

COMMISSIONERS PROCEEDINGS  
May 1, 2023

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, May 1, 2023, at 9:10 A.M. with the following members present: Tom Kuether, Brad Albers and Carl Martinson. Co. Assessor Jean Lubke, Co. Clerk Shannon Wragge, Co. Sheriff Rick Eberhardt, Co. Attorney Ted Lohrberg, Zoning Adm. Heather McWhorter, Seth Harder, Ben Fuller, Brent Niese, Erik Schouaner, Matt Munro 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 approve the agenda. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

The minutes of April 17, 2023 were approved as printed.

Ben Fuller, Brent Niese, Erik Schouaner, Matt Munro with Summit Carbon Solutions and Seth Harder with Husker Ag was present to visit with the Board about the carbon pipeline project.

Discussion was held on the bridge inspector position for 2023.

Motion by Albers, seconded by Martinson, to authorize and approve Randy Stromberg to inspect the bridges that need to be done in 2023 at a cost of \$125.00 per bridge with the option of increase if fuel costs continue to rise. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to amend today's agenda to correct Resolution 2023-5 as a transfer of \$1,500,000.00 from General to Road Bridge (RB). Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to Approve Resolution #2023-5 as follows:

RESOLUTION # 2023 - 5

WHEREAS, due to Section 39-1904 of the Nebraska Revised Statutes, the 2022-2023 County Road Fund budget does not include a property tax dollar request, and

WHEREAS, the 2022-2023 county budget was balanced by a fund transfer of \$3,785,000.00 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>\$1,500,000.00</u>
Total	\$1,500,000.00

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

Dated this 1<sup>st</sup> day of May, 2023

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 Kuether, to approve Resolution #2023-4 as follows:

RESOLUTION # 2023 - 4

WHEREAS, due to Sections 13-315 of the Nebraska Revised Statutes, the 2022-2023 Budget includes a transfer of funds from General to Pierce County Economic Development Fund, and

WHEREAS, the 2022-2023 County Budget was balanced by a fund transfer from the General Fund (0100) to the Pierce County Economic Development Fund (2606) for wages and benefits for the PCED Director,

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 for wages and benefits for the PCED Director for the month of April 2023.

General Fund (0100)	\$4,168.64	to
Pierce County Economic Development Fund (2606)	<u>\$4,168.64</u>	
Total	\$4,168.64	

Dated this 1<sup>st</sup> day of May, 2023

PIERCE COUNTY BOARD OF COMMISSIONERS

/s/ Tom Kuether, Board 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.

Discussion was held on the interlocal between Pierce County and PCED.

Discussion was held on applying for the Scrap Tire Grant Project for 2024 with NE DEQ.

Motion by Albers, seconded by Martinson, to authorize the Clerk to apply for grant funds for the Scrap Tire Grant Project for 2024 with Nebraska Dept. of Environmental Quality Waste Management Division, with the project to be held at the Pierce Shop if granted. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Zoning Adm. Heather McWhorter was present and discussion held on the Von Rentzell Lot Split and re-appointing past members to the Planning & Zoning Board, but also 3 others are needed on the board and an ad has been placed in the newspapers.

Motion by Albers, seconded by Martinson, to approve the Aaron Von Rentzel Lot Split in pt of the NE ¼ Section 1, Township 27 North, Range 2 West, Pierce County, NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the following to a 3 Year Term (May 2023-May 2026) to the Pierce County Planning & Zoning Board: Larry Schaefer, Gerry Krueger, Dwaine Hoffman and Tom Nathan. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the carbon pipeline project.

Motion by Kuether, seconded by Albers, to recommend approval to the NE Liquor Control Commission for the request of a designated liquor license for Plainview Chamber of Commerce

for an event on Friday, June 2, 2023, from 5:00 p.m. to 11:59 p.m. at 86384 537 Ave, Plainview, NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to recommend approval to the NE Liquor Control Commission for the request of a designated liquor license for Pierce American Legion for an event on Saturday, May 20, 2023, from 3:00 p.m. to 1:00 a.m. at the Pierce County Fairgrounds Pavilion. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the 4 underground crossings or occupy right-of-way applications.

