



Colfax County Board Minutes



October 24, 2017
Commissioners Meeting
Minutes

A meeting of the Board of Commissioners of Colfax County, Nebraska was held in the Commissioners Room of the County Courthouse, Schuyler, Nebraska on the 24th day of October 2017. The County Board of Commissioners met at 8:30 a.m. Present were: Jeffrey L. Bauman, Jerry Heard and Gil Wigington, County Commissioners, and Rita M. Mundil, County Clerk. Notice of this meeting was given in advance thereof by posting written notice in at least three different public places as shown by the Certificate of Posting Notice. Availability of the proposed agenda was communicated in the advance notice and in the notice to the board. Copies of the Open Meetings Act were posted and available to the public. All proceedings shown were taken while the meeting was officially convened and open to the public.

Motion Heard; second Bauman to approve the agenda. Voting YES: Bauman, Heard and Wigington. Voting NO: None. Motion carried.

Motion Wigington; second Heard to approve the regular minutes of 10/10/17. Voting YES: Heard, Wigington and Bauman. Voting NO: None. Motion carried.

The clerk provided the fund balance, August Lodging Tax Revenue, STOP Revenue received and receipt of NIRMA's county dividend check which was deposited with the treasurer. A thank you from the Howells Sons of American Legion was read.

The board received a copy of the September public defender report.

The quarterly CASA report and CASA Newsletter was provided to the board.

The August/September inmate logs from Platte County and Butler County were provided to the board and placed on file.

Adam Gidding/DMV Assistant District III Supervisor addressed the board and explained that each examiner needs three feet of counter space; he suggests removing the "L" portion of the counter which would then give them the extra space they need. The board directed our maintenance staff to do the removal of the counter.

Aaron Nygren/Extension Educator gave a report of the activities of his office; he provided the budget figures if the board would allow their part-time position into full-time position.

The county attorney entered the meeting at 9:10 a.m.

The county attorney gave a report of the activities of her office; the board asked for an estimated cost of a cold storage addition to her building.

Motion Wigington; second Heard to approve the following claims and issue checks for them. Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

<u>All Funds</u>		
Blue Cross-Blue Shield	Health Premiums	51,537.12
Ameritas Life Ins. Co.	Retirement Premiums	13,859.09
EFTPS	FICA/Medicare	14,781.37
<u>Attorney Grant Fund</u>		
Salaries		1,408.00
Sidnee M. Pavel	Cell phone/mileage	146.69

911 Wireless Service

Century Link	Service	625.18
Frontier	Service	369.28

E911 Fund

Century Link	Service	128.06
Frontier	Service	75.64

ROD P & M Fund

MIPS	Microfilming/Deeds on Line	254.14
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Road Fund

Salaries		47,988.72
AG 91 Energy LLC	Fuel/heating fuel	3,096.70
All Star Auto Glass	Equipment repair	244.66
Arps Gravel & Concrete	Gravel/hauling	15,298.39
Mark L. Arps	Meals	14.64
Behlen Towing LLC	Contracted service	900.00
Bomgaars Supply	Tools/equipment/supplies/oxygen	417.50
Butler County Landfill LLC	Waste	330.98
Callaway Rolloffs LLC	Dumpster service/waste	832.65
Century Link	Service	317.06
City of Clarkson	Services	60.40
Clarkson Plumbing & Heating	Shop supplies/tools	84.68
Columbus Telegram	Ads	151.00
Cooperative Supply Inc.	Fuel	107.20
Dept. of Utilities	Services	194.37
Doernemann Farm Service, Inc.	Equipment parts/labor	883.83
Eakes Office Solutions	Office/janitorial supplies	398.48
Electronic Engineering	Radio equipment	55.50
Farmers Union Coop Gas	Fuel/chemicals/grease	458.94
Fremont Sanitation	Service	56.51
Frontier	Phones	119.76
Gehring Construction & Ready Mix Co.	C19(507) C19(515)	533,061.81
J & B Auto Parts	Equip. parts/shop supplies/additive	979.48
Jackson Services Inc.	Janitorial supplies	34.50
John's Tire Sales	Tire repair	35.00
Kroeger Body Shop Inc.	Equipment parts	267.00
Kroeger Sand & Gravel Co.	Gravel/hauling	83,813.81
Loup Public Power-Columbus	Services	228.04
Gene Macholan	Rock delivery	937.23
Main Express, LLC	Fuel	114.78
Mainelli-Wagner & Associates Inc.	Contract	1,800.00
Martin Marietta Materials	Rock	1,718.25
Matheson-Linweld	Shop tools	107.88
Menards	Janitorial/shop supplies	57.55
Midwest Glass Service Inc.	Equipment parts/labor	850.00
Midwest Service & Sales Co.	Grader blades/signs/shop supplies	3,203.92
Nebraska Machinery Company	Grader blades	1,213.20
Nebraska Salt Grain Company	Ice control salt	1,669.06
LNNSWC Landfill	Waste	83.28
Parkview One Stop	Fuel	663.17
Pinnacle Bank	Office supplies	26.00
Power Plan	Equipment parts/labor	767.77
Prusa Welding	Welding rods/labor	59.25
QC Supply LLC	Shop supplies	34.97



