

**Abbreviations for this legal:** **PS** - Personal Services, **OE** - Operating Expenses, **SU** - Supplies, **MA** - Materials, **ER** - Equipment Rental, **CO** - Capital Outlays, **RP** - Repairs, **RE** - Reimbursement.

Wayne, Nebraska  
December 17, 2013

The Wayne County Board of Equalization convened at 9:00 a.m. on Tuesday, December 17, 2013. Those in attendance included Chairman Rabe, Members Larson and Burbach, and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on December 5, 2013.

A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public. The agenda was approved.

Motion by Larson, second by Burbach to approve a tax list correction for Wayne County due to the tax exempt status of the property. Roll call vote: Larson-aye, Burbach-aye, Rabe-aye; motion carried.

Motion by Burbach, second by Larson to approve a tax list correction for Careage of Wayne due to late filing of personal property and the addition of items. Roll call vote: Burbach-aye, Larson-aye, Rabe-aye; motion carried.

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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Wayne, Nebraska  
December 17, 2013

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Tuesday, December 17, 2013 in the upstairs meeting room of the Courthouse.

Roll call was answered by Chairman Burbach, Members Larson and Rabe, and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper, on December 5, 2013.

A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public. The agenda was approved.

The minutes of the December 3, 2013, regular meeting and December 9, 2013, special meeting were approved as printed in the Commissioner's Record.

Finn stated Resolution No. 13-29, item number 2, needed to be corrected in the December 3, 2013 minutes from "The annual salary for the office of Commissioner shall be established at \$41,000.00 for the calendar year 2015 and \$42,500.00 for the calendar year 2016." to "The annual salary for the office of Commissioner shall be established at \$42,500.00 for the calendar year 2015 and \$44,000.00 for the calendar year 2016." Motion by Larson, second by Rabe to accept the minutes as corrected. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Larson reported the City of Wayne has an environmental study on the 1.5 acres the county is interested in purchasing. A copy of the study will be obtained for Mainelli's review. Larson also reported that Gary Poutre had offered a stall in a small block building owned by the City of Wayne as an interim location for the Noxious Weed chemicals.

Engineering costs for road/bridge bond projects were discussed, they will be paid for out of the road/bridge operating budgets rather than bond funds.

A TRANE technician reported the boiler room is heated with unit heaters using hot water from the boiler. If the boiler fails and can't be started right away the water pipes in that room could freeze. Quotes for alternative heating in the boiler room will be obtained.

As per the Lodging Tax Committee's recommendation, grants of \$250 for the Winside Fire & Rescue Pancake & Omelet Feed, and \$750 for Wayne County Fair marketing expense were approved on motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

The final payment of \$71,365.00 on the 2005 General Obligation Bond was approved on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

ROW Application No. 13-12-01 submitted by Mark Fler to have Marks Electric trench underground wire along a dirt mile was approved on motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

Distribution of tax dollars between General Fund and County Road/Bridge Fund as proposed by Resolution No. 13-30 was approved on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

**Resolution No. 13-30:** WHEREAS, the 2013-14 county budget was balanced by a fund transfer of \$1,947,583.93 from General Fund to County Road and Bridge Fund, now therefore,

BE IT RESOLVED that the Wayne County Treasurer is hereby directed by the Wayne County Board of Commissioners to transfer 47.614817% of the 2013 General Fund tax collections to County Road and Bridge Fund, not to exceed \$1,947,583.93.

Authorization for the County Treasurer to invest and reinvest funds proposed by Resolution No. 13-31 was approved on motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

**Resolution No. 13-31:** WHEREAS, Wayne County, Nebraska has funds on deposit with various banking institutions in the County of Wayne and the State of Nebraska, and

WHEREAS, said investments come due at irregular intervals during the year, and

WHEREAS, it would be in the best interest of said County if the County Treasurer were authorized to invest and reinvest said County funds in such savings certificates as will be to the benefit of said County.

