

Pierce County Board Minutes



COMMISSIONERS PROCEEDINGS November 15, 2021

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, November 15, 2021, at 9:10 A.M. with the following members present: Tom Kuether, Jim Schmit and Terry J. Wragge. Co. Clerk Shannon Wragge, Co. Assessor Jean Lubke, Co. Treasurer Christine Bahr, Co. Attorney Ted Lohrberg, Zoning Adm. Heather McWhorter, Hwy Supt. Brian McDonald, Ryan Zimmerman, Lowell Schroeder 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 9:10 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 Kuether, seconded by Schmit, to approve the agenda. Roll call vote: Aye: Kuether, Schmit and Wragge. Nay: None. Motion carried.

The minutes of November 1, 2021 were approved as printed.

Lowell Schroeder with Five Rule LLC, updated the Board and Zoning Adm. Heather McWhorter on the progress of updating the Comprehensive Plan for Pierce County and Schroeder answered questions the Board and McWhorter had.

Ryan Zimmerman visited with the Board about 847 Rd between 545/546 Ave. Chairman Wragge will drive out and take a look at and get back to Zimmerman.

Hwy Supt. Brian McDonald visited with the Board about the 1 & 6 Year Rd Plan, updates to plan and problem roads and bridges.

Discussion was held on the Randolph Bridge Project and the monetary support of the project. Randolph City is asking the County Boards from both Cedar and Pierce to financially help replace and widen the structure for removal from the 1977 Flood Plain Map at a cost to each county of \$120,000. Pierce County gave \$75,000 to the project in 2018, but Randolph City is asking for \$120,000 from each county. No decision was made.

Discussion was held on the upgrading of the fire alarm system in courthouse due to problems with the 1988 system. Protex Central, Hastings, NE, has always done the repairs and system checks on the system. Two new panels will be replaced in the next couple of weeks at a cost of \$4,176.99 by Protex Central but the fire alarms throughout the courthouse need replaced at an approximate cost of now \$55,000, which includes approximately \$20,000 for installation. Commissioner Kuether was going to check with another local electrician on the installation to bring costs down. No decision was made.

Discussion was held on the roof. Troy Pospisil with Northeast Nebraska Energy Systems Inc, Norfolk, NE, had submitted a bid to the County Board for hail damage on the courthouse roof. The east side was sprayed with a foam sealant in August 2020 and has a 25-year warranty. To replace the foam on the east area it is a cost of \$56,241.07. A cost to repair and foam the west side is an additional cost of \$75,508.14. County is still discussing with NIRMA on the coverage of roof. No decision was made.

Commissioner Schmit discussed the selling of the hog buying station north of the District 2 Shop that the county purchased in 2011 for storage of county equipment. Advertising to accept competitive sealed bids will have to be done as per state statute.

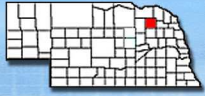
Discussion was held on the National Opioid Litigation Settlement Agreement. No decision was made.

Motion by Wragge, seconded by Kuether, to Approve Resolution 2021-42 as follows:

RESOLUTION 2021-42

WHEREAS, due to Section 39-1904 of the Nebraska Revised Statutes, the 2021-2022 County Road Fund budget does not include a property tax dollar request, and

WHEREAS, the 2021-2022 county budget was balanced by a fund transfer of \$2,300,000.00 from the General Fund to the County Road Fund,



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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>\$800,000.00</u>
Total	\$800,000.00

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

Dated this 15th day of November, 2021
PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Chairman
/s/ Tom Kuether, District #1 Commissioner
/s/ Jim Schmit, District #2 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, Schmit and Wragge. Nay: None. Motion carried.

Motion by Schmit, seconded by Wragge, to Approve Resolution 2021-43 and the Interlocal Agreement with Northeast Nebraska Economic Development District as follows:

RESOLUTION 2021-43

A Resolution of the Pierce County Board, providing for full participation by Pierce County, Nebraska, in the Northeast Nebraska Economic Development District through the execution of an interlocal agreement.

It is hereby resolved as follows by the County Commissioners of Pierce County.

