

Commissioner's Record No. 25

MADISON COUNTY, NEBRASKA

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

November 27, 2018

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:30 A.M.

Advance notice of meeting was published in the Wednesday, November 21, 2018 edition of The Norfolk Daily News and posted on the Madison County website. A copy of said notice was provided to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed.

Following a moment of Silence and the Pledge of Allegiance to the flag of the United States of America, Chairman Jim Prauner called the meeting to order and notified the public of the copy of the Open Meetings Act posted in the meeting room.

Present: Commissioners Christian Ohl, Jim Prauner, and Ron Schmidt, County Clerk Nancy Scheer, and Commissioner Elect Troy Uhlir. County Highway Superintendent Richard Johnson was present until 10:50 A.M. Norfolk Daily News reporter Jerry Guenther and WJAG reporter Cody Ronnfeldt were present until 10:22 A.M.

Chairman Prauner read the following consent agenda items:

- 1) Approval of minutes of the November 14, 2018 meeting
- 2) Acknowledge receipt of the Continuation Certificate for the Official Bond of Therese Wachter as Treasurer of Norfolk Airport Authority
- 3) Approve the appointment of Mary Colfack, General Manager of Holiday Inn Express and Suites, to serve as a member of the Norfolk Area Visitors Bureau Advisory Committee to complete the unexpired term of Shawn Severson, with said term to expire in December, 2019

Motion was made by Ohl and seconded by Schmidt to approve the consent agenda. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Motion was made by Schmidt and seconded by Ohl to approve the regular agenda. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

District 7 Chief Probation Officer Kathryn Liebers, Office Manager Candy Downey, and Reporting Center Coordinator Staci Gaes were present to discuss a request to accept ownership and future responsibility of inventory purchased by the Nebraska Supreme Court for District 7 Probation Reporting Center.

Ms. Liebers explained that when the Reporting Center opened in Norfolk, the State provided start-up funds so counties weren't required to fund the entire cost of the centers. She reported that there were certain items that could be purchased with the start-up funds, such as chairs, tables, filing cabinets, and miscellaneous desk supplies. She stated that the State is gifting these items back to the counties with future upkeep to be paid from the Probation Office budget.

Commissioner Schmidt asked who will provide the funds for replacement costs if the items fall apart or need to be replaced. Ms. Liebers replied that the costs will be paid from the Probation Office budget and the expense will be pro-rated among all the counties in District 7 Probation area. Commissioner Schmidt said that his concern is that State gave money to the Probation office to purchase these items and now the County must provide this funding. He stated that he wants to make sure the State isn't silently trying to shift costs to the county or require the county to take on more responsibility. Ms. Liebers replied that this does not change the County's responsibility of paying for operating expenses proportionately throughout the counties in the Probation District. She explained that if an item needs to be repaired or replaced it is handled through the budget.

Chairman Prauner asked how the expenses for the seven counties in the Probation District are prorated. Ms. Liebers responded that there are three options under the State Statute by either basing expenses upon the population served in each county, basing costs upon each County's population; or a combination of population and caseload. She reported that the District 7 Probation expenses are prorated based upon the population served. She explained that Madison County pays 66% of the budget. She stated that she includes an annual report with the budget outlining the population, services provided, and what the State has paid. Ms. Liebers explained that the State pays approximately \$2.5 million for Madison County expenses.

Commissioner Schmidt expressed appreciation to the Probation Office staff for attending the meeting and explaining the request. Ms. Liebers stated that essentially the itemized inventory is being gifted to the Probation office and some items are obsolete and won't be replaced.

Ms. Liebers stated that she is glad to meet with the Commissioners any time. She reported that a very small percentage of clients are unemployed, and if they are unemployed, they are in classes with the Probation office staff so they can become employed. Chairman Prauner asked how many staff members work for the Probation office. Ms. Liebers replied that there are 36 staff members serving 725 adults and 160 youth and the majority are Madison County cases. She reported that the staff completes between 1,800 and 2,300 chemical tests each month in the reporting center. She said that the staff tries to hold individuals accountable and also provides support to improve lives.

