1998 Caterpillar 140H, sn: 02ZK03505: \$105,500.00 Delivered Price: \$142,949.00 [Bid No.1]
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	John Deere 670G Motor Grader: \$237,097.00 Less Trade 1998 Caterpillar 140H, sn: 02ZK03505: \$105,500.00 Delivered Price: \$131,497.00 [Bid No.2]
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Nebraska Machinery Co Inc - Norfolk NE Randi Hale, representative	Cat 12M Motor Grader: \$236,384.00 Less Trade 1998 Caterpillar 140H, sn: 02ZK03505: \$90,000.00 Delivered Price: \$146,384.00 [Bid No.1]
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Titan Machinery - Omaha NE Gary Groteluschen	Case 885B Motor Grader: \$239,068.00 Less Trade 1998 Caterpillar 140H, sn: 02ZK03505: \$66,000.00 Delivered Price: \$173,068.00 [Bid No.1]
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A discussion was held with the representatives on the specifications and features of each of their machines.

Motion made by Weatherholt, seconded by Kment to table the decision until June 26, 2014, with the bid figures submitted.

Voting: Ayes: Weatherholt and Kment. Nays: None. Absent: Gutshall. Motion Carried.

Jon Kinter, representative of Nucor Steel, joined the meeting. Discussion held on an option to close an additional portion of the east half of E Nucor Rd between 558 and 559 Ave, Stanton County.

Motion made by Kment, seconded by Weatherholt, to approve the following Resolution to direct a study of a county road:

RESOLUTION No. 2014.06 – 019:

WHEREAS, The Board of Commissioners of Stanton County desire to investigate the feasibility of vacating or closing a road in Stanton County; and

WHEREAS, Nebraska State Statues require that, prior to setting a date for a public hearing concerning the vacation or abandonment of a county road, the Board shall direct and/or receive a report from the County Highway Consultant documenting the use being made of the said road;

NOW, THEREFORE, BE IT RESOLVED, that the County Highway Consultant, Mark Mainelli with Mainelli Wagner and Associates, is hereby directed to make a study of the use being made of the following described road:

The road between Sections 6 and 7, township 24 North, Range 1 East of the 6th P.M., Stanton County, Nebraska, said road being E Nucor Rd between 558 Ave and 559 Ave.

BE IT FURTHER RESOLVED that the County Highway Consultant shall file a written report of the study, including a recommendation on vacation or closure, with the Board of Commissioners within 30 days.

Adopted at Stanton, Nebraska this 16th day of June, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ Dennis Kment
Absent: David Gutshall

Attest:

/s/ Wanda Heermann
Stanton County Clerk

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Kment, seconded by Weatherholt, to approve for the month of May the County Clerk fees in the amount of \$2,597.60; Documentary Stamp Tax, co shr in the amount of \$1,838.32; P&M Fund fees in the amount of \$397.00; Game and Parks Agent fees in the amount of \$31.00; Misc Copy fees in the amount of \$60.00; Clerk of the District Court fees in the amount of \$375.28; County Treasurer's receipt of money received numbered 00016647 – 00016700, inclusive in the amount of \$361,411.59;

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - Mark Albin Atty, services, 301.75; Ron Albin Atty, fees, 701.51; Ameritas Retirement, ret – co shr, 6113.04; Appera, supplies, 28.15; Kim Bearnes, meals etc, 164.62; Big Red Printing Inc, supplies, 454.95; Black Hills Energy, utilities, 54.01; Blue Cross/Blue Shield, ins – co shr, 26873.28; Butler County Detention Center 2, boarding, 2385.00; Gary Carson, meals etc, 45.80; Century Lumber Center, services etal, 2816.61; CLS Veterinary PC, services, 130.00; Copple Insurance Agency Inc, premiums, 3129.00; David City Discount Pharmacy, prescriptions, 73.07; Martha Detlefsen, prior service, 12.00; Eakes Office Products Inc, supplies, 417.95; 81 Auto Glass LLC, services, 170.00; Egley Fullner Montag & Hockabout, services, 75.00; The Emblem Authority, supplies, 320.00; Emmetts Foodtown, supplies, 39.57; Engelhardt TV & Communications Inc, repairs, 605.40; Ewalt Law Office PC LLO, atty fees, 2100.00; Farmers Cooperative, fuel, 2189.14; First Concord Benefits Group, flex benefits, 78.00; Ann Flood, services, 50.00; Forensic Dentistry, services, 2985.00; See Store 1 LLC (Gene's Roadrunner), fuel, 2473.34; GIS Workshop, services, 9616.00; Great Plains Appraisal, services, 1000.00; Brittni Hart, services, 36.00; IRS USA Tax Pymt, so sec tax – co shr, 6621.57; Kooi Communications Inc, services, 375.00; Kuehn's Auto Body Inc, services, 45.24; W Bert Lamlli, office allow etc, 1266.18; Cory Locke, mileage etc, 319.83; Luedeke Oil Co Inc, fuel, 1914.95; Madison County Sheriff, boarding, 425.00; Madison National Life Ins Co, ins – co shr, 2.67; Mid-American Benefits Inc, hra fees, 344.00; Midwest Messenger, dues, 35.00; Midwest Special Services, services, 553.50; MIPS Inc, services etc, 2617.02; Nebraska Association of Co Officials, dues, 1380.50; Nebraska County Assessor's Assn, dues, 50.00; Nebraska Public Health Environmental Lab, services, 105.00; Lavern Newkirk, prior service, 17.00; Nielsen Lawn Service, services, 63.00; NIRMA, ins, 40262.00; Norfolk Daily News, printing/publish, 96.35; Northeast Nebraska Juvenile Service Inc, boarding, 125.00; Valorie R Olson, services, 50.00; Pierce County Sheriff, boarding, 1750.00; William G Schellen dba Prime Align, services, 337.67; Prime Sanitation Service, trash removal, 39.75; Pro-vision Inc, services, 2631.00; Rath Sprinkler Systems, services, 325.50; Region 4 Behavioral Health System, dues, 3191.50; Rita Roenfeldt, prior services, 20.00; Ron's Ag & Auto Repair, services, 209.50; Sanford C Goshorn dba S&G Installation, repairs, 275.00; Sarpy County Sheriff's Office, costs, 20.70; Marjorie Schaffer, services, 50.00; Jack B Scherer LLC, services, 106.28; Emm's Courts dba Schultz Vogel-Johnson Mortuary, services, 2953.90; Sioux Sales Company, supplies, 134.90; Stanton Auto Parts, services, 576.95; Stanton County Clerk, supplies, 88.22; Stanton County Clk of Dist Court, costs, 201.00; Stanton County Imprest Acct, fees, 19.50; Stanton County Public Power District, utilities, 1402.06; Stanton Hardware Hank, supplies, 12.78; Stanton Printing , printing, 1347.51; Stanton Telecom, services, 1331.62; Stanton Water & Sewer, services, 180.08; Teeco Inc, supplies, 156.20; Brenda K Thomas, services, 510.00; Mike Unger Co Sheriff, costs, 10.00; Rebecca

Unger, services, 96.00; UNL ITS Communication Center, services, 46.15; Wacky Weasel Screen Printing, supplies, 235.00; Western Office Technologies, supplies, 2389.28; Witter Family Medicine, prescriptions, 197.00; Wolfs Den, meals, 70.50; Cheryl M Wolverton, supplies etc, 686.03; Zee Medical Service Co, supplies, 23.70; Sandra Zoubek – Treasurer, postage etc, 5096.00;

ROAD FUND - Ameritas Retirement, ret – co shr, 2556.52; Bruce W Anderson, fees, 31.00; Appeara, towel service, 32.82; ARPS Gravel & Concrete Inc, supplies, 6393.09; ATCO International, supplies, 780.00; B’s Enterprises Inc, signs etc, 6264.00; Black Hills Energy, utilities, 52.53; Blue Cross Blue Shield, ins – co shr, 16075.79; Century Link, services, 47.43; Clarkson Plumbing & Heating Inc, supplies, 36.97; Janice Coates, prior service, 17.00; Colfax County, services, 704.91; Emmetts Foodtown, supplies, 11.84; F & F Tire & Service, services, 1405.70; Farmers Cooperative, fuel etc, 13210.20; Farmers Union Coop Supply Co, supplies, 29.49; Hoskins Manufacturing Co Inc, services, 127.50; IRS USA Tax Pymt, so sec tax – co shr, 2849.02; Island Supply Welding Co, supplies, 22.32; Kaup Forage & Turf, seed, 1188.00; Kimball Midwest, supplies, 157.31; Knife River Midwest LLC, services, 2174.31; Luedeke Oil Co Inc, fuel etc, 9427.40; Mainelli Wagner & Associates Inc, eng serv, 1100.00; Matteo Sand & Gravel Co Inc, supplies, 122.43; Merchants Capital Resources Inc, payment, 3244.98; Midwest Services & Sales Co, supplies, 1971.90; NMC Exchange LLC, services, 1505.56; NMG LLC dba Norfolk Works, services, 48.00; NIRMA, premiums, 47965.45; S & S Willers Inc dba Pilger Sand & Gravel, supplies, 3606.84; PowerPlan, services, 834.67; William G Schellen dba Prime Align, services, 60.70; Prime Sanitation Service, trash removal, 44.00; Road Builders Machinery & Supply Co, services, 4697.18; Stanton Auto Parts, services, 500.81; Stanton County Public Power Dist, utilities, 323.94; Stanton Hardware Hank, supplies, 139.30; Stanton Printing, printing, 39.34; Stanton Telecom Inc, services, 193.19; Stanton Water & Sewer, services, 38.50; Stern Oil Co Inc, services, 1330.78; Teeco Inc, supplies, 29.50; US Cellular, services, 99.23; Village of Pilger, utilities, 86.04; Elsworth G Voelker, prior service, 13.00; Weldon Parts Inc, supplies, 136.29;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 12.83; Engelhardt TV & Communications Inc, services, 40.00; Farmers Cooperative, fuel, 253.19; Sanford Goshorn, meals etc, 38.24; IRS USA Tax Pymt, so sec tax – co shr, 14.54; NIRMA, premiums, 869.55; Stanton Hardware Hank, supplies, 38.43;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 117.94;

ROAD ALLOCATION BONDS - A&R Construction Co, services, 124398.77; Midwest Service & Sales Co, services, 14873.38;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$126,140.77.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to adjourn and set the next meeting for June 26, 2014 at 8:15 AM.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – May 19, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on May 19, 2014 at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor, were also present.

Advance notice of the meeting was given by publication in the Stanton Register on May 7, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

Nate Gonner of KTIV/US92 attended the meeting.

The meeting was called to order at 8:05 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nayas: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the minutes of April 21, 2014 meeting.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The Board reviewed the letter received from the Nebraska Tax Equalization and Review Commission and placed it on file. The Nebraska Tax Equalization and Review Commission finds that no order proposing an adjustment of the value for a class or subclass of real property in Stanton County for tax year 2014 be entered and that no further proceedings be held to determine whether an adjustment should be made.

Cheryl Wolverton, County Assessor, presented and explained the correction sheets for the month.

Motion made by Kment, seconded by Gutshall to approve and authorize the chairman to sign the correction sheet numbered 4033-4035 and place them on file.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Cheryl submitted a list of Over, Under and Omitted Values of property within Stanton County. She explained the updates and/or changes to the listed properties.

Motion made by Gutshall, seconded by Kment to approve the list of Over, Under and Omitted Values and allow the County Assessor to adjust the tax rolls.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to adjourn and set the next meeting for June 16, 2014 at 8:00 AM.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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COMMISSIONER’S PROCEEDINGS – May 19, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on May 19, 2014 at 8:15 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on May 7, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

Nate Gonner of KTIV/US92 attended the meeting.

The meeting was called to order at 8:15 AM by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the minutes of April 21, 2014 and May 1, 2014 meetings.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

- Nebraska Public Power District, Columbus – Hoskins Neligh 345 kV transmission line project
- Omni Engineering, Omaha – road repair products

Replacement of furnace at the extension building was discussed. Quotes were received from: Johnson’s Inc, Norfolk and Pettitt Plumbing Heating & AC Inc, Norfolk.

Motion made by Gutshall, seconded by Weatherholt to table the matter to the June 16, 2014 meeting until a 3rd quote can be received.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Discussion was held on disposal of surplus items consisting of old computers, furniture, etc. No action taken.

Motion made by Kment, seconded by Gutshall to approve the following Resolution to transfer funds from the General Fund to the Road Fund:

Resolution No. 2014.05 – 015:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$600,000.00 from the General Fund to the Road Fund.

AND, that the same is hereby approved.

Dated this 19th day of May, 2014.

Board of Commissioner
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to add and release pledged security:

RESOLUTION No. 2014.05 – 016:

BE IT HEREBY RESOLVED, that Bank First, Norfolk, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

Cass Co NE Sch Dist 032, #148015CM0 Due 12/15/2014 \$125,000.00

AND, that the release of the following security is also hereby approved:

Otoe Co NE Sch Dist, #68905FDE6 Due 11/15/2023 \$125,000.00

AND, that the same is hereby approved.

Dated this 19th day of May, 2014.

Board of Commissioner
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

No one appeared on behalf of the Special Designated Liquor License applications received from Taylor Creek Golf Club – Kevin Signor. Discussion held on each application. Items discussed were security personnel, prior incidents and future requirement of a Certificate of Liability Insurance in an amount of \$1,000,000. The sheriff's office has no objection to the licenses, but due to prior incidents requires a list of all security personnel be provided prior to each event. No security personnel were listed on the June 21, 2014 application. The August 23, 2014 application listed security personnel who are not of an authorized security company.

Motion made by Gutshall, seconded by Kment to approve the application for a Special Designated Liquor License for Taylor Creek Golf Club – Kevin Signor for the Norfolk High Class Reunion on June 21, 2014 with the contingency that the applicant provide a Certificate of Liability in an amount of \$1,000,000 and a list of a minimum of 4 security personnel prior to the application request being submitted to the Nebraska Liquor Control Commission for issuance.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to table the application for the Special Designated Liquor License for August 23, 2014 until the June 16, 2014 meeting to allow the applicant to provide a Certificate of Liability in an amount of \$1,000,000 and a list of security personnel from an authorized security company to the County Board before approval will be considered.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

LaLene Bates, Planning and Zoning Administrator, joined the meeting.

The chairman opened the hearing at 9:30 AM for the Residential Use Permit application of David Loseke to construct a residence on property located in NW NE & S½ NE 31-21-2. No one appeared for the hearing. LaLene reviewed the application with the board.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Gutshall to approve the Residential Use Permit application of David Loseke to construct a resident on property located in NW NE & S½ NE 31-21-2, as per the Planning Commission recommendations.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

The chairman opened the hearing at 9:40 AM for the Residential Use Permit application of Myles Kabes to replace a residence on property located in Pt N½ SW & SW SW 18-21-2. No one appeared for the hearing. LaLene reviewed the application with the board.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the Residential Use Permit application of Myles Kabes to replace a residence on property located in Pt N½ SW & SW SW 18-21-2, as per the Planning Commission recommendations.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve and sign the gravel contracts received from Arps Sand & Concrete, S&S Willers dba Pilger Sand & Gravel and Matteo Sand & Gravel.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Frankie Charipar did not appear.

