

Wayne, Nebraska

August 5, 2025

The Wayne County Board of Commissioners meeting was called to order by Chairman James Rabe at 9:00 a.m. on Tuesday, August 5, 2025, in the Wayne County Courtroom. Chairman James Rabe, Members Dean Burbach and Terry Sievers, Clerk Joni Tietz, Deputy County Attorney Ted Lohrberg and Sheriff Jason Dwinell were present. Notice of this meeting was published in the Wayne Herald, a legal newspaper, on July 17, 2025. A copy of the Open Meetings Act was posted and accessible to the public.

The following consent agenda items were approved on motion made by Burbach, seconded by Sievers. Roll call vote: Burbach, Sievers, Rabe-aye. Motion carried.

- a. Approve July 15, 2025 minutes as printed in the Commissioners Record
- b. Approve payroll; commissioners abstain from approving personal claims
- c. Review fee reports: Jason Dwinell, Wayne County Sheriff- \$1422.67
- d. Approve TextMyGov (Burbach-nay; Sievers & Rabe-aye)
- e. Approve Special Liquor License for The Jug Store for a wedding being held at Wayne County Fairgrounds (301 Pheasant Run), August 23, 2025, from 2 p.m. to 2 a.m.

Motion made by Burbach, seconded by Sievers to approve the regular agenda. Roll call vote: Burbach, Sievers, Rabe-ayes; motion carried.

Heather Headley, librarian of the Wayne Public Library, and Lara Lanphear, librarian of the Winside Public Library, presented their respective libraries' annual report to the Commissioners, and thanked them for the yearly contribution.

Kyle Huff, Highway Superintendent, stated he had received a Utility Easement Application from Aschoff Dairy to pump manure under 848th Road. Motion made by Burbach, seconded by Sievers to approve the application. Roll call vote: Burbach, Sievers, Rabe-aye. Motion carried. Huff also presented a City of Wayne application for power line service to John's Welding. Motion made by Burbach, seconded by Sievers, to approve the application. Roll call vote: Burbach, Sievers, Rabe-aye. Motion carried. Huff reviewed Resolution 25-06 Signing of the County Annual Certification of Program Compliance. Moved by Burbach, seconded by Sievers, to approve Resolution 25-06. Roll call vote: Burbach, Sievers, Rabe-aye. Motion carried.

RESOLUTION 25-06

SIGNING OF THE COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2025

“Whereas: State of Nebraska Statutes, sections 39-115, 39-2119, 39-2120, 39-2121, and 39-2510(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson

And shall include the resolution of the governing board of the county authorization the signing of the certification.

Be it resolved that the County Board Chairperson of Wayne County is hereby authorized to sign the County Annual Certification of Program Compliance.”

Quotes were presented by Huff for culvert project no. (90)676 (84 in. X 42 ft.) with the lowest quote of \$40,560.50 submitted by B's Enterprises. Other quotes were submitted by Midwest Service & Sales and Ace Eaton. Quotes were also presented by Huff for culvert project no. (90)677 (84 inc. X 47 ft) with the lowest quote of \$45,000 submitted by B's Enterprises. Other quotes were submitted by Midwest Service & Sales and Ace Eaton. The low quote on both projects was accepted by Burbach.

Wayne County Emergency Manager, Nic Kemnitz, informed the Board that Wayne County's membership in the Nebraska Regional Interoperability Network (NRIN) expires in December. A new interlocal agreement will be perpetual with not much difference in language. It is a private network to share information statewide. There is no cost unless it is used and Wayne County has not used it yet. Sievers made a motion to sign the NRIN Interlocal Agreement Resolution with Burbach seconding it. Roll call vote: Sievers, Burbach, Rabe-aye. Motion carried.

RESOLUTION 25-07

“WHEREAS, the interlocal Cooperation Act of the State of Nebraska (Neb. Rev. Stat. 13-801 et.seq. and all amendments thereto) enables separate political subdivisions of Nebraska to cooperate on the basis of mutual advantage to provide for joint undertakings, services and facilities.

WHEREAS, Wayne County Nebraska believes it is in the best interest of its citizens to join with other Nebraska Public Agencies participating in the Nebraska Regional Interoperability Network

WHEREAS, the Nebraska Regional Interoperability Network is established by Public Agencies for the benefit of Nebraska citizens and allows information to be shared among emergency and communications centers on a real time, on demand, basis to help mitigate an emergency that threatens any location.

THEREFORE BE IT RESOLVED, that the Wayne County Board hereby:

1. Approves the document entitled “Agreement”, and
2. Enters into the Agreement for the formation and participation in the Nebraska Regional Interoperability Network until the Board of the Public Agency terminates the Agreement, and
3. The Chair of the Board of the public agency is hereby authorized to execute the Agreement on behalf of the Public Agency following passage and approval of this Resolution.”

Kemnitz also explained to the Board that NET provides the generator for the repeaters which have deep cycle battery backups. There are four repeaters needing two uninterrupted power supplies. Kemnitz obtained a quote from Electronic Engineering of \$4,299.22 for 2 uninterrupted power supplies. Motion made by Sievers, seconded by Burbach to have Kemnitz purchase the needed battery backups. Through testing of the new dispatch center Electronic Engineering noticed there were issues at the tower. They determined that one piece of coax and two antennas will potentially need to be replaced. Kemnitz relayed that the Sheriff’s Dept., Fire Dept., EMS and Mutual Aid utilizes these tower repeaters and until a crew could climb the tower and check it a cost could not be determined. The Board recommended that Kemnitz proceed and move forward with replacement of these items if needed. Kemnitz also obtained approval of the Board to attend the South Dakota Emergency Management Association Conference in Sioux Falls on September 10-11.

