

Wayne, Nebraska  
August 21, 2018

The Wayne County Board of Commissioners meeting was called to order by Chairman James Rabe at 9:00 a.m. on Tuesday, August 21, 2018, in the upstairs conference room of the Courthouse. Chairman James Rabe, Members Dean Burbach and Randy Larson, Attorney Mike Pieper, Sheriff Jason Dwinell and Clerk Debra Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on August 9, 2018. A current copy of the Open Meetings Act was posted and accessible to the public.

Rabe presented the following consent agenda items:

- a. Approve minutes of August 7, 2018, as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll
- d. Cancel General Fund check no. 18080020 for \$92.57 for duplicate payment
- e. Cancel General Fund check no. 18080027 for \$300.00 for billing error
- f. Approve addition of Cusip 3136G1J83 and Cusip 3130A9M40 as pledged by Farmers State Bank of Carroll
- g. Approve withdrawal of Cusip 912828XK1 pledged by Farmers State Bank of Carroll
- h. Approve withdrawal of Cusip 25931EEM8, and Cusip 3130A4FV9 pledged by Elkhorn Valley Bank
- i. Approve addition of Cusip 3130A3UQ5 pledged by Elkhorn Valley Bank
- j. Authorizing the signing of annual DHHS Child Support Enforcement assistance reimbursement agreement
- k. Approve County Burial Application No. CB18-03 for \$1650.00

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

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

The signing of a three-year agreement with Election Systems & Software, LLC for ballot layout, coding, printing and voice file services was approved on a motion by Larson and second by Burbach.

Highway Superintendent Mark Casey reported meeting with representatives of Tradewind Energy regarding the Haystack Project. It was originally planned for Pierce and Stanton counties but will also be brought into Wayne County. Casey also reported receiving final payment of County Bridge Match Funds for Project C-90(619).

Tom Wittler expressed concerns regarding the crown on 857<sup>th</sup> Rd between miles 563 and 564. Burbach said he will check in to it. Windrow debris and intersections were also discussed.

Roger Brandt questioned if the wind tower companies are paying enough for the damage they are doing to the roads while setting up the wind towers. He had not seen the final copy of the Road Haul agreement but was concerned that the companies would get a special deal and the taxpayers would end up having to pay some of the expenses.

Wayne City Administrator Wes Blecke presented Resolution 18-14 for the board's consideration. This resolution would amend the Tuffern Blue Estates Subdivision Agreement. A motion was made by Larson and seconded by Burbach to adopt Resolution 18-14 subject to the amendment being approved by the Wayne City Council. Roll call vote: Larson, Burbach, Rabe – aye; motion carried.

**Resolution No. 18-14:** "WHEREAS, on January 13, 2017, Wayne County signed the "Tuffern Blue Estates Subdivision Agreement," the same being filed against the property on February 2, 2017, Document No.170127; and

WHEREAS, the Subdividers therein, Todd and Cheryl Luedeke, wish to amend said Subdivision Agreement to delete Subparagraph B of Section 1 therein, which prohibits private wells for potable water everywhere within the boundaries of the Tuffern Blue Estates Subdivision.

NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Wayne County, Nebraska, that they are in agreement with deleting Subparagraph B of Section 1 "Private wells for potable water are prohibited everywhere within the boundaries of the Tuffern Blue Estates Subdivision." from the Tuffern Blue Estates Subdivision Agreement."

A motion to adopt Resolution No. 18-15 directing foreclosure on certificates of tax sales no. 66 and 67 was made by Burbach and seconded by Larson. Roll call vote: Burbach, Larson, Rabe – aye; motion carried.

**Resolution No. 18-15:** “WHEREAS, the County of Wayne is the owner and holder of Certificates of Tax Sale No. 66 and 67 of parcels of real estate, issued to the County of Wayne for all delinquent and regular taxes thereon, and which having been regularly advertised and offered for sale at tax sale and remaining unsold for want of bidders, was sold to the County of Wayne, and Certificates of Tax Sales No. 66 and 67 issued thereon under the provisions of Section 77-1809 (Reissue 2003), and

**WHEREAS,** more than three (3) years have elapsed since the issuance of such respective certificates of tax sale and by reason thereof the right of redemption of the owners or claimants of such respective tracts has expired and less than six months has elapsed since the right of redemption expired.

**NOW, THEREFORE, BE IT RESOLVED** that the Michael E. Pieper, Wayne County Attorney be and he is hereby directed, as promptly under the circumstances as is reasonably possible so to do, to institute action to foreclose the lien of all taxes delinquent, whether regular or special, on all real estate within Wayne County, Nebraska, which, having been heretofore advertised and offered for sale and remaining unsold for want of bidders, was sold to the County of Wayne and Certificates of Tax Sales No. 66 and 67 issued thereon.

