



Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, August 27, 2019 at 9:00 A.M.

The Clay County Board of Supervisors met August 20, 2019 as per public notice given in the Clay County News on August 14, 2019 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: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Minutes of the meeting held August 20, 2019 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. All present stood for the Pledge of Allegiance.

Motion by Bitterman and seconded by Pavelka to approve the minutes of the meeting held August 20, 2019, as mailed. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

There was no Public Input.

Thomas Roemmich II, Highway Superintendent reported on road and culvert work. Gravel is being hauled. Supervisors Bitterman and Fintel met with Tom and a representative of the railroad to discuss a bridge by Sutton. It sounds like there may be funding for the bridge replacement.

Seven easements were presented.

Motion by Bitterman and seconded by Johnson to approve the request from Hamilton Telephone Co. to bury a fiber optic cable for telecommunications across Road S from SE ¼ Section 2, T8N-R6W to NE ¼ Section 11, T8N-R6W. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried.

Motion by Pavelka and seconded by Shaw to approve the request from Glenwood Telephone Membership Corp. to bury a fiber optics cable occupying county road right of way in Sections 32, 33, 34, 35 & 36 Spring Ranch Township and Sections 31 & 32 Fairfield Township. On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried. (legal descriptions and map filed with request)

Motion by Shaw and seconded by Pavelka to approve the request from Glenwood Telephone Membership Corp. to bury a fiber optics cable occupying county road right of way in Sections 27, 28 & 29 Edgar Township. On roll call, yea: Shaw, Bitterman, Pavelka, Schmidt, Johnson and Fintel; absent: Samuelson. Motion carried. (legal descriptions and map filed with request)

Motion by Johnson and seconded by Pavelka to approve the request from Glenwood Telephone Membership Corp. to bury a fiber optics cable occupying county road right of



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way in Sections 2, 11, 14, 15, 16, 21 & 28 Fairfield Township and Sections 2, 11, 14, 23, 26 & 35 Lone Tree Township. On roll call, yea: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Motion carried. (legal descriptions and map filed with request)

Motion by Bitterman and seconded by Johnson to approve the request from Glenwood Telephone Membership Corp. to bury a fiber optics cable occupying county road right of way in Sections 10, 11, 15, 19, 20, 21, 22, 30 & 31 Sutton Township. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried. (legal descriptions and map filed with request)

Motion by Bitterman and seconded by Johnson to approve the request from Glenwood Telephone Membership Corp. to bury a fiber optics cable occupying county road right of way in Sections 2 & 11 Sutton Township. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried. (legal descriptions and map filed with request)

An easement request from Windstream was presented. Motion by Johnson and seconded by Bitterman to approve the request from Windstream Nebraska, Inc. to construct telecommunications facilities occupying the Right-of-Way in the SE ¼ Section 7, T7N-R5W. On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried.

Ted Griess, County Attorney presented a resolution and purchase agreement for the purchase of the old food pantry building. Ted will contact a surveyor to survey the properties being purchased. What to do with the items left in the old Services Building was discussed. The consensus at this time is that they would be sold with the building.

Motion by Johnson and seconded by Bitterman to adopt Resolution #19-17 for the purchase of part of Lot 19, Block 18 First Addition to Clay Center for \$5000.00 and authorize the chairman to sign all documents to complete this purchase. On roll call, yea: Shaw, Bitterman, Pavelka, Schmidt, Johnson and Fintel; absent: Samuelson. Motion carried.

RESOLUTION NO. 19-17

BE IT RESOLVED by the Clay County Board of Supervisors to enter into an agreement with the Clay County Food Pantry, Inc., for the purchase of a part of Lot 19, Block 18, First Addition to the City of Clay Center, Clay County, Nebraska, for the price of \$5,000.00. All other terms and conditions to be included in a purchase agreement. FURTHER, it is resolved that the Chairman of the Clay County Board of Supervisors is authorized to sign any and all documents necessary to complete the above purchase.

Dated: August 27, 2018

Clay County Board of Supervisors by: /s/ Ivan Fintel, Chairman

ATTEST: /s/ Deb Karnatz Clay County Clerk

The chairman signed the above resolution and the Purchase Agreement.



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Bruce Rumsey, Weed Superintendent reported that he has been spraying right of ways. He will begin Fall spraying next month. He will spend a day working at the Nebraska State Fair and Husker Harvest Days.