Commissioner Ohl asked if space continues to be a challenge. Ms. Liebers concurred that space is a challenge; but, they make the space work. Commissioner Ohl asked if the staff has noticed any new facilities that may be available. Ms. Liebers replied that they haven't located any ready space, but there are some empty spaces that could possibly serve the Probation District and other County offices so potentially the County doesn't have so many different rented spaces. Chairman Prauner asked how many square feet is currently being used. Ms. Liebers replied that between the two buildings they have about 10,000 square feet of space and they could use double that amount of space because of all the in-house programming that is being provided. She reported that the following programs are being offered: anger management, cognitive thinking program, parenting class, money management, relapse prevention, colors program, and a sexual health class. She explained that services are currently provided to adults and juveniles in separate buildings; however, there would be benefits of having everyone in one building because they could use shared group space. She said that they would need separate entrances and waiting rooms for adults and juveniles; however, it would be beneficial if all staff received the same messages about initiatives at the same time. She explained that if they have large juvenile groups, they must be moved to the adult office. She stated that the current adult building has a 15 year lease and they have been in the building for 7 or 8 years. Office Manager Candy Downey explained that the carpet needs to be replaced; but, the landlord is hoping to extend replacement until it is 10 years old. Ms. Liebers reported that only a portion of the building used for the juvenile program is being leased.

Chairman Prauner asked if State funding has been reduced. Ms. Liebers replied that additional funding was provided for the Juvenile Initiative program, but that is all ear-marked for juvenile services. She explained that most of the classes are funded with fees paid by participants who are on probation. She stated that space is a challenge and storage rooms are being used for office space. Commissioner Ohl confirmed that two or three desks are in spaces designated as storage rooms. He stated that additional space is required because the State has changed priorities on how cases are handled, not because the Probation office voluntarily added programs and services. Ms. Liebers stated that the current building had six empty offices when they moved into it; but, there have been different initiatives with overcrowding, penalty changes for felony convictions, and the addition of post release supervision which is a minimum of nine months. She explained that all these changes have drastically changed their workload and the risk level of individuals is much higher.

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Commissioner Schmidt asked if President Trump's Prison Initiative directly affects the Probation office. Ms. Liebers replied that President Trump's initiative affects federal courts; however, the State Legislature could impose changes on a State level. Chairman Prauner asked if there is any violence in the office where law enforcement must be contacted. Ms. Liebers responded that they have safety plans in place and they work closely with the Police and Sheriff's departments, particularly when there are warrants for individuals and when officers are doing home visits.

Board members commended the Probation Office staff for their work. Ms. Liebers expressed appreciation for everything that the County does for the Probation office.

Motion was made by Schmidt and seconded by Ohl to execute a statement of acceptance for ownership and future responsibility of inventory purchased by the Nebraska Supreme Court for District 7 Probation Reporting Court. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Chairman Prauner reported that he solicited three quotes for a side dump trailer for Road District #3. He stated that next year Road District #3 won't be able to borrow the side dump trailer from another road district because they are so far behind on road projects. He reported that the side dump trailer currently used in Road District #3 was rolled before the County purchased it, so the frame is twisted. He explained that the trailer is dangerous to use because sometimes it pulls up the semi-tractor when it is being dumped since it is very stiff. He reported that they have been repairing and welding the current side dump trailer so they could continue using it.

Chairman Prauner reported that a quote received from Sidump'r in Columbus, Nebraska was for a new 2019 side dump trailer in the amount of \$49,500.00 which has a three year warranty. He reported that a quote from Utility Trailer Interstate in Henderson, Colorado for a 2019 Jet side dump trailer was \$62,900.00 and a quote from Vander Haag's Inc. in Spencer, Iowa for a 2019 Jet side dump trailer was \$60,200.00. Commissioner Schmidt reported that a used trailer purchased for Road District #1 cost approximately \$34,000.00. He stated that he won't be serving as a Commissioner in 2019 and it will be Mr. Uhlir's responsibility to have a trailer for Road District #3; however, the \$49,500.00 quote is a good purchase price. He explained that the current trailer in Road District #3 is a double axle and the quote from Sidump'r is for a triple axle trailer.

