

Pierce County Board Minutes



COMMISSIONERS PROCEEDINGS March 23, 2020

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, March 23, 2020, at 9:10 A.M. with the following members present: Marvin Elwood, Jr., Jim Schmit and Terry J. Wragge. Co. Assessor Jean Lubke, Co. Clerk Shannon Wragge, Co. Treasurer Chris Bahr, Co. Sheriff Rick Eberhardt, Bailey Tinker, Ken Beaudette, 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 Wragge called the meeting to order at 9:11 A.M. and presided. Chairman Wragge 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 Elwood, seconded by Schmit, to approve the agenda. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

The minutes of March 9, 2020 were approved as printed.

Discussion was held by the Board on the Public Tax Sale which is now closed, but private sales continue. Co. Treasurer Chris Bahr notified Board that she sold a total of 53 tax sale certificates amounting to \$95,949.91 as of Tuesday, March 10, 2020.

Motion by Wragge, seconded by Elwood, to approve the Public Tax Sale which is now closed, but private sales continue. The Pierce County Treasurer's Office sold a total of 53 tax sale certificates amounting to \$95,949.91 as of Tuesday, March 10, 2020. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

At 9:11 a.m. the legal was read for the opening of sealed bids for culverts, signs, posts, grader blades and gravel. The bids were opened in the presence of all present, read, copied and given to all present.

Motion by Elwood, seconded by Schmit, to honor and accept all sealed bids as presented by each vendor for culverts, signs, posts, grader blades and gravel for the 2020/2021 Fiscal Year. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

The legal was read for the 9:30 a.m. opening of sealed bids for one new motor grader less the trade-in of equipment #102, 2001 Cat 160H Motor Grader S/N 93J01114. The bids were opened in the presence of all present. Three bids were received from two companies: Nebraska Machinery Co., Norfolk, NE: (1) 2020 Cat 140 AWD Motor Graders, 0 hours, cost of \$319,700.00 less \$57,000.00 for trade in of one 2001 Cat 160H Motor Grader S/N 93J01114 with a total cost to Pierce County of \$262,700.00 with delivery date in 16 to 19 weeks delivery date and 5 years/5000 hours full warranty and \$24,000.00 parts credit; Murphy Tractor & Equipment Co. Sioux City, IA: (1) 2020 John Deere 672GP 6 Wheel Drive Motor Grader, 0 hours, cost of \$321,800.00 less \$52,000.00 for trade in of one 2001 Cat 160H Motor Grader S/N 93J01114 with a total cost to Pierce County of \$269,800.00 with 60 to 90 day delivery date and 7 years/7000 hours full warranty; Murphy Tractor & Equipment Co. Sioux City, IA: (1) 2020 John Deere 772GP 6 Wheel Drive Motor Grader, 0 hours, cost of \$334,000.00 less \$52,000.00 for trade in of one 2001 Cat 160H Motor Grader S/N 93J01114 with a total cost to Pierce County of \$282,000.00 with 60 to 90 day delivery date and 7 years/7000 hours full warranty.

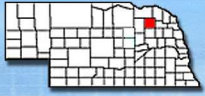
Discussion was held on the motor grader bids received. No decision was made and will be placed on the April 6, 2020 agenda at 9:15 a.m.

Motion by Wragge, seconded by Schmit, to approve Resolution #2020-3 as follows:

RESOLUTION #2020-3

WHEREAS, the Federal Disaster Mitigation Act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by the Lower Elkhorn Natural Resources District, with assistance from JEO Consulting Group, Inc. of Lincoln, NE.



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WHEREAS, the purpose of the mitigation plan was to lessen the effects of disasters by increasing the disaster resistance of the Natural Resources District and participating jurisdictions located within the planning boundary by identifying the hazards that affect PIERCE COUNTY and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

WHEREAS, FEMA regulations require documentation that the plan has been formally adopted by the governing body of PIERCE COUNTY in the form of a resolution and further requesting approval of the plan at the Federal Level; and

NOW, THEREFORE, the governing body of PIERCE COUNTY does herewith adopt the Lower Elkhorn Natural Resources District Multi-Jurisdictional Hazard Mitigation Plan Update in its entirety; and

Passed and Approved this 23rd day of March, 2020

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Board Chairman

/s/ Jim Schmit, District #2 Commissioner

/s/ Marvin Elwood, Jr., District #1 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: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Elwood, seconded by Schmit, to approve Resolution #2020-4 as follows:

