

Commissioner's Record No. 27

MADISON COUNTY, NEBRASKA

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

January 31, 2023

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

Advanced notice of meeting was published in the Thursday, January 26, 2023 edition of the Norfolk Daily News. A copy of said notice was mailed 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 Ron Schmidt, Eric Stinson, and Troy Uhlir, County Clerk Anne Pruss, County Highway Superintendent Richard Johnson, County Treasurer Donna Primrose, and County Sheriff Todd Volk. Norfolk Daily News reporter Jerry Guenther, WJAG reporter Pat Caveye, and NCN reporter Ryan Pattee.

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

- 1) Approval of minutes of January 18, 2023 meeting

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

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

Corinne Donahue, Nebraska Department of Transportation Mobility Manager Team, appeared before the board to update the board regarding the current situation at North Fork Area Transit (NFAT). Corinne informed that as soon as Executive Director, Jeff Stewart was terminated, the nonprofit hired an accounting firm to handle accounts receivable, accounts payable, payroll, and a financial audit. Corinne informed that all money spent is later reimbursed by Nebraska Department of Transportation and Federal Transit Administration, both of which are still willing to work with the nonprofit. The board of NFAT came up with steps to be able to restart services including raising funds, pay NFAT Employees, send out W-2's, and pay all

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outstanding balances to vendors. The Board of NFAT has raised enough to pay all 70 employees for every minute they worked and has finished the employee's W-2s. The board was informed that there is a foundation that has \$500,000 to offer for assistance, but they would need a local match or NFAT would not receive the money. Corinne informed with the \$500,000 and a match services could resume within five days.

Ms. Donahue advised the board has three new members, Rob Merrill, Jan Einspahr, and Chuck Waite and that there is interest from a certified public accountant. The nine previous board members have remained active and continue to look for a solution. She stated that the transit board has continued to raise funds and this past week they were able to pay employees their final paycheck. Mr. Donahue advised since the termination of Jeff Stewart as general manager, an accounting firm has been hired to take all accounts payable, along with payroll.

Ms. Donahue stated that this service has been in operation for over 50 years and has been receiving reimbursements from the state. She advised the board that the transit authority is a separate, nonprofit entity that is not part of the city or the county. She advised that the transit needed at least one month of operating expenses and another month, just to keep the operation running. The mobility management team has been working with the Ponca Tribe to help meet the transportation needs that are no longer running.

Ms. Donahue advised that there have been more invoices that have come about since the situation occurred, with approximately 80% of them being owed to companies in Madison County.

County Attorney Joe Smith stated that the transit authority is in breach of its contract with the county. He said that the County provided \$750,000 to help with the purchase of a bus barn. Mr. Smith that he has concerns about whether the county would have to pay the ARPA Funds back. Ms. Donahue stated that there were no funds in the bank to do this, so this is why attorneys are need to be involved. She stated that this doesn't change the situation and that a bus barn is needed.

No action taken.

The President of the Madison County Historical Society, Beverly Wolverton, appeared before the board. Ms. Wolverton provided a written report with what has occurred in the past year at the museum. The board mentioned the money given to the Madison County Historical Society is given to cover expenses. The board agreed that the safety deposit box the Historical Society paid for with the money provided by the county was allowed, as it was used to protect valuable pieces. The Board also agreed to pay for a printer and projector. The board asked for a financial budget to be provided to show what the county funds are being used for. Beverly informed that they have a total of five volunteers that come weekly. The county provides \$15,000 for the Madison County Historical Society.

No action taken.

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Kathy Norby appeared before the board for the annual Midtown Health Presentation. Kathy advised that the uninsured numbers have risen very little since 2011, and that Midtown has doubled the number of people they serve. The board was informed that there are 28,000 encounters of different types. Per Kathy, they do primarily focus on county burials, but they could help the community with rent alternatives. The money provided by the County is for indigent care. Midtown is looking at an integrated model that could bring partner agencies in to serve a common population. Kathy said that we have a stable undocumented population that are getting jobs and staying with family, which has the people staying in the community. 40% of people midtown serves are minority and they delivered care in six languages last year. Per Kathy, Midtown Health in Madison now has behavioral health services, and Midtown offers services in 14 school including elementary telehealth. Kathy would like to consider opportunities to work with inmate populations exiting prison, and look into drug and alcohol treatment in our local region.

No action taken.

Walker Zulloski, Vice President with NPAIT/PMA Financial Network, LLC appeared before the Board. Walker explained the company only works with public entities and is an investment company not a bank. The company will put the money we want to invest in banks the county knows, local banks, and banks throughout the state.

