

# Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

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## COMMISSIONERS PROCEEDINGS

Madison, Nebraska

December 20, 2022

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 Thursday, December 16, 2022 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 Troy Uhlir called the meeting to order and notified the public of the copy of the Open Meetings Act posted in the meeting room.

Present: Commissioners Eric Stinson, Ron Schmidt, and Troy Uhlir, County Clerk Anne Pruss, County Highway Superintendent Richard Johnson, County Attorney Joe Smith, County Sheriff Todd Volk and Carey Hopkins from Community Based Grant/ Juvenile Accountability. Norfolk Daily News reporter Jerry Guenther, WJAG reporter Trevor Dempster, and NCN reporter Ryan Pattee were present until 11:24 AM. Corey Grandquist from North Fork Area Transit, Jane Kleeb from Bold Nebraska, Attorney Jason Doelle, and Rodney Julsen were present.

Commissioner Schmidt read the following consent agenda items into the record:

- 1) Approval of minutes of December 6, 2022
- 2) Acknowledge receipt of Continuation Certificate of Therese Wachter as Treasure of Norfolk Airport Authority
- 3) Acknowledge receipt of the Official Bond of Michael Johnson as President of Sanitary Improvement District #13
- 4) Approval of the 2024 Grant Award for Community-Based Juvenile Services Aid
- 5) Authorization for County Board Chairman to execute the Community Based Juvenile Services Aid Grant, and 2023-2025 Memorandums of Understanding between Madison County and, Boone, Burt, Cuming, Knox, Pierce, Stanton, and Wayne Counties
- 6) Approval of Addendum to Lease Agreement to City of Madison to pay the periodic premium for property insurance for the Public Defenders building located at 104 South Main Street
- 7) Addendum to 2022 County Employee Policy and Procedure Manual to include clarification on fringe benefits.

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8)

## RESOLUTION CERTIFYING PROPER COMPLETION OF PROJECT

Madison County Resolution No. #2022 - 41

**WHEREAS**, Madison County and State entered into an agreement entitled “County Bridge Matching Program Agreement”, for the structure number C005912410 and C005903450 the Project, Program Agreement number BL1920 signed by State on the 27<sup>th</sup> day of February, 2019; and

**WHEREAS**, Madison County has now completed the construction of the Project that was identified in the Program Agreement; and

**WHEREAS**, this Resolution is to formally notify State of the proper completion of the Project according to the terms of the Program Agreement.

**Be It Resolved:** by the Board of Commissioners of Madison County:

- (1) The Project, for Structure No. C005912410 and C005903450 has been properly constructed by County and its contractor, in accordance with the terms of the Program Agreement.
- (2) The bridge was constructed in strict compliance with
  - (a) the plans and specifications including any State-approved change orders,
  - (b) all applicable design standards, and
  - (c) the conditions and requirements of the Program Agreement.
- (3) County understands that it is the owner of the bridge, and that it is solely responsible for the design, inspection, construction, reconstruction, repair, and operation of the bridge and roadway and is responsible for meeting any environmental or other post-construction permit or legal commitments applicable to the project
- (4) The project costs were fair, reasonable and necessary for the proper construction of the project.

NDOT Project Number: STWD-CBMP(3) NDOT Control Number: 00974B

NDOT LPA Control Number: 00974B(u)

NDOT Project Name: County Bridge Match Program

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

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

Rodney Julsen, Jason Doelle, Dick Johnson, and Joe Smith appeared before the Board regarding the Julsen Bridge. Dick Johnson informed that there would be approximately a 10% cost increase from a bridge built in Stanton the price would be approximately \$402,979. Attorney Jason Doelle informed that to increase the width of the bridge from 16 ½ feet to about 24 or 26 feet would increase the price approximately \$20,000. The bridge is located in Boone County. Madison County will contact Boone County to come to an agreement about the bridge. The original agreement in 1942 was between Boone and Madison Counties to remove two bridges and reroute Shaw Creek. Dick Johnson informed Rodney Julsen that he would be responsible to maintain the channel of the bridge, however Rodney Julsen does not believe he is responsible for this. Once the negotiations are finalized and materials are available the bridge could possibly be started within the next year.

