

March 13, 2024

County of Nemaha, Nebraska BOARD OF COMMISSIONERS

**Commissioner's Chambers
Nemaha County Courthouse, Suite 201
1824 N St Auburn NE**

- 8:00 a.m. Call meeting to order by Chairman
Pledge of Allegiance
Open Meeting Laws
Approval of Agenda
Approval of meeting minutes – February 28, 2024
Action/Approval of claims
Action/Approval of claim payable to Mellage Truck & Tractor

Foreman's Meeting
- 9:00 a.m. John Lauber - Homeless people in Brownville
- 9:30 a.m. Bryce Andrew - Little Nemaha River Levy District - Concerns on the Nemaha Northwest Bridge Project
- 10:00 a.m. Board of Equalization - 2024 Tax Exempt Properties

Executive Session *

1. Road Department
2. Brock Northwest C-64(335) project Claim filed against the County

Discussion/Action – Business

1. Approve the Southeast PET Region Interlocal Agreement from the SE Nebraska Emergency Management Region
2. Hillsdale Cemetery
3. Approve the ROW application #2024-01 for Merrill Fisher and Tony Hector Trenching located 638 Ave & 728 Road

Discussion/Action - Unfinished Business

1. Discuss Nemaha County zoning
2. Discuss selling the Nemaha County Property acquired during the tax sale
3. Discuss setting a policy or procedures on enforcement of Statute 39-1811, 39-1812, and 39-1813. These statutes pertain to landowner responsibility to mow the road sides and maintain hedge row and trees.

Discussion/Action - Buildings/Grounds/Property

Discussion/Action - Equipment/Office Equipment/Vehicles/Furniture

1. Sheriff has Invoices for replacing the ATV and side by sides

Discussion/Action - Highway Superintendent

1. Bridge projects - updates
2. Driveway permit application for Nate Johnson

County Officials Reports/Correspondence/Reminders

1. County Clerk - Monthly Fee Report for February, 2024
2. Veterans Service Office - Status Report for February, 2024
3. Clerk of District Court – Monthly Fees/Fines Report for February, 2024
4. Treasurer - Monthly report for February, 2024
5. Treasurer - Pledged securities report as of February 29, 2024
6. Treasurer - Report on the 2024 Tax Sale
7. Receipt for \$2,259.00 for iron sales to Beard's Salvage

Adjournment

County Board of Commissioners of the County of Nemaha, State of Nebraska met on Wednesday, March 13, 2024, Commissioner's Chambers, Nemaha County Courthouse, Auburn, NE for a regular scheduled meeting. Notice of meeting was published weekly in the Nemaha County Herald. The agenda for the meeting was kept continually current and available for public inspection at the office of the Nemaha County Clerk during normal business hours and also on the Nemaha County website. (www.nemahacounty.ne.gov). The agenda was

held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

Chairman Weiss called the meeting to order at 8:00 a.m. with the Pledge of Allegiance. Present for the Meeting: Mike Hall, Commissioner District #1; Bryan Mellage, Commissioner District #2; Michael Weiss, Commissioner District #3; and County Clerk Diane Johnson. Chairman Weiss noted the Open Meeting Laws posted on the bulletin board located in the Commissioner's Chamber.

Approval of Agenda – Motion by Mellage, seconded by Hall to approve the agenda as presented. Roll call vote: Hall, aye; Mellage, aye; Weiss, aye.

Approval of Minutes – Motion by Mellage, seconded by Hall to approve the February 28, 2024 minutes as presented with no corrections. Roll call vote: Mellage, aye; Weiss, aye; Hall, aye.

Claims – Motion by Mellage, seconded by Hall to approve the accounts payable claims as presented by the County Clerk and authorize for payment by the Board of Commissioners. Roll call vote: Weiss, aye; Hall, aye; Mellage, aye.

Motion by Hall, seconded by Weiss to approve the accounts payable claim to Mellage Truck & Tractor presented by the County Clerk and authorize for payment by the Board of Commissioners. Roll call vote: Weiss, aye; Hall, aye; Mellage, abstain.