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Road Builders	Shop supplies	59.17
Sapp Bros. Petroleum Inc.	Fuel	1,215.23
Schuyler Cooperative Assn.	Fuel	4,178.24
Schuyler Lumber Co. Inc.	Lumber	64.65
Timeclock Plus	Time clocks	131.80
U & I Sanitation Service	Service	27.00
Verizon Wireless	Cell phone	82.57
Village of Howells	Service	60.25
Village of Leigh	Service	158.32
Joan Wemhoff	Custodial	75.00

General Fund

Salaries		149,419.16
Advanced Correctional Healthcare	Pharmacy	133.46
Alley, Poyner, Macchietto Architect	Restoration project	1,394.06
Americom	Monthly service	160.00
Ryan Andel	Uniform/cell	80.00
Axon Enterprise Inc.	Safety equipment	454.82
Baumert Furniture Inc.	Carpet/installation	661.00
Adam Bell	Mileage/per diem	27.84
Viola Bender	Mileage	142.31
Black Hills Energy	Service	82.43
Bomgaars Supply	Hand wash	3.99
Bryan Medical Center	Medical expense	1,546.00
Butler County Detention Center	BOP	5,490.00
Butler County Sheriff	Blood test costs	375.00
Cada Electric LLC	Courthouse remodel	154.80
Cenex Voyager Fleet	Fuel	1,669.06
CenturyLink	Long distance	274.76
CenturyLink	Extension & Weed	114.96
	General	293.22
Mindy Rush Chipman	Atty's fees	2,522.25
Clarkson Motor Company	Oil change	86.63
Clerk of the District Court	Court Costs	318.00
Clerk of the District Court	Grand jury	1,714.38
Colfax County Court	Court Costs	628.50
Colfax County Press	Office supplies/ad	258.88
Colfax County Sheriff	Uncollected fees	126.50
Colfax County Treasurer	Postage/deposit books	151.06
Colfax County Treasurer	Road Transfer	290,343.05
Columbus Telegram	Notices/minutes	585.03
Constellation NewEnergy Gas Div.	Service	115.10
Culligan	Equipment/water	238.90
DAS State Acct-Central Finance	Network serv #6507	366.68
DAS State Acct-Central Finance	Network serv #6506	1,077.27
David City Discount Pharmacy	Medication	277.05
John DeBower	Registration	15.00
Susanne Dempsey	Atty's fees	1,301.50
Department of Utilities	Utilities	3,903.70
Department of Correction Services	Safe keeper/medical	5,337.29
Brenda Dolezal	Travel expense	74.32