Resolution #2023-9 NPAIT Enabling Resolution

WHEREAS, Nebraska law expressly allows public agencies to invest surplus or excess funds; and

WHEREAS, the Interlocal Cooperative Act, § 13-801 et seq. Neb. Rev. Stat. (Reissue 1991) provides that two or more public agencies may jointly cooperate in the exercise or in the performance of their respective governmental functions, powers or responsibilities and may enter into joint agreements as may be deemed appropriate for such purposes when such agreements have been adopted by appropriate action by the governing bodies of the participating public agencies; and

WHEREAS, the Declaration of Trust (Interlocal Agreement) and an Information Statement relating to the Nebraska Public Agency Investment Trust and the Fixed Term Investment Service have been presented to this Governing Body; and

WHEREAS, the Declaration of Trust authorizes public agencies to adopt and enter into the Declaration of Trust and become participants of such trust and to participate in the Fixed Term Investment Service; and

WHEREAS, this Governing Body deems it advisable for this Public Agency to adopt and enter into the Declaration of Trust and become a participant of the Nebraska Public Agency Investment Trust for the purpose of the joint investment of this Public Agency's money with those other public agencies so as to enhance the investment earnings accruing to each such public agency and to participate in the Fixed Term Investment Service.

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NOW, THEREFORE, be it resolved as follows:

This Public Agency shall and does hereby join with other Nebraska public agencies in accordance with the provisions of Nebraska law and in accordance with the Interlocal Cooperative Act, as applicable, by becoming a participant of the Nebraska Public Agency Investment Trust, and the Declaration of Trust and Interlocal Agreement is hereby adopted by this reference with the same effect as if it had been set out verbatim in this Resolution. A copy of the Declaration of Trust is attached hereto and incorporated herein by this reference and shall be filed with the minutes of the meeting at which this Resolution was adopted.

Motion made by Stinson to approve and seconded by Schmidt to approve such resolution. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Aaron Bros, Director of Investment Services with Nebraska CLASS appeared before the Board. He informed the Board this company hasn't launched yet and will be able to put money into multiple areas. They will be in a number of different counties in Nebraska to use the service. The company will launch in four weeks. The money is in a pool and entities are asked to put in for a longer period of time to grow, but the County will have access at any time. Interest is paid out daily, which is a big deal when dealing with a large amount of money and high interest rates. Nebraska CLASS posts collateral for their clients. Aaron informed if the County doesn't like the service they can pull the money out and not use the product. Corporate is not in Nebraska, there are multiple states that use this service.

Resolution #2023-10

Nebraska Cooperative Liquid Assets Securities System (Nebraska CLASS)

WHEREAS, NEB. Const. art. XV, § 18(1) authorizes local government entities to exercise their powers and functions, including financing, jointly or in cooperation with other governmental entities and Nebraska law express allows public agencies to invest surplus or excess funds;

WHEREAS, NEB. REV. STAT. § 13-804 authorizes public agencies to enter into interlocal agreements in order for such agencies to take joint or cooperative action;

WHEREAS, the Nebraska Cooperative Liquid Assets Securities System Trust ("Nebraska CLASS Trust") has been formed pursuant to the provisions of the Interlocal Cooperation Act, NEB. REV. STAT. §§ 13-801 to 13-827;

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WHEREAS, the Declaration of Trust and Interlocal Agreement and an Information Statement relating to the Nebraska CLASS Trust have been presented to this Governing Body;

WHEREAS, the Declaration of Trust authorizes public agencies to adopt and enter into the Declaration of Trust and become Participants of such trust;

WHEREAS, this Governing Body deems it advisable for this Public Agency to adopt and enter into the Declaration of Trust and become a participant of the Nebraska CLASS Trust for the purpose of the joint investment of this Public Agency's money with those other public agencies so as to enhance the investment earnings accruing to each such public agency,

NOW THEREFORE, be it resolved as follows:

1. This Public Agency shall and does hereby join with other Nebraska public agencies in accordance with the provisions of Nebraska law and in accordance with the Interlocal Cooperative Act, as applicable, by becoming a Participant of the Nebraska CLASS Trust, and the Declaration of Trust and Interlocal Agreement, as amended from time to time, is hereby adopted by this reference with the same effect as if it had been set out verbatim in this Resolution. A copy of the Declaration of Trust is attached hereto and incorporated herein by this reference and shall be filed with the minutes of the meeting at which this Resolution was adopted.
2. The Trustees of the Nebraska CLASS Trust are hereby designated as having official custody of this Public Agency's monies which are invested in accordance with the Declaration of Trust.
3. Authorization is hereby given for members of this Governing Body and officials of this Public Agency to serve as Trustees of the Nebraska CLASS Trust from time to time if elected as such pursuant to the Declaration of Trust.
4. The Key Contact and Authorized Signatories are those persons listed on the Trust Registration Form attached hereto and incorporated herein. The Authorized Signatories are authorized by the Participant to direct the investment of such Participants' investment funds and to take all such actions deemed necessary or desirable to carry out the activities otherwise authorized by this Resolution, subject to the Authorized Signatories' obligation to take such actions only in the name of and for the benefit of this Participant.
5. The Key Contact and Authorized Signatories may be changed from time to time by written notice to Nebraska CLASS.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this Resolution being the same are hereby rescinded.

