

Wayne, Nebraska
November 2, 2021

The Wayne County Board of Commissioners meeting was called to order by Chairman Terry Sievers at 9:00 a.m. on Tuesday, November 2, 2021, in the Wayne County Courthouse courtroom. Chairman Sievers, Members Dean Burbach and James Rabe, Sheriff Jason Dwinell, Attorney Amy Miller, and Clerk Debra Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on October 21, 2021. A copy of the Open Meetings Act was posted and accessible to the public.

Chairman Sievers presented the following consent agenda items:

- Approve minutes of October 19, 2021, as printed in the Commissioners Record
- Approve payroll, with each commissioner abstaining from approving a personal claim.

The consent agenda was approved on a motion made by Rabe and seconded by Burbach. Roll call vote: Rabe, Burbach, Sievers – aye; motion carried.

The regular agenda was approved on a motion made by Burbach and seconded by Rabe. Roll call vote: Burbach, Rabe, Sievers - aye; motion carried.

Greenwood Cemetery Association representative JoAnn McKenzie presented a list of the current trustees, a map of the cemetery, a fee schedule, and a listing of proposed projects. The county purchased land for 144 pauper graves from Greenwood for \$250 in March of 1885. The cemetery currently has thirty-three unused single graves that the association would like to swap for pauper graves. That way, the single graves would be used by someone rather than staying empty. An exchange of this type was approved for the Winside Cemetery in 2013. A motion was made by Rabe and seconded by Burbach to exchange the single sites with pauper sites as needed. Roll call vote: Rabe, Burbach, Sievers-aye; motion carried.

District Court Clerk Deb Allemann-Dannelly reported the state gave the District Court Judges a computer with two screens for their offices. As a result, the Judge is asking for an L-shaped desk so he can put his terminals off to the side when he has a hearing. Dannelly presented desk quotes obtained by Cuming County and requested permission to proceed with the purchase. The desk purchase was approved since there was money in the District Judge budget.

Treasurer Tammy Paustian issued and delivered thirty Distress Warrants to the Wayne County Sheriff totaling \$7,304.37.

Attorney Amy Miller presented a settlement agreement and release between Herbst Construction Inc., Nebraska Department of Transportation, and Wayne County on BRO-7090(20) Wayne West. Liquidated damages were based on the project going over 102 days @ \$1,112 a day, totaling \$113,424. The NDOT settled at 52 days since the project started 50 days late, for a total of \$63,424. A motion was made by Rabe and seconded by Burbach to authorize the Chairman to sign the Settlement Agreement and Release. Roll call vote: Rabe, Burbach, Sievers – aye; motion carried.

Emergency Manager Nic Kemnitz reported on an upcoming communications exercise, emergency response exercise at the Plum Creek Wind Farm, and traffic incident management training.

Highway Superintendent Mark Casey reported on completing bridge inspection refresher training. A motion was made by Burbach and second by Rabe to authorize the Chairman to sign the contract with A&R Construction for a concrete box culvert for project STWD-CBP(4) C-90(623) C009004310. Roll call vote: Burbach, Rabe, Sievers- aye; motion carried.

The meeting was recessed until 2:00 p.m. to work on redistricting the commissioner voting districts as a result of the 2020 Census.

The meeting reconvened at 2:00 p.m. The 2020 census figures were reviewed by the board. The goal was to give everyone the ability to vote for the commissioner responsible for the maintenance of their roads. A conflict is caused by keeping the voting areas contiguous and equalizing the population, which means bringing all three districts into the City of Wayne. A public hearing on the proposed districts will be conducted on Tuesday, November 16, 2021, at 9:30 a.m. in the Public Safety Annex.

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

Abbreviations: SU-Supplies, MA-Materials, RP-Repairs, OE-Operating Expense, ER-Equipment Rent, CO-Capital Outlays

General Fund: Payroll & Reimbursements, \$64,715.66; Albin, Mark D., OE \$4,642.01; Black Hills Energy, OE \$197.06; Bomgaars, SU, OE \$49.97; Centec Cast Metal Products, MA \$860.23; Claussen & Sons Irrigation Inc., OE \$158.01; Comfort Inn, OE \$399.80; Consolidated Management Company, MA \$16.62; Cornhusker State Industries DCS Accounting-Accounts Receivable, SU \$231.60; First Concord Benefits Group, OE \$110.00; Floor Maintenance, SU \$74.23;

Holiday Inn, OE \$359.85; Madison County Sheriff, OE \$40.90; Maximus, Inc., OE \$1,250.00; Miller Law, OE, ER \$5,716.23; MIPS, Inc., CO \$2,466.35; Nebraska Health & Human Services, OE \$90.00; Nebraska Law Enforcement Training Center, OE \$250.00; Quality Printing & Office Supplies, SU, CO \$1,072.11; Warnemunde Insurance and Real Estate Agency, Inc., OE \$10,917.00; Wayne County Clerk of District Court, OE \$35.00; Wayne County Sheriff, OE \$231.10; Wayne County HRA Account, PS \$67,813.83; Farmers State Bank Acct# 244-220, PS \$14,731.54; Retirement Plans Division of Ameritas, PS \$7,275.83;

County Road Fund: 33,643.50; Ace Hardware & Home, RP \$55.99; Bauer Built, RP \$3,791.00; Black Hills Energy, OE \$39.44; Bomgaars, SU \$589.68; Dinkel's, RP \$1,117.55; Greenwald, Neal & Yvonne, CO \$6,000.00; Greenwald, Neal, CO \$1,210.70; Grossenburg Implement, RP \$2,666.61; Jerry Rabe, Jerry's Body Shop, RP \$170.00; Martin Marietta, MA \$1,893.14; Matteo Sand & Gravel Co., Inc., MA \$3,133.78; Menard's, SU \$315.93; Midwest Service and Sales Co., MA \$4,900.50; Northeast Power, OE \$187.33; RDO Truck Centers, RP \$66.34; Weldon Parts Norfolk, RP \$174.99; Farmers State Bank Acct# 244-220, PS \$7,030.20; Retirement Plans Division of Ameritas, PS \$3,763.80;

ROD Preservation & Modernization Fund: MIPS, Inc., OE \$135.48.

The meeting was adjourned.

Debra Finn, Wayne County Clerk

State of Nebraska)
County of Wayne) ss.

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 November 2, 2021, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in such 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 ten working days and prior to the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 8th day of November, 2021.

Debra Finn, Wayne County Clerk