



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 January 12, 2021 as per public notice given in the Clay County News on January 6, 2021 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, Samuelson, Pavelka, Schmidt, Johnson, Shaw and Fintel. Minutes of the meeting held December 22, 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 December 22, 2020 as mailed. On roll call, yea: Samuelson, Pavelka, Schmidt, Johnson, Shaw, Bitterman and Fintel. Motion carried.

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

Motion by Schmidt and seconded by Shaw there being no further old business, to adjourn the business meeting for the year 2020, Sine Die. On roll call, yea: Pavelka, Schmidt, Johnson, Shaw, Bitterman, Samuelson and Fintel. Motion carried.

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

Ballots were spread for election of the Chairman of the County Board of Supervisors with the following results: L. Wayne Johnson 6, and James Pavelka 1. Motion by Samuelson and seconded by Fintel that the informal ballot be made formal and declare L. Wayne Johnson Chairman for the year 2021. On roll call, abstain: Johnson; yea: Shaw, Fintel, Bitterman, Samuelson, Pavelka and Schmidt. Motion carried.

Ballots were spread for election of the Vice-Chairman of the County Board of Supervisors with the following results: Pavelka 6 and Johnson 1. Motion by Bitterman and seconded by Johnson that the informal ballot be made formal and declare James Pavelka Vice Chairman for the year 2021. On roll call, yea: Shaw, Fintel, Bitterman, Samuelson, Schmidt and Johnson; abstain: Pavelka. Motion carried.

Roll call was taken by the newly elected Chairman to commence business for the 2021 year showing the following present: Fintel, Bitterman, Samuelson, Pavelka, Schmidt, Shaw and Johnson. Motion carried.

Chairman Johnson expressed his gratitude and appreciation for Supervisor Fintel's leadership as the Board Chairman and also thanked the Board for their support.



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The board reviewed the various governing boards they are currently serving on.

Motion by Fintel and seconded by Shaw to have the governing board appointments be the same as last year: Eric Samuelson to serve on the Mid-Nebraska Individual Services, Inc. board with Gerald Schmidt as alternate; Scott Bitterman to serve on the Midland Area Agency on Aging board with L. Wayne Johnson as alternate; Ivan Fintel to serve on the Region 3 Behavioral Services board with James Pavelka as alternate; L. Wayne Johnson to serve as alternate on the Clay County Health Board (Dick Shaw is currently the representative serving a 3 year term); Dick Shaw to serve on the South Heartland District Health board with Scott Bitterman as alternate; L. Wayne Johnson and Gerald Schmidt to serve on the LEPC committee; and L. Wayne Johnson and Jim Pavelka to serve on the Clay County 9-1-1 committee. On roll call, yea: Bitterman, Samuelson, Pavelka, Schmidt, Shaw, Fintel and Johnson. Motion carried.

Greg Shuck said he would be the representative on the RC&D board; a position previously held by Bruce Rumsey. Motion by Shaw and seconded by Bitterman to appoint Greg Shuck to serve on the Trailblazer RC & D board with Ivan Fintel as alternate. On roll call, yea: Samuelson, Pavelka, Schmidt, Shaw, Bitterman and Johnson; abstain: Fintel. 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 Samuelson 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 2021. On roll call, yea: Pavelka, Schmidt, Shaw, Fintel, Bitterman, Samuelson and Johnson. Motion carried.

Motion by Shaw and seconded by Schmidt to appoint Deb Karnatz as NIRMA contact person for 2021. On roll call, yea: Schmidt, Shaw, Fintel, Bitterman, Samuelson, Pavelka and Johnson. Motion carried.

Motion by Fintel and seconded by Pavelka to designate the Clay County News as the county's official newspaper for 2021. On roll call, yea: Shaw, Fintel, Bitterman, Samuelson, Pavelka, Schmidt and Johnson. Motion carried.

Motion by Bitterman 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: Fintel, Bitterman, Samuelson, Pavelka, Schmidt, Shaw and Johnson. Motion carried.

Designation of the broadcast media for Clay County was discussed. Motion by Shaw and seconded by Fintel to designate KHAS radio station and KSNBC Nebraska TV station as licensed broadcast media for 2021. On roll call, yea: Bitterman, Samuelson, Pavelka, Schmidt, Shaw, Fintel and Johnson. Motion carried.



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The Treasurer submitted a list of banks that are available to hold the deposits and CD's for Clay County. Motion by Schmidt and seconded by Fintel that the following banks be named as holding agencies for county funds for the year 2021: 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, Shaw, Fintel, Bitterman and Johnson. Motion carried.

Ted Griess, County Attorney reported that the agreement with the Railroad is still being reviewed by their legal department. When the signed agreement is returned to the County, it will be placed on the agenda for Board action.

Since there was time, the Board took care of other agenda items.

The Fee Reports were sent to the Board prior to the meeting. Motion by Bitterman and seconded by Fintel to approve the fee reports for the following county officials for the month of December 2020: County Clerk \$22,011.50; County Court \$7,539.69; Clerk of District Court \$69,727.08; Sheriff's fees \$1,526.70 and County Treasurer receipts numbered 20120001 through 20120045 in the amount of \$304,302.75. On roll call, yea: Pavelka, Schmidt, Shaw, Fintel, Bitterman, Samuelson and Johnson. Motion carried.

