



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS COUNTY ROAD VACATION

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, October 25, 2017 at 10:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Motion made by Commissioner Luettel, second by Commissioner Rasmussen to open said public hearing. Present for roll call were Commissioners Ken Luettel, Alan Rasmussen, Hilary K. Maricle and Stacey Robinson, County Highway Superintendent.

The purpose of the public hearing was to hear testimony in favor of, opposition to, and to answer questions in relation thereto the proposed vacation of a portion of county road:

- A portion of a county road known as 190th Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6th P.M., Boone County, Nebraska, running thence east one-half (1/2) mile.

Stacey Robinson, County Highway Superintendent, had previously submitted a written feasibility study for the Board's review dated September 27, 2017 recommending that said portion of county road known as 190th Street be officially vacated, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, one-half on each side thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. This portion of road is classified as a minimum maintenance road in the county's current inventory with the Nebraska Department of Roads. The one-half (1/2) mile of road appears to be used heavily as a main travel artery for the landowner(s). The maintenance that is required for said portion of road is greater than what the county can provide because the road is classified as a minimum maintenance road. There are definite safety concerns for the general public, employees of the company and safety of the motor grader operator. It does not appear that vacating said road will land lock any landowners in this section. Robinson visited with the adjacent landowner and said that they have no problem with recommendation to vacate said portion of road. No opposition was received at the hearing.

Motion made by Luettel, second by Rasmussen to close said hearing at 11:00 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to officially vacate said portion of 190th Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6th P.M., Boone County, Nebraska, running thence east one-half (1/2) mile, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, one-half on each side thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk