



# Clay County Board Minutes



COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, March 30, 2021 at 9:00 A.M.

The Clay County Board of Supervisors met March 30, 2021 as per public notice given in the Clay County News on March 24, 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. Vice-Chairman James Pavelka presided with roll call showing the following present: Scott Bitterman, Eric Samuelson, Gerald Schmidt, Ivan Fintel, Dick Shaw, and Pavelka; absent: L. Wayne Johnson. Minutes of the meeting held March 23, 2021 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.

Vice Chairman Pavelka 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 Bitterman and seconded by Shaw to approve the minutes of the meeting held March 23, 2021 as mailed. On roll call, yea: Samuelson, Schmidt, Fintel, Shaw, Bitterman and Pavelka; absent: Johnson. Motion carried.

Thomas Roemmich II, Highway Superintendent reported that the bridge on Road F is nearing completion. All of the box culverts should be done in the next couple of weeks. They have started hauling gravel and working on culverts.

Merle Nelson, Lee Nelson and Martin Overturf were present for the discussion of Sheridan township roads and Road X in particular. It was brought up that 30 years ago the stretch of Road from Highway 41 and Highway 74 was supposed to be paved; three miles were paved but the rest hasn't been. Tom explained that even if the road could be stabilized enough now for paving, it probably wouldn't last. Concern was expressed about Road X being closed for two weeks. Tom explained with all the rain the road couldn't be worked on so it was closed to avoid accidents. He asked for patience in getting to it because they won't be working on it until the weather and road conditions are favorable; probably sometime this summer. He told those present and the Board that he will do his best to get the road graded and improved as soon as it is feasible.

The Orschelns VISA Card and US Bank Card were discussed. The US Bank Card is the only approved credit card through the county at this time. In order to cancel the Orschelns Card, an Organization Resolution and Agreement for Credit Card Program must be filled out giving Tom the authority to cancel it. The Road Dept. will be added to the US Bank Card. Changing the administrator of the US Bank Card, policy to use the card and oversight of the card were also discussed.

Motion by Fintel and seconded by Bitterman to authorize Tom Roemmich II and James Pavelka to sign the Organization Resolution and Agreement For Credit Card Program. On roll call, yea: Schmidt, Fintel, Shaw, Bitterman, Samuelson and Pavelka; absent: Johnson. Motion carried.



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Three easements were presented and discussed.

Motion by Fintel and seconded by Bitterman to approve the easement request from Black Hills Nebraska Gas LLC to replace a natural gas line crossing Road 318 in NE1/4 Section 10 T7N-R6W and SE1/4 Section 3 T7N-R6W (Tract #12A) and crossing Road 319 in NE1/4 3 T7N-R6W and SE1/4 Section 34 T8N-R6W (Tract #10A). On roll call, yea: Fintel, Shaw, Bitterman, Samuelson, Schmidt and Pavelka; absent: Johnson. Motion carried. (Maps on file in Clerk's office.)

Motion by Bitterman and seconded by Samuelson to approve the easement request from Black Hills Nebraska Gas LLC to replace a natural gas line crossing Road R in SE1/4 Section 3 T7N-R6W and SW1/4 Section 2 T7N-R6W (Tract #7A). On roll call, yea: Shaw, Bitterman, Samuelson, Schmidt, Fintel and Pavelka; absent: Johnson. Motion carried. (Maps on file in Clerk's office.)

Motion by Bitterman and seconded by Fintel to approve the easement request from Black Hills Nebraska Gas LLC to replace a natural gas line crossing Road 318 in NE1/4 Section 12 T7N-R5W and SE1/4 Section 1 T7N-R5W (Tract #21C) and crossing Road 318 in NE1/4 11 T7N-R5W and SE1/4 Section 2 T7N-R5W (Tract #21D). On roll call, yea: Bitterman, Samuelson, Schmidt, Fintel, Shaw and Pavelka; absent: Johnson. Motion carried. (Maps on file in Clerk's office.)

Ted Griess, County Attorney reported that he had received the agreement back from the railroad. He is working on a resolution for the National Heritage Area.

The application and requirements for a county burial were not discussed at this time. It will be discussed at the next meeting.