Mark Mainelli, Highway Consultant, joined the meeting.

Mark updated the Board on the 2012 Accident Map received from Nebraska Department of Roads. A request to update the County Public Road Map was also received from the Nebraska Department of Roads. Commissioners are to verify and update information on the map pertaining to their districts. Discussion was held on the closure of 837 Rd. Landowners and interested parties are to be contacted prior to setting a hearing date. Culvert projects within the county were discussed.

Dennis Rohrbaugh, Construction Coordinator for Black Hills Energy and Shayne Huxoll, Representative of Olsson Associates joined the meeting. Discussion held on a natural gas line being designed for Northeast Nebraska to run from Bancroft to Norfolk. Discussed were the possible route through Stanton County, schedule for design and construction and plans to acquire right of way. Projected construction timeframe Spring of 2015 to Fall of 2015. The board advised those present to provide notification of the route to enable the County to address conflicts with future county projects. Proper notification to be given to all property owners, obtain right of way or right of entry. Black Hills Energy and Olsson Associates employees to take notice of public safety at all times by placement of flags or signs indicating work ahead by surveyors, workers, etc.

Bid letting for a new maintainer for District 1 was held 11:00 AM.

Bids were received as follows:

Murphy Tractor & Equip Co - Sioux City IA Dan Barnes, representative	John Deere 670G Motor Grader, 220hp: \$237,097.00 Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$110,000.00 Delivered Price: \$127,097.00 [Bid No.1]
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	John Deere 770G Motor Grader, 245hp: \$248,449.00 Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$110,000.00 Delivered Price: \$138,449.00 [Bid No.2]
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Nebraska Machinery Co Inc - Norfolk NE Randi Hale, representative	Cat 12M2 Motor Grader, 223hp: \$232,068.00 Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$90,000.00 Delivered Price: \$142,068.00 [Bid No.1]
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	Cat 140M2 Motor Grader: \$261,488.00 Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$90,000.00
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Delivered Price: \$171,488.00
[Bid No.2]

Titan Machinery -
Omaha NE
Gary Groteluschen

Case 885B DHP Motor Grader: \$229,068.00
Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$76,000.00
Delivered Price: \$153,068.00
[Bid No.1]

Case 885B DHP Motor Grader – contingent upon joining Minnesota
Cooperative Purchasing Venture: \$213,342.00
Less Trade 2000 Caterpillar 140H, sn: 2ZK05372: \$76,000.00
Delivered Price: \$137,342.00
[Bid No.2]

A discussion was held with Dan Barnes, Murphy Tractor & Equipment representative, Randi Hale, Nebraska Machinery representative and Gary Groteluschen, Titan Machinery representative, on the specifications and features of each of their machines.

Motion made by Gutshall, seconded by Kment to table the decision until June 16, 2014 at 11:00 AM, with the bid figures submitted, to give the road department an opportunity to demo the different machines.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Bid letting for a new maintainer for District 3 set for June 16, 2014 at 11:10 AM

Brenda Dahlstrom, GIS workshop, did not appear.

Motion made by Kment, seconded by Gutshall, to approve for the month of April the County Clerk fees in the amount of \$2,440.56; Documentary Stamp Tax, co shr in the amount of \$1,802.82; P&M Fund fees in the amount of \$375.50; Game and Parks Agent fees in the amount of \$18.00; Misc Copy fees in the amount of \$22.26; Clerk of the District Court fees in the amount of \$100.39; Passport fees in the amount of \$100.00; County Treasurer's receipt of money received numbered 0016598 – 0016646, inclusive in the amount of \$489,073.17; Veterans' Service Office 3rd Quarter Report 2013-2014.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - Ameritas Retirement, ret – co shr, 5803.40; Appera, supplies, 31.34; Kim Bearnese, meals etc, 371.84; Big Red Printing Inc, supplies, 870.05; Black Hills Energy, utilities, 126.56; Blue Cross/Blue Shield, ins – co shr, 26873.28; Bomgaars, supplies, 3.99; Gary Carson, postage, 6.20; Cornhusker Auto Center, repairs, 38.64; Martha Detlefsen, prior service, 12.00; Douglas County Health Center, services, 250.00; Election Board Workers, 3248.56; Election Systems & Software Inc, supplies etc, 4624.38; Emmetts Foodtown, supplies, 37.88; Ewalt Law Office PC LLO, public defender, 2100.00; Fairfield Inn & Suites, lodging, 359.80; Farmers Cooperative, fuel, 2402.22; First Concord Benefits Group, flex benefits, 26.00; Floor Maintenance & Supply Co, supplies, 293.70; See Store 1 LLC (Gene's Roadrunner), fuel, 1144.91; Grafix Shoppe, supplies, 917.00; Brittini Hart, services, 192.00; Wanda Heermann, mileage, 34.16; IRS USA Tax Pymt, so sec tax – co shr, 6241.81; Ivy Manor/Housing Authority, rent, 75.00; Jack B Scherer LLC, services, 321.57; Jacks Uniform & Equipment, supplies, 464.68; Diane Kander, mileage, 15.68; W. Bert Lampli, office allowance, 757.48; Verlyn Luebbe, atty fees, 1182.56; Luedeke Oil Co Inc, fuel, 938.07; Lynn Peavey Co, supplies, 242.95; Madison County Court, costs, 2.25, Madison County Sheriff, boarding, 550.00; Madison National Life Ins Co, ins – co shr, 2.67; Microfilm Imaging Systems Inc, dues etc, 624.00; Mid-American Benefits Inc, hra fees etc, 13586.00; Midwest Special Services, services, 75.60; MIPS Inc, services, 2465.43; MPH Industries Inc, equipment, 2992.00; National Assn of Co Treasurers, convention, 150.00; Nebraska Association Co Ext Boards, dues etc, 100.00; Nebraska Association of Co Officials, dues, 85.00; Nebraska Clerk of Dist Court Assoc, reg fee, 75.00; Nebraska Health & Human Services, services, 93.00; Nebraska Supreme Court, dues, 200.00; New Orleans Downtown Marriott, lodging, 682.35; Lavern Newkirk, prior service, 17.00; Northeast Nebraska Area Agency Aging, services, 2528.00; Northeast Nebraska Economic Dev Dist, dues, 875.00; Osmond Pharmacy, prescriptions, 15.45; Michael Petersen, lodging etc, 122.51; Pierce County Sheriff, boarding, 3300.00; Pilger Senior Citizens Center, rent, 75.00; Power Computing Inc, supplies, 104.13; William G Schellen dba Prime Align, services, 1920.00; Prime Sanitation Service, trash removal, 39.75; Ramada Inn, workshop, 365.00; Rita Roenfeldt, prior services, 20.00; Emm's Courts dba Schultz Vogel-Johnson Mortuary, services, 989.00; Sioux Sales Company, supplies, 1000.30; Stanton Auto Parts, services, 272.95; Stanton County Clerk, supplies, 15.00; Stanton County Court, court costs, 420.00; Stanton County Imprest Acct, fees, 19.75; Stanton County Public Power District, utilities, 1479.30; Stanton Hardware Hank, supplies, 95.94; Stanton Printing, printing, 697.68; Stanton Telecom, services, 1556.63, Stanton Water & Sewer, services, 129.00; State Nebraska-Dept Corr Serv, boarding, 897.10; Teeco Inc, supplies, 88.50; Brenda K Thomas, services, 510.00; Thomson Reuters-West, supplies, 693.00; Thurston County Sheriff, boarding, 4100.00; Mike Unger, Co Sheriff, shf fees, 66.00; Rebecca Unger, services, 64.00; UNL ITS Communication Center, services, 46.15; Card Services, meals, 15.34; Vogt Pharmacies Inc, prescription, 51.78; Western Office Technologies, supplies, 1144.20; White Water Wash, services, 550.00; Cheryl M. Wolverton, mileage, 16.80; Woodland Park Elementary School, rent, 75.00; Sandra Zoubek – Treasurer, ach fees, 19.50; Sandra Zoubek, lodging etc, 276.00;

ROAD FUND - Ameritas Retirement, ret – co shr, 2681.69; Appera, towel service, 32.40; ARPS Gravel & Concrete Inc, gravel, 6738.30; ATCO International, supplies, 2285.71; B's Enterprises Inc; signs, 10171.77; B & A's Welding, supplies, 31.00; Black Hills Energy, utilities, 105.24; Blue Cross Blue Shield, ins – co shr, 16075.79; Century Link, services, 47.43; Century Lumber Center, supplies, 221.49; Janice Coates, prior service, 17.00; Daryl's Animal Control, services, 1050.00; Doernemann Construction Inc, services, 685.00; Farmers Cooperative, fuel etc, 15738.15; IRS USA

Tax Pymt, so sec tax – co shr, 2990.96; Island Supply Welding Co, supplies, 100.95; Kimball Midwest, supplies, 262.18; Kuehn’s Auto Body Inc, services, 113.63; Luedeke Oil Co Inc, fuel etc, 6311.63; Mainelli Wagner & Associates Inc, eng serv etc, 31555.72; Martin Marietta Materials, supplies, 1145.27; Medical Enterprises Inc, costs, 31.00; Merchants Capital Resources Inc, payment, 3244.98; Mid American Benefits Inc, hra fees, 7500.00; Midwest Services & Sales Co, supplies, 4203.80; NMC Exchange LLC, services, 11270.54; Norfolk NAPA, supplies, 2.00; S & S Willers Inc dba Pilger Sand & Gravel, supplies, 9460.67; PowerPlan, services, 327.79; Prime Sanitation Service, trash removal, 44.00; Ron’s Ag & Auto Repair, repairs, 159.00; Stanton Auto Parts, services, 56.41; Stanton County Public Power Dist, utilities, 383.27; Stanton Hardware Hank, supplies, 133.03; Stanton Printing, printing, 75.00; Stanton Telecom Inc, services, 195.29; Stanton Water & Sewer, services, 38.50; Stern Oil Co Inc, services, 3639.11; Teeco Inc, supplies, 24.35; US Cellular, services, 125.38; Village of Pilger, utilities, 88.59; Elsworth G. Voelker, prior service, 13.00; West Point Implement Inc, services, 5325.97; Zee Medical Service Co, supplies, 32.85;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 24.64; Farmers Cooperative, fuel, 279.38; Sanford Goshorn, supplies etc, 113.84; IRS USA Tax Pymt, so sec tax – co shr, 27.92; Stanton Hardware Hank, supplies, 27.97; Western Office Technologies, supplies, 38.13;

VETERAN’S AID FUND - Veterans Aid Commission, veterans aid , 500.00;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 142.51;

ROAD ALLOCATION BOND FUND - Theisen Construction Inc, services, 51049.48;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$123,206.81.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nayas: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to adjourn and set the next regular meeting for June 16, 2014 at 8:15 AM and to set the fiscal year-end meeting for Thursday, June 26, 2014 at 8:00 AM.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nayas: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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COMMISSIONER’S PROCEEDINGS – Special Meeting – May 1, 2014

A special meeting of the Board of Commissioners of Stanton County, Nebraska, was held in the open and public session on Thursday, May 1, 2014 at 8:00 A.M. in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Commissioners. David Gutshall was absent. Wanda Heermann, County Clerk, was also present.

Advance notice of the meeting was given by publication in the Stanton Register on April 23, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the commissioners, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:04 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Hearing on the Application of Off Road Ranch LLC for a liquor license was opened at 8:05 A.M. by Chairman Weatherholt. No one appeared for the hearing. The county clerk presented the board with a letter received from Kevin Signor withdrawing his application for a liquor license.

Motion made by Kment, seconded by Weatherholt to close the hearing.

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment that no action needed due to the withdrawal of the application of Kevin Signor for a liquor license.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

W. Bert Lampli, County Attorney, joined the meeting.

Discussion held on the HRA (medical reimbursement) revision plan received in reference to the deductible and out-of-pocket expenses incurred by the employees. An Administrative Services Agreement was received from Mid-American Benefits Inc. on the administration of the HRA plan. The HRA (medical reimbursement) plan and Administrative Services Agreement were reviewed by the County Board and County Attorney.

Motion made by Kment and seconded by Weatherholt to authorize the chairman to sign the HRA revision plan and the Administrative Services Agreement contingent upon the review by the County Attorney of the additional documents requested.

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Discussion held on the current HRA \$1,500 contribution per employee approved March 17, 2014.

Motion made by Kment, seconded by Weatherholt to correct the previous March 17, 2014 motion to read as "The County will contribute \$1,500 per employee eligible for insurance coverage through the county health plan."

Voting: Ayes: Kment and Weatherholt. Nayas: None. Absent: Gutshall. Motion Carried.

Motion made by Weatherholt, seconded by Kment to adjourn and set the next meeting for May 19, 2014 at 8:15 A.M.

Voting: Ayes: Weatherholt and Kment. Nayas: None. Absent: Gutshall. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – April 21, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on April 21, 2014 at 8:00 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk and Deb Hoehne, Deputy County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on April 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:03 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nayas: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of March 17, 2014 meeting.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

Rolland Lorensen, member of the public, attended the meeting.

The deputy assessor presented and explained the correction sheet for the month.

Motion made by Kment, seconded by Gutshall to approve and authorize the chairman to sign the correction sheet numbered 4032 and place it on file.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

Deb submitted a list of Over, Under and Omitted Values of property. She explained that physical viewing of property has been completed within the county and changes were made to the properties listed.

Motion made by Kment, seconded by Gutshall to approve the list of Over, Under and Omitted Values and allow the County Assessor to adjust the tax rolls.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Comparison sheet of 2014 Agland Values of surrounding counties was presented to the commissioners for informational reference.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for May 19, 2014 at 8:00 A.M.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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COMMISSIONER’S PROCEEDINGS – April 21, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on April 21, 2014 at 8:15 A.M. in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on April 9, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:15 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the minutes of March 17, 2014 meeting with the correction to the paragraph in reference to the garage door which should have read garage door opener had been installed on the floral hall; the minutes of April 10, 2014 Emergency meeting and the April 15, 2014 Emergency meeting.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Rolland Lorensen, member of the public, attended the meeting.

