

# Clay County Board Minutes



## COUNTY BOARD OF SUPERVISORS PROCEEDINGS

Courthouse, Clay Center, Nebraska, February 15, 2011 at 9:00 A.M.

The Clay County Board of Supervisors met February 15, 2011 as per public notice given in the Clay County News on February 9, 2011 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting and on the county website. Vice-Chairman Schmidt presided with roll call showing the following present: Nuss, Samuelson, Anderson, Johnson, Shaw and Schmidt; absent: Fintel. Minutes of the meeting held February 8, 2011 were sent to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Vice-Chairman, Gerald Schmidt stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Johnson and seconded by Samuelson to approve the minutes of the meeting held February 8, 2011 as mailed. On roll call, yea: Samuelson, Anderson, Johnson, Shaw and Schmidt; abstain: Nuss; absent: Fintel. Motion carried.

There was no public input. The Vice-chair asked if anyone who attended the County Board workshop had anything to discuss. Shaw said as a new member, he found it very beneficial.

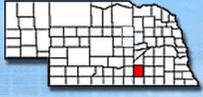
Thomas Roemmich II, Highway Superintendent, reported that they had started taking out trees on road 312, they are patching roads, Diamond said the new mower should be here by the end of the month and discussed his budget projection for next year.

The agreement between Clay County and the State of Nebraska Department of Roads was discussed. The County agrees to tie out land monuments as necessary for Project No. RD-S18G(1004) and the State agrees to reimburse the County for the actual cost of the work.

Motion by Samuelson and seconded by Nuss to approve the request from Windstream NE Inc. to replace a buried communications facility between Sections 35 T-9-N, R-7-W and Section 2 T-8-N, R-7-W near Harvard; work order #71501008100006; scheduled to be completed approximately April 8, 2011 weather permitting. On roll call, yea: Anderson Johnson, Shaw, Nuss, Samuelson and Schmidt; absent: Fintel. Motion carried.

Motion by Anderson and seconded by Nuss to authorize the vice-chairman to sign the agreement between Clay County and the State of Nebraska Department of Roads concerning Project No. RD-S18G(1004). On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson and Schmidt; absent: Fintel. Motion carried.

An easement that had been granted before the policy to bore came into effect was discussed. Although the easement had been granted before, it was the consensus that



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enough time had passed that the easement needed to be acted on and the new policy needed to be followed.

Motion by Nuss and seconded by Anderson to advertise for a public hearing for an easement to transport water for irrigation; hearing to be held February 22, 2011 at 9:10 A.M. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Johnson and Schmidt; absent: Fintel. Motion carried.

At 9:30 A.M. the gravel bids were opened as stated in the Notice to Bidders published in the Clay County News. The proposals were:

Deweese Sand and Gravel, Inc.:

PROJECT #1-9,000 cu. yds., more or less, for Leicester, Harvard, Inland, and Lynn Townships.

Delivered for Clay County for the sum of \$9.64 per cu. yd.

PROJECT #2-9,000 cu. yds., more or less, for Eldorado, Lewis, School Creek and Sutton Townships.

Delivered for Clay County for the sum of \$10.49 per cu. yd.

PROJECT #3-9,000 cu. yds., more or less, for Glenvil, Lone Tree, Spring Ranch, and Fairfield Townships.

Delivered for Clay County for the sum of \$10.95 per cu. yd.

PROJECT #4-9,000 cu. yds., more or less, for Marshall, Sheridan, Edgar, and Logan Townships.

Delivered for Clay County for the sum of \$10.95 per cu. yd.

PROJECT #5-36,000 cu. yds., more of less, for the entire Clay County.

Delivered for Clay County for the sum of no bid per cu. yd.

Bid for Class "A" gravel loaded in County trucks at the pit site for the sum of \$8.00 per cu. yd. Clay County Pit. \$5.50 per cu. yd. Hall County Pit.

Mid-Nebraska Aggregate, Inc.:

PROJECT #1-9,000 cu. yds., more or less, for Leicester, Harvard, Inland, and Lynn Townships.

