

August 26, 2008

The Merrick County Board of Supervisors met August 26, 2008 at 9:08 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Jefferson, Hahn, Husmann, Schneiderheinze, Schuett, and Weller present. Moved Euse, seconded Jefferson to convene as Board of Supervisors at 9:05a.m. Roll Call: All Ayes.

Notice of the meeting was given thereof by publications in the Republican Nonpareil, and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:08 a.m.

Agenda: Moved Euse, second Hahn to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Euse, second Husmann to approve the minutes of the previous meeting. Roll Call: All Ayes.

Husmann said he had a complaint from John Meister of Izaak Walton. Mr. Meister was upset that Mr. Robb had not received a stiffer sentence for the abuse and death of cattle and then not having them picked up promptly. He said that there were two individuals charged with killing dogs and abuse and they received jail time. Mr. Robb was charged with a misdemeanor, fined \$500.00 and had to pay restitution.

Meeting Report: Hahn attended the Senior Center meeting in Central City and the Central Nebraska Community Center in Loup City. Schneiderheinze attended the Midland Area Agency on Aging meeting in Hastings and the Senior Center meeting in Central City. Euse attended the Nebraska Emergency Management meeting at Columbus. Euse said there will be another meeting on September 2, 2008. Schuett attended the Platte Peer Group meeting in Chapman. Schuett and Jefferson attended a FEMA meeting and a NIRMA meeting in Aurora.

Official Reports: Sheriff McPhillips said that Euse was put on a board at the Emergency Management meeting in Columbus that will decide how the money received will be spent. McPhillips also said that the sewer problem at the jail has been repaired. Highway Superintendent Meyer said that the bridge by Lockwood School should be open today. Euse told Meyer that the railroad has the crossing out at "W" Road and that he has had complaints about it. Thought Meyer should check the situation out. County Clerk Wichmann gave the board the estimate from Lesiak to remove the restroom sink and toilet between the break room and the Planning and Zoning office. The estimate was for \$1,650.00. Moved Husmann, second Jefferson to have Lesiak remove the restroom structures on third floor. Roll Call: All Ayes.

Road Complaint: Rod Wichmann told the board that from the Worms Highway west on "O" road half a mile east of his place is terrible. Wichmann said that his father and himself have called the supervisors and nothing gets done. He said the bus driver told him that if the road doesn't get something done to it by winter, they would have to haul their kids to school themselves. The bad spot goes a good quarter of a mile. Wichmann said it is not the graders fault. Meyer said that he had plans to put clay in last fall but it got wet on them. Meyer said that they need to cut the shoulders and then put clay on it. Meyer said that he will try to make it a priority to get it done this fall.

Asphalt Bids: Moved Jefferson, second Hahn to open bids for the asphalt overlays Central City West project length 3.16 mile at 10:30 a.m. Roll Call: All Ayes.

Bids were for type "A" asphaltic concrete, type "C" asphaltic concrete, asphaltic cement for asphaltic concrete, and emulsified asphalt for tack coat applied. Gary Smith Construction Company, Inc. Gary Smith, Grand Island, NE bids were: type "A" \$28.50 unit price, total \$142,500.00, type "C" \$25.00 unit price, total \$45,500.00, asphaltic cement \$387.50 unit price, total \$133,687.50, emulsified asphalt \$1.50 unit price, total \$13,740.00 for a total bid of \$335,427.50 with a start date of September 8, 2008 and end date of October 8, 2008. J.I.L. Asphalt Paving Company, Jerry D. Adkins, Grand Island, NE bids were: type "A" \$27.45 unit price, total \$137,250.00, type "C" \$25.15 unit price, total \$45,773.00, asphaltic cement \$762.00 unit price, total \$262,890.00, emulsified asphalt \$1.43 unit price, total \$13,098.80 for a total bid of \$459,011.80 with a start date of October 1, 2008 and end date of October 30, 2008. Werner Construction Company, Kirk, Hastings, NE bids were: type "A" \$49.34 unit price, total \$246,700, type "C" \$46.21 unit price, total \$84,102.20, asphaltic cement \$605.00 unit price, total \$208,725.00, emulsified asphalt \$1.75 unit price, total \$16,030.00, for a total bid of \$555,557.20 with a start date of November 1, 2008 and end date of November 21, 2008. Moved Euse, second Jefferson to close the asphalt overlay bids at 11:55 a.m. Roll Call: All Ayes.

Moved Weller, second Husmann to accept the bid from Gary Smith Construction for the overlays. Roll Call: All Ayes.

County shop roof estimate: Euse gave the board an estimate for the county shop roof of \$20,930.64. Euse

recommends putting on thicker insulation at the cost of \$1.00 a square foot. Weller said that the budget for the roof needed to be adjusted from \$30,000 to \$50,000 and that it would not affect the tax asking dollars. Euse said that his is not doing the roof, that a roofing contractor would be doing the work.

Child Support Agreement: The County Attorney looked over and approved the child support agreement from the Nebraska Health and Human Service. Moved Jefferson, second Husmann to approve and have the Chairman and County Attorney signed the Child Support Agreement. Roll Call: All Ayes.

Weller asked the County Clerk to check at next meeting with the County Clerk's to see what it would take to put the minutes on line. Weller also asked the County Attorney what it would take to create a rural water district and the County Attorney said he had no idea.

Excavator Bids: Moved Weller, second Euse to open the bids for the rubber tire excavator at 11:15 a.m. Roll Call: All Ayes.

Nolan Rockey with Murphy Tractor and Larry Schmidt with Nebraska Machinery were present to tell the board a little about their machines.

Murphy Tractor & Equipment, Grand Island, NE submitted a bid for a 2008 JD 190D of \$209,850.00 with a trade in of a 1987 G3WD Gradall Hydraulic Excavator. Nebraska Machinery, Doniphan, NE submitted a bid for a CAT 2009 M315D without a trade in of \$190,059.00 and with a trade in of a 1987 G3WD Gradall Hydraulic Excavator of \$186,059.00.

Moved Weller, second Jefferson to close the bids on the rubber excavator at 11:42 a.m. Roll Call: All Ayes.

Moved Hahn, second Weller to purchase the CAT 2009 M315D from Nebraska Machinery. Roll Call: All Ayes.

Budget: Andrew Simmons came before the board to have them set the budget hearing date and time and to have them vote on a 1% increase for the lid limitation. Simmons told the board that the County's portion of the levy was 30.35% and last year it was 31.85%. He said the county's asking has gone down. A special meeting will need to be held to have the budget hearing because of publishing dates. Moved Jefferson, second Weller to have the budget hearing on Thursday, September 11, 2008 at 9:00 a.m. in the Supervisors Room, in the Courthouse. Roll Call: All Ayes.

Moved Weller, second Husmann to approve the 1% increase for the lid limitation. Roll Call: All Ayes.

Inventories: The County Clerk presented the board all of the official's inventories. Moved Jefferson, second Husmann to approve and sign the official's inventories. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schuett, and Weller. Nays: Schneiderheinz. Motion carried.

Courthouse Dedication: Beth Pullen told the board that the play scheduled to be held in the new courtroom on Sunday, October 26, 2008, had been rescheduled to be held two times on Saturday, October 25, 2008. The times are 2:00 p.m. and 7:00 p.m. Pullen wanted to know if the board wanted to reschedule the open house and dedication to Saturday, so that the courthouse would only have to be open on one day. The dedication would be immediately following the play at 2:00 p.m. and the open house would be from 3:00 p.m. to 5:00 p.m. Moved Husmann, second Weller to have the dedication immediately following the play at 2:00 p.m. and the open house from 3:00 p.m. to 5:00 p.m. Roll Call: All Ayes.

Pullen said that cookies and coffee would be served and incorporated with the plays. Pullen will also ask Janis Walker, the State Court Administrator if she will speak at the dedication. Chairman Schuett will mention the dedication and open house and invite all of the other Central District Countries at the Central District Meeting, September 18, 2008.

Water Issue: Randy Stueven came to the board about extending water from Hall County out to Merrick County. Stueven wanted to know if the County Board would be interested in a rural water district and if some or all of the County Supervisors and the City of Grand Island wanted to sit down together to have a discussion on a rural water district. Stueven told the board that he had received an email from Steve Kemp of the DEQ and that there is a meeting September 22, 2008 at the Seedling Mile School and Chad Nabity and Gary Mader will be present.

Odor Issue: Jennifer Myers, Planning & Zoning Administrator and Dennis Simmons, Operation Manager, Lon Leshner, and Monte Mamot with Chamness/Soil Builders were present. Myers said that she had received two phone calls complaining about the odor of the material being put on land in their areas. She said that she knew that some of the supervisors had also been called. She said the complaints were that the smell was to the point of being unbearable. Trucks were also running at 5:30 a.m. One of the callers complained about the odor from product that had been applied two weeks ago. Myers said that one pivot corner had not been worked in. Myers said that she has been going out for three weeks trying to get a grasp on what was going on with this. Myer invited Chamness to be present to hear what was being said. Myer said the DEQ will only get involved if it is a health issue. She also said that Chamness had left the Merrick County area the middle of last week but they would be back in the fall. Chamness said that the product is 15% manure and animal by products and 85% water. Chamness said that seventy pounds of nutrients is a big benefit to the farmers and that it is to be lightly disc behind all applications. They apply 11,000 gallons an acre

and it is to be put in 8 inches deep. That is ¼ a gallon a square foot. Paunch is put back into feed and they deliver it to the farmer and the farmer distributes it. Grind is sand and manure. Myers said that she would like to see and application for the products being signed by the farmer and the neighbors, so that they know that the contact with Chamness has been made letting the neighbors know it will be applied by their land. Chamness said that they will come in within 24 hours to make sure the product is disc in. Swift is putting in equipment that will spend the grease off of the product and the grease will then be used for energy or burned. The grease is what makes the rank odor. Swift is going to try and run paunch through a digester. Chamness said that they have been hauling into Howard and Hall counties since last year. They are back into Howard County by conditional use. Myers said that Merrick County has to have a standard for this and which they now do not have.

Admend One and Six: Highway Superintendent Meyer said that he needs to move the bridge on 3rd Road, project #C61227 from the six year plan to the one year plan. He wants to put in culverts temporarily until they get a study done. Moved Husmann, second Jefferson approve the amendment of the One and Six Year Plan by moving Project C61227 from the six year to the one year. Roll Call: All Ayes.

Pat Carlson called and said that she would not be attending the meeting.

The board changed the veteran service officers salary by increasing it by \$500.00.

Payroll Claims: The August 2008 payroll claims were submitted for approval: General Gross: \$87,516.74, Net: \$61,384.37 Roads Gross: \$43,219.64 Net: \$26,460.80, Juvenile Diversion Gross: \$1,887.00 Net: \$1,538.93, E911 Gross: \$2,025.00 Net: \$1,242.90.

Moved Hahn, second Weller to approve the August 2008 payroll as presented. Roll Call: All Ayes.