Expanding the emergency paid sick leave and emergency paid family and medical leave was discussed. The Coronavirus Response and Relief Supplemental Appropriations Act (the Act) signed into law on December 27, 2020 did not extend the mandate on emergency paid sick leave or emergency paid family and medical leave, which was required by the Family First Coronavirus Response Act ("FFCRA"). The Act allows employers that were covered by the FFCRA to voluntarily provide these forms of paid leave through March 31, 2021.

Motion by Shaw and seconded by Bitterman to extend the emergency paid sick leave and emergency paid family and medical leave from January 1, 2021 through March 31, 2021 to employees who have not used these benefits. On roll call, yea: Schmidt, Shaw, Fintel, Bitterman, Samuelson, Pavelka and Johnson. Motion carried.

A quote has been received from PrecisionIT for renewal of the barracuda backup. It is the same price as last year. Motion by Fintel and seconded by Bitterman to authorize the chairman to sign the quote from PrecisionIT for the annual barracuda backup. On roll call, yea: Shaw, Fintel, Bitterman, Samuelson, Pavelka, Schmidt and Johnson. Motion carried.

Thomas Roemmich II, Highway Superintendent reported on the progress of several box culvert projects. The department has been shredding trees. Tom discussed options for equipment to use for tree removal. He will gather more information and report back to the board.

Advertising for the 1 & 6 Year Road Plan and gravel bids were discussed.

Motion by Bitterman and seconded by Fintel to advertise the public hearing for the 1 & 6 Year Road Plan to be held on February 9, 2021 at 9:15 A.M. On roll call, yea: Fintel, Bitterman, Samuelson, Pavelka, Schmidt, Shaw and Fintel. Motion carried.



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Motion by Samuelson and seconded by Shaw to advertise for gravel bids to supply gravel for the county roads for the year 2021; bids to be opened on Feb. 16, 2021 at 9:15 A.M. On roll call, yea: Bitterman, Samuelson, Pavelka, Schmidt, Shaw, Fintel and Johnson. Motion carried.

The Notice of award for bridge project C-18 (276) was received from Olsson's. Motion by Samuelson and seconded by Bitterman to authorize the chairman to sign the Notice of Award with Reece Construction Co. Inc. for Clay County Bridge Project #C-18 (276). On roll call, yea: Samuelson, Pavelka, Schmidt, Shaw, Fintel, Bitterman and Johnson. Motion carried.

Laurie Sheridan, Director Clay County Health Department presented the directors report for the October through December 2020 quarter. Because of COVID the number of visits was down. Laurie reported on the number of vaccines they have received and the number of people that have been vaccinated. South Heartland District Health received the vaccine and distributes it throughout the district. A grant to help with COVID expenses has been applied for. The money would help offset some wages, office, cleaning and PPE supplies as well as other expenses. Laurie also announced that she would be retiring effective March 31, 2021.

Mike Carroll, Custodian did not meet with the Board.

Robin Gilbert, County Treasurer provided the semi-annual statement and a resolution for a new custody receipts prior to the meeting.

Motion by Fintel and seconded by Samuelson to accept the semi-annual statement from July 1, 2020 to December 31, 2020 as presented by the County Treasurer. On roll call, yea: Pavelka, Schmidt, Shaw, Fintel, Bitterman, Samuelson and Fintel. Motion carried.

Robin Gilbert, County Treasurer had presented information and resolutions prior to the meeting concerning new security pledges.

Motion by Shaw and seconded by Bitterman to adopt Resolution #21-01 for security pledge CUSIP #086055DD9 for \$125,000.00 through Cornerstone Bank, Clay Center, NE acting as a depositor for Clay County and authorize the chairman to sign. On roll call, yea: Schmidt, Shaw, Fintel, Bitterman, Samuelson, Pavelka and Johnson. Motion carried. (Resolution on file in Clerk's office.)

Motion by Schmidt and seconded by Pavelka to adopt Resolution #21-02 for security pledge CUSIP #93811PBY3 for \$200,000.00 through Waypoint Bank, Clay Center, NE acting as a depositor for Clay County and authorize the chairman to sign. On roll call, yea: Shaw, Fintel, Bitterman, Samuelson, Pavelka, Schmidt and Johnson. Motion carried. (Resolution on file in Clerk's office.)

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

There was no public input.



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Motion by Bitterman and seconded by Pavelka to adjourn this meeting at 10:46 A.M.; next regular meeting scheduled for January 19, 2021 and will be held at the Activities Building at the Fairgrounds. On roll call, yea: Fintel, Bitterman, Samuelson, Pavelka, Schmidt, Shaw and Johnson. Motion carried.

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

The Clay County Board of Supervisors entered session as the Weed Control Board at 10:49 A.M. with the following present: Bitterman, Samuelson, Pavelka, Schmidt, Shaw, Fintel and Johnson.

Greg Shuck, Weed Superintendent presented the annual reports with an updated board roster. The reports were accepted as presented; they had been given to the Board at the last meeting.

Motion by Fintel and seconded by Samuelson to authorize the chairman to sign the Weed Control Board Roster Report, Activity Report for 2020, Weed Infestations Report, Budget Report and the Weed Control Plan for 2021 as presented by the Weed Superintendent. On roll call, yea: Samuelson, Pavelka, Schmidt, Shaw, Fintel, Bitterman and Johnson. Motion carried.

Motion by Schmidt and seconded by Shaw to adjourn at 10:57 A.M. as the Weed Control Board. On Roll Call, yea: Pavelka, Schmidt, Shaw, Fintel, Bitterman, Samuelson and Johnson. Motion carried.

Deb Karnatz, County Clerk

L. Wayne Johnson, Chairman