

The Wayne County Board of Commissioners meeting was called to order by Chairman James Rabe at 9:00 a.m. on Tuesday, December 17, 2019, in the courtroom of the Wayne County Courthouse. Chairman James Rabe, Members Dean Burbach and Terry Sievers, Attorney Amy Miller, Sheriff Jason Dwinell, and Clerk Debra Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on December 5, 2019. 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 December 5, 2019, as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll
- d. Receive Distress Warrant Certification Return totaling \$22,875.28
- e. Approve substitution of Cusip #3130AHMH3 for Cusip #3130AG7G4 as securities pledged by State Nebraska Bank & Trust
- f. Approve withdrawal of Cusip #945813BC6 and Cusip #590127CW4 as securities pledged by State Nebraska Bank & Trust
- g. Approve addition of Cusip #3130AH6V0 as securities pledged by State Nebraska Bank & Trust
- h. Approve the 2020 Holiday Schedule
- i. Authorize signing of annual DHHS Child Support Enforcement assistance reimbursement agreement

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

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

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

Resolution No. 19-26 designating county fund depositories for 2020 was approved on a motion made by Burbach and seconded by Sievers. Roll call vote: Burbach, Sievers, Rabe – aye; motion carried.

**Resolution No. 19-26:** WHEREAS, it appears to the Board of County Commissioners that it is necessary and advisable to the County, all facilities and services of it's depository Bank, for the year 2020.

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, Hoskins & Wayne, Nebraska Branches; F&M Bank, Wayne, Nebraska Branch; Farmers State Bank, Carroll, Nebraska Branch; Madison County Bank dba Wayne County Bank, Winside, Nebraska; State Nebraska Bank & Trust, Wayne, Nebraska.

Resolution No. 19-27 authorizing the County Treasurer to invest and reinvest county funds during the 2020 calendar year was approved on a motion made by Sievers and seconded by Burbach. Roll call vote: Sievers, Burbach, Rabe – aye; motion carried.

**Resolution No. 19-27:** 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 2020

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.

Highway Allocation Fund Series 2014 Pledge Bonds principal payment of \$170,000.00, interest payment of \$4,856.25, and paying agent fee of \$200.00 were approved on a motion made by Burbach and seconded by Sievers. Roll call vote: Burbach, Sievers, Rabe – aye; motion carried.

Highway Allocation Fund Series 2015 Pledge Bonds principal payment of \$125,000.00, interest payment of \$14,268.75, and paying agent fee of \$200.00 were approved on a motion made by Sievers and seconded by Burbach. Roll call vote: Sievers, Burbach, Rabe – aye; motion carried.

A letter of understanding with B.D. Redowl, CPA for audit services for the years ending June 30, 2020 – 2022 was reviewed and accepted on a motion made by Sievers and seconded by Burbach. The costs of the audits are \$9000.00 for the 2019-2020 fiscal year, \$9,200.00 for the 2020-2021 fiscal year, and \$9,400.00 for the 2021-2022 fiscal year. Roll call vote: Sievers, Burbach, Rabe – aye; motion carried.

Charla Nedza stated a county representative on the Goldenrod Regional Housing Agency’s board would approve policies and procedures, and monitor performance. Nedza estimated about 2/3 of their housing clients are from Wayne County, and they want to make sure they are meeting their needs. A motion was made by Sievers and seconded by Rabe to appoint Burbach as the Wayne County representative on the Goldenrod Regional Housing Agency Board. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Emergency Manager Nic Kemnitz updated the board on an upcoming tornado tabletop “talk” exercise in January, a tornado tabletop “walk” exercise in March, and a “full-scale” tornado exercise in May of 2020.

