

Wayne, Nebraska
March 2, 2021

The Wayne County Board of Commissioners meeting was called to order by Chairman Terry Sievers at 9:00 a.m. on Tuesday, March 2, 2021, in the Wayne County Courthouse courtroom. Chairman Sievers, Members Dean Burbach and James Rabe, 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 February 18, 2021. A copy of the Open Meetings Act was posted and accessible to the public.

Chairman Sievers presented the following consent agenda items:

- a. Approve minutes of February 16, 2021, as printed in the Commissioners Record
- b. Approve fee reports
- c. Approve payroll, with each commissioner abstaining from approving their own claim
- d. Approve withdrawal of Cusip #66432LEQ1 for \$150,000, and Cusip #66432LEX6 for \$120,000 as security pledged by State Nebraska Bank & Trust
- e. Approve addition of Cusip #3130AKUZ7 for \$250,000, and Cusip #3130AJYJ2 for \$150,000 as security pledged by State Nebraska Bank & Trust
- f. Approve cancellation of check #21020097 dated 2/16/2021 for \$6.57 drawn on Road/Bridge Fund due to duplicate payment.
- g. Approve Computer Technology Application 21-01 for \$684.70

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

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

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

A motion to go into executive session to protect the reputation of an individual was made by Burbach and seconded by Rabe. Miller, Dwinell, and Finn are to be included in the session. Roll call vote: Burbach, Rabe, Sievers - aye; motion carried.

Executive Session convened at 9:04 a.m.

A motion to reconvene open session was made by Burbach and seconded by Rabe. Roll call vote: Burbach, Rabe, Sievers - aye; motion carried.

Open Session reconvened at 9:15 a.m.

A motion to recommend approval of the Manager Application for the Wayne County Ag Society Liquor License was made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Sievers - aye; motion carried.

As the threat of wildfires has continued to increase, the Nebraska Forest Service is developing a Community Wildfire Protection Plan to better prepare each region of the state. They will train lookouts to anticipate fire changes, set up communications systems including radio and voice, establish at least two escape routes, and establish safety zones. The counties of Pierce, Wayne, Stanton, Colfax, Platte, Boone, Antelope, and Madison will make up the Middle Northeast Region. Wayne County Emergency Manager Nic Kemnitz has been training to respond to wildfires the last few years at Fort Robinson, and agreed to represent Wayne County in developing the Protection Plan. A motion was made by Rabe and seconded by Burbach to appoint Kemnitz as the Wayne County representative to the Middle Northeast Community Wildfire Protection Plan Region. Roll call vote: Rabe, Burbach, Sievers - aye; motion carried.

Kemnitz reported an Incident Command System for Expanding Incidents Training, ICS 300 - 24-hour course, would be available March 18-21, 2021, in Pierce. Kemnitz has met with the Mayday Stolph Committee to determine what their safety needs are for their upcoming event the last weekend of April, 2021.

Andy Forney of D.A. Davidson & Co. reported back on refinancing the 2015 Highway Allocation Fund Bonds. The taxable rates have moved around a little; it now looks like a savings of about \$55,000 at a rate of 0.77%. A motion was made by Rabe and seconded by Burbach to approve an Underwriting Engagement and Disclosure Letter with D.A. Davidson & Co. for the proposed call of the 2015 Highway Allocation Fund Bonds and proposed issuance of the 2021 Highway Allocation Fund Bonds. Roll call vote: Rabe, Burbach, Sievers - aye; motion carried.

A motion to approve Resolution No. 21-05 authorizing the call of Series 2015 Highway Allocation Fund Pledge Bonds between March 26, 2021, and December 31, 2021, was made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Sievers – aye; motion carried.

Resolution No. 21-05: “BE IT RESOLVED BY THE CHAIRPERSON AND COUNTY BOARD OF COMMISSIONERS OF THE COUNTY OF WAYNE, NEBRASKA, AS FOLLOWS:

Section 1. That the following bonds (herein the “Called Bonds”) issued by the County of Wayne, Nebraska are hereby called for redemption at par plus accrued interest on such date as set forth in the Designation of Call Date (as defined below):

Highway Allocation Fund Pledge Bonds, Series 2015, dated July 15, 2015, in the outstanding principal amount of \$910,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP No.</u>
\$125,000	December 15, 2021	945798 BJ4
\$125,000	December 15, 2022	945798 BK1
\$525,000	December 15, 2023	945798 BL9
\$135,000	December 15, 2024	945798 BM7

Section 2. The Called Bonds are payable at the office of BOKF, National Association, Paying Agent and Registrar, at the offices of said Paying Agent and Registrar in Lincoln, Nebraska.