**BE IT FURTHER RESOLVED** that the County Treasurer of Wayne County, Nebraska, be and the same hereby is directed to issue Treasurer’s Certificates of Tax Sale in the favor of Wayne County that all parcels of real estate offered for sale for less than three (3) consecutive years were not sold for want of bidders.”

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

**Fee Reports:** Debra Finn, County Clerk, \$13,147.50 (July Fees); Jason Dwinell, County Sheriff, \$953.64 (July Fees).

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

**Claims:**

<u>GENERAL FUND</u>	<u>Salaries 59,334.22;</u>	
Frank, Jesse D.	RE	43.73
Kleensang, Randy L.	RE	32.20
Knutson, Eric	RE	29.43
Quinn, Tarrin	RE	40.14
Woslager, Richard R	RE	22.65
American BroadBand CLEC	OE	2,126.17
Antelope County Sheriff	OE	6,080.00
Appeara	OE	423.49
Arnie's Ford Mercury	RP	1,215.94
Benco Products Inc.	RP	388.03
Black Hills Energy	OE	31.05
CardMember Service	OE,SU	398.06
CardMember Service	OE	45.02
Carhart Lumber Company	SU	34.34
Carroll Station Inc., The	MA	61.22
Connecting Point	CO	741.00
Consolidated Management Company	OE	330.12
Dahl, Kyle C	OE	1,530.00
Dakota County Correctional Facility	OE	2,035.00
DAS State Accounting	ER	238.26
Eakes Office Solutions	SU,ER	677.53
Eastern NE Telephone Company	OE	94.24
Farmer’s Co-operative, Pilger	MA	223.61

Floor Maintenance	RE	180.71
Fredrickson Oil Company	MA	105.00
Grossenburg Implement	OE	98.72
Hometown Leasing	ER	122.92
Interstate All Battery Center	CO	90.00
Jorgensen Law Office - Kate Jorgensen	OE	1,699.10
Joseph, Sharon	OE	622.50
Lutt Oil	MA,OE	1,690.22
Microfilm Imaging Systems	ER	115.00
MIPS Inc.	ER,CO	2,748.46
Northeast Nebraska Telephone Co.	OE	110.04
One Office Solution	SU	204.18
Pieper & Knutson	OE,ER	3,288.22
Pierce County Sheriff's Dept	OE	950.00
Quality Printing & Office Supplies	SU	787.50
Smith, Joseph M.	OE	307.50
Stanton County Court	OE	4.50
Thurston County Sheriff	OE	3,100.00
Tri-State Communications Inc.	RP	56.00
US Cellular	OE	432.34
UHS Premium Billing	PS	47,043.97
Van Diest Supply Company	SU	610.00
Wanek Pharmacy	OE	195.97
Waste Connections of Nebraska	OE	128.39
Wattier, Patti	OE	450.00
Wayne County Clerk of District Court	OE	159.00
Wayne County Sheriff	OE	30.00
Wayne Herald/Morning Shopper	OE	614.19
Wayne Veterinary Clinic PC	OE	28.00
Wayne, City of	OE	9,820.06
Woehler Trailer Court LLC	ER	700.00
<b>COUNTY ROAD FUND</b>	<b>Salaries \$30,777.50;</b>	
Appeara	OE	10.71
Backus	MA	35,242.59
Bauer Built	RP	10,324.00
Black Hills Energy	OE	31.05
Carroll, Village of	OE	96.90
CNH Industrial Capital America LLC	RP	2,256.69
Gary Backhaus Gravel	MA	2,499.48
John's Welding & Tool LLC	SU	150.11
Martin Marietta Materials	MA	4,379.83
Matteo Sand & Gravel Co Inc.	MA	5,144.16
Midwest Service & Sales Co	MA,OE	44,200.21
NMC Exchange LLC	RP	3,835.21
Pollard Pumping Inc.	OE	1,037.50
RDO Truck Centers	RP	479.63
S&S Willers Inc.	MA	27,649.68

Silent Drive	RP	295.80
Wayne Auto Parts	RP,MA,SU	322.38
Wayne, City of	OE	445.21
Winside, Village of	OE	81.01
<b>LODGING TAX FUND</b>		
Lutt, Denny (Legion Baseball State Trny)	OE	1,500.00
<b>ROD PRESERVATION &amp; MODIFICATION FUND</b>		
Microfilm Imaging Systems	OE	250.00
MIPS Inc.	OE	124.31
<b>INHERITANCE TAX FUND</b>		
Berggren Architects	CO	14,910.00

A budget work session was held.  
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 August 21, 2018, 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 24th day of August, 2018.

Debra Finn, Wayne County Clerk