



Nance County Board Minutes



December 14, 2021

A meeting of the County Board of Supervisors of Nance County, Nebraska was convened in open session on December 14, 2021 in the Supervisor's Room, Nance County Courthouse, Fullerton, Nebraska.

Chairman called the meeting to order at 9:15 A.M. with the following members present-Timothy Cornwell, Andrew Ditter, Robert Voichoskie, Ralph Horacek, Robert Small, Darren Nelson and Gary Juracek. Also present is County Clerk, Danette Zarek. Chairman advised those present of the open meetings act and its posting in the Courtroom.

The Pledge of Allegiance was recited in the Board of Equalization meeting.

Notice of the meeting was given thereof by publication in the Nance County Journal on December 8, 2021.

Notice of the meeting was given to the Board and a receipt of their acknowledgment is on file in the Clerk's office.

Moved by Nelson and seconded by Voichoskie to approve the agenda.

Moved by Voichoskie and seconded by Ditter to approve minutes of the November 23, 2021 meeting.

Roll Call: AYES-Voichoskie, Horacek, Nelson, Juracek, Ditter, Cornwell; NAYS-None; ABSTAIN-Small. Motion carried.

Moved by Horacek and seconded by Voichoskie to approve all salary claims submitted.

SALARY CLAIMS

GENERAL FUND	\$54,574.43
ROAD FUND	\$32,944.92

The Board reviewed and approved the Monthly Fee reports of the County Clerk in the amount of \$3,366.88; Clerk of the District Court in the amount of \$553.58; and County Sheriff in the amount of \$508.08. The Board reviewed and approved the County Treasurer's Miscellaneous Receipts #21100001 through 21100046 in the amount of \$172,655.18 for the month of October, 2021.

Neal Suess, with Loup Public Power District, comes before the board to present a proposed public/private partnership improving Nebraska's rural broadband with the use of LB388 funding and ARPA funds. A Memorandum of Understanding (MOU) was also presented. Suess asked the board to consider joining them in the broadband infrastructure development and sign the MOU. He asks that the board make a decision by the end of the month.

Board reviewed pledged collateral #78928UAA6 in the amount of \$100,000.00, which was called in on 12/7/21. Moved by Ditter and seconded by Nelson that the pledged collateral has been reviewed and approved.

At the previous board meeting, alternate, Natalie Sharman, was appointed as a member of the Nance County Board of Adjustment, leaving a vacancy as an alternate on the board. Dennis McCoig has agreed to fill such position on the board. Discussion held. Moved by Juracek and seconded by Voichoskie to appoint Dennis McCoig as alternate on the Nance County Board of Adjustment.

Appointments to the Boone-Nance County Extension Board are discussed. Steve Pritchard, Extension Educator, informs the Board that the Boone-Nance County Extension Board recommends the appointment of Jennifer Wood of Fullerton to serve her first 3-year term, replacing Annette Dubas whose term on the Board has expired, and Tyler Foland of Belgrade to serve his second 3-year term on the extension board. Discussion held. Moved by Nelson and seconded by Small to appoint Jennifer Wood to served her first 3-year term and Tyler Foland to serve his second 3-year term on the Boone-Nance County Extension Board.

Tony Bernt, Highway superintendent, gives department updates. Also present is Scott Russell, road foreman. They are waiting for one additional bid on the road building roof – Caterpillar has removed the old engine from the excavator to see if it was able to be repaired. It was not repairable so they are still waiting for the new engine with all components to show up to reinstall -- Highway Superintendents received information from the NACO Conference that beginning February 2022 anyone applying for a CDL license will be required to take 90 hours of classes to get certified and the cost will be \$2,800.00. Several of the road crew have shown an interest in getting their CDL and will attempt to get certified prior to the new requirements.

10:10 a.m. Ben Bakewell, County Sheriff present.

Road department received a claim from a person who claims a piece of gravel flew from the county gravel truck and hit their windshield and caused a chip. The gravel truck had a tarp over the gravel load. The



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claim has been turned into NIRMA to review – The department has been maintaining roads and cutting down washboards. Crowns on some roads were discussed. They have gravel stockpiled for the winter.

The State of Nebraska Statutes, require each county to annually certify the appointment of the County Highway Superintendent to the NDOT by Dec. 31st of each year in order for a county to qualify for the annual Incentive Payment by using the Year-End Certification of County Highway Superintendent form; Resolution #21-35 authorizing County Board Chairperson to sign the Year-End Certification of County Highway Superintendent form is read. Moved by Nelson and seconded by Voichoskie to adopt said resolution. The full resolution is available for inspection at the Nance County Clerk's Office during normal business hours.