- The following correspondence was reviewed and placed on file:
- Wesley Ehlers, Sequoia Consulting Group, Henderson NE – reimbursement services
 - Stanton United Methodist Church, Stanton NE – thank you
 - Dennis Vodicka, Nebraska City NE – structural bridge designer/bridge inspector
 - Michael Diskin, Natl Assoc Co Collectors, etal – sponsor/associate member
 - Elkhorn Valley LEPC – agenda and minutes
 - Merrick Foundation Inc – painting legacy
 - William Cook, Lincoln NE – comparison prices: concrete v. asphalt
 - State Nebraska, Dept Road – 2015-2029 transporation projects
 - Northeast Community College, Norfolk NE – 2013 graduate employment report
 - Urgent Care of Norfolk, Norfolk NE – on call employee health
 - Morrow Davies & Toelle PC – audit findings
 - Thurston County Board of Supervisors – county jail location

Sanford Goshorn, Emergency Manager, joined the meeting to discuss tower service within the county. Sanford informed the board of an option to install a repeater unit on the REA Tejkl tower to improve service in the southwest area of the county. The approximate cost of the repeater unit is \$2,300.00.

Motion made by Gutshall, seconded by Kment to authorize the purchase of a repeater unit for installation on the REA tower at the approximate cost of \$2,300.00.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

The county clerk advised the board of two outstanding checks from the fiscal year 2012-2013. Payments were made in the fiscal year 2013-2014 to cover the same amounts.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to cancel outstanding checks:

RESOLUTION No. 2014.04 – 011:

BE IT HEREBY RESOLVED that the Board of Commissioners of Stanton County, Nebraska deems it necessary to cancel the following outstanding checks:

General Fund: No. 13060049 in the amount of \$47.00
Road Fund: No. 13060121 in the amount of \$437.00

AND, that the same is hereby approved.

Dated this 21st day of April, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to transfer funds from the Road Fund to the Road Sinking Fund:

RESOLUTION No. 2014.04 – 012:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton county, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$250,000.00 from the Road Fund to the County Road Sinking Fund.

AND, that the same is hereby approved.

Dated this 21st day of April, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:

/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to approve the following Resolution to add and release pledged security:

RESOLUTION No. 2014.04 – 013:

BE IT HEREBY RESOLVED, that Midwest Bank NA, Pilger, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

Sarpy Co NE SID 80376RDQ8 Due 9/15/2025 \$125,000.00

AND, that the release of the following security is also hereby approved:

Beatrice NE Combined Util 074122DE9 Due 5/12/2014 \$125,000.00

AND, BE IT FURTHER RESOLVED, that Stanton State Bank, Stanton, Nebraska wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

Federal Home Loan Banks #313370SZ2 Due 9/8/2017 \$300,000.00

AND, that the same is hereby approved.

Dated this 21st day of April, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt

/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Dave updated the board on information received from Dennis Maggart on health insurance buy out options. Cash Out funds are taxable to the employee and subject to payroll taxes. More information is needed on the revision of the HRA plan before changes will be made.

Discussion was held on the extension building furnace. Due to the high electrical cost replacement of the existing furnace with a new gas furnace or a thermal unit was discussed. Quotes were requested; no response received from Heartland Heating and Air; quote received from Johnson's Inc. Additional quotes to be requested from Norfolk Air Inc and Volkman Plumbing Heating and Air. No action taken.

LaLene Bates, Planning and Zoning Administrator, joined the meeting. She presented the proposed addition of the Energy Element Plan to the Stanton County Comprehensive Plan. Hearing on the proposed addition was held March 17, 2014 with the approval being tabled until a revised printed copy was received.

Motion made by Gutshall, seconded by Kment to approve the following Resolution for the proposed addition of the Energy Element Plan to the Stanton County Comprehensive Plan:

RESOLUTION No. 2014.04 – 014:

BE IT RESOLVED, that the Board of Commissioners of Stanton County, Nebraska approves the proposed addition of the Energy Element Plan to the Stanton County Comprehensive Plan as revised with the additions and corrections.

AND, that the same is hereby approved.

Dated this 21st day of April, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ Jerry Weatherholt
/s/ David Gutshall
/s/ Dennis Kment

Attest:
/s/ Wanda Heermann
Stanton County Clerk [seal]

LaLene also updated the Board of zoning matters within the county.

Mark Mainelli, Highway Consultant, joined the meeting.

Mike Unger, County Sheriff, joined the meeting to discuss concerns with the jail fund budget. Due to increased activity this fund will be depleted before the end of the fiscal year. The board advised Mike that if the jail budget is depleted expenses could be paid through the miscellaneous general fund. Also discussion held on various incidents within the county.

Frankie Charipar did not appear.

Mark Mainelli presented quotes for materials only for Project No. C-84(337), Description: triple 48"x36' CMP w/headwalls & wingwalls. Quotes received:

Midwest Service and Sales Co, Schuyler NE	\$15,373.38
B's Enterprises Inc, Norfolk NE	\$17,565.56
Metal Culverts Inc, Jefferson City MO	\$19,244.60

Motion made by Gutshall, seconded by Kment to accept the quote of Midwest Service and Sales Co, Schuyler for project C-84(337) materials only in the amount of \$15,373.38.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Appearing for the gravel bid letting were: Mike Arps representative of Arps Gravel & Concrete Inc, Fremont; Chad Matteo representative of Matteo Sand & Gravel, Norfolk; and Scott Willers representative of S&S Willers Inc., Pilger.

Gravel bid letting was held at 10:45 AM. Bids were received from the following:

Arps Gravel & Concrete Inc
S&S Willers Inc. dba Pilger Sand & Gravel
Matteo Sand & Gravel

The chairman opened the sealed bids and read them aloud. Discussion was held between gravel providers and the Board members.

Motion made by Gutshall, seconded by Weatherholt to accept all bids and to purchase gravel at the pits with the lowest price and where hauling is most economical and to purchase delivered gravel at the pit where it is available at the lowest price for purchase of delivered gravel.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Mark Mainelli presented the board with his road closure study on 837 Road between Sections 15/22, Township 23 North, Range 1 East; said road being between 561 Avenue and 562 Avenue, also known as 837 Road. Matter continued until the next meeting to allow more time to contact landowners.

General discussion held on highway allocation funds, road closures and county equipment

Michelle Evert, Responsible Charge, joined the meeting. She updated the board on the completion of the Stanton Southeast Bridge Project. Michelle informed the board the next project will be Stanton North.

Bid letting for new maintainer set for May 19, 2014 at 11:00 AM.

Motion made by Weatherholt, seconded by Gutshall, to approve for the month of March the County Clerk fees in the amount of \$2,435.23; Documentary Stamp Tax, co shr in the amount of \$2,954.20; P&M Fund fees in the amount of \$388.00; Game and Parks Agent fees in the amount of \$12.00; Misc Copy fees in the amount of \$26.00; Clerk of the District Court fees in the amount of \$149.62; Passport fees in the amount of \$75.00; County Treasurer's receipt of money received numbered 016542 – 016597, inclusive in the amount of \$441,804.60; County Sheriff's 1st Quarter Report 2014 (Jan-Mar);

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - Ameritas Retirement, ret – co shr, 6032.61; The Apothecary Shop prescriptions, 51.78; Appera, supplies, 27.16; Bear Graphics Inc, supplies, 898.88; Kim Bearnese, meals etc, 247.72; Black Hills Energy, utilities, 120.97; Blue Cross/Blue Shield, ins – co shr, 26873.28; Bryan Physician Network, services, 188.00; Gary Carson, mileage etc, 392.88; City of Stanton, rent fee, 15.00; Constellation NewEnergy, utilities, 325.96; Martha Detlefsen, prior service, 12.00; Robin Dolesh, mileage etc, 54.64; Dugan Business Forms, supplies, 727.15; Eakes Office Products Inc, supplies, 150.19; 81 Auto Glass LLC, services, 180.00; Election Systems & Software Inc, supplies etc, 3524.67; Emmett's Foodtown, supplies, 7.43; Ewalt Law Office PC LLO, public defender, 2100.00; Faith Regional Health Services, services, 70.00; Farmers Cooperative, fuel, 1972.50; First Concord Benefits Group, flex benefits, 26.00; Floor Maintenance & Supply Co, supplies, 192.42; Don Frank, mileage etc, 204.33; See Store 1 LLC (Gene's Roadrunner), fuel, 1724.46; Carolyn Glaser, mileage, 6.49; Jeremy Goeken, services, 25.00; Brittini Hart, services, 128.00; Wanda Heermann, mileage, 15.68; Holiday Inn Express – Hastings, lodging, 166.00; IRS USA Tax Pymt, so sec tax – co shr, 6482.50; Mike Kabes, mileage etc, 56.88; Gerald Kuhn, mileage etc, 55.76; Russell Kumm, mileage etc, 20.60; W. Bert Lamli, office allowance, 757.48; Lexisnexis Matthew Bender, supplies, 68.66; Lincoln Fire & Rescue, services, 929.08; Lincoln Radiology Group PC, services, 395.00; Luedeke Oil Co Inc, fuel, 1424.49; Madison County Sheriff, costs, 90.27; Madison National Life Ins Co, ins – co shr, 2.67; Diann Marotz, mileage etc, 26.20; Mid-American Benefits Inc, hra fees, 336.00; Midwest Special Services, services, 2073.60; MIPS Inc, services, 2904.12; Morrow Davies & Toelle PC, services, 8100.00; Nebraska Assn of Co Treasurers, convention, 125.00; Nebraska County Attorneys Assoc, dues etc, 957.00; Nebraska Health & Human Services, boarding, 93.00; NE Public Health Environmental Lab, services, 315.00; NEREC/UNL, equipment, 2580.76; Lavern Newkirk, prior service, 17.00; Aaron Nygren, mileage, 48.16; Douglas Oertwich, mileage, 10.08; Osmond Pharmacy, prescriptions, 20.57; Pathology Medical Services, services, 86.60; Pierce County Sheriff, boarding, 4450.00; Platte County Detention Facility, boarding, 600.00; Sarah Polacek, supplies, 50.00; Power Computing Inc, supplies, 39.95; William G Schellen dba Prime Align, services, 35.00; Prime Sanitation Service, trash removal, 39.75; Zach Ramaker, mileage etc, 50.16; Region IV Inc, services, 1874.50; Rita Roenfeldt, prior services, 20.00; Seal A Card, supplies, 62.00; Ken Shriver, mileage etc, 40.76; Stanton County Clerk, postage, 12.27; Stanton County Imprest Acct, fees, 19.00; Stanton County Public Power Dist, utilities, 1516.62; Stanton Hardware Hank, supplies, 17.22; Stanton Printing, printing, 787.80; Stanton State Bank, supplies, 21.05; Stanton Telecom, services, 1496.21; Stanton Water & Sewer, services, 129.68; Star City Medical Clinic PC, services, 370.00; State Nebraska – Dept Corr Serv, boarding, 1332.27; Stephens Peck Inc, supplies, 85.00; Teeco Inc, supplies, 82.00; Brenda K Thomas, services, 510.00; Thurston County Sheriff, services, 4750.00; Mike Unger Co Sheriff, services, 19.00; UNL 4-H Youth Development, supplies, 6.00; UNL ITS Communication Center, services, 46.15; Kirk Van Pelt, services, 300.00; Warren Garage Door Inc, equipment, 80.00; Western Office Technologies, supplies, 1406.09; Mark Wieman, mileage etc, 280.88; Sandra Zoubek – Treasurer, printing etc, 154.50;

ROAD FUND - Ameritas Retirement, ret – co shr, 2675.32; Appera, towel service, 32.40; ARPS Gravel & Concrete Inc, gravel, 7726.50; ATCO International, supplies, 1131.00; Black Hills Energy, utilities, 63.68; Blue Cross Blue Shield, ins – co shr, 16075.79; BOK Financial, interest payment, 18388.75; Bomgaars, supplies, 83.40; Eugene Brester, supplies, 187.25; Century Link, services, 47.42; Janice Coates, prior service, 17.00; Constellation Newenergy, services, 180.10; Cornhusker International Trucks Inc, services, 2519.87; Doernemann Farm Service Inc, services, 55.07; Eisenmann Supplies Inc, services, 88.09; Electrical Engineering & Equip Co, services, 164.84; Farmers Cooperative, fuel etc, 12174.08; Farmers Union Coop Supply Co, supplies, 345.18; IRS USA Tax Pymt, so sec tax – co shr, 2983.74; Island Supply Welding Co, supplies, 115.21; Kayton International Inc, services, 4203.08; Kimball Midwest, supplies, 196.64; Kryger Glass Co, repairs, 149.25; Luedeke Oil Co Inc, fuel etc, 10341.18; Mainelli Wagner & Associates Inc, eng serv etc, 38772.50; Martin Marietta Materials, supplies, 5512.61, Anthony D McPhillips, supplies, 66.96; Menards, supplies, 276.33; Merchants Capital Resources Inc, payment, 3244.98; Midwest Services & Sales Co, supplies, 4678.00; NMC Exchange LLC, services, 15170.54; Norfolk Transmission & Muffler Svc, services, 3053.98; NMG LLC dba Norfolk Works, fees, 38.00; PowerPlan, services, 1561.78; Prime Sanitation Service, trash removal, 44.00; R&G & Sons Towing, services, 75.00; Road Builders Machinery & Supply Co, repairs, 730.26; Rons Ag & Auto Repair, repairs, 720.16; OL Scheer Co dba Scheers Ace Hardware, supplies, 394.83; Stanton Auto Parts, services, 1174.31; Stanton

County Public Power Dist, utilities, 775.33; Stanton Hardware Hank, supplies, 47.49; Stanton Telecom Inc, services, 1836.70; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; Topps Body Shop, services, 69.00; US Cellular, services, 135.71; Vics Engine Service, services, 68.24; Village of Pilger, utilities, 91.04; Elsworth G. Voelker, prior service, 13.00; Zee Medical Service Co, supplies, 65.90;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 20.59; Elkhorn Logan Valley Public Health, supplies, 107.25; Farmers Cooperative, fuel, 206.06; Sanford Goshorn, supplies etc, 112.51; IRS USA Tax Pymt, so sec tax – co shr, 23.33; Radio Shack Corporation, supplies, 392.66; Stanton Auto Parts, services, 17.50; Verizon Wireless, services, 250.00;

INHERITANCE TAX FUND - Engelhardt TV & Communications Inc, tower , 164.50; Stanton County Public Power District, tower, 159.72;

ROAD ALLOCATION BONDS - Theisen Construction Inc, services, 7500.00;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$126,198.61.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for May 1, 2014 at 8:00 A.M.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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COMMISSIONER’S PROCEEDINGS – Emergency Meeting – April 15, 2014

An emergency meeting of the Board of Commissioners of Stanton County, Nebraska, was held in the open and public session on Tuesday, April 15, 2014 at 8:00 A.M. in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk, was also present.

Notice of the meeting was given in advance thereof by posting in three (3) public places, those being the Courthouse, Post Office and City Hall, prior to the meeting. A copy of the acknowledgment of posting such notice is attached to these minutes.

Notice of the meeting was given in advance to the commissioners, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 1:00 P.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Sandy Zoubek, County Treasurer and Cheryl Wolverton, County Assessor joined the meeting for the discussion on health insurance. W. Bert Lampli, County Attorney, joined the meeting during the discussion.

