

COMMISSIONERS PROCEEDINGS

January 8, 2024

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, January 8, 2024 at 9:10 A.M. with the following members present: Tom Kuether, Brad Albers and Carl Martinson. Co. Clerk Shannon Wragge, Co. Treasurer Christine Bahr, Co. Attorney Ted Lohrberg, Tim Braithwait and News Reporter Randee Falter were present.

Notice of the meeting was given in advance as shown by the Certificate of Publication on file in the County Clerk's office. Availability of the agenda was communicated in the advance notice of the meeting. All proceedings hereafter shown were taken while the convened meeting was open to the public. Chairman Kuether called the meeting to order at 9:10 A.M. and presided. Chairman Kuether stated that the Open Meetings Act is posted on the north wall of the board room with more copies available at the County Clerk's office.

Motion by Albers, seconded by Martinson, to amend the agenda to add Authorize & Approve Chairman to sign Pay Application #2 for \$324,463.61 for the McLean South-JEO Project 211865 with Theisen Construction Inc. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve the agenda. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

The minutes of December 26, 2023 were approved as printed.

Co. Treasurer Christine Bahr was present and discussion held on the semi-annual statement.

Motion by Albers, seconded by Martinson, to approve the Pierce County Treasurer's Semi-Annual Statement as presented by the County Treasurer for July 1, 2023 to December 31, 2023. Whereas the original is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to authorize the Chairman to sign the Annual Weed Report for 2023. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the proposal letter with Cruise & Associates to complete the 22/23 fiscal year audit. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the NE Nebraska Solid Waste Coalition request to have Pierce County join. No money was needed to join but if there would need to be a cleanup then the county would be liable. If Pierce County does not join the haulers cannot come into Pierce County for pickup of waste.

Motion by Albers, seconded by Martinson, to approve the Interlocal Solid Waste Management Agreement with Northeast Nebraska Solid Waste Coalition and Resolution #2024-1 as follows:

RESOLUTION #2024 - 1

WHEREAS, the County of Pierce, Nebraska has solid waste jurisdiction pursuant to the terms of the Integrated Solid Waste Management Act; and

WHEREAS, the County of Pierce, Nebraska has made an application for membership into the Northeast Nebraska Solid Waste Coalition; and

WHEREAS, the Board of Directors of the Northeast Nebraska Solid Waste Coalition did on January 8, 2024 approve the application of the County of Pierce, Nebraska for membership in the Northeast Nebraska Solid Waste Coalition.

NOW THEREFORE, in consideration of the foregoing recitals, the County Board of Commissioners of the County of Pierce, Nebraska hereby adopts the following Resolution:

BE IT RESOLVED by the County Board of Commissioners of the County of Pierce, Nebraska that:

- (1) The proposed Third Amended Interlocal Solid Waste Management Agreement is approved;
- (2) That the Chairperson of the County of Pierce is authorized to sign the Third Amended Interlocal Solid Waste Management Agreement on behalf of the County of Pierce, Nebraska.

PASSED AND APPROVED this 8th day of January, 2024

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Tom Kuether, Chairman

/s/ Brad Albers, District #2 Commissioner

/s/ Carl Martinson, District #3 Commissioner

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

Whereas the original for said resolution is on file at the office of the Pierce County Clerk and available for inspection. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to Authorize & Approve Chairman to sign Pay Application #2 for \$324,463.61 for the McLean South-JEO Project 211865 with Theisen Construction Inc. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Deputy County Clerk Susan Peters, Clerk of District Court Vickie Prince, Co. Assessor Jean Lubke, Co. Treasurer Christine Bahr, Sheriff's Office Manager Alicia Stortz were present and discussion was held on the Time and Attendance Software Program with MIPS. A call was placed to Nich Smith at MIPS to answer questions the county had on the software program. No decision was made.

Discussion was held on changing the roadworkers scheduled hours and the changing of pay scale for the road workers. Scheduled hours did not change but the pay scale was changed per years worked for the county.

