

# Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, September 17, 2013 at 9:00 A.M.

The Clay County Board of Supervisors met September 17, 2013 as per public notice given in the Clay County News on September 11, 2013 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. Chairman Fintel presided with roll call showing the following present: Nuss, Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel. Minutes of the meeting held September 10, 2013 were mailed to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Ivan Fintel stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Schmidt and seconded by Samuelson to approve the minutes of the meeting held September 10, 2013 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.

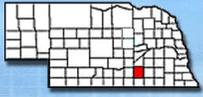
There was no Public Input.

Thomas Roemmich II, Highway Superintendent reported on the asphalt work by Harvard; Road Q has been bladed and rocked; the trucks are in the shop being prepared for the winter and they will haul rock next week when it dries out. Tom passed around information about snow blowers. The board asked Tom to check out the tractor to see if it would work with one. The board also asked him if he was interested in putting up one or two buildings for maintainers next year. Advertising for this will probably occur in November or December.

An easement was presented and discussed.

Motion by Anderson and seconded by Shaw to approve the easement request of Steve Anderson for an electric line across Road 308 from the NE ¼ Sec. 36 T6N-R5W to SE ¼ Sec. 25 T6N-R5W for a grain dryer—agricultural use only. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

Barb Barnett, Zoning Administrator was present for the discussion of smaller acreages. Linda Whiting, County Assessor and Brenda Hansen Deputy County Assessor were also present. Barb presented information she had requested from other counties relating to their zoning laws for small acreages in the agricultural districts. Barb explained that Clay County currently has a minimum of 5 acres; some counties have as little as 2 acres and some have as much as 20 acres. Those that had 3 acre minimums seemed to work the best; less than that you have to deal with DEQ to approve septic and wells. Barb said she felt that if the board wanted to reduce Clay County's minimum to 3 acres, it would seem reasonable. After discussion, the board asked Barb to go ahead with the procedures to amend the zoning regulations.



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Motion by Nuss and seconded by Shaw to have the Planning & Zoning Commission make recommendations for amendments to the minimum lot area section 409.06 of Ag district regulations. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel; abstain: Anderson. Motion carried.

Groundwater management issues that were brought forward by Mr. Madson last week were discussed. An article from the Hastings Tribune about the Little Blue NRD proposing mandatory well metering was passed around. It was agreed that something should be done to stop water waste but there is no easy solution.

The car for the Assessor's office's use when doing reviews was discussed. It was decided to repair the present car.

The Board had openings on the agenda and decided to move up the board of equalization time. The agenda states that the scheduled times are tentative and the Board reserves the right to alter the scheduled times for the convenience of the Board and Public within the bounds of the law.

Motion by Nuss and seconded by Samuelson to recess as the Board of Supervisors at 10:35 A.M. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson, Schmidt and Fintel. Motion carried.

Motion by Shaw and seconded by Samuelson to resume session as the Board of Supervisors at 10:48 A.M. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel. Motion carried.

Ted Griess, County Attorney discussed a deed that had been requested from Remington Seeds. A representative from Remington Seeds was present as well as a representative on conference call. The original deed that had been signed was to the wrong entity. That deed was not filed and will be destroyed. A new deed was presented.

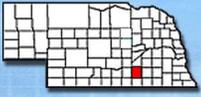
Motion by Schmidt and seconded by Nuss to rescind the motion made on July 9, 2013 to deed part of Sections 16 and 17 Township 7 North, Range 8 West to Remington Seeds. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel. Motion carried.

Motion by Anderson and seconded by Samuelson to sign the deed to Nebraska Holdings LLC for part of Sections 16 and 17 Township 7 North, Range 8 West. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.

Motion by Anderson and seconded by Johnson to adjourn this meeting at 11:55 A.M.; next meeting scheduled for September 24, 2013. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

Deborah Karnatz, County Clerk

Ivan Fintel, Chairman



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