Dennis Maggart, NACO Benefit Services representative, appeared for the discussion on the group health insurance. Mr. Maggart presented a comparison of different health plans that are comparable to the prior health plan of Stanton County. The Bronze 301 plan adopted is similar to our current health plan with the exception of the aggregate deductible, out-of-pocket limit and the prescription drug coverage. Options discussed were to revise the current Health Reimbursement Arrangement (HRA) or establish a Health Savings Account (HSA) to address the additional out-of-pocket expenses. The current HRA plan can be revised to be comparable to the prior health plan in reference to the deductible and out-of-pocket expenses incurred by the employees. More information and options to be obtained in reference to the revision of the HRA plan.

Matter tabled until revisions are received and reviewed.

Motion made by Kment, seconded by Gutshall to adjourn the meeting. Regular commissioner’s meeting previously set for April 21, 2014 at 8:15 A.M.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

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COMMISSIONER'S PROCEEDINGS – Emergency Meeting – April 10, 2014

An emergency meeting of the Board of Commissioners of Stanton County, Nebraska, was held in the open and public session on Thursday, April 10, 2014 at 8:00 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk, was also present.

Notice of the meeting was given in advance thereof by posting in three (3) public places, those being the Courthouse, Post Office and City Hall, prior to the meeting. A copy of the acknowledgment of posting such notice is attached to these minutes.

Notice of the meeting was given in advance to the commissioners, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:03 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Gutshall to approve the agenda.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

Sandy Zoubek, County Treasurer; Cheryl Wolverton, County Assessor; Tony McPhillips, Veterans' Service Officer and Mike Unger, County Sheriff joined the meeting for the discussion on health insurance.

An issue with the new group health insurance plan was discussed. Issues have arisen concerning the out-of-pocket limit based on the deductible type: aggregate versus embedded. More information to be obtained before any change is made to the new health insurance plan.

Matter tabled until more information can be obtained.

Motion made by Kment, seconded by Gutshall to adjourn the meeting. Regular commissioner's meeting previously set for April 21, 2014 at 8:15 A.M.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – March 17, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on March 17, 2014 at 8:00 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall and Dennis Kment, Board of Equalization. Jerry Weatherholt was absent. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on March 5, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 A.M. by Vice Chairman Kment, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of February 18, 2014 meeting.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Rolland Lorensen, member of the public, attended the meeting.

Cheryl Wolverton, County Assessor, presented and explained the correction sheet for the month.

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the correction sheet numbered 4031 and place it on file.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Cheryl also presented to the board a listing of the 2014 land values.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for April 21, 2014 at 8:00 A.M.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

/s/ Dennis Kment, Vice Chairman, Board of Equalization, Stanton County, Nebraska
test: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – March 17, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on March 17, 2014 at 8:15 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall and Dennis Kment, Board of Commissioners. Jerry Weatherholt was absent. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on March 5, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

Rolland Lorensen, member of the public, attended the meeting.

The meeting was called to order at 8:20 A.M. by Vice Chairman Kment, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of February 18, 2014 meeting.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

The following correspondence was reviewed and placed on file:

- NIRMA – Spotlight on Safety and Preparedness seminars
- Figgins Construction Co Inc – introduction letter
- Ron Carmichael of Titan Machinery – contact information
- Larry Pelan, NIRMA – Cyber Risk Webinar
- State Nebraska, Office CIO – County Representative for County Communication
- State Nebraska, Emerg Mngmt Agcy – Disaster Closeout
- State Nebraska, Dept Roads – Bridge Inspec Prog Memo

The board reviewed a letter received from National Insurance Services regarding the renewal of Stanton County's Long Term Disability Policy.

Motion made by Gutshall, seconded by Kment to authorize the County Clerk to sign the acceptance of the renewal letter.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to add and release pledged security:

RESOLUTION No. 2014.03 – 008:

BE IT HEREBY RESOLVED, that Stanton State Bank, Stanton, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit:

US Treasury Notes No.912828RF9	Due 8/31/2016	\$200,000.00
	1.00%	

AND, that the release of the following security is also hereby approved:

Federal Home Loan Bks No.3133XJW38	Due 3/14/2014	\$100,000.00
	5.00%	
Federal Home Loan Bks No.3133XTEG7	Due 3/25/2014	\$100,000.00
	2.75%	

AND, that the same is hereby approved.

Dated this 17th day of March, 2014.

Board of Commissioners
/s/ David Gutshall
/s/ Dennis Kment
Absent: Jerry Weatherholt

Attest:
/s/ Wanda Heermann, Stanton County Clerk [seal]

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Special Designated Liquor License application received from Taylor Creek Golf Club – Kevin Signor for the Midwest Bikefest to be held on June 6 & 7, 2014 was reviewed. No one was present to object to the issuance of the license. The sheriff's office has no objection to the license, but does require a list of all security personnel that will be working.

Motion made by Gutshall, seconded by Kment to approve the application for a Special Designated Liquor License for Taylor Creek Golf Club – Kevin Signor for the Midwest Bikefest to be held on June 6 & 7, 2014.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Bids were opened for lawn care at the Courthouse as follows:

Nielsen Lawn Service	\$63.00 per mowing
Michael Race	\$85.00 per mowing

The Board reviewed and discussed all the bids received for lawn care.

Motion made by Gutshall, seconded by Kment to accept the bid of Nicholas Nielsen of Nielsen Lawn Service in the amount of \$63.00 per mowing. This would include bagging the grass, trimming, blowing off grass clippings and hauling grass clippings away.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Bids were opened for lawn maintenance at the Courthouse as follows:

Lawnco Lawn & Tree Care	\$720.41; 5 application granular program
Jack Scherer LLC	\$833.94; 5 applications – fertilizer, pest control, aeration

The Board reviewed and discussed all the bids received for lawn maintenance.

Motion made by Gutshall, seconded by Kment to accept the bid of Jack Scherer for lawn maintenance in the amount of \$833.94. This bid includes early spring pre-emergent fertilizer, bug and fertilizer, midsummer fertilizer, late fall application and power raking the lawn

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Melva Ball, representative for Stanton Methodist Church, appeared before the board to ask permission to use the courthouse parking lot as a gathering location. Discussion was held on the request to use the parking lot during the National Day of Prayer to be held on May 1, 2014. The use of the parking lot would be a gathering point and would only be used after 6:00 PM until approximately 7:00 PM on May 1, 2014.

Motion made by Gutshall, seconded by Kment to allow the Methodist Church to use the courthouse parking lot on May 1, 2014 after 6:00 PM as a gathering location.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Liability insurance coverage with NIRMA was discussed. By changing older equipment and vehicles to liability coverage instead of full coverage could save approximately \$5,000 per year. Proposed changes were to increase the

deductible and remove full coverage from older equipment and vehicles. Lists of equipment and vehicles covered were reviewed. Notations made of the older equipment and vehicles considered for coverage change.

Motion made by Gutshall, seconded by Kment to remove full coverage and apply physical damage on older equipment and vehicles as indicated on inventory lists and to raise the deductible from \$250 to \$1,000 on equipment, vehicles and buildings.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Discussion held on the dumping of trash and items (furniture, grass trimmings, etc.) along 561 Ave between 843 Rd and 844 Rd in Spring Branch precinct. Option suggested was the placing of a dumpster for trash. This option does not solve the issue of illegal dumping and might create more issues. Commissioner Gutshall will attend the SID No.1 meeting to update the board on concerns and suggestions for the dumping of trash. No action needed at this time.

Tom Schellpeper, President Stanton County Fair Board, joined the meeting to discuss the Interlocal Agreement between Stanton County Agricultural Society d/b/a Stanton County Fair Board and the Stanton County School District 3 a/k/a Stanton Community Schools. Mr. Schellpeper presented an agreement reached between the two parties for the use of the fairgrounds by the school. It was also noted that an Interlocal Agreement has been reached between the Stanton County Fair Board and the City of Stanton. These agreements will need to be approved by the County Board.

Motion made by Gutshall, seconded by Kment to authorize the Chairman or Vice Chairman to approve and sign the Interlocal Agreement between the Stanton County Fair Board and the Stanton Community School and the Interlocal Agreement between the Stanton County Fair Board and the City of Stanton.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Tom also advised the board that the garage door had been installed on the floral hall for the convenience of the extension office. Additional improvements discussed were: new lighting in the parking area; updating of buildings; and a food court building, 100'x40', approximate cost of \$60,000-\$70,000. Grant option being considered for cost of building.

Cheryl Wolverton and Sandy Zoubek joined the meeting.

Discussion held with those present on the Health Reimbursement Arrangement (HRA). Currently the county contributes \$1,500 per employee subscribed through the BCBS plan. The group health plan will be changing April 1, 2014 with additional costs to the employee due to the change of coverage. An additional contribution per employee was discussed to assist with this additional cost. No action taken at this time to allow transition to the new health insurance coverage. Matter tabled to April meeting.

The purchase of a new maintainer and the reconditioning of existing equipment were discussed. Information needed on the age and condition of the equipment. The commissioners will contact Darrell about the ages and conditions of the road equipment.

Gravel bid letting set for April 15, 2013 at 10:30 AM.

LaLene Bates, Planning and Zoning Administrator, joined the meeting.

The vice chairman opened the hearing at 9:33 AM for the Conditional Use Permit application of Lucille Gessell to apply wastewater solids on property located in Pt S½ SW 6-23-1, NW NE 7-23-1, and N½ NW 7-23-1. Todd Boling, Norfolk Wastewater Superintendent, was present for the hearing. LaLene explained the application is a renewal for 10 years and there was no opposition or complaints.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the Conditional Use Permit application of Lucille Gessell to apply wastewater solids on property located in Pt S½ SW 6-23-1, NW NE 7-23-1, and N½ NW 7-23-1, as per the Planning Commission conditions and recommendations.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

The vice chairman opened the hearing at 9:40 AM on the proposed addition of the Energy Element Plan to the Stanton County Comprehensive Plan. LaLene presented the proposed plan with additions and corrections.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall to table the approval of the proposed addition of the Energy Element Plan to the Stanton County Comprehensive Plan until the next regular meeting to allow a revised copy to be printed.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

LaLene updated the Board of zoning matters within the county. Removal of the tree stumps on the courthouse lawn was discussed. LaLene is to contact a tree removal service.

The resignation of Diane Marotz from the Planning and Zoning Commission Board was addressed. LaLene suggested the appointment of Don Frank to fill the vacancy on the board.

Motion made by Kment, seconded by Gutshall to appoint Don Frank to the Stanton County Planning and Zoning Commission Board to complete Diane Marotz's term.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Mike Unger, County Sheriff, joined the meeting to discuss an inmate medical cost. Discussion held on the medical issues, limit amount budgeted in the jail fund and an option of paying the costs through the miscellaneous general fund. Mike also updated the board on events occurring within the county.

Motion made by Gutshall, seconded by Kment to have the medical costs paid through the miscellaneous general fund.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

The vacating or closing 837 Rd between 561 Ave and 562 Ave was discussed.

Motion made by Kment, seconded by Gutshall to approve the following Resolution to direct a study of a county road:

RESOLUTION NO. 2014.03 – 009:

WHEREAS, The Board of Commissioners of Stanton County desire to investigate the feasibility of vacating or closing a road in Stanton County; and

WHEREAS, Nebraska State Statutes require that, prior to setting a date for a public hearing concerning the vacation or abandonment of a county road, the Board shall direct and/or receive a report from the County Highway Consultant documenting the use being made of the said road;

NOW, THEREFORE, BE IT RESOLVED, that the County Highway Consultant, Mark Mainelli with Mainelli Wagner & Associates, is hereby directed to make a study of the use being made of the following described road:

The road between Sections 15 and 22, Township 23 North, Range 1 East of the 6th P.M., Stanton County, Nebraska, said road being 837 Rd between 561 Ave and 562 Ave.

BE IT FURTHER RESOLVED that the County Highway Consultant shall file a written report of the study, including a recommendation on vacation or closure, with the Board of Commissioners within 30 days.

Adopted at Stanton, Nebraska this 17th day of March, 2014.

Board of Commissioners
Stanton County, Nebraska
/s/ David Gutshall
/s/ Dennis Kment
Absent: Jerry Weatherholt

Attest:

/s/ Wanda Heermann, Stanton County Clerk [seal]

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Tony McPhillips joined the meeting to update the board on the signage program. Tony has acquired a laptop to run the program software. The program has been downloaded and now is ready for sign information to be entered.

Jerry Weatherholt joined the meeting at 10:25 AM and presided as Chairman.

Kathy McFarland, representative of Mainelli Wagner & Associates, joined the meeting. Kathy advised the board that easements will need to be obtained with the vacation/closure of 837 Rd. She updated the board on One and Six projects, a Fracture Critical Bridge log that needs to be completed after a 3" or more rain, and that the SSAR report has been filed.

Discussion was held on the 2014 Fracture Critical Bridge Inspection Agreement, Project No. STP-NBIS(99), Control No. 00886.

Motion made by Kment, seconded by Gutshall to approve the following resolution to authorize the chairman to sign the Program Agreement for 2014 Fracture Critical Bridge Inspections, Project No. STP-NBIS(99), Control No. 00886:

RESOLUTION No. 2014.03 – 010:

RESOULTION
SIGNING OF A PROGRAM AGREEMENT
FOR 2014 FRACTURE CRITICAL BRIDGE INSPECTIONS

Whereas: the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

Whereas: Stanton 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: Stanton County and the NDOR wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.

Be It Resolved: by the Board of commissioner of Stanton County, Nebraska that:

Jerry Weatherholt, Chair of the Stanton County Board of Commissioners is hereby authorized to sign the attached Program Agreement between the Stanton County and the NDOR.

Project No.: STP-NBIS(99)
Control No.: 00886
Project Name: 2014 Statewide Fracture Critical Bridge Inspections

Adopted this 17th day of March, 2014 at Stanton, Nebraska.

The Board of Commissioners of Stanton County, Nebraska:

/s/ Jerry Weatherholt

/s/ David Gutshall

/s/ Dennis Kment

Board/Council Member Dennis Kment moved the adoption of said resolution;

Member David Gutshall Seconded the Motion.

Roll Call: 3 Yes 0 No Abstained Absent

Resolution adopted, signed and billed as adopted

Attest:

/s/ Wanda Heermann

Signature of County Clerk

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

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AGREEMENT FOR CONSULTANT INSPECTION AND
LOAN RE-RATING ON COUNTY FRACTURE CRITICAL BRIDGES

PROJECT NO. STP-NBIS(99)
CONTROL NO. 00886
STANTON COUNTY, NEBRASKA
STATE OF NEBRASKA DEPARTMENT OF ROADS
STATEWIDE 2014 FRACTURE CRITICAL BRIDGE INSPECTIONS AND LOAD RE-RATINGS

THIS AGREEMENT, entered into by and between Stanton County, Nebraska, hereinafter referred to as the "County", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State".