No action taken.

Motion was made by Stinson and seconded by Schmidt to go into executive session at 9:45 AM. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, None. Motion carried.

Motion was made by Stinson and seconded by Schmidt to end executive session at 10:03 AM. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, None. Motion carried.

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Jane Kleeb, Head of Bold Nebraska appeared before the Board in regards to the Carbon Pipeline. Ms. Kleeb wanted to address concerns around the Carbon Pipeline. She informed that the Summit and Navigator Pipelines are coming across Nebraska, and Nebraska has no laws regarding any pipelines other than oil. Ms. Kleeb informed that the Public Service Commission has said they will have no review process and no say as to where the Carbon Pipelines will go. There is no agency at the state level. Authority is now the responsibility of the counties. Bold Nebraska believes that counties who have zoning authority in their charter should utilize that authority to potentially cause setbacks to require the companies to provide their Plume Model and place decommissioning laws in place. Ms. Kleeb mentioned that we do not know how far an explosion may spread and that carbon pipelines explosions can lead to deaths. The Board was informed that they have the authority to make sure the pipeline is safe and there is an emergency response plan in place. They also have the authority to speak to the companies about depth coverage, garbage, and weed control. Bold Nebraska believes that we should have a more diversified energy base (coal, wind, solar, oil, and gas) and are trying to inform the counties about the concerns and steps the counties can take to protect the citizens.

No Action Taken.

The Board of Commissioners took a recess from 10:33 to 10:39.

City of Norfolk, Councilman Corey Grandquist appeared before the Board regarding the money provided, to North Fork Area Transit, by the county missing. He immediately contacted the Sheriff's office and Commissioner Uhlir. There is a warrant out for one person regarding this matter. The County provided \$750,000 to North Fork Area Transit. The contract was signed and the funds were provided in July 2022. The contract between The County and North Fork Area Transit states the county can provide audits at the cost of The County, by The Counties chosen person. County Attorney Joe Smith informed the audit can cost \$350-450 per hour. The County would like to expeditiously move on a full audit. County Clerk Ann Pruss informed there will need to be a Federal Audit that this audit could possibly be a part of. The Board will need to decide if The County wants to continue to be affiliated with North Fork Area Transit. The current agreement with North Fork Area Transit to be continued with Corey Grandquist will be revisited on January 17, 2023.

Motion was made by Stinson and seconded by Schmidt to go into executive session at 10:53 AM. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, None. Motion carried.

Motion was made by Stinson and seconded by Schmidt to end executive session at 11:04 AM. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, None. Motion carried.

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Motion was made by Schmidt and seconded by Uhlir to authorize County Attorney Joe Smith to do an expeditious full audit of North Fork Area Transit. Ayes, Schmidt, Stinson, and Uhlir. Nays, None. Motion Carried.

The following written reports and correspondence were reviewed:

- 1) Fund balance report
- 2) Clerk's fee report, November 2022
- 3) Register of Deeds fee report, November 2022
- 4) Sale of Surplus
- 5) Notice of Public Hearing from City of Norfolk regarding the West Highway 275 Phase II Redevelopment Area

The following claims were audited:

GENERAL FUND		
December 20, 2022		
Total Net Payroll		177,449.66
Advance Correctional Healthcare	Contract Services, County Jail	17,528.80
Ag Spray Equipment	Supplies, Noxious Weeds	143.47
Mark D. Albin	Legal Services, Juvenile Court	2,073.46
Albracht Disposal Service	Waste Removal, Public Defender	46.00
Albracht Disposal Service	Waste Removal, Courthouse	56.00
Allstate Benefits	Insurance Premiums	842.94
American Family Life Assurance Co.	Insurance Premiums	1,035.15
Apex Therapy Services, LLC	Professional Services, Community Based Grant	488.00
Appearra	Towel Services, County Jail	38.83
ARL Credit Services	Garnish of Wages	188.50
Donna Bartak	Prior Service	69.24
BI, Inc.	Contract Services, Community Based Grant	191.86
Big Red Printing	Supplies, County Sheriff	245.00

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Blue Cross Blue Shield of Nebraska	Insurance Premiums	5,590.81
Blue 360 Media	Publications, Public Defender	90.75
Blue 360 Media	Publications, County Sheriff	509.22
Blue 360 Media	Publications, County Attorney	444.85
Blue 360 Media	Publications, County Jail	181.22
Bob Barker Company	Uniforms, County Jail	594.92
Brady & Amy's, Inc.	Fuel, Courthouse	72.50
Brady & Amy's, Inc.	Fuel, Reappraisal	173.79
Brady & Amy's, Inc.	Fuel, County Sheriff	2,470.32
Brodock LLC	Car Wash, County Sheriff	1,000.00
Brogan & Stafford	Legal Services, Juvenile Court	240.42
Brogan Lampli	Legal Services, County Court	2,142.25
Century Link	Telephone Services, Probation Office	554.33
City of Madison	Utilities, Public Defender	370.61
City of Madison	Utilities, County Jail	3,517.09
City of Norfolk	Utilities, County Sheriff	3,000.00
City of Norfolk	Utilities, Probation Office	275.51
City of Norfolk	Utilities, Noxious Weeds	12.61
City of Norfolk	Contract Services	43,652.69
Colonial Life and Accident Insurance	Insurance Premiums	290.94
COM Sprinklers	Repairs, Courthouse	335.00
Complete Pest Elimination	Pest Control, County Jail	125.00
Consolidated Management Company	Meals, County Jail	294.10
Copple, Rockey, Schlecht, Mason, & Werth, PC., LLO	Legal Services, Juvenile Court	1,822.38
Cor Therapeutic Services, LLC	Professional Services, Community Based Grant	690.50
Courtesy Ford	Repairs, County Sheriff	78.55
Cubby's	Fuel, Planning and Zoning	163.94
Cubby's	Fuel, Extension Office	80.77
Cubby's	Fuel, Noxious Weeds	76.89
Culligan	Rental Fees, Juvenile Accountability	47.50

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Culligan	Rental Fees, Probation Office	77.00
Cumming County Clerk	Contract Services, Community Based Grant	1,254.81
DAS State Accounting - Central Finance	State Access Fees, County Clerk	41.60
DAS State Accounting - Central Finance	State Access Fees, Communications	903.00
Dept of Correctional SVCS	Board of Prisoners, County Jail	2,929.74
Eakes Office Solutions	Supplies, Planning and Zoning	49.07
Eakes Office Solutions	Supplies, District Judge	72.13
Eakes Office Solutions	Supplies, Courthouse	407.54
Eakes Office Solutions	Supplies, Extension Office	110.48
Eakes Office Solutions	Supplies, County Sheriff	135.08
Eakes Office Solutions	Supplies, County Jail	75.74
Eakes Office Solutions	Supplies, Probation Office	331.49
Egley, Fullner, Montag, Morland, & Easland, PC	Legal Services, Juvenile Court	5,536.95
Elkhorn Valley Bank & Trust	Health Savings Account	15.00
Ewalt Law Office	Contract Services	12,500.00
Faith Regional Health Services	Employment Physical, Jail	87.00
Farmer's Pride	Fuel, County Sheriff	1,427.16
Farris Engineering	Engineering Fees	8,300.00
Field's Hardware	Supplies, Public Defender	139.96
Field's Hardware	Supplies, Courthouse	45.90
Field's Hardware	Supplies, County Jail	560.07
First Concord Benefits Group	Medical Pretax, Dependent Care, Deductible Buy-Down, Administration Fees	4,082.67
Fitzgerald, Vetter, Temple, Bartell, & Henderson	Legal Services, Juvenile Court	708.39
Floor Maintenance & Paper Supply	Supplies, County Jail	1,458.00
Floor Maintenance & Paper Supply	Supplies, Probation Office	663.76
Galls, LLC	Uniforms, County Jail	217.35
Gaylen, Boettcher, Baier, PC., LLO.	Legal Services, Juvenile Court	1,199.88
Gaylen, Boettcher, Baier, PC., LLO.	Legal Services, County Court	721.44
Generation Consultants, LLC.	Subscription, Communications	89.97
The Glass Edge	Repairs, Probation Office	989.00

