

COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, August 15, 2023, at 9:00 A.M.

The Clay County Board of Supervisors met August 15, 2023, as per public notice posted in the Clay County News on August 9, 2023, a copy of the notice being on file in the County Clerk's Office. Availability of the agenda was communicated in the advance notice of the meeting. Board Chairman L. Wayne Johnson presided with roll call showing the following present: Scott Bitterman, Eric Samuelson, Glen Becker, James Pavelka, Ivan Fintel, Dick Shaw and L. Wayne Johnson. Minutes of the meeting held July 25, 2023, were mailed to the board members. All the proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Board 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 Fintel and seconded by Bitterman to approve the minutes of the meeting held July 25, 2023, as mailed. On roll call, yea: Samuelson, Becker, Pavelka, Fintel, Shaw, Bitterman and Johnson. Motion carried.

There was no public input.

Thomas Roemmich II, Highway Superintendent: provided his weekly road report. Road X Bridge is now open.

An easement request was submitted by Mark Haba for electrical line for irrigation well. Motion by Pavelka and seconded by Shaw to approve the easement request of Mark Haba to bury 3" OD pipe under Road B from SW ¼ of 20-5-8 to SE ¼ of 19-5-8 for an electrical line for irrigation well. On roll call, yea: Becker, Pavelka, Fintel, Shaw, Bitterman, Samuelson and Johnson. Motion carried.

An easement request was submitted by Kinetic (Windstream). Motion by Samuelson and seconded by Becker to approve the easement request of Windstream to bury a fiber drop cable starting at a point approximately 1750' North of West 11th street crossing from the west side to the east side of N. Clay Avenue, along the west side of SE1/4 of Section 27-8-7. On roll call, yea: Pavelka, Fintel, Shaw, Bitterman, Samuelson, Becker and Johnson. Motion carried.

Tyler McNitt with NMC Cat was present to discuss a new skid steer lease. Motion by Pavelka and seconded by Fintel to approve the application for lease agreement with NMC Cat for a skid steer and authorize Thomas Roemmich, II to sign the same. On roll call, yea: Fintel, Shaw, Bitterman, Samuelson, Becker, Pavelka and Johnson. Motion carried.

Roemmich provided the Board with updates on the bidding process for project C-18(322) Bridge Project. Motion by Bitterman and seconded by Shaw to advertise for bids for project C-18 (322) Bridge Project. On roll call, yea: Shaw, Bitterman, Samuelson, Becker, Pavelka, Fintel and Johnson. Motion carried. Bids will be opened September 26, 2023 at 9:15 A.M. at the regular meeting.

Roemmich presented the Board with information on state bids opening up on Ford motor vehicles. Motion by Shaw and seconded by Pavelka to advertise for bids for a new pickup for the Roads Department. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried. Bids will be opened September 12, 2023 at 9:15 A.M. at the regular meeting.

Jeff Franklin, Clay County Sheriff, provided his monthly report. Franklin will continue to keep an eye on the deadlines for state bids for patrol vehicles. Chairman Johnson requested that Franklin also keep an eye on the deadline to apply for accreditations.

Robin Gilbert, Clay County Treasurer, provided her report on distress warrants returned from the Sheriff's Office. The Board would like to discuss these further with the Clay County Attorney.

Haley Malone, Clay County Emergency Manager, gave her monthly report and presented the Board with her revised preliminary budget requests.

Jeff Kirkpatrick with NIRMA entered the meeting at 10:12 AM.

Motion by Fintel and seconded by Shaw to enter Executive Session at 10:19 AM to discuss a possible litigation matter. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Motion by Fintel and seconded by Pavelka to go out of Executive Session at 11:00 AM and resume the regular Board of Supervisors meeting. On roll call, yea: Samuelson, Becker, Pavelka, Fintel, Shaw, Bitterman and Johnson. Motion carried.

Gene Ulmer, Dana F Cole & Company, was present to discuss the preparation of the FY 2023-2024 budget.

Fee Reports were sent to the board prior to the meeting. Motion by Shaw and seconded by Bitterman to accept the fee reports for the following County Officials for the month of July 2023: County Clerk \$13,124.00; County Court \$6,613.19; Clerk of the District Court \$7,280.77; County Sheriff \$2,432.90; County Treasurer receipts 23070001 thru 23070048 in the amount of \$321,318.69. On roll call, yea: Becker, Pavelka, Fintel, Shaw, Bitterman, Samuelson and Johnson. Motion carried.

Motion by Fintel and seconded by Bitterman to approve the Participation and Support Commitment Letter to the Trailblazer RC&D Board for Recycling Events and authorize the Chairman to sign the same. On roll call, yea: Pavelka, Fintel, Shaw, Bitterman, Samuelson, Becker and Johnson. Motion carried.

The Board revisited the budget requests from Region 3 Behavioral Health Services, District 10 Probation Office, and Mid Nebraska Individual Services for the 23-24 Fiscal Year.

Motion by Fintel and seconded by Pavelka to approve the budget request of the Region 3 Behavioral Health Services in the amount of \$15,967.56 for FY 2023-2024. On roll call, yea: Fintel, Shaw, Bitterman, Samuelson, Becker, Pavelka and Johnson. Motion carried.

Motion by Bitterman and seconded by Shaw to approve the budget request of District 10 Probation Office in the amount of \$3,205.59 for FY 2023-2024. On roll call, yea: Shaw, Bitterman, Samuelson, Becker, Pavelka, Fintel and Johnson. Motion carried.

Motion by Samuelson and seconded by Bitterman to approve the budget request of Mid-Nebraska Individual Services, Inc in the amount of \$6,104.00 for FY 2023-2024. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Preliminary Levy Requests of the Ag Society, Fire Districts and Townships were reviewed and discussed. No action was taken at this time.

Motion by Samuelson and seconded by Shaw to adjourn this meeting at 11:56 A.M.; next regular meeting scheduled for August 22, 2023. On roll call, yea: Samuelson, Becker, Pavelka, Fintel, Shaw, Bitterman and Johnson. Motion carried.

Cassie Aksamit, Clay County Clerk

L. Wayne Johnson, Board Chairman