PROCEEDINGS OF THE NEMAHA COUNTY
COMMISSIONERS MEETING
DECEMBER 27, 2013

County Board of Commissioners of the County of Nemaha, State of Nebraska met on December 27, 2013, Commissioner's Chambers, Nemaha County Courthouse, Auburn NE for a regular scheduled meeting. Notice of meeting published in the Nemaha County Herald on December 20, 2013. The agenda for the meeting was kept continually current and available for public inspection at the office of Nemaha County Clerk during normal business hours and also on the Nemaha County website. The agenda was held open until one business day prior to the meeting for appearance before the board and items for approval by the Board of Commissioners. The Board of Commissioners has the right to modify the agenda to include items of an emergency nature only at such public meeting.

Chairman Hutton called the meeting to order at 8:13 a.m. Present for the meeting: Commissioner District 1 Bob Hutton, Commissioner District 2 Dennis Wittmann, Commissioner District 3 Marvin Bohling and County Clerk Joyce Oakley.

Chairman Hutton led the Pledged of Allegiance.

Chairman Hutton noted the posting of the Open Meeting Poster and the availability of the Open Meeting Handouts to the public.

Visitors present – Dave Swanson, Nemaha County Herald

Motion by Wittmann, seconded by Bohling to approve the agenda as presented. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

Motion by Bohling, seconded by Wittmann to approve the December 11, 2013 regular scheduled meeting minutes with no corrections. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.

Motion by Wittmann, seconded by Bohling to approve the accounts payable claims as presented by the County Clerk and authorized for payment by the Board of Commissioners. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

Leah Wehenkel, manager of Nemaha County Wellness Center and Trainer Dennis Brady were present at the meeting to discuss subleasing the building, repair and cleaning of the Multi-Plex Building.

Jacki Schmitz was not present at the meeting. Motion by Bohling, seconded by Wittmann to approve the Agreement between Johnson, Nemaha, Pawnee and Richardson Counties and People United for Families, Inc. to implement a 4 County Juvenile Service Plan to apply for County Juvenile Services Aid Program Funds (LB640) with Richardson County, lead county applying for the grant for the 4 counties. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.

Motion by Wittman, seconded by Bohling to authorize Nemaha County Sheriff's Brent Lottmann to appoint 3 reserve deputies for the Nemaha County Sheriff's Department. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.

The following fuel bids for the month of January, 2013 were received: Lueders Petroleum Inc. #1 Diesel $3.785, #2 Diesel $3.585, Regular Unleaded $3.045; Farmers Coop #1 Diesel $4.048, #2 Diesel $3.810, Regular Unleaded $3.164. Motion by Bohling, seconded by Wittmann to approve the fuel bids from Leuders Petroleum for the month of January, 2013. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.

Motion by Bohling, seconded by Wittmann to approve the Omaha Publc Power District application #172, proposed set pole in right of way, 1 mile north and 1.5 miles west of Brownville for Karla Stanley. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-46, subdivision a 7.59 acre tract of land for Phyllis Jean McIninch Estate in Section 22 T5N R15E. Roll call vote: Bohling, aye; Hutton, aye; Wittmann, aye.
Motion by Bohling, seconded by Wittmann to approve writing a letter of support for Five Rivers RC&D grant application for Household Hazardous Waste Collections to take place for 3 consecutive years in the fall of 2013, 2014, and 2015. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
Motion by Bohling, seconded by Wittmann to approve the Omaha Public Power District application #173, proposed single phase overhead crossing .25 mile east & 2 miles south of Brock for Aron Hawley. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
Motion by Bohling, seconded by Wittmann to approve the Omaha Public Power District application #174, proposed set pole in right of way, 6 miles north of Humboldt for Craig Behrends. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-47 approving depository and securities for Auburn State Bank. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-48 approving depository and securities for Farmers Bank of Cook. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-49 approving depository and securities for Carson National Bank. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
Motion by Wittmann, seconded by Bohling to adopt Resolution 2013-50 approving depository and securities for First National Bank of Johnson. Roll call vote: Hutton, aye; Bohling, aye; Wittmann, aye.
Motion by Bohling, seconded by Wittmann to adopt Resolution 2013-51 setting the mileage reimbursement for Nemaha County Officials, Office Directors and county employees for official travel for the county with their personal vehicle at $.565 per mile as by the State of Nebraska Department of Administrative Services. Roll call vote: Wittmann, aye; Bohling, aye; Hutton, aye.
Motion by Bohling, seconded by Wittmann to accept the resignation of custodian Chuck Hines, effective January 4, 2013. Roll call vote: Hutton, aye; Wittmann, aye; Bohling, aye.
Motion by Bohling, seconded by Wittmann to adopt Resolution 2013-52 adopting the 2013 Local Emergency Operation Plan. Roll call vote: Bohling, aye; Wittmann, aye; Hutton, aye.
The following claims were approved for payment by the Board of Commissioners and authorize the County Clerk for payment:
General
Salaries $ 36,986.41
Action Tech, se 200.00
AFLAC, ins 532.60
Ameritas Life Ins, ret 5,391.56
As Central, se 319.00
Aub Postmaster, pstg 184.25
Black Hills, ut 347.06

