



# Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Activities Building 705 N. Martin Ave., Clay Center, Nebraska

9:00 A.M.

The Clay County Board of Supervisors met October 27, 2020, as per public notice given in the Clay County News on October 21, 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. Chairman Fintel presided with roll call showing the following present Samuelson, Pavelka, Schmidt, Johnson, Shaw, and Fintel; absent: Bitterman. Minutes of the meeting held October 20, 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 available on the table by the entrance.

All present stood for the Pledge of Allegiance.

Motion by Schmidt and seconded by Samuelson to approve the minutes of the meeting held October 20, 2020 as mailed. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried.

There was no Public Input.

Thomas Roemmich II, Highway Superintendent reported that the work on Road M is done and the road is open. They have moved to Road 304 and will start tearing the bridge out. The box culvert on Road 312 is done and they are working on the culverts on Road 313 and on Road D. The Road F bridge project will begin with demo next week. Ted Griess has worked on the wording for the railroad agreement and sent it off. They are starting to shred the asphalt roads and will finish mowing the other roads. There was discussion on removing trees and brush from ditches. It was decided to rent the equipment to use on the bad areas. Tom was asked if he thought the notice for trimming trees and hedges should be sent out. He said he thought it would be a good idea.

Tim Lewis, Emergency Manager answered questions from the Board and discussed an ad project that the Clay County News had approached him about.

Motion by Pavelka and seconded by Shaw to open the public hearing at 9:50 A.M. for the purpose of hearing and acting upon the recommendation from the Clay County Planning and Zoning Commission regarding a conditional use permit for ERC Communications, Inc. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried.

Zoning Administrator Barb Barnett explained the process and the Commission's recommendation. If this conditional use permit is approved, it would allow the self-supporting 60' tall communications tower to be located on leased land owned by Ryan Hinrichs. The Clay County Joint Planning and Zoning Commissions recommendation was for approval with no conditions noted. Jeff Shuck from ERC Communications Inc.



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was present and asked if he had any comments. He said they were trying to get internet service into the Spring Ranch area.

Motion by Johnson and second by Shaw to close the public hearing at 9:55 AM. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

Motion by Johnson and seconded by Shaw to accept the recommendation of the Clay County Planning and Zoning Commission and approve the request from ERC Communications, Inc. for a conditional use permit for a wireless telecommunications tower to be located at NE ¼ SE ¼ Sections 15, T5N, R8W. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

Wayne Williams and Clint Bolton from Interconnection Systems Incorporated met with the Board to explain the ISI Solar Project. There will be a public hearing with Planning and Zoning on November 10<sup>th</sup> for a conditional use permit.

Robin Gilbert, County Treasurer presented information and resolutions concerning a new security pledge and the release of security pledges.

Motion by Samuelson and seconded by Schmidt to adopt Resolution #20-36 for security pledge CUSIP #3130AJQS1 for \$3,500,000.00 through Cornerstone Bank, Clay Center, NE acting as a depositor for Clay County and authorize the chairman to sign. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman. Motion carried. (Resolution on file in Clerk's office.)

Motion by Shaw and seconded by Johnson to adopt Resolution #20-37 for release of security pledge CUSIP #317153FV1 for \$365,000.00 and CUSIP #3130AJQS1 through Cornerstone Bank, Clay Center, NE acting as a depositor for Clay County and authorize the chairman to sign. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Samuelson and Fintel; absent: Bitterman. Motion carried. (Resolution on file in Clerk's office.)

Robin Gilbert, County Treasurer discussed a request to strike personal taxes from the record. Robin said that she had spoken with Ted Griess, County Attorney and they believe that the items on the list are uncollectible.

Motion by Schmidt and seconded by Pavelka to adopt Resolution #20-38 to strike personal taxes of \$91.21 for 2015, 2016 and 2017 on ID# 7899.02 Lin Hoskins % Myca Snyder. On roll call, yea: Schmidt, Johnson, Shaw, Samuelson, Pavelka and Fintel; absent: Bitterman. Motion carried. (Resolution on file in Clerk's office.)

