



# Nuckolls County Board Minutes



## **JUNE 4, 2018 PROCEEDINGS OF THE NUCKOLLS COUNTY BOARD OF COMMISSIONERS**

The Nuckolls County Board of Commissioners met Monday, June 4, 2018 in the Board Meeting Room at the Courthouse, Nelson, Nebraska, per recess of May 21, 2018. Zikmund, Christensen and Blackstone present for the meeting. The agenda of said meeting was remitted to board members in advance of the meeting and is posted in the County Clerk's office and on the County Website. Chairman Zikmund announced the 'Open Meetings Act Law' as posted in the Commissioners Board Meeting Room and handouts are available.

The board reconvened at 8:30 a.m. **Christensen made a motion to approve the Agenda, with an amendment to the 1:45 p.m. contract with David Barga as General Counsel and May 21st, 2018 minutes. Seconded Blackstone. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

Gary Warren, Highway Superintendent, Jeff Wagner of Manielli Wagener & Associates, and Cindy Buescher, Executive Secretary, were present for Bid Letting for Project #C-65 (573) Ruskin Southeast FEMA Bridge. Bids were submitted by Simon Contractors for total of \$404,881.00, Thiesen Construction for total of \$360,514.99, KEA Contractors for total of \$503,352.00, and Midwest Underground for total of \$367,332.10. **A motion was made by Blackstone to accept the bid of \$360,514.99 from Thiesen Construction. Seconded by Christensen. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

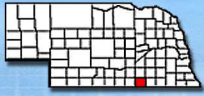
Gary Warren, Highway Superintendent gave the Board the weekly update on the road department. Their discussion included; blades are running and guys are working on signs and smaller projects. Gravel trucks are hauling out of Superior and then will move to Cowls. Dirt crew has completed Project #706, are working on Project #600 and will be moving back to Project #681. Warren has been working on tonnage signs for bridges under 20 foot. Warren has received a preview of the Road Agreement from Apex and has forwarded it on to County Attorney Bockstadter. Warren explained that the motor grader guys had been turning in notes of trouble areas. Christensen expressed his desire for a complete inventory of culverts in Nuckolls County and a list of culverts that are plugged or need repaired. Warren explained that the Road department has a computer program to assist with this task. Each location will need to be GPS and data entered. Warren explained this is a very timely request with 900 miles of roads in the county, and there are probably culverts not even on current records. Warren stated that with the limited man power and budget he focuses on the county bridges to stay in compliance with regulations. The road crew focuses on culverts as the need arises and they do the best they can. Christensen suggested hiring additional man power.

**A motion was made by Blackstone to accept the Elected Officials Monthly Board Reports as submitted. Seconded by Zikmund. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

A discussion was held about December NACO Annual Conference. The board and the Elected Officials plan to attend.

**A motion was made by Zikmund to approve 2 Pledged Securities presented by Treasurer Ensign. Seconded by Blackstone. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

**A motion was made by Blackstone to Approve the 2018-2019 Annual Funds Match Request for Region 3 Behavioral Health Services of \$10,909.55. Seconded by Zikmund. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**



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**A motion was made by Zikmund to approve Special Designated Liquor Licenses for Meyer Vineyards, Inc., dba Superior Estates Winery for dates of July 6<sup>th</sup>, 2018 July 7<sup>th</sup>, 2018 July 13<sup>th</sup>, 2018 July 14<sup>th</sup> 2018 July 20<sup>th</sup>, 2018 July 21<sup>st</sup>, 2018 July 27<sup>th</sup>, 2018 July 28<sup>th</sup>, 2018 August 3<sup>rd</sup>, 2018 August 4<sup>th</sup>, 2018 August 10<sup>th</sup>, 2018 August 11<sup>th</sup>, 2018 August 17<sup>th</sup> 2018 August 18<sup>th</sup>, 2018 August 24<sup>th</sup>, 2018 August 25<sup>th</sup>, 2018. Seconded by Blackstone. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

**A motion was made by Blackstone to approve contract between Nuckolls County and USDA Wildlife Services for \$8,948.12. Seconded by Zikmund. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

**A motion was made by Zikmund to deny the Application for Burial Assistance. Seconded by Blackstone. Zikmund voted aye. Christensen abstained. Blackstone abstained. Motion died. Discussion was held.**

**A motion was made by Christensen to table the Application for Burial Assistance for more information. Seconded by Blackstone. Christensen and Blackstone all voted aye. Zikmund voted nay. Motion carried.**

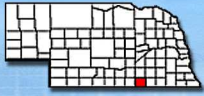
Dylan Ikkala presented an educational segment to the board. Ikkala also explained that after the meeting in Lawrence the previous Thursday evening that all Nuckolls County land owners who sign leases for the Prairie Spirit Wind Project will have 1400 ft set-backs from occupied dwellings.