Jeff Franklin, County Sheriff reported on the progress of replacing computers in that department. He will be ordering a camera to be placed at sites where illegal dumping has been taking place. Jeff answered questions from the board concerning what happens when calls come in about pivots watering roads. The Board asked for a log to be kept of these type of calls so habitual offenders can be identified and the records can be turned over to the County Attorney.

Tim Lewis, Emergency Manager reported on damages and road conditions from the latest storms. A disaster declaration was presented for the chairman's signature. Contact has been made with NEMA and information and bills are being gathered to turn in for reimbursement. Once the survey of the new properties is completed, preparations for a generator to be located on the property will begin. A vehicle for the EM has been found at Nebraska Federal Surplus and Tim will work out the details to go pick it up.

Motion by Johnson and seconded by Bitterman to authorize Tim Lewis, EM to purchase a 2010 Chevy Suburban from Nebraska Federal Surplus for \$15,000.00. On roll call, yea: Bitterman, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Samuelson. Motion carried.

Mike Carroll, Custodian reported that he had ordered the de-icer and sealer. The floor drain in the men's restroom has been fixed. Water in an electrical panel has been resolved. The tree at the end of the sidewalk on the west side of the courthouse has been looked at; it needs iron and sulfur. Jenny Rees will do the iron injections. Someone will be contacted to remove the dead fall from the trees. Someone from Ziemba has examined the roof of the courthouse. It will need to be replaced in the next 3 to 4 years. Mike will move the water heater from the old Services Building to the courthouse basement. The Board gave him the ok to purchase a washer and dryer to be placed in the basement for cleaning rags. The plumber will be contacted to replace the drain in the sink in the old Supt. room and to replace plumbing in the Judges chamber on the 3rd floor.

Gene Ulmer, CPA, distributed and discussed an updated spreadsheet with some new information. The levy ends up being slightly less than last week's projection; .2408 instead of .2442.

"Pursuant to State Statute Section 23-347. Within two calendar months after the close of each fiscal year, each county officer shall make, acknowledge under oath, and file with the county board of his or her county an inventory statement of all county personal property in the custody and possession of said officer." The inventories that were received from the various offices were distributed.

Motion by Schmidt and seconded by Shaw to approve the following inventories: Supervisor districts 1, 2, 3, 4, 5, 6 & 7; County owned property; Board of Supervisor's Board Room; Clerk; Assessor; Treasurer; County Court; Clerk of District Court; County Attorney; Veteran Service Officer; Clay County Extension; Zoning; Custodian; Health



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Department; Weed Department; Sheriff's Department; Highway Department; 911 and Emergency Manager and place on file in the County Clerk's office. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel; absent: Samuelson. Motion carried.

Claims were distributed for review and discussion.

Motion by Johnson and seconded by Bitterman to approve the claims that were presented and authorize the County Clerk to pay from the appropriate funds. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Pavelka and Fintel; absent: Samuelson. Motion carried.

GENERAL FUND

Employees, Full Time Wage	105,949.14
Adams County Clerk, Probation	2,540.00
Action Auto, Supplies	9.62
AFLAC, Insurance	419.25
Alan Witte Sales & Service, Supplies	41.98
AlarmLink, Annual monitoring	383.40
Ameritas Life Ins., Retirement	16,167.33
Aspegren Repair, Repairs	568.58
Baby's Backyard Barbecue, Supplies	162.86
Baird & Griess, Wireless	24.25
Barb Barnett, Mileage, Supplies	44.49
Bear Graphics Inc., Supplies	601.65
Julie Bergen, Supplies	68.06
Bob Barker Company, Inc., Supplies	141.40
Joni Bitterman, Parking, Supplies	24.32
Black Hills Energy, Utilities	151.95
Blue Cross Blue Shield, Ins.	43,541.20
Don Bottorf, Attorney fees	308.75
Stan Brennfoerder, Mowing	575.00
Carey's Pest Control, Spraying	100.00
Mike Carroll, Supplies	12.43
Central District Meeting, Registration	160.00
Clay Center Dental Clinic, Service	310.00
Clay County Ag Society, Annual Utilities	1,000.00
Clay County Deputies, Phone allowance	140.00
Clay County News, Notices	1,303.16
Clay County Sheriff, Fees	237.04
Clay County Treasurer, Postage	1,231.38
Clearly, Phone service	188.22
Clerk of the District Court, Filing Fees	99.00
Colonial, Ins	497.03
Cooney Refrigeration LLC., Repairs	329.95
Connecting Point, Service, Internet	382.95



