



Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, May 22, 2018 at 9:00 A.M.

The Clay County Board of Supervisors met May 22, 2018, as per public notice given in the Clay County News on May 16, 2018. A copy of the proof of publication is on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Chairman Nuss presided with roll call showing the following present: Fintel, Samuelson, Anderson, Schmidt, Black, Shaw and Nuss. Minutes of the meeting held April 24, 2018 were mailed to the board members. All of the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman, Todd Nuss stated that the open meeting law poster is posted on the west wall in the back of the room.

There was no Public Input.

Motion by Fintel and seconded by Shaw to approve the minutes of the meeting held April 24, 2018 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Black, Shaw, Fintel and Nuss. Motion carried.

Thomas Roemmich II, Highway Superintendent reported they were done on the project on Road 309 and have moved to Road 310; mowing has started on the black tops and the magnets on the Road drags are working well. A brush cutter for the skid steer has been purchased. He hasn't heard back from Ted about the permits for moving pivots. The Road work report was presented.

Motion by Anderson and seconded by Fintel to approve the Highway Superintendent's road work report for the month of April 2018. On roll call, yea: Anderson, Schmidt, Black, Shaw, Fintel, Samuelson and Nuss. Motion carried.

Three easements were presented.

Motion by Shaw and seconded by Samuelson to approve the request from Nebraska Link Holdings LLC to place communications facilities in county right of way along the west side of Road B from Road 321 to Highway 6 (along the NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of 30-8-8; along the NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of 31-8-8; along the NE $\frac{1}{4}$ and SE $\frac{1}{4}$ of 6-7-8 and along the NE $\frac{1}{4}$ and SE $\frac{1}{4}$ 7-8-8). On roll call, yea: Schmidt, Black, Shaw, Fintel, Samuelson, Anderson and Nuss. Motion carried.

Motion by Samuelson and seconded by Schmidt to approve the easement requested by Paul Weiler on behalf of Mike Rader to install an electrical line across Road 319 from SW $\frac{1}{4}$ Sec.32-T8N-R8W to NW $\frac{1}{4}$ Sec. 5-T7N-R8W to supply power for an irrigation well and pivot. On roll call, yea: Black, Shaw, Fintel, Samuelson, Anderson, Schmidt and Nuss. Motion carried.

Motion by Fintel and seconded by Shaw to approve the easement requested for



Clay County Board Minutes



C & E LLC by Dennis C. Hansen to install an electrical line across Road 308 from SW ¼ Sec.29-T6N-R5W to NW ¼ Sec. 32-T6N-R5W to supply power for an irrigation system. On roll call, yea: Shaw, Fintel, Samuelson, Anderson, Schmidt, Black and Nuss. Motion carried.

Ted Griess, County Attorney couldn't meet with the board but Deputy County Attorney Jennifer Fleischer was present.

Chairman Nuss went into the main hall and announced the board was going into executive session.

Motion by Anderson and seconded by Fintel to enter into executive session at 9:30 A.M. for the purpose of discussing a threatened lawsuit. On roll call, yea: Fintel, Samuelson, Anderson, Schmidt, Black, Shaw and Nuss. Motion carried.

Motion by Anderson and seconded by Schmidt to go out of executive session and resume regular session at 10:10 A.M. On roll call, yea: Samuelson, Anderson, Schmidt, Black, Shaw, Fintel and Nuss. Motion carried.

Donnie Batterman met with the board to discuss lawn service. Donnie wanted to know if it would be a problem if he mowed the courthouse lawn on a weekday instead of on Saturday. The board had no problem with that. He also asked about adding a \$20 surcharge for fuel each month. The board was ok with that. Donnie also asked if at some point he didn't want to do the courthouse lawn anymore if that would jeopardize the other jobs he does for the county. Since he is a private contractor, the board said he could choose what he wanted to do or not but they hoped he would continue to take care of the courthouse lawn.

Motion by Anderson and seconded by Black to extend the agreement with Donnie Batterman for lawn mowing services through 2019 and agree to add a fuel surcharge effective immediately. On roll call, yea: Anderson, Schmidt, Black, Shaw, Fintel, Samuelson and Nuss. Motion carried.

Tammy Musgrave, Director of the Clay County Senior Services reported that in 2017 there has been 3942 congregate meals served and 3965 home delivered meals. Tammy reported that the public transportation is for the public not just those over 60 years of age. There are now 5 drivers available to provide transportation. The new housekeeping and mowing services that have been added are being utilized. Midlands request is for \$1,598.00 which remains \$1.00 for each person over the age of 60 based on the 2010 census. The Senior Service budget request is for \$3,000.00. Both requests are the same as last year.

