



Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, July 24, 2012 at 9:00 A.M.

The Clay County Board of Supervisors met July 24, 2012 as per public notice given in the Clay County News on July 18, 2012 a copy of the proof of publication being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Chairman Fintel presided with roll call showing the following present: Nuss, Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel. Minutes of the meeting held July 17, 2012 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, Ivan Fintel stated that the open meeting law poster is posted on the west wall in the back of the room.

Motion by Shaw and seconded by Schmidt to approve the minutes of the meeting held July 17, 2012 as mailed. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.

During public input, Melvin Haba asked Tom when they were starting work on Road B because Adams County was also doing road work in the area and until they were done he would be blocked in. Tom said they were starting today. Adams County Highway Supt. who was also present stated that they would be done with their work today or tomorrow.

Thomas Roemmich II, Highway Superintendent reported that they were taking out the fence and trees and may start taking out the bridge today (on Road B). Tom told the board that he had attended the meeting in Lincoln for the relaxation of standards. The county's request was granted.

The road work report was distributed. Motion by Samuelson and seconded by Johnson to approve the Highway Superintendent's road work report for the month of July 2012. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

Motion by Shaw and seconded by Anderson to open the public hearing at 9:17 A.M. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel. Motion carried.

Thomas Roemmich II, Highway Superintendent and Dawn Miller Adams County Highway Superintendent as well as Don Hubl, Melvin Haba and the chairman of the Little Blue Township were also present. Ms. Miller told the board that Adams County was bringing forth the issue of closing the road. The south bridge went down in 2005; both bridges have been closed since then. The road is on the county line so Clay County and Adams County would each be responsible for ½ of the materials. Estimated cost for each structure is \$118,000.00. She also reported that the Adams County Board will discuss this at their next meeting and decide if it is feasible to replace the bridges. Don Hubl, Melvin Haba and the chairman of the Little Blue Township board all spoke in opposition of closing the road. They would like to at least see the north half replaced and maintained. The chairman thanked everyone for their input. This will be put on the agenda for August 14, 2012. The chairman also told the group that their decision would depend on what Adams County decides.

Motion by Johnson and seconded by Anderson to close the public hearing at 9:45 A.M. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson, Schmidt and Fintel. Motion carried.

The bids for the backhoe were opened at 9:46 A.M. Bids were received from:
Murphy Tractor & Equipment Co. for a 2012 John Deere model 410K for \$77,665.00



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NMC for a 2013 Caterpillar model 420F for \$80,033.00
Titan Machinery for a 2012 Case model 580SHWT for \$75,000.00

Representative from all three companies were present and given an opportunity to speak and answer questions.

Motion by Schmidt and seconded by Shaw to table discussion of the bids until the next meeting, August 14, 2012, at 9:15 A.M. On roll call, yea: Shaw, Nuss, Samuelson, Anderson, Schmidt, Johnson and Fintel. Motion carried.

Bruce Rumsey, Weed Superintendent handed out pamphlets on Noxious Weeds of Nebraska and Sericea Lespedeza which is the next weed being recommended to add to the Nebraska Noxious Weed list. Bruce reported that 810 miles of right of way have been sprayed. These include 15 private and municipal jobs and county spraying, outposts, fairgrounds and for the Clay County Historical Society. Various volunteer tree patches and plum bushes have been treated. The predominate weeds being treated at this time, with emphasis on intersections are Giant Ragweed, Common Sunflowers, Bull Thistles and Bindweed. The Clay County tire recycling event will be held August 17, 2012 from 10:00 AM to 12 noon at the Clay County Fair Grounds. Twin Valley Weed Management Area is planning a Little Blue River inspection in August, for Saltcedar and Phragmites. State inspections of random quarters of land in Clay County have been completed with no noxious weeds being found.

Jeff Franklin, County Sheriff presented the preliminary budget requests for the Sheriff, Jail and Sheriff Grant funds. Roof repairs and repair of the sidewalk were also discussed. The sidewalk repair will be discussed again next meeting and Jeff will get more estimates for the roof.

Janis Johnson, Director Clay County Health Department presented the 4th quarter report and end of year stats. Janis went over both reports and answered questions.

Travis Songster, Custodian reported that he will be getting information on the down spouts for the Health Department this week. The problems with the air conditioning last week were discussed. A new sink was put in the Treasurers office; the wall in the Assessor's office has been fixed and carpets were cleaned at the Health Department.