Moved Weller, second Husmann to adjourn at 3:44 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

September 9, 2008

The Merrick County Board of Supervisors met Tuesday, September 9, 2008 at 9:00 a.m., Supervisors Room, County Courthouse, 1510 18th Street, Central City, NE., with Euse, Hahn, Jefferson, Husmann, Schneiderheinz, Schuett, and Weller. Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were given to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:00 a.m.

Moved Euse, second Hahn to convene as Merrick County Board of Supervisors at 9:00 a.m. Roll Call: All Ayes.

Hahn led the Pledge of Allegiance to the Flag.

Agenda: Moved Euse, second Husmann to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Under odor issue disked was incorrectly spelled and grind should have been grit and spend the grease should have read spin the grease. Moved Husmann, second Jefferson to approve the minutes of the last meeting with the corrections. Roll Call: All Ayes.

Meeting Report: Hahn is on a committee to replace Alice Butts at the Senior Center, who is retiring. Colleen Clayton will replace Butts and now they will need to find a replacement for Colleen. Hahn said they had a lot of applications. Schneiderheinz attended the Midland Area Agency on Aging meeting at Hastings, Thursday, September 4, 2008. Euse attended the East Central Region Governant meeting, September 2, 2008 at Platte County to set up officers. This is involved with NEMA and they will decide where the grant money will go. There are 10 counties involved with this. Jefferson attended the Region 3 Behavior Advisory Board meeting, August 28, 2008 and the Meth meeting September 8, 2008 at City Hall. Husmann attended the Health Board meeting and said that they have a new doctor on board, Dr. Richard Fruehling. Schuett attended the Institute of Excellence meeting in Lincoln that was dealing with change.

Officials report: Highway Superintendent Meyer said that Gary Smith Construction was starting today on the overlay. They have two bridges completed, one by Lockwood School and the other on "R" Road. Meyer said they are working on one by Fishburns now. Treasurer Dunham reported that a window in her office needed to be repaired. Planning & Zoning Administration Myers asked if two chairs in her office could be surplused and the board said yes and she also asked if she could have the old sink that is going to be removed by her office and the board said yes. Don from True Value had come and looked at her office door to see what needed to be done about putting a lock on it and he said that someone would have to come and drill a new hole for a dead bolt. Myers also said that the agendas and County Board minutes are now on the web site.

Gary Smith Construction Contract: Highway Superintendent Meyer came to the board with the contract for Gary Smith Construction to do the overlay. Moved Husmann, second Euse to have the chairman sign and approve the contract with Gary Smith Construction for the overlay. Roll Call: All Ayes.

County Shop Roof Estimates: Someone from the general public asked Husmann why a supervisor was doing the county shop roof. The board wants it made clear that they advertised for bids and never received any bids. Ed Loupin Construction will be doing the work and he will purchase his materials from Silver Creek Lumber. Silver Creek Lumber will not be doing the work. Loupin will be sending a certificate of insurance to the Clerk.

Moved Jefferson, second Husmann to award Ed Loupin Construction the job of reroofing the county shop roof. Roll Call: Hahn, Husmann, Jefferson, Schneiderheinz, Schuett, and Weller. Nays: None Abstain: Euse. Motion carried.

Junkyard regulations: Jen Myers, Planning & Zoning Administrator, said that there has been complaints about junkyards west of Chapman and east of Clarks. The Planning & Zoning boards had been working with County Attorney Curry because there are no regulations on file for Merrick County. Deputy Attorney Twiss was present. Myers said that the junkyard west of Chapman is overflowing and vehicles along both sides of the highway. The Planning & Zoning board's recommendation was to see if the County Board of Supervisors had any amendments that need to be put in place or that are in place and what State statues and regulations the county needs to put into action. Myer said that there is a junkyard by Archer and another one in Chapman. The board asked Twiss if there needed to be amendments before any action could be taken and Twiss said that they needed to check and see if Curry and Slagle, the former Planning & Zoning Administrator had worked on any

amendments. Myers said she thought a permit should also be involved. Twiss said that these areas should be investigated and that he did not have the time, money, or resources to investigate the complaints. Twiss told Myers to write a letter with her findings to Curry and Twiss and that if the matter should go to court, photos would be necessary. Twiss said that Myers may want to write a letter to the people who have the junkyards, to introduce herself and tell them there are regulations and state statutes that must be followed. He said that this may just be an enforcement issue. Myers said that Merrick County has no policy in place for junkyards and that the Planning & Zoning Board needs to adopt amendments at their next meeting. The issue of the junkyards being a health and nuisance issue have been discussed many times over the years. The junkyard west of Chapman does not have zoning for operating the business and the operator does not own the property. The one between Clarks and Silver Creek owns the property but the board does not know if it is zoned correctly as well as the one in Archer. Twiss told Myers to check with the State to see if the people west of Chapman have authorized access from the highway.

Commercial by products: Myers read the minutes of the Planning & Zoning Board meeting to the board. Myers said that she had talked to the Planning & Zoning Administrator in Howard County and that they are using a conditional use permit for a test plot. Howard County is using a conditional use permit because soil builders is not labeled as a fertilizer but a soil builder. Myers said the Planning & Zoning Board had voted to have soil builders eliminated from coming into the county. Myers said that Soil Builders will be coming back into the county soon. Another complaint beside the odor has been that the Soil Builder trucks are tearing up the roads. Kelly Wichmann wanted to know to what benefit the board thought soil builders was and the board responded and said that some farmers in the past had been getting paid to use the product. Now, some farmers are getting paid and some are not. Weller said that farmers do keep asking to use the product. Myers said that there needs to be a specific wording as far as the actual product being used. The people complaining are farmers and have lived in the area for a long time, they are not new to the area. Board said that the state is livestock friendly and farmer friendly. Comment was that the people complaining are also farmers and raising livestock and it does not smell like this. Myers said the label Soil Builder's use is listed with the Department of Agriculture. The DEQ does not get involved unless it becomes a health issue and nothing has been brought up with EPA. Myers said that soil samples had been taken and that the nutritional value to land was very minimal. The Planning & Zoning Board requested that a public hearing be held. The County Board wants to hear what Howard County has to say about the application to their test plot before they schedule a public hearing. Myer said that she would also like to take a tour of the Swift plant in Grand Island. Kelly Wichmann said that harvest is almost upon us and time is running short on when the Soil Builders will be back into county. Said don't have much time to wait. Myers also wanted to know if the board would like a copy of the Soil Builders applications and the board said that a format like the one given to them for the building permits would be fine.

GEO COM Contract: Sheriff McPhillips presented the board with two contracts from GEO Com. The first contract is a service agreement for maintenance and support for five years that the state pays for. The amount is \$7,302.00. Moved Husmann, second Euse to approve and have the chairman sign the GEO COM contract. Roll Call: All Ayes.

The second contract will be paid by the County's E-911 fund. It is a one time payment of \$9,553.00 for the conversion to a GIS data setup that the government is requiring. Moved Euse, second Husmann to approve and have the chairman sign the GEO COM contract. Roll Call: Euse, Hahn, Husmann, Jefferson, Schuett, and Weller. Nays: Schneiderheinze. Motion carried.

Polk/Merrick County Line: Weller asked Highway Superintendent Meyer about the actual line for Hamilton/Merrick County and Meyer said that all that is done is the survey. Weller said that the county has paid a lot of money and that is all that is done. Meyer said that the reason for doing the line was to see where actually is for Assessor purposes, so that they know how many acres are to be taxed. Meyer gave the board a copy of the new description for the Polk/Merrick County line along with a copy of the new plat. Meyer said that the plat and description had been filed in the Repository and that all that was needed was for the Chairmen and Surveyor's of Merrick and Polk Counties to sign and approve. Moved Weller, second Husmann to have the surveyor and chairman sign the plat for the Polk/Merrick County line. Roll Call: All Ayes.

Deputy Attorney Twiss asked if the new survey could be overlaid over the old survey and Meyer said yes, and that the original survey says all the islands are in Merrick County and that Hamilton County shows no islands.

Meyer said that a Mr. Wilson from FEMA will be coming Wednesday, September 10, 2008 at 3:00 p.m. to discuss the new FEMA maps on the flood planes.

Executive session for personnel discussion: Moved Euse, second Hahn to go into executive session for personnel discussion at 1:07 p.m. Roll Call: All Ayes.

Moved Jefferson, second Hahn to go out of executive session at 1:28 p.m. Roll Call: All Ayes.

Thrives Program: County Clerk Wichmann gave the board a letter she had received concerning the Thrives program. The board asked Wichmann to call the Central Nebraska Community Services, Inc. and ask if this request from Thrives is asking for financial assistance based on designated funds from the county budget.

Fee approval: The August 2008 fees from the Clerk of District Court and the County Clerk's offices were presented to the board for approval and signatures. Moved Husmann, second Euse to approve and sign fees. Roll Call: All Ayes.

Auditor bill: County Clerk Wichmann gave the board a bill from Romans Wiemer & Associates for \$877.20 plus \$13.16 finance charge for time spent trying to get working papers from the State Auditor's office per Gayle Steiger of Romans Wiemers & Associates. Wichmann told the board that she did not know how much time was spent on this but thought \$877.20 should have been part of the original bill. Board said that they did not feel that was the boards responsibility and that it should have been included in the original amount paid of \$7,730.00. Moved Euse, second Husmann to not pay the \$877.20 plus \$13.16 finance charge to Romans Wiemers & Associates. Roll Call: All Ayes.

September 2008 Claims: The September 2008 claims were presented to the board for approval: General: \$123,925.42 Roads: \$91,868.48 Lodging: \$3,552.76 Relief: \$716.55 Juvenile Diversion: \$562.45 K-9: \$56.40 Inheritance: \$6,211.51 County Building: \$607.80 E911: \$749.00.

Moved Jefferson, second Husmann to pay the September 2008 claims as presented. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schuett, and Weller. Nays: None. Abstain: Schneiderheinze. Motion carried.

South Parking Lot: Cindy Catlett told the board that there needs to be signs posted in the back parking lot for employees only. The law enforcement is parking all their vehicles in there along with visitors. There are family members of the law enforcement and the city police department that are parking and blocking the drive thru and the jailer is parking in the drive thru behind the courthouse to deliver meals but leaves car parked after meals are delivered. By blocking a drive thru, employees have to back out of the parking lot and this is illegal. Treasurer Dunham said that Sheriff McPhillips had come to the board along time ago and asked that no one park south of the jail on the street, so that law enforcement could use that, but now they don't use it. Board told Cindy Catlett to figure out how many signs would be needed and what they needed to say.