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Leo Gonzalez	Mileage, Extension Office	42.50
Government Forms & Supplies	Supplies, County Clerk	93.70
Megan Halsey	Witness Fees and Mileage, County Court	60.00
Naomi Hemphill Cleaning	Cleaning Services, Public Defender	95.00
Jeffrey Hrouda	Legal Services, Juvenile Court	737.00
Jack's Uniforms & Equipment	Uniforms, County Sheriff	1,807.13
John's Disposal	Waste Removal, Probation Office	173.00
Justice Data Solutions	Software Support, County Sheriff	4,450.00
Justice Data Solutions	Software Support, Probation Office	3,900.00
Justice Works	Software Subscription, Public Defender	350.00
Michelle Kroupa	Cleaning Services, Extension Office	370.00
Lawnco Lawn & Tree Care	Lawn Services, Courthouse	5,989.94
Louderback Drug	Prescriptions, Community Based Grant	45.00
Madison County Clerk	Tax Deposit and Retirement	96,802.27
Madison County Clerk of District Court	Civil Process Fees, District Court	723.00
Madison County Court	Civil Process Fees, County Court	1,739.00
Madison County Sheriff Inmate Fund	Supplies, County Jail	57.92
Madison County Sheriff	Civil Process Fees, County Court	214.02
Madison County Sheriff	Civil Process Fees, District Court	526.36
Madison County Sheriff	Civil Process Fees, Mental Health	58.28
Madison National Life Insurance	Insurance Premiums	594.13
Major Refrigeration	Repairs, County Jail	924.95
Heather McWhorter	Cell Phone Reimbursement and Mileage, Planning and Zoning	164.13
ME Bulbs	Supplies, County Jail	1,879.33
Medtox Laboratories	Drug Testing, County Attorney	30.10
Menards	Supplies, Courthouse	26.99
Menards	Supplies, County Jail	144.23
Menards	Supplies, Noxious Weeds	26.29
Microfilm Imaging Systems, Inc.	Software Subscription, District Court	12.00
Nationwide Retirement Solutions	Deferred Compensation	2,153.00

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Nebraska Child Support Payment Center	Garnish of Wages	257.08
Nebraska Health and Human Services	State Institutional Costs	630.00
Nebraska Public Power District	Utilities, Probation Office	537.00
Nebraska State Bar Association	Training, Public Defender	200.00
Nebraska.Gov	Subscription, County Attorney	1.00
Norfolk Daily News	Publication Costs, Public Defender	120.00
Norfolk Daily News	Publication Costs, County Sheriff	926.60
Norfolk Daily News	Publication Costs, County Jail	988.26
Norfolk Daily News	Publication Costs, County Offices	139.09
Northeast NE Juvenile Services	Boarding Juveniles, Juvenile Detention	5,147.50
Nykodym Lawn Service	Lawn Services, Public Defender	460.00
Olson's Pest Technicians	Pest Control, Extension Office	41.40
Olson's Pest Technicians	Pest Control, Veterans Service Office	27.60
One Office Solution	Supplies, County Clerk	224.93
One Office Solution	Supplies, County Assessor	254.32
One Office Solution	Supplies, Public Defender	236.86
PCS Mobile	Supplies, County Sheriff	497.64
Pettitt Plumbing	Repairs, County Jail	2,846.22
Pfeifer Auto Body	Repairs, Reappraisal	1,109.16
Phillips 66 Co/SYNCB	Fuel, County Sheriff	44.99
Physicians Laboratory	Drug Testing, Law Enforcement	2,050.00
Pitney Bowes	Rental Fee, Planning and Zoning	65.97
Postmaster	Postage, County Offices	275.00
Precision IT	Supplies, County Clerk	9.99
Precision IT	Supplies, County Sheriff	162.00
Precision IT	Subscription and Backup, Probation Office	168.80
Precision IT	Domain Hosting, County Offices	7,102.60
Presto-X	Pest Control, Public Defender	190.97
Priority Communications	Telephone Services, County Sheriff	126.00
Priority Communications	Telephone Services, County Offices	126.00