An easement was received from Greg Lani to run an electrical line beneath S250th Ave, between S570th St. & S580th St. Discussion held. Moved by Juracek and seconded by Small to approve said easement.

The board received recommendation from the Nance County Planning and Zoning Commission on the conservation easement received from Joe & Rosalie Beck Revocable Trust on land in the SE ¼ of Section 12, Township 16 North, Range 4, Nance County, Nebraska. Present is Shelby Thomas, Planning and Zoning Commissioner. The Planning & Zoning Commission's recommendation is to approve the conservation easement. Discussion held. Resolution to approve said conservation easement is presented.

RESOLUTION NO. 21-36

WHEREAS, NEB. REV. STAT. §76-2,112 requires that each conservation or preservation easement shall be approved by the appropriate governing body. Such approving body shall first refer the proposed acquisition to and receive comments from the local planning commission with jurisdiction over such property; and WHEREAS, Joe and Rosalie Beck Revocable Trust (Grantors), have applied to the to the Natural Resources Conservation Service (NRCS) for a Conservation Easement (586.05 acres) for the real estate legally described as:

A part of the Southeast Quarter of Section Twelve (12), Township Sixteen (16), North, Range Four (4), West of the 6th P.M., Nance County, Nebraska.

WHEREAS, the Nance County Board of Supervisors referred said proposed acquisition to the Nance County Planning and Zoning Commission on October 25, 2021; and

WHEREAS, the Nance County Board of Supervisors is in receipt of the following finding from the Nance County Planning and Zoning Commission:

Recommendation to approve the conservation easement for the land owned by Joe Beck at SE ¼ 12-16-4 Nance County

WHEREAS, the Board of Supervisors finds that the proposed conservation easement conforms with Nance County's Comprehensive Zoning Plan.

NOW, THEREFORE BE IT RESOLVED that the Nance County Board of Supervisors approve the application for a conservation easement by and between Joe and Rosalie Beck Revocable Trust (Grantors) and Natural Resources Conservation Service on (586.05 acres) for the real estate legally described as:

A part of the Southeast Quarter of Section Twelve (12), Township Sixteen (16), North, Range Four (4), West of the 6th P.M., Nance County, Nebraska.

PASSED AND APPROVED this 14th day of December, 2021

Moved by Voichoskie and seconded by Small to approve said Resolution.

Roll Call: AYES-Voichoskie, Horacek, Small, Nelson, Juracek, Ditter; NAYS-Cornwell; ABSTAIN-None; ABSENT-None. Motion carried.

Resolution #21-37 is presented.

RESOLUTION #21-37

A RESOLUTION AMENDING RESOLUTION #21-25 TRANSFERRING FUNDS FROM THE MISCELLANEOUS GENERAL FUND INTO THE ROAD FUND.

WHEREAS, Resolution #21-25 authorized the Nance County Treasurer to transfer certain funds from the Miscellaneous General Fund into the Road Fund throughout the 2021-2022 budget year; and

WHEREAS, it appears that the full amount of funds authorized to be transferred on December 14, 2021 are unavailable;

THEREFORE, BE IT RESOLVED BY THE NANCE COUNTY BOARD OF SUPERVISORS to authorize the County Treasurer to reduce the December 14, 2021 transfer from the Miscellaneous General Fund into the Road Fund from \$300,000.00 to \$100,000.00 in accordance with the adopted 2021-2022 budget. The



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remaining \$200,000.00 of this transfer as set out in Resolution #21-25 to be deferred to a later date when funds are available.

Moved by Ditter and seconded by Small to approve said resolution.

Resolution #20-38 designating the Nance County Journal and Genoa Leader Times as the official newspapers for 2022 is read. Moved by Horacek and seconded by Small to approve said resolution #20-38. The full resolution is available for inspection at the Nance County Clerk's Office during normal business hours.

Resolution #20-39 designating depositories for 2022 and authorizing the Nance County Treasurer to invest county monies in the approved depositories is read. Moved by Ditter and seconded by Juracek to approve said resolution #20-39. The full resolution is available for inspection at the Nance County Clerk's Office during normal business hours.

Salary resolution is presented and read into the record. Discussion held.