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Cornerstone Bank, Withholdings	35,670.03
CPI, Fuel	4,993.54
Credit Management Services, Garnishments	427.64
Culligan's of Hastings, Rent	11.00
DAS State Accounting, Service	512.00
DeLarm, Lori, refund for Colonial deduction	107.20
Michael Dennis, Buddy Check	31.25
Dewitt Funeral Home, County burial	1,750.00
Dollar General, Supplies	121.20
Don's Lawn Service, Mowing	770.00
Douglas County Sheriff's Dept., Service	20.83
Eakes, Supplies	4,087.75
Emergency Medical Products, Supplies	62.28
First Concord Benefits Group, Sec. 125	2,364.18
gWorks, Contract	11,700.00
Robin Gilbert, Mileage	84.68
Global Equipment Company, Supplies	814.04
Grand Jury, Juror fees & Mileage	861.42
Hamilton County Treasurer, VSO Contract	2,291.67
Doug Hartman, Supplies	55.94
Harvard Foodmart, Supplies	1,205.16
Hastings Tribune, Advertising	234.68
Natalie Holman, Supplies	45.42
Hometown Leasing, Lease	1,973.99
Kearney County Clerk, Bailiff	8,277.24
Paul Koenig, Cleaning illegal dumpsite	1,089.84
Sarah Krause, Cleaning	500.00
Kustom Signals Inc., Service	975.00
Langvardt, Valle & James, PC LLO, Attorney fees	1,178.00
Madison National Life, Ins.	137.60
Menards, Supplies	272.21
Mid Nebraska Individual Services Inc., 1st Qtr. funding	1,635.50
Midland Area Agency on Aging, Membership & Commodities	2,299.00
MIPS, Service	3,031.09
Mustang Inc, Banner	202.98
Nationwide, 457 Plan	1,125.00
NE Assoc. of Co. Clerks, ROD & Election Comm., Reg	100.00
NACO, Posters	12.00
Nebraska Dept of Revenue, Reg., Levy	1,770.97
Quality Sound & Communications Inc., Rental	147.00
William Ouren, Service	75.00
Rasmussen Mechanical Service, Service	717.00
Region 3 Behavioral Health Services, 1st Qtr. Funding	3,974.87
Ryan Law Office, Attorney fees	405.36
Mike Sindelar, Mileage	201.55



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Sirchie Command Every Scene, Supplies	127.53
Skalka& Baack Law Firm, Attorney fees	1,487.86
Jane Skolaut, reimbursement	50.46
South Central Public Power, Utilities	2,696.20
Sullivan, Shoemaker, Attorney fees	2,600.00
Sutton Auto Supply, Supplies	2.19
Sutton Lumber, Supplies	73.21
Unite Private Networks LLC, Internet	450.00
US Bank, Supplies	497.98
US Cellular, Cell Phones	273.90
Brandy VanDewalle, Mileage	83.52
Verizon Wireless, Cell Phones	139.30
Vision Service Plan (CT), Vision	373.09
Walmart	619.76
Windstream, Service	719.58
Woodward's, Garbage	205.00
York County Sheriff, Service fees	59.48
Ziamba Roofing Co., Repairs	215.00

ROAD FUND

Employees, Full Time Wage	52,045.78
Action Auto, Supplies	383.80
AFLAC, Insurance	977.53
Ameritas Life Ins., Retirement	7,348.88
Auca Chicago Lockbox, Supplies	428.06
Aurora Cooperative, Supplies	4.56
Auto Glass Experts, LLC, Repairs	105.00
Beck's Farm Equipment, Supplies	119.30
Black Hills Energy, Utilities	258.01
Blue Cross Blue Shield, Ins.	283.86
Cardinal Tool & Die, Supplies	1,500.00
Central District Meeting, Registration	40.00
City of Edgar, Utilities	52.00
City of Fairfield, Utilities	64.80
City of Harvard, Utilities	54.50
City of Sutton, Utilities	107.53
Colonial Life, Ins	480.34
Connecting Point, Internet	38.50
Cornerstone Bank, Withholdings	16,550.81
Cornhusker Cleaning Systems, Supplies	316.32
CPI, Fuel	5,722.99
CW Rainforth Sales, Supplies	273.20
Deweese Sand & Gravel, Gravel	43,061.09
Diamond Mowers Inc., Supplies	356.75
Dollar General, Supplies	57.80