Section 1. That Pierce County is hereby authorized to join and cooperate with other counties, incorporated villages, and cities that are eligible and may wish to participate in the creation of the Northeast Nebraska Economic Development District through the execution of an intergovernmental agreement. Said agreement is attached hereto and made a part hereof.

Section 2. That all Resolutions and parts of Resolutions in conflict herewith are hereby repealed.

Section 3. This Resolution shall take effect and be in full force and effect from and after its passage, approval and publication as provided by law.

Dated this 15th day of November, 2021
PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Chairman
/s/ Tom Kuether, District #1 Commissioner
/s/ Jim Schmit, District #2 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, Schmit and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Kuether, to Approve Resolution 2021-44 as follows:

RESOLUTION 2021-44

Re-Districting of County Commissioner Districts

WHEREAS, Section 23-151 of the Nebraska Revised Statutes provides that each county under commissioner organization with a population of 300,000 or less shall be divided into three districts; and

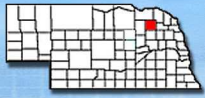
WHEREAS, such districts shall consist of two or more voting precincts comprising compact and contiguous territory; and

WHEREAS, Section 5-108 provides that such districts shall be substantially equal in population, as determined by the most recent federal census; and

Whereas, an equitable distribution of the 7,317 persons living in Pierce County is desired in each Commissioner District.

BE IT THEREFORE RESOLVED THAT:

Commissioner District 1 of Pierce County shall contain 2,402 persons in the following:



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- Pierce County Townships – North Dry Creek, South Dry Creek, Willow Creek, Mills, Thompson, Foster, Clover Valley and Blaine
- Towns & Villages – Plainview City, Osmond City (that part west of Main Street) and Foster Village

Commissioner District 2 of Pierce County shall contain 2,377 persons in:

- Pierce County Townships – E ½ Cleveland, Plum Grove, Logan, Eastern, Allen, Slough and South Branch
- Towns & Villages – Osmond City (that part east of Main Street), McLean Village, Hadar Village and West Randolph

Commissioner District 3 of Pierce County shall contain 2,538 persons in:

- Pierce County Townships – Pierce and W ½ Cleveland
- Towns & Villages – Pierce City

BE IT FURTHER RESOLVED THAT this Resolution, being signed by all members of the Pierce County Board of Commissioners, in regular session, so publicized on agenda, shall be in full force and effect.

Dated this 15th day of November, 2021

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Chairman

/s/ Tom Kuether, District #1 Commissioner

/s/ Jim Schmit, District #2 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, Schmit and Wragge. Nay: None. Motion carried.

Motion by Wragge, seconded by Kuether, to Approve Resolution 2021-45 as follows:

RESOLUTION 2021-45

Re-Districting of Voting Precincts

WHEREAS, Section 32-903 of the Nebraska Revised Statutes provides that each county clerk or election commissioner shall create precincts composed of compact and contiguous territory within the boundary lines of the legislative districts; and

WHEREAS, such precincts shall contain not less than seventy-five nor more than one thousand seven hundred fifty registered voters based on the number of voters voting at the last statewide general election or the current list of registered voters for the precinct; and

WHEREAS, the election commissioner or county clerk shall create, revise or rearrange precincts in compliance with said Nebraska State Statute.

BE IT THEREFORE RESOLVED THAT:

Osmond Precinct (001) of Pierce County shall contain 1,284 registered voters in the following:

- Pierce County Townships – Allen, Eastern, Plum Grove, Logan, Thompson and Foster
- Towns & Villages – Osmond City, McLean Village, Foster Village and West Randolph

Plainview Precinct (002) of Pierce County shall contain 1,004 registered voters in the following:

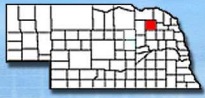
- Pierce County Townships – North Dry Creek and South Dry Creek
- Towns & Villages – Plainview City

Pierce Precinct (003) of Pierce County shall contain 977 registered voters in the following:

- Pierce County Townships – Willow Creek, Mills, Clover Valley, Blaine, Pierce, Cleveland and Slough

South Branch/Hadar (004) of Pierce County shall contain 538 persons in:

- Pierce County Townships – South Branch



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- Towns & Villages – Hadar Village

Pierce City (005) of Pierce County shall contain 1,154 persons in:

- Towns & Villages – Pierce City

BE IT FURTHER RESOLVED THAT this Resolution, being signed by all members of the Pierce County Board of Commissioners, in regular session, so publicized on agenda, shall be in full force and effect.

