

COUNTY BOARD OF SUPERVISORS

Courthouse, Clay Center, Nebraska, December 12, 2023 at 9:00 A.M.

The Clay County Board of Supervisors met December 12, 2023 as per public notice given in the Clay County News on December 6, 2023 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, Glen Becker, James Pavelka, Ivan Fintel, Dick Shaw and L. Wayne Johnson. Minutes of the meeting held November 28, 2023 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 Fintel to approve the minutes of the meeting held November 28, 2023 as mailed. On roll call, yea: Bitterman, Becker, Pavelka, Shaw and Johnson; abstain: Fintel and Samuelson. Motion carried.

Thomas Roemmich, II, Highway Superintendent provided his road report.

Roemmich presented an easement request from Hamilton Telephone to bury fiber starting at the SE corner of the SE ¼ of Sec 19-T8N-R8W, bore South across Road 321, thence South for 1600 feet, on the West side of Road B, along the East side of the NE ¼ of Sec 30-T8N-R8W. Supervisor Samuelson would like to address some empty conduit that has been left near the roadway and would like to see it buried or marked before approving another easement request of Hamilton Telephone. Motion by Samuelson and seconded by Becker to table the easement request of Hamilton Telephone. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Roemmich presented an easement request from Thomas Watson to bury electrical wire across county Road O from the SE ¼ of Sec 19-T5N-R6W to the SW ¼ of Sec 20-T5N-R6W for a pivot. Motion by Shaw and seconded by Bitterman to approve the easement request of Thomas Watson. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Roemmich and County Attorney, Jennifer Fleischer, discussed Amendment 1 of the original agreement with the Railroad to provide an additional incentive payment of \$750,000.00 for the Railroad Bridge Project. Motion by Bitterman and seconded by Fintel to approve Amendment 1 as recommended by the County Attorney and authorize the Chairman to sign the same. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Attorney Fleischer and the Board discussed the draft Lease Agreement between Clay County "(Landlord)" and Dana F. Cole Company ("Tenant"). Clerk Aksamit reported that the Tenant had not had a chance to review the same yet. The Board would like attorney Fleischer to make a few revisions and wait for a reply from the Tenant.

Jordan Suarez, Zelle HR Consultant, presented the proposed updated Clay County Employee Handbook. Clerk Aksamit reported that there may be a few revisions necessary after the review from NIRMA (Nebraska Intergovernmental Risk Management Association). Jordan will review the notes from NIRMA and provide a final draft at next week's meeting. At the time that the Board would move forward with an updated Clay County Employee Handbook, Jordan would like to begin having meetings with Departments to address the changes in the Handbook and answer any questions employees may have.

Cassie Aksamit, County Clerk presented the November Fee Reports. Motion by Fintel and seconded by Pavelka to accept the fee reports for the following county officials for the month of November 2023: County Clerk \$29,911.50; County Court \$12,528.35; Clerk of the District Court \$47,010.22; County Sheriff \$2,285.43; County Health Department \$4,658.63; County Treasurer receipts 23110001-23110058 in the amount of \$214,968.50. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Aksamit advised the Board that per the Nebraska 2023 Legal Calendar, the Clay County Fair Board is required to submit an itemized estimate of the amount of money necessary for the support and management of the fair for the upcoming year. Aksamit reached out to the Fair Board for the information. An itemization of expenses for the amount of \$74,519.00 was provided to the Board prior to the meeting. The Board would like some more information on the expenses presented. Chairman Johnson will reach out to the Fair Board.

Motion by Fintel and seconded by Pavelka to adjourn this meeting at 10:25 A.M.; next regular meeting scheduled for December 19, 2023. On roll call, yea: Bitterman, Samuelson, Becker, Pavelka, Fintel, Shaw and Johnson. Motion carried.

Cassie Aksamit, Clay County Clerk

L. Wayne Johnson, Chairman