Bader Park: Pat Carlson wanted to know whose responsibility the house at Bader Park was, and the board said that they own it but it was supposed to be taken care of by the Merrick Foundation. Any upkeep was to come out of the Bader Fund. Carlson said that all that money for the year was already ear marked and she feels the house should be taken care of by the County. The roof on the house is shot because of a hail storm and the two estimates she received were way higher than the insurance adjuster was allowing. She wanted to know where the money was going to come from for the difference in the estimates. The siding on the house was also damaged and the estimates she received did not include siding because she wanted to do the whole house when they do the siding not just part of it because it would look better. The board asked the County Clerk to call NIRMA and talk to the adjustor about the estimates. The estimates were from Lone Tree Construction and Silver Creek Lumber & Farm Supply. Silver Creek Lumber & Farm Supply said to give the bid to Lone Tree Construction. Lone Tree Constructions bid was for \$9,391.41 but was subject to change September 1, 2008, because of an increase in the cost of material. Moved Euse, second Weller to give the bid to redo the roof on the house and bathhouse at Bader Park to Lone Tree Construction. Roll Call: All Ayes.

Carlson said that attendance was up 10% at the park and the day passes were a big item and that they paid the bills. Carlson said that she would like to do shelters and benches at the park also.

Moved Weller, second Husmann to adjourn at 3:20 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

September 23, 2008

The Merrick County Board of Supervisors convened as Merrick County Board of Equalization, Tuesday, September 23, 2008 at 9:00 a.m., Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Husmann, Schneiderheinz, Schuett, and Weller present. Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each supervisor and kept current and available to the public at the County Clerk's office. Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting in open session at 9:00 a.m.

Weller led the Pledge of Allegiance to the Flag.

Moved Euse, second Hahn to convene as Board of Equalization at 9:00 a.m. Roll Call: All Ayes. **AGENDA:** Moved Jefferson, second Husmann to accept the agenda as certified by the County Clerk. Roll Call: All Ayes.

MINUTES: Moved Husmann, second Jefferson to approve the minutes as published. Roll Call: All Ayes.

VEHICLE EXEMPTION: Treasurer Dunham presented a vehicle exemption to the board for Nebraska Christian Schools for a 2008 Chevrolet Uplander VIN #1GNDV23168D113479 and a 2007 Chevrolet Uplander VIN #1GNDV23137D207589. Moved Husmann, second Hahn to approve the exemption and have the chairman sign. Roll Call: All Ayes.

TAX CORRECTIONS: Deputy Assessor Jennifer Lani presented the Board with tax correction #3502, personal property #265 for Strobel Industries. The personal property taxes were accelerated because on September 16, 2008 the business was sold to a Steve Strobel. Moved Euse, second Husmann to approve and have the chairman sign the tax correction for Strobel Industries. Roll Call: All Ayes.

Moved Weller, second Husmann to adjourn as Board of Equalization at 9:09 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, Merrick County Clerk

September 23, 2008

The Merrick County Board of Supervisors met Tuesday, September 23, 2008 at 9:09 a.m., Supervisors Room, County Courthouse, 1510 18th Street, Central City, NE., with Euse, Hahn, Jefferson, Husmann, Schneiderheinz, Schuett, and Weller.

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were given to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:09 a.m.

Moved Weller, second Husmann to convene as Merrick County Board of Supervisors at 9:09 a.m. Roll Call: All Ayes.

Agenda: Moved Euse, second Jefferson to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Husmann, second Weller to approve the minutes of September 9, 2008 with the correction of "R" road should have read "J" road. Roll Call: All Ayes.

Moved Jefferson, second Weller to approve the minutes of the September 11, 2008 minutes are presented to the board. Roll Call: All Ayes.

Meeting Report: Supervisors Euse, Hahn, Husmann, Jefferson, Schuett and Weller attended the NACO Central District Meeting, in Grand Island, Thursday, September 18, 2008 that Merrick County hosted. Hahn attended the Central Nebraska Community Service at Loup City. Weller attended the Mid Nebraska Individual Services meeting, Jefferson and Husmann attended the USGS Geological Survey Flood program at Clarks. Jefferson also attended a hospital meeting. Husmann also drove Rick Wilson, with USGS Geological around the area. Schuett attended the Bader Park Peer meeting a week ago.

Officials Report: Sheriff McPhillips informed the board that Deputy McHale has submitted his resignation. He will be moving back to Ainsworth and October 2, 2008 will be his last day. McPhillips also said that a deputy was involved in a car accident Saturday night. The car he reported was still drivable. Highway Superintendent Meyer said that they closed a portion of the Ormsby road from the Archer turn off to the cemetery because of a different accident Saturday. A trencher being moved had a wheel fall off and the road was reopened on Sunday. Myer said that the black topping overlay was finished Monday, September 22, 2008. They also got the repair from the trenching accident done. Culverts are supposed to be coming in this week for 3rd Road. Treasurer Dunham presented the board with a report on all the delinquent real estate taxes for the board's signature. These taxes have not been sold. Dunham also asked the board if she could purchase an inexpensive vacuum for their office as their vault and trash are not being taken care of and the vacuum in their vault does not do a very good job. The board told Dunham to hold off and they would talk to Dennis O'Nele. Planning and Zoning Myers told the board that Howard County is having a public meeting October 15, 2008 at 8:15 p.m. to discuss Chamness and/or Soil Builders. She thought some of the board members would like to attend to see what is going on and being done. She said that Chamness and/ or Soil Builders is doing a field off of Highway 14 by Les Dennings, and back in the Palmer area. They are looking into a part of Dennis Joseph's land also. Weller told Myers that the Planning & Zoning department used to hand out some literature explaining rural living to people getting a permit to build a house in a rural area. Myers said that she would check into this and start doing this as she was not made aware of until now.

USGS Geological Survey Flood Report: Jim Kava, board chairman for the Village of Clarks said that Clarks is now in a flood plane and it should not be. He stated that FEMA had said that Clarks would flood because of the Clarks drain which they now call Clarks Creek. Milt Moravek, Central Platte NRD said that he would like to reshoot the County. Moravek said that USGS had used maps that were ten years old. He said that Lidar is a new technology that is done from airplanes. It would cost eight million dollars or \$185.00 per square mile to fly the rest of the state. They are now flying the Platte and Republican Rivers. Moravek said that the NRD would encourage us to do the same as Clarks did with a letter to get USGS to get them to relook at Clarks when the new maps have been done. When the topographic maps are done the NRD will work with USGS and the State. Moravek said that the NRD feels that a lot of area that has been put into a flood area should not be. Kava said that the letter

from the Village of Clarks does not hold as much weight as a letter from the Board of Supervisors. USGS added 300 new sections of land to the flood plane. There were sixty new farmsteads added. Moravek said that someone should have gone up in a plane during the last flood and took pictures.

Moved Jefferson, second Euse to send a letter to FEMA about the flood plane. Roll call: All Ayes.

Phil Johansen from Senator Ben Nelson's office was present and suggested a detailed study be done at no cost. He thought maybe they should survey every 200 feet. He said that the board should send a letter to Senator Ben Nelson's office and ask for a detailed study for Clarks and the rest of Merrick County.

Exterminator: Bert Meschke told the board that she thought they needed to have an exterminator come to the courthouse once a month like the jail does. She said with the doors to the courthouse being opened all the time that one was needed. The County Clerk will call and get estimates for exterminators.

Stop money and grant money: County Attorney Curry said that statute says that the stop money is required to be used for traffic enforcement and education. Curry said he is putting this money into the County Attorney Trust fund. Curry said that STOP pay is what is left after a fee is charged and then class fees and court costs are deducted. When asked why the money was not going to the county, Curry said that it could, by setting up a separate fund with the County Treasurer. Treasurer Dunham said that all money coming into the County should go through the treasurer and the payouts submitted as claims to the County Clerk. Curry said that could be done but he said it would be a lot of work for the two offices. When asked what the auditors thought about the money going into the trust account, Curry said that the auditors have written him up every year for it.

Moved Weller, second Euse to start a STOP fund with the Treasurer's office consisting of what is left after paying all other fees subject to the use of the law enforcement. Payment to the Treasurer from the County Attorney will be made quarterly. Roll Call: All Ayes.

Jennifer Myers, the former Juvenile Diversion officer, said that a grant adjustment is needed so that the money for the new Juvenile Diversion officers trip for education will be able to be spent out of the old grant money instead of coming out of the new grant of \$2,500.00. Treasurer Dunham said that there is a little over \$9,000.00 sitting in the Juvenile Service Grant that Curry said would be spent down. Myers said that after a certain time that money could not be used except for Stuff the Bus, proms and other juvenile programs. It must be a juvenile program. Myers and Curry said that when that money is gone the fund can be eliminated.

East Central Governance Committee: In December, Norm Euse was nominated to serve on the Governance Committee but Norm said that all the other people on the committee are Emergency Management and he is not. Euse said that he felt that Sheriff McPhillips, who is the Emergency Manager would be more qualified for the committee, which determines how money will be spent. Moved Euse, second Husmann to replace Euse with McPhillips on the East Central Governance Committee. Roll Call: All Ayes.

Bader Parks Roof Estimate: County Clerk Wichmann told the board that the estimate from Lone Tree was still good, even though it said it was only good until September 1, 2008. Wichmann said that she had talked with NIRMA about their estimate being too low for the replacement costs and that she referred them to Norm Euse. Euse said that he never received a phone call from NIRMA. Wichmann will send the estimates, phone number and name of NIRMA contact to Euse. Schuett said that the Bader Park Peer Group was wondering who would pay the difference on the cost to replace the roof on the house. Weller said that the Building fund would pay for the difference, but that the County gives Bader Park so much money a year and that is what it should be used for. Bader Park is supposed to live off of its profits. NIRMA has recommended going outside of the county to Hamilton County to get an estimate and Pat Carlson had said that she did not want to go outside the county. Weller said that Hamilton County also gives Bader Park money every year. Euse said that he would call NIRMA and talk to them.

Subdivision Approval: Planning & Zoning Administrator Myers presented the board with a subdivision and easement request for approval for Joel Ferris for approximately 13 acres on 12th Road about one mile north of Highway 92 at 2-14-7. The purpose of the subdivision is for selling. Moved Weller, second Jefferson to approve and have the chairman sign the subdivision. Roll Call: All Ayes.

South Parking Lot: Cyndee Catlett told the board that she needed to know what the board wanted for signage for the south parking lot. Sheriff McPhillips said that his deputy's will not park their vehicles on the south side of jail because of the sprinklers spraying on the cars. Vehicles to be inspected can be parked in the 30 minute parking. The City Police Chief and his deputies and Pat Wagner's husband are the main offenders in parking in the drive thru in front of the jail and that should be stopped. The drive between the courthouse and jail should not be used as a drive thru. Courthouse business will be accessed thru the north entrance door. The back door to the courthouse will remain locked for employee entrance only. Husmann is to check with Central District Health and see why their van is sitting in the back parking lot instead of in front of the courthouse.

Moved Weller, second Husmann to post two Entrance Only signs on the two west entrances along with a Public Access to Courthouse NORTH Door Only, two DO NOT ENTER signs on the two south exits, and to paint the front area of the jail with yellow strip and block lettering saying NO PARKING. Roll Call: All Ayes.