The requests for the Inheritance Tax Fund and the General Miscellaneous funds were reviewed.

The board discussed a US Fish & Wildlife easement. Motion by Anderson and seconded by Johnson to reject the US Fish & Wildlife easement with Brian Shaw because the US Fish & Wildlife did not go through the proper procedures according to state statutes. On roll call, yea: Nuss, Samuelson, Anderson, Schmidt, Johnson, Shaw and Fintel. Motion carried.

Proceedings for the adoption of a resolution of intent pertaining to the upcoming road improvements were received from Ameritas Investment Corp. Adoption of this resolution does not require the County to issue any bonds. It is required by the Internal Revenue Code in order that the flexibility to recover any costs expended can be preserved.

Motion by Shaw and seconded by Nuss to adopt Resolution #12-10 a resolution of intent to preserve the flexibility of the County to make preliminary payments from funds on hand, if it chooses to do so, and then reimburse itself from bond proceeds if tax-exempt bonds should be issued in the future. On roll call, yea: Samuelson, Anderson, Schmidt, Johnson, Shaw, Nuss and Fintel. Motion carried.



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BE IT RESOLVED BY THE CHAIRPERSON AND COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF CLAY, NEBRASKA, as follows:

Section 1. That the Chairperson and Board of Supervisors of Clay County, Nebraska, do hereby declare this resolution to be the County's official declaration of intent under Internal Revenue Code Regulation Section 1.150-2 to provide for the incurring of indebtedness which may include reimbursements of expenditures made by the County in connection with the construction of road improvements within the County and all necessary appurtenances to said improvements. The preliminary estimate of debt contemplated to be issued for such projects is currently \$7,000,000.

Section 2. That up to the expenditure of the full amounts of such project described within this resolution, the County may advance funds as may be necessary for meeting the immediate costs of such improvements. It is the intent of the Chairperson and Board and the County's reasonable expectation that the County shall reimburse such expenditures as may be made from general funds on hand from the proceeds of the issuance of its debt obligations.

Section 3. That the County Clerk shall make a copy of this resolution available for public inspection at the main office of the County at all times during normal business hours within ten days after the adoption hereof. Such copies shall remain available for public inspection at all such times until the bonds or such other tax-exempt obligations contemplated herein are issued.

DATED this 24th day of July, 2012.

By /s/ Ivan Fintel, Chairperson

ATTEST: /s/ Deborah Karntaz, County Clerk

A resolution to reinstate the Road Improvement Fund was prepared by the County Attorney. Motion by Schmidt and seconded by Anderson to adopt Resolution #12-11 reinstating Road Improvement Fund. On roll call, yea: Anderson, Schmidt, Johnson, Shaw, Nuss, Samuelson and Fintel. Motion carried.

RESOLUTION NO. 12-11

BE IT RESOLVED by the Clay County Board of Supervisors of Clay County, Nebraska to establish a rural road improvement district fund.

1. That the Clay County Board of Supervisors does hereby find that there is a need to have a separate rural road improvement district fund for the purpose of accounting for and managing funds related to the improvement of Clay County roads.
2. That the most efficient method for handling such fund is to have a fund separate from the general fund.

WHEREFORE, it is hereby resolved that Clay County, Nebraska shall have a separate rural road improvement district fund to be established as allowed by law and to be maintained and managed as required by the laws of the State of Nebraska.

Approved this 24th day of July, 2012.

CLAY COUNTY BOARD OF SUPERVISORS By: /s/ Ivan Fintel, Chairman

ATTEST: /s/ Deborah Karnatz, Clay County Clerk



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The interlocal agreements that have been returned were signed by the chairman per the motion last week.

Loren Uden, Emergency Management Coordinator did not meet with the board.

Ted Griess, County Attorney did not meet with the board.

Motion by Anderson and seconded by Schmidt to approve the claims and authorize the County Clerk to issue warrants on the respective funds. On roll call, yea: Schmidt, Johnson, Shaw, Nuss, Samuelson, Anderson and Fintel. Motion carried.