WITNESSETH

WHEREAS, certain bridges on county roads in said County have been designated as being eligible for Surface Transportation Program (STP) Funds by the Department of Transportation, Federal Highway Administration, hereinafter call FHWA, in compliance with Federal laws pertaining thereto, and

WHEREAS, STP Funds have been made available by Title 23 of the United States code, providing for the inspection and loan re-rating (Load re-rating is not necessary if bridge condition remains the same) of the fracture critical bridges on its public roads, and

WHEREAS, the Federal share payable on any project provided for by the above mentioned code shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and load re-rating costs thereof, and

WHEREAS, regulations for carrying into effect the provisions of the above mentioned code provide that the Federal share of the cost of such project shall be paid only to the State, and

WHEREAS, the County's share of the proposed project shall be twenty (20) percent of the actual project costs and this share shall be from County funds, and

WHEREAS, the State is willing to obtain Federal approval of the proposed work and Federal funds for the proposed project, with the understanding that no State funds including State-Aid Bridge funds are to be expended on this project, and

WHEREAS, the County has earmarked and will place in its fiscal budget sufficient funds to pay all project costs not paid by for Federal funds; such costs based on twenty (20) percent County participation are currently estimated to be \$900.00, but such costs may increase or decrease due to variations between the estimated and actual project costs, and

WHEREAS, the County desires the inspection and load re-rating (if necessary) of the fracture critical bridges on its public roads, as evidenced by the Resolution of the County board dated the 17th day of March, 2014, attached hereto, identified as Exhibit "A", and hereby made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

Section 1. The State and the County agree that the Federal share payable on this project shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and load re-rating (if necessary) costs thereof.

Section 2. The State hereby agrees to present this project to the FHWA for its approval, if necessary, and the County understands that no State funds will be expended for this project.

Section 3. The State agrees to cause to be performed the inspection and load re-rating (if necessary) of the fracture critical bridges that are due for inspection in 2014 in the County. The State will continue to have jurisdictional responsibility for all public bridges on the State highway system. Further, the State will be responsible for arranging for the inspection by consultants, for the county, on their fracture critical bridges. It is the intent of the parties that

this agreement does not shift to the County any jurisdictional responsibility for bridges on the State highway system, and does not shift any duty to the State for jurisdictional responsibility of any bridge off the State highway system.

Section 4. The proposed work of the Consultant shall be performed in accordance with the following publications:

1. AASHTO Manual for Bridge Evaluation (MBE) First Edition 2008.
2. AASHTO Standard Specifications for Highway Bridges, 17th Edition, 2002 (LFD)
3. Minimum Design Standards, 2008, board of Public Roads Classifications and Standards.
4. Safety Inspection of In-Service Bridges, 2004
5. Fracture Critical Techniques for Steel Bridge, 2006
6. Bridge Inspection Program Manual, 2010
7. Coding Guide for Structure Inventory and Appraisal, published by the State, March 2002.
8. AASHTO LRFD Bridge Design Specifications, 4th Edition, 2007

Section 5. The total cost of this work is currently estimated to be \$4,500, with the County's twenty (20) percent share being \$900.00. Both parties recognize this is a preliminary estimate and the final costs may well be higher or lower. Costs incurred by the State with respect to the entire project shall be considered as a part of the total cost of the project to be paid out of County and Federal funds. It is also understood that the costs incurred by the State attributable to this project, will not include any administrative cost or expenses of State administrative officials. Upon full execution of this agreement, the State will invoice the County \$900.00. The County agrees to pay the State within thirty days after receipt of the billing from the State. The final settlement between the State and County will be made following final audits and when final costs have been determined by the State.

Section 6. It is further understood that the County's share of the total project costs shall be all costs not paid for by Federal funds. Therefore, if the Federal government refuses to participate in the project or any portion thereof, the county is responsible for full project payment with no costs or expense to the State in such project or portion thereof. Should the project be abandoned before completion, the County will pay all costs incurred by the State prior to such abandonment.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the County this 17th day of March, 2014.

STANTON COUNTY
/s/ Jerry Weatherholt, Chairperson, County Board

WITNESS:
/s/ Wanda Heermann, County Clerk

EXECUTED by the State this ____ day of _____, 2014.

STATE OF NEBRASKA DEPARTMENT OF ROADS
Larry L. Legg

Local Projects Engineer

Project No. STP-NBIS(99)
Control No. 00886
2014 Fracture Critical Bridge Inspections

Agreement No. BL1434

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Motion made by Kment, seconded by Gutshall, to approve for the month of February the County Clerk fees in the amount of \$1,718.75; Documentary Stamp Tax, co shr in the amount of \$1,924.31; P&M Fund fees in the amount of \$290.50; Game and Parks Agent fees in the amount of \$2.00; Misc Copy fees in the amount of \$21.00; Clerk of the District Court fees in the amount of \$194.31; Passport fees in the amount of \$150.00; County Treasurer's receipt of money received numbered 0016496 – 0016541, inclusive in the amount of \$169,989.95; County Treasurer's Notice of Closing Public Sale of Delinquent Real Estate Taxes and place them on file.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - Mark Albin, fees, 3154.67; Ronald Albin, fees, 206.25; Ameritas Retirement, ret – co shr, 5799.86; The Apothecary Shop, prescriptions, 51.78; Appeara, supplies, 31.28; Kim Bearnes, meals fuel etc, 126.82; Big Red Printing Inc, supplies, 253.03; Black Hills Energy, utilities, 186.62; Blue Cross/Blue Shield, ins – co shr, 32745.37; Bryan Medical Center, services, 12262.27; Carney Law, fees, 6342.77; Gary Carson, mileage, 59.36; Century Lumber Center, supplies, 33.00; Connecting Point Computers, supplies, 311.95; Constellation NewEnergy, utilities, 856.68; Co Veterans Service Officers Assn – Nebr, registration, 90.00; Dataspec LLC, services, 399.00; Martha Detlefsen, prior service, 12.00; Eakes Office Products Inc, supplies, 433.42; Emmetts Foodtown, supplies, 2.80; Environmental Systems Research, services, 400.00; Ewalt Law Office PC LLO, atty fees, 2100.00; Faith Regional Health Services, services, 35.00; Farm & Home Publishers LTD, supplies, 782.00; Farmers Cooperative, fuel, 2038.13; First Concord Benefits Group, flex benefits, 26.00; Floor Maintenance & Supply Co, supplies, 223.00; See Store 1 LLC (Gene's Roadrunner), fuel, 785.25; Carolyn Glaser, mileage, 17.92; Jeremy Goeken, services, 42.76; Hankins Plumbing & Heating, supplies, 35.00; Brittni Hart, services, 256.00; Holiday Inn – Kearney, lodging, 343.80; IRS USA Tax Pymt, so sec tax – co shr, 6248.72; W. Bert Lamml, office allowance, 757.48; Verlyn Luebbe, fees, 522.90; Luedeke Oil Co Inc, fuel etc, 727.61; Madison County Court, costs, 6.00; Madison National Life Ins Co, ins – co shr, 2.67; Mid-American Benefits Inc, hra fees, 336.00; Midwest Special Services, services, 240.90; MIPS Inc, services, 3063.95; Morland Easland & Lohrberg PC, fees, 1393.99; Nebraska Assn of Co Officials, supplies, 17.00; Nebraska Emergency Medicine PC, services, 595.00; Nebraska Health & Human Services, boarding, 84.00; Nebraska Notary Association, dues, 200.46; Lavern Newkirk, prior service, 17.00; Pathology Medical Services, services, 279.00; Pierce County Sheriff, boarding,

1600.00; Platte County Detention Facility, boarding, 750.00; Pollard Pumping Service, services, 481.25; Prime Sanitation Service, trash removal, 39.75; Region 4 Behavioral Health System, dues, 3191.50; Rita Roenfeldt, prior service, 20.00; Stanton Auto Parts, repairs, 6.00; Stanton County Clerk – Dist Crt, costs, 207.00; Stanton County Court, costs, 143.00; Stanton County Imprest Acct, fees, 19.00; Stanton County Public Power District, utilities, 1524.71; Stanton Hardware Hank, supplies, 82.09; Stanton Printing, printing, 746.94; Stanton Telecom, services, 2626.51; Stanton Water & Sewer, services, 120.00; Staples, supplies, 322.97; State Nebraska – Dept Corr Serv, boarding, 2656.74; Stratton DeLay & Doele, costs, 794.30; Teeco Inc, supplies, 123.80; Thomson Reuter – West, supplies, 346.50; UNL ITS Communication Center, services, 46.15; Mike Unger – Co Sheriff, services, 8.00; Visa Card Services, fees, 840.41; Western Office Technologies, supplies, 882.47; Wisner News Chronicle, printing etc, 58.40; Cheryl Wolverton, dues etc, 20.00; Zee Medical Service Co, supplies, 34.90; Sandra Zoubek – Treasurer, ach fees, 39.75; Sandy Zoubek, mileage etc, 206.09;

COUNTY ROAD FUND– Ameritas Retirement, retirement – co shr, 2553.14; Appera, towel service, 32.41; ATCO International, supplies, 1088.00; B & A’s Welding, supplies, 26.60; Black Hills Energy, utilities, 97.61; Blue Cross Blue Shield, insurance – co shr, 20607.90; Bomgaars, supplies, 907.06; Century Link, services, 47.42; Clarkson Plumbing & Heating Inc, services, 5.49; Clausen Air Inc, services, 80.00; Janice Coates, prior service, 17.00; Constellation Newenergy, services, 460.80; Doernemann Farm Service Inc, services, 1365.72; Farmers Cooperative, fuel etc, 5867.27; Floor Maintenance & Supply Co, supplies, 116.00; Heartland Fire Protection Company, supplies, 675.00; Hoskins Manufacturing Co Inc, supplies, 104.00; IRS USA Tax Pymt, so sec tax – co shr, 2845.20; Island Supply Welding Co, supplies, 20.16; Kimball Midwest, supplies, 135.48; Kryger Glass Company, repairs, 1110.71; Luedeke Oil Co Inc, fuel etc, 6558.19; Mainelli Wagner & Associates Inc, eng serv etc, 5535.16; Medical Enterprises Inc, dues, 72.00; Menards, supplies, 125.34; Merchants Capital Resources Inc, payment, 3244.98; NMC Exchange LLC, repairs, 947.79; NMG LLC DBA Norfolk Works, program cost, 38.00; Norfolk Napa, repairs, 34.91; Jim Ohlund, services, 42.00; Norfolk Transmission & Muffler Services, repairs, 396.07; S & S Willers Inc dba Pilger Sand & Gravel, gravel, 261.28; Prime Sanitation Service, trash removal, 44.00; Profire & Safety, supplies, 664.50; Road Builders Machinery & Supply Co, repairs, 1603.45; Rons Ag & Auto Repair, repairs, 81.14; OL Scheer Co dba Scheers Ace Hardware, supplies, 38.92; Stanton Auto Parts, services, 27.74; Stanton County Public Power Dist, utilities, 1078.32; Stanton Hardware Hank, supplies, 44.90; Stanton Lumber Co, supplies, 80.78; Stanton Printing, printing, 80.35; Stanton Telecom Inc, services, 199.19; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; US Cellular, services, 138.71; Vics Engine Service, services, 423.95; Village of Pilger, utilities, 93.69; Elsworth Voelker, prior service, 13.00; Weldon Parts Inc, repairs, 236.00; Western Office Technologies, supplies, 4.99;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, retirement – co shr, 16.88; Farmers Cooperative, fuel, 368.88; Sanford Goshorn, supplies etc, 88.44; IRS USA Tax Pymt, so sec tax – co shr, 19.13; Kimberly Neiman, dues etc, 244.51; Stanton Auto Parts, services, 64.49;

INHERITANCE TAX FUND - Clarence Ortmeier Estate, reimbursement, 1383.08; Stanton County Public Power District, tower, 146.23;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$121,277.00.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for April 21, 2014 at 8:15 A.M.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest:/s/Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

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BOARD OF EQUALIZATION PROCEEDINGS – February 18, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on February 18, 2014 at 8:00 A.M. in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: David Gutshall and Dennis Kment, Board of Equalization. Jerry Weatherholt was absent. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor were also present.

Advance notice of the meeting was given by publication in the Stanton Register on February 5, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 A.M. by Vice Chairman Kment, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of January 21, 2014 meeting.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Cheryl Wolverton, County Assessor, presented and explained the correction sheet for the month.

Motion made by Gutshall, seconded by Kment to approve and authorize the vice chairman to sign the correction sheet numbered 4030 and place it on file.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for March 17, 2014 at 8:00 A.M.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

/s/ Dennis Kment, Vice Chairman, Board of Equalization, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – February 18, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on February 18, 2014 at 8:15 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall and Dennis Kment, Board of Commissioners. Jerry Weatherholt was absent. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on February 5, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:15 A.M. by Vice Chairman Kment, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Jerry Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the minutes of January 15 and January 21, 2014 meetings.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Jerry Weatherholt. Motion Carried.

Discussion held on the liability insurance coverage with NIRMA. The board reviewed the list of vehicles and road equipment covered. Possible changes discussed were to increase the deductible coverage of \$250 to \$1,000 and remove physical damage coverage on older vehicles and equipment. Commissioner Gutshall to obtain more information from NIRMA concerning the change of coverage on vehicles and equipment. No action taken at this time.

Tony McPhillips, Sandy Zoubek and Cheryl Wolverton joined the meeting.

Group health insurance was discussed. NACO Benefit Services options were compared in reference to our current group health insurance plan through BCBS. Discussion held among those present on the various plans and benefits available with each plan. The plans compared were: BluePride Plus Option 202 Silver, BluePride Plus Option 203 HDHP Silver and BluePride Plus Option 301 HDHP Bronze. The Bronze 301 plan is similar to our current health plan with the exception of the prescription drug coverage. There will be a potential monthly savings of approximately \$11,404.51 if the group health insurance plan is changed to the BluePride Plus Option 301 HDHP Bronze. The health insurance change will have a cost savings to the county and the county will be compliant with the Affordable Care Act.

Motion made by Gutshall, seconded by Kment to approve the change to the group health insurance by moving to the BluePride Plus Option 301 HDHP Bronze plan offered by NACO Benefit Services. Necessary paperwork will be completed and filed to initiate this change.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Tony informed the board of the distribution practice and billing of natural gas to the county. Currently Black Hills Energy is paid a gas transportation service and Constellation is paid a gas commodity cost. According to a Constellation marketing analyst we are currently signed up on the CRM program that is a combination of fixed and market rates. This agreement was signed in March of 2006. An inquiry was made to Black Hills Energy for the gas commodity cost from their company for the prior year 2013. The cost through Black Hills Energy would have been approximately \$5,714.03. The cost paid to Constellation for the same period was \$5,728.76. Discussion was held as to the benefit of paying one supplier or paying two suppliers for the same service.