The Interlocal Agreement for the RAISE (Rebuilding American Infrastructure with Sustainability & Equity) Grant the City of Norfolk, Madison County and Pierce County will be pursuing was tabled.

Discussion was held on the appointed boards for 2024 for the Pierce County Board Members.

This being the organizational meeting of the County Board, Chairman Tom Kuether called for nominations or a motion for Chairman for 2024 for County Board of Commissioners' and County Board of Equalization.

Motion by Albers, seconded by Martinson, to nominate Tom Kuether, as Chairman of the Pierce County Board of Commissioners for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Chairman Kuether presided.

Motion by Martinson, seconded by Kuether, to nominate Brad Albers as Chairman of the Pierce County Board of Equalization for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Kuether, to appoint Kuether with Albers as alternate to the NE Nebraska Solid Waste Coalition Board for 2024 that Pierce County joined in January 2024 by an interlocal agreement. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to appoint and approve the following Boards: Martinson with Kuether as alternate to the Northeast Nebraska Area Agency of Aging Board; to appoint Albers with Martinson as alternate to Region IV Mental Health Board; to appoint Kuether with Albers as alternate to North Star; to appoint Martinson with Albers as alternate to Goldenrod Joint Housing Authority; to appoint Martinson with Albers as alternate to Juvenile Detention Center Board; to appoint Martinson with Kuether as alternate to County Used Oil Contact person; to appoint Kuether with Albers as alternate to Northeast Nebraska Economic Development District; to appoint Kuether with Martinson as alternate to North Central Public Health Board; to appoint Kuether with Albers as alternate to the Pierce County Economic Development Board; to appoint Albers with Martinson as alternate to the Region 11 Emergency Management Board; to appoint Albers with Martinson as alternate to the Elkhorn Valley LEPC Board; to appoint Albers with Kuether as alternate to the Pierce County E911 Advisory Board; and to appoint Kuether with Albers as alternate to the RC & D Board, all for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve the Osmond Republican, Plainview News and Pierce County Leader as the legal newspapers for Pierce County for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the County Web Page www.co.pierce.ne.us as an additional method of providing notice for Pierce County for 2024 Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to appoint LaVern Schroeder as the County Surveyor for Pierce County for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to appoint Brian McDonald, License No. S1132 Class A, as the County Highway Superintendent for Pierce County for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve the reappointment of Dr. Lane Handke as County Physician and County Coroner Physician for Pierce County for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the appointments and pledged collateral of Midwest Bank, N.A., Pierce, Security Bank, Osmond, Midwest Bank, N.A., Plainview, Nebraska Public Agency Investment Trust (NPAIT), Nebraska CLASS (Cooperative Liquid Assets Securities System) and Elkhorn Valley Bank and Trust, Pierce as Pierce County Bank Depositories for county funds for 2024. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve the machine hire rates for 2024 with the following stipulations: (1) that adjustments in rates may be made at a later date, depending on the cost of fuel. (2) that Pierce County set these rates and does machine work only on request for a small job and when it would be difficult and impractical for a private contractor to haul his machinery to a location for such a small job and the County is already in that location.

\$200 per hour for Backhoe/Excavator with man;
\$150 per hour for Motor Grader with man;
\$150 per hour for Loader with man;
\$200 per hour for Scraper with man;
\$125 per hour for 10-yard Dump Truck with man

Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Kuether, to audit and allow the following claims presented for payment and instructed the County Clerk to issue checks for payment of same on the various funds. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

