

Red Willow County Board Minutes



BOARD OF COMMISSIONERS AND BOARD OF EQUALIZATION MEETINGS

April 15, 2019

The Red Willow County Board of Commissioners and the Board of Equalization met in the Commissioners' Room in the courthouse on April 15, 2019. A notice of the meetings was published in the McCook Gazette and posted on the County's website. The combined agenda was e-mailed to each commissioner and the news media, posted on the County's website, and kept current and available to the public at the County Clerk's Office.

At 9:00 a.m. Chairman Earl McNutt called the Board of Commissioners meeting to order with the following members present: Earl McNutt, Steve Downer and Cayla Richards. McNutt informed the public about the location of the posted Open Meetings Act.

A motion was made by Richards, seconded by Downer, to approve the agendas as presented. Roll call: Ayes: McNutt, Downer, Richards.

Chairman McNutt offered the floor for citizens' comments. Jacque Riener passed out some brochures to the Board regarding the nursing home crisis.

The Board reviewed the minutes from the previous meeting, and the accounts payable claims.

Chairman McNutt recessed the Commissioners' meeting at 9:15 a.m. for the Board of Equalization.

BOARD OF EQUALIZATION MEETING:

Chairman Steve Downer called the Board of Equalization meeting to order at 9:15 a.m. with the following members present: Steve Downer, Cayla Richards and Earl McNutt. Downer informed the public about the location of the posted Open Meetings Act.

Sue Wesch, Treasurer, presented tax roll corrections for the Tax Year 2018. A motion was made by McNutt, seconded by Richards, to approve Tax Roll Correction No. 22 which increased the tax rolls by \$85.06 and Tax Roll Correction No. 23 which increased the tax rolls by \$2.30. Roll call: Ayes: Downer, Richards, McNutt.

Chairman Downer adjourned the Board of Equalization meeting at 9:18 a.m.

BOARD OF COMMISSIONERS MEETING: (Reconvened)

Chairman McNutt reconvened the Board of Commissioners meeting at 9:18 a.m.

A motion was made by Downer, seconded by Richards, to enter into a public hearing at 9:22 a.m. to receive comments on Airport Zoning Regulations recommended by the Planning & Zoning Commission. Roll Call: Ayes: McNutt, Downer, Richards.

Trevor Taylor is in favor of keeping the regulations in force as they currently are. He does not want the word private included in the regulations. He said the change would put Red Willow County in violation of statutes. David Barga of Rembolt & Ludtke, attorney for Linda Taylor, Trevor Taylor and Boyd Geisler spoke to the Board. He doesn't think it is as simple as adding the word private into the airport zoning. He would like the Board to reject the recommendation of the Planning & Zoning Committee.

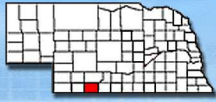
Mike Sides had a letter from his attorney that rebuts the letter from David Barga. He states there is no difference between a public airport and a private airport. He stated the regulations are there to provide safety to everyone. He does not want anyone getting hurt. He said that is what zoning is all about.

Boyd Geisler said there is evidence that private airports are not regulated by the state. Geisler stated that the airport was built in a place where regulations cannot be put upon it. Dale Cotton does not want the private airport put into the regulations. He thinks they are creating an unfair advantage for the private airport operator. He stated that if the private airport operator crashes his airplane at the end of the runway the state says the operator will be held responsible. Chuck Tines stated that everyone talks local control and that is what we have so why would we want to turn it over to the state. Jacque Riener said we have a poorly written zoning book that is almost impossible to read.

A motion was made by Richards, seconded by Downer, to adjourn from the public hearing at 9:49 a.m. Roll Call: Ayes: Downer, McNutt, Richards.

A motion was made by Downer, seconded by Richards, to approve the Airport Zoning Regulations recommended by the Planning & Zoning Commission to add the words "and private" to the zoning recommendations. Roll Call: Ayes: McNutt, Downer, Richards.

A motion was made by Richards, seconded by Downer, to approve the following items on the consent agenda: 1) minutes from the previous Board of Commissioners meeting, 2) miscellaneous accounts payable claims in the amount of \$5,141.60, 3) authorize Chairman's signature on County Road Occupancy Permit for Black Hills Energy, 4) authorize Chairman's signature on Permit to Move Oversize Load for Wardcraft Homes, 5) declare 24' Wells Cargo trailer, 2001 Honda Rancher, 4 containment storage tanks, 14' homemade car trailer and a pallet jack surplus for Household Hazardous Waste, 6) authorize Chairman's signature on County Roadway Occupancy Permit for McCook Public Power District. Roll call: Ayes: McNutt, Downer, Richards



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Amber Vrana-Anderson, Brad Swiggert, Mitch Lyster and Shelby Anderson with Northwestern Mutual joined the Board to discuss the County's self-insurance. They presented renewal numbers to the Board. A motion was made by Richards, seconded by Downer, to lock in the renewal rates that were presented by Northwestern Mutual. Roll Call: Ayes: McNutt, Downer, Richards.

Tyson Bardsley with Miller & Associates joined the Board to discuss the 2019 armor coat project. He presented the areas to be armor coated this year and the amounts with the updated prices for the oil that has already been locked in.

The following correspondence was reviewed and placed on file: 1) Nebraska Department of Transportation – Notice of Road Construction Between McCook and North Platte in 2020 and 2021, 2) approved zoning permit for Don Grassia.

Clerk's Monthly Revenue Report was reviewed and placed on file.

The following claims were allowed:

Black Hills Energy - \$1,034.77 – SC, CAN Surety - \$40.00 – D, Nebraska Secretary of State - \$30.00 – D, Twin Valleys Public Power - \$135.67 – SC, Regional Care Inc. - \$4,174.16 – I. Total: \$5,414.60.

Chairman McNutt adjourned the Board of Commissioners meeting at 11:05 a.m. to April 22, 2019.

Earl McNutt,
Chairman, Board of Commissioners

Steve Downer,
Chairman, Board of Equalization

Attest: Tami Teel
County Clerk