Greg Shuck, Weed Superintendent reported that there will be training in Kearney in April for new Weed Superintendents. A report from Trailblazer RC&D regarding the results of the 2020 household hazardous waste, electronic recycling and tire recycling was sent prior to the meeting. This year's household hazardous waste recycling event will be April 30, 2021 from 4 pm to 6 pm. The electronic recycling event will be May 20, 2021 from 8 am to 12 pm. Board members were asked to help with these events. Greg also discussed the NAISMA conference to be held in September.

Tim Lewis, Emergency Manager reported they have one person in training. They have developed a standardized training plan. Tim discussed updating GIS maps and cleaning up GPS points. Haley is working on an ID tag system, reference manuals for fire departments and working on 911 addressing.

Mike Carroll, Custodian reported that he was talking to Beyke Signs for a sign for the Services Building. Zeimba Roofing to repair the roof on the Health Department. The sump pump in the courthouse has been replaced.

Casey Muzic, executive director Midland Area Agency on Aging sent information and budget request for the agency. The requested funding is the same amount as last year. The \$1598.00 membership fee is used in combination with federal and state funds for the operation of the Area Agency on Aging administrative office. This fee also provides



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for regional services including Senior Legal Aid and Care Advocacy Services in Clay County. The Senior Service budget request is for \$3,000.00 for the senior's meals services. Casey reported that it has been discovered that Clay County has not been contributing to the transit service and asked the Board to consider adding that to the budget. After discussion it was decided to add the transit costs of \$8000.00 to the services portion of the budget.

Motion by Bitterman and seconded by Shaw to accept the budget request of Midland Area Agency on Aging for fiscal year 2021-2022 in the amount of \$1598.00 for membership and to budget \$11,000.00 for the commodity, meal distribution, in home and transit programs. On roll call, yea: Samuelson, Schmidt, Fintel, Shaw, Bitterman and Pavelka; absent: Johnson. Motion carried.

Gas suppliers had been called for rates prior to the meeting. Symmetry Energy has the lowest rate of those called.

Motion by Fintel and seconded by Bitterman to go with Symmetry Energy for two years with the fixed rate of \$.515 per therm. On roll call, yea: Schmidt, Fintel, Shaw, Bitterman, Samuelson and Pavelka; absent: Johnson. Motion carried.

The IBM Master Services Attachment for ServiceElite was presented. The service was renewed last month but the agreement was not received at that time for signing.

Motion by Fintel and seconded by Samuelson to authorize the vice chairman to sign the IBM Master Services Attachment for ServiceElite. On roll call, yea: Fintel, Shaw, Bitterman, Samuelson, Schmidt and Pavelka; absent: Johnson. Motion carried.

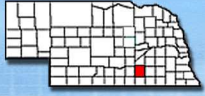
NACO's executive director, Jon Cannon had sent an email to the Board, Treasurer and Assessor regarding LB408 and the possible impact on Clay County. Mr. Cannon used the past year as an example showing that the county would have had to cut \$219,622.04 in tax asking probably resulting in some services being cut. He urged the Board to contact Senator Murman to discuss how this would impact our county. Brenda Hansen, County Assessor and Robin Gilbert, County Treasurer were present for this discussion. Some of the Board members will be calling or emailing Senator Murman. The chairman or vice chairman will also draft a letter in opposition of the bill.

Nationwide who administers the county's deferred compensation plan is offering a Roth 457 for employees. An amendment to add this option will be sent if the board wants to proceed with this.

Motion by Fintel and seconded by Bitterman to approve adding a Roth 457 to the deferred compensation plan through Nationwide. On roll call, yea: Shaw, Bitterman, Samuelson, Schmidt, Fintel and Pavelka; absent: Johnson. Motion carried.

It was discovered that the claims that were presented and approved last week were for more than the cash on hand.

Motion by Shaw and seconded by Bitterman to adopt and authorize the vice chairman to sign Resolution #21-10 to transfer \$453,751.06 from the Inheritance Tax Fund to the



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Road Fund, as a loan to be paid back if/when funds are available. On roll call, yea: Bitterman, Samuelson, Schmidt, Fintel, Shaw and Pavelka; absent: Johnson. Motion carried. (Resolution on file in Clerk's office.)

Motion by Fintel and seconded by Bitterman to adjourn this meeting at 11:25 A.M.; next regular meeting scheduled for April 13, 2021. On roll call, yea: Samuelson, Schmidt, Fintel, Shaw, Bitterman and Pavelka; absent: Johnson. Motion carried.

Deb Karnatz, Clay County Clerk

James Pavelka, Vice Chairman