Veteran Service: Darrel Widman's letter of resignation as the Veteran Service Officer, was given to the board effective November 1, 2008. The ad for the position had been placed in the newspapers before it was brought to the board meeting by the Veteran Service Commission. The board told Widman that they would like to have three applications turned into to them for confirmation and that whoever was hired would not be paid what Widman was being paid. Resignations need to come to the board meeting before advertisements are put out. The deadline for the applications Widman said is October 9, 2008 at the County Clerk's office.

Moved Weller, second Hahn to regretfully accept the letter of resignation of Darrel Widman as the Veteran Service Officer, effective November 1, 2008. Roll Call: All Ayes.

Electrical Agreement: Highway Superintendent Meyer presented the board with an electrical agreement for Kinder Morgan to bury a secondary line 150 feet east of Gunbarrel Road or 150 feet east of the southwest corner of 30-12N-8W.

Moved Weller, second Jefferson to approve and have the chairman sign the electrical agreement for Kinder Morgan between Sections 30 and 31-12N-8W. Roll Call: All Ayes.

Road Closing: Highway Superintendent Meyer presented letters from Mead Township and Nance County Township, West Newman about closing

“Z” Road between 18th and 19th Road. This is to have Mike Meyer do a study on this so that no one gets land locked. Moved Husmann, second Weller to have Meyer do the study on closing “Z” Road. Roll Call: All Ayes.

August 2008 Sheriff Fees: Moved Euse, second Husmann to approve the August 2008 Sheriff fees as presented to the board. Roll Call: All Ayes.

September 2008 Payroll: The September 2008 payroll was presented to the board for approval: General: Gross: \$ 86,120.68 Net: \$60631.08
Roads: Gross: \$42,840.24 Net: \$26,159.93 Juvenile Diversion: Gross: \$1,392.00 Net: \$1,166.82 .

Moved Husmann, second Euse to approve the September 2008 payroll as presented. Roll Call: All Ayes.

Maximus Contract: County Clerk Wichmann presented the board with the new Maximus contract for cost allocation plans for fiscal years 2008, 2009, and 2010. Moved Weller, second Husmann to approve and have the chairman sign the new Maximus contract. Roll Call: All Ayes.

Jerry Wilhoft came in to give the board a quick review of what weed control is going to be happening. Wilhoft said that 900 acres are going to be sprayed. They want to get them sprayed in the next couple of weeks before it freezes. Wilhoft said that grants come thru the weed management area.

Levy: Moved Euse, second Weller to set the date for the setting of the levy for October 14, 2008. Roll Call: All Ayes.

The board informed Dennis O’Nele that the vaults in the treasurer and clerks offices were not being vacuumed and that the trash from the treasurer and assessor’s offices is not being dumped and that he needs to be doing this. O’Nele said that there is a bulb burned out in the new courtroom, the ceiling is 16 foot high and he only has a 10 foot ladder. He may need to purchase a 12 foot and 8 foot fiberglass ladders. O’Nele said that he had purchased a box of bulbs for the courtroom for \$158.00 and that True Value had to special order them. O’Nele was asked to blow off the front sidewalk after he mows .

Moved Weller, second Euse to adjourn at 2:52 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

October 14, 2008

The Merrick County Board of Supervisors convened as Merrick County Board of Equalization, Tuesday, October 14, 2008 at 9:00 a.m., Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Husmann, Schuett, and Weller present. Schneiderheinz was absent. Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting in open session at 9:00 a.m.

Euse led the Pledge of Allegiance to the Flag.

Moved Weller, second Husmann to convene as Board of Equalization at 9:00 a.m. Roll Call: All Ayes. Schneiderheinz absent.

AGENDA: Moved Weller, second Jefferson to accept the agenda as certified by the County Clerk. Roll Call: All Ayes.

MINUTES: Moved Jefferson, second Hahn to approve the minutes as published. Roll Call: All Ayes.

Cemetery Report and 2009 Plan of Assessment: Assessor Placke presented the board with copies of the Cemetery Report and the 2009 Plan of Assessment for their review. Placke told the board that all of the cemeteries listed on the report were still exempt.

Tax Correction: Placke presented a tax correction, #3503 for Dan Monaghan for the former Gas N Shop building that was moved, was given to the American Legion Club. Placke said that the proper paperwork has not been filled out and that the building maybe taxable for the 2008 year.

Moved Husmann, second Euse to approve the tax correction and have the chairman sign it. Roll Call: All Ayes.

Resolution 2008-6: Resolution 2008-6 is to set the tax levy for Merrick County. The resolution along with the list are available in the County Clerk's office. Moved Euse, second Jefferson to set the County levy and sign Resolution 2008-6.- Roll Call: All Ayes.

Moved Euse, second Jefferson to adjourn at 9:15 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, Merrick County Clerk

October 14, 2008

The Merrick County Board of Supervisors met October 14, 2008 at 9:15 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Jefferson, Hahn, Husmann, Schuett, and Weller present. Schneiderheinz was absent.

Moved Euse, seconded Weller to convene as Board of Supervisors at 9:15 a.m. Roll Call: All Ayes.

Notice of the meeting was given thereof by publications in the Republican Nonpareil, and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:15 a.m.

Agenda: Moved Euse, second Jefferson to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Jefferson, second Hahn to approve the minutes of the previous meeting. Roll Call: All Ayes.

Meeting Report: Hahn attended the senior center meeting and reported that Colleen Clayton was the new chairperson. Husmann attended the Central District Health meeting Monday, October 13, 2008.

Official Reports: Highway Superintendent Mike Meyer said the signs for the south parking lot and entrances were in and the culverts are in on 3rd Road. Meyer also said that the County Shop roof is nearly completed. Jerry Wilhoft came before the board and gave an update on the spraying that has been done in Merrick, Hamilton, Polk, and Hall counties.

Distress Warrants: Deputy Treasurer Pat Bolte presented a list of uncollected distress warrants and asked that two be stricken from the tax rolls. Bolte said that the mobile home had been moved off and the taxes for both warrants are on the same parcel. One is for Frank Miller and the other Green Tree Services. Moved Weller, second Husmann to strike the two distress warrants and remove from the tax rolls. Roll Call: All Ayes.

Planning & Zoning: Planning & Zoning administrator Jennifer Myers brought four splits to the board for approval: Duane & Judy Stuart for part of Lots 4 & 5 and all of Lots 8,9,10,11,14,15 18, 19 of Stephen's Subdivision, Mike Toukan for the E1/2 NW1/4, Lots 1 & 2, Ronald Grigsby for the NE 1/4 NW1/4, 21-13-6, and Dave Beck for the Southwest corner of 5-16-3. Moved Husmann, second Jefferson to approve the four splits. Roll Call: All Ayes.

Schneiderheinz present at 10:10 a.m.

County Levy: Resolution 2008-5 approves the subdivisions request for levy allocation. Moved Euse, second Jefferson to approve the subdivision requests and sign Resolution 2008-5. Roll Call: All Ayes.

Fire inspection: Moved Weller, second Euse to approve and sign the Bamford, Inc. contract for water-based fire protection system inspection and testing. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schuett, and Weller. Nays: Schneiderheinz.

Maximus: Moved Weller, second Jefferson to approve and sign the Countywide Cost Allocation Plan from Maximus. Roll Call: All Ayes.

Juvenile Services Agreement: Moved Weller, second Hahn to approve and sign the Inter-local Cooperation Agreement for Juvenile Services by and between Merrick and Nance Counties. Roll Call: All Ayes.

Exterminator Bids: Three bids for extermination of the courthouse were presented from Presto, Orkin, and Bug Busters. Moved Weller, second Hahn to table the bids pending further information from Bug Busters. Roll Call: All Ayes.

Veteran Service Officer: Mike Fuehrer, Edsel Matousek, and Bob Fuelberth from the Veteran Service Committee came to the board and said that they had eight applications for the Veteran Service Officer position and had narrowed it down to three. They meet this a.m. and decided on Gary Berry. They said that Gary had helped Darrel Widman set up the computer programs that are being used now. They said that the County Board needed to approve the appointment and then send the paperwork to Lincoln for State approval.

Moved Jefferson, second Husmann to approve the appointment of Gary Berry as the new Veteran Service Officer as of November 1, 2008. Roll

Call: All Ayes.

Gary Berry will need to meet with the County Board to discuss what is needed for his employment for the County.

Mike Fuehrer told the board that Thursday, November 13, 2008 will be County Government Day. They will use the same format as used last year.

Exterminator: Moved Weller, second Hahn to go with a one time application for \$150.00 with Bug Busters. Roll Call: All Ayes.

Fees: Moved Euse, second Jefferson to approve the September 2008 fees from the County Clerk and the Sheriff. Roll Call: All Ayes.

Equipment cost report: Highway Superintendent Meyer presented the board with the annual report for equipment costs. Moved Hahn, second Husmann to approve the report that certifies project cost and to certify the report. Roll Call: All Ayes.

Water Line Agreement: Moved Weller, second Husmann to approve and sign the water line agreement for Art Moeller between Section 20 and Section 31, Township 12, Range 8. Roll Call: All Ayes.

“Z” Road: Road Superintendent Meyer presented his report on the east and west road between Section 1, Township 15N, Range 6 West, Nance County and Section 12, Township 15 North, Range 6 West, Merrick County. His report recommended closing the road. Moved Weller, second Hahn to set a hearing date of November 18, 2008 for the closing of “Z” Road. Roll Call: All Ayes.

Resolution 2008-7: Resolution 2008-7 is to transfer \$100,000.00 from the inheritance fund to the road fund. Moved Weller, second Jefferson to approve and sign Resolution 2008-7 and the money will be paid back as the money comes in. Roll Call: All Ayes.

Flu Shots: Moved Husmann, second Jefferson to approve the county paying for flu shots for county employees only. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schneiderheinz, and Schuett. Nays: Weller.

Warranty Agreement: Moved Euse, second Jefferson to approve and sign the Schindler Extended Warranty Agreement for the elevator and to pay for it annually for \$1,776.00. Roll Call: All Ayes.

October 2008 Claims: The October 2008 claims were presented for payment: General: \$147,731.91 Road: \$389,890.45 Relief/Medical: \$313.62 Institutions: \$192.00 Juvenile Diversion: \$1,110.59 Inheritance: \$5,852.41 Sinking Fund: 27,528.90 E911: \$5,471.17.

Moved Euse, second Jefferson to pay the October 2008 claims as presented. Roll Call: Euse, Hahn, Husmann, Jefferson, Schuett, and Weller.

Nays: None. Abstain: Schneiderheinz.

Moved Euse, second Weller to adjourn at 2:18 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

October 28, 2008

The Merrick County Board of Supervisors convened as Merrick County Board of Equalization, Tuesday, October 28, 2008 at 9:00 a.m., Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Schneiderheinz, Schuett, and Weller present. Husmann was absent. Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting in open session at 9:00 a.m. Jefferson led the Pledge of Allegiance to the Flag.

Moved Weller, second Euse to convene as Board of Equalization at 9:00 a.m. Roll Call: All Ayes. **AGENDA:** Moved Jefferson, second Euse to accept the agenda as certified by the County Clerk. Roll Call: All Ayes.