Blaser, J, reim 138.54
Bohl Plumbing, se 68.88
Candia, A, wit fe 20.00
Capital Business, cont 287.65
Caples, N, wit fe 88.00
Constellation, ut 642.50
Constantine, M, wit fe 20.00
Covington, L, mi 37.76
Credit Manage, garn 267.24
Creighton, me se 489.85
Critser, R, mi, me 238.24
Culligan, su 92.15
Dept Corrections, bd pr 3,234.83
Des Moines, su 76.00
Dorn, M, mi 21.66
Eickhoff, E, wit fe 90.00
El Portal, trng 51.85
Elliott, Ron, cont 2,695.42
Gerdes, J, reim 150.00
Hahn, K, mi 11.10
Hernandez, J, wit fe 20.00
Holiday Inn, ldg 569.70
Holtzman, P, mi, me 236.81
Hutton, B, mi 329.50
Intab, su 65.86
K&N Pizza, el cst 31.24
Kadavy, M, reim 172.82
Kathleen Laughlin, garn 207.00
Liberty Nat'l, ins 112.86
Lynch's, su 35.49
Matthew Bender, su 139.94
Metlife, annt 11.16
Meyer, J, mi, pstg 286.38
MIPS, sftwr 490.77
Moyer, Casey, reim 138.54
NE DOL, se 36.00
NE Hlth Human, se 774.00
Nebraska.gov, su 8.00
Nem Co Clerk, hra 393.35
Nem Co Sheriff, se 172.60
Nem Co Tax, ss, fwh 9,924.29
Nem Co Tax, nwh 2,514.29
Nem Co Wellness, reim 142.77
Oakley, J, mi 217.39
Orscheln, su 29.27
Otoe Co Sheriff, se 18.50

Pitney Bowes, ma ag 142.00
Presto-X, se 347.17
Quill, su 1,329.42
Region V Service, se 66.00
RepCo, su 39.00
Rieger, Rachel, bd pr 1,399.65
Saunders Co Sheriff, se 18.50
Shelton, T, mi 17.76
Smith, J, mi, me 280.78
Stutheit Imple, se 186.92
The Hartford, annt 100.00
Tiburon Financial, garn 148.04
United Healthcare, ins 9,506.72
UNL Is Comm, se 129.79
US Bank, su, ldg 1,826.05
Verizon, se 270.14
Vision Care, ins 66.12
Vlach, R, mi 219.44
Waddell & Reed, annt 25.00
Washington Nat'l, ins 10.80
West Payment, su 506.75
Windstream, se 1,763.39
Road
Salaries $13,717.91
AFLAC, ins 240.56
Ameritas, ret 2,008.93
Aub Fmly Hlth, me se 35.00
Black Hills, ut 67.40
Cavalry SPV, garn 166.39
Lawson Products, pts 159.68
Liberty Nat'l, ins 168.62
Lueders, fu 12,138.58
Martin Marietta, rk 9,811.68
NE Public Emp, un du 520.00
Nem Co Tax, ss, fwh 4,053.53
Nem Co Tax, nwh 1,178.25
Nem Co Treas, taxes 2,011.70
Orscheln, su 624.72
Powerplan, pts 756.03
Stutheit, pts, su 464.35
United Healthcare, ins 4,761.38
Washington Nat'l, ins 28.00
Windstream, se 197.87
County Visitor
Brownville Concert, adv 4,774.00
Kruger, Mary, mi 189.26

