

**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  
July 7, 2015

The Wayne County Board of Commissioners meeting was called to order by Chairman Larson at 9:00 a.m. on Tuesday, July 9, 2015, in the upstairs conference room of the Courthouse. Chairman Larson, Members Burbach and Rabe, and Clerk Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on June 25, 2015. A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public.

Larson presented the following consent agenda items:

- a. Approve minutes of June 16, 2015, meeting as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll
- d. Approve Wayne County Agricultural Society's application for a Special Designated Liquor License for the Grandstand area from July 30, 2015 - August 2, 2015
- e. Approve Wayne County Agricultural Society's application for a Special Designated Liquor License for the Mud Drag area on August 1, 2015
- f. Approve Uptown Brewery's application for a Special Designated Liquor License for a wedding on August 1, 2015
- g. Approve Nebraska Public Power District's application for Bauer Underground, Inc. to place fiber optic cable between substations along mile 559 of 846 Rd
- h. Place delinquent real estate tax listing on file
- i. Approve sub grant agreement with DHHS that provides for reimbursement for child support related work. This agreement is effective from October 1, 2015, through September 30, 2016
- j. Approve withdrawal of Cusip #313384JF7 as pledged securities held by Elkhorn Valley Bank
- k. Approve Lodging Tax Application No. 15-16 for \$500.00 for Cars-N-Carroll Show & Shine to be held on September 27, 2015
- l. Approve Lodging Tax Application No. 15-17 for \$163.50 submitted by Wakefield Heritage Organization for speaker fees for Celebrating 100 years of Grave Library Building
- m. Approve Lodging Tax Application No. 15-18 for \$229.00 submitted by Wakefield Heritage Organization for promotional supplies for Celebrating 100 years of Grave Library Building.

A motion to approve the consent agenda was made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, and Larson - aye; motion carried.

A motion to approve the regular agenda was made by Burbach and seconded by Rabe. Roll call vote: Burbach, Rabe, Larson - aye; motion carried.

Melissa Rabbass reported some of the ADA signage had arrived and the rest is expected by the end of the week. The board will prioritize next year's projects for compliance with Title VI of the Civil Rights Act.

Road/Bridge Project Manager Mark Casey updated the board on the status of several projects:

- The deck for bridge project C-90(210) has been poured; there should be no additional movement of the piers, piling, etc. now that everything is tied together.
- The contractor was asked to keep the simultaneous closure of three bridges in the Ikes Lake area limited to a week or two.
- NEMA has completed a preliminary review of the June flood damage. FEMA will conduct preliminary damage assessments on July 21, 2015
- Culvert bids for Wayne Southeast, C-90(472) and (473), located on 853 Rd between 578 and 579 Ave, will be opened on Tuesday, July 21 at 10:00 a.m.

Jeff Wagner (Mainelli Wagner & Associates) accompanied Casey on a field visit to Junck Dairy and reviewed their DEQ application to build another lagoon and more yards. Wagner commented the proposed construction would have a significant impact on the hydraulics of the stream/roadway structure because a large portion of the floodplain would be removed.

A letter to DEQ requesting a hydraulics study of the existing drainage system and floodplain as it relates to the county roadway and drainage culvert was proposed. The study would be used to establish a baseline, and to account for the effects of the proposed construction. A motion was made by Rabe and seconded by Burbach to authorize the Chairman to sign the letter. Roll call vote: Rabe-aye, Burbach-aye, Larson-aye; motion carried.

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A public hearing on the proposed issuance of Revenue Bonds for the benefit of Providence Medical Center convened at 9:30 a.m.

Providence Medical Center CEO Jim Frank and CFO Kim Hixson, PMC Bond Counsel Christine Klinker from Gilmore & Bell, and PMC Governing Board Chairman Galen Wisner attended the hearing. Wayne County Representatives were Commissioner Chairman Larson, Members Burbach and Rabe, County Attorney Pieper, Deputy Attorney Knutson, and Clerk Finn. Mike Carnes of The Wayne Herald, Aaron Scheffler of KTCH Radio, and Keelan Holloway were also in attendance.

Notice of this hearing was published in the Wayne Herald, a legal newspaper, on June 18, 2015.

Providence Medical Center asked the county to issue tax-exempt bonds on their behalf. The county qualifies for lower tax-exempt interest rates, and can loan the funds to a not-for-profit health care provider pursuant to Neb. Rev. Stat. § 13-1101 through 13-1110. The county has no financial risk and is not liable for payments or expenses.

The proceeds would be used by Providence Medical Center over a two-year period to finance a portion of the costs of renovating, furnishing and equipping the current hospital facilities. The issuance of revenue bonds would not exceed \$13,125,000; the issuance of refunding bonds would not exceed \$10,000,000.

There being no oral or written comments from the public the hearing was closed.

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The commissioner meeting reconvened.