MINUTES: Moved Euse, second Hahn to approve the minutes as published. Roll Call: All Ayes.

Taxes on Line: Assessor Placke and Treasurer Dunham asked the board to have taxes on line installed. Placke said that it would not put in the land use and that 44 out of 93 counties are using taxes on line now. The cost would be \$104.00 a month for each office. Weller and Jefferson said they would like to know why the land use is not on the program. Placke said that there are other programs out there but with MIPS there would be no installation charge. The board would like to have the Assessor and Treasurer look at other programs that have the land use on them. Moved Weller, second Hahn to have taxes on line installed by MIPS at this time, but to look into other programs. Roll Call: All Ayes.

Moved Euse, second Jefferson to adjourn as Board of Equalization at 9:16 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, Merrick County Clerk

October 28, 2008

The Merrick County Board of Supervisors met October 28, 2008 at 9:15 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Jefferson, Hahn, Schneiderheinz, Schuett, and Weller present. Husmann was absent. Moved Euse, seconded Jefferson to convene as Board of Supervisors at 9:17 a.m. Roll Call: All Ayes.

Notice of the meeting was given thereof by publications in the Republican Nonpareil, and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:17 a.m.

Agenda: Moved Jefferson, second Euse to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Weller, second Euse to approve the minutes of the previous meeting. Roll Call: All Ayes.

Meeting Report: Hahn attended the Central Nebraska Community Service meeting at Loup City. Weller attended the Howard County Planning & Zoning meeting October 15 2008 about Chamness DBA Soil Builders operating in Howard County. Weller also attended the safety meeting. Schuett attended a meeting in Grand Island with the DEQ on Monday, October 20, 2008 and the Mid Plains Services meeting Monday, October 27, 2008. All of the Supervisors except Husmann attended the courthouse dedication on Saturday, October 25, 2008.

Official Reports: Sheriff McPhillips told the board that it was time to renew the Rural Apprehension Program or RAP, contract at a cost of 50 cents per person or \$2,603.00 for the fiscal year 2008-2009. Moved Jefferson, second Weller to approve the renewal of the RAP contract. Roll Call: All Ayes. Sheriff McPhillips also reported that Information Technologies, Inc. had told him that the ITI records software system will no longer be supported after January 1, 2009. McPhillips said that he has ten years of records in that system. McPhillips said that Windows 98 and lower will not be supported by anything and that will also include printers. An assessment of the computer and hardware needed for the Sheriff's office was done. The GEO Com also needs to be upgraded. Information Technologies, Inc. gave a quote of \$42,662.00. This also included computer aided dispatch, which McPhillips said that he was not going to get because he was not going to spend \$15,998.00 for it, so that would make the quote \$26,664.00. This quote would include them coming in and converting and integrating ten years of records into the new system. McPhillips also told the board that he had not budgeted for this. He said that Information Technologies, Inc. had also said that they would spread the cost out over a three year period. He will also need to replace six laptops. Weller asked McPhillips if there was any other funding, like grants, to help in the cost or cover it and McPhillips said that he did not know about that. Moved Weller, second Hahn to table the upgrade until the next board meeting in order to research financing. Roll Call: All Ayes. Mike Meyer, Highway Superintendent, informed the board that at the last meeting the description for the road closing was incorrect. The road is all in Section 1 in Merrick County. Meyer said that notices have been sent to all the landowners and no one has opposed the closing. Meyer said that his department had put up all of the parking lot signs and would be marking the no parking lines this

week. Meyer asked the board what line item he should take the bill out of for the signs and the board said building and grounds. County Clerk Wichmann gave the board a thank you letter from the Silver Creek Library for the budget allocation for the fiscal year 2008-2009. Wichmann also gave the board a letter from Senator Ben Nelson concerning the flood plains and reported that Pam Hebert from Senator Hagles office had called and said that her contact at FEMA is trying to track down the letters from the County and the village of Clarks. This is causing some delay from the FEMA office. Weller said that the health department was looking into putting a defibrillator on each floor of the courthouse. The health department will also be doing the training for the use of the defibrillators.

New Veteran Service Officer: Gary Berry, the new Veteran Service Officer came to the board to introduce himself. Berry gave the board a brief review of his history. Moved Weller, second Hahn to pay Berry \$1,000.00 a month and have a review after six months. Roll Call: All Ayes. Berry told the board that if he could not be in his office on a Tuesday, he would make sure that he was available another day of that week. Darrel Widman asked the board if they would want to pay him to cover for Berry and train him and the board asked Widman how long it would take to train and he replied that it takes five years to learn the job. The board asked Widman how much he wanted to help and he said \$20.00 an hour. Moved Hahn, second Jefferson to have Widman help with the transition and cover for Berry for \$20.00 an hour. Moved Weller, second Euse to amend to \$15.00 an hour Roll Call: Ayes: Euse, Schneiderheinz, Weller and Schuett. Nays: Hahn and Jefferson. Motion carried 4 to 2. Moved Weller to amend second motion to pay Widman \$20.00 an hour for transitional cost up to \$1,000.00. County Clerk Wichmann said the board needed to keep in mind that by paying Widman that much an hour would create a lot of bad feelings throughout the courthouse as the deputies and office personnel do not get paid that much to transition a new official and they all work eight hours a day, five days a week and it would be in the minutes for the public to read. Wichmann also said that she knew that the Veteran Service Officer does a lot of good for the veterans. Euse said he agreed and he thought it would open a can of worms. Chairman Schuett called three times for a second. Motion died for lack of second. Moved Weller second Jefferson to reconsider motion by Weller to pay \$15.00 an hour. Roll Call: Ayes: Hahn, Euse, Schneiderheinz, Schuett, and Weller. Nays: Jefferson Motion carried five to one. Widman said that he would not do the transition for \$15.00 an hour. Weller said that no one covered for Widman so didn't need anyone to cover Berry as he said that he would make himself available another day of the week when absent on Tuesdays. The County Board thanked Widman for his service as Veteran Service Officer.

Mike Bowman; Hospital Report: Bowman said that in the last six months the hospital board has been talking about what needs to be done to better the hospital. They are doing a study to see what makes more sense, to renovate what they have or to build a new hospital. Bowman said that long term is hurting the hospital right now. If they build a new hospital it can be separated from long term, but the hospital now is land locked. Bowman said that they will be talking to people in the next week about them buying the hospital and guaranteeing to build a new hospital within five years and then give it back to the county. If they were to buy the hospital, they would do away with long term. The downside to that is that they are in it for the long haul. The Litzenberg foundation is considering buying some property to build on sometime. Bowman said that the hospital cannot continue to operate the way they are.

Planning & Zoning: Planning & Zoning Administrator Jennifer Myers said that Howard County met October 15, 2008 and voted to continue with the conditional use for Soil Builders. The vote was five to two. Myers said that a conditional use must be issued for Soil Builders to apply application. Myers said that it was the recommendation of the Merrick County Board of Supervisors to have a public hearing concerning Soil Builders and it was a recommendation of the Planning & Zoning Board to disallow Soil Builders from applying product. County Attorney Curry said that if the board is going to fashion something that says they cannot apply what they want to apply then there will need to be a hearing. This is not a fertilizer and their label says it is not a fertilizer but a soil conditioner per Myers. The County needs to pass a regulation to regulate this particular product. Curry said that there are three things that can be done. The County cannot allow any type of this application at all, to regulate the application or to allow the application without regulations. Curry said that he would like a copy of Howard County's regulations. Curry said that the regulations can be changed to not have that product applied but you need to have a definition of the product you are talking about.

Payroll Claims: The October 2008 payroll claims were presented to the board for approval: General: Gross: \$83,942.25 Net: \$59,594.85 Roads: General: \$42,198.57 Net: \$25,412.96 Juvenile Diversion: General: \$1,860.00 Net: \$1,518.63. Moved Weller, second Euse to approve and pay the October 2008 payroll claims as presented. Roll Call: All Ayes. Moved Euse, second Weller to adjourn at 12:37 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

November 25, 2008

The Merrick County Board of Supervisors met Tuesday, November 25, 2008 at 9:00 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Husmann, Schneiderheinz, and Schuett present. Weller was absent.

Moved Euse, seconded Jefferson to convene as Board of Supervisors at 9:00 a.m. Roll Call: All Ayes.

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting to order and in open session at 9:00 a.m.

Pledge of Allegiance to the Flag was led by Hahn.

Agenda: Moved Euse, second Husmann to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Weller phoned into the County Clerk and said the minutes on the upgrade for the sheriff's office had two mistakes. The total cost should read \$19,330 and it should be \$200 a month not a year. Moved Jefferson, second Euse to approve the minutes as amended. Roll Call: All Ayes.

Meeting Report: Schneiderheinz attended the Central Mediation Agency meeting in Grand Island, Thursday, November 20, 2008. Jefferson attended a hospital board meeting Wednesday, November 19, 2008 and a NRD meeting Thursday, November 20, 2008. Jefferson also came to the courthouse on Friday, November 21, 2008 for a Thanksgiving dinner. Husmann attended the Thanksgiving dinner for the County Board and the city employees at the Senior Center. Schneiderheinz and Schuett also attended the dinner. Husmann attended the NRD meeting on Thursday, November 20, 2008. Schuett said that the insurance check for storm damage from NIRMA for Bader Park had been received in the County Treasurer's office for \$8687.82. Schuett said that he had notified Steve Jacobsen that the money was available.

Officials Report: Euse asked Sheriff McPhillips who makes the decisions on whether or not to send deputies out on calls and McPhillips said that a deputy should be dispatched out when a call is received. Euse said that there had been an incident at Silver Creek and the dispatcher said that no one would be coming. McPhillips said that it may have been the part time dispatcher and that person had turned in their notice and would be leaving at the end of the month. Husmann said that he had talked to Chief of Police Dennis Wagner and Husmann asked Wagner if there were no County deputies available if the City police would be willing to respond to the courthouse if needed and Wagner said they would gladly come over. County Clerk Wichmann told the board that Gary Berry had asked if he could get a different desk, as the one he has is too big and the chairs for his visitors are unstable. Board thought that they could surplus the big desk and chairs. Berry is on the agenda later and the board will discuss this with him.

ITI upgrade in Sheriff's office: Sheriff McPhillips said that he has been talking to ITI a lot in the past week and there have been some changes. McPhillips said that for the cars to have their own workstations was not going to be economically feasible. In order for the cars to have their own workstations the bid would go from \$19,330.00 to \$24,000.00 plus laptops. McPhillips said he had bids on 6 laptops with the lowest being \$6,642.00 and the highest being \$8,928.00. IBM think pads were the low and high bids. The low bid would have just the basics and the high bid would have more options. McPhillips said the upgrade for the system in his office is a must and important but instead of putting in 6 mobile units he will put in 4 workstations. That will reduce the price to \$18,655.00 instead of \$19,330.00 or a difference of \$675.00. McPhillips said that he would not be purchasing 6 laptops but instead will purchase one because he will need one upgraded laptop but not right away. He will purchase six Garmin (GPS) for \$99.00 each for mapping. McPhillips said that he was asking the board to go ahead and accept the bid from ITI for the upgrade of his office. It will cost about \$8,000.00 a year for 3 years and that would include the maintenance and annual support. Moved Husmann, second Hahn to approve and accept the bid from ITI for the upgrade in the Sheriff's office. Roll Call: Ayes: Euse, Jefferson, Husmann, Hahn, and Schuett. Nays: Schneiderheinz. Motion carried five in favor and one opposed. McPhillips said the state bids were out for patrol cars. The state bid on a 2009 Chevy Impala is \$20,330.00. State bids do not require advertising and bids. The board said they need to take bids in order to be fair. McPhillips said that he has three vehicles that could be surplus and he did not know yet which one he would surplus. Moved Hahn, second Euse to advertise and take bids for a patrol car instead of taking the state bid. Roll Call: All Ayes.