Commissioner Ohl asked if the existing trailer would be traded. Chairman Prauner replied that they haven't decided what to do with the current side dump trailer. He said that if District #1 can lend a trailer to District #3 that may be okay. Commissioner Schmidt stated that the quote from Sidump'r seems like a good deal if the County doesn't need to pay federal excise tax. He said that he spent several hours researching prices which ranged between \$53,000.00 and \$62,000.00.

Commissioner Schmidt asked if the budget has adequate funds to purchase a trailer. He reported that \$400,000.00 was designated in the budget for purchasing maintainers and the two maintainers purchased this fiscal year cost \$455,000.00. He said that both Road Districts #1 and #2 have good side dump trailers and the different road departments should be able to work out an arrangement to share two trailers between three road departments. Chairman Prauner responded that the trailer in Road District #2 isn't wired to hook to any semi-tractors in Road District #3. Commissioner Schmidt said that it would be great if each road department could have their own side dump trailer and they could all be wired the same. He reported that Johnson Gravel has a Puma side dump trailer which could be purchased at a cost of \$45,000.00; however, the trailer is made in Mexico and if there is a warranty issue, it may be a problem.

Chairman Prauner reported that the price quote is good until December 31, 2018, but after that date the price will increase to \$59,999.00. Commissioner Schmidt recommended that the Board members speak to the road department foremen about sharing trailers. He said that the County has spent a lot of money in the past three years on equipment purchases and he is hesitant to spend more money on equipment. He explained that maintainers are used all the time and can't be shared; however, it would be nice if the side dump trailers could be shared between the districts.

After discussion, a motion was made by Ohl and seconded by Schmidt to table a decision on the purchase of a side dump trailer for Road District #3. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Deputy Sheriff Jon Downey stated that Commissioner Ohl included him in an email about fiber optic connectivity to the Courthouse. He asked when the County Board would make a decision on fiber optic connections and if there was anything he could do to assist with this project.

Commissioner Ohl responded that internet providers have submitted prices. He stated that he spoke with Stealth Communications who made a presentation to the County Board on their own initiative and would like to provide service to the Courthouse. He explained that Stealth has fiber optic lines across the road from the Courthouse. He reported that Cable One has also expressed an interest in fiber optic lines for the Courthouse. He stated that his understanding is that because of the uniqueness of this service, the County doesn't need to go through the bid process. Commissioner Ohl explained that one suggestion was to start with the Courthouse and Jail to make sure that the company can provide a consistent data connection. He said that one of the challenges has been intermittent disconnection with the internet which is a big problem. He stated that he is waiting to hear back from other companies who have expressed an interest; but, he would like to get fiber connection going. He explained that the cost wouldn't be a substantially large increase; but, some equipment upgrades are required. Commissioner Ohl reported that he would follow up with one or two other providers who have expressed an interest to get final numbers back as soon as possible so the County Board can proceed with an action plan.

Mr. Downey asked if Cable One needs to install fiber lines. He said that at one time Cable One was quoting prices to run fiber optic line from Norfolk to Madison. He reported that the control office is not in Madison, so the County may incur costs to get the line installed to the Courthouse. Commissioner Ohl stated that he had a conference call with multiple people in the Cable One group to determine what the cost would be for fiber optic service to the Courthouse. He said that he would follow up with a final quote from Cable One. He stated that he understands that a consistent connection is a priority for safety purposes, work flow, and a variety of other reasons.

Mr. Downey reported that with the current internet the County has weekly issues with the connection. He stated that a problem will start in one office and then tumble down to other departments until the entire Courthouse is affected. He said that internet is an essential service to conduct daily business for the County. He asked if anyone has reached out to Northeast Nebraska Juvenile Services to coop fiber line service. Chairman Prauner replied that he spoke briefly to NNJS Administrator Mark Benne about this issue. He said that NNJS also has problems with their internet connection. He reported that he uses Stealth Communications internet at home and is happy with the connection. He said that the road shop in Meadow Grove has problems with internet connectivity and Stealth Communications is trying to provide service to that area.