Motion by Albers, seconded by Martinson, to approve the application to occupy county ROW of a county road for Pierce City with a 2.25" electric line to power a tile pump, approximately 1,000' south of 855 Rd, in pt of the NE ¼ Section 22, Township 26 North, Range 2 West, Pierce County, NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Kuether, to approve the 3 applications for the under crossing/ROW applications of a county road for Midstates Data Transport/Turnkey Telecom Solutions with a 1.25" fiber optic line, all along Old Hadar Rd, in pt of Sections 32/33, Township 25 North, Range 1 West, Pierce County, NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on updating the Application to Occupy/Undercross County Roads at the direction of NIRMA. Board unanimously agreed it did need updated. Clerk Wragge will work on the updating and bring before the Board for approval.

Discussion was held on County Burial 2023-3.

Motion by Martinson, seconded by Albers, to approve County Burial 2023-3 as submitted. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the NACO health & dental plans for the 23/24 FY that are coming up for renewal.

Motion by Albers, seconded by Martinson, 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:** American Legion Emblem Sales-grave markers-\$633.35; Antelope County Sheriff Dept-paper service-\$18.00; Capital One-supplies-\$119.88; Maria Izabel Chavez-interpreter-\$150.00; Consolidated Management Co-meals-\$65.50; Dollar General-supplies-\$65.85; Eakes-supplies-\$239.83; Ann Fenton-mileage-\$268.22; Hilltop Drugs-prisoner medical-\$15.69; Madison National Life-monthly premiums-\$54.20; Midstates Organized Crime-membership-\$200.00; Midwest Bank-co share-\$4,266.07; NACO-registration-\$250.00; NE Health & Human Services-March 23 Boarding-\$183.00; NE Law Enforcement Training Center-tuition & lodging-\$582.00; One Office-supplies-\$574.98; Physlab-autopsy-\$2,050.00; Pierce County Treasurer-transfer \$1,500,000.00 to RB and \$4,168.64 to PCED; Pierce Pharmacy-prisoner meds-\$34.87; Pierce City-utilities-\$3,121.38; Plainview News-ads-\$344.02; Prime Stop-gas-\$144.11; Quill-supplies-\$759.47; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,983.05; Schroeder Land Surveying-set corners-\$1,155.00; Sirchie-supplies-\$23.27; St of NE-network server-\$448.00; Tiger Town-prisoner food-\$1,200.18; Tom's Service LLC-gas & repairs-\$946.45; US Postal Service-meter postage-\$500.00; Payroll-\$60,478.09.

**COUNTY HIGHWAY FUND:** Bazille Aggregate Co LLC-gravel-\$20,436.46; Bomgaars-supplies-\$418.86; Clean Sweep Industries Inc-repair parts-\$492.00; Farmers Pride-diesel-\$5,815.81; JEO Consulting Group Inc-engineering-\$15,073.75; Kimball Midwest-supplies-\$358.55; Lawson Products-supplies-\$619.03; Manzer Equipment-repair parts-\$162.84; Matteo

Sand & Gravel Co Inc-gravel-\$8,713.46; Meisinger Oil Co-oil-\$5,104.55; Midwest Bank-co share-\$2,317.27; Northeast Glass-repairs-\$1,000.00; Northeast Power-utilities-\$234.00; Pierce Automotive Supply-repairs-\$1,001.21; Pierce City-utilities-\$209.06; Plainview Auto Supply-repair parts-\$62.12; Plainview News-ads-\$96.00; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$1,982.26; Tom’s Service LLC-gas & repairs-\$437.21; Payroll-\$31,622.51.

**PIERCE COUNTY ECONOMIC DEVELOPMENT FUND:** Midwest Bank, NA-co share-\$86.27; Plainview News-ads-\$18.33; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$121.19; Payroll-\$1,795.37.

**E911 FUND:** AT & T-service-\$47.78; CenturyLink-service-\$63.91; NE NE News-ad-\$7.00.

**E911 WIRELESS FUND:** CenturyLink-service-\$149.11.

**COVID AMERICAN RESCUE FUND:** Danko Emergency Equipment-Hadar Fire Dept fire equipment-\$20,000.00.

The Board tabled the quarterly jail and courthouse inspection.

County Attorney Ted Lohrberg and Co. Sheriff Rick Eberhardt were present.

Motion by Albers, seconded by Martinson, to go into executive session regarding personnel. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to come out of executive session regarding personnel. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Co. Sheriff Rick Eberhardt was present.

Motion by Albers, seconded by Kuether, to go into executive session regarding personnel. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to come out of executive session regarding personnel. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

There being no further business, Chairman Kuether adjourned the meeting at 11:33 A.M. and will meet again at a regular meeting on Monday, May 15, 2023 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, 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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