



# Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, May 26, 2020 at 9:00 A.M.

The Clay County Board of Supervisors met May 26, 2020, as per public notice given in the Clay County News on May 20, 2020. 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. Pursuant to "Executive Order No. 20-03 Coronavirus Public Meetings Requirement Limited Waiver", the County Board will be conducting their meetings by video-conference or by telephone conferencing or by conferencing by other electronic communication so long as there is made available at such meeting access to members of the public and to members of the media. The waiver shall apply to all public governing body meetings that occur effective March 17, 2020 through May 31, 2020." This meeting was held via WebEx. Instructions to join the meeting through audio and/or video were published in the advanced notice of this meeting, on the county website and on the agenda. Chairman Fintel presided with roll call showing the following present Bitterman, Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel. Minutes of the meeting held May 19, 2020 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 act is posted on the Clay County website on the Public Notice page.

Motion by Johnson and seconded by Pavelka to approve the minutes of the meeting held May 19, 2020 as mailed. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel. Motion carried.

All information being discussed was emailed to the Board prior to the meeting and available to the public upon request.

There was no Public Input at this time.

Thomas Roemmich II, Highway Superintendent reported on road work due to water crossing the roads from the past few days rain. They are checking roads again today and working in the shops.

Some miscellaneous items were taken care of at this time.

Bruce Rumsey asked that information for the electronic recycling be passed on to the Board. It has been rescheduled for June 18, 2020 from 8:00 AM until noon. It will be organized in such a way that there should be no close contact with anyone dropping off items. The Board had no objection to the date change.

Information from Wes Ehlers, WJE Consulting LLC was emailed to the Board along with the Agreement for his services. The agreement is to prepare the Clay County indirect cost allocation plans for FY ending in 2019, 2020 and 2021 which will result in cost reimbursement in FY 2021, 2022 and 2023.



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Motion by Shaw and seconded by Pavelka to enter into a three-year agreement with WJE Consulting LLC for professional consulting services for indirect cost allocation plans. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman, Samuelson and Fintel. Motion carried.

The cost for boring for electrical access, moving and hooking up the generator from the schoolhouse to the courthouse was discussed. It was suggested that this discussion be held once complete packages of costs are received. Putting the generator on a trailer so that it could be moved and used anywhere in the county if the need should arise was also discussed. This will be placed on the agenda for the next meeting.

Motion by Pavelka and seconded by Samuelson to open the public hearing for vacation of part of Road 310 at 9:15 A.M. On roll call, yea: Schmidt, Johnson, Shaw, Bitterman, Samuelson, Pavelka and Fintel. Motion carried.

Tom Roemmich II, Highway Supt. was present. The Chairman asked if there was anyone on the phone or WebEx for public comment; nothing was heard. No written or oral comments or objections were received.

The Highway Superintendent explained that the section of road in question is a dirt road that has not been maintained for many years. The road is overgrown with trees on the East end, overgrown with grass on the west end, is a dead-end road, and the road is impassable to the public. This section of road has mainly been used by the adjoining landowner for access to their property. The same person owns the property on both sides of the road. The vacating of this section of road would not deny any access to the adjoining properties or access to the railroad.

The Chairman again asked if there were any comments from anyone who had joined the meeting. None was heard.

Motion by Samuelson and seconded by Johnson to close the public hearing at 9:18 A.M. On roll call, yea: Johnson, Shaw, Bitterman, Samuelson, Pavelka, Schmidt and Fintel. Motion carried.

While waiting for the county attorney, more miscellaneous items were taken care.

There was no information as far as a timeline for Planning and Zoning for solar regulations.

For the update on public access to the courthouse, Supervisors Fintel and Johnson and Tim Lewis met with the courthouse elected officials last week to discuss the process for public access to county offices. Chairman Fintel reported on that meeting. Supplies and equipment have been ordered. In order to protect the public, employees and keep the offices open to conduct business, it was decided to wait until all have arrived and been put into place before the public will be notified of limited access to the courthouse offices. Access to offices will be by appointment only. Conducting business through internet, phone, fax and email will still be strongly encouraged. Masks will be required to be worn in the courthouse as well as hand sanitizer use. Everyone entering will be asked the recommended questions and other requirements may be put into place as



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situations dictate. When the time comes, there will be guidelines for public access and use that will be published in the Clay County News, on the county's website and on social media. Anyone can call the individual offices if they have questions.