Mr. Downey reported that he reached out to the IT staff who works with many different providers and they advised that Stealth Communications is the currently the best company for service in this area. Commissioner Ohl stated that none of the statements made should reflect poorly on other companies. He said that the County is looking at the potential increase in improved technology to make sure that the County is providing the best possible service so that every office can operate efficiently. He stated that with the advancement of technology everything is taking more data and memory which puts more demand on the existing infrastructure. He explained that it's a natural progression that the Board make an upgrade.

No action was taken.

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The following written reports and correspondence were reviewed.

- 1) Fund balance report
- 2) County Sheriff distress warrant report
- 3) Letter from Nebraska Commission on Law Enforcement and Criminal Justice confirming the annual inspection by the Jail Standards Board
- 4) Letter from the Nebraska State Historic Preservation Office announcing that the Dommer-Haase Farmstead located at 2400 West Eisenhower Avenue, Norfolk was listed on the National Register of Historic Places
- 5) Public hearing notice from the City of Norfolk regarding an amendment to modify the boundaries of the North Fork of the Elkhorn River Overlay District
- 6) Public hearing notice from the City of Norfolk regarding the request of Daniel and Connie Geary for a Preliminary Planned Development on property located 1/4 mile north of the intersection of South Victory Road and East Omaha Avenue in Section 25-24-1

The following claims were audited:

	GENERAL FUND	
Total Net Payroll		157,560.50
Account Control Technology, Inc.	Garnish of Wages	179.34
Perla J. Alarcon-Flory	Interpreting Services, Public Defender	322.23
Albracht Disposal Services	Utilities, County Jail	155.00
Alpha Workforce Health	Medical Services, County Jail	746.00
Antelope County Sheriff	Civil Process Fees, Public Defender	12.90
Apex Therapy Services, LLC	Professional Services, Community Based Grant	720.53
Appeara	Mat Service, Supplies, Public Defender	28.84
Battle Creek Enterprise	Publication Costs, Election Commissioner	615.50
Brandle Electric	Repairs, County Jail	484.50
John Buck	Contract Services, Community Based Grant	38.08
Cableone	Internet Service, Extension Office	144.28
Cableone	Internet Service, Probation Office	263.99
Carney Law, PC	Legal Services, County Court	4,588.27
CASA of Northeast Nebraska	Quarterly Services, Rent	7,978.28
CBM Managed Services	Inmate Meals, County Jail	8,653.53
Champs Inc.	Equipment, Maintenance Contract, County Jail	3,088.20
City of Crofton	Utilities, Community Based Grant	100.00
City of Norfolk	Parking Rent, Veteran Service Office	130.00
City of Norfolk	Utilities, Extension Office	133.50
Complete Pest Elimination, Inc.	Pest Control, County Jail	125.00
Connecting Point	Equipment, Veterans Service Office	1,857.00
Consolidated Management Company	Inmate Meals, County Jail	533.33
Copple, Rockey, McKeever, & Schlecht, PC LLO	Legal Services, County Court	218.82
Credit Management Services, Inc.	Garnish of Wages	225.62
Cuming County Clerk	Contract Services, Community Based Grant	1,173.04
Custom Sports	Uniforms, County Jail	26.38
Dent Specialists, LLC	Repairs, Tires, County Sheriff	805.03
Doerr & Klein, PC	Legal Services County Court	1,581.56
Douglas County Court	Copies, Law Enforcement	4.25
Douglas County Sheriff	Civil Process Fees, District Court	9.88
Eakes Office Solutions	Supplies, Courthouse	479.68
Eakes Office Solutions	Supplies, County Jail	525.80
Eakes Office Solutions	Supplies, Probation Office	167.80
Egley, Fullner, Montag and Hockabout, PC, LLO	Legal Services, District Court	1,926.11
Ewalt Law Office, PC, LLC	Contractual Legal Services	12,500.00
First Concord Benefits Group	Flex Plan	2,511.18
Raymond Flood	Mileage, Zoning Department	78.70
Floor Maintenance & Paper Supply	Supplies, County Jail	594.19
Frontier	Telephone Service, Courthouse	1,059.01
GCR Tire Center	Repairs, Tires, County Sheriff	1,010.11
Gillette Printing	Supplies, County Sheriff	92.00
Gillette Printing	Supplies, County Jail	90.00
Goodlife Counseling	Professional Services, Community Based Grant	1,056.25
Gordy's Towing & Repair	Repairs, County Sheriff	73.84
Joy Griffith	Mileage, Zoning Department	65.40
Greg Hanson	Postage, Veteran Service Office	11.75
Matthew Headley	Postage, Public Defender	206.50
Naomi Hemphill Cleaning	Cleaning Service, Public Defender	80.00
Charlie Hendrix	Contract Services, Community Based Grant	405.00
Jeffrey L. Hrouda	Legal Services, County Court	1,401.55
Joseph W. Hurd	Mileage, County Attorney	104.64
John's Disposal Inc.	Garbage Service, Noxious Weeds	26.50
John's Disposal Inc.	Garbage Service, Zoning Department	26.50
Addisen Johnson	Mileage, Community Based Grant	139.52
Elizabeth Krantz	Rent, Utilities, Juvenile Accountability	1,750.00
Walter A. Lammler Jr.	Legal Services, County Court	1,526.10
Lancaster County Sheriff	Civil Process Fees, District Court	6.00
Lancaster County Sheriff	Civil Process Fees, County Court	18.58
Madison County Clerk	Tax Deposit, Retirement	84,843.19
Madison County Sheriff	Supplies, Telephone Services, County Jail	17.66
Madison County Sheriff	Civil Process Fees, Public Defender	64.76