Nem Co Street Rods, adv 416.32
Drug Coalition
Salaries $1,725.52
Ameritas, ret 201.70
Glenns, su 21.46
K&N Pizza Hut, me 42.25
Nem Co Tax, ss, fwh 373.81
Nem Co Tax, nwh 140.60
Region V Syst, rnt 75.00
Sunmart, su 23.83
Verizon Wireless, se 87.80
Canine Dog
Orscheln, su 39.99
Inheritance Tax
Pictometry, se 2,165.00
911 Wireless
Windstream, se 638.12
Windstream, se 330.89
Hospital Bond
Fremont Nat'l, fe 450.00
911 Emergency
Windstream, se 511.64
Windstream, se 202.81
With no further business to come before the Board of Commissioners, motion by Wittmann, seconded by Bohling to adjourn at 12:17 p.m. Roll call vote: Wittmann, aye; Hutton, aye; Bohling, aye.
Bob Hutton, Chairman
Board of Commissioners
I, Joyce Oakley, the undersigned County Clerk of Nemaha County, Nebraska do hereby certify the foregoing minutes are true and are a part of the official records of this office. A complete copy of the minutes is available during normal business hours at the Nemaha County Clerk's office.
Joyce Oakley
County Clerk
Herald - Jan. 10
Public Notice
The Board of Equalization for Nemaha County, Nebraska will consider a motor vehicle exemption request on January 23, 2013 at 11:30 a.m. in the Commissioners Room, Suite 201, Courthouse Auburn NE. A list of organizations seeking an exemption is available in the office of the County Treasurer.
Joyce Oakley
Nemaha County Clerk
Herald - Jan. 10

Request for Proposals
In order to encourage the development of infill housing, the City of Auburn will consider providing a $10,000 grant or a free lot for the construction of housing units on vacant lots. The purpose of this is to induce housing development on lots where dilapidated houses were removed. Nonconforming construction and setbacks will be considered if the variances are conducive to new housing goals. Proposals should be mailed or delivered to City Hall, 1101 “J” Street, Auburn, NE 68305. The deadline for submitting a proposal to the City will be at 5:00 o’clock p.m. on February 28, 2013. Proposals will be reviewed by the KAB committee with their recommendation to be given to the City Council for final approval.
Proposals should include the sq. footage of the proposed housing structure, a basic floor plan, anticipated construction costs, lot cost and all other information that may be helpful in selecting the project to be funded. Questions can be directed to City Hall, (402) 274-3420.
Sherry Heskett
City Clerk
Herald - Jan. 10

NOTICE OF DISSOLUTION AND UNKNOWN CLAIMS REQUEST FOR PERU STATE ADVANCEMENT, INC.
Notice is hereby given as follows:
1. Peru State Advancement, INC., A Nebraskan non-profit corporation, has been dissolved effective December 31, 2012.
2. That all debts and claims known to Peru State Advancement, INC., have been paid in full.
3. Pursuant to 21-19, 136 of the Nebraska Non-Profit Corporation Act all those with claims against Peru State Advancement, INC., should present said claims in writing to the corporation setting forth in said claim, the name and address of the claimant, the amount of the claim and a detailed itemization and description of the basis for the claim. All claims should be mailed to Peru State Advancement, INC., P.O. Box 10, Peru, Nebraska, 68421.
4. All claims against Peru State Advancement, INC., shall be barred unless a proceeding to enforce the claim is commenced within five years after the publication of this notice.
Peru State Advancement, INC.
By: John Chaney, President
Its Attorneys:
Richard L. Halbert, #11659
Michael R. Dunn, #16825
Christopher C. Halbert, #22609
Halbert, Dunn, & Halbert, L.L.C.
Attorneys at Law
111 East 17th Street
Falls City, Nebraska 68355-0447
402-245-4486
Herald - Jan. 10, 17, 24

