



# Clay County Board Minutes



## COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, October 26, 2021 at 9:00 A.M.

The Clay County Board of Supervisors met October 26, 2021 as per public notice given in the Clay County News on October 20, 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 L. Wayne Johnson presided with roll call showing the following present: Scott Bitterman, Eric Samuelson, James Pavelka, Gerald Schmidt, Ivan Fintel, Dick Shaw and L. Wayne Johnson. Minutes of the meeting held October 19, 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.

Chairman, L. Wayne Johnson 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 Pavelka and seconded by Bitterman to approve the minutes of the meeting held October 19, 2021 as mailed. On roll call, yea: Samuelson, Pavelka, Schmidt, Shaw, Bitterman and Johnson; abstain: Fintel. Motion carried.

There was no Public Input.

Thomas Roemmich II, Highway Superintendent reported on bridge work. They are getting equipment inventoried in order to be declared surplus. The motor grader should be delivered next week. Information on the tractor and shredder in Oklahoma was discussed. Applications for assist funds through NIRMA have been submitted for dash cameras and the tractor/shredder.

Greg Shuck, Weed Superintendent discussed the 10-day notice he would like to use to enforce the control of noxious weeds. This will be run by the county attorney and possibly published in the paper when he does his spring and fall notices. The monthly report also included spraying of pastures and fairgrounds, TVWA and Region 4 meetings and the state inspector's office evaluation. Greg received a perfect score on the office evaluation.

Tim Lewis, Emergency Manager did not meet with the board.

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 Fintel and seconded by Shaw to appoint Scott Bitterman as the alternate designee to cast the ballot for Clay County at the NACO convention in December if the chairman is unavailable. On roll call, yea: Pavelka, Schmidt, Fintel, Shaw, Samuelson and Johnson; abstain: Bitterman. Motion carried.

The letter from the Attorney General's office regarding an Opioid litigation settlement was emailed to the board members prior to the meeting. The letter is in regard to two legal settlements recently entered into by the Attorney General against a manufacturer and several distributors of prescription opioid drugs. Both settlement agreements involve distributions of money on an annual basis to both a state fund and allow direct distributions of money on an annual basis to certain participating subdivisions. Clay County is listed as a participating subdivision. Participating subdivisions must sign on to these settlement agreements in order to



# Clay County Board Minutes



receive their direct share as well as to be eligible to receive any additional distribution or grant from the state's share.

The county has three options: 1. Sign on to both agreements and be eligible to receive the funds; 2. Sign on and elect to contribute the county's share to the Nebraska Opioid Recovery Fund for use within our Behavioral Health Region; 3. Elect to not sign on and forgo the funds.

Motion by Fintel and seconded by Schmidt to authorize chairman L. Wayne Johnson to have legal authority to execute the Opioid settlement participation agreements on behalf of Clay County. On roll call, yea: Schmidt, Fintel, Shaw, Bitterman, Samuelson, Pavelka and Johnson. Motion carried.

Donnie Batterman met with the board to discuss lawn service for the courthouse, cemeteries and other county properties he mows. He isn't asking for any increase in pay for his service. A copy of his liability insurance was presented. Picking up and/or straightening of fallen or leaning headstones was discussed. He has access to equipment to do this and would work on this project between now and the next mowing season as weather permits. A list of the cemeteries and the number of headstones and an estimated cost will be presented to the board next month.

Motion by Samuelson and seconded by Schmidt to extend the agreement with Donnie Batterman (Don's Lawn Service) for lawn mowing services through 2022. Donnie will provide liability insurance. On roll call, yea: Fintel, Shaw, Bitterman, Samuelson, Pavelka, Schmidt and Johnson. Motion carried.

Jason Zoucha Capital Business Systems went over the proposal for the lease of new copiers. The Chairman told him they would study the information and talk to department heads.

The Assessor has asked that the car used by her office be declared as surplus. Motion by Fintel and seconded by Bitterman to declare the 2004 Chevy Impala, used primarily by the Assessor's office, as surplus. On roll call, yea: Shaw, Bitterman, Samuelson, Pavelka, Schmidt, Fintel and Johnson. Motion carried.

Because there has not been enough revenue collected to pay all the bills for the Road Funds, it was decided to transfer funds from the Inheritance Tax.

Motion by Shaw and seconded by Samuelson to adopt Resolution #21-25 to transfer \$160,000.00 from the Inheritance Tax Fund to the Road Fund as a loan to be paid back if/when funds are available. On roll call, yea: Bitterman, Samuelson, Pavelka, Schmidt, Fintel, Shaw and Johnson. Motion carried.

The claims were distributed for review and discussion. One of the general fund claims was denied. Motion by Fintel and seconded by Pavelka to deny General Fund claim #1094 in the amount of \$2000.00. On roll call, yea: Samuelson, Pavelka, Schmidt, Fintel, Shaw, Bitterman and Johnson. Motion carried.