Motion by Pavelka and seconded by Shaw adopt Resolution #20-39 to strike personal taxes of \$172.68 for 2011, 2012, 2013, 2014, 2015 and 2016 on ID# 5671 Galaxy Telecom LP % Zito Media Midwest LLC. On roll call, yea: Johnson, Shaw, Samuelson, Pavelka, Schmidt and Fintel; absent: Bitterman. Motion carried. (Resolution on file in Clerk's office.)



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Robin asked the Board if they wanted to send the notice to landowners for hedge and tree trimming again this year. They had talked to the highway superintendent earlier and would like them sent out with the tax statements.

Bruce Rumsey, Weed Superintendent went over the results of the first half of the evaluation he received from the state. Out of a possible score of 1000 he received 1000. Bruce stayed for the interviews.

Interviews for Weed Superintendent were conducted. Two candidates were interviewed. The Board felt that both candidates would do a good job. They asked Bruce if he felt there was enough time before he retired for him to train whoever was hired and he said there was.

Motion by Johnson and seconded by Pavelka to offer Greg Shuck the job with the Clay County Weed Department effective November 15, 2020. On roll call, yea: Shaw, Samuelson, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman. Motion carried.

Jeff Franklin, County Sheriff said he had hired another jailer and now has all the positions filled. Jeff discussed training for himself and his deputies. Clay County will only be able to hold male prisoners in the future. Laptops and new vehicles were also discussed.

Samuelson left the meeting at 12:05 pm.

The alternate for voting purposes for the NACO convention was discussed. The chairman is the designated person to cast the ballot, but a designee can be named.

Motion by Johnson and seconded by Schmidt to appoint James Pavelka as the person to cast the ballot for Clay County at the NACO convention in December. On roll call, yea: Shaw, Schmidt, Johnson and Fintel; abstain: Pavelka; absent: Bitterman and Samuelson. Motion carried.

The HVAC committee had no report.

The Building committee had no report

A subcommittee of the Board of Supervisors reviewed the claims prior to this meeting. Because there has not been enough revenue collected to pay all the bills for the General Fund and the Health Fund, it was decided to transfer funds from the Inheritance Tax Fund.

Motion by Johnson and seconded by Schmidt to adopt and authorize the chairman to sign Resolution #20-40 to transfer \$110,000.00 from the Inheritance Tax Fund to the General Fund and to transfer \$6000.00 from the Inheritance Tax Fund to the Health Fund as loans to be paid back if/when funds are available. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw and Fintel; absent: Bitterman and Samuelson. Motion carried. (Resolution on file in Clerk's office.)



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The Board decided to table a General Fund claim. Motion by Johnson and seconded by Pavelka to table General Fund claim #973 for \$7,822.15. On roll call, yea: Schmidt, Johnson, Shaw, Pavelka and Fintel; absent: Bitterman and Samuelson. Motion carried.

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

## GENERAL FUND

	\$115,107.9
Employees, Full Time Wage	8
A & L Electric, Repairs	927.25
Adams County Clerk, District 10 Probation share	5,586.83
AFLAC, Insurance	605.47
Holli Alley, Mileage	40.25
Aspegren Repair, Supplies	2,648.59
Auto Glass Experts, Repairs	224.75
Auto Trim Design, Service	1,050.00
Baird & Griess, Wireless & Copies	475.75
Barb Barnett, Mileage	70.09
Big G Ace, Supplies	41.80
Black Hills Energy, Utilities	149.84
Blue Cross Blue Shield, Ins.	69,689.24
Bob Barker Co., Supplies	43.65
BTS Communications, Phone Equipment	735.77
Carey's Pest Control, Service	290.00
CASA of South Central NE, Funding	8,198.00
Central Community College, Training	195.00
City of Clay Center, Utilities	391.27
Clay County Court, Court costs	245.00
Clay County News, Advertising	3,670.53
Clay County Sheriff, Service fees	142.57
Clay County Treasurer, Postage	5,198.55
Clay County Tree Service, Service	375.00
Clearly, Phone	399.13
Clerk of the District Court, Filing fees	72.00
Colonial Life, Ins	497.03
Corner Market, Supplies	736.71
Cornerstone Bank, Withholdings & Retirement	56,334.82
Cottonwood Title, Service	1,400.00
CPI, Fuel	2,039.92
Culligan's of Hastings, Rent	22.40
Custer County Court, Certified Copies	4.75
DAS State Accounting, Service	512.00
Sarah Dasher, Cleaning	300.00



