

The Wayne County Board of Commissioners meeting was called to order by Chairman Dean Burbach at 9:00 a.m. on Tuesday, November 7, 2023, in the Wayne County Courtroom. Chairman Burbach, Members Terry Sievers and Jim 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 19, 2023. A 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 October 17th, 2023, as printed in the Commissioners Record
- b. Approve fee reports: Jason Dwinell, County Sheriff, September Fees \$1,198.64; Diane Pieper, Clerk of District Court, October Fees \$2,662.38
- c. Approve payroll; commissioners abstained from approving a personal claim
- d. Approve addition of Cusip 047640GE1 par value \$110,000, as pledged by Nebraska Bank, Carroll
- e. Approve withdrawal of Cusip 047640GA9 par value \$50,000, as pledged by Nebraska Bank, Carroll

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

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

Nebraska Extension Educator Julie Schultz updated the board on various activities, including the School Enrichment Program, Connect the Dots, and Career Day. She has met with the livestock superintendents to start planning the 2024 county fair and is working with Leadership Wayne. Schulz requested and received authorization to close the Extension Office from December 26th- 29th during the UNL break.

Disaster Recovery Specialist Sandra Hansen presented the Wayne Public Health Department ARPA Grant application, along with a bid for building construction. The Health Department will receive \$550,000 in ARPA funds from the State of Nebraska, \$75,000 from Dixon County, and \$125,000 from Cedar County. There may be other small grants and possibly a red-leg loan with the City of Wayne. The request from Wayne County was for \$125,000, the same amount reserved by the county in September. As a result of the state auditor stating personnel expenses could not be paid out of the interest earnings, the amount the county had available for the Health Department was reduced to \$117,317.84. A motion was made by Rabe and seconded by Sievers to approve a grant of \$117,317.84, up to \$125,000 should additional funds become available. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

Treasurer Lisa Lindsay presented a listing of 24 distress warrants totaling \$6,612.98. These warrants were issued to Sheriff Jason Dwinell for collection on October 31, 2023. Lindsay reported that 99.27% of personal property taxes have already been collected.

Wayne City Economic Development Director Luke Virgil presented an Interlocal Funding Agreement between the city and the county for 2023-2026 economic development funding. The county will make quarterly payments, with Virgil providing quarterly and annual reports at the end of each budget cycle. The Wayne City Council will take action on the agreement at their evening meeting; the commissioners will take action during their November 21st meeting.

Highway Superintendent Mark Casey reported work has begun on the Wavy Bridge. A listing of potential CBMP Projects was reviewed. The easements for the Wavy Bridge and the Heinemann Bridge have been filed.

A motion was made by Sievers and seconded by Rabe to approve Resolution No. 23-20 authorizing the signing of the Annual Certification of Program Compliance with the Nebraska Board of Public Roads Classifications and Standards. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Resolution No. 23-20: “Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2501 through 39-2505 detail the requirements that must be met for a county to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each county must annually certify (by December 31st of each year) the appointment of the County Highway Superintendent(s) to the NDOT using the Year-End Certification of County Highway Superintendent form; and

Whereas: The NDOT requires that such certification shall also include a copy of the documentation of the County Highway Superintendent’s appointment, i.e., meeting minutes showing the appointment of the County Highway Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable) and Class

of License (if applicable) the type of appointment, i.e., employed or under contract (consultant, or interlocal agreement with another county and/or incorporated municipality), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of County Highway Superintendent form shall be signed by the County Board Chairperson and shall include a copy of a resolution of the County Board authorizing the signing of the Year-End Certification of County Highway Superintendent form by the County Board Chairperson.

Be it resolved that the County Board Chairperson of Wayne County is hereby authorized to sign the attached Year-End Certification of County Highway Superintendent form(s).”

Highway Superintendent Casey will be retiring in January 2024. The board discussed whether they would advertise the position or make the part-time Assistant Highway Superintendent the full-time Highway Superintendent. A decision was not made.