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

## GENERAL FUND

Employees, Full Time Wage	\$113,974.60
A & L Plumbing & Heating LLC., Supplies	1,045.12
Action Auto Supply, Repairs	98.03



# Clay County Board Minutes



Adams County Sheriff, Service	18.50
AFLAC, Insurance	621.07
Cassie Aksamit, Mileage	333.68
Holli Alley, Mileage	70.56
Aspegren Repair, Supplies	151.76
Aurora Coop, Repair	44.00
Barb Barnett, Mileage, Meals	60.42
Beyke Signs Inc., Lettering	240.00
Big G Ace, Supplies	49.98
Black Hills Energy, Utilities	75.17
Blue Cross Blue Shield, Ins.	69,836.14
Bob Barker Company, Inc., Supplies	150.74
Bockstadter & Glen Law, Service	354.15
Brown's Thrift Store, Supplies	14.39
Business World Products, Supplies	32.99
Capital business Systems, Inc., Loaner copier	53.77
Mike Carroll, Supplies	7.01
Cash-Wa Distributing, Supplies	571.94
Central Market, Water	123.28
City of Clay Center, Utilities,	515.40
Clay County Clerk, Lis Pendens	80.00
Clay County News, Advertising	1,726.57
Clay County Sheriff, Service fees	108.37
Clay County Treasurer,	2,837.00
Clearly, Phone	436.00
Clerk of the District Court, Filing fees	310.00
Colonial Life, Ins	740.78
Corner Market, Food	1,079.50
Cornerstone Bank, Withholdings & Retirement, checks	56,791.16
CPI, Fuel	3,914.00
Credit Management Services Inc., Garnishment	767.67
Culligan's of Hastings, Rent	11.00
DAS, Services	795.52
Dollar General, Supplies	236.30
Don's Lawn Service, Mowing	500.00
Eakes, Supplies	1,409.44
Fairfield Inn & Suites, Lodging	329.85
First Concord Benefits Group, Sec. 125	7,139.09
Friesen Chevrolet, Inc., Parts & labor	1,036.39
General Fire & Safety, Inspection	267.90
Robin Gilbert, Supplies	92.10
Hamilton County Treasurer, VSO Contract	2,291.67
Harvard Rod & Gun Club, Membership	25.00
Hastings Tribune, Ad	70.95
Natalie Holman, Supplies	11.89



# Clay County Board Minutes



Hometown Leasing, Lease	2,242.49
Deb Karnatz, Mileage	93.52
Kearney County Clerk, Bailiff share	13,003.84
Law Enforcement Systems, Inc., Supplies	90.00
Madison National Life, Ins.	76.58
Mary Lanning Hospital, Service	6,817.38
MDM Pest & Termite Control, Service	100.00
Memorial Community Health, Service	480.00
Menards, Supplies	546.32
MIPS, Service, Supplies	2,762.68
MIS, Inc. Rental	49.00
NACO, Registration	150.00
Nationwide, 457 Plan	1,125.00
Nebraska.gov, Records	25.50
Office Depot, Supplies	383.18
Phelps County Sheriff's Office, Service fees	18.50
Physicians Laboratory PC, Autopsy	2,333.00
Platte Valley Communications of Hastings Inc., Service	374.75
PrecisionIT, Server, Service, Supplies	2,539.63
Region 3, 2nd Qtr. funding	4,090.75
Revive Ministries; Horizon Recovery, Funding	6,000.00
Jamie Schmidt, Uniform	80.00
Michael Sindelar, Mileage	151.98
Skalka & Baack Law Firm, Attorney fees	1,301.50
South Central Public Power Dist., Utilities	2,325.84
Spray Electrical, Service	25.00
Sullivan, Shoemaker, Attorney fees	2,600.00
Sutton Auto Supply, Inc., Supplies	58.21
Sutton Electric Inc., Repairs	840.27
Sutton Pharmacy, Prescriptions	125.67
Terwey Law Office, Service	2,059.44
Unite Private Network, LLC., Internet	1,606.00
US Bank, Supplies	214.43
US Cellular, Cell Phones	745.29
USDA, APHIS General, Service	2,183.56
V & M Sales and Lawn Service, Lawn application	515.00
Verizon Wireless, Cell Phones	40.01
Vision Service Plan (CT), Vision	323.89
WJE Consulting, LLC, Consulting	1,095.00
Widman Psychiatric, Service	575.00
Windstream, Service	679.47
Woodward's, Garbage	367.50
Terrance Wurdeman, Meal	11.38