Supervisor Johnson told those at the meeting that the Board planned to meet at the Fairgrounds Activity Building in June.

The end of the year reports will be reviewed to see if any budgets will be overspent. The Clerk asked for the Board to allow her to advertise for a hearing if needed. This will be discussed with Gene Ulmer, CPA the county's budget preparer prior to advertising.

Motion by Bitterman and seconded by Schmidt to allow the County Clerk to advertise for a public hearing to amend the budget if needed; hearing to be held in June. On roll call, yea: Shaw, Bitterman, Samuelson, Pavelka, Schmidt, Johnson and Fintel. Motion carried.

Chairman Fintel shared information from a meeting with Region 3 Behavioral Health Services.

Ted Griess, County Attorney joined the meeting. There was some discussion about the county's role in the easement process for the transfer of water from Fairfield to Edgar. All the county would be doing is allowing the pipeline to cross county roads. Easements to cross private land or highways would be granted from other entities. Ted asked if Tom thought there would be any damage to the roads. Tom said it should be no different than any other easement.

Jerad Reimers from Congressman Adrian Smith's office was having trouble getting into the meeting. Discussion on the water transfer began while waiting for Mr. Reimers.

The Chairman reiterated that the County's role was to deal with the easement for county road crossings only. Several landowners/tenants voiced concern that they hadn't been well informed of the project and were not sure where the pipeline would be crossing their land. It was mentioned that they hadn't received any direct contact or communication. The Edgar City Mayor, the attorney for the City and the engineer were also present and answered questions. The Mayor said there had already been several public hearings. Once the landowners contacted lawyers, direct contact with landowners has to be done between the lawyers. The City was hoping to start the project after harvest this year so that there would be no impact on crops. The City of Edgar has already paid for two wells in Fairfield and they are anxious to get clean water to the residents of Edgar. Supervisor Johnson said he would like to have this put on the next agenda; a decision doesn't have to be made today since they don't have all the other easements signed. Supervisor Shaw said he would like to go ahead with a decision so that once the other easements are in place the project could move forward.

Motion by Shaw to approve the easement died for lack of a second.

Jerad Reimers the district coordinator for Congressman Smith's Grand Island office joined the meeting. He reported that the office is responsible for case work operations which assist county's and other municipalities whenever federal dollars are involved,



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except for any court related issues. Congressman Smith is on the Ways and Means committee and the subcommittee for tax policy. He works on trade and health care issues. Some of these areas are better access to ag markets, exportation of energy, fair competition for manufacturing and exporting. A bill has been introduced to provide increased access to telehealth. At this time Jerad asked if there were any questions or concerns. Chairman Fintel asked if the County's would receive any money from the Cares Act and also if there were any updates on the farm program. Jerad said he would follow up and send information to the clerk to pass on to the Board.

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

## GENERAL FUND

Employees, Full Time Wage	\$101,108.99
AAA Best Concrete	269.00
A & L Electric, Repairs	81.31
AFLAC, Insurance	419.25
Paul Althouse, Mileage	55.68
Ameritas Life Ins. Co., Retirement	15,638.63
Nate Anderson, Mileage	74.08
Aspegren Repair, Repairs	614.23
Associated Computer Systems, Shipping	56.20
Aurora Cooperative, Service	86.04
Baird & Griess, Wireless	24.25
Black Hills Energy, Utilities	439.73
Blue Cross Blue Shield, Ins.	62,561.28
Don Bottorf, Service	190.00
BTS Communications, Phone line	790.68
Business World, Supplies	261.45
City of Clay Center, Utilities	329.16
Clay County News, Notices	5,559.60
Clay County Sheriff, Fees	184.47
Clay County Treasurer, Postage, Title	728.40
Clearly, Phone	382.29
Colonial Life, Ins	497.03
Corner Market, Supplies	1,692.77
Cornerstone Bank, Withholdings	35,738.56
CPI, Fuel	1,578.58
Credit Management Services, Garnishment	707.10
Culligan's of Hastings, Rent	11.00
DAS State Accounting, Service	512.00
Deputies, Phone allowance	140.00
Dollar General, Supplies	120.70
Don's Lawn Service, Mowing	895.00
Eakes, Supplies	7,379.02