Section 3. The Chairperson of the County Board of Commissioners or the County Clerk of the County (each, an “Authorized Officer”) are hereby authorized at any time on or after the date of this resolution to determine the call date for the Called Bonds on behalf of the County and such determination, when made in writing (the “Designation of Call Date”), shall constitute the action of the County without further action of the Chairperson and Board. The Call Date shall be set for any time on or after Mark 26 2021, provided, however, that on and after December 31, 2021, the Authorized Officers shall have no authority to make any such determination hereunder without further action of the Chairperson and Board of the County and this resolution shall be of no further force and effect.

Section 4. A copy of this resolution shall be filed with BOKF, National Association, in Lincoln, Nebraska, as Paying Agent and Registrar and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the resolution authorizing said bonds and in accordance with the Designation of Call Date.”

A resolution authorizing the issuance of highway allocation fund pledge bonds, in the principal amount of not to exceed \$950,000, was reviewed. The bond will mature in 2027, with principal payments starting at \$125,000 and ending at \$135,000. Motion by Rabe, second by Burbach to adopt Resolution No. 21-06 authorizing the issuance of not to exceed \$1,730,000 Highway Allocation Fund Pledge Bonds, Series 2021. Roll call vote: Rabe, Burbach, Sievers - aye; motion carried.

Highway Superintendent Mark Casey reported he will be going to Lincoln to visit with Engineers Mainelli Wagner & Associates to focus on projects in the One & Six Year Plan.

Berggren Architects representative Doug Elting reported door locks were currently being installed on the courthouse doors. The snow guards will soon be installed, and the punch list started.

Fee Reports: Debra K. Allemann-Dannelly, Clerk of District Court, \$662.25 (Feb Fees), Jason Dwinell, County Sheriff, \$1,442.30 (Jan 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: \$65,784.63;</u>	
Barnes, Ann M.	RE	242.48
Alarcon-Flory, LLC, Perla J.	OE	100.00
Albin, Mark D.	OE	2,189.82
Antelope County Sheriff	OE	5,745.00

Aristatek Inc	OE	3,500.00
Blue 360 Media	OE	83.75
Bomgaars	OE,RP,SU	418.97
CardMember Service	SU	97.97
CardMember Service	SU	182.52
CIOX Health	OE	93.79
Copy Write/Keepsake	SU	147.77
CVSOAN	OE	60.00
First Concord Benefits Group	OE	105.00
Jorgensen Law Office, Kate Jorgensen	OE	6,810.73
Midwest Music Center	OE	1,584.00
Miller Law	OE	3,939.97
MIPS Inc	OE	1,724.89
Nebraska Health & Human Services	OE	186.00
Nebraska State Bar Assoc	OE	40.00
Poster Compliance Center	SU	72.71
Quality Printing & Office Supplies	SU	895.52
Volkman Plumbing & Heating Inc	OE	501.34
Wanek Pharmacy	OE	193.72
Wayne County Clerk of District Court	OE	108.00
Wayne County Sheriff	OE	146.64
COUNTY ROAD FUND	Salaries: \$31,754.22;	
Bomgaars	SU	584.84
Caterpillar Financial Services	ER	2,947.93
CNH Industrial Capital America LLC	ER	2,256.69
Floor Maintenance	SU	64.98
Midwest Service & Sales Co	RP	168.50
NMC Exchange LLC	RP,MA	4,853.97
RDO Truck Centers	RP	504.33
Titan Machinery	RP	997.44
Tri-State Communications Inc	RP	169.00
Weldon Parts Norfolk	RP	50.19
SNOW REMOVAL & EQUIPMENT FUND		
NMC Exchange LLC	OE	339,920.00
INHERITANCE TAX FUND		
Beiermann, Todd W.	OE	684.70

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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 2, 2021, 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 5th day of March, 2021.

Debra Finn, Wayne County Clerk