RESOLUTION #21-40

WHEREAS, Pursuant to Section 23-1114 of the Revised Statutes of the State of Nebraska, the Board of Supervisors are required to determine and set the salaries of the various elected officials of the County prior to January 15th of the year in which a General Election will be held for the respective offices;

WHEREAS, the Board of Supervisors of Nance County, Nebraska met in order to establish the salaries for the Elected Officials of Nance County, Nebraska, for the term commencing January 2023, pursuant to Nebraska Law. After conferring with County Officials and citizens, and after reviewing the financial situation of County Government, the Board finds that it is necessary and reasonable to establish new salaries for the Elected Officials of Nance County, Nebraska;

NOW THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Nance County, Nebraska, that the annual salary for the following elected offices commencing January 2023:

County Assessor, County Clerk and County Treasurer	\$58,000.00
County Attorney (part-time), County Sheriff	\$66,700.00
County Supervisors (part-time)	\$14,500.00

with the Chairman receiving an additional \$200.00/month

Further, on the first day of January in the years 2024, 2025 and 2026, the County Assessor, County Clerk and County Treasurer shall receive a \$2,000.00 salary increase.

Further, on the first day of January in the years 2024, 2025 and 2026, the County Attorney and County Sheriff shall receive a \$2,300.00 salary increase.

Further, on the first day of January in the years 2024, 2025 and 2026, the County Supervisors shall receive a \$500.00 salary increase.

BE IT FURTHER RESOLVED, that in addition to the above salary each Elected Official shall receive during his or her term of office, health insurance as set annually by the Board of Supervisors of Nance County; or an opt-out (aka "cash in lieu of") provision, if an Elected Official opts out of the county health insurance plan; and a \$15,000.00 life insurance policy. Elected officials shall be enrolled in and shall receive the benefits of the County Employee's Retirement System, to participate in such programs on the effective date of such programs as approved by the County Board.

Moved by Horacek and seconded by Juracek to approve said resolution. Roll Call: AYES-Horacek, Small, Nelson, Juracek, Ditter, Cornwell; NAYS-Voichoskie; Motion carried.

Horacek and Juracek interviewed two applicants for the Planning & Zoning/Economic Development Administrator position. Both applicants interviewed well. Horacek & Juracek feel Dan Cornwell was very qualified and met all the requirements. He showed a lot of interest in the Economic Development portion of the position also. Horacek and Juracek recommend that the board offer the position to Dan Cornwell of Belgrade on a part time basis with him being in the courthouse office ½ a day/week to start and working from home the rest of the week, working 20-25 hours per week and start him out at \$20.00 per hour. Discussion held. Moved by Juracek and seconded by Small to hire Dan Cornwell on a part time position 20-25 hours per week at the rate of \$20.00 per hour, working at least one-half a day in the courthouse office and the remaining hours from his home.

Thayne Loudon comes before the board requesting use of the fairgrounds events center for seniors to walk during inclement weather. After discussion the board feels that there would be too much of a liability in the event someone would fall and get injured. When individuals rent out the building for events, they are



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required to purchase liability insurance. This just doesn't seem to be a fit for the request proposed and therefore the board declines to grant said request.

Jenna Clark, Region 44 Emergency Manager makes the board aware of a Nebraska Highwater Sign Initiative. The selection committee is looking for locations throughout Nebraska to place signs and provide information on historic 2019 flooding. Clark presents a nomination form for the headgates near Genoa. Discussion held. Moved by Nelson and seconded by Voichoskie to approve the nomination for the Genoa Headgates Park – Discussion also held on Clark turning over the EM phone to Deputy, Eric Griffin, during days that she will be off and unavailable to handle emergency calls. It was suggested to pay Griffin an additional \$20.00/day when he is in charge of the EM phone. Another option, if Griffin is unavailable, would be Dan Cornwell, who was just appointed as the new Zoning/Ec. De. Administrator.

The 2022-2023 Hamilton/ Merrick/Nance/Polk Interlocal Agreement is discussed. Present is Jordanne McNeff. The grant funding has changed a little and the cost for each county will be \$4,331.00 which is up slightly from last year. McNeff named some the most frequent infractions she is seeing among juveniles in the 4-county area. Moved by Nelson and seconded by Juracek to sign said interlocal agreement.

The board discusses options as to what the county could consider spending the ARPA funds on. Nance County is scheduled to receive a total of \$683,524.00 of which one-half has been received. At the NACO Conference last week, a session was held on what the counties would be allowed to use these funds for and it appears that purchase of medical vehicles is an option. The board is considering purchasing a new ambulance for both the City of Fullerton and the City of Genoa. An option for the remaining funds would be new floors and updates to the courthouse restrooms. Also, they may consider the broadband option presented by Mr. Suess. A subcommittee of Timothy Cornwell, Rodney Wetovick and Danette Zarek has been set up to look further into the options available. Darren Nelson volunteered to serve as an alternate.

Moved by Ditter and seconded by Nelson to adjourn.

All motions, except where specified, had the following roll call vote: AYES-Ditter, Voichoskie, Horacek, Small, Nelson, Juracek, Cornwell; NAYS-None; Motion carried.

Timothy C. Cornwell

Chairman

Danette Zarek

County Clerk