

The Wayne County Board of Commissioners meeting was called to order by Chairman Dean Burbach at 9:00 a.m. on Tuesday, March 17, 2020, in the Public Safety Annex. Chairman Burbach, Members James Rabe 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 March 12, 2020. A current copy of the Open Meetings Act was posted and accessible to the public.

Chairman Burbach presented the following consent agenda items:

- a. Approve minutes of March 3, 2020, as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll
- d. Approve addition of Security Cusip No. 3130A9M40 for \$300,000 as pledged by Farmers State bank of Carroll
- e. Approve withdrawal of Security Cusip No. 3134GUS92 for \$250,000 as pledged by Farmers State Bank of Carroll
- f. Approve substitution of Security Cusip No. 255689CQ2 for Cusip #3130AH6V0 for \$250,000 as pledged by State Nebraska Bank & Trust
- g. Approve addition of Cusip No. 930574HB7 for \$295,000 as pledges by State Nebraska Bank & Trust
- h. Approve withdrawal of Security Cusip No. 3130AGX59 for \$240,000 as pledged by State Nebraska Bank & Trust

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

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

A motion to approve the claims was made by Rabe and seconded by Sievers. Roll call vote: Rabe, Sievers - aye, Burbach – aye with an abstention on Claim #20030104; motion carried.

Ray Kingsley was concerned about the lack of detours for Project C-90(566), Bridge #00925. It is a farm to market road that has a lot of truck traffic. Kingsley questioned if the last traffic study was taken into consideration. A culvert was dug out just north of his place, but the intersection is still not big enough for a trailer to make it around the corner safely. Kingsley said a four-foot extension on the tubes would make some of the area corners wider and safer for his trailer and for other truck and trailer drivers. Burbach said he would look into culvert extensions.

Jody Kingsley encouraged Burbach to use a sheepsfoot for compaction after installing culverts. Improper compaction leads to rippled roads, even after eight years. A copy of the NE Department of Roads installation and compaction guidelines was submitted. Burbach stated these guidelines applied when state or federal money was paying for part of the project.

Highway Superintendent Mark Casey told the commissioners what Kingsley was asking for was fairly reasonable. The county permitted A&R Construction to start the project early, and there isn't a good route for a loaded trailer. Casey also reported Herbst Construction was cleaning up the forms at BRO-7090(20) Wayne West (aka the Temme bridge).

A proposed Road Use Agreement for the Haystack Wind Project was to be discussed with Kate Hopkins of Tradewind Energy. The commissioners first asked to see a copy of the layout plan with both primary and alternate locations. Hopkins said the layout plan is only about 10% complete. The commissioners also requested information on where the laydown yard and the concrete plant would be, and they wanted to insure there would be enough gravel on-site before the project began. They also wanted information on travel routes and driveway locations to enable them to prepare for everyone's safety. A work-session on the agreement was scheduled for Thursday, March 19, 2020.

Metal Culverts, Contech, Midwest Service and Sales, and B's Enterprises submitted bids for supplying materials required to construct corrugated metal pipes with steel headwalls and wingwalls and other incidental work. These bids were for Project C-90(215) on 565 Ave, between 861 Rd and 862 Rd in Wayne County, and C-87(215) on 14 Rd between M and N Ave in Thurston County. A motion was made by Rabe and seconded by Sievers to table action on the bids until

the April 7, 2020 meeting. Tabling action would enable Thurston County to review the bids. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

Bids to replace the photocopier on the second floor were presented by County Court Clerk Magistrate KimBerly Hansen. The maintenance contract, copies included in the contract, and the cost of overages were the determining factors. A motion was made by Sievers and seconded by Rabe to approve the purchase of a Sharp MXB376W Black and White Multi-Function Printer, Copier Scanner and Fax All-In-One for \$1,943.00 from One Source One Solution of Norfolk. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

An Interlocal Agreement between the City of Wayne, County of Wayne, and Villages of Carroll and Winside for continuation of the Wayne County Library Association for ten-years was reviewed. This agreement permits the libraries in Wayne, Winside, and Carroll (the Association) to receive tax dollars in lieu of their charging rural residents a user fee, and provides additional program funds. The Association has been receiving \$13,000 per year. A motion was made by Rabe and seconded by Sievers to approve the Interlocal Agreement. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

County employees have the option to participate in the NACO hosted VSP Vision Plan. Renewal of the plan to offer self-pay coverage with renewal rates locked for the next three years. A motion was made by Sievers and seconded by Rabe to approve participation renewal in the plan from July 1, 2020, until July 1, 2023. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Berggren Architects representative Doug Elting spoke first on the cracks in the floor joists supporting the east entry. The 2x12 joists are currently supporting like 2x6 joists. A solution will be designed and brought back.