Availability of Law Enforcement: Husmann said that he had talked to Chief of Police Dennis Wagner and the city will cover if no one is available from the sheriff's office for the courthouse. Jennifer Myers, Planning and Zoning

Administrator said the safety of the courthouse personnel was her main concern and that the past behavior is unacceptable. Sheriff McPhillips said that he just found out about the problem today and thought he should have been told about it after it happened so he could have taken care of the problem right away. McPhillips thought it was his part time person who is leaving, but Cyndee Catlett who had placed the call for assistance said it was Wagner and not the part time employee. McPhillips said that he would talk to Wagner. He also stated that his dispatchers knew to call the city if the county deputies were out. Assessor Placke asked McPhillips if the courthouse needed to dial 911, hit the red button or use the intercom and he said that it made no difference. It was also mentioned that if the button was hit or a panic button the dispatcher should not call to see what was needed because the person may not be able to respond. It was thought that this should be in a policy manual and McPhillips said he has not see a policy manual for this. Beth Pullen said that maybe this was something that needed to go before the safety committee. Randy Stuevens was present and he stated that he thought it should be a safety committee issue and that McPhillips was right when he said that he should have been told about the problem first so he could have handled it instead of bringing it to the board. County Clerk Wichmann said that this was something that the board should be aware of because the board is responsible for the courthouse and all that goes on in it. Myers felt it should be brought up now because it was discussed at the last board meeting and McPhillips was out of town. Moved Jefferson, second Schneiderheinz to turn this over to the safety committee to have them review the policy and update it if needed. Roll Call: All Ayes.

Randy Stueven on forming a committee: Stueven approached the board and said that he would like to form a committee to discuss water issues that Merrick County faces. Stueven said that the Wood River is full and if we get two inches of rain it will be out of its banks because Grand Island is dewatering. Stueven wants Grand Island to be responsible for water beyond the county line. Stueven thinks that Merrick County can work with Grand Island. Stueven feels the need to develop long and short term plans. Moved Euse, second Hahn to discuss the formation of a committee at the next meeting, Tuesday, December 9, 2008. Jefferson said that the committee, if formed, would have no authority and he also stated that we have the NRD and the health department.

Jerry Wilhoft with weed report: Wilhoft brought in two phragmite stalkes for the board to see. There are two different kinds, the native and the introduced. Wilhoft said by spring they should be able to see the results of the spraying. With the government having budget cutbacks, Wilhoft told the board to keep their fingers crossed that they get the new grants. Wilhoft said it was that time of year to develop a plan for next year. Wilhoft needs to write a plan and he would like to know what the board's thoughts are about the 10 or 15 day notices. He wants to be fair to all. Wilhoft said that he would write a plan and bring it to the board for their review.

Veteran Service Office: Gary Berry, Veteran Service Officer, brought the checkbook and statements for an audit. When he reconciled the account there was a 4 cent difference between what the checkbook showed and the bank balance. Berry said that there had been a half a dozen checks wrote over the last 2 years. Berry said there was \$325 in the account now.

Berry said that he would like a different desk and he had found one at Eakes with a scratch on the top of it and the regular price was \$800.00 but they would sell it for \$400.00. This would give him more room. The board told him that they would surplus his old desk and that he should also look for two new chairs also.

Planning & Zoning with 3 splits: Jennifer Myers, Planning & Zoning Administrator came to the board with three splits. The splits were for Kimberly Egger for part of the SE1/4 of Section 27, Township 16 North, Range 3 West, A.E. "Bub" and Linda Cordsen, part of the SW1/4SW1/4 of Section 28, Township 14 North, Rand 5 West with an easement, and Robert and Norma Husmann for part of the SW1/4 of Section 6, Township 12 North, Range 7 West. Moved Euse, second Jefferson to approve all three splits. Roll call: Ayes on all three splits: Hahn, Euse, Jefferson, Schneiderheinz, and Schuett. Aye from Husmann on split for Eggers and Cordsen but Abstain on split for Husmann. Jefferson asked County Attorney Curry about the statue of limitations on a insurance check and Curry said five years. The insurance check that Curry has was issued February 7, 2005. The board feels that the family should get the check and Curry agreed and that he would send the check to the family. Curry also said that the bank says the check is too old to be cashed and that the company the check was from was sold. No one seems to know why the County Clerks office had the check in the first place.

Electrical Agreement: Mike Meyer, Highway Superintendent, had an electrical agreement for Gerald and Kathleen Dittmer for Section 34 & 35 Township 15, Range 5 for irrigation. This is north and west of Clarks. Moved Euse, second Jefferson to approve the electrical agreement. Roll Call: All Ayes.

Sheriff McPhillips came back to the board to get a date to open the bids for the patrol car. Moved Euse, second Jefferson to open bids for a patrol car, Tuesday, December 23, 2008.

Moved Hahn, second Husmann to adjourn at 11:55 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk

December 9, 2008

The Merrick County Board of Supervisors met Tuesday, December 9, 2008 at 9:00 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Husmann, Schneiderheinz and Schuett present. Weller was absent.

Moved Euse, Second Hahn to convene as Board of Supervisors at 9:00 a.m. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schneiderheinz and Schuett.

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's Office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's Office.

Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act, called the meeting to order and in open session at 9:00 a.m.

Pledge of Allegiance to the Flag was led by Schneiderheinz.

Agenda: Moved Euse, Second Husmann to approve the agenda as presented. Roll Call: All Ayes.

Weller present at 9:10 a.m.

Minutes: Moved Hahn, Second Husmann to amend the November 18, 2008 minutes to read: Mike Meyer, Highway Superintendent, said the Road Department was putting in a culvert this morning **by** Dale Wegner instead of **for** Dale Wegner. It is a Merrick County culvert, not Dale Wegner's. Roll Call: All Ayes.

Jefferson asked that the November 25, 2008 minutes be amended to read: Jefferson said that the committee, if formed, would have no authority and he also stated that we have the NRD, Health Department and the **DEQ**.

Moved Euse, Second Husmann to approve the minutes as amended. Roll Call: Ayes: Euse, Hahn, Husmann, Jefferson, Schneiderheinz, and Schuett. Nays: None. Abstain: Weller

Meeting Reports: Jefferson attended the Health Department Meeting. December 1, 2008, Schuett had a teleconference with Mid Plains Center for Behavioral Health Center to approve a 403 B retirement plan for its employees. Schuett also attended the Mid-Plains Center Committee Region 3 on Mental Health and Human Services on December 6, 2008.

Official Reports: County Treasurer, Karen Dunham reported that she had received the sixth \$10,000.00 ethanol bond payment on the principal and there is \$210,000 left to be paid. She has collected \$86,567.03 in interest so far.

Extension Agent, Darrel Siekman, reported that he had received thank you notes from Central City County Government Day students. Planning & Zoning Administrator, Jen Myers submitted a list of building and zoning permits issued in November 2008. There were 6 building permits issued and 2 soil builder applications. County Road Superintendent, Mike Meyer, reported that HDR, a consulting firm hired by the State of Nebraska, had inspected Merrick County's timber bridges and that they were lowering the rating on some of them.

Sheriff McPhillips reported that according to the United States Corp of Engineers, the County saved \$1.7 million by sandbagging during the recent flooding. McPhillips reported that Monday, December 8, 2008, three Sheriff's units and the canine, one Central City Unit and the American Legion from Merrick County attended the funeral for a soldier in Osceola. The Patriot Guard was present but he said if there were protesters there, they didn't make themselves known.

Randy Stueven on Merrick County water problems: Randy Stueven was present to discuss Merrick County water problems. He reported that Grand Island is going to put together a group of people to study and redesign their storm drainage. He thinks Merrick County should be present at that meeting and should work together with Grand Island to try to solve this problem. It was agreed that Stueven should make up an agenda for a meeting and present it at the next Board Meeting.

South Central Economic Development District: Sharon Hueftle with the South Central Economic Development District was present to give the annual report. The SCEDD is made up of 12 counties. The Agency serves as a regional resource center and provides planning, community & economic development and technical assistance to local governments which are members of the District and may provide assistance to industrial development, organizations, tourism promotion organizations, community development groups and similar organizations upon request. Since its inception, SCEDD has acquired \$214,000 in dues and \$409,100 in grants and fees. You can view their website at www.scedd.us.

County Newspapers: Moved Euse, Second Hahn, to designate the Republican Nonpareil and The Palmer Journal as the official Merrick County newspapers for 2009. Roll Call: All Ayes.

Approval of November Fees: Moved Hahn, Second Jefferson, to approve November 2008 fees for the Sheriff, Clerk of District Court and County Clerk. Roll Call: All Ayes.

Close Z Road: There was some discussion on whether to close Z Road. It was mentioned that Nance County had closed "Z" Road. Moved Euse, Second Weller, to close "Z" Road. Roll Call: All Ayes.

Mike Bowman reported that The Ladies Auxiliary had presented him with a check from the proceeds of the Thrift Store. It was agreed that the Ladies of the Auxiliary are a very dedicated group of ladies who do a wonderful job at the Thrift Store.

Gordon Deichmann attended the meeting to discuss his concerns that he had heard about Prairie Creek dumping into Silver Creek. He was assured that it was the other Silver Creek near Grand Island.

It was requested that medical insurance for prisoners be put on the agenda for the December 23, 2008 board meeting.

Congressman Smith's representative Alex Stratman: Alex Stratman was present from Congressman Smith's Office. They discussed the teleconferences that Smith holds and commented on how much they enjoyed them. Mr. Stratman was available in the Courthouse from 12:00 p.m. until 2:00 p.m. for anyone who wanted to visit with him.

Jerry Willhoft Annual Report: Willhoft submitted a plan for next year for the Board to review. He needs the final copy signed by the first meeting in January, 2009.