Double "R" Graphics	Labels	346.50
Eakes Office Solutions	Office supplies/toner	1,227.10
Egis Technologies	Monthly service	566.35
Egley, Fullner, Montag & Hockabout	Atty's fees	420.85
Egr, Birkel & Wollmer	Atty's fees	2,850.00
Electronic Engineering	Radio equipment/repair	4,647.63
Michelle Evert	Cell phone	80.00
Fairfield Inn	Lodging	389.85
Farmers Union Coop Gas	Fuel	422.65
Chad Ferrari	Uniform/cell phone	80.00
Fiala Automotive, Inc.	Vehicle repair	277.65
First Concord Benefits	Participation fee	47.50
Janelle M. Foltz LLC	Atty's fees	304.00
Fornoff & Schutt	Atty's fees	2,508.00
Francotyp-Postalia Inc.	Postage machine	77.85
Daniel Freed	Uniform/cell phone	80.00
Hall County Dept. of Corrections	BOP	110.00
Juana Hanson	Cell phone	28.36
Health & Human Services	Lincoln	90.00
	Norfolk	90.00
	Beatrice	90.00
Tony W. Hemmer	Uniform/cell phone	80.00
E. Higgins LLC	Atty's fees	1,580.80
Hometown Leasing	Copiers	1,103.88
Howells Journal	Ad	94.88
Indoff	Office/janitorial supplies	1,518.52
J & B Auto Parts	Generator maintenance	18.06
Jackson Services Inc.	Service	77.50
Johns Tire Sales	Tire repair	46.00
Just Another Mini Mart	Fuel	117.23
Karel & Seckman	Atty's fees	446.50
Danny W. Kluthe	Mileage/per diem	44.96
Denise Kracl	Remote/meals/lodging	562.56
Julia Kreikemeier	Mileage/supplies/registration	237.34
Ivan K. Krula	Mileage/per diem	31.05
Paul Kruse	Culligan	47.00
L-Tron Corporation	Cable	18.00
Language Line Services	Interpreting	20.15
M&O Door Products	Building repair	171.60
Main Express LLC	Fuel	877.11
Anna Malone	Witness/mileage	83.13
Maximus Inc.	Cost allocation	700.00
Patty McEvoy	Mileage	44.94
Minda McKitrick	Jury lunches	144.06
Mel's Construction Company Inc.	Building repair	2,988.66
Menards	Janitorial supplies/equipment	91.27
Shawn Messerlie	Uniform/cell phone	80.00
Microfilm Imaging Service	Service	290.00
Mid-American Benefits Inc.	Deductible reimbursement	1,973.55
MIPS	Software support/website	2,870.12
Motorola Solutions Inc.	State radio system	14,934.84
NACo	Dues	450.00
NCJFCJ	Dues	195.00
NDAA	Dues	105.00
Nebraska APCO/NENA	Registration	135.00
Nebraska Emergency Medicine P.C.	Medical expense	441.09
Henry Nipper, Ph.D.	Consultation	950.00



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Norfolk Lodge & Suites	Lodging	91.00
Keith Novak	Mileage/per diem	17.14
Aaron Nygren	Mileage	98.44
Occupational Health Services	Screening	35.00
Officenet Inc.	Rental contract	115.82
One Office Solution	Office supplies	125.88
William Ouren	Autopsy costs	75.00
Scott Pieper	Mileage/per diem	32.12
Pinnacle Bank	Lodging/registration	252.46
Pinnacle Bank	Box rental	144.00
Platte County Detention Facility	BOP	14,450.00
Platte County	Vet Service contract	1,666.67
Platte Valley Printing	Office supplies	70.00
Police Officers' Association	Office supplies	26.25
PQL Inc.	Building repair	653.33
Preferred Plumbing & Heating	Building repair	334.98
QC Supply LLC	Solvent	9.49
Quill Corp.	Office supplies	178.14
June Racely	Car wash	8.00
Region IV Inc.	2nd quarter	1,605.25
Register Law Office	Contract	5,000.00
Brian Reiner	Mileage/program supplies	148.73
Schuyler Cooperative Association	Fuel	791.77
Schuyler Lumber Co. Inc.	Paint thinner	7.59
Mark Shultz	Mileage/per diem	25.70
Sipple/Hansen/Emerson/Schumacher	Atty's fees	3,172.05
Tonia Soukup	Meals	81.13
Matisha Stratton	Mileage/transcription	423.80
Brett Struebing	Uniform/cell phone	80.00
Surgical Associates P	Medical expense	187.00
Talbot & Truhlsen Law Offices	BOE	90.00
The UPS Store	Poster boards	304.18
Thomson Reuters-West	Westlaw	781.46
Trouba Law Offices, LLC	Atty's fees	736.25
U & I Sanitation Service	Service	127.75
Calvin Urban	Mileage/per diem	36.40
US Cellular	Cell phone	89.24
Luis Venzor	Uniform/cell phone	80.00
Verizon	Cell phone	86.52
Verizon Network Fleet, Inc.	Cell phone	189.50
Verizon Wireless	Cell phone	322.60
Wayne's Repair Service	Oil change/vehicle repair	102.66
Joan Wemhoff	Janitor	100.00
Barb Willison	Mileage	44.94