NOTICE OF DISSOLUTION OF PERU STATE ADVANCEMENT, INC.
Pursuant to the Nebraska Non-Profit Corporation Act, the undersigned corporation hereby publishes notice of its voluntary dissolution. The dissolution of the corporation is effective December 31, 2012, pursuant to a resolution adopted by the Board of Directors of the corporation on November 16, 2012. All debts, obligation, and liabilities of the corporation have been paid and discharged. John Chaney, President of the corporation, is the person who is to manage the affairs and distribute the assets of the corporation.
Peru State Advancement, INC.
John Chaney, President
Its Attorneys:
Richard L. Halbert, #11659
Michael R. Dunn, #16825
Christopher C. Halbert, #22609
Halbert, Dunn, & Halbert, L.L.C.
Attorneys at Law
111 East 17th Street
Falls City, Nebraska 68355-0447
402-245-4486
Herald - Jan. 10, 17, 24

NOTICE OF ORGANIZATION OF TOTAL ACRES FARMS, LLC.
Notice is hereby given that Total Acres Farms, LLC., a Nebraska Limited Liability Company, has been organized under the laws of the State of Nebraska. The address of the registered office of the Company is 1415 14th Street, Auburn, Nebraska, 68305. The general nature of the business to be transacted by the company is and all lawful activities for which a limited Company commenced its existence on December 29th, 2012 and its duration is perpetual. The affairs of the Company are to be conducted by its managing member, John D. Fentiman, 1415 14th Street, Auburn, Nebraska 68305.
Burr & Associates LLC
995 12th Street
Syracuse, NE 68446
Herald - Jan. 10, 17, 24

NOTICE OF ORGANIZATION
Notice is hereby given that the undersigned has formed a limited liability company under the Nebraska Uniform Limited Liability Company Act. 1. The name of the company is Bernard Real Estate and Auction Company, LLC. 2. The designated office of the company is 1202 J. Street, Auburn, Nebraska, 68305. 3. The company shall engage in and have the power to do any lawful acts concerning any and all lawful business, other than banking or insurance, for which a limited liability company may be organized under the laws of the State of Nebraska, including but not

limited to engaging in real estate sales, management, and auctioneering services. 4. The company commenced existence as of the filing of its Certificate of Organization with the Nebraska Secretary of State on December 28, 2012. 5. The affairs of the company will be managed by its members pursuant to its operating agreement. Member and Registered Agent Theodore (Ted) S. Bernard, 1202 J. Street, Auburn, Nebraska, 68305.
Ligouri Law Office
Angelo M. Ligouri #22926
1118 15th Street
PO Box 99
Auburn, Nebraska 68305
402-274-5484
Herald - Jan. 10, 17, 24

NOTICE OF REGISTRATION OF TRADE NAME
1. Trade name Bernard Auction Company. 2. Name of applicant Bernard Real Estate & Auction Company LLC. 3. Address: 1202 J. Street, Auburn, Nebraska 68305. 4. Applicant is a Limited Liability Company formed under the laws of the State of Nebraska. 5. General nature of business under said trade name shall be to provide professional auctioneering services for personal property and real estate.
Ligouri Law Office
Angelo M. Ligouri #22926
1118 15th Street
PO Box 99
Auburn, Nebraska 68305
402-274-5484
Herald - Jan. 10

NOTICE IN THE COUNTY COURT OF NEMAHA
COUNTY, NEBRASKA
ESTATE OF DALLAS R. BREHM
ESTATE NO. PR12-46
Notice is hereby given that on December 31st, 2012, in the County Court of Nemaha County, Nebraska, the Registrar issued a written statement of Informal Probate of the Will of said Decedent and that Michelle R. Mathiesen, whose address is 606 Pioneer Road, Papillion, NE 68046 was informally appointed by the Registrar as Personal Representative of the Estate. Creditors of the Estate must file their claims with this Court on or before March 11, 2013, or forever be barred.
Nancy Hall
Clerk of the County Court
1824 N Street

Auburn, NE 68305
Albert G. Fuller, 311405
FULLER LAW OFFICE
910 13th Street
Auburn, NE 68305
402-274-4321
Herald - Jan. 10, 17, 24