Approval of November claims: The December 2008 claims were presented for approval:

| FUND | NAME | TOTCLAIMS |
|---------|------------------------------------|------------|
| GENERAL | | |
| 100 | ADVANTAGE LASER PRODUCTS | \$239.00 |
| 100 | AMSAN LLC | \$187.50 |
| 100 | BADER PARK PLATTE PEER GROUP | \$4,182.00 |
| 100 | OFFICER STEVEN BEHRING | \$93.60 |
| 100 | JULIE L BELLIS | \$255.00 |
| 100 | DOROTHY D BENTON | \$971.25 |
| 100 | PAUL BEYER | \$30.00 |
| 100 | JAN BLASE | \$35.00 |
| 100 | PAUL BRILL | \$30.00 |
| 100 | GEORGE E BRUGH | \$262.65 |
| 100 | BUG BUSTERS | \$150.00 |
| 100 | CABLE NEBRASKA | \$51.90 |
| 100 | JANET CARSON | \$5.74 |
| 100 | CENTRAL CITY MALL | \$109.66 |
| 100 | CENTRAL CITY MALL | \$1.79 |
| 100 | CENTRAL DISTRICT HEALTH DEPARTMENT | \$499.98 |
| 100 | CENTRAL TRUE VALUE | \$188.89 |
| 100 | CENTRAL TRUE VALUE | \$7.08 |
| 100 | CITY OF CENTRAL CITY/ UTILITIES | \$2,012.64 |
| 100 | CITY OF CENTRAL CITY | \$84.78 |
| 100 | CITY OF G.I. UTILITIES DEPT | \$7.99 |
| 100 | CLERK OF DISTRICT COURT/CC | \$97.21 |
| 100 | NE DAS COMMUNICATIONS | \$448.00 |
| 100 | DAS IMSERVICES | \$12.00 |
| 100 | ROBERT DALE DAVIS | \$54.89 |
| 100 | ROBERT DUBAS | \$47.87 |
| 100 | EAKES OFFICE PLUS | \$22.16 |
| 100 | ECO WATER SYSTEMS | \$89.00 |
| 100 | RICHARD EINSPAHR | \$56.06 |
| 100 | NORMAN EUSE | \$109.98 |
| 100 | JOHN L FISHLER | \$35.00 |
| 100 | GALL'S INC. | \$159.89 |
| 100 | MARYJO T GALLION | \$47.87 |
| 100 | GARY'S BODY SHOP/SHERIFF | \$250.00 |
| 100 | JASON GLINES | \$35.00 |
| 100 | THERESA GOOD | \$70.00 |
| 100 | SCOTT GRAFTON | \$2,370.00 |
| 100 | LISA M HAGMAN RPR | \$52.20 |
| 100 | MARK HOGUE | \$30.00 |
| 100 | GRETCHEN K HUEFTLE | \$35.00 |

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|-----|----------------------------------|-------------|
| 100 | HUTCHINSON,MIKE | \$30.00 |
| 100 | INFORMATION TECHNOLOGIES, INC | \$2,882.00 |
| 100 | JACKSON SERVICES | \$148.00 |
| 100 | JB SERVICES | \$1,841.67 |
| 100 | BRIAN JOHN JEFFERSON | \$37.93 |
| 100 | JOHN JEFFERSON | \$71.37 |
| 100 | JENSEN PUBLISHING | \$126.50 |
| 100 | JENSEN PUBLISHING | \$528.89 |
| 100 | JENSEN PUBLISHING | \$47.85 |
| 100 | JENSEN PUBLISHING/P&Z | \$10.37 |
| 100 | JOURNAL PRINT SHOP/P&Z | \$5.50 |
| 100 | JOURNAL PRINT SHOP | \$598.33 |
| 100 | DANIEL A KERMOADE | \$58.40 |
| 100 | BRIAN KLUCK | \$140.00 |
| 100 | THOMAS L.KOVANDA | \$3,696.25 |
| 100 | LEXISNEXIS | \$205.00 |
| 100 | LITZENBERG/HOSPITAL OPERATING | \$8,333.33 |
| 100 | LITZENBERG MEMORIAL HOSPITAL | \$1,966.00 |
| 100 | MARY LIVINGSTON | \$170.00 |
| 100 | CHRISTOPHER M LOVEJOY | \$35.00 |
| 100 | ROSS A LUZUM, ATTORNEY AT LAW | \$52.50 |
| 100 | SUSAN M MARTIN | \$58.40 |
| 100 | PAUL L MCHARGUE | \$36.17 |
| 100 | MCI | \$99.16 |
| 100 | ANTHONY MCPHILLIPS | \$30.00 |
| 100 | DENA J MERITHEW | \$49.04 |
| 100 | MERRICK CO. EXTENSION SERVICE | \$1,188.60 |
| 100 | MERRICK CO. HIGHWAY DEPT. | \$80,967.09 |
| 100 | MERRICK CO. TREASURER | \$903.52 |
| 100 | CLIFFORD F MESNER | \$60.00 |
| 100 | MIDWEST MAILING SYSTEMS INC | \$185.00 |
| 100 | MIPS INC. | \$199.03 |
| 100 | RICHARD MYERS | \$35.00 |
| 100 | NATIONAL DIST. ATTORNEY'S ASSOC. | \$95.00 |
| 100 | NEBR. SUPREME COURT PUBLICATIONS | \$57.00 |
| 100 | LANNETTE M NEWQUIST | \$43.19 |
| 100 | NT&T | \$37.85 |
| 100 | NT&T | \$61.70 |
| 100 | NT&T | \$73.71 |
| 100 | NT&T | \$58.45 |
| 100 | NT&T | \$47.83 |
| 100 | NT&T | \$107.29 |
| 100 | NT&T | \$46.22 |
| 100 | NT&T | \$55.92 |
| 100 | NT&T | \$566.65 |
| 100 | NT&T | \$48.31 |
| 100 | HSBC BUSINESS SOLUTIONS | \$230.84 |
| 100 | OFFICENET | \$22.74 |
| 100 | OFFICENET | \$61.23 |
| 100 | OFFICENET | \$521.00 |
| 100 | ORKIN PEST CONTROL | \$57.89 |
| 100 | PALSER SERVICE | \$586.00 |
| 100 | PHILLIPS 66-CONOCO-76 | \$19.38 |
| 100 | JAN PLACKE | \$130.70 |
| 100 | QUILL | \$46.85 |
| 100 | QWEST | \$47.96 |
| 100 | RED THE UNIFORM TAILOR | \$574.20 |

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| 100 | JAN I REEVES | \$420.00 |
| 100 | MICHAEL LEE RIEKEN | \$46.70 |
| 100 | JENNIFER ANN RUTHERFORD | \$35.00 |
| 100 | SAM'S CLUB DIRECT | \$84.58 |
| 100 | SAMPSON, CURRY & TWISS P.C. | \$1,336.03 |
| 100 | HERMAN SCHUETT | \$313.18 |
| 100 | SECRETARY OF STATE/ELECTION DIV | \$25.00 |
| 100 | SEVEN SPRINGS INC | \$15.00 |
| 100 | DEBRA GAIL SOLL | \$35.00 |
| 100 | JEANETTE LOUISE SPIEHS | \$54.89 |
| 100 | STANARD APPRAISAL SERVICE, INC. | \$2,640.00 |
| 100 | SHIRLEY A STRATMAN | \$58.40 |
| 100 | DAVID SULLIVAN | \$30.00 |
| 100 | WAFFLES N' MORE | \$57.48 |
| 100 | REX WELLER | \$157.37 |
| 100 | MARCIA WICHMANN | \$11.98 |
| 100 | JERRY D. WILLHOFT | \$1,000.00 |
| 100 | FLEET SERVICES | \$914.20 |
| 100 | XEROX CORPORATION | \$45.00 |
| 100 | EMILY S ZELASNEY | \$47.87 |
| | Total | \$129,150.07 |

ROADS

| | | |
|-----|--------------------------------|-------------|
| 300 | ALLTEL/ROADS | \$31.41 |
| 300 | ANDERSON AUTO PARTS | \$23.14 |
| 300 | ARCHER SUPPLY INC | \$1,197.50 |
| 300 | BILL'S VOLUME SALES | \$153.87 |
| 300 | BOMGAARS | \$80.86 |
| 300 | BOSELMAN INC/ROADS | \$7,169.96 |
| 300 | CENTRAL CITY AUTO PARTS/ROADS | \$414.75 |
| 300 | CENTRAL TRUE VALUE/ROADS | \$240.18 |
| 300 | EAKES OFFICE PLUS INC/ROADS | \$102.18 |
| 300 | FILTER CARE | \$64.35 |
| 300 | GILBARCO INC | \$17.00 |
| 300 | HANSEN INTERNATIONAL TRUCK INC | \$112.43 |
| 300 | HUSKER CO-OP | \$1,429.27 |
| 300 | ISLAND SUPPLY WELDING CO. | \$59.83 |
| 300 | J.I.L. ASPHALT PAVING CO. | \$335.72 |
| 300 | JACKSON LINEN SERVICE/ROADS | \$25.82 |
| 300 | JENSEN PUBLISHING/ROADS | \$188.75 |
| 300 | MCILNAY & CO., INC./ROADS | \$7.19 |
| 300 | MENARDS | \$69.30 |
| 300 | MERRICK CO. TREASURER | \$148.61 |
| 300 | MICHAEL MEYER | \$519.15 |
| 300 | NEBR. MACHINERY CO. | \$716.39 |
| 300 | NEBRASKA STATE FIRE MARSHAL | \$120.00 |
| 300 | NEBR. TRUCK CENTER, INC. | \$111.47 |
| 300 | NT&T/SHOP | \$42.83 |
| 300 | NT&T/ROADS | \$54.06 |
| 300 | OVERLAND SAND & GRAVEL | \$11,697.53 |
| 300 | PALSER SERVICE/ROADS | \$125.20 |
| 300 | PETROLEUM EQUIPMENT CO. | \$28.50 |
| 300 | PRECISION INDUSTRIES,INC | \$104.52 |
| 300 | RADIANT HEATING SYSTEMS INC | \$42.17 |
| 300 | SACK LUMBER CO./ROADS | \$379.50 |
| 300 | SAPP BROS. PETROLEUM | \$1,779.20 |
| 300 | SILVER CREEK LUMBER & FARM | \$39.75 |
| 300 | SOURCEGAS,LLC | \$191.07 |

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|---------------------------|------------------------------------|-------------|
| 300 | SOUTHERN POWER DISTRICT | \$308.93 |
| 300 | USIS COMMERCIAL SERVICES,DEPT #177 | \$59.80 |
| 300 | VILLAGE OF CHAPMAN | \$36.45 |
| 300 | WELDON INDUSTRIES, INC. | \$67.75 |
| | Total | \$28,296.39 |
| RELIEF/MEDICAL | | |
| 1500 | GRAND ISLAND RADIOLOGY ASSOCIATES | \$34.00 |
| 1500 | LINDA GREGER | \$135.00 |
| 1500 | LITZENBERG CO. HOSPITAL | \$2,850.71 |
| 1500 | NORM'S U SAVE PHARMACY | \$664.56 |
| | Total | \$3,684.27 |
| VETERAN'S RELIEF | | |
| 1900 | VETERAN'S SERVICE OFFICER | \$1,000.00 |
| | Total | \$1,000.00 |
| JUVENILE DIVERSION OFFICE | | |
| 2355 | MERRICK CO DIVERSION | \$243.45 |
| 2355 | SAMPSON, CURRY & TWISS P.C. | \$133.29 |
| | Total | \$376.74 |
| GRANT FUND | | |
| 2500 | MERRICK COUNTY YOUTH COUNCIL | \$88.66 |
| | Total | \$88.66 |
| INHERITANCE | | |
| 2700 | CENTRAL PLATTE RESOURCE | \$722.17 |
| 2700 | MIPS INC. | \$2,288.85 |
| | Total | \$3,011.02 |
| BUILDING PROJECT | | |
| 4000 | EAKES OFFICE PLUS | \$467.94 |
| 4000 | FRONTIER | \$19,835.29 |
| | Total | \$20,303.23 |
| SINKING FUND | | |
| 4050 | JON OSANTOWSKI | \$850.00 |
| | Total | \$850.00 |
| E 911 | | |
| 5907 | AT&T | \$112.73 |
| 5907 | FRONTIER COMMUNICATIONS | \$63.30 |
| 5907 | GREAT PLAINS COMMUNICATIONS | \$161.80 |
| 5907 | NNTC | \$139.14 |
| 5907 | PLATTE VALLEY COMM. | \$750.00 |
| 5907 | QWEST | \$160.81 |
| 5907 | QWEST | \$403.63 |
| | Total | \$1,791.41 |

Moved Husmann, second Jefferson to approve the December 2008 claims. Roll Call: All Ayes.