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Madison National Life Insurance Co. Inc.	Insurance Premium	80.10
Benjamin McBride	Contract Services, Mileage, Community Based Grant	44.81
Menards	Supplies, Courthouse	54.95
Menards	Supplies, County Jail	27.94
Merlin Milander	Mileage, Zoning Department	71.83
Midwest Plumbing & Heating	Repairs, County Jail	547.50
MIPS Inc.	Supplies, County Treasurer	63.82
Morland, Easland and Lohrberg, PC, LLO	Legal Services, County Court	860.40
Nationwide Retirement Solutions	Deferred Compensation	3,145.00
Nebraska Child Support Payment Center	Garnish of Wages	726.62
Nebraska Department of Agriculture	License Renewal, Noxious Weeds	25.00
Nebraska Health and Human Services	State Institutional Costs	2,030.48
Nebraska Public Power District	Utilities, Noxious Weeds	188.05
Nebraska Public Power District	Utilities, Zoning Department	68.95
Nebraska Public Power District	Utilities, Extension Office	989.93
Nebraska Public Power District	Utilities, Veteran Service Office	41.95
Nebraska Weed Control Association	Dues, Noxious Weeds	135.00
Norfolk Daily News	Subscription Costs, Zoning Department	49.50
Norfolk Daily News	Subscription Costs, Noxious Weeds	49.50
Norfolk Daily News	Publication Costs, County Sheriff	628.60
Norfolk Daily News	Publication Costs	238.37
Norfolk GM Auto Center	Repairs, County Sheriff	49.17
Norfolk GM Auto Center	Repairs, Noxious Weeds	31.87
Northeast Medical Imaging, PC	Medical Services, Juvenile Detention	100.00
Mike O'Brien	Mileage, Community Based Grant	61.04
One Office Solution	Supplies, County Clerk	14.00
One Office Solution	Supplies, Public Defender	142.49
PharmChem, Inc.	Medical Supplies, Probation Office	2,557.65
Phillips 66 Co	Fuel, County Sheriff	151.48
Physicians Laboratory, PC	Autopsy, Law Enforcement	1,975.00
Pierce County Sheriff	Civil Process Fees, Public Defender	52.50
QHA Cleaning, LLC	Cleaning Service, Extension Office	400.00
Ramada Inn	Lodging, Zoning Department	150.00
Red Willow Co. Sheriff	Civil Process Fees, District Court	21.45
Redwood Toxicology Lab	Medical Services, Probation Office	753.40
Sarpy County Sheriff	Civil Process Fees, District Court	6.00
Security Shredding	Shredding Services, Probation Office	122.50
Shell	Fuel, County Sheriff	2,840.95
Shell	Fuel, Reappraisal	92.29
Stanton County Sheriff	Civil Process Fees, District Court	19.00
Stratton, Doele, Carlson, Buettner, & Stover, PC LLO	Legal Services, County Court	1,470.42
Don Svitak	Mileage, Noxious Weeds	163.50
Thompson Reuters-West	Subscription, Public Defender	298.82
Tilden Citizen/Meadow Grove News	Publication Costs, Election Commissioner	595.25
US Bank Corporate Payment System	Fuel, Gift Cards, Postage, Medication, Community Based Grant	286.30
US Bank Corporate Payment System	Fuel, Lodging, Meals, Supplies, Uniforms, County Sheriff	1,456.68
US Bank Corporate Payment System	Registration Fees, County Jail	325.00
Vanguard Appraisals, Inc.	Contract Appraisal Services, County Assessor	20,000.00
Verizon Wireless	Telephone Service, Courthouse	55.48
Verizon Wireless	Telephone Service, County Assessor	40.01
Verizon Wireless	Telephone Services, County Sheriff	1,448.77
Verizon Wireless	Telephone Service, Law Enforcement	59.06
Verizon Wireless	Router Services	80.02
Wakefield and Associates Inc.	Garnish of Wages	150.21
Walmart Community	Food, Supplies, Community Based Grant	350.75
Wex Bank	Fuel, County Sheriff	684.47