9:00 a.m. John Lauber - Homeless person in Brownville - Spoke to the commissioner's about having a homeless person in Brownville and calling the Sheriff's Department about the situation. Sheriff Lottman told the commissioners and John Lauber, the homeless person was brought over to Auburn and the Ministerial Alliance helped the person.

9:30 a.m. Bryce Andrew - Little Nemaha River Levy District - Concerns on the Nemaha Northwest Bridge Project and the possibility of water cutting into the levy on the west side of the creek. Bryce Andrew has contacted the Corp of Engineers and waiting to find out how to correct the situation. The County is willing to help the Little Nemaha River Levy District.

10:00 a.m. Sine Die for Board of Equalization - 2024 Tax Exempt Properties - reconvened at 11:10 a.m.

Executive Session *

1. Road Department - Motion by Weiss, seconded by Mellage to enter into Executive Session at 8:35 a.m. for prevent needless injury to the reputation of a person and if such person has not requested a public hearing. Roll call vote: Mellage, aye; Weiss, aye; Hall, aye. Motion by Weiss, seconded by Mellage to leave Executive Session at 8:50 a.m. Roll call vote: Weiss, aye; Hall, aye; Mellage, aye. No action taken.
2. Brock Northwest C-64(335) project Claim filed against the County - no action taken

Discussion/Action – Business

1. Approve the Southeast PET Region Interlocal Agreement from the SE Nebraska Emergency Management Region - Motion by Mellage, seconded by Hall to approve the Southeast PET Region Interlocal Agreement from the SE Nebraska Emergency Management Region. Roll call vote: Mellage, aye; Weiss, aye; Hall, aye.
2. Hillsdale Cemetery - The Road Department will cut some of the trees to allow access to the Hillsdale Cemetery.

3. Approve the ROW application #2024-01 for Merrill Fisher and Tony Hector Trenching located 638 Ave & 728 Road - Motion by Hall, seconded by Mellage to approve the Right of Way application #2024-01 for Merrill Fisher and Tony Hector Trenching located 638 Ave & 728 Road Auburn NE. Roll call vote: Weiss, aye; Hall, aye; Mellage, aye.

Discussion/Action - Unfinished Business

1. Discuss Nemaha County zoning
2. Discuss selling the Nemaha County Property acquired during the tax sale - The Commissioners will hold a public hearing on Wednesday, March 27, 2024 at 9:00 a.m. to set a date to sell the Nemaha County real estate properties acquired from the Sheriff's sale held on September 15, 2022 and August 3, 2023.
3. Discuss setting a policy or procedures on enforcement of Statue 39-1811, 39-1812, and 39-1813. These statues pertain to landowner responsibility to mow the road sides and maintain hedge row and trees. Received information from Richardson County pertaining enforcement of Statue 39-1811, 39-1812, and 39-1813.

Discussion/Action - Buildings/Grounds/Property

Discussion/Action - Equipment/Office Equipment/Vehicles/Furniture

1. Sheriff has Invoices for replacing ATV and side by sides - Motion by Hall, seconded by Mellage to verify the purchase of a 2023 Kawasaki ATV from No Limit Power Inc for \$11,852.95 and the purchase of a 2023 Honda side by side from Rod's Power Sports for \$24,082.96. Roll call vote: Hall, aye; Mellage, aye; Weiss, aye.

Discussion/Action - Highway Superintendent

1. Bridge projects - updates Hawxby bridge completed except for erosion control, seeding the grass.
2. Approve the driveway permit application for Nate Johnson - Motion by Weiss, seconded by Mellage to approve the driveway permit application for Nate Johnson. Roll call vote: Mellage, aye; Weiss, aye; Hall, aye.