NOW, THEREFORE, the Board of Commissioners of Wayne County, Nebraska, hereby authorizes the County Treasurer of Wayne County, Nebraska, to invest and reinvest funds of the County of Wayne, Nebraska, during the calendar year, in the several Banking institutions in said County and State upon such terms and conditions as will be most advantageous to the County of Wayne.

Applications submitted by Elkhorn Valley Bank & Trust of Hoskins; F&M Bank, First Nebraska Bank and State National Bank of Wayne; and Winside State Bank of Winside for designation as a county depository were reviewed and approved on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

An application submitted by Farmers State Bank of Carroll for designation as a county depository was reviewed; Burbach stated he had a conflict of interest. A motion was made by Larson, seconded by Rabe to approve the application. Roll call vote: Larson-aye, Rabe-aye, Burbach-abstain; motion carried.

Authorization for the County Treasurer to deposit funds in approved depositories as proposed by Resolution No. 13-32 was approved on motion by Larson, second by Rabe. Roll call vote: Larson-aye, Rabe-aye, Burbach-aye; motion carried.

**Resolution No. 13-32:** WHEREAS, it appears to the Board of County Commissioners that it is necessary and advisable to the County, all facilities and services of its depository Bank, for the year 2013.

BE IT THEREFORE RESOLVED that the County Treasurer of Wayne County, Nebraska, be and hereby is, authorized and consent is given, to deposit in the following named banks, heretofore duly and legally designated as depositories for county funds, an amount of money in excess of 50% of the paid up capital and surplus of said Bank, provided said depository Bank gives security as provided in Section 77-

2318.01 of the Revised Statutes of Nebraska, Reissue 1958, for protection of any funds of said County such depository Bank may hold to-wit: Elkhorn Valley Bank & Trust of Hoskins, Farmers State Bank of Carroll, F&M Bank, First Nebraska Bank and State National Bank & Trust of Wayne; and Winside State Bank of Winside.

Motion by Rabe, second by Larson to approve the withdrawal of Cusip #3133X2X26 as submitted by State National Bank & Trust Company. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

The 2014 Holiday Schedule was approved as follows: January 1- New Year's Day, January 20-Martin Luther King Day, February 17-President's Day, April 25-Arbor Day, May 26-Memorial Day, July 4-Independence Day, July 25, noon- Wayne County Fair, September 1-Labor Day, October 13-Columbus Day, November 11-Veterans Day, November 27 & 28-Thanksgiving Holiday, December 24, noon-Christmas Eve, December 25 & 26-Christmas Holiday.

The Wayne Herald was designated as the county's official newspaper for 2014 on motion by Rabe, second by Larson. Roll call vote: Rabe-aye, Larson-aye, Burbach-aye; motion carried.

Emergency Manager Nic Kemnitz reported that 4-6 representatives from NEMA and FEMA will be establishing a temporary field office in Wayne while working with tornado damage documentation from Wayne, Dixon and Thurston counties.

Bids were opened for a 37,000 lb. articulated motor grader with a wing and lift-group. NE Machinery submitted a net bid of \$187,398.00 for a 2013 Caterpillar 140M2. Murphy Tractor & Equipment submitted a net bid of \$185,822 for a 2014 John Deere 770G with standard hydraulics. Rabe will review the bids with his road crew.

The board invited the district judges to help determine if the district judge's office in Wayne met their needs, or if it was a possible site for the Health & Human Services Department. District Judges Johnson and Kube, retired Judge Ensz, Court Reporter Jochum-Schramm, County Attorney Pieper, Sheriff Janssen, and Clerk of District Court Allemann-Dannelly met with the board.

The judges expressed their appreciation of their current location. It was designed specifically for a bailiff, court reporter, judge and courtroom. The area outside the courtroom was also very functional for security, witnesses and private conferences.

Through discussion it became clear that the current location was a good fit for the district judge, and the board would no longer consider that site for the Health and Human Services Department.