Jason Dwinell, Wayne County Sheriff, reported that 24 Distress Warrants were turned over to him on November 1, 2024 for a total of \$2,152.75. Eight remain unpaid in the amount of \$371.90.

On motion made by Burbach and seconded by Sievers, the group health insurance through Agri City Insurance was renewed for 2025-26. Roll call vote: Burbach, Sievers, Rabe-aye. Motion carried.

Motion made by Sievers, seconded by Burbach to approve the recommendations of the Wayne County Convention & Visitors Bureau Committee on the following Lodging Tax Grant Applications:

- a. #25-15 Approved \$2000 for Fall Brawl Clean Up on September 27, 2025, at 5:00 p.m. at Wayne County Fairgrounds
- b. #25-16 Declined Winside P.R.I.D.E Old Settlers Event due to late application
- c. #25-17 Approved \$1000 for Wayne County Historical Society presentation by Sue McClain on September 27, 2025
- d. #25-18 Approved \$1000 for Wayne County Historical Society presentation by Cherrie Beam-Callaway on December 6, 2026
- e. #25-19 Approved \$1000 for Wayne Community Theater presentation of “Birthday Candles” on July 17-18.

Discussion of the budget was tabled until the next meeting on August 19, 2025.

On Motion made by Sievers, seconded by Burbach, the following claims were approved. Roll call vote: Sievers, Burbach, Rabe-aye. Motion carried

General Fund: Payroll & Reimbursements: \$92,516.34, Ace Hardware & Home, SU \$100.51; Albin, Mark, OE \$2,141.35; AT&T Mobility, SU,OE \$131.54; Black Hills Energy, OE \$159.22; Bomgaars, SU \$30.95; Brown, Marcy, OE \$100.00; Carhart Lumber Company, RP \$44.00; Centec Cast Metal Products, SU \$106.20; Claussen & Sons Irrigation Inc., OE \$131.95; Donner, Thomas, OE \$8,281.20; Eakes Office Solutions, SU,OE \$505.96; Egley, James, OE \$100.00; Fitzgerald, Vetter, Temple et al., OE \$577.70; Floor Maintenance, SU \$153.21; Fullner, Daniel, OE \$123.80; Jerry’s Trailers & Campers Inc., RP \$4,293.67; Madison County District Court, OE \$50.00; Madison County Sheriff, OE \$30.41; Madison County Treasurer,

OE \$22,301.97; Main Street Garage LLC, RP,OE \$1,358.16; McDonald, Christal, OE \$241.10; Miller Law, OE,ER \$1,632.31; NACO, OE \$205.00; Region IV Inc., OE \$2,677.25; Schenk, Stacy, OE \$475.00; University of Nebraska-Lincoln, OE \$200.00; Van Diest Supply Company, SU \$451.60; Verizon Wireless, OE \$40.01; Wayne County Clerk of Dist Ct., OE \$255.00; Wayne County Sheriff, OE \$190.36; Wayne Veterinary Clinic P.C., OE \$70.00; Wayne, City of, OE \$2,346.89; Nebraska Bank Acct #244-220, PS \$22,239.15; Retirement Plans Division of Ameritas, PS \$10,626.62;

County Road Fund: Payroll & Reimbursements: \$63,758.40; B's Enterprises, Inc., MA,SU \$5,604.00 ; Black Hills Energy, OE \$61.34; Bomgaars, SU,RP,MA \$850.80; Carhart Lumber Company, SU \$37.29; Cornhusker International Trucks, RP \$178.67; Floor Maintenance, SU \$90.60; Grossenburg Implement, RP \$43.56; Hireright, LLC, OE \$203.80; Lammers Trailer Repair LLC, RP \$206.33; Mainelli Wagner & Assoc Inc., CO \$14,601.90; Martin Marietta Materials, MA \$2,612.04; Matteo Sand & Gravel Co Inc., MA \$4,480.14; Menard's, SU \$23.76, Midwest Service and Sales Co., SU,MA \$4,280.00; Nebraska Harvestore Systems, RP \$77.94; Northeast Power, OE \$182.20; RDO Truck Centers, RP \$144.43; SAPP Brothers Inc., SU \$1,134.00; TMS International, MA \$837.15; Wayne, City of, OE \$590.25; Sargent Drilling, CO \$906.95; Nebraska Bank Acct #244-220, PS \$15,269.01; Retirement Plans Division of Ameritas, PS \$7,166.16;

Lodging Tax Grant Fund: Gene Topp Memorial Car Show, OE \$1,000.00; The Little Red Hen Theatre, OE \$500.00; Wakefield Progressive, OE \$750.00;

Meeting adjourned.

State of Nebraska)
County of Wayne) ss.

I, the undersigned, County Clerk of Wayne County Nebraska, hereby certify that all of the subject included in the attached proceedings were contained in the agenda for the meeting of August 5, 2025, 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 5th day of August, 2025.

Joni Tietz, Wayne County Clerk