Motion made by Kment, seconded by Gutshall to consolidate the natural gas services through Black Hills Energy. Notifications will need to be sent to Black Hills Energy and Constellation of the decision prior to March 31, 2014.

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

W. Bert Lammler, County Attorney, joined the meeting. Mr. Lammler updated the board on county issues.

The following correspondence was reviewed and placed on file:

Elkhorn Rural PPD, Battle Creek NE – Hazard Mitigation Plan update
Stanton County PPD, Stanton NE – Hazard Mitigation Plan update
NIRMA, Lincoln NE – Strict Liability-Law Enforcement Motor Vehicle Pursuit Legislation-LB881(2014)
State Nebraska Dept Roads, Lincoln NE – Bridge Inspection Program Summary
City of Stanton Planning & Zoning, Stanton NE – Notice Hearing Conditional Use Permit for Joseph

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Mike Unger, County Sheriff, joined the meeting and informed the board of issues within the county and the fatality accident over the weekend.

LaLene Bates, Planning and Zoning Administrator, joined the meeting. She advised the board that due to a lack of a quorum there are no recommendations from the Planning Commission for the hearings scheduled on the Conditional Use Permit of Lucille Gessel and the Proposed Addition Energy Element Plan to Stanton County Comprehensive Plan.

LaLene presented a request of Jim Theisen to plant trees for a wind break within or near the county road right of way. The board reviewed the plan outlined and discussed the suggested location of the tree lines.

Motion made by Gutshall, seconded by Kment to grant a waiver to allow the placement of trees within or near the county road right of way with the modification that each tree line proposed be placed an additional 20ft further from the center of the road and the county will reserve the right that if problems arise, due to the location, the trees will be removed.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Application for undercrossing a county road was reviewed.

Motion made by Gutshall, seconded by Kment to approve the application of Qwest Corporation d/b/a CenturyLink QC to cross under 838 ½ Rd with a 1.0" fiber line in 10-23-3, with all the listed conditions.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Jeff Wagner, Mainelli Wagner and Associates, joined the meeting.

Rob Johnson joined the meeting to discuss 837 Rd between 561 and 562 Ave located in Elkhorn Precinct between sections 15 and 22, township 23, range 1. Two bridges on this road have been closed due to damage from flooding. These bridges were not repaired and will remain closed. Mr. Johnson farms land which is not accessible due to the closure of the bridges. The option of closing or vacating the road was discussed. Opinions of neighboring landowners to be gathered on the issue of closing or vacating the road. Matter continued to the March agenda.

Darrell Hansen and Ryan Hansen, Bridge Crew employees, appeared along with Tony McPhillips to discuss the need to purchase a newer laptop computer and software for the highway sign program.

Motion made by Gutshall, seconded by Kment to authorize Tony to purchase a laptop computer and the necessary software to run the highway sign program at a cost not to exceed \$2,000.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Highway allocation funds for the SID were discussed. It has been suggested that an interlocal agreement be drafted for payment of the funds. Mainelli Wagner and Associates are to look into a formula that can be used to determine the cost of funds available to the SID. No action needed at this time.

Bid Letting for Stanton Southwest C-84(356) – Material Bid Proposal was held. The vice chairman opened the sealed bids and read them aloud as follows:

Midwest Service & Sales Co	11,793.60	Corrugated metal pipe
Schuyler NE	7,153.60	Steel headwall
	<u>5,698.84</u>	Steel wingwall
	\$ 24,646.04	
Contech Engineered Solutions LLC	11,020.80	Corrugated metal pipe
Lincoln NE	8,560.00	Steel headwall
	<u>3,800.00</u>	Steel wingwall
	\$ 23,380.80	
B's Enterprises Inc	10,908.48	Corrugated metal pipe
Norfolk NE	5,974.00	Steel headwall
	<u>6,695.00</u>	Steel wingwall
	\$ 23,577.48	

All bids were reviewed by the board.

Motion made by Gutshall, seconded by Kment to accept the bid of Contech Engineered Solutions LLC of Lincoln for project Stanton Southwest C-84(356) in the amount of \$23,380.80.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Hearing for the One and Six Year Road Plan was opened by the vice chairman at 11:25 AM.

The Board was given copies of the One and Six Year Plan for their review. Discussion held with Jeff Wagner on the road plan. No members of the public attended the hearing.

Motion made by Gutshall, seconded by Kment to close the hearing.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the following Resolution adopting the One and Six Year Plan:

RESOLUTION No. 2014.02 – 007:

“Whereas, the County Highway Department has prepared and presented a One and Six Year Plan for Highway Improvement for Stanton County, Nebraska and;

“Whereas, a public meeting was held on the 18th day of February, 2014, to present this plan, and all objections and recommendations said plan were considered;

“Therefore, be it resolved, by the County Commissioner of Stanton County, Nebraska, that the plan and data as furnished and/or revised are hereby in all things accepted and adopted.”

Upon roll call vote as follows: Voting Yes: Kment, Gutshall; Voting No: none; Absent: Weatherholt.

Whereupon, the resolution was declared passed by the Stanton County Board of Commissioners on the 18th day of February, 2014.

/s/ Dennis Kment, Vice Chairman of the County Board

Attest: /s/ Wanda Heermann, County Clerk [seal]

Voting: Ayes: Kment, seconded by Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Kment, seconded by Gutshall, to approve for the month of January the County Clerk fees in the amount of \$2,798.00; Documentary Stamp Tax, co shr in the amount of \$1,001.40; P&M Fund fees in the amount of \$443.50; Game and Parks Agent fees in the amount of \$12.00; Misc Copy fees in the amount of \$25.75; Clerk of the District Court fees in the amount of \$221.28; Passport fees in the amount of \$0.00; County Treasurer's receipt of money received numbered 0016438 – 0016495, inclusive in the amount of \$466,899.94; County Treasurer's List Distress Warrants issued February 4, 2014;

Voting: Ayes: Kment and Gutshall. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds as follows:

GENERAL FUND - A to Z Vac N Sew, supplies, 34.90; Mark Albin, atty fees, 1007.59; Ameritas Retirement, ret – co shr, 5760.30; The Apothecary Shop, services, 21.63; Kim Bearnes, meals etc, 139.60; Black Hills Energy, utilities, 186.99; Blue Cross/Blue Shield, ins – co shr, 32745.37; Boone County Sheriff, boarding, 455.00; Carney Law, atty fees, 293.32; Gary Carson, mileage etc, 59.92, Constellation NewEnergy, utilities, 715.17; Cornhusker Auto Center, mileage, 144.11; Danko Emergency Equipment Co, supplies, 344.00; Deets Homestore, office equip, 339.00; Martha Detlefsen, prior service, 12.00, Digital Ally Inc, equipment repairs, 395.00; Thomas Donner, atty fees, 1721.70; Eakes Office Products Inc, supplies, 774.54; Emmetts Foodtown, supplies, 15.36; Ewalt Law Office PC LLO, atty fees, 4217.42; Farmers Cooperative, fuel, 2038.48; First Concord Benefits Group, flex benefits, 26.00; First Nebraska Bank, payment,

14997.32; See Store 1 LLC (Gene's Roadrunner), fuel, 1300.37; David Gutshall, mileage, 354.64; Brittni Hart, services, 84.00; Heartland Fire Protection Co Inc, services etc, 78.95; Wanda Heermann, supplies, 48.09; Intoximeters Inc, supplies, 176.50; IRS USA Tax Pymt, so sec tax – co shr, 6245.50; Johnsons Inc, services, 117.50; W. Bert Lamml, office allowance, 757.48; Verlyn Luebke, fees, 279.98; Luedeke Oil Co Inc, fuel etc, 1370.38; Madison National Life Ins Co, ins – co shr, 2.67; Mercy Medical Services, services, 80.00; Mid-American Benefits Inc, hra fees – misc, 20586.00; Midwest Special Services Inc, services, 51.30; MIPS Inc, services, 2545.39; Morland Easland & Lohrberg PC, atty fees, 1669.21; NACO Planning and Zoning, reg fees, 30.00; Nebraska Assn of Co Treas, reg fee, 75.00; Nebraska Health & Human Services, boarding, 186.00; Lavern Newkirk, prior service, 17.00; NE Public Health Environmental Lab, services, 105.00; NE Nebraska Association Co Assessors, reg fees, 25.00; NE Nebraska Association Co Officials, reg fees, 100.00; NE Nebraska Juvenile Service Inc, annual assessment, 8641.89; NPZA Secretary/Treasurer, reg fee, 365.00; Wayne Ohnesorg, mileage, 23.18; The Osmond Pharmacy, services, 35.49; Pierce County Sheriff, boarding, 3000.00; William Schellen dba Prime Align, services, 92.50; Prime Sanitation Service, trash removal, 39.75; Rita Roenfeldt, prior service, 20.00; Stanton County Clerk, postage, 27.14; Stanton County Court, costs, 315.00; Stanton County Imprest Acct, fees, 20.50; Stanton County Public Power District, utilities, 1565.64; Stanton Printing, printing, 697.29; Stanton Telecom, services, 1624.69; Stanton Water & Sewer, services, 120.00; State Nebraska – Dept Corr Serv, boarding, 683.68; Tec Electric, repairs, 605.08; Teeco Inc, supplies, 88.50; Telebeep Wireless, services, 30.00; Thurston County Sheriff, boarding, 3750.00; University NE – Lincoln Extension, fees, 10.87; UNL ITS Communication Center, services, 46.15; Wayne County, costs, 37.00; Western Office Technologies, supplies, 866.15; Wolfs Den, meals, 27.50; Cheryl Wolverton, meals etc, 20.68; Sandra Zoubek – Treas, retirement refund, 489.23;

COUNTY ROAD FUND - Ameritas Retirement, ret – co shr, 2430.33; Appeara, towel service, 32.40; ATCO International, supplies, 261.25; B's Enterprises Inc, supplies, 1920.00; Black Hills Energy, utilities, 92.81; Blue Cross Blue Shield, ins – co shr, 20607.90; Bomgaars, supplies, 367.49; Century Link, services, 47.42; Clausen Air Inc, repairs, 1088.70; Janice Coates, prior service, 17.00; Constellation Newenergy, services, 360.24; Emmetts Foodtown, supplies, 77.39; Farmer's Cooperative, fuel etc, 12109.67; Farmers Union Coop Supply Co, supplies, 545.19; Floor Maintenance & Supply Co, supplies, 277.00; Heartland Fire Protection Company, supplies, 563.39; IRS USA Tax Pymt, so sec tax – co shr, 2706.07; Island Supply Welding Co, supplies, 571.78; Kelly Supply, supplies, 139.39; Kimball Midwest, supplies, 197.96; Kryger Glass Company, repairs, 262.99; Kuehn's Auto Body Inc, repairs, 185.26; Leigh Motor Service, repairs, 88.45; Luedeke Oil Co Inc, fuel etc, 3068.48; Mainelli Wagner & Associates Inc, eng serv etc, 4265.43; Matheson Tri-Gas Inc, repairs, 6.20; Menards, supplies, 69.79; Merchants Capital Resources Inc, payment, 3244.98; Mid American Benefits Inc, hra fees, 11250.00; Midwest Service & Sales Co, supplies, 4848.95; NMC Exchange LLC, repairs, 2533.72; NMG LLC DBA Norfolk Works, program cost, 218.00; Norfolk Implement Inc, repairs, 55.22; William Schellen dba Prime Align, services, 259.34; Prime Sanitation Service, trash removal, 44.00; Rons Ag & Auto Repair, repairs, 78.96; OL Scheer Co dba Scheers Ace Hardware, supplies, 49.99; Stanley Petroleum Maintenance Inc, supplies, 19.50; Stanton Auto Parts, services, 342.42; Stanton County Clerk, fees, 22.00; Stanton County Public Power Dist, utilities, 1108.50; Stanton Hardware Hank, supplies, 131.27; Stanton Telecom Inc, services, 176.09; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; US Cellular, services, 138.96; Vic's Engine Service, services, 381.22; Village of Pilger, utilities, 83.53; Elsworth Voelker, prior service, 26.00; Western Office Technologies, supplies, 7.20; Zee Medical Service Co, supplies, 485.10;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 13.84; Danko Emergency Equipment Co, supplies, 86.00; Farmer's Cooperative, fuel, 232.92; Sanford Goshorn, supplies etc, 160.08; IRS USA Tax Pymt, so sec tax – co shr, 15.68; Stanton Auto Parts, services, 78.99; Stanton Hardware Hank, supplies, 15.99; Verizon Wireless, services, 250.00;

INHERITANCE TAX FUND - Stanton County Public Power District, tower, 156.61;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$119,370.21.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for March 17, 2014 at 8:15 A.M.

Voting: Ayes: Gutshall and Kment. Nays: None. Absent: Weatherholt. Motion Carried.

/s/ Dennis Kment, Vice Chairman, Board of Commissioners, Stanton County, Nebraska
Attest:/s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk's Office.]

* * * * *

BOARD OF EQUALIZATION PROCEEDINGS – January 21, 2014

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on January 21, 2014, at 8:00 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Equalization. Wanda Heermann, County Clerk, was also present.

Advance notice of the meeting was given by publication in the Stanton Register on January 8, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:05 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of December 16, 2013, meeting.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Re-organization meeting was held in open session by law and as per Statute.

Nominations opened for Chairman of the Board.

David Gutshall nominated Jerry Weatherholt for Chairman of the Board.

Motion made by Kment, seconded by Gutshall that nominations cease and Jerry Weatherholt be elected Chairman by affirmation.

Voting: Ayes: Kment and Gutshall. Nays: None. Abstain: Weatherholt. Motion Carried.

Nominations opened for Vice Chairman.

Motion made by Weatherholt, seconded by Gutshall to nominate Dennis Kment for Vice Chairman, that nominations cease and Dennis Kment be elected by affirmation.

Voting: Ayes: Weatherholt and Gutshall. Nays: None. Abstain: Kment. Motion Carried.

Cheryl Wolverton, County Assessor, joined the meeting.

Cheryl presented and explained the correction sheets for the month.

Motion made by Gutshall, seconded by Kment to approve and authorize the chairman to sign the correction sheets numbered 4027 – 4029 and place them on file.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Presented and placed on file was the Listing Statement of Reaffirmation of Tax Exemption Form 451A, filed December 2013 for 2014 Exemption.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for February 18, 2014 at 8:00 A.M.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

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COMMISSIONER'S PROCEEDINGS – January 21, 2014

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on January 21, 2014, at 8:15 A.M. in the County Commissioner's room in Stanton, Nebraska.

Present upon roll call were: David Gutshall, Dennis Kment and Jerry Weatherholt, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on January 8, 2014, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:20 A.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Commissioner's room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Gutshall, seconded by Kment to approve the agenda.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the minutes of December 16, 2013, meeting.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Re-organization meeting was held in open session by law and as per Statute.

Nominations opened for Chairman of the Board.