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Marcia Davis, Cemetery Mowing	550.00
Deputies, Phone allowance	120.00
Dollar General, Supplies	26.50
Don's Lawn Service, Mowing	520.00
Eakes, Supplies	923.14
Elite Court Reporting, Deposition	54.80
ES&S, Elections	11,759.13
First Concord Benefits Group, Sec. 125	7,909.27
Friesen Chevrolet, Inc., Labor & Parts	3,166.60
General Fire & Safety Equipment, Inspection	200.00
Goding Law LLC, Attorney fees	935.75
Ted Griess, Tax Foreclosures	200.00
Hall County Court, Certified Copies	2.75
Hall County Sheriff's Office, Service fees	26.52
Hamilton County Treasurer, VSO Contract	2,291.67
Harlan County Court, Certified Copies	2.50
Doug Hartman, Witness fees, Mileage	151.68
Hometown Leasing, Lease	1,973.99
Horizon Recovery, Funding	5,500.00
Jones Automotive, Supplies	2,142.86
LaQuinta, Lodging	293.85
Madison National Life, Ins.	141.94
Menards, Supplies	1,851.74
MIPS, Service, Supplies	3,378.99
National Emergency Number Assoc., Dues	399.00
Nationwide, 457 Plan	1,225.00
NE Association of County Officials, Registration, Posters	385.00
Mariah Newmyer, Mileage	31.05
Office Depot, Supplies	107.94
O'Keeffe Elevator Company Inc., Maintenance	328.80
Deanna Peshek, Mileage	27.60
Platte County Sheriff, Service fees	18.50
Platte Valley Communications, Radios	8,660.51
PrecisionIT, Backups	3,875.73
Region 3 Behavioral Health Services, Funding	4,090.75
Ryan Law Office, Attorney fees	7,261.24
Silver State Consulting Group LLP., Training	25.00
Skalka & Baack Law Firm, Attorney fees	3,385.40
South Central Public Power District, Utilities	2,115.99
Sullivan, Shoemaker, Attorney fees	2,900.00
Sutton Electric Inc., Repairs	1,114.77
Sutton Lumber, Supplies	14.34
Sutton Pharmacy, Prescriptions	784.91
Todd Boman Carpet Service, Flooring	475.00
Unite Private Network, LLC., Internet	1,210.00



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US Bank, Supplies	1,605.96
US Cellular, Cell Phones	434.17
USDA, APHIS, Service	1,685.85
V & M Lawn & Tree Spraying, Yard Spraying	496.00
Brandy VanDewalle, Mileage	27.60
Verizon Wireless, Cell Phones	84.47
Vision Service Plan (CT), Vision	438.60
Windstream, Service	622.31
Woodward's, Garbage	714.50
Yellow Van, Mold Remediation	4,672.23
York County Sheriff, Service fees	84.00

## ROAD FUND

Employees, Full Time Wage	\$49,599.71
Action Auto, Supplies	390.57
AFLAC, Insurance	1,066.38
ARTeCK Enterprises LLC., Parts	100.00
Auca Chicago Lockbox, Supplies	522.72
Aurora Coop, Parts	44.57
Auto Glass Experts, Repairs	320.00
Bauer Built Inc., Repairs	282.00
Beck's Farms Equipment Inc., Supplies	2,449.49
Black Hills Energy, Utilities	229.40
Blue Cross Blue Shield, Ins.	2,134.32
C & M Supply Inc., Supplies	84.80
Card Services, Supplies	59.32
Cardinal Tool & Die Inc., Supplies	150.00
Carey's Pest Control, Service	60.00
City of Clay Center, Utilities	118.83
City of Edgar, Utilities	52.00
City of Fairfield, Utilities	60.00
City of Harvard, Utilities	68.00
City of Sutton, Utilities	116.65
Clay County News, Advertising	22.28
Colonial Life, Ins	480.34
Cornerstone Bank, Withholdings & Retirement	26,357.76
CPI, Fuel	5,229.00
Cornhusker Cleaning Systems, Supplies	26.79
DataCC, Internet	38.50
Deweese Sand & Gravel, Supplies	51,273.47
Eakes, Supplies	53.04
Equipment Blades Inc., Supplies	4,114.80
Fastenal Company, Supplies	35.53
Fleet Pride, Repairs	303.91
First Concord Benefits Group, Sec. 125	240.00