Motion Wigington; second Heard to approve the certification statement for fiscal year ending June 30, 2016 with Maximus for determining indirect cost associated with administration of child support services conducted by the District Court Clerk. Voting YES: Bauman, Heard and Wigington. Voting NO: None. Motion carried.

Motion Heard; second Bauman to approve \$850.00 for Colfax County's employee appreciation dinner which will be held on Friday, December 1, 2017. Voting YES: Heard, Wigington and Bauman. Voting NO: None. Motion carried.

A Resolution for Amendment and Addendum to NIRMA/NIRMA II Intergovernmental/Interlocal Agreement that would recommit our membership in NIRMA for another three-year period-from July 1, 2018 to June 30, 2021 was reviewed. Motion Wigington; second Bauman to approve Resolution 10-24-17(1) that extends our commitment to participate in NIRMA and NIRMA II for the period of July 1, 2018 through June 30, 2021. Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

Abby Hegemann with Alley/Poyner/Macchietto Architecture reviewed the Request for Proposal for alternate site work on the county's restoration project. The Pre-Bid meeting will be November 14th at 2:00 p.m.; November 28, 2017 the board will receive and open the bids at 9:30 a.m.; December 12th the board will award the bid. Motion Wigington, second Bauman to approve the Request for Proposal for alternate site work on the county's restoration project. Voting YES: Bauman, Heard and Wigington. Voting NO: None. Motion carried.

The County Board gave permission for any office who would like to take part in a patriotic campaign to display our national motto, "In God we Trust", as long as no county funds are used for the display.

Recessed at 9:50 a.m. and reconvened at 10:00 a.m.

Motion Wigington; second Heard to open a public hearing at 10:00 a.m. for the purpose of hearing testimony of support, opposition, criticism, suggestions or observations on a Conditional Use Application by Cooperative Supply, Inc., for construction and operation of an agricultural cooperative production / distribution facility located on approximately +/- 20 acres in the A-1 Agricultural Preservation District. This is located in the North Half of the West Half of the Northwest Quarter (N ½ W ½ NW ¼) at the intersection of Road X and Road 3 (or Highway 57) in Section 9, Township 20N, Range 2E, East of the 6th P.M. (Principal Meridian) of Colfax County, State of Nebraska. Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

The zoning administrator included in her report that the applicant wants to build a grain bin and in the future add a scale and front office. A list of all chemicals/fertilizers/hazardous materials must be supplied to the local Fire Department as well as the Colfax County Sheriff Department. Notice has been posted and published and all fees have been paid. It is the recommendation of the planning commission to approve the conditional use application.

A representative was present to answer any questions; no opposition to the condition use was given.

Motion Wigington; second Bauman to close the public hearing at 10:04 a.m. Voting YES: Bauman, Heard and Wigington. Voting NO: None. Motion carried.

Motion Bauman; second Heard to accept the recommendation of the planning commission and approve the conditional use application by Cooperative Supply Inc. Voting YES: Heard, Wigington and Bauman. Voting NO: None. Motion carried.

Motion Wigington; second Bauman to open a public hearing at 10:05 a.m. for the purpose of hearing testimony of support, opposition, criticism, suggestions or observation for Resolution **10-24-17(2)**

Section 8.12 Solar Energy

No solar panel shall be constructed within the zoning jurisdiction of Colfax County unless a Zoning Permit therefore is approved and is constructed in conformance with the state building codes and the following requirements. For those devices that include electrical, plumbing and heating constructions, the applicable permits shall also be obtained. Solar panels shall meet the following requirements.