**Resolution No. 15-17**, authorizing the issuance of revenue bonds (Providence Medical Center Project) in one or more series in an aggregate principal amount not to exceed \$13,125,000 for the purpose of making loans to Providence Medical Center, Wayne, Nebraska, a Nebraska Nonprofit Corporation (the "Borrower") to (A) Finance the costs of renovating, furnishing and equipping improvements to the hospital facilities of the borrower and (B) pay all or part of the costs of issuing the bonds; making findings and determinations with respect to the bonds; approving the execution and delivery of certain documents in connection with the issuance of bonds; approving the issuance, sale and delivery of the bonds by the County for purposes of Section 147(f) of the Internal Revenue Code of 1986, as amended; and related matters was introduced. A motion was made by Rabe and seconded by Burbach to adopt Resolution No. 15-17. Roll call vote: Rabe-aye, Burbach-aye, Larson-aye; motion carried.

**Resolution No. 15-18**, authorizing the issuance of revenue refunding bonds (Providence Medical Center Project) in one or more series, in an aggregate principal amount not to exceed \$10,000,000 for the purpose of making loans to Providence Medical Center, Wayne, Nebraska, (the Borrower) a Nebraska nonprofit corporation, to (A) Refinance the costs of renovating, furnishing and equipping improvements to the hospital facilities of the borrower through the payment and redemption of certain refunded bonds and (B) pay all or part of the costs of issuing the refunding bonds; making findings and determinations with respect to the refunding bonds; approving the execution and delivery of certain document in connection with the issuance of the refunding bonds; providing for the payment and redemption of the bonds to be refunded; and related

matters was introduced. A motion was made by Rabe and seconded by Burbach to adopt Resolution No. 15-18. Roll call vote: Rabe-aye, Burbach-aye, Larson-aye; motion carried.

Lauran Lofgren and Joanne Field thanked the board for the county's contributions to the county library association. The funds are primarily used for children's books, and electronic access to materials including books on CD and DVD's, downloadable audiobooks, music, and e-books. The commissioners were asked to continue the \$13,000 contribution given to the association in 2014.

Mark Mainelli (Mainelli Wagner & Associates) was asked to estimate additional engineering and permit costs for Daryl Hahn's proposals to move Project C-90(261), Bridge C009001220, to the south side of the road. In Mainelli's e-mailed response he noted the project would require an "individual" permit. The Corp of Engineers considers all practicable alternatives when issuing an individual permit, and selects the least damaging. Moving the road to the south would avoid the channel, would be the least damaging, and would be the alternative chosen. The additional engineering and permit costs for moving the road were estimated to be \$70,000 - \$75,000.

Keelan Holloway, attorney for Daryl Hahn, expressed concerns that the Project proposed by the county does nothing for the erosion in the east ditch. Casey stated the stabilization will be a separate project; the current project is just the bridge.

A continuing discussion of Project C-90(261), Bridge C009001220, will be held on July 21 at 10:15 a.m.; Mainelli will be in attendance.

County employee health insurance bids were opened. Insurance coverage through United Healthcare, BlueCross BlueShield of Nebraska and Coventry Health Care of Nebraska, Inc. were bid by NACO Benefit Services and Elkhorn Agency. Renewal rates for the county's current health insurance were compared to the bids. A motion was made by Burbach and seconded by Rabe to approve the renewal of the county's current health insurance coverage, United Health Care Choyc+, effective September 1, 2015. Roll call vote: Burbach-aye, Rabe-aye, Larson-aye; motion carried.

Wayne County \$1,500,000 Highway Allocation Fund Pledge Bonds, Series 2015, approved by the Board on June 16, 2015, will be issued on July 15, 2015. The average coupon rate is 2.519%

The following claims were approved on a motion made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Larson - aye; motion carried.

**Fee Reports:** Debra K. Allemann-Dannelly, Clerk of District Court, \$1,288.06 (Jun Fees); Debra Finn, County Clerk, \$9,763.25 (Jun Fees); Karen McDonald, County Treasurer, \$160.00 (2<sup>nd</sup> Qtr Fees).

**Claims:**

<b>GENERAL FUND</b>	<b>Salaries \$62,198.12;</b>	
Junck, JoAnn M.	RE	1,696.70
Kemnitz, Nicholas C.	RE	499.13
McDonald, Karen S.	RE	184.00
Allemann-Dannelly, Debra K.	RE	46.09
Barnes, Ann M.	RE	293.83
Casey, Mark E.	RE	324.30
Advanced Consulting Engineering Svs	CO	743.10
Albin, Mark D.	OE	749.75
American BroadBand CLEC	OE	1,990.93
Appeara	OE	384.54
Arnie's Ford Mercury	MA,RP	145.36
Black Hills Energy	OE	66.41
Bomgaars	SU,OE	349.91
Clean To A T, LLC	OE	2,600.00
Comfort Inn, Kearney	OE	189.90
Consolidated Management Company	OE	283.25