GENERAL FUND: Applied Connective Technologies-IT-\$3,707.21; Black Hills Energy-utilities-\$90.17; Comfort Inn, Kearney-lodging-\$2,159.10; Des Moines Stamp Mfg Co-office supplies-\$235.50; Eakes Office Solutions-supplies-\$38.66; Elite Office Products-office supplies-\$57.81; Jack's Uniforms & Equipment-supplies-\$522.64; LexisNexis-law software-\$177.00; Madison County Sheriff-prisoner medical-\$21.23; Madison National Life-premiums-\$86.72; Magdanz-supplies-\$105.95; Midamerica Adm. & Retire Solutions-3rd quarter reimbursement costs-\$16,200.00; Midwest Bank-co share-\$4,833.70; MIPS-IT, website, microfilming-\$3,166.19; NE NE News-ads-\$248.85; Pierce County Court-court costs-\$135.00; Pierce Telephone-service-\$1,767.03; Police Officers Assn of NE-dues-\$67.00; Prime Stop-gas-\$171.30; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$4,195.50; State of NE Central Finance-computer service-\$742.83; Terminex-service-\$96.16; Tiger Town Food Center-prisoner food-\$153.55; Tom's Service LLC-gas & repairs-\$1,247.59; US Postal Service-postage-\$405.65; Payroll-\$65,028.46.

COUNTY HIGHWAY FUND: B's Enterprises-blades-\$1,980.00; Chad's Tire Service-repairs-\$1,968.91; Colonial Research Chem Corp-supplies-\$200.83; Farmers Pride-diesel-\$3,815.83; Filtercare of NE-services-\$161.30; JEO Consulting Group Inc-engineering-\$25,005.00; Kayton Intl-repairs-\$212.00; Kimball Midwest-repair parts-\$1,025.42; Magdanz-supplies-\$71.16; Matheson Tri-Gas-supplies-\$92.77; Meisinger Oil Co-oil-\$2,450.24; Menards-supplies-\$171.19; Midwest Bank, NA-co share-\$2,507.17; Northeast Glass-repairs-\$200.00; NE Power-repairs-\$245.00; Osmond Farm Supply Center Inc-diesel-\$3,146.65; Paul's Welding-repairs-\$396.19; Pierce Telephone-service-\$177.21; Plainview Telephone-service-\$97.14; City of Plainview-utilities-\$85.66; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$2,105.49; Seals & Service Inc-repair parts-\$2,200.00; Tom's Service LLC-gas & repairs-\$836.89; Wattier's True Value-supplies-\$18.75; West Hodson Lumber Co-supplies-\$26.45; Payroll-\$34,267.03.

PIERCE COUNTY ECONOMIC DEVELOPMENT FUND: Hadar Village-zoning update assistance-\$2,000.00; Member MarketPlace Inc-marketplace website-\$2,200.00; Midamerica Adm. & Retire Solutions-3rd quarter reimbursement costs-\$700.00; Midwest Bank, NA-co share-\$57.20; NE NE News Co-ad-\$7.00; Susan Norris-reimbursed travel & registration costs-\$2,211.40; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$60.59; Payroll-\$897.67.

REGISTER OF DEEDS FUND: MIPS-IT service-\$349.12.

E911 WIRELESS FUND: Pierce Telephone-service-\$341.15.

HIGHWAY BOND FUND: Theisen Construction Inc-Pay App 2 for McLean South Project-\$324,463.61.

There being no further business, Chairman Kuether adjourned the meeting at 10:50 A.M. and will meet at a regular meeting on Monday, January 22, 2024 at 9:10 A.M. as County Board of Commissioners, said meeting is open to the public. An agenda for such meeting, kept continuously current, is available for public inspection at the office of the County Clerk.

/s/ Tom Kuether, Chairman
Chairman, Pierce County
Board of Commissioners

/s/ Shannon Wragge
Pierce County Clerk

I, Shannon Wragge, Pierce County Clerk, do hereby certify that all the subjects contained in the foregoing proceedings are contained in the agenda for the meeting kept continuously current and available for public inspection at my office; that such subjects were contained in said agenda for at least 24 hours prior to the meeting; that the minutes of said meeting were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body; that any news media requesting notification concerning said meetings or said County Board were provided advance notification of the time and place of said meetings and the subjects to be discussed at said meeting.

/s/ Shannon Wragge
Pierce County Clerk
