

Hitchcock County Board Minutes



Hitchcock County Board of Commissioners

Trenton, Nebraska

May 1, 2017

A meeting of the County Board of Commissioners of Hitchcock County, Nebraska was held at the Hitchcock County Courthouse Commissioner’s Room, 229 East D Street, Trenton, Nebraska on Monday, the 1st, day of May, 2017. Chair called the meeting to order at 9:00 a.m. Present were Chair Scott McDonald, Commissioners Paul Nichols and Ron Wertz, and County Clerk Margaret Pollmann. Notice of the meeting was given in advance thereof by publication in the Hitchcock County News, the designated method for giving notice. Board agendas are posted on the County’s website www.hitchcockcounty.ne.gov. Notice of the meeting was given to the Chair and all members of the Board. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The Open Meetings Act was available for review and Chair indicated the location of such copy in the room where the meeting was being held.

Member Nichols moved to approve the consent agenda consisting of the following items: Approval of the May 1st, 2017 agenda and approval of the April 17th, 2017 meeting minutes. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion: McDonald, Wertz, and Nichols. Motion carried.

Member Wertz moved to approve the following claims. Member Nichols seconded the motion and after consideration, the following members voted in favor of said motion: Nichols, McDonald, and Wertz. Motion carried.

GENERAL FUND:

General Fund Payroll -----	\$ 8,268.92
Planning Commission 4-17-17 meeting -----	\$ 123.15
Capital Business Systems, Inc., lease -----	\$ 28.00
Clerk District Court, adv. costs -----	\$ 33.00
Community First Bank, FICA/OASI/Fed. -----	\$ 2,448.87
Dollar General, supply -----	\$ 127.90
Fastenal Industrial & Const. Supply, supply -----	\$ 143.19
Goodwin Siegfried, LLP, ct. appt. counsel -----	\$ 50.00
Great Plains Comm., service -----	\$ 1,188.78
Kim Holliday, blood draw -----	\$ 125.00
Linda Kerchal, mileage -----	\$ 128.40
Law Office of Tana Fye, ct. appt. counsel -----	\$ 140.00
NE Dept. Rev., state tax -----	\$ 262.86
Postmaster, postage -----	\$ 2,000.00
Red Willow Co. Sheriff, service fees -----	\$ 19.13
Lincoln Co. Treasurer, emergency management contract -----	\$ 4,779.16
Retirement Plans Division Ameritas, retirement -----	\$ 1,182.38
RR Donnelley, law enforcement supply -----	\$ 105.81
Robert Scott, mileage/meals -----	\$ 419.16
SW Public Power Dist., utility/new line -----	\$ 2,237.95
Ashley K. Sphan, ct. appt. counsel -----	\$ 200.00
T&J Repair, repair -----	\$ 101.00
Village of Trenton, utility -----	\$ 1,126.98
Walmart, supply -----	\$ 257.15



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Ryan R. Wilcox, public defender contract ----- \$ 2,000.00

ROAD FUND:

Road Fund Payroll ----- \$ 7,792.04
 Bud's Tire Repair, Inc., repair ----- \$ 80.00
 Community First Bank, FICA/OASI/Fed. ----- \$ 2,139.64
 Dan's R Us Sanitation, service ----- \$ 19.50
 Fastenal Industrial & Const. Supply, supply ----- \$ 51.80
 Great Plains Comm., service ----- \$ 176.75
 Medical Enterprises, Inc., DOT testing ----- \$ 36.00
 Mentzer Oil Co., fuel ----- \$ 2,929.40
 NE Dept. Rev., state tax ----- \$ 233.59
 Retirement Plans Division Ameritas, retirement ----- \$ 980.12
 Village of Stratton, utility ----- \$ 103.24
 Village of Trenton, same ----- \$ 139.42

VISITOR'S PROMOTION FUND:

NE Travel Assoc., advertising ----- \$ 200.00

E-911 PSC FUND:

Centurylink, service ----- \$ 191.20
 Great Plains Comm., same ----- \$ 416.49

911 EMERGENCY SERVICES FUND:

Centurylink, service ----- \$ 89.97
 Great Plains Comm., same ----- \$ 195.99

Sheriff Bryan Leggott joined the meeting and discussion was held on a vehicle for the Assessor's office.

Bill McConville met with the board under public comment regarding road 721.

Attorney D. Eugene Garner joined the meeting.

Wheel loader bids were opened as published at 10:00 a.m. Those present were Gregg O'Brien with Nebraska Machinery, Colby Slonecker with Titan Machinery, John Webster and Jordan Mrkvicka, with Murphy Tractor.

- Murphy Tractor and Equipment Co.: New 2017 John Deere 524K II, \$146,000 outright, trade \$17,500, difference \$128,500.
- Titan Machinery: New 2016 Case Model 621 FXR, \$154,065 outright, trade \$30,000 balance \$124,065.
- Nebraska Machinery: New 2017 Cat Model 926M, \$166,000 outright, trade \$30,000 balance \$136,000 – Used 2012 Cat Model 924K, \$125,000 outright, trade \$30,000, balance \$95,000.

Member Wertz moved to accept the bid Murphy Tractor and Equipment for the 2017 John Deere 524K II wheel loader in the amount \$128,500.00. Member McDonald seconded the motion and after consideration, the following members voted in favor of the motion. Wertz, Nichols and McDonald. Motion carried.