Work on the south side is progressing. The stone above the porch was installed sloping the wrong way. It has been covered with about a 24" piece of copper to correct the slope.

As requested, Elting researched snow guards for the east side of the building. The snow and ice are sliding off in sheets over the entrance. The guards usually used slide up under the shingles; however, according to WeatherCraft, the type of shingles installed will not lift easily. Another product was found, but again, it needed to be part of the design process.

Elting reported he received the price on the closer for the east entrance on Friday, but it was not in the format the commissioners expected.

The board discussed the pay applications received from Kingery. According to the contract, they are to provide a progress schedule with the application. Elting is to send them an e-mail saying from this point forward they are not going to accept pay applications until they receive a construction progress schedule.

Northeast Nebraska Public Health Director Julie Roth reported there has not been a community transition within the District of the novel coronavirus that causes COVID-19. This District includes Cedar, Dixon, Thurston, and Wayne Counties. Signs included fever, cough, and shortness of breath. Washing hands with soap and water, using hand sanitizer, and staying home when sick are the best safeguards. Additional recommendations were keeping six-foot personal space, limiting one-on-one conversations to ten minutes, and staying home when possible. Roth said facilities and organizations need to come up with a plan.

As of Friday, March 13, 2020, a National Emergency was declared by President Trump that activated the local emergency operations center. Nic Kemnitz reported he is attending meetings with the city, economic development, school, public health department, and the hospital to plan ahead if closure should happen and have a process in place. Signing of an agreement with Tom Hansen CPA to compile information for the COVID-19 Disaster Declaration was authorized on motion by Rabe and seconded by Sievers. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

The board recessed the meeting until 1:00 p.m.

The meeting reconvened in the courthouse. County officials and office representatives were present to discuss a COVID-19 response for the courthouse. The responses of several counties were reviewed. The importance of meeting the needs of the taxpayers, while also maintaining safeguards led to the decision that everything would be day to day. A press release would be prepared asking the public to conduct as much business as possible using on-line services, the drop box, and mail.

**Fee Reports:** Debra K. Allemann-Dannelly, Clerk of District Court, \$1,890.25 (Feb Fees); Jason Dwinell, County Sheriff, \$1,514.23 (Feb Fees); Debra Finn, County Clerk, \$11,572.65 (Feb Fees).

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

**Claims:**

<b>GENERAL FUND</b>		<b>Salaries \$64,583.39;</b>
Todd, Jadin	RE	11.00
American BroadBand CLEC	OE	2,172.29
Antelope County Sheriff	OE	6,085.00
Appeara	OE	456.74
Arnie's Ford Mercury	MA	117.61
Beiermann Electric	CO	10,073.43
Best Buy Business Advantage Acct	CO	79.99
Bomgaars	RP	3.29
Brogan & Stafford PC	OE	3,303.36
CardMember Service	OE	56.27
CardMember Service	SU,OE	560.83
Carroll Station Inc., The	MA	84.06
Connecting Point	SU	69.00
Cornhusker State Industries	OE	79.50
DAS State Accounting	ER	120.88
Eakes Office Solutions	SU	53.23
Eastern NE Telephone Company	OE	95.10
Farmer's Co-operative, Pilger	MA	87.22
GIS Workshop	OE	600.00
Heartland Fire Protection Company	OE	310.15
HomeTown Leasing	OE	121.85
Jack's Uniforms & Equipment	CO	46.95
Johnson, Mark	RE	78.96
Jorgensen, Kate M	OE	1,107.00
KONE'	OE	1,351.53
Lutt Oil	MA,OE,RP	1,916.72
Madison County District Court	OE	50.00
Madison County Sheriff	OE	22.89
Microfilm Imaging Systems	OE	115.00
MIPS Inc.	ER,OE	2,698.17
Nebraska Assoc of County Treasurers	OE	100.00
Nebraska 4-H Development	OE	1,750.00
Northeast Nebraska Telephone Co	OE	80.14
One Office Solution	SU	43.01
Pierce County Sheriff's Dept	OE	1,550.00
Quality Printing & Office Supplies	SU,CO	655.80
Ramada Worldwide	OE	160.00
Region IV Behavioral Health System	OE	6,493.41
Security Shredding Services	OE	560.00
St of Nebraska - Sec of State	SU	80.00
Tacos & More	OE	7.49
Thurston County Sheriff	OE	2,250.00
US Cellular	OE	518.77
UHS Premium Billing	PS	48,678.40
Verizon Wireless	OE	40.01
Warnemunde Insurance & Real Estate	OE	549.00