David Gutshall nominated Jerry Weatherholt for Chairman of the Board.

Motion made by Kment, seconded by Gutshall that nominations cease and Jerry Weatherholt be elected Chairman by affirmation.

Voting: Ayes: Kment and Gutshall. Nays: None. Abstain: Weatherholt. Motion Carried.

Nominations opened for Vice Chairman.

Motion made by Gutshall, seconded by Weatherholt to nominate Dennis Kment for Vice Chairman, that nominations cease and Dennis Kment be elected by affirmation.

Voting: Ayes: Gutshall and Weatherholt. Nays: None. Abstain: Kment. Motion Carried.

Committee appointments were discussed.

Motion made by Kment, seconded by Gutshall to approve the appointment to various positions as follows:

County Health Dept Board – Dennis Kment
County Health Dept Board – Amber Amick, County Representative
DOT Regulations for Drug Free Workplace Supervisor – Jerry Weatherholt
Emergency Planning committee, Local – Sanford Goshorn and LaLene Bates
Golden Rod Hills Community Services – Jerry Weatherholt
NE Nebraska Area Agency on Aging Representative – Dennis Kment
NE Nebraska Dept Economic Development Representative – David Gutshall
NE Nebraska Dept Economic Development Representative – William Johnson, non-elected
NE Nebraska Juvenile Services Board – Dennis Kment; alternate – Mike Unger
Northstar Board – David Gutshall
RC& D Board Representative – David Gutshall; alternates – Dennis Kment and Jerry Weatherholt
Region IV Mental Health Board – Jerry Weatherholt
Safety Committee – Jerry Weatherholt

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the following Resolution for appointment to the NE Nebraska Solid Waste Coalition Board of Directors – County representative:

RESOLUTION No. 2014.01 – 001:

BE IT RESOLVED, by the Board of Commissioners of Stanton County, Nebraska that:

- 1) Jerry Weatherholt is hereby appointed as the representative of the County of Stanton, Nebraska, to the Northeast Nebraska Solid Waste Coalition Board of Directors, and in the event of the absence of Jerry Weatherholt, then David Gutshall shall be declared as the alternate representative to the Board and shall act and vote on behalf of the County of Stanton, Nebraska.
- 2) That Jerry Weatherholt shall serve as the County of Stanton's representative to the Northeast Nebraska Solid Waste Coalition Board of Directors until his resignation from the Board of Directors or until his successor is appointed by resolution of the County Board of Commissioners, whichever shall occur first.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Motion made by Kment, seconded by Weatherholt to approve the following Resolution for appointment to the NE Nebraska Solid Waste Coalition Board of Directors – Maple Creek precinct representative:

RESOLUTION No. 2014.01 – 002:

BE IT RESOLVED, by the Board of Commissioners of Stanton County, Nebraska that:

- 1) Gary Svitak is hereby appointed as the representative for Maple Creek Township, Stanton County, Nebraska, to the Northeast Nebraska Solid Waste Coalition Board of Directors.
- 2) That Gary Svitak shall serve at the pleasure of the Stanton County Board of Commissioners, as the representative from Maple Creek Township to the Northeast Nebraska Solid Waste Coalition Board of

Directors until his resignation from the Board of Directors or until his successor is appointed by the resolution of the County Board of Commissioners, whichever shall occur first.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nayas: None. Motion Carried.

The applications for County Depository Banks were reviewed. A Statement of Disclosure was given by Dennis Kment regarding the employment of his son, David Kment, at Stanton State Bank.

Motion made by Weatherholt, seconded by Gutshall to approve the following Resolution for County Depositories:

RESOLUTION No. 2014.01 – 003:

BE IT HEREBY RESOLVED that the written applications for the designation as County Depositories of the County funds, as filed by the following named banks for the year ending December 31, 2013, coming on for consideration; and the County Board being fully advised, hereby accepts and approves the applications and hereby authorizes the deposit of County funds in the following banks for the term beginning January 1, 2014 and ending December 31, 2014:

Bank First, Norfolk NE
First Nebraska Bank, Stanton NE
Midwest Bank NA, Pilger NE
Stanton State Bank, Stanton NE
NPAIT, Lincoln NE

up to, but not exceeding the amount of the paid capital stock and surplus of said banks, respectively, upon the qualification by said bank, or any or all of them by furnishing of sufficient securities, and the approval of the same by the Board of Commissioners of Stanton County, Nebraska, as provided by Sec. 77-2318, of the Revised Statutes of Nebraska, Reissue 2009.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nayas: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to re-appoint the following appointed officials for the year 2014:

Emergency Manager -	Sanford Goshorn
Highway Consultant -	Mark Mainelli
Planning/Zoning Administrator -	LaLene Bates
Veterans' Service Officer -	Anthony McPhillips
Weed Superintendent -	Gary Carson

Voting: Ayes: Gutshall, Kment and Weatherholt. Nayas: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to re-appoint the following Stanton County Extension Board Members for the year 2014: Bruce Huntley, Becky Peterson, Wilma Schock, Terri Shafer, Kim Spence and Carey Tejkl.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayas: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to re-appoint the following Stanton County VSO Committee Members for the year 2014: Stephen Bentz, Jim Campbell, Bill Johnson, Troy Schutt and Robert Spriek.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nayas: None. Motion Carried.

Re-appointments to the Stanton County Planning Commission were reviewed. Members needing to be re-appointed for the year 2014 are: Mark Wieman, Zak Ramaker and Gerald Kuhn. Board members not needing re-appointment are: Robin Dolesh, Mike Kabes and Diane Marotz – year 2015; Ken Shriver, Russell Kumm and Doug Oertwich – year 2016.

Motion made by Kment, seconded by Weatherholt to re-appoint Mark Wieman, Zak Ramaker and Gerald Kuhn to a three (3) year term on the Planning Commission Board.

Voting: Ayes: Kment, Weatherholt and Gutshall. Nayas: None. Motion Carried.

Re-appointments to the Stanton County Board of Adjustment were reviewed. Members needing to be re-appointed for the year 2014 are: Mark Wieman and alternate, Dave Stepan. Board members not needing re-appointment are: AJ Skrivanek and Robert Lueninghoener – year 2015; Robert Locke and John Gall – year 2016.

Motion made by Weatherholt, seconded by Kment to re-appoint Mark Wieman and alternate, Dave Stepan, to a three (3) year term on the Stanton County Board of Adjustment.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nayas: None. Motion Carried.

Stanton County VSO Committee members Bob Spriek and Bill Johnson along with Tony McPhillips, Veterans' Service Officer, joined the meeting. Mr. Spriek and Mr. Johnson expressed a recommendation of the VSO committee to have the salary of the Veterans' Service Officer be increased to match other appointed officials. It was noted that Tony has completed the National Training and Certification requirements for the Veterans' Administration and has accepted the Vice President position of the County Veteran Service Officer Association of Nebraska.

Motion made by Gutshall, seconded by Kment to increase the annual salary for the Veterans' Service Officer to \$40,184.00 for the appointed term of January 2014.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Discussion held on the salaries of the appointed officials for the year 2014. Salaries for appointed officials for 2015 to be discussed later in the year.

Motion made by Gutshall, seconded by Kment to increase the 2014 annual salary for the Planning/Zoning Administrator in the amount of \$1,000.00. The annual salary for the Planning/Zoning Administrator will be \$40,184.00 for the appointed term of January 2014.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Motion made by Weatherholt, seconded by Gutshall to increase the monthly salary for the Weed Superintendent to \$900.00, with the 2014 annual salary being \$10,800.00; and also increase the hourly wage of the Emergency Manager to \$10.00 an hour. Increases to be effective January 2014.

Voting: Ayes: Weatherholt, Gutshall and Kment. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to approve the revised mileage rate of \$.56 cents/mile for all reimbursable mileage incurred by county employees beginning January 1, 2014; further providing that the sheriff is permitted to charge an additional \$.03 cents/mile for paper service.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Tom Schellpeper and Robbie Johnson, members of the Stanton Fair Board, joined the meeting. Tom updated the board on the interlocal agreement with the City of Stanton concerning usage of the fair grounds. He stated they are still working on an agreement with the Stanton School Board. The board was updated on the condition and usage of the buildings located on the fairgrounds, improvement projects and costs to be considered, and payment options. Additional discussion was held on future attractions and upcoming events for future county fairs. The consensus of the board of commissioners is to support the county fair.

Motion made by Weatherholt, seconded by Kment to assist the fair board by paying the balance of a loan with the First Nebraska Bank in the amount of \$14,997.32.

Voting: Ayes: Weatherholt, Kment and Gutshall. Nays: None. Motion Carried.

Cheryl Wolverton, Sandy Zoubek, Mike Unger and Tony McPhillips joined the meeting.

Discussion was held with those present on the Health Reimbursement Arrangement (HRA) plan contribution. Questions were raised on the possible changes or restrictions that may occur with the enactment of the Affordable Care Act. Currently Stanton County contributes \$1,500 per employee subscribed through the BCBS plan. Also discussed were changes to the group health insurance available to small group members. More information to be gathered on the group health insurance. No action taken at this time on the group health insurance.

Motion made by Gutshall, seconded by Weatherholt to continue with the contribution of \$1,500 to the Health Reimbursement Arrangement plan with Mid American Benefits for each employee who is listed as a subscriber to the Blue Cross Blue Shield Health plan for the year 2014.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Sandra Zoubek, County Treasurer, discussed the Treasurer's Semi-annual report for July – December 2013. The report figures were reviewed and verified by the Treasurer and Board members.

Motion made by Kment, seconded by Weatherholt to approve the following Resolution for the County Treasurer's Semi-Annual report:

RESOLUTION No. 2014.01 – 004:

BE IT RESOLVED, that the Board proceeded with and completed settlement with the County Treasurer for the six (6) months ending December 31, 2013 and found that all receipts and disbursements were properly accounted for as per statement on file at the County Clerk's office.

Dated this 21st day of January, 2014.

/s/ Jerry Weatherholt, Chairman

Attest: /s/ Wanda Heermann, County Clerk (seal)

Voting: Ayes: Kment, Weatherholt and Gutshall. Nays: None. Motion Carried.

Motion made by Gutshall, seconded by Kment to approve the following Resolution to transfer funds:

RESOLUTION No. 2014.01 – 005:

BE IT HEREBY RESOLVED by the Board of Commissioners of Stanton County, Nebraska that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$300,000.00 from the General Fund to the Road Fund.

AND, ALSO BEITHEREBY RESOLVED that the Stanton County Treasurer is hereby authorized to transfer funds in the amount of \$250,000.00 from the Road Fund to the County Road Sinking Fund.

AND, that the same is hereby approved.

Dated this 21st day of January, 2014.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

LaLene Bates, Planning/Zoning Administrator, was unable to attend the board meeting, but left information for the commissioners to review the request of Randy Chamberlain to change the zoning of Lot A of the Chamberlain's 3rd Lotsplit. The suggestion of the board was to have Mr. Chamberlain present this matter to the Planning Commission or Board of Adjustment for approval before presenting to the Board of Commissioners.

Lot split application of Gerald A. Hasebroock Jr. was reviewed.

Motion made by Gutshall, seconded by Kment to approve the Gerald A. Hasebroock Jr. lot split application to split land located in the SW NE 24-24-1, as per Planning Commission recommendations.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

Wanda Heermann, County Clerk, informed the board of the need to replace the older fluorescent lights in the basement. There are approximately 16 lights that will need to be replaced.

Motion made by Gutshall, seconded by Weatherholt to authorize the clerk to have the lights replaced.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

Discussion was held on mail only precincts. The clerk informed the board of the percentage of voter turnout in the precincts previously approved as all mail precincts in the last election cycle. The all mail precincts had an 84% turnout compared to 55% for all other precincts. The board was advised that the clerk is considering submitting applications to the Secretary of State for approval to conduct an all mail election in three (3) additional rural precincts. The board supported the clerk on her decision to submit applications for all mail precincts.

Motion made by Gutshall, seconded by Weatherholt to rescind the policy adopted and approved on July 15, 2013, for reimbursement of flex benefits of employees participating in the flex benefit plan upon termination of employment.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nays: None. Motion Carried.

The electrical usage of the extension building was discussed. The usage tends to increase during the winter and summer months. Johnson Plumbing and Heating was contacted to check the furnace. They informed Jerry that everything was working fine. Dave is to check into the cost of a new furnace. No other action needed.

Leonard Peters, Thurston County Supervisor, appeared to discuss the location of a new jail in Thurston County. It is the consensus of the board to send a letter of support for a new jail in Thurston County as long as the location is in Pender.

W. Bert Lammler, County Attorney, joined the meeting. Bert updated the board on settled and dismissed proceedings against the county.

The board discussed the age of maintainers in the county inventory. Cost of new maintainers versus the cost of refurbishing an older maintainer was discussed. Commissioners to take stock of the machine inventory in their districts.

Mark Mainelli, Highway Consultant, joined the meeting. Discussions were held on culvert, bridge and paving projects for the One and Six Year Plan. The One and Six Year hearing will be held on February 18, 2014 at 11:00 A.M.

The following correspondence was reviewed and placed on file:

- NACO Benefit Services, Lincoln NE – Patient Protection and Affordable Care Act changes
- Flinn Paving Co Inc, Omaha NE – High Performance Cold Patch
- Unique paving Materials Corp, Omaha NE – UPM Winter Grade material
- Nebraska MachineryCo, Omaha NE – Equipment NSider
- Dakota Trailer Mfg Inc, Yankton SD – Equipment Flyer
- Kirk Bowers, Wellness Partners LLC, McCook NE – Health Fair for Counties

The application for undercrossing county road was reviewed.

Motion made by Kment, seconded by Gutshall to approve the application of Qwest Corporation d/b/a CenturyLink QC for a permit to undercross or occupy county road right-of-way on NE Industrial Hwy road located in STR 7-24-1 with a 1.0" fiber line, with the usual instructions and stated conditions.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

Supplemental paperwork received from Michelle Evert reviewed by the board.

Motion made by Kment, seconded by Gutshall to approve the following resolution authorizing the chairman to sign the Supplemental Project Program Agreement No. 1-BL1258:

RESOLUTION No. 2014.01 – 006:

SIGNING RESOLUTION
SUPPLEMENTAL PROJECT PROGRAM AGREEMENT NO. 1-BL1258

Stanton County
Resolution No. 2014.01-006

Whereas: Stanton County and Nebraska Department of Roads (NDOR) have previously executed Project Program Agreement BL1258 for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

Whereas: Stanton County understands that it must continue to strictly follow all Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project; and

Whereas: Stanton County and NDOR wish to enter into Supplemental Program Agreement No.1 setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.

Be It Resolved: by the Board of Commissioner of Stanton County, Nebraska that:

Jerry Weatherholt, Chair of the Stanton County Board of Commissioners is hereby authorized to sign the attached Supplemental Program Agreement No.1 between Stanton County and the NDOR.