Dated this 15th day of November, 2021

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Terry J. Wragge, Chairman

/s/ Tom Kuether, District #1 Commissioner

/s/ Jim Schmit, District #2 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, Schmit and Wragge. Nay: None. Motion carried.

Motion by Schmit, seconded by Kuether, to approve the undercrossing application for Great Plains Communications for a fiber optic line starting 150' south of Hwy 20 on 549 Ave and running 53,150' south or approximately 10 miles. Roll call vote: Aye: Kuether, Schmit and Wragge. Nay: None. Motion carried.

Discussion was held on the county burial application that the family has not submitted.

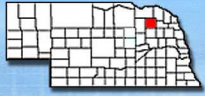
Discussion held on 2022 holidays, meeting dates, pay claim dates and adding Juneteenth to our employee handbook.

Motion by Schmit, seconded by Wragge, to approve the update to the Employee Handbook to add Juneteenth (June 19) as a legal federal holiday. Roll call vote: Aye: Kuether, Schmit and Wragge. Nay: None. Motion carried.

Motion by Kuether, seconded by Schmit, to approve the holidays, meeting dates and pay claim dates for 2022 as presented by the County Clerk. Roll call vote: Aye: Kuether, Schmit and Wragge. Nay: None. Motion carried.

Motion by Kuether, seconded by Schmit, to approve the fee reports as submitted by Vickie Prince, Clerk of District Court and Shannon Wragge, County Clerk for October 2021; approve Treasurer's receipt's for various funds for Christine Bahr, County Treasurer, for October 2021 and placed on file in the County Clerk's office, total \$1,053,149.29 and 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, Schmit and Wragge. Nay: None. Motion carried.

GENERAL FUND: Classic Rentals-service-\$249.01; CVSOAN-dues-\$110.00; Rick Eberhardt-reimburse registration-\$125.00; Ann Fenton-reimburse mileage-\$19.60; FP Finance Program-meter rent-\$154.09; Dan Hallock-reimburse vision premium-\$42.00; Holiday Inn-lodging-\$116.95; Kim Huwaldt-reimbursed mileage-\$26.10; Johnson Repair-repairs-\$876.70; Kate M. Jorgensen PC LLO-public defender-\$4,166.67; Aaron Keck-reimburse-mileage-\$10.57; BJ Koeppe-reimburse mileage-\$20.35; Gloria Kudera-reimburse mileage-\$26.90; LexisNexis-law library-\$140.00; Lorenz Automotive-repairs-\$33.76; Madison National Life-premiums-\$2.40; Magdanz-supplies-\$24.46; Microfilm Imaging Systems-scanning services-\$92.00; Midwest Bank-co share-\$3,960.35; NE NE News-ads-\$528.27; NPZA-registration-\$190.00; Osmond Mini Mart-gas-\$562.92; Physicians Laboratory Serv-service-\$2,727.00; Pierce Co Court-fees-\$133.00; Pierce County Leader-ads & supplies-\$274.54; Pierce Co Treasurer-transfers to Road & Bridge-\$800,000.00; Pierce District Court-court costs-\$110.00; Pierce Telephone-service-\$1,984.73; PIP -supplies-\$275.00; Precision IT-service-\$67.50; Prime Stop-gas-\$100.32; Vickie Prince-reimburse travel-\$424.74; Quill-supplies-\$351.48; Radar Sop-repairs-\$196.00; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,682.84; State of NE Central Finance-computer service-\$45.88; Stratton, DeLay, Doele-court appointed attorney-\$85.50; Tom's Service-gas & diesel-\$1,841.35; Verizon-phone service & data service-\$758.17; WatchGuard-equipment-\$4,495.00; Western Oil LLC-gas-\$839.56; Lori Wragge-reimbursed mileage-\$23.30; Payroll-\$55,402.12.