Rabe opened a discussion on setting the commissioner’s salary for the calendar years 2021 and 2022 by saying he felt they should continue the annual raise of \$1,500.00. Burbach agreed, stating he had visited with several commissioners at NACO, and he felt that the \$1,500.00 increase would be in line with the duties performed. He noted that a commissioner in Red Willow County is paid separately for road duties, and his total pay exceeds the commissioner pay in Wayne County. Sievers felt the salaries should be frozen at the 2020 rate of \$45,500.00. Salaries and duties of the Cedar and Madison county commissioners were compared to Wayne county commissioners. A motion was made by Burbach and seconded by Sievers to keep the salary at \$45,500.00 for 2021 and 2022. Roll call vote: Burbach, Sievers, Rabe – aye; motion carried.

Resolution No. 19-28 setting the commissioner salary for the calendar year 2021 and 2022 was approved on a motion made by Burbach and seconded by Sievers. Roll call vote: Burbach, Sievers, Rabe – aye; motion carried.

**Resolution No. 19-28:** WHEREAS, Section 23-1114 of the Nebraska Revised Statutes requires that the salaries of all elected officers of the County shall be fixed by the County Board prior to January 15 of the year in which a general election will be held for the respective offices; and

WHEREAS, a general election will be held for the office of County Commissioner, District #2 in 2020.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Wayne County, Nebraska, as follows:

1. The annual salary for the office of Commissioner shall be established at \$45,500.00 for the calendar year 2021 and \$45,500.00 for the calendar year 2022.
2. In addition to the above salary, the official shall receive during his or her term of office, full family health insurance coverage at County expense, if economically feasible.

Highway Superintendent Mark Casey reported:

- Projects for the 2020 One and Six-Year Plan and the CBMP Plan are being discussed.
- All substructure, abutment, and wings are poured for the Temme bridge, and they have started driving timber piling. They won’t be able to tie in steel forms until mid to late January.
- Burbach will ask Mainelli-Wagner to engineer a storage building for the Carroll Road District.
- Post delineators and ‘construction ahead’ signage are in place for the Plum Creek Wind project.

Jerry Berggren of Berggren Architects presented a brief update on the courthouse restoration project. The metalwork has been started on the south side. A proposal for a stronger door opener on the east side has been requested from Kingery Construction.

During the last commissioner meeting, Sievers requested a breakdown of the costs in the proposed change-orders. Copies of the documentation were received but most of the change orders did not break the costs down to the level requested. The contractors will be asked to attend the next meeting.

An Addendum to the Agreement between Wayne County and Kingery Construction Company acknowledges the owner's right to authorize the use of the \$172,500.00 Masonry Allowance for work other than brick tuckpointing. The addendum does not approve the change orders. A motion was made by Sievers and seconded by Burbach to approve the Addendum to the Agreement. Roll call vote: Sievers, Burbach, Rabe – aye; motion carried.

At 10:20 a.m. Deputy County Attorney Eric Knutson joined the meeting and Miller was excused.

A motion was made by Burbach, and seconded by Sievers to go into executive session for personnel purposes – the protection of an individual. The session attendees to include were Burbach, Sievers, Rabe, Knutson, Finn and Clerk of District Court Deb Allemann-Dannelly. Roll call vote: Burbach, Sievers, Rabe – aye; motion carried. Executive session convened at 10:22 a.m. and ended at 11:21 a.m.

**Fee Reports:** Debra K. Allemann-Dannelly, Clerk of District Court, \$1,338.21 (Nov Fees); Debra Finn, County Clerk, \$14,132.00 (Nov Fees); Jason Dwinell, County Sheriff, \$1,009.26 (Nov Fees).

