

COMMISSIONERS PROCEEDINGS

April 1, 2024

The Pierce County Board of Commissioners met pursuant to adjournment on Monday, April 1, 2024, at 9:10 A.M. with the following members present: Tom Kuether, Brad Albers and Carl Martinson. Co. Clerk Shannon Wragge, Co. Attorney Ted Lohrberg, Custodian Linda Mattson, Hwy Supt. Brian McDonald, Weed Supt. Steve Gathman, Tim Braithwait, Dave Praeuner, Adam Gubbels, Jason Aschoff, Rick Reikofski 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 March 18, 2024 were approved as printed.

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 Albers, seconded by Martinson, to honor and accept all sealed bids as presented by each vendor for culverts, signs, posts, grader blades and gravel for the 2024/2025 Fiscal Year, with some of the bids only stating a 30-to-90-day acceptance cost from today. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Custodian Linda Mattson was present and discussion was held on the maintenance of the courthouse generator because of the power outage last week and the problem of generator starting up. Jenkins Electric will also be finding out if it is an option to update hall heaters and add to generator.

Hwy Supt Brian McDonald was present.

The legal was read for the 9:30 a.m. opening of sealed bids for the 2024 Paint Stripe JEO Project #240950. The sealed bid was opened in the presence of all present. One bid was received: Traffic Solutions Inc., at a total cost of \$65,208.95 with a start date of As Soon As Possible as weather permits.

Motion by Albers, seconded by Martinson, to approve and accept the bid from Traffic Solutions Inc., at a total cost of \$65,208.95 with a start date of As Soon As Possible as weather permits, pending the review of the numbers by Hwy Supt. McDonald. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on the lone emergency bid quote received for the repair of the Hadar Truss Bridge #04105. One emergency bid quote was received from Theisen Construction Inc, Norfolk, NE, at a cost of \$31,500.00 with an immediate start date.

Motion by Albers, seconded by Martinson, to approve and accept the emergency bid quote from Theisen Construction, Norfolk, NE at a cost of \$31,500.00 with an immediate start date. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

The legal was read for the 9:35 a.m. opening of sealed bids for the Pierce West Bridge #03405 JEO Project #240852. The sealed bids were opened in the presence of all present. Three bids were received: A & R Construction Co. Plainview, NE, at a total cost of \$181,101.81 with a start date of May 20, 2024; Rutjens Construction Inc., Tilden, NE, at a total cost of \$186,745.00 with a start date of September 1, 2024 and Theisen Construction, Norfolk, NE at a total cost of \$145,732.50 with a start date of June 1, 2024.

Motion by Albers, seconded by Martinson, to approve and accept the bid from Theisen Construction, Norfolk, NE at a total cost of \$145,732.50 with a start date of June 1, 2024 pending the review of the numbers by Hwy Supt. McDonald. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Discussion was held on repairs to be done on Bridge #04105 and on the Breslau North Project.

Motion by Albers, seconded by Martinson, to recommend approval to the NE Liquor Control Commission for the request of a designated liquor license for Wayne Eagles Aerie 2757 FOE for an event on Saturday, October 12, 2024, from 2:00 p.m. to 1:00 a.m. at the Knox Residence, 85061 551 Ave, Pierce. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve Resolution #2024-6 as follows:

RESOLUTION # 2024 - 6

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 months of January, February and March 2024.

General Fund (0100)	\$15,679.19	to
Pierce County Economic Development Fund (2606)	<u>\$15,679.19</u>	
Total	\$15,679.19	

Dated this 1<sup>st</sup> day of April, 2024

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.

Pierce County Auditor Martin Schildt with GBE, CPA from Seward, NE was present and discussed with the Board the 2022/2023 fiscal year county audit and single/federal audit completed and asked Board if they have questions before approving.

Motion by Albers, seconded by Martinson, to approve the 2022/2023 fiscal year county audit and single/federal audit as presented. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve the Daniel Unseld Lot Split in pt of the SW ¼ NW ¼ Section 33, Township 26 North, Range 3 West, Pierce County, NE (7.65acres). Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the Lorenz's North Lot Split in pt of the W ½ SW ¼ Section 18, Township 27 North, Range 2 West, Pierce County, NE (5 acres). Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the Lorenz's South Lot Split in pt of the W ½ SW ¼ Section 18, Township 27 North, Range 2 West, Pierce County, NE (5 acres). Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Martinson, seconded by Albers, to approve and authorize Chairman to sign Change Order #1, adjust quantities with an increase of \$35,933.75, Pay Application #4 (Final) for \$33,762.98 and the Certificate of Substantial Completion for the McLean South-JEO Project #211865 with Theisen Construction Inc., Norfolk, NE. Roll call vote: Aye: Kuether, Albers and Martinson. Nay: None. Motion carried.