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Friesen Chevrolet, Inc., Service	1,262.26
Friesen Ford, Inc., Repairs	511.52
George Brothers Propane, Fuel	7,771.90
George's 66 Service, Fuel	43.03
Hamilton Telecommunication, Internet	85.61
Hays Land Surveying LLC., Surveying	322.65
Interstate Battery Center, Batteries	8.34
Island Supply Welding, Supplies	204.71
Jim Shipley, Supplies	133.88
John Deere Financial, Parts & Labor	426.29
Ken & Al's, Fuel	3,554.08
Kully Pipe & Steel Supply Inc., Supplies	282.09
Landmark Implement Inc., Supplies	23,400.00
Madison National Life, Ins.	47.32
Matheson Tri-Gas, Supplies	72.93
Menards, Supplies	52.13
Midwest Service & Sales, Culverts	643.95
MIPS, Service	128.08
Murphy Tractor & Equipment Co Inc, Parts	207,350.00
Nationwide, 457 Plan	250.00
NMC Exchange, Parts & Labor	7,414.53
Olsson, Surveying	25,814.03
PAD LLC, Landfill fees	490.32
Petro Plus Inc., Service	368.85
R & K Service, Fuel	133.90
South Central Public Power, Utilities	354.66
Southern Power Dist., Utilities	97.12
Sutton Auto Supply, Supplies	4.03
Sutton Irrigation & Repair, Rental	50.00
Theis Inspection Service LLC, Service	150.00
Trausch Dynamics, Supplies	195.78
Truck Center Companies, Service	772.14
Van Kirk Sand & Gravel Inc., Supplies	19,720.56
Village of Trumbull, Utilities	83.50
Vision Service Plan (CT), Vision	227.50
Windstream, Service, Internet	550.15
Woodward's, Garbage	47.50

## ROD P M FUND

MIPS, Service	452.15
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## HEALTH FUND

Employees, Full Time Wage	\$8,446.95
Aflac, Insurance	37.50
Leslie Anderson, Mileage	31.05



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Blue Cross Blue Shield, Ins.	400.00
Denise Carroll, Mileage	37.38
Clay County News, Advertising	202.08
Colonial, Ins	41.63
Cornerstone Bank, Withholdings & Retirement	4,290.39
Dash Medical Gloves, Supplies	126.90
Culligan's of Hastings, Rent	36.00
Eakes, Supplies	52.74
First Concord Benefits Group, Sec. 125	233.33
Sara Marshall, Mileage	703.23
Sanofi Pasteur Inc., Vaccine	4,738.96
Laurie Sheridan, Mileage	327.75
US Postal Service, Postage	16.00

## 911 FUND

Black Hills Energy, Utilities	31.33
DataCC, Internet	68.50
South Central Public Power District, Utilities	99.63
Windstream, Phone	523.00

## E911 FUND

Windstream, Phone	890.52
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## WEED FUND

Employees, Full Time Wage	3,239.78
AFLAC, Insurance	38.48
Black Hills Energy, Utilities	31.33
Clay County News, Advertising	164.40
Cornerstone Bank, Withholdings & Retirement	2,044.12
CPI, Fuel	279.18
DataCC, Internet	28.50
Nationwide, 457 Plan	425.00
Bruce Rumsey, Supplies	4.28
South Central Public Power Dist., Utilities	45.33
Windstream, Phone	55.76

After the meeting, three of the Board members made the quarterly visit to the jail.

Motion by Johnson and seconded by Pavelka to adjourn this meeting at 12:38 AM; next meeting scheduled for November 10, 2020 and will be held at the Activities Building at the Fairgrounds. On roll call, yea: Shaw, Pavelka, Schmidt, Johnson and Fintel; absent: Bitterman and Samuelson. Motion carried.

Deb Karnatz, County Clerk

Ivan Fintel, Chairman





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