**A motion was made by Christensen to deny the Application for General Assistance and forward it to Department of Health and Human Services, per the County Attorney Bockstadter's recommendations. Seconded by Zikmund. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

**A motion was made by Blackstone to enter Executive Session at 12:45 p.m. with the board, and Cindy Buescher for Personnel Reasons of annual evaluation of the. Seconded by Zikmund. Zikmund, Blackstone and Christensen voted Aye. 0 voted Nay. Motion Carried. A motion was made by Zikmund to re-enter regular session at 1:16 p.m. Seconded by Blackstone. Zikmund, Blackstone and Christensen voted Aye. 0 voted Nay. Motion Carried.**

**A motion was made by Blackstone to enter Executive Session at 1:20 p.m. with the board, and Gary Warren for Personnel Reasons of annual evaluation of the. Seconded by Zikmund. Zikmund, Blackstone and Christensen voted Aye. 0 voted Nay. Motion Carried. A motion was made by Zikmund to re-enter regular session at 1:54 p.m. Seconded by Blackstone. Zikmund, Blackstone and Christensen voted Aye. 0 voted Nay. Motion Carried.**

County Attorney Sara Bockstadter, John Hodge, Sheriff Baker, Treasurer Ensign, Assessor Rogers and individuals from the previous wind education segment joined the meeting. Bockstadter expressed concern and confusion regarding the Contract between Nuckolls County and David Barga of Rembolt/Ludtke Law Firm for Additional Legal Counsel for Civil Matters: Appointed Interim Attorney. Bockstadter explained that the way the present contract reads, its would be retaining David Barga for all county civil matters after Bockstadter's resignation on August 10<sup>th</sup>, 2018 for an hourly rate of \$270.00 per hour. Blackstone stated that this would be for conflicts in on going cases should the need arise when appointing an Interim County Attorney and for specialized counsel should the board proceed with a decision of adopting planning and zoning regulations. Bockstadter explained that it would be a decision of the judge and the court system of reassigning any conflicting cases not the responsibility or concern for the board. Sheriff Baker expressed budgetary concern in



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regards to the hiring of additional legal counsel. Baker stated the other elected officials stress and take a lot of public heat to maintain a reasonable budget and the possibility of the board retaining multiple attorneys was upsetting. Zikmund asked Bockstadter if a county attorney could assume the responsibilities of implementing planning and zoning. Bockstadter explained she had supported the boards questioning of hiring a specialized attorney regarding planning and zoning due to the additional liabilities and work load. Obviously, Mr. Borgen's services are \$270.00 an hour for a reason. The average county attorney salary is roughly \$95.00 an hour. It would be a lot for the county attorney's office to over see in addition to the regular Nuckolls County case load. Bockstadter recommended the board to proceed however they thought appropriate but requested that the contract be tabled and amended with exact specifications of intentions before signing. **A motion was made by Christensen to table the contract between Nuckolls County and David Borgen of Rembolt/Ludtke Law Firm regarding Additional Counsel for Civil Matters: Appointed Interim County Attorney for clarification of the contract. Seconded by Zikmund. Zikmund, Christensen and Blackstone voted Aye. 0 voted Nay. Motion Carried.**

There being no further business the meeting was recessed at 1:40 p.m. until Monday, June 11, 2018.

Timothy Zikmund, Chairman  
By: Carrie Miller, County Clerk

ACE IRRIGATION & MFG. CO.	#206887	\$	5,478.40
ADAMS COUNTY CLERK OF DISTRICT COUR	INV. #10017	\$	315.00
ARAMARK UNIFORM SERVICES	#1901036201	\$	202.92
BLACK HILLS ENERGY	#7318 6903 29	\$	831.37
BOCKSTADTER, SARA J.	MILEAGE	\$	34.67
BOEKA, DONNA	CONTRACT LABOR	\$	100.07
BRODSTONE MEMORIAL HOSPITAL	ACT. #99081	\$	127.50
BUSINESS WORLD PRODUCTS	INV. #640108	\$	423.42
C & M SUPPLY - NELSON	BALANCE OF	\$	238.86
C & M SUPPLY, INC.	#46447	\$	19,894.52
CASEY'S GENERAL STORES, INC	CUST. #17818	\$	814.51
CITY OF NELSON	#208700	\$	2,023.72
CITY OF SUPERIOR UTILITIES	ACT#1795	\$	146.89
COOPERATIVE PRODUCERS INC	CUST. #404744	\$	2,400.61
CULLIGAN OF HASTINGS	INV. #1000367	\$	161.50
D.R. PROPERTIES & HOME IMPROVEMENT	INV. #000209	\$	5,207.87
DAS STATE ACCOUNTING-CENTRAL			
FINANC	INV. #1112745	\$	532.00
DEWEESE SAND & GRAVEL INC	#164472	\$	14,330.65
DPL ENTERPRISES, INC	#14579	\$	22,557.65
EAKES OFFICE SOLUTIONS	#INV64559	\$	1,384.09
EGGERS MOTOR SERVICE & SALES	#033257	\$	2,173.24
ELECTION WORKERS	PAY - MILEAGE	\$	6,218.30
ENERGIZED ELECTRIC LLC	INV. #1556	\$	93,667.00