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First Concord Benefits Group, Sec. 125	5,874.69
Forestry Supplies, Supplies	17.95
Friesen Chevrolet, Inc., Parts & Labor	1,206.25
Donita Furman, Service	30.00
Galls, Supplies	532.87
General Collection Company, Garnishment	336.74
Goding Law, Service	684.00
Grace's Locksmith Services, Service	18.75
Alicia Gundlach, Mileage	55.68
gWorks, Gas Subscription & Support	18,126.00
Hamilton County Treasurer, VSO Contract	2,291.67
Hometown Leasing, Lease	1,973.99
Sarah Krause, Cleaning	300.00
Kelly Lovgren, Supplies	16.79
Lynn Peavey Co., Supplies	81.70
Madison National Life, Ins.	132.62
Menards, Supplies	272.97
MIPS, Service	3,398.31
Mustang Inc., Supplies	591.87
Nationwide, 457 Plan	1,125.00
NE County Attorneys Assoc., Dues	1,057.00
NE Public Health Environmental Lab, Testing	105.00
Deanna Peshek, Mileage	41.40
Platte Valley Transfer, Service	339.00
PrecisionIT, Service	260.00
Proforma, Supplies	131.94
Quality Sound & Communication Inc., Service	147.00
Rasmussen Mechanical Services, Service	832.50
Region 3 Behavioral Health Services, Funding	2,288.92
Rod's Total Property Maintenance, Snow Removal	90.00
Haley Roemmich, Mileage	134.55
Secretary of State, Title 177	20.00
Elaine Shuck, Mileage	23.00
Amanda Skalka, Mileage	18.56
Skalka & Baack Law Firm, Attorney fees	1,055.50
South Central Public Power District, Utilities	1,361.58
Sullivan, Shoemaker, Attorney fees	2,600.00
Superior Outdoor Power, Repairs	603.67
Sutton Lumber, Supplies	59.84
Sutton Pharmacy, Prescriptions	115.35
Shawna Taylor, Mileage	44.08
Unite Private Network, LLC., Internet	1,210.00
US Bank, Supplies	1,232.92
US Cellular, Cell Phones	299.76
V&M Sales & Tree Service, Spraying	496.00



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Verizon Wireless, Cell Phones	86.59
Vision Service Plan (CT), Vision	383.99
Windstream, Service	610.64
Woodward's, Garbage	232.00

## ROAD FUND

Employees, Full Time Wage	\$55,972.38
Action Auto, Supplies	241.08
AFLAC, Insurance	1,125.98
Ameritas Life Ins. Co., Retirement	8,523.02
Aspegren Repair, Repairs	57.66
Auca Chicago Lockbox, Supplies	729.12
Beck's Farm Equipment, Supplies	154.98
Black Hills Energy, Utilities	500.74
Blue Cross Blue Shield, Ins.	1,622.88
C & M Supplies	1,551.12
Card Services, Supplies	96.88
City of Clay Center, Utilities	101.06
City of Edgar, Utilities	52.00
City of Fairfield, Utilities	64.80
City of Harvard, Utilities	68.00
City of Sutton, Utilities	109.29
Colonial Life, Ins	480.34
Cornerstone Bank, Withholdings	19,602.12
CPI, Fuel	3,258.57
CW Rainforth Sales	453.70
Dataacc, Internet	38.50
Deweese Sand & Gravel, Gravel	18,575.78
Dollar General, Supplies	32.70
Don's Lawn Service, Mowing	450.00
Eakes, Supplies	262.76
Fastenal Company, Supplies	189.74
First Concord Benefits Group, Sec. 125	560.00
Friesen Chevrolet, Inc., Service	1,451.88
Friesen Ford, Service	169.64
George Brothers Propane, Fuel	11,067.12
George's 66 Service, Fuel	41.14
Hamilton Telecommunication, Internet	84.95
Island Supply Welding, Supplies	38.40
John Deere Financial, Parts & Labor	863.62
Ken & Al's, Fuel, Parts, Labor	1,920.96
Kully Pipe & Steel Supply Inc., Supplies	478.15
Lawson Products, Supplies	82.56
LCL Truck Equipment, Supplies	7.46
Madison National Life, Ins.	55.43