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PT Holdings	Rental Fees, Juvenile Accountability	2,150.00
Redwood Toxicology Lab	Drug Testing, Probation Office	397.00
Region 4 Behavioral Health System	Quarterly Funding	19,658.25
Relx, Inc. dba Lexis Nexis	Software Subscriptions, County Attorney	666.00
Juan Rojas	Supplies, Reappraisal	16.02
Security Shredding	Shredding Services, County Clerk	17.50
Security Shredding	Shredding Services, County Treasurer	140.00
Security Shredding	Shredding Services, Election Commissioner	17.50
Short Stop	Fuel, County Sheriff	273.80
Chris Smith	Supplies, Courthouse	16.08
Chris Smith	Cell Phone Reimbursement, Courthouse	100.36
Sparklight	Internet Services, Public Defender	66.62
Stealth Broadband	Internet Services, County Offices	2,518.69
Summit Food Service, LLC	Inmate Meals, County Jail	8,354.61
Thompson Reuters-West	Software Subscription, Public Defender	427.46
Tilly's	Fuel, County Sheriff	180.40
Trane	Repairs, Courthouse	2,455.63
U Save Pharmacy	Prescriptions, County Jail	150.39
US Bank Corporate Payment System	Fuel and Supplies, County Sheriff	3,457.90
US Bank Corporate Payment System	Supplies, County Jail	638.25
US Bank Corporate Payment System	Supplies, Juvenile Accountability	83.97
Verizon Wireless	Telephone Services, Extension Office	547.87
Verizon Wireless	Telephone Services, Sheriff Office	1,621.02
Verizon Wireless	Telephone Services, Noxious Weeds	50.84
Vision Service Plan	Insurance Premiums	653.78
Derek Volker	Tutoring Services, Community Based Grant	130.00
Waste Connections of NE	Waste Removal, Extension Office	21.11
Waste Connections of NE	Waste Removal, Veterans Service Office	14.08
Melissa Wentling	Legal Services, Juvenile Court	11,108.45
Wex Bank	Fuel, County Sheriff	3,673.20

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		Total General Claims with Payroll	523,189.58
ROAD/BRIDGE FUND			
Total Net Payroll			35,961.11
Advance Auto Parts	Parts		139.29
Akrs Equipment	Parts		75.77
Albracht Disposal Service	Waste Removal		23.00
Allstate Benefits	Insurance Premiums		200.62
Travis Amen	Cell Phone Reimbursement		100.36
American Family Life Assurance Co.	Insurance Premiums		403.98
Appearra	Towel and Uniform Service		632.62
Bauer Built Tire	Tire Repairs		1,126.20
Blackstrap, Inc.	Road Salt		8,866.80
Blue Cross Blue Shield of Nebraska	Insurance Premiums		1,477.14
Brady & Amy's, Inc.	Fuel		827.97
Victor Brandl	Dirt and Rental Fee		2,600.00
Choice Foods	Supplies		43.10
City of Newman Grove	Utilities		69.25
Arland Claus	Dirt and Rental Fee		4,092.50
Clearlive	Telephone Services		49.21
Colonial Life and Accident Insurance	Insurance Premiums		333.83
Colonial Research Chemical Corp	Shop Supplies		190.80
Constellation Newenergy	Utilities		644.91
Cubby's	Fuel		301.49
Dale R. Johnson	Gravel		2,479.83
Fastenal Company	Parts		178.20
Fastwyre Broadband	Internet Services		45.14
Filtcare of Nebraska	Repairs		67.80
First Concord Benefits Group	Medical Pretax, Deductible Buy-Down, Administration Fees		1,861.46
Husker Steel	Bridge Repairs		9,270.00