RESOLUTION #2020-4

WHEREAS, due to Section 39-1904 of the Nebraska Revised Statutes, the 2019-2020 County Road Fund budget does not include a property tax dollar request, and

WHEREAS, the 2019-2020 county budget was balanced by a fund transfer of \$2,795,000.00 from the General Fund to the County Road Fund,

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Commissioners that the Pierce County Clerk is directed to transfer the following funds thru the claim process as follows:

Road/Bridge Fund	<u>\$500,000.00</u>
Total	\$500,000.00

of the Property Taxes collected by the General Fund to above list. Disregard any previous resolutions on transfers.

Dated this 23rd day of March, 2020

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Board Chairman

/s/ Jim Schmit, District #2 Commissioner

/s/ Marvin Elwood, Jr., District #1 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: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Schmit, seconded by Elwood, to approve Resolution #2020-5 as follows:

RESOLUTION #2020-5

WHEREAS, due to Section 39-1904 of the Nebraska Revised Statutes, the 2019-2020 County Road Fund budget does not include a property tax dollar request, and

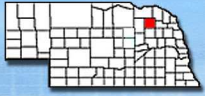
WHEREAS, the 2019-2020 county budget was balanced by a fund transfer of \$10,000.00 from the General Fund to the Courthouse and Jail Sinking Fund,

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Commissioners that the Pierce County Clerk is directed to transfer the following funds thru the claim process as follows:

Courthouse and Jail Sinking Fund	<u>\$10,000.00</u>
Total	\$10,000.00

of the Property Taxes collected by the General Fund to above list. Disregard any previous resolutions on transfers.

Dated this 23rd day of March, 2020



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PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Board Chairman

/s/ Jim Schmit, District #2 Commissioner

/s/ Marvin Elwood, Jr., District #1 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: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Deb Theisen, Brett Rix, Heather McWhorter, Jean Lubke, Rick Eberhardt and Chris Bahr were present to discuss with the County Board the COVID-19 pandemic we are experiencing and complying with the social distancing guidelines recommended by Federal and State agencies.

Motion by Schmit, seconded by Wragge, to authorize the Board Chairman to sign a Pierce County Disaster Declaration for the pandemic outbreak of COVID-19 that is spreading across the nation, Nebraska and Pierce County. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Elwood, seconded by Schmit, to approve the closing of the courthouse to the public to comply with the COVID-19 social distancing guidelines recommended by Federal and State agencies. All Pierce County Offices will be open for business via drop box, phone call, email, and regular mail. Appointments must be made with the respective offices to gain entrance to the courthouse. Pierce County Officials will monitor the ongoing guidelines daily and make adjustments to our business practices and services to the public as needed. Roll call vote: Aye: Elwood, Maas and Wragge. Nay: None. Motion carried.

Discussion was held on an election plan for the Primary Election, Tuesday, May 12, 2020 because of the pandemic. Clerk Wragge wanted permission to request to have an All-Mail Election, but the deadline is over to request. Upon the recommendation of the NE Secretary of State Robert Evnen, each county is directed to mail all registered voters a "Early Voter Application" and recommend to vote early and avoid the polls on election day. By law polling sites will remain open unless the Governor declares them closed. Clerk Wragge will be mailing out the "Early Voter Application" the week of March 27th.

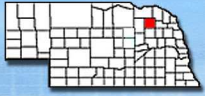
Motion by Schmit, seconded by Wragge, to approve the application for John Gubbels for the application for the undercrossing of a county road with a 6" tile line, approximately 1,320 north of 860 Road and undercrossing 550 Ave/Old 98 in the SW ¼ of Section 23, Township 27 North, Range 2 West, Pierce County, NE. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Elwood, to approve the application for Midstates Data Transport to run in county right-of-way along approximately 1 plus mile of Pierce County roads with a fiber optic communication line: beginning at a point at the Madison County Line on Old Hadar Road in the west ditch and running north 1 mile to Hadar Village, in Pierce County, NE. Roll call vote: Aye: Elwood, Schmit and Wragge. Nay: None. Motion carried.

Discussion was held on the purchasing of a Road Drag for District 2 for \$9,500.00. Decision will be decided on by Commissioner Schmit.

Motion by Elwood, seconded by Wragge, 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: Elwood, Schmit and Wragge. Nay: None. Motion carried.