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ENSIGN,VICKI	CLEANING TAPES	\$	85.60
FAIMON,PAUL	PRIOR SERVICE	\$	18.00
FIVE POINTS BANK	FOSTER H.S.A.	\$	5,069.90
FOSTER,BARRY	CDL REIMB.	\$	31.00
GALLS	5/24/2018	\$	2,355.00
GERMER MURRAY & JOHNSON	PUB. DEFENDER	\$	3,000.00
GIS WORKSHOP	INV. #101396	\$	8,325.00
GLENWOOD TELECOMMUNICATIONS INC.	INV. #10548541	\$	1,684.55
HANSON AUTO	INV. #25403	\$	182.96
HOMETOWN LEASING	PYMT. #025	\$	852.86
IDEAL MARKET	TICKET #0002	\$	56.61
INTERSTATE BATTERY SYSTEMS	#222238729	\$	585.80
JOHN DEERE FINANCIAL	#10462750	\$	229.79
JOHNSON, SCOTT D.	CLASS REG. FOR	\$	70.00
KENNY'S LUMBER AND FARM SUPPLY, INC	#178300	\$	71.52
KRFS	#2018-345	\$	200.00
LANDGREN DENTAL CLINIC	ANDREA FREY	\$	400.00
LAWRENCE VILLAGE	ACT#165	\$	75.50
MAINELLI WAGNER & ASSOCIATES INC	CONSULTING	\$	1,000.00
MAZOUR, RICHARD J., D.D.S.	M. CULBERTSON	\$	100.00
MCCLURE,CHRISTOPHER C	COURTHOUSE	\$	1,390.00
MEDICAL ENT, INC.	#148045	\$	140.00
MEGRUE-PRICE FUNERAL HOME	BURIAL ASSIS.	\$	1,000.00
MENARDS-HASTINGS	INV. #58321	\$	19.99
MICHAEL TODD & COMPANY INC	#161530	\$	747.64
MICROFILM IMAGING SYSTEMS INC	INV. #76176	\$	90.00
MIDLAND AREA AGENCY ON AGING	INV. #FY18-057	\$	1,887.75
MILLER, CARRIE	MILEAGE	\$	183.02
MIPS INC	INV. #18050079	\$	981.80
NACO-NEBRASKA	WORKSHOP REG.-	\$	2,009.05
NE DEPT OF CORRECTIONAL SERV	INV. #1113651	\$	2,184.12
NE DEPT OF HEALTH & HUMAN SERVICES	R.SUNDAY-APRIL	\$	180.00
NE PUBLIC HEALTH ENVIRONMENTAL LAB	INV. #500361	\$	105.00
NEBRASKA PETERBILT	#638951	\$	600.70
NUCKOLLS COUNTY COURT	FILING FEES	\$	200.00
NUCKOLLS COUNTY TREASURER	'15 R.E. TAXES	\$	422,872.29
QUILL CORP.	INV. #6746505	\$	445.89
R & K SERVICES, INC.	#12401	\$	5,078.02
RAY'S AUTO SALES	INV. #9430	\$	2,079.08
ROGERS,SUSAN	MILEAGE	\$	48.61
RUSKIN VILLAGE	ACT#31	\$	31.15
SCHINDLER ELEVATOR CORP.	#8104798385	\$	413.91
SCHROER, KACI	MILEAGE	\$	42.51
SHOPKO STORES OPERATING CO., LLC	TRAN #9850	\$	202.77
SKALKA & BAACK LAW FIRM	STMT. #28	\$	1,018.60





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SOUTH CENTRAL PUBLIC POWER DISTRICT	ACT#6806005	\$	484.54
STANARD APPRAISAL SERVICE INC	INV. #2351	\$	1,520.00
STICHKA,JEAN	SUPPLIES	\$	261.72
SUPERIOR ACE HARDWARE	INV. #185751/1	\$	185.30
SUPERIOR IMPLEMENT, INC.	#WS03349	\$	7,324.36
SUPERIOR MOTOR PARTS,INC	#319895	\$	192.35
SUPERIOR PUBLISHING CO., INC.	CUST. #603	\$	28.00
THEOBALD LAW OFFICE	INV. 18-111	\$	877.26
THORBERRY,DORIS	PRIOR SERVICE	\$	17.00
TYCO INTEGRATED SECURITY LLC	INV. #30526381	\$	390.05
UNIFIRST	#246 0314217	\$	73.58
UNIVERSITY OF NEBRASKA	INV.#18.40.006	\$	1,694.84
UNIVERSITY OF NEBRASKA-LINCOLN	MILEAGE	\$	173.03
US BANK	ACT. #4798	\$	274.25
VAN DIEST SUPPLY COMPANY	INV. #125969	\$	4,998.95
VERIZON WIRELESS	#9807670532	\$	351.13
WEIGLE, JASON	SUPPLIES	\$	29.04
WELLNESS PARTNERS LLC	INV. #2512	\$	450.00
WHEELAND,MARY	PRIOR SERVICE	\$	15.00
WINDSTREAM NEBRASKA INC.	ACT. #90055599	\$	2,137.55
WOODWARD'S DISPOSAL SERV, INC.	#NO8800-2387	\$	65.00
<b>TOTALS</b>		<b>\$</b>	<b>669,153.70</b>