**Fee Reports:** Debra Finn, County Clerk, \$11,879.75 (Nov Fees).

**Claims:**

GENERAL FUND		Salaries \$45,937.59;
Junck, JoAnn M.	RE	111.87
Deck, Doug	RE	38.54
Barnes, Ann M.	RE	142.38
American Broadband CLEC	OE	1,938.96
Appeara	OE	305.02
AS Central Services	ER	60.00
CardMember	SU	519.61
CardMember	MA	34.49
Carhart Lumber Company	SU	2.99
Des Moines Stamp Mfg Co.	SU	33.70
Eakes Office Plus	SU	162.87
Eastern NE Telephone Company	OE	85.94
Egley, Fullner Montag & Hockabout	OE	50.00

Elite Office Products	ER	55.28
Floor Maintenance	SU	103.86
Health & Human Services	OE	90.00
Heartland Fire Protection Company	SU	113.55
Iowa Office Supply Inc	RP,SU	294.99
Klein Electric, - Mark Klein	RP	414.67
KONE	RP	1,105.95
Mainelli Wagner & Assoc Inc	OE	10,692.00
Mainelli Wagner & Assoc Inc	OE	1,522.43
Microfilm Imaging Systems	ER	155.00
MIPS Inc.	ER CO	2,615.18
NACO	OE	1,477.68
National District Attorneys Assoc	OE	97.00
Northeast Nebraska Telephone Co	OE	79.22
Pengad Inc	SU	91.13
Pieper & Miller	OE, ER	2,579.00
Pollard Pumping Inc.	OE	665.00
Postmaster	OE	130.00
Quality Printing & Office Supplies	SU	41.83
Topp, Amy	RE	21.47
Toshiba Financial Services	ER	205.62
US Cellular	OE	89.67
United HealthCare of the Midlands	OE	70,290.96
University of Nebraska IS Com Ctr	OE	46.15
Verizon Wireless	OE	187.12
Verizon Wireless	OE	196.39
Warnemunde Insurance & Real Estate	OE	715.00
Waste Connections of Nebraska	OE	108.84
Wayne County Clerk	OE	16.00
Wayne Herald/Morning Shopper	OE	788.60
Zach Heating & Cooling	OE	47.50
Zach Oil Co	MA,OE	536.71

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**COUNTY ROAD FUND**

**Salaries \$22,336.00;**

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Appeara	OE	40.00
Backus Sand & Gravel	MA	13,271.98
Bauer Built	RP	781.44
Carroll, Village of	OE	76.11
Farmers Co-operative, Pilger	RP	38.00
Fredrickson Oil Company	RP	45.00
GI Trailer	RP	11.20
Graham Tire Co., Inc	RP	3,800.00
Kelly Supply Company, The	RP	19.12
Mainelli Wagner & Assoc Inc	CO	8,910.13
Martin Marietta Materials	MA	960.75

Midland Equipment Inc	RP	2.00
Midwest Service & Sales Co.	OE	705.45
NMC Exchange LLC	RP	12,988.19
Osten, Clara	CO	425.00
Perry, Ted	CO	425.00
Roman, Ransom G.	CO	712.50
Rubeck, Leroy & Ione	CO	32,000.00
S&S Willers Inc.	MA	8,849.66
Speece Lewis Inc.	CO	190.00
Stalp Gravel Company	MA	7,031.52
Temme, Doug	CO	425.00
Wayne Auto Parts	SU	43.61
Winside, Village of	OE	145.07
Tube City IMS LLC	MA	1,250.80
Wise-Mack, Inc	RP	344.79
Zach Oil Co.	MA	322.32

**SNOW REMOVAL & EQUIPMENT FUND**

Deere Credit Inc.	ER	3,637.94
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**INHERITANCE TAX FUND**

Morris, Orgretta C.	PS	25.00
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Meeting was adjourned.

Debra Finn, Wayne County Clerk

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STATE OF NEBRASKA     )  
   ) ss.  
 COUNTY OF WAYNE        )

I, the undersigned, County Clerk of Wayne County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of December 17, 2013, kept continually current and available for the public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least 24 hours prior to said meeting; that the said minutes of the meeting of the County Commissioners of the County of Wayne were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 20th day of December, 2013.

Debra Finn, Wayne County Clerk