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Board acknowledged receipt of the recommendation of the Hitchcock County Planning Commission on the Application for Conditional Use submitted by Paul Dwyer to build a 100' x 60' building for storage and shop use, to be located on Lot #3 of the *Castaway Parkway Subdivision Filing No. 1*, being a part of the South Half of Section 32, Township 3 North, Range 33 West, Hitchcock County, Nebraska.

Chair McDonald opened the public hearing at 10:40 a.m. this date as published for the conditional use filed by Paul Dwyer. No additional parties/patron were present.

Chair asked for those in favor of granting the conditional use as requested in the application.

Chair asked for those in opposition of granting the conditional use.

Chair asked for those representing a neutral position.

Chair closed the public hearing at 10:58 a.m.

Zoning Administrator Darin Morgan joined the meeting via phone conference. Discussion held on AG-G and RC-I zoning designations.

Board finds that this conditional use is consistent with Hitchcock County's Comprehensive Plan noting that the recommendation for the Hitchcock County Planning Commission erroneously references the subject application being in AG-G and should be RCI. Board further finds that application for a non agricultural related commercial and industrial use is compatible with adjoin land uses and consistent with the intent statement of the RC-I Rural Commercial - Industrial District.

Member Wertz offered Resolution #17-10 and moved for its' adoption. Member McDonald seconded the motion and after consideration the roll was called thereupon and the following members voted in favor of the motion: McDonald, Nichols, and Wertz. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

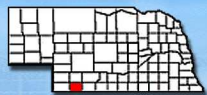
RESOLUTION 17-10

WHEREAS, the Hitchcock County Board of Commissioners having held a public meeting on May 1, 2017, for the purpose of reviewing the Application for Conditional Use submitted by Paul Dwyer, to build a 100' x 60' building for storage and shop use, to be located on Lot #3 of the *Castaway Parkway Subdivision Filing No. 1*, being a part of the South Half of Section 32, Township 3 North, Range 33 West, Hitchcock County, Nebraska, and after review and research of said application, to act to approve or disapprove the same; and

WHEREAS, the Hitchcock County Board of Commissioners having held a public hearing on May 1, 2017, for the purpose of hearing said application and for hearing comments thereon from the public in attendance and to receive information and documents in relation thereto; and

WHEREAS, the Notice of said Public Hearing was published in the *Hitchcock County News* on April 6th, 2017; and

WHEREAS, a copy of the notice of said Public Hearing was duly mailed on April 5th, 2017 by U.S. Mail, proper first class postage prepaid, to all adjacent landowners as evidenced by the Certificate of Service on file in the office of the Hitchcock County Clerk; and



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WHEREAS, the Hitchcock County Board of Commissioners have received the recommendation of the Hitchcock County Planning Commission recommending approval of said application; and

WHEREAS, the Hitchcock County Board of Commissioners, having found that the requested conditional use of said land is consistent with the *Hitchcock County Comprehensive Plan*, is permitted as a conditional use in the RC-I – Rural Commercial - Industrial District pursuant to Section 502.05(1), is comparable with other uses permitted as conditional uses in said district, is compatible with the uses permitted in said district, and is consistent with the intent of said district on the following conditions, to wit:

CONDITION(S): (1) Refer to *Memorandum* dated March 29th, 2017, submitted by Darin Morgan, Hitchcock County Zoning Administrator, attached hereto as “Exhibit A” and incorporated herein by this reference;

EXCEPTION(S): None

NOW, THEREFORE, BE IT RESOLVED that the Conditional Use Application of Paul Dwyer to build a 100’ x 60’ building for storage and shop use, to be located on Lot #3 of the *Castaway Parkway Subdivision Filing No. 1*, being a part of the South Half of Section 32, Township 3 North, Range 33 West, Hitchcock County, Nebraska, on the conditions and exceptions, if any, set forth hereinbefore be approved.

PASSED AND APPROVE THIS 1st day of May, 2017

Scott McDonald, Chair

ATTEST:

Margaret M. Pollmann, Hitchcock Co. Clerk

VOTING FOR THE MOTION: Wertz, Nichols and McDonald

VOTING AGAINST THE MOTION: None

ABSTAINING: None

ABSENT: None

Pamela Mann with Region II Services and Shirley Alberts with Southwest Area Training Services gave the annual report highlighting services provided by said agencies, numbers of person served and cost of services.

Attorney Garner advised as to the history of the public defender contract in Hitchcock County.

Member McDonald moved to direct Chair to execute the Public Defender Renewal Agreement by and between the County and Ryan W. Wilcox for a term of two years commencing June 1, 2017 in the amount of \$30,000.00 annually. Member Wertz seconded the motion and after consideration, the following members voted in favor of the motion: McDonald, Wertz and Nichols. Motion carried.

The Treasurer was in receipt of \$6.00 from Quest Corp. and \$1.00 from Vonage Tax for 911 surcharges, credited to the 911 Emergency Services Fund; \$6,279.00 from Double T Auctions for sale of surplus vehicles, \$5,911.00 credited to the General Fund and \$368.00 credited to the Road Fund; \$207.35 from Booe Machinery and Salvage for sale of scrap metal, credited to the Road Fund; \$32.60 from Central Crude for oil production, credited to the General Fund.



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Member Wertz moved to adjourn at 12:00 noon and to meet for the next regular meeting on Monday, May 15th, 2017 at 9:00 a.m. Member McDonald seconded the motion and the roll was called with the following members voting in favor of said motion: Nichols, McDonald, and Wertz. Motion carried.

ATTEST:

Scott McDonald, Chair
Hitchcock County Board of Commissioners

Margaret M. Pollmann, County Clerk



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