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Don's Lawn Service, Mowing	550.00
Eakes, Supplies	24.20
First Concord Benefits Group, Sec. 125	510.00
Friesen Chevrolet Inc., Parts	49.95
George Brothers Propane, Fuel	11,471.06
George's 66 Service, Fuel	117.55
gWorks, Contract	600.00
Hamilton Telecommunication, Internet	85.41
Harvard Foodmart, Fuel	224.06
Hays Land Surveying, Surveyor costs	811.40
John Deere Financial, Parts	1,904.07
Ken & Al's, Fuel, Parts, Labor	3,280.50
Kully Pipe & Steel Supply Inc., Supplies	15.77
Madison National Life, Ins.	45.91
Mary Lanning Healthcare, Drug test	25.00
Menards, Supplies	433.53
Mid-Nebraska Aggregate Inc., Gravel	22,461.80
Midwest Service & Sale, Culvert	4,140.00
MIPS, Service	128.08
Murphy Tractor & Equipment Co., Parts	2,543.90
Nationwide, 457 Plan	250.00
Newman Traffic Signs, Signs	80.95
NMC Exchange, Parts & Labor	2,361.42
Nutrien Ag Solutions Inc., Fuel	220.28
Onken Farms Trucking, Service	23,070.07
Pavelka, Supplies	175.14
Petro Plus Inc., Supplies	376.60
R & K Service, Fuel	98.55
Ridgway Repair, Service	176.78
South Central Public Power, Utilities	402.56
Southern Power Dist., Utilities	88.53
Sutton Auto Supply, Supplies	28.99
True Blue Diesel, Parts & Labor	656.09
VanKirk Sand & Gravel Inc., Box Culvert	79,662.16
Village of Trumbull, Utilities	82.00
Vision Service Plan (CT), Vision	221.45
Windstream, Service, Internet	430.41
Woodward's, Garbage	47.50

COUNTY EQUIPMENT SINKING FUND

Connecting Point, Equipment	56.64
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VISITORS PROMOTION FUND

Harvard Community Foundation, Grant Funds	411.73
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ROD P M FUND

MIPS, Service	445.12
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INHERITANCE FUND

Charter Title & Escrow, Service	39,944.50
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HEALTH FUND

Employees, Full Time Wage	11,107.28
Aflac, Insurance	37.50
Ameritas Life Ins. Co., Retirement	1,654.94
Dixie Burgmaier, Mileage	8.70
Clay County News, Notices	50.00
Colonial, Ins	41.63
Cornerstone Bank, Withholdings	3,951.26
Culligan's of Hastings, Rent	35.00
Eakes, Supplies	41.24
First Concord Benefits Group, Sec. 125	258.33
GlaxoSmithKline Pharmaceuticals, Vaccines	1,440.60
Hopkins Medical Products, Supplies	52.35
Sara Marshall, Mileage	492.42
Shared Services Systems, Grant Supplies	86.92
Laurie Sheridan, Mileage	127.02
US Postal Services	75.00

911 FUND

Black Hills Energy, Utilities	35.38
Connecting Point, Internet	68.50
Clay County News, Notices	79.05
gWorks, Contract	7,875.00
South Central Public Power Dist., Utilities	114.19
Windstream, Phone	517.70

E911 FUND

Windstream, Phone	751.56
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WEED FUND

Employees, Full Time Wage	3,201.41
AFLAC, Insurance	38.48
Ameritas Life Ins Co., Retirement	503.82
Black Hills Energy, Utilities	31.91
Connecting Point, Internet	28.50
CPI, Fuel	359.79
Cornerstone Bank, Withholdings	1,496.00
Friesen Chevrolet Inc., Repairs	128.09
Nationwide, 457 Plan	365.00
Bruce Rumsey, Supplies, Postage	67.82



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South Central Public Power Dist., Utilities
Windstream, Phone

35.21
59.29

Motion by Pavelka and seconded by Schmidt to adjourn this meeting at 12:31 P.M.; next regular meeting scheduled for September 10, 2019. On roll call, yea: Johnson, Shaw, Bitterman, Pavelka, Schmidt and Fintel; absent: Samuelson. Motion carried.

Deb Karnatz, County Clerk

Ivan Fintel, Chairman