8.12.01 Lot and Height Requirements:

Solar panels shall conform to the required front, side and rear lot setback requirements except as provided herein:

1. A solar panel which is attached to an integral part of the principal building may project two feet into the front yard; six feet into the rear yard; and two feet into the side yard.
2. A solar panel which is freestanding may be located only in the required rear yard provided it is not less than five feet from the rear lot line and not closer than one foot to any existing easement as measured from the closest point of the structure including its foundation and anchorage's, nor shall the solar panel be located in the required side yard or front yard.

8.12.02 Structural Requirements:

The physical structure and connections to existing structures shall conform to the applicable state building codes.



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8.12.03 *Plot Plan:*

The application for a permit shall be accompanied by a plot plan drawn to scale showing property lines, existing structures on the lot, proposed solar panel location with respect to property lines, and dimensions of the proposed solar panel.

8.12.04 *Permit Fees:*

Permit fees are required. This permit fee shall be paid prior to the issuance of the zoning permit.

8.12.05 *Preexisting Solar Panels:*

Notwithstanding noncompliance with the requirements of this section, a solar panel erected prior to the adoption of these Regulations, pursuant to a valid building permit issued by the County, may continue to be utilized so long as it is maintained in operational condition.

Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

The zoning administrator included in her report that the Resolution is an amendment to the Colfax County Zoning Regulations by removing the height restrictions of solar panels in Section 8.12 Solar Energy. It is the recommendation of the planning commission to approve the addition/amendment of Section 8.12 Solar Energy.

No opposition to the amendment of Section 8.12 Solar Energy was given.

Motion Wigington; second Heard to close the public hearing at 10:08 a.m. Voting YES: Bauman, Heard and Wigington. Voting NO: None. Motion carried.

Motion Heard; second Wigington to accept the recommendation of the planning commission and approve Resolution 10-24-17(2) on the addition/amendment of Section 8.12 Solar Energy. Voting YES: Heard, Wigington and Bauman. Voting NO: None. Motion carried.

Public comment was made on two bridges on Road 17 and Road P.

The highway superintendent provided an update on road and bridge projects; the bids for Project C19(514) will be received and opened Monday, November 13, 2017 at 10:00 a.m. and awarded at our next meeting, November 14, 2017. Grader classes will be held this Wednesday and Thursday; handouts were provided on preliminary requirements for grading county roads; and direction was given to the highway superintendent to do more research on the Clarkson Bridge.

Motion Bauman; second Wigington to approve the Budget and Expenditure report to be filed with the State Department of Roads. Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

An Interlocal Agreement between Colfax County and the Village of Richland for Road 3 Paving, Project C19 (515) was reviewed. Motion Heard; second Wigington to approve the Interlocal Agreement between Colfax County and the Village of Richland for Road 3 Paving, Project C19(515). Abstaining: Bauman. Voting YES: Heard and Wigington. Voting NO: None. Motion carried.

The county clerk summarized the day's agenda and action taken.

Motion Wigington; second Bauman to adjourn BOC at 11:10 a.m. to meet again November 14, 2017. Voting YES: Heard, Wigington and Bauman. Voting NO: None. Motion carried.

A meeting of the Board of Equalization of Colfax County, Nebraska was held in the Commissioners Room of the County Courthouse, Schuyler, Nebraska on the 24th day of October, 2017. The County Board of Equalization met at 11:10 a.m.

Present were: Jeffrey L. Bauman, Jerry Heard and Gil Wigington, County Commissioners, Rita M. Mundil, County Clerk, and Viola Bender, County Assessor. Notice of this meeting was given in advance by posting written notice in at least three different public places as shown by the Certificate of Posting Notice. Availability of the proposed agenda was communicated in the advance notice and in the notice to the board. A copy of the Open Meetings Act was posted and available to the public. All proceedings shown were taken while the meeting was officially convened and open to the public.

No clerical errors were found in the levies previously adopted by the board.

Motion Wigington; second Bauman to adjourn BOE at 11:14 a.m. Voting YES: Wigington, Bauman and Heard. Voting NO: None. Motion carried.

I, Rita M. Mundil, duly elected and qualified County Clerk of said county, do hereby state that the above minutes were recorded by me, are true and correct to my knowledge, are recorded in the Commissioners Records and were completed for public inspection and publication on the 25th day of October, 2017.

Rita M. Mundil, County Clerk