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

**Claims:**

GENERAL FUND	Salaries \$62,817.71;	
Huff Kyle J	RE	59.50
Quinn, Tarrin	RE	46.84
Albin, Mark D.	OE	2,224.79
American BroadBand CLEC	OE	2,180.52
Appeara	OE	401.37
Arnie's Ford Mercury	MA,RP	120.31
Bomgaars	RP,SU	57.73
CardMember Services	SU,OE	25.44
CardMember Services	OE	2.00
CardMember Services	MA,OE	75.08
Carhart Lumber Company	SU	10.98
Carlson, Joel	OE	5,601.85
Carroll Station Inc., The	MA	90.14
Cedar County Sheriff	OE	18.00
DAS State Accounting	ER	120.88
Eakes Office Solutions	SU	50.33
Eastern NE Telephone Company	OE	95.58
Ecolab Pest Elimination Service	OE	61.42
Ekberg, Dennis	RE	4.36
FairField Inn & Suites	OE	100.95
Farmer's Co-operative, Pilger	MA	280.42
Finn, Lori	RE	35.97
Fredrickson Oil Company	MA	22.00
Graham Tire Sioux city	MA	595.96
Hometown Leasing	ER	121.85
Hytrek Lawn Service	OE	800.00
Janke, Parker	RE	26.16
KONE'	RP	1,305.84
Kufner, Mytzy	RE	2.73

Lundahl, Sherri	RE	24.53
Lutt Oil	MA	1,418.25
Madison County District court	OE	50.00
Madison County Sheriff	OE	28.37
Madison County Treasurer	OE	14,299.29
Main Street Garage LLC	OE	177.00
Mangels, Seth	RE	52.32
Microfilm Imaging Systems	ER	115.00
MIPS Inc	ER,CO	2,696.17
Moyer Egley Fullner & Montag	OE	1,424.46
NACO	OE	1,872.37
National Assoc of Counties	OE	450.00
Northeast Nebraska Telephone Co	OE	80.78
One Office Solution	SU	117.45
Pac-N-Save	SU	12.78
Platte County Detention Facility	OE	1,550.00
Quality Foods	SU	17.94
Quality Printing & Office Supplies	SU	58.65
Rasmussen, Annette	RE	4.36
Region IV Behavioral Health System	OE	6,493.42
Stratton DeLay Doele Carson & Buetner	OE	5,484.03
Thurston County Sheriff	OE	3,400.00
US Cellular	OE	513.66
UHS Premium Billing	PS	52,568.22
UNL Print & Copy Services	SU	258.92
Verizon Wireless	OE	40.01
Warnemunde Insurance & Real Estate	OE	2,999.00
Waste Connections of Nebraska	OE	135.68
Wattier, Patti	OE	450.00
Wayne County Clerk	OE	20.00
Wayne County Clerk of District Court	OE	69.00
Wayne County HRA Account	PS	30,000.00
Wayne Herald/Morning Shopper	OE	434.68
Wayne, City of	OE	7,605.44
Woehler Trailer Court LLC	ER	700.00
<b>COUNTY ROAD FUND</b>	<b>Salaries \$32,249.50;</b>	
Appeara	OE	40.00
Bauer Built	MA	1,828.70
Carroll, Village of	OE	98.60
CNH Industrial Capital America LLC	ER	2,281.69
Dinkel's	RP,ER	2,525.40
Farmer's Co-operative, Pilger	OE,MA	1,172.44
Fischer Supply	SU	750.00
Fredrickson Oil Company	MA	320.00
Grossenburg Implement	RP,SU	429.15
HireRight LLC	OE	93.04
John's Welding & Tool LLC	SU	261.05

Matheson Tri-Gas Inc	SU	261.44
Matteo Sand & Gravel Co Inc	MA	646.92
NMC Exchange LLC	RP	480.75
S&S Willers Inc.	MA	36,289.32
Vic's Engine Service Inc.	RP	93.34
Wayne Auto Parts	RP,SU	497.51
Wayne, City of	OE	394.70
Winside, Village of	OE	152.18
Zach Heating & Cooling	OE	47.50
<b>LODGING TAX FUND</b>		
Carroll Park Renovation	OE	500.00
Wayne Area Economic Development Inc	OE	1,000.00
<b>ROD PRESERVATION &amp; MODIFICATION FUND</b>		
Microfilm Imaging Systems	OE	250.00
MIPS Inc	OE	128.70
<b>COUNTY IMPROVEMENT FUND</b>		
Berggren Architects	CO	6,196.88

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, 2019, 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 19th day of December, 2019.

Debra Finn, Wayne County Clerk