Waste Connections of Nebraska	OE	135.68
Wattier, Patti	OE	450.00
Wayne County HRA Account	PS	30,000.00
Wayne County Sheriff	OE	163.13
Wayne County Treasurer	CO	15.00
Wayne Herald/Morning Shopper	OE	1,836.17
Wayne State College	SU	47.00
Wayne, City of	OE	7,950.30
Woehler Trailer Court LLC	ER	700.00
Zach Heating & Cooling	OE	651.15
<b>COUNTY ROAD FUND</b>	<b>Salaries \$27,116.90;</b>	
Appearia	OE	40.00
B&B Painting LLC	OE	400.00
Carroll, Village of	OE	98.60
CNH Industrial Capital America LLC	ER	2,256.69
D&L Towing & Recovery	RP	362.00
Farmer's Co-operative, Pilger	MA,OE	10,204.71
Fredrickson Oil Company	RP	27.80
Gary Backhaus Gravel	MA,OE	25,081.32
Mainelli Wagner & Assoc Inc.	CO	7,751.76
Matteo Sand & Gravel Co Inc.	MA,OE	1,650.63
Midwest Service and Sales Co	RP	8,129.80
Nebraska Harvestore Systems	RP	49.51
Norfolk Tarp & Awning	RP	15.00
Prairie Fabrication LLC	RP	3,200.00
RDO Truck Centers	RP	72.07
S&S Willers Inc DBA Pilger Sand & Gravel	MA	333.12
Stalp Gravel Company	MA	52,082.94
Wayne Auto Parts	RP,SU	192.38
Wayne, City of	OE	633.77
Weldon Parts Norfolk	RP	1,406.39
Winside, Village of	OE	190.89
<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	2,330.04
Kingery Construction	CO	22,500.00

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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Wayne, Nebraska  
March 23, 2020

An Emergency meeting of the Wayne County Board of Commissioners was called to order by Chairman Burbach at 9:00 a.m. on Monday, March 23, 2020, in the Courtroom of the Wayne County Courthouse. Chairman Burbach, Members Sievers and Rabe (arrived late), Attorney Miller, Sheriff Dwinell, Assessor Duffy, Emergency Manager Kemnitz, Clerk Magistrate Hansen, Clerk of District Court Allemann-Dannelly, Veteran Service Officer Wieland, UNL Office Manager Quinn and Deputy Clerk Biermann were present. Also present were BJ Woehler and The Wayne Herald. Notice of the emergency meeting was published as required. A current copy of the Open Meetings Act was posted and accessible to the public.

The purpose of the meeting was the Courthouse response to CO-VID19 virus and possible closure to the public.

Discussion was had as to what surrounding counties have done as far as limiting public access, cases in Nebraska, what the court system is requiring on court days, and whether to limit access now or to set up a plan for future response.

After much discussion, a motion was made by Burbach and seconded by Rabe to close the Courthouse doors as of March 24<sup>th</sup> to limit public access to appointment only until further notice. Roll call vote. Burbach and Rabe – aye, Sievers – naye. Motion carried.

Sharolyn Biermann  
Deputy 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 March 17, 2020, and the emergency meeting of March 23, 2020, 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 30th day of March, 2020.

Debra Finn, Wayne County Clerk