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Mary Lanning Healthcare, Testing	25.00
Matheson Tri-gas Inc., Supplies	282.20
Medical Enterprises Inc., Testing	35.00
Menards, Supplies	165.63
Mid-Nebraska Aggregate Inc., Gravel	49,921.39
Midwest Service & Sales, Supplies	47,298.26
MIPS, Service	128.08
Murphy Tractor & Equipment Co., Parts & Labor	3,990.95
Nationwide, 457 Plan	250.00
Nebraska Peterbilt, Parts	249.56
NEIA Fasteners & National Fasteners, Supplies	83.40
Newman Traffic Signs, Supplies	6,255.87
NMC Exchange, Parts & Labor	25,255.41
Nutrien Ag Solutions, Fuel	46.63
Olsson, Professional Services	21,662.20
Patchmaster/Central Inc. Service	24,727.50
South Central Public Power, Utilities	372.40
Southern Power Dist., Utilities	65.86
Sutton Irrigation & Repairs, Rental	50.00
Sutton Lumber, Supplies	106.55
True Blue Diesel, Repairs	456.33
Village of Trumbull, Utilities	82.00
Vision Service Plan (CT), Vision	231.11
Windstream, Service, Internet	469.69
Woodward's, Garbage	47.50

## ROD P M FUND

Bear Graphics Inc., Supplies	\$1,250.50
MIPS, Service	445.12

## HEALTH FUND

Employees, Full Time Wage	\$8,127.50
Aflac, Insurance	37.50
Ameritas Life Ins. Co., Retirement	1,273.39
Blue Cross Blue Shield, Ins.	400.00
Clay County News, Advertising	54.80
Colonial, Ins	41.63
Cornerstone Bank, Withholdings	2,867.14
Culligan's of Hastings, Rent	35.00
Eakes, Supplies	97.80
First Concord Benefits Group, Sec. 125	258.33
Sara Marshall, Mileage	670.45
Laurie Sheridan, Mileage, Supplies	236.33

## 911 FUND



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Black Hills Energy, Utilities	\$32.10
Dataacc, Internet	68.50
ERC Communication, Service	1,080.00
NFPA, Membership	175.00
Platte Valley Communications, Service	1,053.00
South Central Public Power District, Utilities	78.56
Windstream, Phone	469.62

## E911 FUND

Windstream, Phone	\$799.62
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## ROAD IMPROVEMENT BOND FUND

BOK Financial Corporate Trust, Bond Payment	\$465,416.00
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## WEED FUND

Employees, Full Time Wage	\$3,347.04
AFLAC, Insurance	38.48
Ameritas Life Ins. Co., Retirement	537.77
Aspegren Repair, Repairs	219.33
Black Hills Energy, Utilities	36.75
Clay County News, Notice	164.60
CPI, Fuel	135.64
Cornerstone Bank, Withholdings	1,601.76
Dataacc, Internet	28.50
Nationwide, 457 Plan	425.00
Bruce Rumsey, Postage, Supplies	25.93
South Central Public Power Dist., Utilities	78.17
Windstream, Phone	55.81

Motion by Samuelson and seconded by Schmidt to adjourn this meeting at 10:38 AM; next meeting scheduled for June 16, 2020 at the Clay County Fairgrounds Activity Building. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman, Samuelson and Fintel. Motion carried.

Deb Karnatz, County Clerk

Ivan Fintel, Chairman