Moved Weller, Second Jefferson to adjourn at 11:59 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Susan R Owens, Deputy County Clerk

/s/Marcia Wichmann, County Clerk

December 23, 2008

The Merrick County Board of Supervisors convened as Merrick County Board of Equalization, Tuesday, December 23, 2008 at 9:00 a.m., Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Husmann, Jefferson, Schneiderheinz, Schuett, and Weller present. Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's office. Copies of the agenda were mailed to each supervisor and kept current and available to the public at the County Clerk's office. Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act called the meeting in open session at 9:00 a.m.

Weller led the Pledge of Allegiance to the Flag.

Moved Weller, second Jefferson to convene as Board of Equalization at 9:02 a.m. Roll Call: All Ayes. **AGENDA:** Moved Euse, second Husmann to accept the agenda as certified by the County Clerk. Roll Call: All Ayes.

MINUTES: Moved Weller, second Hahn to approve the minutes as published. Roll Call: All Ayes.

Tax Correction: Assessor Placke presented a tax correction for personal property schedule 2248, tax correction #3503 for Zetha Nelson. Personal property was sold in 2006 and this was correcting the 2008 tax year. Moved Euse, second Hahn to approve tax correction 3503. Roll Call: All Ayes.

Moved Hahn, second Jefferson to adjourn as Board of Equalization at 9:15 a.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, Merrick County Clerk

December 23, 2008

The Merrick County Board of Supervisors met Tuesday, December 23, 2008 at 9:16 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Euse, Hahn, Jefferson, Husmann, Schneiderheinz, Schuett, and Weller present.

Moved Jefferson, Second Euse to convene as Board of Supervisors at 9:16 a.m. Roll Call: All Ayes.

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal. Proof of publication is filed in the Clerk's Office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's Office. Chairman Schuett declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act, called the meeting to order and in open session at 9:16 a.m.

Agenda: Moved Euse, Second Weller to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Euse, Second Husmann to approve the minutes as presented and published. Roll Call: All Ayes.

Meeting Reports: Hahn and Schneiderheinz attended the Senior Center meeting. Hahn said that Colleen Clayton was the new director and that the Center was eliminating 2 job positions. Weller, Husmann, and Schneiderheinz attended an officials meeting at the courthouse on Monday,

December 22, 2008. Jefferson and Schuett attended the NACO convention held in Lincoln, December 10, 11, and 12th, 2008. Jefferson gave the board a review of what was discussed in Lincoln. Husmann said that by next year the county may not receive inheritance tax. Everyone say that the counties depend on this money and that people should be in contact with their Senators. Schuett thanked the board and the county for allowing him to attend the Institute of Excellence. He said that Friday, December 12th, 2008, he and fifty others received their diplomas and a plaque at the NACO convention. Schuett said that they now have the opportunity to attend two post graduate sessions. Husmann attended the Bader Park meeting for Schuett. Jefferson attended an NRD meeting.

Official Reports: Highway Superintendent Mike Meyer said that Euse had given him two letters from a school bus driver and a mail carrier concerning bridges that have been closed by Silver Creek. Meyer said that the two bridges they were concerned about had bad piling and it lowered the rating. Meyer said that they need warmer weather to get them fixed. Meyer said that the State had him close bridges and that the State had not taken into their rating factor that some of the bridges have metal corrugated desks. Meyer said that he met with the NRD and they have hired Olson to reevaluate the Prairie Creek study to see if they can come up with a solution. If they come up with a solution, some Prairie Creek bridges may have to be closed in order to solve problems. They are to give a report in June. Meyer and Euse said that most of the insulation at the county shop was not installed. Sheriff McPhillips said that he had a jail inspection and that everything went very well. The jail is in compliance. McPhillips also asked about money for a new front door to the jail costing \$1,280.00 with a frame and installation. The door now is rusted and shot. McPhillips also said that all offices in the courthouse could install a web cam in their offices.

Annual Weed Report: Jerry Wilhoft asked the board if they annual report he had given them to look over was alright with them and if the chairman could sign it. Moved Husmann, second Euse to approve and have the chairman sign the annual weed report submitted by Jerry Wilhoft. Roll Call: All Ayes.

Wilhoft also said that at the first meeting in January a resolution will need to be done to authorize the weed superintendent to issue notices.

JB Services: Bert Meschke came to the board and informed them that she would be quitting at the end of February and she and her husband would be moving. They will clean the courthouse till the end of February. She just wanted to give the board enough notice so they could start looking for someone else to do the cleaning. The County Clerk will put an ad in the two county newspapers.

Patrol Car Bids: Moved Weller, second Jefferson to open the bids for a new patrol car at 10:30 a.m. Roll Call: All Ayes.

Sheriff McPhillips said that he will surplus the 1999 Crown Victoria that Darrel Siekman is using in the Extension Office. It has 141,000 miles on it. McPhillips said that he would be giving Siekman the 2003 Blazer he is now driving. Bids were opened from Phil Spady in Columbus, Nebraska, no bid, Roys Dodge, no bid, Tom Dinsdale bid on a 2009 Chevrolet Impala Police 4 door Sedan for #21,275.00, and Grosshans bid on a 2009 Chevrolet Impala Police 4 door Sedan for \$20,199.00. Moved Husmann, second Jefferson to award the bid to Grosshans. Roll Call: All Ayes.

Moved Weller, second Euse to close the bid process at 10:43 a.m.

Medical Insurance for prisoners: Sheriff McPhillips told the board that the deductible per claim for prisoner insurance is \$10,000.00. Most claims do not come to \$10,000.00. McPhillips said that the premiums are based on the population of the jail. McPhillips said that York county does not carry their prisoner insurance anymore because is too expensive. The board asked Tony to find out what the numbers would be for Merrick County. The County Clerk gave the board these figures before but will present them at the next meeting. NIRMA is the only company with this insurance that McPhillips is aware of.

Water issue agenda: Randy Stueven was not present but had given Schuett a copy of what an agenda might contain to work with Grand Island City Council, NRD, and the Hall County Board concerning water issues. Schuett appointed himself and will ask some of the planning and zoning board if they would like to service on the board with Stueven and himself.

Hazard Mitigation Plan: McPhillips said the NRD has been contracted by the State Emergency Management Agency for our area to develop a Hazard Mitigation Plan. They got a grant to pay 75% of the cost and Central Platte NRD will pick up the other 25%. We will be getting the plan at no cost. The process and design is to reduce loss in hazardous events, including man made ones. McPhillips said that he had already invited all the subdivisions to let them know what is going on. All the info collected will be put into maps. Highway Superintendent/Surveyor Mike Meyer will also be on the team. The process will be about a 1 1/2 year process. McPhillips said that the community room has been reserved for a public meeting on February 25th from 3:00 p.m. till 5:00 p.m. There will also be another public meeting that has not been scheduled yet. The county cannot get any federal money until they have a federal mitigation plan approved.

December 2008 payroll: The December 2008 payroll was submitted to the board for approval: General: Gross: \$90,800.19 Net: \$64,704.34 Roads: Gross: \$41,849.84 Net: \$25,079.98 Juvenile Diversion: Gross: \$1,746.00 Net: \$1,432.93.

Moved Euse, second Husmann to approve the December 2008 payroll as submitted. Roll Call: All Ayes.

County Attorney Curry told the board that he has had a lot of extra expenses for criminal cases, depositions and witness expenses that were not budgeted for. Curry said that he does not know what fund or line item to use for these expenses. The County Clerk said that she would take a look at things and get with Curry to see what could be done if anything. Curry suggested using the Inheritance Fund, but the board said that they would not like to use anymore inheritance money than needed.

Husmann absent at 1:00 p.m.

Protection at courthouse: Rex Weller the head of the safety committee said that the officials had met on Monday, December 22, 2008 because there have been three incidences at the courthouse within the last month. Weller told the board that on Thursday, December 28, 2008 a couple of individuals had come in to title a vehicle. They did not have everything that they needed and left upset. The people returned later and proceeded to make terroristic threats towards the employees and was taken to jail. Weller said that in the meeting it was discussed to do four things: need to rewrite safety manual on how to respond to emergencies, need to reprogram panic buttons on the phones to go to 911, and to check what it would cost to install glass in the Assessor's, Treasurer's and Clerk's counter windows and to check into putting a magnetic opener in the west door between the Treasurer's and Clerk's offices. Weller said it was also discussed about having the officials meet once a month to discuss issues in the courthouse but that it would be up to the officials to do this. The glass to be installed would be like the glass in the court systems on first floor. Jefferson said that had been discussed in the initial building design but was voted down. Weller said that there is some money left in the Building Fund that may be available to be used. Weller said they also discussed security cameras. Curry said that he hoped it would not come to the point of enclosing the employees. The glass would not protect you from a bullet but the employees would feel safer. The biggest fear factor in the Thursday incident was that the employee felt that the person was going to come right over the counter. The glass would stop that. The glass would have to be safety glass. A card swipe could be use on the door between the Treasurer and Clerk's offices. Curry suggested putting up glass where there was an open area along the bottom and so many feet high so that more than one person could be waited on at a time and the public could hear what the employees were saying. Weller said that he would look into the glass and the middle door. Pullen said that with cameras if the incidences were taped it would make a much easier case in court and Curry agreed. The camera should be in every office. Checking the stairwells was also mentioned. It was decided that on Tuesday, January 20, 2009 the officials will have a meeting at 9:00 a.m.

Moved Weller, second Euse to adjourn at 1:40 p.m. Roll Call: All Ayes.

/s/Herman Schuett, Chairman

/s/Marcia Wichmann, County Clerk