Motion by Anderson and seconded by Schmidt to accept the budget request of Midland Area Agency on Aging for fiscal year 2018-2019 in the amount of \$1598.00 and to budget \$3000.00 for the commodity and meal distribution programs. On roll call, yea: Schmidt, Black, Shaw, Fintel, Samuelson, Anderson and Nuss. Motion carried.



Clay County Board Minutes



The subgroup application from BlueCross BlueShield was discussed. There is a 3% increase for the health insurance and no premium increase for dental insurance. The Chairman had expressed his recommendation to keep everything the same as last year.

Motion by Fintel and seconded by Anderson to authorize the County Clerk to sign the BlueCross BlueShield Subgroup Application keeping the \$1500.00 deductible for the Health Insurance and choosing Option 3 Premier for the Dental Insurance. On roll call, yea: Black, Shaw, Fintel, Samuelson, Anderson, Schmidt and Nuss. Motion carried.

The fee reports were circulated for review. Motion by Anderson and seconded by Shaw to accept the fee reports for the following county officials for the month of April 2018: County Clerk, \$13,156.47, County Court \$10,255.65, Clerk of District Court, \$24,351.90, County Sheriff, \$8,928.41 and County Treasurer receipts #18040001 through #18040039 in the amount of \$435,529.46. On roll call, yea: Shaw, Fintel, Samuelson, Anderson, Schmidt, Black and Nuss. Motion carried.

Paul Grieger, D. A. Davidson came to discuss the bond. Gene Ulmer CPA, and the County's budget preparer, Thomas Roemmich II, highway supt. and Sharon Lavene, County Treasurer were also present. Mr. Grieger recommended calling in some of the outstanding bonds. He explained the process for this. Gene Ulmer discussed how this would affect the budget. Randy Tonniges, the county's auditor was in the courthouse so he was asked for his opinion as well.

Motion by Fintel and seconded by Anderson to call outstanding 2029 bonds and a portion of 2028 bonds not to exceed \$800,000.00. On roll call, yea: Fintel, Samuelson, Anderson, Schmidt, Black, Shaw and Nuss. Motion carried.

The renewal for the Long Term Disability insurance was received. The renewal rate will be the same as the current rate and is good for 2 years. Motion by Schmidt and seconded by Shaw to authorize the chairman to sign the insurance renewal for Clay County's Long-Term Disability insurance. On roll call, yea: Samuelson, Anderson, Schmidt, Black, Shaw, Fintel and Nuss. Motion carried.

The Health Department needs a letter confirming the county's federal tax ID number in order to re-certify with Medicare. A letter verifying the tax ID# for the health department was presented.

Motion by Shaw and seconded by Fintel to authorize the chairman to sign the letter confirming the county's tax identification number and verifying that the Health Department is a subdivision of the county. On roll call, yea: Anderson, Schmidt, Black, Shaw, Fintel, Samuelson and Nuss. Motion carried.

Sharon Lavene, County Treasurer had presented information and a resolution concerning a pledge release. Motion by Anderson and seconded by Schmidt to adopt Resolution #18-08 for release of security pledge CUSIP #3130A8J38 for \$1,300,000.00 and authorize the chairman to sign. On roll call, yea: Schmidt, Black, Shaw, Fintel, Samuelson, Anderson and Nuss. Motion carried. (Resolution on file in Clerk's office.)



Clay County Board Minutes



Linda Whiting, County Assessor presented an agreement with GIS. The renewal for support for the Assessor's office was discussed. Motion by Shaw and seconded by Samuelson to authorize the chairman to sign the Basic Assessor GIS Technical Support Renewal. On roll call, yea: Black, Shaw, Fintel, Samuelson, Anderson, Schmidt and Nuss. Motion carried.

Correspondence from the Department of Environmental Quality, Commission on Law Enforcement and Criminal Justice and Nebraska Emergency Management Agency was passed around.

Motion by Black and seconded by Fintel to adjourn this meeting at noon; next meeting scheduled for May 29, 2018. On roll call, yea: Shaw, Fintel, Samuelson, Anderson, Schmidt, Black and Nuss. Motion carried.

Deborah Karnatz, County Clerk

Todd Nuss, Chairman