GENERAL FUND

Employees, Full Time Wage	\$72,517.26
AFLAC, Insurance	824.86
Ameritas Life Ins., Retirement, Vision	11,794.75
Gene Arnold, Prior Service	7.00
Andersen Lawn Spraying, Spraying	463.60
AS Central, Service	12.00
Aspegren Repair, Repair	215.60
Baird & Griess, Wireless, Postage	29.40
Barb Barnett, Mileage	33.74
Big Daddy's Diner, Meals	64.81
Blue Cross Blue Shield, Ins.	38,808.26
Bob Barker Co., Supplies	125.27
Donna Boeka, Prior Service	12.00
Bottorf & Maser, Service	1,908.19
Business World, Supplies	91.63
Cash-Wa Candy, Supplies	142.99
City of Clay Center, Water	808.85
Clay Center Lumber, Supplies	99.43
Clay Center Market, Supplies	1,594.20
Clay County Clerk, Filing	11.00
Clay County News, Ads	318.10
Clay County Sheriff, Fees	117.65
Clay County Treasurer, Postage	373.52
Clerk of the Dist Court, Fees	171.00
Colonial Life, Insurance	55.00
Contronics Industrial Comm. Systems, Supplies	162.61
Connecting Point, Parts & Labor, Internet	763.75
Corner Market, Supplies	488.04
Cornerstone Bank, Withholding, Supplies	23,456.51
CPI, Fuel	1,772.06
Credit Management, Garnishment	322.70
Culligan's of Hastings, Rent	61.65
Digital-Ally, Supplies	420.00
Division of Comm., Service	448.00
Don's Lawn Service, Service	500.00



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Douglas MFG Corp., Supplies	1,082.22
Michael Drennen, Witness fees, Mileage	36.65
Eakes, Supplies	3,118.66
Elite Court Reporting, Service	74.10
ERC Communications, Repair	222.00
Ivan Fintel, Mileage	7.77
First Concord Benefits Group, Sec. 125	3,621.51
For All Seasons, Supplies	10.50
Christine Flesner, Prior service	12.00
Friesen Chevrolet Inc., Service	60.16
George's 66 Service, Fuel	657.54
Lawrence Griess, Prior service	10.00
GTF Services, LLC, Garnishment	357.95
Janet Hajny, Prior Service	25.00
Heiman Fire Equipment, Supplies	44.71
Hometown Leasing, Rent	1,121.33
Jacks Uniforms & Equipment, Supplies	35.99
Juror's, Jury duty & Mileage	2,968.65
Larry's Pest Control, Service	35.00
Lehman Reporting Service, Service	67.65
Barry Love, Mileage, Meals, Lodging	1,469.00
Lynn Peavey Co., Supplies	47.88
Robert Matticks, Prior service	25.00
Madison National Insurance Services Inc, Ins.	45.26
MC/Election Source, Equipment	176.58
MIPS, Support	3,176.71
Moore Medial LLC.,	612.43
NACEB, Dues	100.00
Nationwide, 457 Plan	425.00
NSA & POAN, Registration	190.00
NE Dept of HHS, Qtrly billing	11.88
NE Health & Human Services, Lincoln, Beatrice	270.00
Tina Nelson, Mileage	37.74
O'Keefe Elevator Co. Maintenance	281.07
Payne Construction, Service	420.00
Deanna Peshek, Supplies	37.28
Sarah Peshek, Cleaning	500.00
Platte Valley Comm. of Hastings, Supplies	3,625.95
Quartermaster, Supplies	92.92
Region 3 Behavioral Services, 1st Qtr 2011-2012	3,458.74
Ridgway Repair, Service	245.18
Gerald Schmidt, Mileage	5.00
Secretary of State, Supplies	40.00
Seiler & Parker, Service	418.40
Joni Skalka, Supplies	7.00



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South Central PET Region, Dues	100.00
Source Gas, Utilities	148.81
South Central Public Power, Utilities	2,782.48
State of NE HHS Lab, Service	336.00
Cindy Strasheim, Phone	25.00
Janice Stratman, Supplies	89.28
Sullivan, Shoemaker PC LLO, Service	2,958.70
Sutton Auto Supply, Supplies	83.23
Sutton Pharmacy, Supplies	80.28
Theobald Law Office, Service	1,297.16
U of N Lincoln, Supplies	305.99
US Bank, Meals, Lodging, Supplies	4,328.72
Verizon Wireless, Cell Phones	341.20
Wal-Mart, Supplies	56.16
Walter F Steven, Supplies	55.95
Holli Weber, Mileage	222.00
Whelan & Scherr, Glen & Mead, Service	2,330.55
Windstream, Service	1,448.18
Woodward's, Garbage	105.00
York County Sheriff, Service	23.18