GENERAL FUND: Mark D Albin-court appointed attorney-\$280.25; Avera Medical Group-prisoner medical-\$130.00; BCBS-health premiums-\$30,737.90; Classic Rentals-service-\$216.46; Rhonda Cortner-mileage-\$202.56; Egley, Fullner Montag, Morland, Easland-public defender-\$2,500.00; Elite Office Products-maintenance agreement-\$308.18; Fairfield Inn-lodging-\$329.85; Ann Fenton-supplies-\$44.47; FP Finance-rent postage meter-\$154.09; Graham Tire-tires-\$227.60; Jenkins Electric-repairs-\$260.00; Johnson's Inc-repairs-\$154.63; Kate M. Jorgensen-public defender-\$2,500.00; M&M Sanitation-service-\$210.00; Madison County Court-blood/urine test-\$35.00; Madison County Sheriff-inmate housing-\$50.00; Marshall Swift-supplies-\$371.95; Midwest Bank-co share-\$3,827.40; Ashley Milander-meals-\$77.26; Miller Law-court appointed attorney-\$716.60; Mips-equipment-\$4,167.39; NE Health & Human Services-February 2020 housing-\$87.00; Osmond Mini Mart-gas-\$109.66; Linda Peekenschneider-supply-\$82.19; Pierce County Leader-publishing-\$927.95; Pierce Pharmacy-prisoner medication-\$55.25; City of Pierce-utilities-\$4,364.08; Plainview News-



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publishing-\$636.68; Prime Stop-gas-\$502.49; Kathy Prince-supplies-\$140.95; Quill-office supplies-\$61.50; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,516.27; State of Nebr.Central Finance-computer network fees-\$79.88 Tiger Town-prisoner food-\$893.56; Tom's Service-gas-\$1,373.87; US Postal Service-postage-\$600.00; Samantha Vandewalle-meals-\$49.77; Western Oil-gas-\$146.50; Lori Wragge-election work-\$27.50; Shannon Wragge-supplies-\$167.60; Zee Medical Service-supplies-\$113.75; Payroll-\$53,460.47.

COUNTY HIGHWAY FUND: A&R Construction-crushing concrete-\$8,269.44; Alpha Workforce Health-drug testing-\$13.00; Bauer Built Tire-tires-\$1,509.50; Bazile Aggregate Co-gravel-\$3,615.30; Black Hills Energy-utilities-\$581.85; Carlson Home & Auto Inc-propane-\$830.45; Cedar Beef-hauling gravel-\$3,046.25; CenturyLink-service-\$70.16; CHI Health Clinic-drug test-\$126.00; Classic Rentals-service-\$175.76; Lammers Trailer Repair-repairs-\$520.53; Lawson Products-supplies-\$2,062.37; M&M Sanitation-service-\$60.00; Martin Marietta-gravel, rock-\$2,891.36; Matteo Sand & Gravel-gravel-\$12,967.88; Meisinger Oil Co-diesel-\$3,494.65; Menards-supplies-\$631.62; Midwest Bank, NA-co share-\$2,056.95; N&B Gas Co-propane-\$214.11; Norfolk Auto Center-repair parts-\$570.38; North Central Public Power-utilities-\$330.02; Osmond Farm Supply-diesel-\$1,701.81; Osmond Mini Mart-gas-\$285.15; City of Pierce-utilities-\$129.29; Plainview Auto Supply-repair parts-\$93.97; Randolph Farm Supply-gas & diesel-\$3,206.49; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,813.05; Rice's Body Shop-repairs-\$50.00; Safety-Kleen-service-\$267.39; Tom's Service-gas-\$516.05; Wattier True Value Hardware-supplies-\$77.94; Weldon Parts-repair parts-\$339.38; Western Oil -gas-\$377.42; Willow Creek Sand & Gravel-gravel-\$16,561.83; Zee Medical Service-supplies-\$696.35; Payroll-\$27,561.48.

E911 FUND: Midwest Card & ID Solutions-equipment-\$3,867.53; Plainview Telephone-service-\$22.65.

E911 WIRELESS FUND: Plainview Telephone-service-\$128.35.

Weed Supt./Sign Supervisor Brad Albers was present to update the Board on the progress he is making on inventorying all signs in the county.

There being no further business, Chairman Wragge adjourned the meeting at 10:40 A.M. and will meet at a regular meeting on Monday, April 6, 2020 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/ Terry J. Wragge
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
