

COMMISSIONER PROCEEDINGS

April 27, 2009

- Call to Order: The regular meeting of the Lincoln County Board of Commissioners was held in the commission meeting room of the courthouse Monday, April 27, 2009. Chairman Steve Errebo called the meeting to order at 8:00 a.m. with Vice-Chairman Al Joe Wallace and Member Terry Finch present. County Clerk Dawn Harlow was in attendance.
- Visitors: Others present for portions of the meeting: Kerry Smith, Stephan Smith, Wendy Gronau, Debora Zachgo, Larry Meitler, Michel O'Hare, Ellen Anderson, Jennifer O'Hare, Jo Hachmeister, Brian Grace, Rodney Job, Ladonna Reinert, Bill Wineinger and Shawn Esterl.
- County Clerk: County Clerk Harlow reported that Jeniffer Wohler has completed her first six months of employment and requested the customary salary increase. Al Joe Wallace moved to grant Jeniffer Wohler a fifty cent per hour merit increase for the completion of the first six months of employment, effective April 26, 2009, seconded by Steve Errebo. Motion carried. Clerk Harlow made a request to allow an employee to utilize leave time prior to the stated time in the handbook, as the employee has completed the first six months of employment. The board approved the request.
- Salary Increase Approved:
- Nursing Home: The board contacted Lincoln Park Manor in reference to a bill submitted for payment by the county. Greg Babcock, nursing home maintenance, related that the bill was for equipment to monitor phone lines, as required by the recent fire marshal inspection.
- Scott Township Clerk Appointed: Al Joe Wallace moved to appoint George Wallace Loy as Scott Township Clerk, effective immediately, term to expire January 10, 2011, seconded by Terry Finch. Motion carried.
- Cellular Service: Kerry Smith and Stephan Smith, Lincoln Grocery, authorized dealer for Nex-Tech Wireless, met with the board to discuss the County's testing of cellular service coverage area within Lincoln County and related that if the board would like to switch cellular service that a contract would need to be signed by April 30, to ensure that the county qualified for the \$200.00 per line sign-on bonus and an April special of a \$50.00 credit per line. The board related that they would speak with the employee who tested the phone and make a decision by April 30.
- Resolution 2009R-01: Al Joe Wallace moved to approve and adopt Resolution 2009R-01, Preliminary Resolution and Notice of Proposed Vacation, whereby the board proposes to vacate the road beginning at the Southwest corner of Section 31 thence East one mile to the Southeast corner of Section 31 all in Township 13S and Range 9W. Road right of way being unknown but the right of way to the west is a 40 foot right-of-way. This road is a county line road. A vacation hearing will be held May 11, 2009, 10:00 a.m. in the commission meeting room of the courthouse, seconded by Terry Finch. Motion carried.