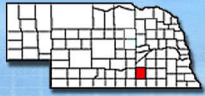
ROAD FUND



# Clay County Board Minutes



Employees, Full Time Wage	\$54,965.36
Action Auto Supply, Supplies	260.42
AFLAC, Insurance	1,248.47
ARTeCk, Labor	980.00
Asphalt Patch Masters LLC., Asphalt work	28,600.00
Auca Chicago Lockbox, Supplies	943.85
Aurora Coop, Repair	113.61
Ben Pavelka Enterprises LLC., Crushed concrete	8,033.20
Black Hills Energy, Utilities	209.07
Blue Cross Blue Shield, Ins.	2,395.30
Brown's Thrift Store, Water	251.79
Card Services, Supplies	13.90
Cardinal Tool & Die Inc., Repairs	800.00
Certified Truck & Trailer Repair Inc., Parts, Labor	4,518.81
City of Clay Center, Utilities	124.84
City of Edgar, Utilities	52.00
City of Fairfield, Utilities	60.00
City of Harvard, Utilities	72.20
City of Sutton, Utilities	114.63
Colonial Life, Ins	548.04
Cornerstone Bank, Withholdings & Retirement	28,118.09
Cornhusker Cleaning Systems, Supplies	553.65
CPI, Fuel	2,601.57
Sara Dasher, Cleaning	375.00
Deweese Sand & Gravel, Gravel	34,589.47
Dollar General, Supplies	10.00
Equipment Blades Inc., Supplies	4,293.00
Fastenal Company, Supplies	629.49
Filter Care of Nebraska, Supplies	225.80
First Concord Benefits Group, Sec. 125	315.00
Fleet Pride, Parts	369.20
Friesen Chevrolet, Inc., Parts & labor	2,738.48
Friesen Ford, Service	52.45
George Bros. Propane, Fuel	16,976.90
George's 66 Service, Fuel	144.10
Hamilton Telecommunication, Internet	86.11
Hays Land Surveying LLC., Survey	684.85
Independent Salt Co., Salt	6,257.02
Island Supply Welding, Supplies	67.20
John Deere Financial, Parts	1,628.65
Ken & Al's, Fuel	635.00
LCL Truck Equipment	29.00
Madison National Life, Ins.	48.72
Maynard's Repairs, Repairs	301.57
Menards, Supplies	94.75



# Clay County Board Minutes



Mid-Nebraska Aggregate Inc., Gravel	9,676.31
MIPS, Service	202.40
Murphy Tractor & Equipment Co., Inc., Supplies	816.45
NAPA Auto Parts, Supplies	9.54
Nationwide, 457 Plan	350.00
Nebraska Peterbilt, Parts	109.00
NMC Exchange, Parts & Labor	1,191.49
Nutrien Ag Solutions, Inc, Supplies	74.33
Olsson, Engineering	13,837.75
PrecisionIT, Supplies	221.00
R & K Services, Fuel	2,379.48
Reece Construction Co., Bridges	320,121.72
Shirt Shack, Shirts	81.72
South Central Public Power, Utilities	349.06
Southern Power Dist., Utilities	81.56
Titan Machinery, Supplies	326.00
Truck Center Companies, Parts & Labor	2,600.46
True Blue Diesel, Parts	76.92
Village of Trumbull, Utilities	85.60
Vision Service Plan (CT), Vision	216.42
Windstream, Service, Internet	731.92
Woodward's, Garbage	55.00

## VISITORS LODGING FUND

Fairfield Community Club, Signs	149.24
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## ROD P M FUND

MIPS, Service	\$456.66
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## INHERITANCE TAX FUND

Al's Old House Repair, Interior work	\$5,200.00
JP Remodeling Inc., Service bldg. repairs	10,529.00

## HEALTH FUND

Employees, Full Time Wage	\$9,286.32
Leslie Anderson, Mileage	7.84
Blue Cross Blue Shield, Ins.	260.98
Denise Carroll, Mileage	10.64
Eleanor Clark, Mileage	16.80
Clay County News, Advertising	132.05
Colonial, Ins	190.59
Cornerstone Bank, Withholdings & Retirement	4,465.81
Culligan's of Hastings, Rent	36.00
Dash Medical Gloves, Supplies	337.80
Eakes, Supplies	203.99



# Clay County Board Minutes



First Concord Benefits Group, Sec. 125	225.00
GlaxoSmithKline Pharmaceuticals, Vaccine	4,855.50
Donna Jensen, Mileage	207.76
Sara Marshall, Mileage	426.72
National Pen Co., LLC, Advertising	92.44
Nationwide, 457 Plan	100.00
Shared Services Systems, Supplies	241.27
US Post Office	25.60
Vision Service Plan (CT), Vision	28.17

## 911 FUND

Black Hills Energy, Utilities	\$49.52
City of Clay Center, Utilities	39.08
South Central Public Power District, Utilities	101.68
Windstream, Phone	381.88

## E911 FUND

gWorks, Support	\$4,800.00
Windstream, Phone	1,032.48

## WEED FUND

Employees, Full Time Wage	\$1,881.66
AFLAC, Insurance	52.78
Beck's Farm Equipment Inc., Supplies	80.70
Black Hills Energy, Utilities	24.76
Blue Cross Blue Shield, Ins.	250.46
Clay County News, Notice	166.80
Cornerstone Bank, Withholdings & Retirement	2,193.30
CPI, Fuel	386.05
Nationwide, 457 Plan	270.00
NWCA, Training	120.00
Nextlink, Internet	28.50
Greg Shuck, Supplies	14.99
South Central Public Power Dist., Utilities	24.75
Windstream, Phone	55.03

Motion by Samuelson and seconded by Fintel to adjourn this meeting at 11:51 A.M.; next regular meeting scheduled for November 16, 2021. On roll call, yea: Schmidt, Fintel, Shaw, Bitterman, Samuelson, Pavelka and Johnson. Motion carried.

Deb Karnatz, Clay County Clerk

L. Wayne Johnson, Chairman