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Island Supply Welding	Shop Supplies	271.40
Kelly Supply Company	Parts	266.90
Ken's Trailer Sales & Repair	Parts and Repairs	280.00
Lawson Products	Parts	2,968.83
Madison County Clerk	Tax Deposit and Retirement	18,078.56
Madison County Treasurer	New Registration Fees	39.00
Madison National Life Insurance	Insurance Premiums	124.85
Mainelli Wagner & Associates	Contract Services	75,670.10
Mattheson Tri-Gas	Shop Supplies	4,665.53
Meisiner Oil Company	Fuel	7,288.69
Menards	Supplies	197.73
Midwest Coating Company, Inc.	Road Maintenance	4,200.00
Nationwide Retirement Solutions	Deferred Compensation	1,450.00
Nebraska Public Power District	Utilities	241.53
NMC Exchange	Parts and Repairs	1,266.06
Nextlink Internet	Internet Services	15.00
One Office Solution	Supplies	23.04
Raka Rentals	Rental Fees	631.63
RDO Truck Centers	Parts and Repairs	612.75
Road Builders Machinery & Supply	Parts and Repairs	6,631.39
Rockmount Research & Alloys	Tools	731.56
Scheer's Ace Hardware	Shop Supplies	58.15
Security First Bank	Equipment Lease Purchase Payments	138,326.72
Stanley Petroleum Maintenance	Tools	28.26
Stealth Broadband	Internet Services	719.54
TeeCo	Rental Fees	56.20
Theo's Corner	Fuel	105.00
Truck Center Companies	Parts and Repairs	1,194.72
TWD Lock Safe & Key	Shop Supplies	5.60
Verizon Wireless	Telephone Services	168.31

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Vision Service Plan	Insurance Premiums	147.56
Weldon Parts	Parts	724.60
	Total Road/Bridge Claims with Payroll	339,251.59
VISITORS PROMOTION FUND		
Norfolk Area Visitors Bureau	Administration Fees	8,669.75
	Total Visitors Promotion Fund	8,669.75
VISITORS IMPROVEMENT FUND		
Norfolk Area Visitors Bureau	Administration Fees	9,902.84
	Total Visitors Improvement Fund	9,902.84
ROD PRESERVATION & MODERNIZATION FUND		
Government Forms and Supplies	Supplies, Register of Deeds	325.69
	ROD Preservation & Modernization Fund	325.69
DRUG TESTING FUND		
Med Glove Supply	Supplies	1,863.00
	Drug Testing Fund	1,863.00
COVID AMERICAN RESCUE PLAN FUND		
Clark Equipment Co. dba Bobcat Company	Purchase of Equipment	66,532.36
Village of Meadow Grove	Miscellaneous Contracts	113,200.50
	COVID American Rescue Plan Fund	179,732.86
INHERITANCE TAX FUND		
Estate of Donna Mae James	Estate	16,094.37
	Inheritance Tax Fund	16,094.37

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LAW ENFORCEMENT OPERATING FUND		
Champs	Contract Services	4,433.34
Davis Distributors, Inc.	Supplies	262.35
Eakes Office Solutions	Supplies	52.34
Madison County Sheriff Inmate Fund	Supplies	8,950.41
	<b>Total Law Enforcement Operating Fund</b>	<b>13,698.44</b>
DRUG COURT FUND		
NMG LLC dba Norfolk Works	Drug Testing	85.00
One Office Solutions	Supplies	11,488.00
Redwood Toxicology Lab	Drug Testing	14.00
	<b>Drug Court Fund</b>	<b>11,587.00</b>
	<b>Total Claims with Payroll</b>	<b>1,104,315.12</b>

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

The Board adjourned at 11:24 A.M. to Tuesday, January 4, 2023.

ATTEST:

Anne M. Pruss  
County Clerk

Troy Uhlir, Chairman  
County Board of Commissioners