

Wayne, Nebraska
December 19, 2023

The Wayne County Board of Equalization meeting was called to order by Chairman Jim Rabe at 9:00 a.m. on Tuesday, December 19, 2023, in the Public Safety Annex. Chairman Rabe, Members Terry Sievers and Dean Burbach, Assessor Dawn Duffy, Sheriff Jason Dwinell, Deputy Attorney Ted Lohrberg, and Clerk Debra Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on December 14, 2023. A copy of the Open Meetings Act was posted and accessible to the public.

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

Duffy presented a real estate tax list correction for a property that needed to be exempted. A motion was made by Sievers and seconded by Burbach to approve Tax List Corrections No. 85 exempting the property. Roll call vote: Sievers, Burbach, Rabe - aye; motion carried.

The meeting was adjourned.

Debra Finn, Wayne County Clerk

Wayne, Nebraska
December 19, 2023

The Wayne County Board of Commissioners meeting was called to order by Chairman Dean Burbach at 9:05 a.m. on Tuesday, December 19, 2023, in the Public Safety Annex. Chairman Burbach, Members Terry Sievers and Jim Rabe, Deputy Attorney Ted Lohrberg, Sheriff Jason Dwinell, and Clerk Debra Finn were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on December 14, 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 December 5, 2023, as printed in the Commissioners Record
- b. Approve fee reports: Debra Finn, County Clerk, November Fees \$13,525.50; Jason Dwinell, County Sheriff, November Fees \$789.69
- c. Approve payroll with each commissioner abstaining from approving a personal claim.
- d. Amend the motion “ to set the first meeting date in July for Thursday, July 6th, in the June 20, 2023 minutes to include “and run the payroll on Wednesday, July 5th”.
- e. Designate the Wayne Herald as the official county newspaper for 2024
- f. Approve the 2024 Official Holiday Schedule

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

A motion was made by Rabe and seconded by Sievers to add County Burial No. 23-04 to the agenda. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

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

Resolution No. 23-21 was presented authorizing the County Treasurer to invest and reinvest county funds in the approved depositories. A motion was made by Sievers and seconded by Rabe to approve Resolution No. 23-21. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Resolution No. 23-21: “ 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 2024 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.”

Resolution No. 23-22 lists the banking institutions that applied to be a depository for Wayne County. A motion was made by Rabe and seconded by Sievers to approve Resolution No. 23-22. Roll call vote: Rabe, Sievers, Burbach – aye; motion carried.

Resolution No. 23-22: “WHEREAS, it appears to the Board of County Commissioners that it is necessary and advisable to the County, all facilities and services of its depository Bank, for the year 2024.

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: BANKFIRST of Wayne, Elkhorn Valley Bank of Wayne; F&M Bank of Wayne; Wayne County Bank, a division of the Madison County Bank, Winside; State Nebraska Bank of Wayne; Nebraska Bank of Carroll, Nebraska Public Agency Investment Trust aka NPAIT, and Nebraska Federal Investment Trust aka NFIT.”

Attorney Amy Miller reported that about a year and a half ago, she proposed an option for the County to purchase her building on Main Street rather than pay rent to her each month. The County pays \$780 monthly for rent. Miller estimated about 70% of her time is spent on county business, 20% on city business, and 10% on personal business. The city will be giving her office space when they complete their office relocation, eliminating the usage of her office for city business. The building was appraised at \$142,000 by White Realty & Appraisal of Neligh, NE. This appraisal would be a starting point for purchase price negotiation. Miller would like the contract to include a stipulation that should the time come that she is no longer the county attorney, she could have the opportunity to purchase the building back at the price paid or the appraised value, whichever was less. Burbach asked Miller if they could try to find an office at the courthouse. Miller replied there wasn't anything large enough to accommodate two attorney offices, a child support person, a secretary, and a conference room. No action will be taken on the proposal until the board examines the building.

Mainelli Wagner & Associates reviewed the bids for Road District #2's equipment storage building and discussed discrepancies with the bidders. Upon Mainelli's recommendation, a motion was made by Sievers and seconded by Rabe to accept the low bid of \$584,970.45 submitted by MCS Construction of West Point, NE. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Highway Superintendent Mark Casey reported that the state took the leftover projects from Round 7 of the CBMP Projects and selected the top project from each district for Round 8. New applications will not be accepted in January.

Salaries for the 2024 elected positions have to be set before January 15, 2024. Under consideration was the commissioner's salary, which has not been increased in several years. In addition to commissioner duties, the Wayne County board also manages their road departments. After some hesitation, a motion was made by Sievers and seconded by Rabe to adopt Resolution No. 23-23. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

Resolution No. 23-23: “ 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 2024.

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

1. The salary for the office of the County Commissioner shall be set at Fifty Thousand dollars (\$50,000) for the calendar year 2025 and 2026. A commissioner may earn up to an additional \$20,000 annually as a road employee at \$26.00 per hour.
2. In addition to the above salary, the official shall receive full family health insurance coverage at County expense during his or her term of office, if economically feasible.”