Copy Write/Keepsake	SU	120.26
Dahl, Kyle C.	OE	690.00
DOI/BLM Natl Interagency Fire Center	SU	157.54
Eastern NE Telephone Company	OE	87.11
Electronic Engineering	CO	153.65
Fredrickson Oil Company	MA	235.00
Good Life Counseling & Support LLC	OE	560.00
Hytrek Lawn Service	OE	1,428.00
Iowa Office Supply Inc.	OE	113.43
Jerry's Trailers & Campers Inc.	OE	92.39
Lutt Oil	OE	23.75
Lynn Peavey Company	SU	63.50
Madison County Sheriff	OE	206.58
Menard's	RP,SU	21.60
Microfilm Imaging Systems	ER	155.00
Midwest Card & ID	OE	349.03
MIPS Inc.	ER,CO	3,802.86
Morland, Easland & Lohrberg	OE	971.59
Nebraska Educational Tele Comm	ER	386.91
Nebraska Law Enforcement Training Ctr	OE	20.00
Nebraska Public Health Env Lab	OE	105.00
Nebraska State Treasurer	OE	2,741.82
Northeast Nebraska Telephone Co.	OE	115.92
Pac-N-Save	SU	13.70
Pierce Telephone Company	OE	75.00
Quality Inn & Suites	OE	166.00
Quality Printing & Office Supplies	SU,OE	1,136.97
Region IV Inc.	OE	2,677.25
Sinclair	MA	13.54
Steve's Plumbing & Drain Service	RP	107.00
Gatz, Fitzgerald, Vetter & Temple	OE	1,041.74
The Sports Station	SU	58.80
Tower Plastics Mfg Inc.	SU	550.49
US Cellular	OE	487.31
Verizon Wireless	OE	40.01
Waste Connections of Nebraska	OE	112.48
Wattier, Patti	OE	450.00
Wayne County Clerk	OE	30.10
Wayne County Clerk of District Court	OE	267.00
Wayne Herald/Morning Shopper	OE	382.50
Wayne, City of	OE	9,390.89
Wingate Inc., Kearney	OE	474.75
Winning Finish Car Care Center	OE	46.95
<b>COUNTY ROAD FUND</b>	<b>Salaries \$36,362.25;</b>	
Appeara	OE	20.00
Black Hills Energy	OE	41.15
Bomgaars	SU,MA,RP	133.05
Carroll Station Inc., The	MA	14,523.30

Carroll, Village of	OE	91.00
Caterpillar Financial Services	ER	3,871.41
D&L Towing LLC	OE	275.00
Dixon Construction Co.	CO	333,130.41
Farmer's Co-operative, Pilger	MA	28,117.93
Fredrickson Oil Company	MA	6,050.00
Gary Backhaus Gravel	MA	2,866.15
Grossenburg Implement	ER,RP,SU	3,483.11
John's Welding & Tool	SU	83.40
Lutt, Delmar	RP	18.00
Mainelli Wagner & Assoc Inc.	CO	81,308.58
Martin Marietta Materials	MA	3,893.45
Matteo Sand & Gravel Co. Inc.	MA	1,025.52
Midwest Service & Sales Co.	MA	2,423.18
NMC Exchange LLC	RP	1,937.81
Norfolk NAPA	RP	43.46
Northeast Nebraska Public Power Dist.	OE	192.35
RDO Truck Centers	RP	62.18
Robert Woehler & Sons Construction	MA	6,965.89
S&S Willers Inc.	MA	33,422.40
Sooland Bobcat	RP	300.23
Stalp Gravel Company	MA	23,074.20
Wayne County Clerk	CO	22.00
Wayne, City of	OE	167.20
Weldon Parts Norfolk	RP	450.52
Winside, Village of	OE	80.95

**LODGING TAX FUND**

Flagship Publishing	OE	1,000.00
Wayne Eagles Club #3757	OE	250.00
Winside Q125	OE	2,000.00

**ROD PRESERVATION & MODERNIZATION FUND**

MIPS Inc.	OE	128.06
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**INHERITANCE TAX FUND**

Johnson, Lorraine	PS	21.00
Kraemaer, Maxine	PS	25.00
Meyer, Leon F.	PS	15.00
Nissen, Robert	PS	17.00
Owens, Eleanor	PS	14.00

**COUNTY IMPROVEMENT FUND**

Beiermann Electric	CO	3,508.12
Certified Testing Services Inc.	CO	349.00

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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Wayne, Nebraska  
July 9, 2015

The Wayne County Board of Equalization meeting was called to order by Chairman Burbach at 1:00 p.m. on Tuesday, July 9, 2015, in the upstairs conference room of the Courthouse. Chairman Burbach, Members Larson and Rabe, Assessor Duffy, and Clerk Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on June 25, 2015. A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public.

A motion was made by Rabe and seconded by Larson to approve the agenda. Roll call vote: Rabe, Larson, Burbach-aye; motion carried.

A tax list correction for Olympus America Inc. was approved on a motion made by Larson and seconded by Rabe. Roll call vote: Larson, Rabe, Burbach - aye; motion carried.

Duffy presented her 2015 Plan of Assessment for Wayne County, describing assessment actions she plans to make for the next three assessment years.

There were nineteen property valuation protests filed. Verbal testimony will be heard on July 21, 2015. Duffy and the Equalization Board Chairman will conduct physical property reviews prior to that date.

A motion was made by Larson and seconded by Rabe to adjourn the meeting. Roll call vote: Larson, Rabe, Burbach - aye; motion carried.

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 July 7, 2015, 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 9th day of July, 2015.

Debra Finn, Wayne County Clerk