ROAD FUND

Employees, Full Time Wage	\$34,323.69
Ace Irrigation & Mfg, Supplies	330.00
AFLAC, Insurance	343.59
Ameritas Life Ins., Retirement, Vision	5,165.64
ARTeCK Ent., Supplies	28.88
Aurora Coop, Fuel	89.69
AXXent Building Systems, Building	22,736.00
Beck's Farm Equipment, Inc., Supplies	65.81
Blue Cross Blue Shield, Ins.	828.18
City of Clay Center, Water	54.18
City of Edgar, Utilities	32.12
City of Fairfield, Utilities	65.30
City of Harvard, Utilities	48.00
City of Sutton, Utilities	29.50
Clay Center Market, Supplies	233.61
Clay County Treasurer, Postage	5.30
Colonial Life, Insurance	36.32
Cooney Refrigeration, Repair	93.77
Cornerstone Bank, Withholdings	10,561.67
CPI, Fuel, Tires	7,996.98
Deweese Sand & Gravel, Gravel	13,070.78
Diamond Mowers Inc., Supplies	589.51
Don's Lawn Service, Service	500.00



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Fastenal, Supplies	55.60
Filter Care of NE, Supplies	101.35
First Concord Benefits Group, Sec. 125	80.00
Fleet Pride, Parts & Labor	516.85
George Bros., Fuel	4,905.28
George's 66 Service, Fuel	172.79
Ken & Al's Service Inc., Fuel, Supplies	5,153.38
Kirkham Michael, Engineering	15,760.00
Kully Pipe & Steel Supply, Repair	501.63
Madison National Insurance Services Inc, Ins.	22.20
Mid Nebraska Aggregate, Gravel	9,407.00
Mid-Plains Power LLC., Part & Labor	78.24
Midwest Service & Sales, Supplies	4,284.00
Murphy Power Plan, Parts	1,954.37
Napa Auto Parts, Parts	66.08
NCS Equipment Inc., Rental	1,355.00
Newman Traffic Signs, Supplies	2,335.50
NMC Exchange, Supplies, Labor & Parts	1,898.24
Oregon Trail, Supplies	726.05
Paramount Linen & Uniforms, Supplies	72.64
R & K Service, Fuel	3,287.93
Ridgway Repair, Service	404.31
Source Gas, Utilities	99.39
South Central Public Power, Utilities	230.67
Stern Oil Co., Supplies	3,567.13
Straight-Line Striping Inc., Service	25,073.40
Superior Outdoor Power Center, Supplies	56.82
Sutton Lumber, Supplies	59.75
Joe Svoboda, CDL	75.00
Thermo King Christensen, Supplies	135.00
Windstream, Service	102.57
Woodward's, Garbage	42.50

HEALTH FUND

Employees, Full Time Wage	\$5,849.89
Deb Ablott, Mileage	16.10
Ameritas Life Ins., Retirement	985.77
Blue Cross Blue Shield, Ins.	897.69
Eleanor Clark, Mileage, Reg	319.13
Clay Center Lumber, Supplies	6.79
Clay County New, Ad	61.51
Cornerstone Bank, Withholdings	2,310.62
Culligan's of Hastings, Supplies	10.00
Eakes, Supplies	119.75
Kristi Eggers, Mileage	16.65



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First Concord Benefits Group, Sec. 125	125.00
Janet Hajny, Mileage	10.55
Janis Johnson, Mileage	258.63
Pamela Maynard, Mileage	16.65
Wal-Mart	1,272.00
Windstream, Service	281.95

E911 FUND

Windstream, Service	565.71
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WEED FUND

Employee, Full Time Wage	\$2,277.27
AFLAC, Insurance	104.00
Ameritas Life Ins Co., Retirement	364.90
Beck's Farm Equipment, Inc., Supplies	78.97
Connecting Point, Internet	28.50
Cornerstone Bank, Withholdings	961.54
CPI, Fuel	492.16
Bruce Rumsey, Meal, Lodging	13.05
South Central Public Power, Utilities	32.34
Windstream, Service	51.26

911 FUND

Connecting Point, Internet	\$68.50
Platte Valley Comm. of Hastings, Supplies	2,877.00
Windstream, Service	328.73

Motion by Nuss and seconded by Samuelson to adjourn this meeting at 11:47 A.M.; next meeting scheduled for August 14, 2012. On roll call, yea: Johnson, Shaw, Nuss, Samuelson, Anderson, Schmidt and Fintel. Motion carried.

Deborah Karnatz, County Clerk

Ivan Fintel, Chairman