ROAD/BRIDGE FUND

Total Net Payroll		32,984.55
Advance Auto Parts	Parts	155.75
B's Enterprises Inc.	Culverts, Supplies	7,664.95
Bauer Built Tire	Repairs	101.50
Black Hills Energy	Gas Service	96.53
Carquest Auto of Norfolk	Parts	5.91
Central Sand & Gravel	Gravel	263.97
Credit Bureau Services Inc.	Garnish of Wages	299.36
Dale R. Johnson Ent. Inc.	Gravel	14,058.73
DAS - State Accounting	Telephone Service	24.22
Electrical Engineering & Equipment Co.	Parts	146.33
First Concord Benefits Group	Flex Plan	596.91
Frontier	Telephone Service	222.26
Johnson's Ornamental Iron	Parts	59.00
Kelly Supplies	Supplies	45.66
Lawson Products	Tools	180.93
Long Trucking	Hauling Service	10,906.00
Loup Power District	Utilities	126.80
Madison County Clerk	Tax Deposit, Retirement	17,172.39
Madison County Treasurer	Title Fee, Tire Tax	22.00

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Matheson Tri-Gas Inc.	Supplies	372.09
Matteo Sand & Gravel Co Inc.	Gravel	275.39
Menards	Supplies	137.55
Nationwide Retirement Solutions	Deferred Compensation	1,505.00
Nebraska Child Support Payment Center	Garnish of Wages	93.24
Nebraska Harvestore Systems	Parts, Equipment Rental	1,888.02
NMC Exchange LLC	Parts	96.22
Omaha Slings Inc.	Parts	36.61
Pioneer Telephone Company	Telephone Service	50.98
Pollard Pumping Inc.	Contract Services	180.00
Radio.comm	Equipment	693.00
Rise Broadband	Internet Services	127.53
Road Builders Machinery & Supply	Motor Graders, Equipment	455,862.97
T & D Striping	Contract Services	12,939.00
T-Bone North	Fuel, Repairs	6,082.92
Truck Center Companies	Parts	19.98
Verizon Wireless	Telephone Service	331.25
Village of Meadow Grove	Utilities	70.00
Zee Medical	Supplies	107.60

	VISITORS PROMOTION FUND	
Norfolk Area Visitor Bureau	Administration Fees	14,209.50

	VISITORS IMPROVEMENT FUND	
Norfolk Area Visitor Bureau	Administration Fees	10,802.59

	911 EMERGENCY FUND	
Century Link	Telephone Services	785.33

	LAW ENFORCEMENT OPERATING FUND	
Madison County Sheriff	Supplies	3,215.60

Motion was made by Ohl and seconded by Schmidt to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

The Board adjourned at 11:24 A.M. to Tuesday, December 11, 2018 at 9:30 A.M.

ATTEST:

Nancy Scheer
Madison County Clerk

Jim Prauner, Chairman
County Board of Commissioners