Stanton County is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Program Agreements.

NDOR Project Number: BRO-7084(7)
NDOR Control Number: 31208
Project Location: Stanton North

Adopted this 21st day of January, 2014 at Stanton, Nebraska.

The Board of Commissioners of Stanton County, Nebraska
/s/ Jerry Weatherholt, Chairman
/s/ Dennis Kment
/s/ David Gutshall

Board/Council Member DennisKment moved the adoption of said resolution
Member David Gutshall seconded the motion
Roll Call: 3 Yes 0 No
Resolution adopted, signed and billed as adopted

/s/ Wanda Heermann, County Clerk

Exhibit "A"

Voting: Ayes: Kment, Gutshall and Weatherholt. Nays: None. Motion Carried.

SUPPLEMENTAL AGREEMENT NO.1
PROJECT PROGRAM

STANTON COUNTY
STATE OF NEBRASKA DEPARTMENT OF ROADS
PROJECT NO. BRO-7084(7)
CONTROL No. 31208
STANTON NORTH

THIS SUPPLEMENTAL AGREEMENT, made and entered into by and between the Stanton County, Nebraska, hereinafter referred to as the Local public Agency or "LPA", and the State of Nebraska, Department of Roads, hereinafter referred to as the "State",

WITNESSETH:

WHEREAS, the LPA and the State have previously entered into Program Agreement BL1258, executed by the LPA on February 21, 2012 and executed by the State on March 6, 2012, hereinafter referred to as the "Original Agreement", and,

WHEREAS, it now becomes necessary to revise the funding responsibilities of the LPA and State, and

WHEREAS, it is the desire of the LPA that this project be constructed under the designation of Project No. BRO-7084(7), as evidenced by the Resolution of the LPA dated this 21st day of January, 2014, attached and identified as Exhibit "A" and made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the LPA and State hereto agree as follows:

SECTION 1. Except for the provisions specifically modified herein, all terms and provisions of the Original Agreement and all supplements between the State and the LPA remain in full force and effect.

SECTION 2. The Original Agreement shall be amended as follows: All expenses associated with the development stage of the project, including preliminary engineering, environmental services will remain funded by Federal, State and Local Funds as outlines in the Original Agreement. 1. However, during the construction and construction engineering stages and right-of-way of the project, State-Aid Bridge Funds will be changed to 20 percent of all eligible and participating project costs to the extent costs are not paid for with Federal Funds. The Federal share payable on this project will remain a maximum of 80 percent of the eligible and participating cost for the construction and construction engineering phases and right-of-way. The LPA shall be responsible for any costs not paid, for any reason, by Federal funds or State-Aid Bridge Funds.

SECTION 3. The LPA and the State agree that, except for the provisions of Section 1 and Section 2 above, all terms and provisions of the Original Agreement on Project No. BRO-7084(7) executed by the LPA on February 21, 2012 and executed by the State on March 6, 2012 shall remain in full force and effect.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the LPA this 21st day of January, 2014.

WITNESS:
Wanda Heermann
/s/ Wanda Heermann
Clerk

STANTON COUNTY
Jerry Weatherholt
/s/ Jerry Weatherholt
Chair, Board of Commissioners

EXECUTED by the State this ____ day of _____, 20__.

STATE OF NEBRASKA
DEPARTMENT OF ROADS
Mick Syslo, P.E.

Materials and Research Division Engineer

Project No. BRO-7084(7)
Control No. 31208
Stanton North

Agreement No. BL1258
Supplement No.1

Motion made by Gutshall, seconded by Kment, to approve for the month of December the County Clerk fees in the amount of \$2,956.65; Documentary Stamp Tax, co shr in the amount of \$3,013.70; P&M Fund fees in the amount of \$463.50; Game and Parks Agent fees in the amount of \$12.00; Misc Copy fees in the amount of \$8.00; Clerk of the District Court fees in the amount of \$111.76; County Treasurer's receipt of money received numbered 016378 – 016437, inclusive in the amount of \$335,310.17; Veterans' Service Office 2nd Quarter Report 2013-2014; County Sheriff 4th Quarter Report 2013;

Voting: Ayes: Gutshall, Kment and Weatherholt . Nays: None. Motion Carried.

Motion made by Kment, seconded by Gutshall to approve the following Accounts Payable and Payroll claims as presented, except to change the accounts payable claim of Nebraska Association of County Officials for registration fees from \$160.00 to \$240.00 and order checks drawn on the various funds as follows:

GENERAL FUND - Mark D. Albin, fees –misc, 230.10; Ronald J. Albin, fees, 1511.64; Ameritas Retirement, ret – co share, 6055.89; Antelope County Court, supplies, 12.74; The Apothecary Shop, prescriptions – jail, 21.63; Appera, towel service, 28.48; LaLene Bates, meals, 45.78; Kim Bearnes, meals fuel etc, 200.77; Big Red Printing Inc, supplies, 185.06; Black Hills Energy, utilities, 216.12; Blue Cross/Blue Shield, ins – co shr, 32745.37; Butler Co Health Care Center, services, 792.95; Carney Law, atty fees, 5051.99; Constellation NewEnergy, utilities, 650.20; Courtesy Ford, services, 68.64; Courtyard DC/Dupont Circle, lodging, 911.42; Martha Detlefsen, prior service, 12.00; Donna K Dixon, prior service, 57.70; James Egly, Atty, fees, 75.00; Emmetts Foodtown, supplies, 57.08; Ewalt Law Office PC LLO, atty fees, 2100.00; Farmers Cooperative, fuel, 2045.95; First Concord Benefits Group, flex benefits – misc, 26.00; Ann Flood, fees, 50.00; Floor Maintenance & Supply Co, supplies, 357.34; See Store 1 LLC (Gene's Roadrunner), fuel, 1178.62; Jeremy Goeken, mileage, 149.16; Heartland Fire Protection Co Inc, services etc, 235.57; Wanda Heermann, mileage, 125.45; Jennie Dugan-Hinrichs, services, 150.00; IRS USA Tax Pymt, so sec tax – co shr, 6506.79; Johnsons Inc, services, 652.37; William E Kaiser, services, 900.00; W. Bert Lampli, office allowance, 757.48; Lexis Nexis, services, 68.66; Luedeke Oil Co Inc, fuel, 135.94; Madison County Sheriff, costs fees, 490.15; Madison National Life Ins Co, ins – co shr, 2.67; Marvin Planning Consultants, services, 600.00; Maximus Inc, services, 2950.00; Judene K. Mewis, prior service, 69.24; Mid-American Benefits Inc, hra fees, 344.00; Midwest Special Services Inc, services, 105.30; MIPS Inc, services etc, 2838.60; Gib Morfeld, prior service, 23.08; NACO, supplies etc, 210.00; NE Clerk District Court Assoc, dues, 25.00; Lavern Newkirk, prior service, 17.00; NIRMA, fees, 2754.86; Osmond Pharmacy, prescriptions, 40.08; Pierce County Sheriff, boarding etc, 5310.84; Pilger Library, supplies, 626.88; Platte Co Detention Facility, boarding , 400.00; Prime Sanitation Service, trash removal, 39.75; Rath Sprinklers, services, 152.50; Region IV Inc, services, 1874.50; Rita Roenfeldt, prior services, 20.00; Marjorie Schaffer, fees, 66.80; Jack B Scherer LLC, services, 397.48; Schmidt Computer Services, services, 240.00; Nancy Jochum-Schramm, fees, 50.00; Schroeder Land Surveying, services, 332.00; Sioux Sales Co, supplies, 199.90; Ed Sokol, prior service, 115.40; Stanton Auto Parts,

services, 52.24; Stanton County Clerk Dist Court, fees, 140.00; Stanton County Court, costs, 568.10; Stanton County Imprest Acct, fees, 18.75; Stanton County Public Power District, utilities, 1512.56; Stanton Hardware Hank, supplies, 13.99; Stanton Printing, printing, 202.01; Stanton State Bank, fees, 40.00; Stanton Telecom, services, 1420.06; Stanton Water & Sewer, services, 176.25; Stratton Delay & Doele, atty fees, 980.40; Tec Electric, services, 192.49; Teeco Inc, supplies, 82.00; Thurston County Sheriff, boarding, 350.00; Tidmore Flags, supplies, 231.23; Becca Unger, services, 40.00; University of NE – Lincoln Extension, fees, 175.00; UNL ITS Communication Center, services, 46.15; Card Services, meals, 29.50; Western Office Technologies, supplies, 726.93; Zee Medical, supplies, 24.90; Sandra Zoubek, supplies etc, 336.62; Sandra Zoubek – Treasurer, fees etc, 33.57;

COUNTY ROAD FUND - Ameritas Retirement, ret – co shr, 2790.90; Appeara, towel service, 31.58; ATCO Intl, supplies, 1100.00; Black Hills Energy, utilities, 102.93; Blue Cross Blue Shield, ins – co shr, 20607.90; Bomgaars, supplies, 314.81; Century Link, services, 47.38; Janice Coates, prior service, 17.00; Colfax County, services, 1225.28; Constellation Newenergy, services, 310.67; Cornhusker Intl Trucks Inc, services, 38.17; Delbert L. Davidson, prior service, 80.78; Doernemann Farm Service Inc, repairs, 95.56; Elkhorn Valley Sand & Gravel, gravel etc, 2286.83; Reynold O. Erbst, prior service, 80.78; F&F Tire & Service, repairs, 160.40; Farmers Cooperative, fuel etc, 13481.93; Farmers Union Coop Supply Co, fuel, 660.28; IRS USA Tax Pymt, so sec tax – co shr, 3114.63; Island Supply Welding Co, supplies, 194.21; Kimball Midwest, supplies, 111.18; Leigh Motor Service, repairs , 64.80; Luedeke Oil Co Inc, fuel etc, 2112.43; Mainelli Wagner & Associates Inc, engserv etc, 10509.00; Martin Marietta Materials, gravel etc, 3407.74; Medical Enterprises Inc, services, 201.00; Menards, supplies, 20.84; Merchants Capital Resources Inc, equip payment, 3244.98; NMC Exchange LLC, repairs, 3970.26, Jim Ohlund, services, 147.00, S&S Willers Inc dba Pilger Sand and Gravel, gravel, 6707.50; William G.Schellen dba Prime Align, services, 112.70; Prime Sanitation Service, trash removal, 44.00; Gordon E. Reese, prior service, 46.16; Ridge Road Repair LLC, supplies, 138.90; Road Builders Machinery & Supply Co, repairs, 7971.05; Ron’s Ag & Auto Repair, repairs, 704.88; Stalp Gravel Company, gravel, 1255.14; Stanton Auto Parts, services, 90.22; Stanton County Clerk, fees, 22.00; Stanton County Public Power Dist, utilities, 1016.18; Stanton Hardware Hank, supplies, 110.85; Stanton Telecom Inc, services, 174.49; Stanton Water & Sewer, services, 38.50; Teeco Inc, supplies, 17.85; US Cellular, services, 175.32; Vic’s Engine Service, services, 78.49; Village of Pilger, utilities, 86.01; Weldon Parts Inc, repairs, 96.95; West Point Implement Inc, supplies, 40.20; Western Office Technologies, supplies, 109.15;

EMERGENCY MANAGEMENT FUND - Ameritas Retirement, ret – co shr, 13.16; Danko Emergency Equipment Co, supplies, 174.00; Farmer’s Cooperative, fuel, 235.24; Sanford Goshorn, supplies, 12.00; IRS USA Tax Pymt, so sec tax – co shr, 14.92; Stanton Auto Parts, services, 133.77; Stanton Hardware Hank, supplies, 94.49;

INHERITANCE TAX FUND - Stanton County Public Power District, tower service, 161.97;

ROAD ALLOCATION BOND - Theisen Construction Inc, const costs, 22906.39;

EMERGENCY 911 FUND - City of Norfolk, dispatching, 5410.33; Vernon (Jim) Davidson, tower rent, 120.00; Stanton Telecom Inc, services, 73.23;

Total aggregate salaries of all county employees \$128,116.76.

Voting: Ayes: Kment, Gutshall and Weatherholt. Nayes: None. Motion Carried.

Motion made by Gutshall, seconded by Weatherholt to adjourn and set the next meeting for February 18, 2014 at 8:15 A.M.

Voting: Ayes: Gutshall, Weatherholt and Kment. Nayes: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

[Unofficial Record of Commissioner Proceedings – Official Record on file in County Clerk’s Office.]

* * * * *

COMMISSIONER’S PROCEEDINGS – Special Meeting – January 15, 2014

A special meeting of the Board of Commissioners of Stanton County, Nebraska, was held in the open and public session on Wednesday, January 15, 2014 at 1:00 P.M. in the Jury Room, Stanton County Courthouse in Stanton, Nebraska.

Present upon roll call were: Dennis Kment and Jerry Weatherholt, Board of Commissioners. David Gutshall was absent. Wanda Heermann, County Clerk, was also present.

Notice of the meeting was given in advance thereof by posting in three (3) public places, those being the Courthouse, Post Office and City Hall, at least 2 days prior to the meeting. A copy of the acknowledgment of posting such notice is attached to these minutes.

Notice of the meeting was given in advance to the commissioners, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 1:08 P.M. by Chairman Weatherholt, who announced that the open meetings laws are posted on the wall in the Jury Room and a copy may be obtained from the County Clerk's office upon request.

Motion made by Kment, seconded by Weatherholt to approve the agenda.

Voting: Ayes: Kment and Weatherholt. Nays: None. Absent: Gutshall. Motion Carried.

Sandy Zoubek, County Treasurer; Cheryl Wolverton, County Assessor; LaLene Bates, Planning and Zoning Administrator and Tony McPhillips, Veterans' Service Officer joined the meeting for the discussion on NACO Benefit Services.

Dave Gutshall, County Commissioner, joined the meeting at 1:12 P.M.

Dennis Maggart, Marketing Coordinator of NACO Benefit Services, appeared before the board to explain changes to the group health insurance marketplace. NACO Benefit Services was created to provide small group members access to the new PPACA marketplace. Mr. Maggart outlined the rule changes for a small group such as Stanton County. Since rates are now based solely on age and location, the county could see a savings from the new modified community rates from Blue Cross Blue Shield of Nebraska compared to the current NACO rate. NACO Benefit Services members will also be able to maintain the current association paid life insurance and long-term disability insurance offered through the NACO Association. Similar health insurance plans were outlined that were comparable to the current health insurance plan of Stanton County. Discussion was held among those present on the various plans, benefits and other options available (HRA plans, HSA plan, etc). More information to be studied before any change is made to the current health insurance plan.

Motion made by Gutshall, seconded by Kment to adjourn and set the next meeting for January 21, 2014 at 8:15 A.M.

Voting: Ayes: Gutshall, Kment and Weatherholt. Nays: None. Motion Carried.

/s/ Jerry Weatherholt, Chairman, Board of Commissioners, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk
