

Greeley County Board Minutes



Greeley County Commissioner Minutes

The Greeley County Board of Commissioners of Greeley County, Nebraska met in regular session at 1:00 p.m. on Tuesday March 29, 2011 in the Commissioners Room in the Courthouse in Greeley, Nebraska. Chairman Reilly called the meeting to order and the Commissioners present for roll call were Leo Reilly, Doug Wrede and Michael Goldfish. Also present was County Clerk Mindy Grossart. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Reilly noted the Open Meeting Laws are posted and available to the public. Chairman Reilly asked all present to join in the Pledge of Allegiance.

The county board minutes from the March 8, 2011 meeting were approved on a motion by Goldfish, second by Wrede. Roll Call Vote: All yes, motion carried.

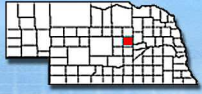
Wrede moved to approve payroll and claims, second by Goldfish. Roll Call Vote: All yes, motion carried. GENERAL: Appears service 48.08, Howard/Greeley RPPD service 402.57, Mid-American Benefits insurance 101.19. ROAD: Appears service 173.56, Howard/Greeley RPPD service 345.44, Iron Dr. Welding labor/parts 2,485.47, Molt Mfg. parts/labor 669.20, NE Central Telephone service 40.91, The Parts Bin parts/supplies 651.36, People's Service fuel/tires 2,802.00, Scotia Electric furnace repair 58.69, Scotia Welding parts 110.00, Source Gas service 699.92, Trofholz Diesel Repair parts/labor 250.11. LAW ENFORCEMENT: Whoa & Go Express #2 fuel 38.30. GENERAL FUND: Salaries, 16,996.38, EFTPS Matching SS, 1,300.22, Ameritas Life Ins Corp, Matching County Retirement, 1,144.30, Prior Service Benefits, 56.00, Blue Cross Blue Shield, 21,117.82, ROAD FUND: Salaries, 11,484.40, EFTPS Matching SS, 878.55, Ameritas Life Ins Corp, Matching County Retirement, 737.13, PLANNING & ZONING FUND: Salaries, 422.07, EFTPS Matching SS, 32.29, Ameritas Life Ins Corp, Matching County Retirement, 28.49, LAW ENFORCEMENT FUND: Salaries, 1,598.21, EFTPS Matching SS, 122.25, Ameritas Life Ins Corp, Matching County Retirement, 123.87, Blue Cross Blue Shield, 1,262.27, WEED FUND: Salaries, 101.84, EFTPS Matching SS 7.79, Ameritas Life Ins Corp, Matching County Retirement, 6.87.

The Community of Wolbach would like to post an Outdoor Advertising Sign at the junction of highway 281 and highway 22. The location, drawing and a permission letter from the landowner were reviewed. Motion by Goldfish to approve the application, second by Wrede. Roll Call Vote: All yes, motion carried.

Chairman Leo Reilly called for a motion to open a public hearing for a special use permit at 1:45 p.m. Motion made by Wrede, second by Goldfish. Roll Call Vote: All yes, motion carried. Rob Ita was present and Planning & Zoning Administrator Franz Trumler was also attending to answer any questions. The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of a permit to pump lagoon effluent through a center pivot. The legal descriptions of the properties are SW $\frac{1}{4}$ of S-1 T-19 R11W, SE $\frac{1}{4}$ S-1 T-19 R-11W, NW $\frac{1}{4}$ of S-12 T-19 R-11W, and the NE $\frac{1}{4}$ of S-12 T-19 R-11.

Rob Ita spoke in favor of the permit he stated they have not had any incidents or complaints while applying in the past. No one spoke in opposition to the permit. Wrede asked Franz Trumler Planning & Zoning Administrator if he received any complaints and he explained he has not received any complaints. Rob Ita has requested a ten year permit but the Planning & Zoning Commission approved the permit for five years. Wrede moved to close the public hearing at 1:50 p.m., second by Goldfish. Roll Call Vote: All yes, motion carried. Motion by Wrede to approve the special use permit for five years on four pivots, second by Goldfish. Roll Call Vote: All yes, motion carried.

Motion by Goldfish to open a public hearing for a special use permit at 2:00 p.m., second by Wrede. Roll Call Vote: All yes, motion carried. Don & Patricia Jensen were present for the hearing. The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of a permit to pump lagoon effluent through a center pivot/injection on part of S-32 T-17N R-10W. Don & Patricia Jensen spoke in favor of the permit. Patricia read a letter they had prepared prior to the meeting, regarding applying hog effluent through pivots. The letter is on file in the County Clerk's Office. Testimony in opposition was given by Don Dugan, Terry Peetz, Bernard Yax and Tim Dugan. Some of the opposition comments were in regards to Wolbach Foods managing their waste control, opposition to pivot application, concerns about the populated area. Goldfish moved to close the public hearing at 2:10 p.m., second by Wrede. Motion by Goldfish to approve the permit for one year injection only with the same conditions as approved by the Planning & Zoning Commission, second by Wrede. Roll Call Vote: All yes, motion carried. Conditions are one year process and must be injected and not through pivots.



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Motion made by Wrede to open a public hearing at 2:15 p.m., second by Goldfish. Roll Call Vote: All yes, motion carried. Dennis Stromp applied for this permit to drill a irrigation well on the SW ¼ of 2-19-11W. The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of a permit to drill a well in AG2. Dennis Stromp testified in favor of the permit. No testimony in opposition of the permit. Wrede moved to close the public hearing at 2:30 p.m., second by Goldfish. Roll Call Vote: All yes, motion carried. Motion by Wrede to approve the special use permit with the condition of the corners cannot be broke up, second by Goldfish. Roll Call Vote: All yes, motion carried.

Wrede moved to open a public hearing at 2:32 p.m. to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of Planning & Zoning changes, second by Goldfish. Franz Trumler Planning & Zoning Administrator read through the purposed regulation changes and answered questions relating to the reasoning for the changes. Section 4 – page 1 remove (except that the division of land when the smallest parcel created is more than (10) acres in area shall be exempt from these regulations. Further, the regulations set forth by this ordinance shall be minimum regulations which shall apply uniformly throughout the jurisdiction of this ordinance except hereafter provided) and add (Tracts of 20 acres or less must go through the appropriate subdivision process and be approved by the governing body. All 20+ acre tracts can be considered farms according to state statutes and are simply considered a sale of land. Squaring off the Extra Territorial Jurisdiction (ETJ Article 3 – General Definitions add (Boundaries for the “Extra-territorial jurisdiction” of the villages will follow quarter/quarter lines (40 acres). Page 9 – Administrative Subdivision remove (and will not result in the creation of more than three (3) lots of record) add (or the subdividing of an existing residence). Expiration of Building Permits: change from 2 years to 1 year. Vacating Subdivisions. Motion made by Goldfish to close the public hearing at 3:00 p.m. second by Wrede. Roll Call Vote: All yes, motion carried. Motion by Wrede to approve the Planning & Zoning changes, second by Goldfish. Roll Call Vote: All yes, motion carried.

County Attorney Jim Swanson requested an executive session for the purpose of discussing possible litigation. Motion by Goldfish, second by Wrede to enter into executive session at 3:20 p.m. Roll Call Vote: All yes, motion carried. Goldfish moved to return to regular session at 3:40 p.m., second by Wrede. Roll Call Vote: All yes, motion carried.

Motion by Goldfish to adjourn the board meeting at 3:42 p.m., second by Wrede. Roll Call Vote: All yes, motion carried.

Dated this 4th day of April 2011.

Leo F. Reilly, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk