

COMMISSIONERS PROCEEDINGS

August 21, 2023

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, August 21, 2023, at 9:10 A.M. with the following members present: Tom Kuether, Brad Albers and Carl Martinson. Co. Clerk Shannon Wragge, Rhonda Cortner, Doug Welk, Dale Clipson 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 Martinson, seconded by Albers, to approve the agenda. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

The minutes of August 7, 2023 were approved as printed.

Zoning Rhonda Cortner was present and answered questions the Board had on the TD Robinson Lot Split.

Motion by Albers, seconded by Martinson, to approve the TD Robinson Lot Split in pt of NW ¼ NE ¼ Section 10, Township 26 North, Range 3 West, Pierce Co. NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on levy allocation for the fire districts and agricultural society. The Board stated that since they kept a 3% increase for the County General and Road Fund Budgets, they should follow suit with the levy allocations for the Ag Society. The MFO agreement between the county fire districts states all parties agreed to a levy of .260 mill so therefore that is the max levy the County Board can approve for the fire districts and statute states that rural MFO fire districts need that same levy 1 in 3 years. The first year of the MFO for the county rural fire districts was 22/23 FY which had different levies, so therefore in 23/24 or 24/25 FY the levy must be the same for one of the fiscal years.

Motion by Albers, seconded by Martinson, to approve Resolution 2023-17 as follows:

RESOLUTION #2023 - 17

WHEREAS, Nebraska State Statute 77-3443(3) requires all political subdivisions subject to county levy authority to submit a preliminary request for levy allocation to the county board; and

WHEREAS, the Pierce County Board of Commissioners is the levy authority for the following Fire District Subdivisions in Pierce County,

WHEREAS, all Fire Districts are given not more than 3.5 cents of the County’s 15 cents for miscellaneous political subdivisions (per \$100 of valuation);

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Commissioners/Board of Equalization that the tax allocation for the following subdivisions for the 2023-2024 Fiscal Year be limited to and is approved as follows:

<u>SUBDIVISION</u>	<u>FUND</u>	<u>REQUEST</u>	<u>APPROVED</u>	<u>LEVY</u>
Pierce Rural Fire	General	\$97,005.00	\$152,070.00	2.6000 cents
Plainview Rural Fire	General/Sinking	\$76,800.00	\$142,261.00	2.6000 cents
Osmond Rural Fire	General	\$97,030.62	\$134,457.00	2.6000 cents
Hadar Rural Fire	General	\$38,650.00	\$42,955.00	2.6000 cents

Dated this 21<sup>st</sup> day of August, 2023, at Pierce County, Nebraska.

Chairman of the Board of Equalization

/s/ Tom Kuether, Chairman

/s/ Brad Albers

/s/ Carl Martinson

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

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 approve Resolution #2023-18 as follows:

**RESOLUTION # 2023 - 18**

WHEREAS, Nebraska State Statute 77-3443(3) requires all political subdivisions subject to county levy authority to submit a preliminary request for levy allocation to the county board; and

WHEREAS, the Pierce County Board of Commissioners is the levy authority for the Pierce County Agricultural Society Subdivision in Pierce County,

WHEREAS, the Ag Society is to be given not more than 3.5 cents of the County's 15 cents for miscellaneous political subdivisions and may be given an additional 3.5 cents for capital construction and maintenance of county fairgrounds per Nebraska State Statutes 2-257 and 2-259 (per \$100 of valuation);

NOW, THEREFORE BE IT RESOLVED, by the Pierce County Board of Commissioners/Board of Equalization that the tax allocation for the following subdivision for the 2023-2024 Fiscal Year be limited to .5473 cents for General is approved as follows:

<u>SUBDIVISION</u>	<u>FUND</u>	<u>REQUEST</u>	<u>APPROVED</u>
Pierce County Ag. Society	General	\$167,000.00	\$123,802.00

Dated this 21<sup>st</sup> day of August, 2023, at Pierce County, Nebraska.

Chairman of the Board of Equalization

/s/ Tom Kuether, Chairman

/s/ Brad Albers

/s/ Carl Martinson

ATTEST: /s/ Shannon Wragge, Pierce County Clerk

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.

Mike Pommer discussed with the County Board the 23/24 FY budget request and the budget hearings.

Motion by Albers, seconded by Martinson, to Authorize Clerk to advertise and set public hearing date for Tuesday, September 5, 2023 at 11:00 a.m. to receive input regarding 2023-2024 fiscal year budget, followed by a second public hearing at 11:15 a.m. for the adoption of property tax at an amount different than prior fiscal year (per SS 148). Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Hwy Supt. Brian McDonald was present and discussion was held on the 1 & 6 Year Road Project for 23/24 FY, Opening of sealed bids for the Bloomfield Rd Repairs 2023 and other problem roads and bridges that need attention.

The legal was read for the 9:30 a.m. opening of sealed bids for the Bloomfield Rd Repairs JEO Project #231163. The sealed bids were opened in the presence of all present. One bid was received: Asphalt Surface Technologies Corp aka Astech Corp, St. Cloud, NE, at a total cost of \$128,623.20 with a start date of September 15, 2023.

Motion by Albers, seconded by Martinson, to approve and award the bid to Asphalt Surface Technologies Corp aka Astech Corp, St. Cloud, NE, at a total cost of \$128,623.20 with a start date of September 15, 2023 pending review of the bid by Hwy Supt Brian McDonald for the Bloomfield Rd Repairs JEO Project #231163. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the 1 & 6 Year Road Plan.

Motion by Albers, seconded by Martinson, to approve Kayce M. Kallhoff as Manager of the Pierce Community Golfcourse on Liquor License I-010391 for the NE Liquor Control Commission. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to authorize and approve Chairman to sign Pay Application #2 for \$76,527.50 for the Pierce Southwest-JEO Project #211418 with Theisen Construction Inc. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve Resolution #2023-19 as follows:

RESOLUTION # 2023 - 19

WHEREAS, due to Sections 13-315 of the Nebraska Revised Statutes, the 2023-2024 Budget includes a transfer of funds from General to Pierce County Economic Development Fund, and

WHEREAS, the 2023-2024 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 July and August 2023.

General Fund (0100)	\$11,112.18	to
Pierce County Economic Development Fund (2606)	<u>\$11,112.18</u>	
Total	\$11,112.18	

Dated this 21<sup>st</sup> day of August, 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 Pierce County Economic Development Interlocal Agreement that needs amended as per the direction of the State and County Auditor whereas the position and budget should not be under the county budget authority but only a cash amount given to PCED and they act as a separate entity. A decision will be placed on the next agenda to terminate the interlocal with PCED and they will no longer be under the county’s budget authority but go back to the way it was where the county donated a monetary donation to PCED and they are their own entity as directed by state and county auditors.

Discussion was held on the positions of a Full-Time Hwy Supt, Bridge Inspector and Weed Supt.

Motion by Albers, seconded by Martinson, to authorize Clerk to advertise for a Fulltime Highway Supt. and Bridge Inspector. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the GWORKS software to add a Road/Streets tab to the county GWORKS program at a cost of \$8,000.00 for implementation and \$4,500.00 yearly cost. No decision was made.

Motion by Martinson, seconded by Albers, 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:** Mark Albin-court appointed costs-\$728.41; AMH Family Practice-prisoner medical-\$558.00; Antelope Co Sheriff-inmate housing-\$769.69; Antelope Memorial Hospital-prisoner medical-\$9,341.00; BCBS of NE-premiums-\$47,142.54; Classic Rentals-service-\$269.09; D & L Towing-abandoned car-\$120.00; Dollar General-jail supplies-\$91.45; Elite Office Products-maint. agreement-\$12.88; FP Finance Program-lease postage meter-\$180.09; Jack’s Uniforms & Equipment-supplies-\$331.94; Johnson’s Inc-repairs-\$166.60; Kate M. Jorgensen PC LLO-public defender-\$4,166.67; Mary Beth Kruger-mileage-\$20.48; Magdanz Inc-supplies-\$608.14; Microfilm Imaging Systems Inc-scanner rent-\$92.00; Midwest Bank-co share-\$4,493.11; NACO-registration-\$680.00; Osmond Mini Mart-gas-\$233.26; Pierce County Leader-ads-\$1,933.19; Pierce County Treasurer-intra-fund transfer to PCED for July and August wages-\$11,112.18; Pierce Pharmacy-prisoner medical-\$900.62; Prime Stop-gas-\$36.61; Quill-supplies-\$398.76; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$3,987.14; State of NE Central Finance-computer network service-\$248.25; Tiger Town-prisoner food-\$820.16; Tom’s

Service-gas & repairs-\$1,196.27; TWD Lock, Safe & Key-repairs-\$100.00; Verizon-telephone-\$451.39; VISA-supplies-\$13.73; Western Oil Inc-gas-\$576.01; Willow Creek Vet-boarding-\$274.30; Lori Wragge-mileage-\$11.31; Payroll-\$60,599.80.

**COUNTY HIGHWAY FUND:** AKRS-repair parts-\$152.90; B’s Enterprises Inc-repair parts and culverts-\$77,190.00; Backus Sand & Gravel-gravel-\$26,975.35; Black Hills Energy-service-\$44.51; C & N Tree Removal-tree removal-\$1,904.40; Classic Rentals-service-\$168.16; Courtesy Ford-repair parts-\$23.33; Filtercare of NE-repairs-\$133.05; Jerry’s Hilltop-gas-\$73.00; Dave Kruse-reimb. CDL-\$349.00; Lawson Products-supplies-\$517.96; Leiting Auto Supply-repair parts-\$92.76; Lorenz Automotive-repair parts-\$1,331.55; Magdanz Inc-supplies-\$49.97; McLean Village-utilities-\$73.35; Meisinger Oil Co-diesel-\$3,590.42; Midwest Bank, NA-co share-\$2,480.33; Mitch’s Food Center-supplies-\$30.97; North Central Public Power-utilities-\$203.91; NE Glass-repairs-\$1,902.00; Osmond Mini Mart-gas-\$554.00; Randolph Farm Supply-diesel & gas-\$3,476.52; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$2,145.74; Steinkraus Service-gas-\$389.70; Tom’s Service-gas-\$1,591.49; True Ag & Turf-repair parts-\$708.49; Wattier True Value-repair parts-\$61.96; Western Oil Inc-gas-\$130.25; Payroll-\$33,536.35.

**BRIDGE BUYBACK FUND:** Theisen Construction Inc-Pay Application #2 for Pierce SW Project-\$76,527.50.

**PIERCE COUNTY ECONOMIC DEVELOPMENT FUND:** BCBS of NE-premiums-\$2,486.80; Midwest Bank, NA-co share-\$125.87; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$121.19; Payroll-\$1,795.37.

**E911 FUND:** OPTK Networks-updates & repairs-\$1,828.64; Racom-repairs-\$750.00; South Sioux City Law Enforcement Center-E911 site hosting-\$10,581.85.

Discussion was held on the tire recycling grant that was applied for by Clerk. We will find out in January if we received the grant for 2024 as Pierce County did not get in 2023.

There being no further business, Chairman Kuether adjourned the meeting at 10:31 A.M. and will meet again at a regular meeting on Tuesday, September 5, 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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