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COUNTY HIGHWAY FUND: AKRS-supplies-\$705.85; Brad Albers-reimburse repairs-\$128.39; Appera-uniforms-\$86.60; Backus Sand & Gravel-gravel-\$57,504.97; Bazile Aggregate-gravel-\$1,087.68; Bauer Built-tire repairs-\$52.00; Classic Rentals-service-\$230.58; Colonial Research-supplies-\$520.54; Cornhusker International-repair parts-\$10.28; DD Steel-equipment repair-\$1,364.91; Dinkel's-equipment rent-\$4,487.80; Eastern NE Telephone-service-\$111.79; Farmer's Pride-diesel-\$5,645.54; Filtercare of NE-services-\$61.20; Gerhold Concrete-crushed concrete-\$273.52; JEO Engineering-services-\$35,323.75; Kelly Supply-supplies-\$22.07; Kimball Midwest-repair parts-\$134.24; Lawson Products-supplies-\$152.78; Leiting Auto Supply-repair parts-\$142.45; Lorenz Automotive-repair parts-\$439.43; Magdanz-supplies-\$75.74; Matheson Tri-Gas-supplies-\$79.84; Meisinger Oil Co-diesel-\$4,290.78; Midwest Bank, NA-co share-\$2,21.64; Mitch's Food Center-supplies-\$23.97; NMC Cat-repair parts-\$3,877.19; North Central Public Power-utilities-\$215.49; Osmond Mini Mart-gas-\$195.00; Overhead Door-repairs-\$216.90; Paul's Welding-supplies-\$400.34; Pfeifer's Machinery-equipment rent-\$4,500.00; Pierce Automotive-supplies-\$680.43; Pierce Telephone-service-\$178.60; Plainview Telephone-service-\$98.35. City of Plainview-utilities-\$83.16; Power Plan-repair parts-\$366.22; R&D Welding-service-\$300.00; Randolph Farm Supply-gas & diesel-\$3,702.62; RDO Truck Centers-repair parts-\$354.84; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,934.22; Sapp Brothers-oil-\$282.00; Seals & Service-parts & service-\$199.66; Steinkraus Service-gas & tires-\$312.85; Tom's Service-gas & diesel-\$3,554.27; Wattier's True Value-supplies-\$90.94; Western Oil-gas-\$116.75; Payroll-\$30,048.38.

PIERCE COUNTY ECONOMIC DEVELOPMENT FUND: BCBS-health premium-\$902.98; Midwest Bank, NA-co share-\$76.34; Pierce Co Leader-ads-\$7.65; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$105.89; Payroll-\$1,568.77.

E911 FUND: Pierce Telephone-service-\$71.22; Plainview Telephone-services-\$19.63.

E911 WIRELESS FUND: Pierce Telephone-service-\$409.69; Plainview Telephone-service-\$131.37.

BOND FUND: BOK Financial-bond payment-\$10,047.50; JEO Engineering-services-\$14,536.25.

VISITOR PROMO FUND: NE NE News-ads-\$6.27; Pierce Co Leader-ads-\$5.85.

FEDERAL DRUG LAW ENFORCEMENT FUND: WatchGuard-equipment-\$4,495.00.

INHERITANCE FUND: Hausmann Physical Therapy-prisoner medical-\$85.00; Magdanz-supplies-\$35.70; Pierce Co Leader-supplies-\$34.45; Pierce Locker-prisoner food-\$488.55; Pierce Pharmacy-prisoner medical-\$50.19; Tiger Town-prisoner food-\$769.99; Walmart-food supplies-\$701.77.

Discussion was held on the installation of an osmosis system at the Plainview Shop due to bad water.

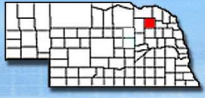
There being no further business, Chairman Wragge adjourned the meeting at 10:55 A.M. and will meet at a regular meeting on Monday, November 29, 2021 at 9:10 A.M. as County Board of Commissioners, said meeting is open to the public. An agenda for such meeting, kept continuously current, is available for 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



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