One application was received for the Highway Superintendent position. A motion was made by Sievers and seconded by Burbach to offer the Highway Superintendent position to Kyle Huff at 40 hours per week, from Monday – Friday, 7:30 a.m. – 4:00 p.m. for \$60,000 per year, and a raise discussed after the first six months. Roll call vote: Sievers, Burbach – Aye, Rabe – nay, stating if the board was willing to pay themselves more, then they should be willing to pay Huff more. The motion carried. Kyle Huff accepted the position effective January 1, 2024..

At 10:22 a.m., Sievers motioned to go into executive session for personnel purposes; Rabe seconded the motion. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

At 11:28 a.m., Sievers motioned to reconvene the open session, and Rabe seconded the motion. Roll call vote: Sievers, Rabe, Burbach – aye; motion carried.

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

General Fund: Payroll & Reimbursements: \$70,864.02; Albin, Mark, OE \$441.75; Antelope County Sheriff, OE \$16,520.00; Appera, OE \$555.45; Applied Connective Technologies, OE \$3,895.60; Cardmember Service, SU \$444.49; Cardmember Service, OE \$21.16; Cardmember Service, SU \$54.95; CJH Technologies, OE \$25.00; DAS State Accounting, OE, ER \$206.00; Ekberg, Eric, OE \$15.72; Fairfield Inn & Suites, OE \$114.95; Farmers Cooperative, MA \$378.12; Fastwyre Broadband, OE \$2,471.79; Finn, Lori, OE \$28.82; Floor Maintenance, SU \$97.91; Hasemann Funeral Home, OE \$5,990.00; Hilltop Drugs, OE \$3,450.01; Holiday Inn Express, OE \$107.00; Hometown Leasing, ER \$121.85; Jack’s Uniforms & Equipment, CO \$209.88; Janke, Parker, OE \$20.96; Kone, OE \$1,491.42; Lurz, Tim, OE \$62.88; Lutt Oil, MA, OE \$930.64; Miller Law, SU \$21.99; MIPS Inc, ER, CO \$2,858.63; Nebraska Weed Control Assn, OE \$135.00; Northeast Nebraska Telephone Co., OE \$80.04; One Office Solution, SU \$149.86; Physicians Laboratory PC, OE \$2,350.00; Precision IT, CO \$302.00; The Radar Shop, SU \$384.00; Region IV Behavioral Health System, OE \$6,774.00; Stratton, Delay, Doe, Carlson, etc., OE \$3,180.61; U.S. Cellular, OE \$493.59; UHS Premium Billing, PS, \$100,160.26, Verizon Wireless, OE \$40.01; Visa, OE, MA, SU, \$181.45; Visa, SU \$377.41; Warnemunde Insurance, OE \$16,549.00; Wattier, Patti, OE \$475.00; Wayne County Court, OE \$214.50; Wayne County Historical Society, OE \$5,000.00; Wayne Herald/Morning Shopper, OE \$534.15; Wayne, City of, OE \$8,186.33; White Dog Lawn Service, OE \$400.00; White Realty and Appraisal, OE \$3,500.00; Woehler Trailer Court LLC, ER \$700.00; Zach Heating & Cooling, OE \$548.50; Waste Connections of Nebraska, OE \$156.50; Nebraska Bank Acct. #244-220, PS \$16,118.83; Aflac, PS \$798.71; Delta Dental, PS \$466.56; First Concord Benefits Group, PS, OE \$3,145.78; Legal Shield, PS \$52.85; Nebraska Dept. of Revenue, PS \$5,188.09; Retirement Plans Division of Ameritas, PS \$7,991.48; Vision Service Plan, PS \$327.65; Washington National Insurance Co., PS \$55.10; Wayne County Treasurer, PS \$1,603.84;

County Road Fund: Payroll & Reimbursements: \$41,441.60; Appera, OE \$92.33; B’s Enterprises Inc., SU \$43,324.40; Backus Sand & Gravel, MA \$53,039.20; Carroll, Village of, OE \$108.00; Dixon Construction Co., CO \$331,873.56; Farmers Cooperative, RP, MA \$492.86, Mainelli, Wagner & Assoc. Inc., CO \$33,215.94; Matteo Sand & Gravel Co. Inc., \$277.27; Murphy Tractor & Equipment Co., RP, CO \$15,924.79; NMC Exchange LLC, RP \$763.32; Plumbing & Electric Service Inc., SU \$155.30; Sapp Brothers Inc., \$525.46; Stalp Gravel Company, MA \$39,042.18; Wayne Auto Parts, RP, MA \$317.03; Wayne County Clerk, CO \$188.00; Wayne, City of, OE \$449.61; Winside, Village of, OE \$41.00; Nebraska Bank Acct. #244-220, PS \$8,604.94; Aflac, PS \$351.91; Delta Dental of Nebraska, PS \$426.12; First Concord Benefits Groups, PS \$1,129.32; Nebraska Dept. of Revenue, PS \$2,591.26; Retirement Plans Division of Ameritas, PS \$4,662.18; Vision Service Plan, PS \$89.77; Wayne County Treasurer, PS \$1,143.09;

Lodging Tax Fund: Tacos & More, OE \$42.38; The Little Red Hen Theatre, OE \$500.00; The Wayne Greenhouse, OE \$1,312.70;

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

COVID Funds: Wayne County Treasurer, OE \$10,585.19;

The meeting was adjourned.

Debra Finn, Wayne County Clerk

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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 December 19, 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 28th day of December 2023.

Debra Finn, County Clerk