NOTICE IN COUNTY COURT
NEMAHA COUNTY, NEBRASKA
ESTATE OF NORMA J. MEHLIN, DECEASED
ESTATE NO. PR12-45
Notice is hereby given that on December 21, 2013, in the County Court of Nemaha County, Nebraska, the Registrar issued a written statement of Informal Probate of the Will of said Decedent and that Richard L. Leech, whose address is 5429 B Street, Omaha, Nebraska 68106 and Robert B. Leech, whose address is 12318 Franklin St. Omaha, Nebraska 68154 were informally appointed by the Registrar as Co-Personal Representatives of the Estate. Creditors of this estate must file their claims with this Court on or before March 4, 2013 or forever be barred.
Nancy Hall
Clerk of the County Court
1824 N Street
Auburn, NE 68305
Allen Fankhauser, #11239
Fankhauser, Nelsen, Werts & Ziskey P.C.
1901 N Street
Auburn, NE 68305
402-274-2444
Herald - Jan. 3, 10, 17
NOTICE OF TRUSTEE'S SALE
The following described property will be sold at public auction to the highest bidder for cash at the East door of the Nemaha County Courthouse in Auburn, County of Nemaha, Nebraska, on February 8, 2013, at 10:00 o'clock a.m. Lots Two(2), Three (3), and Four(4) in Block One(1), Reed and Gilmore's Addition to Auburn, Nemaha County, Nebraska. Subject to any and all (1) real estate taxes, (2) special assessments, (3) assessments, covenants and restrictions of record which affect this property, and (4) any liens that are superior to the lien of Carson National Bank of Auburn, pursuant to the Deed of Trust filed of record with the Nemaha County Register of Deeds at Book 170 of Mtg Page 794 on August 25, 2006.
Carson National Bank of Auburn, Trustee
2301 Dahlke Avenue
Auburn, Nebraska 68305
Kelly J. Werts
Fankhauser, Nelsen, Werts, & Ziskey, PC

1901 N Street
Auburn, Nebraska 68305
(402) 274-2444
Herald - Dec. 27, Jan 3, 10, 17, 24

INVITATION FOR BIDS
NOTICE is hereby given that the Board of Public Works, Auburn, Nebraska will receive bids until 1:30 PM., local time, February 8, 2013 at the Board of Public Works Offices, Auburn, Nebraska at which time and place all bids will be publicly opened and all bid prices read aloud for the REMODEL of the BPW OFFICE and BOARD ROOM.
No bid may be withdrawn within a period of thirty (30) days after the date fixed for bid opening.
Only firm (non-escalating) bids will be allowed.
Envelopes containing bids shall be sealed and will be accompanied by a warranty statement and ALL catalog and equipment descriptions to evaluate the units being furnished, and a certificate of insurance. The envelope containing the bid shall be marked as follows:
To: Accounting & Finance Manager
Proposal for: City of Auburn Board of Public Works
REMODEL BPW OFFICE BOARD ROOM
Auburn, Nebraska
Bids Received: February 8, 2013
1:30 P. M., Local Time
Board of Public Works Office
Auburn, Nebraska
Specifications are on file at the Board of Public Works Office and may be obtained by written request from the Board of Public Works, P. O. Box 288, Auburn, Nebraska 68305, and telephone (402) 274-4981.
Final payment will be made in within (45) days after delivery and final acceptance. The Board of Public Works reserves the right to reject any and all bids and to waive informalities in bids submitted and is not subject to awarding bid based upon the low bid if it so choses.
Herald - Dec. 6, Jan. 10

NOTICE OF MEETING
The regular meeting of the Nemaha County Hospital Board of Directors will be held at 6 p.m. on Tuesday, January 15, 2013 in the Conference Room at the Nemaha County Hospital, Auburn. An agenda for the meetin this available at the Administrator's Office and in the lobby of the hospital.
Marty Fattig, CEO
Herald- Jan. 10

NOTICE OF MEETING
The Regular Meeting of the Board of Public Works will be January 14th at 12:00 p.m. in the

Boardroom at 1600 O Street.
Herald - Jan. 10