

COMMISSIONER PROCEEDINGS

February 16, 2010

- Call to Order:** The regular meeting of the Lincoln County Board of Commissioners was held in the commission meeting room of the courthouse Tuesday, February 16, 2010. Chairman Al Joe Wallace called the meeting to order at 10:00 a.m. in the commission meeting room of the courthouse with Vice-Chairman Terry Finch and Member Steve Errebo present. County Clerk Dawn Harlow was in attendance.
- Visitors:** Others present for portions of the meeting: Russ Black, Leo Lessor, Brad Nitsch, John Sorensen, Mark Jensen, Ron Nelson, Daryl Cheney, Andy Heller, Gary Sorensen, Jennifer O'Hare, Norman Mannel, Michel O'Hare, Larry Meitler, Harry Trueblood, Shawn Esterl and Dan Heina.
- Recess:** The chairman recessed the meeting to the courthouse basement meeting room at 10:02 a.m.
- Reconvene:** The chairman reconvened the meeting to regular session at 10:05 a.m. in the courthouse basement meeting room with the following Hunter Rural Fire District representatives present: Leo Lessor, Brad Nitsch, John Sorensen, Mark Jensen, Ron Nelson, Daryl Cheney, Andy Heller, Gary Sorensen; and with Sheriff Russ Black and County Attorney Jennifer O'Hare present.
- Hunter Rural Fire:** The following topics were discussed with the Hunter Rural Fire District representatives: liability insurance concerns, stressing that volunteer fire fighters should not be driving fire department equipment while under the influence; Governing Board meetings, stressing the need for cooperation, and that finances should be determined for both the Hunter and Denmark fire departments at those meetings; and fire department NIMS and ICS training requirements, to ensure that the department can continue to receive state and federal funding.
- Recess:** The chairman recessed the meeting to the commission meeting room at 10:48 a.m.
- Reconvene:** The chairman reconvened the meeting to regular session at 10:56 a.m. in the commission meeting room.
- Tax Exemption Inquiry:** Norman Mannel inquired if a decision had been made on the Farmway Storage #1, LLC's application for tax exemption. The board related that no decision had been made this date. Mannel related that he is against the county granting the exemption.
- Highway Department:** Road Supervisor Larry Meitler with Assistant Road Supervisor Michel O'Hare reported on highway department projects. Commissioner Wallace forwarded a concern from a constituent concerning the bridge that was closed in Colorado Township. The group discussed the Wilson Lake Estates road issue and reviewed correspondence mailed to the homeowners association concerning the matter. The group discussed equipment. O'Hare inquired if the noxious weed department could assist them in spraying small trees, thickets and brush. O'Hare presented an agreement for the board's approval. Steve Errebo moved to enter into an agreement for federal-aid construction engineering

inspection services by consultant for Bridge Replacement Project 53C-4260-01, Tromble Bridge, seconded by Terry Finch. Motion carried.

Recess: The chairman recessed the meeting for lunch at 11:55 a.m.

Reconvene: The chairman reconvened the meeting to regular session at 1:03 p.m.

Wilson Lake Estates: Harry Trueblood discussed the Wilson Lake Estates road issue and inquired if all roads within the Estate were to have sixty foot right-of-ways. The board clarified that the sixty foot right-of-way is for two roads, one of which was moved and the other built after the original plat was recorded, to which right-of-way easements were never granted.

County Attorney: County Attorney Jennifer O'Hare presented a resolution that was drafted in support of retaining a local judge in each county. O'Hare related that there is a proposed legislative bill that would eliminate some magistrate judges and discussed the affects that this would have on her office as well as the sheriff's department.

LEP Program Update: Shawn Esterl, Salina-Saline County Health Department, provided the 2009 year-end summary of the Local Environmental Protection Program (LEP) activities in Lincoln County.

Noxious Weed: Dan Heina presented his 2010 State certification certificate showing that he has completed all necessary requirements to continue as Lincoln County's Noxious Weed Director. Heina presented the annual noxious weed eradication progress report for the board's approval. Terry Finch moved to approve the Annual Noxious Weed Eradication Progress Report for 2009 as presented, seconded by Steve Errebo. Motion carried. Heina reviewed the weed program plan for 2010, commissioners related that they would like him to coordinate with the highway department to assist in spraying trees and small brush in road right-of-way.

Tax Abatements: Terry Finch moved to allow tax abatements 2009-52 through 2009-53 in the amount of \$30.34, seconded by Steve Errebo. Motion carried.

Treasurer's Idle Fund Report: The board reviewed the Treasurer's Idle Fund Report for the year 2009, reflecting a year to date total interest earned of \$99,505.36.

Resolution 2010-08: Terry Finch moved to approve and adopt Resolution 2010-08, supporting the need of retaining a resident judge in each county, seconded by Steve Errebo. Motion carried.

Minutes Approved: Steve Errebo moved to approve and adopt the minutes of the February 8, 2010 regular meeting as corrected, seconded by Terry Finch. Motion carried.

Adjourn: With no further business to come before the board the chairman adjourned the meeting at 2:24 p.m. until 10:00 a.m. Monday, February 22, 2010 in the commission meeting room of the courthouse.