A motion was made by Rabe and seconded by Sievers to appoint Burbach as Wayne County’s representative and Sievers as the Alternate to cast a ballot for NACO officers in December at the NACO Convention. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

Matthew Jones was introduced as a Late Stage Developer for NextEra Energy, the Sholes Wind Project. Jones said they are working on sponsorships of \$10,000 each for the four fire departments in the area of the Sholes Project and on training projects. They are starting on a solar project in Pierce County.

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

General Fund: Payroll & Reimbursements: \$82,076.34; Ace Hardware & Home, SU \$85.85; Albin, Mark, OE \$3,191.47; Appera, OE \$465.70; Applied Connective Technologies, OE \$3,909.63; Black Hills Energy, OE \$275.03; Carhart Lumber Company, SU \$82.99; Dept. of Correctional Services, OE \$2,710.50; Des Moines Stamp Mfg. Co., SU \$56.00; Eakes Office Solutions, OE, SU \$471.63; Fitzgerald, Vetter, Temple, Bartell, etc., OE \$2,435.89; Floor Maintenance, SU \$152.12; GovConnection Inc., OE \$354.85; Holiday Inn, OE, \$354.85; Internal Revenue Service, PS \$328.92; Main Street Garage LLC, RP \$25.00; Midwest Special Services Inc., OE \$2,994.20; Miller Law, ER,OE,SU \$1,686.80; MIPS Inc., ER,CO \$2,858.63; O’Reilly First Call, RP \$55.08; One Office Solution, SU \$116.65; Tacos & More, OE \$19.98; Trane, RP \$9,560.17; Wattier, Patti, OE \$475.00; Wayne County Clerk of District Court, OE \$72.00; Wayne County Sheriff, OE \$357.39; Wayne Herald/Morning Shopper, OE \$835.87; Wayne, City of, OE \$2,292.07; White Dog Lawn Service, OE \$800.00; Woods Aitken LLP, OE \$97.50; Nebraska Bank Acct. #244-220, PS \$19,280.46; Hawkeye Adjustment Service, PS \$169.24; Retirement Plans Div. of Ameritas, PS \$9,103.78;

County Road Fund: Payroll & Reimbursements: \$41,629.10; Appera, OE \$26.57; B’s Enterprises, Inc., MA \$27,021.50; Black Hills Energy, OE \$46.89; Bomgaars, RP,SU \$523.37; Cornhusker International Trucks, RP \$2,277.86; Dinkel’s, ER \$4,163.00; Floor Maintenance, SU \$264.31; Fredrickson Oil Company, MA \$26,258.00; Graham Tire Sioux City, RP \$690.48; Grossenburg Implement, RP \$128.02; Hoskins Mfg. Co. Inc., RP \$5,496.28; Lammers Trailer Repair LLC, RP \$72.55; Mainelli Wagner & Assoc. Inc., CO \$29,565.99; Martin Marietta Materials, MA \$2,730.63; Matteo Sand & Gravel Co. Inc., MA \$3,006.45; Midwest Service and Sales Co., SU \$40.50; NMC Exchange LLC, RP \$181.31; Northeast Power, OE \$161.60; Peterbilt of Norfolk, RP \$35.21; Pomp’s Tire Service Inc., RP \$12,288.64; Prairie Fabrication LLC, RP \$137.64; RDO Truck Centers, RP \$195.14; Sapp Brothers Inc., SU \$139.67; Wayne County Clerk, CO \$252.00; Wayne, City of, OE \$412.16; Nebraska Bank #244-220, PS \$14,522.16; Retirement Plans Division of Ameritas, PS \$6,993.27;

Lodging Tax Fund: Wayne Area Economic Development Inc., OE \$933.73;

ROD Preservation & Modernization: MIPS Inc., OE \$136.48;

Juvenile Diversion: Miller Law, OE \$19.80.

The meeting was adjourned.

Debra Finn, 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 7th, 2023, 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 before 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 before the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 9th day of November 2023.

Debra Finn, County Clerk