County Officials Reports/Correspondence/Reminders

1. County Clerk - Monthly Fee Report for February, 2024
2. Veterans Service Office - Status Report for February, 2024
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4. Treasurer - Monthly report for February, 2024
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7. Receipt for \$2,259.00 for iron sales to Beards Salvage

The following claims were approved for payment by the Board of Commissioners and authorized the County Clerk for payment:

General

Salaries	73,678.17
Action Technology	2,572.00
Airespring	407.95
American Recycling	1,718.98
Anderson, Libbey	13.12
APACE	118.13
AT&T	516.48
Aub Auto Center	393.00

Aub Newspaper	2,507.57
Auto Parts of NC	65.22
Bennett's Auto Body	642.76
Bennett's Fire Protection	224.00
Black Hills Energy	558.48
Board of Public Works	3,555.59
Hunt Insurance Group	4,182.00
Centralsquare Technologies	22,051.90
Closner, Jacob	28.73
Cody's U-Save	10.70
Constellis	550.00
Culligan	39.00
Cummins Sales	663.26
Eakes	41.50
Erickson, Tara	15.00
First Concord	1,289.71
Fischer, Suki	12.36
Five Nines	2,615.20
Great West Life	50.00
Kraviec Maurstad Law	1,547.44
Lane, Dennis A	88.44
Longs Creek	4,022.00
Lynch's Hardware	503.62
Mace, Eugene	105.19
Microfilm Imaging	130.00
MIPS	2,749.74
Nem Co Clerk	58.00
Nem Co Clerk of Dist Court	181.00
Nem Co Court/Justice	432.20
Nem Co Sheriff	789.64
Nem Co Tax Acct Ret	12,377.87
Nem Co Tax Acct SS/FWH	23,280.69
Nem Co Tax Acct Nationwide	75.00
Nem Co Tax Acct Quadient	1,000.00
Nem Co Treasurer	4,309.35
Olowolafe Law Firm	4,583.33
Otoe Co Sheriff	18.50
Paper Tiger	115.00
Petersen Reporting	27.30
Pinpoint	575.90
Quill	911.25
Rowell, Jeff	92.93
Sack Lumber	59.17

Sam's Club	95.00
Sapp Bros.	2,681.65
Schendel Pest Control	210.00
Spartan Stores	185.42
Thomson Reuters	507.00
UNL Extension	56.52
Washington Co Sheriff	81.00
Windstream	1,419.17
Witness Fees	117.95
Road	
Salaries	18,982.75
Ace Industrial Supply	429.99
AKRS Equipment	569.06
American Recycling	169.78
Auto Parts of NC	881.35
Bennett's Auto Body	880.44
Black Hills Energy	81.45
Board of Public Works	967.74
Credit Management Svcs.	72.92
Eggers Bros.	1,822.56
Farmer's Co-op	756.76
Gilbert Svcs.	338.20
Graybill Tire	76.20
Martin Marietta	20,627.78
Mellage Truck & Tractor	70.26
Midwest Service & Sales	12,288.00
NE Child Support	229.50
NE Child Support	298.40
Nem Co Tax, ret	2,911.76
Nem Co Tax, ss, fwh	5,608.43
Norfolk Lodge & Suites	218.98
Nutrien	659.99
Sapp Bros.	25,297.93
Schmidt, Josh	800.00
Tec Equipment	581.00
Tractor Supply	162.97
Truck Equipment Svc.	110.72
Village of Johnson	48.04
Windstream	717.63
Register of Deed Preservation Fund	
MIPS	797.72
Juvenile Diversion Program Fund	
Hahn, Jill	60.00

Inheritance Tax Fund

Kea Constructors	254,704.14
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Emergency Management Fund

American Tower	1,102.34
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Centralsquare Technologies	3,039.53
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Charter Communications	56.63
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911 Wireless Service Fund

Centralsquare Technologies	15,957.56
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Charter Communications	297.31
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Other Capital Projects Fund

No Limit Power	11,852.95
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Rod's Power Sports	24,082.96
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With no further business to come before the Board of Commissioners, motion by Mellage, seconded by Hall to adjourn at 11:15 a.m. Roll call vote: Hall, aye; Mellage, aye; Weiss, aye.

I, Diane Johnson, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office or on the Nemaha County's website: www.nemahacounty.ne.gov.

Diane Johnson
County Clerk