



Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, January 14, 2020 at 9:00 A.M.

The Clay County Board of Supervisors met January 14, 2020 as per public notice given in the Clay County News on January 8, 2020 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: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Minutes of the meeting held December 31, 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 Shaw and seconded by Pavelka to approve the minutes of the meeting held December 31, 2019 as mailed. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson, and Fintel; absent: Bitterman. Motion carried.

The chairman asked if there was any other old business; there was none.

Motion by Schmidt and seconded by Johnson there being no further old business, to adjourn the business meeting for the year 2019, Sine Die. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Motion by Schmidt and seconded by Samuelson to appoint Deb Karnatz to act as Temporary Chairman. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried.

Ballots were spread for election of the Chairman of the County Board of Supervisors with the following results: Fintel 3, Schmidt 1 and Johnson 2. Motion by Johnson and seconded by Shaw that the informal ballot be made formal and declare Ivan Fintel Chairman for the year 2020. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt and Johnson; abstain: Fintel; absent: Bitterman. Motion carried.

Ballots were spread for election of the Vice-Chairman of the County Board of Supervisors with the following results: Schmidt 2 and Johnson 4. Motion by Shaw and seconded by Pavelka that the informal ballot be made formal and declare L. Wayne Johnson Vice Chairman for the year 2020. On roll call, yea: Samuelson, Pavelka, Schmidt, Shaw and Fintel; abstain: Johnson; absent: Bitterman. Motion carried.

Roll call was taken by the newly elected Chairman to commence business for the 2020 year showing the following present: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

The board discussed the various governing boards they are on and explained a little bit about each one for the new members.



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Motion by Shaw and seconded by Johnson to appoint Eric Samuelson to serve on the Mid-Nebraska Individual Services, Inc. board with Gerald Schmidt as alternate. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Motion by Schmidt and seconded by Shaw to appoint Scott Bitterman to serve on the Midland Area Agency on Aging board with L. Wayne Johnson as alternate. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried.

Motion by Samuelson and seconded by Shaw to appoint Ivan Fintel to serve on the Region 3 Behavioral Services board with James Pavelka as alternate. On roll call, yea: Shaw, Samuelson, Pavelka, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.

Motion by Johnson and seconded by Samuelson to appoint Dick Shaw to serve a three-year term on the Clay County Health Board with Gerald Schmidt as alternate. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.

Motion by Samuelson and seconded by Pavelka to appoint Dick Shaw to serve on the South Heartland District Health board with Scott Bitterman as alternate. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

Motion by Shaw and seconded by Schmidt to appoint L. Wayne Johnson and Gerald Schmidt to serve on the LEPC committee. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Motion by Schmidt and seconded by Samuelson to appoint L. Wayne Johnson and Jim Pavelka to serve on the Clay County 9-1-1 committee. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried.

Bruce Rumsey has been the representative on the RC&D board and said he would be willing to continue serving. Motion by Shaw and seconded by Johnson to appoint Bruce Rumsey to serve on the Trailblazer RC & D board with Scott Bitterman as alternate. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

Barb Barnett, Zoning Administrator was asked if she would be willing to continue to serve on the South Central Economic Development District board. Barb said she is the chair of that board and would like to continue serving.

Motion by Johnson and seconded by Shaw to appoint Barb Barnett to represent Clay County on the South Central Economic Development District board with Gerald Schmidt as alternate for the year 2020. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.



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Motion by Shaw and seconded by Samuelson to appoint Deb Karnatz as NIRMA contact person for 2020. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

Motion by Samuelson and seconded by Pavelka to designate the Clay County News as the county's official newspaper for 2020. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Designation of the broadcast media for Clay County was discussed. Motion by Samuelson and seconded by Schmidt to designate KHAS radio station and KSNBC Nebraska TV station as licensed broadcast media for 2020. On roll call, yea: Johnson, Shaw, Bitterman, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Motion by Johnson and seconded by Pavelka to designate the Clay County website as an additional method of publishing notice of meetings of the Board of Supervisors/Board of Equalization; other departments may use this method at their discretion. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

The Treasurer submitted a list of banks that are available to hold the deposits and CD's for Clay County. Motion by Johnson and seconded by Shaw that the following banks be named as holding agencies for county funds for the year 2020: Cornerstone Bank branches in Clay Center, Edgar, Harvard, Glenvil, Sutton and York; Waypoint Bank Clay Center; Astra Bank Sutton; and Pinnacle Bank Fairfield. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.