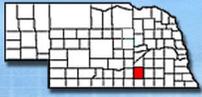
Delivered for Clay County for the sum of \$9.41 per cu. yd.

PROJECT #2-9,000 cu. yds., more or less, for Eldorado, Lewis, School Creek and Sutton Townships.

Delivered for Clay County for the sum of \$10.23 per cu. yd.

PROJECT #3-9,000 cu. yds., more or less, for Glenvil, Lone Tree, Spring Ranch, and Fairfield Townships.

Delivered for Clay County for the sum of \$10.99 per cu. yd.



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PROJECT #4-9,000 cu. yds., more or less, for Marshall, Sheridan, Edgar, and Logan Townships.

Delivered for Clay County for the sum of \$12.22 per cu. yd.

PROJECT #5-36,000 cu. yds., more or less, for the entire Clay County.

Delivered for Clay County for the sum of \$10.05 per cu. yd.

Bid for Class "A" gravel loaded in County trucks at the pit site for the sum of no bid per cu. yd. Clay County Pit. \$6.55 per cu. yd. Hall County Pit.

Representatives from both companies were present and given an opportunity to comment. There were no comments.

Motion by Johnson and seconded by Nuss to award Projects #1 & #2 to Mid-Nebraska Aggregate, Inc. and Projects #3 & #4 to Deweese Sand & Gravel, Inc. as bid; and accept the pit bid from Deweese Sand and Gravel, Inc. for the Clay County pit. On roll call, yea: Nuss, Samuelson, Anderson, Johnson, Shaw and Schmidt; absent: Fintel. Motion carried.

Updating the alarm system was discussed. ERC Communications installed the original system and has been contacted about an update. The board would like to discuss this with someone from ERC.

The committee appointed to check into options for emergency manager had not met and had nothing to report.

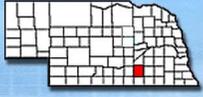
Motion by Samuelson and seconded by Shaw to open the public hearing at 11:30 AM. On roll call, yea: Samuelson, Anderson, Johnson, Shaw, Nuss and Schmidt; absent: Fintel. Motion carried.

Ted Griess, County Attorney, was present at the time of the public hearing. There was no one else present. No oral or written comments were received.

Motion by Nuss and seconded by Anderson to close the public hearing at 11:45 AM. On roll call, yea: Anderson, Johnson, Shaw, Nuss, Samuelson and Schmidt; absent: Fintel. Motion carried.

Motion by Anderson and seconded by Shaw to set fair market value at \$44,000.00 for building 5-SH1 located on a tract of land in pt E ½ 8-6-8 containing 2.43 acres and to set fair market value at \$37,100.00 for building 5-SH2 located on a tract of land in pt NE ¼ 8-6-8 containing 3.77 acres. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson and Schmidt; absent: Fintel. Motion carried.

Motion by Nuss and seconded by Samuelson to advertise for building 5-SH1 located on a tract of land in pt E ½ 8-6-8 containing 2.43 acres and building 5-SH2 located on a tract of land in pt NE ¼ 8-6-8 containing 3.77 acres to be sold by sealed bids. Bids are to be received by noon on March 14, 2011 and opened March 15, 2011 at 11:30 AM. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Johnson and Schmidt; absent: Fintel. Motion carried.



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A list of broken or damaged items from the Sheriff's department was presented and reviewed. Motion by Shaw and seconded by Samuelson to declare the items on the list from the Sheriff's department as surplus property and authorize the Sheriff to dispose of these items. (attached) On roll call, yea: Nuss, Samuelson, Anderson, Johnson, Shaw and Schmidt; absent: Fintel. Motion carried.

Motion by Anderson and seconded by Samuelson to adjourn this meeting at 12:10 PM.; next meeting scheduled for February 22, 2011. On roll call, yea: Samuelson, Anderson, Johnson, Shaw, Nuss and Schmidt; absent: Fintel. Motion carried.

Deborah Karnatz, County Clerk

Gerald Schmidt, Vice-Chairman