Motion by Albers, seconded by Martinson, to approve the fee reports as submitted by Rick Eberhardt, Co Sheriff for February 2024; Vickie Prince, Clerk of District Court and Shannon Wragge, County Clerk for February 2024; approve Treasurer's receipt's for various funds for Christine Bahr, County Treasurer, for February 2024 and placed on file in the County Clerk's office, total \$314,091.79 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, Albers and Martinson. Nay: None. Motion carried.

**GENERAL FUND:** Antelope Co Sheriff-inmate housing-\$1,440.00; Bloomfield Medical Clinic-prisoner medical-\$15.00; Crowne Plaza-lodging-\$434.85; Eakes Office Solutions-contract fee-\$38.66; Elite Office Products-supplies-\$958.98; Ann Fenton reimburse expenses-\$70.95; Jacks Uniforms & Equipment-supply-\$49.94; Jenkins Electric-repairs-\$910.47; M&M Sanitation-service-\$330.00; Madison Co Sheriff-prisoner medication-\$41.98; Madison Natl Life Ins. Co-premiums-\$43.36; Marshall & Swift-supplies-\$389.95; MidAmerica Admin & Retirement Solutions-HRA funding-\$16,200.00; Midwest Bank-co share-\$4,729.73; National Sheriff's Association-yrly dues-\$125.00; NE Health & Human Services-housing-\$87.30; -One Office Solution-supplies-\$23.98; Pierce Co Treasurer-transfer to PCED-\$15,679.19; Pierce City-utilities-\$3,007.60; Plainview News-ads-\$388.94; Prime Stop-gas-\$98.84; Quill-supplies-\$223.89; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$4,124.67; Security Shredding-service-\$160.00; State of Nebraska-network server fees-\$701.95; Tiger Town Food Center-prisoner food-\$191.06; Payroll-\$64,011.83.

**COUNTY HIGHWAY FUND:** Ag Heaters-Ag & Industrial Equip-repair parts-\$36.00; AKRS Equipment-repair parts-\$3.16; Brad Albers-reimburse expenses-\$150.00; B's Enterprises Inc-culverts-\$51,688.00; Bauer Built Tire-tires-\$2,484.50; Black Hills Energy-utility-\$447.98; Bomgaars-supplies, equipment-\$1,881.75; M&M Sanitation-service-\$105.00; Matheson Tri-Gas-supplies-\$92.77; Meisinger Oil-diesel-\$5,483.51; Midwest Bank-co share-\$2,657.02; NACO-registration-\$20.00; Northeast Power-utilities-\$243.00; Osmond City-garbage fee-\$81.00; Pierce City-utilities-\$215.05; Randolph Farm Supply-diesel-\$2,615.93; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$2,330.13; Wattier True Value-supplies-\$46.73; Payroll-\$36,014.71.

**REGISTER OF DEEDS FUND:** Mobile Binders-plat envelopes-\$654.13.

**PIERCE COUNTY ECONOMIC DEVELOPMENT FUND:** MidAmerica Admin & Retirement Solutions-HRA funding-\$700.00; Midwest Bank, NA-co share-\$125.87; Plainview News-ads, supplies-\$253.54; Retirement Plans Division of Ameritas Life Ins. Corp-co. share-\$121.19; Payroll-\$1,795.37.

**INHERITANCE FUND:** Estate of Lorna Kumm-refund-\$43.18.

**E911 WIRELESS FUND:** City of Norfolk-911 call taking cost share-\$149.12.

**BOND FUND:** Theisen Construction-bridge repair-\$33,762.98.

Discussion was held on a revised Interlocal Agreement between Pierce County Economic Development and Pierce County. PCED has created a nonprofit 501C6 as a local development corporation due to the withdraw of Pierce County from the current interlocal agreement as of June 30, 2024 which at that time PCED will no longer be under the county budget authority as suggested by the state and county auditors. The PCED Board is asking for approval of an updated interlocal agreement which consists of \$110,000.00 per year (3% increase each year) in financial support from the County for 3 years beginning July 1, 2024 into said nonprofit, leased office space for \$1.00, ownership to all office furniture in the PCED office and all money in the PCED County Fund 2606 at the Pierce County Treasurer. The towns of Pierce, Plainview, Osmond and Hadar would contribute to this said nonprofit \$3.00 per resident (3% increase each year). No decision was made.

There being no further business, Chairman Kuether adjourned the meeting at 10:15 A.M. and will meet at a regular meeting on Monday, April 15, 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, 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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