- Ambulance Service:** Ambulance Service Director Wendy Gronau reported that the service was awarded a grant to purchase two cardiac monitor/defibrillator units. Gronau provided a copy of a Resolution establishing a solicitation policy, which was prepared by County Attorney Jennifer O’Hare, for the Beverly Rural Fire District.
- Human Resources:** Human Resource Officer Debora Zachgo provided information on overtime exemption statuses under the Fair Labor Standards Act (FLSA). Zachgo requested an executive session to discuss personnel. Al Joe Wallace moved to recess into executive session for ten minutes from 10:58 a.m. – 11:08 a.m. for the purpose of discussing personnel matters of non-elected personnel with Human Resource Officer Debora Zachgo and Clerk Harlow present, seconded by Terry Finch. Motion carried.
- Executive Session:**
- Reconvene:** The chairman reconvened the meeting to regular session at 11:09 a.m.
- Highway Department:** Road Supervisor Larry Meitler and Assistant Road Supervisor Michel O’Hare reported on highway department projects, equipment, road material availability and gravel pits. Meitler informed the board that they have ordered a rebuilt transmission for one of the gravel trucks and requested approval to have Hay’s Mack Sales and Service install the transmission. O’Hare discussed a drainage improvement request in Colorado Township received from Mike Cole, and options available to improve the flow of water in the area. The group discussed road and field entrance maintenance requests received. O’Hare presented the following items concerning the N 280<sup>th</sup> Rd road slide repair project 053C-4568-01, for the board’s approval: a permit application to the Department of the Army; and a corrected Permanent Construction and Maintenance Easement with Michael C. Cole and Julie L. Cole, noting that the Cole’s decided to donate the land needed for the permanent easement. Al Joe Wallace moved to enter into a Permanent Construction and Maintenance Easement with Michael C. Cole and Julie L. Cole and accepting the donation of the land for the easement, and allowing the chairman to sign the permit application to the Department of the Army, seconded by Terry Finch. Motion carried. Meitler related that he will be meeting with engineers and contractors who are working on a project to install fiber optic telephone lines within the Wilson Lake Estates.
- Rescue Squad:** Michel O’Hare reported that the rescue truck has been repaired at a cost of \$3,900.00 and inquired whether the board would like to proceed with trying to collect for the cost of repairs from the business that the sold the truck. The board made no decision this date, and tabled the matter until a bill is received from Freightliner to determine what repairs were made and whether they were the same as the repairs that the business had agreed to make.
- 12<sup>th</sup> Judicial District  
Community  
Corrections:** Ellen Anderson, 12<sup>th</sup> Judicial District Field Services Director answered questions regarding the FY 2010 Community Corrections Comprehensive Plan and FY 2010 Juvenile Justice Authority grant application and requested the board’s approval. Al Joe Wallace moved to authorize the chairman to sign the following plans and grant applications as presented: FY2010 Community Corrections Comprehensive Plan and

Juvenile Justice Authority FY2010 Judicial District Prevention, Incentive and Graduated Sanctions Block Grant Funding, seconded by Terry Finch. Motion carried.

Recess: The chairman recessed the meeting for lunch at 11:59 a.m.

Reconvene: The chairman reconvened the meeting to regular session at 1:00 p.m.

Overtime Calculation for Non-Exempt Salaried Employees: Terry Finch moved to change the way that overtime is computed for non-exempt salaried employees, that such employees salaries will now be based upon a forty hour work week and will be paid not less than one and one half times their hourly wage, which is computed by taking their annual salary divided by 2,080 hours, seconded by Al Joe Wallace motion carried.

Inventory Approved: Terry Finch moved to approve the official inventory for the year ending December 31, 2008, seconded by Al Joe Wallace. Motion carried.

County Attorney: County Attorney Jennifer O'Hare discussed county legal matters.

District Court: Clerk of the District Court Jo Hachmeister and Magistrate Judge Brian Grace presented bids from Midwest Security Systems, Inc., to install cameras in the District Court and at each courthouse entrance, install panic buttons in the District Court offices, and metal detector wand scanner options. The board took no action this date.

Health Department & Emergency Management: Health Nurse/Administrator Ladonna Reinert and Emergency Manager Rodney Job provided information on Swine Influenza and the roles and responsibilities for each department, as the State has identified this type of influenza as a public health emergency. Reinert requested approval to include a question and answer flyer, concerning the influenza, with County employee's paycheck stubs. The board approved the request.

Road Request: Bill Wineinger requested road maintenance on N 200<sup>th</sup> Rd in Elkhron Township.

CRP Burn Requirements: The board discussed, with Bill Wineinger, the CRP burn requirements and fire plans that the FSA and NRCS offices help formulate.

Inquiry: Shawn Esterl inquired if the county is considering zoning and discussed the County's sanitary code requirements.

Minutes Approved: Terry Finch moved to approve and adopt the minutes of the April 20, 2009 regular meeting as presented, seconded by Steve Errebo. Motion carried.

Adjourn: With no further business to come before the board the chairman adjourned the meeting at 3:06 p.m. until 10:00 a.m. Thursday, April 30, 2009 in the commission meeting room of the courthouse.