Thomas Roemmich II, Highway Superintendent reported on bridge projects. The box culvert projects should be ready for the bid process by the end of February or the first of March. The Board talked to Tom about some issues that had been brought to them by the public concerning different areas of the county.

The December Road work report was presented. Motion by Schmidt and seconded by Pavelka to approve the Highway Superintendent's road work report for the month of December 2019. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

Motion by Johnson and seconded by Shaw to advertise the public hearing for the 1 & 6 Year Road Plan to be held on February 11, 2020 at 9:15 A.M. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Motion by Samuelson and seconded by Shaw to advertise for gravel bids to supply gravel for the county roads for the year 2020; bids to be opened on Feb. 18, 2020 at 9:15 A.M. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried.

The Fee Reports were distributed. Motion by Shaw and seconded by Schmidt to approve the fee reports for the following county officials for the month of December 2019: County Clerk \$15,011.18; County Court \$11,493.79; Clerk of District Court



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\$10,057.42; Sheriff's fees \$1,084.19 and County Treasurer receipts numbered 19120001 through 19120038 in the amount of \$227,327.20. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

The fiber optic has been installed in the Clay County Services Annex Building and at the Sheriff's department. A proposal for the phones, installation and tech support has been received from BTS communications. This proposal was forwarded to the Board prior to this meeting.

Motion by Johnson and seconded by Samuelson to accept the proposal from BTS Communications for new phones, installation and support for the Clay County offices in the Clay County Services Annex Building. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.

Robin Gilbert, County Treasurer went over the semi-annual statement and answered questions. Motion by Pavelka and seconded by Samuelson to accept the semi-annual statement from July 1, 2019 to December 31, 2019 as presented by the County Treasurer. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson, and Fintel; absent: Bitterman. Motion carried.

Ted Griess, County Attorney reported that he was proceeding with the tax foreclosure. The first hearing will be January 22nd and the process will continue after that. There will probably be at least two sales in July. Procedures for the solar workshop informational meeting next week were discussed. The courtroom on the 3rd floor is available for that meeting in case extra room is needed to accommodate the public interested in attending. Icy or unsafe conditions on the courthouse sidewalks due to weather conditions were discussed. The north entrance is the main problem.

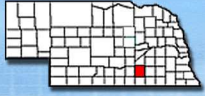
Motion by Schmidt and seconded by Johnson that the Custodian (Mike Carroll) is give discretion to block off any dangerous entrance or exit including sidewalks to the courthouse to eliminate hazardous conditions. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Andy Forney, D.A. Davidson presented information on interest rates and savings the county could see by moving forward with the re-funding the bonds at this time. Motion by Shaw and seconded by Samuelson to move forward with re-funding bonds with D.A. Davidson and authorize the chairman to sign the Deemed Final Certificate. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried.

The board signed the Annual Report of County Officers, Signatures and Seals as requested by the Secretary of State.

There was no public input.

Motion by Samuelson and seconded by Shaw to adjourn this meeting at 11:36 A.M.; next regular meeting scheduled for January 21, 2020. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.



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Because the Board of Supervisor meeting adjourned early, the Weed Control Board met early.

Motion by Pavelka and seconded by Johnson to enter session as the Weed Control Board at 11:37 A.M. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried.

Copies of the Activity Report for 2019, the Noxious Weed Control Plan for 2020, Infestation Report, Budget Report and the Nebraska Invasive Plant Watch List were passed out to the board for their review. Bruce went over the reports and answered questions.

Motion by Pavelka and seconded by Samuelson to adjourn at 11:48 A.M. as the Weed Control Board. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

Deb Karnatz, County Clerk

Ivan Fintel, Chairman