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Motion made by Stinson and seconded by Schmidt to approve such resolution. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Jason Love, Marketing President with Midwest Bank appeared before the Board. Jason explained the County can invest up to \$100,000,000. They are part of an ICS, which is a network of banks that would work together in the county. A bank would hold up to \$250,000 and other banks would hold some of the invested money, so the money will still be insured by the FDIC. There are the options of a Flex CD or a Money Market as well. The Flex CD will allow the county to take money in or out of it. The Money Market now has the same rate and is more liquid. The bank statement will show how much and where the money is placed.

No action taken.

The following written report and correspondence were reviewed:

- 1) Fund balance report
- 2) Sale of surplus property report
- 3) County Treasurer semi-annual report through December 31, 2022
- 4) Mainelli Wagner & Associates, Inc. 2022 October and November Routine Bridge Inspections

The following claims were audited:

GENERAL FUND	
Total Net Payroll	182,549.42
A To Z Vac N Sew	
Mark D. Albin	Supplies, Probation Office 52.85
Allstate Benefits	Legal Services, District Court 1,446.49
American Family Life Assurance Co	Insurance Premiums 818.88
Appeara	Insurance Premiums 1,035.15
Appeara	Mop Services, Public Defender 36.01
ARL Credit Services	Towel Services, County Jail 77.66
	Garnish of Wages 188.50

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Auten, Pruss, Beckmann PC	Supplies, County Treasurer	100.00
B & B Cycle	Repairs, Noxious Weeds	153.98
Austin Beaverson	Refund of Insurance Premiums	98.79
Big Red Printing	Supplies, County Sheriff	238.77
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	159,449.67
Bob Barker Company Inc.	Supplies, County Jail	482.60
Bomgaars Supply	Supplies, Courthouse	65.53
Bomgaars Supply	Supplies, Noxious Weeds	22.41
Brandl Electric	Repairs, County Jail	144.50
Brogan & Stafford PC	Legal Services, Juvenile Court	2,417.77
Brogan Lamli PC LLO	Legal Services, Juvenile Court	480.52
Candlewood Suites Kearney	Lodging, County Treasurer	119.95
Candlewood Suites Kearney	Lodging, County Attorney	359.85
Carney Law, PC	Legal Services, Juvenile Court	7,039.28
Champs Inc.	Contract Services, County Jail	2,500.00
City Of Madison	Utilities, Courthouse	182.00
City Of Norfolk	Utilities, Extension Office	104.66
City Of Norfolk	Utilities, Veteran Service	29.33
Colonial Life & Accident Insurance	Insurance Premiums	290.94
Consolidated Management Company	Meals, County Sheriff	21.50
Consolidated Management Company	Meals, County Jail	154.00
Deborah D Cooley	Court Reporting, County Court	3,168.75
Copple, Rockey, Schlecht, & Mason	Legal Services, Juvenile Court	3,287.40
Creston Fertilizer Co Inc.	Chemical Supplies, Noxious Weeds	6,483.85
Culligan Of Norfolk	Supplies, Juvenile Accountability	45.25
Culligan Of Norfolk	Rental Fees, Probation Office	77.00
Cuming County Clerk	Contract Services, Community Based Grant	767.57
DAS State Accounting	State Access Fees, County Clerk	41.60
DAS State Accounting	State Access Fees, County Sheriff	224.00
DAS State Accounting	State Access Fees, County Attorney	8.19
DAS State Accounting	State Access Fees, County Jail	224.00

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Eakes Office Solutions	Supplies, County Clerk	245.68
Eakes Office Solutions	Supplies, Planning and Zoning	150.25
Eakes Office Solutions	Supplies, Courthouse	204.02
Eakes Office Solutions	Supplies, Probation Office	35.69
Egley, Fullner, Montag, Morland, & Easland	Legal Services, Juvenile Court	1,570.42
Elite Office Products	Supplies, Extension Office	137.36
Elkhorn Valley Bank & Trust	Health Savings Account	15.00
Farm & Home Publishers LTD	Plat Map Books	540.00
FedEx	Postage, County Sheriff	16.30
First Concord Benefits Group	Admin. Fees, Deduct. Buy-Down, and Flex Plan	3,176.68
Floor Maintenance & Paper Supply	Supplies, County Jail	250.02
Guaranteed Lawn Care	Lawn Services, Extension Office	816.00
Guaranteed Lawn Care	Lawn Services, Veteran Service Office	544.00
Hollman Media	Domain Hosting, County Sheriff	50.00
Hollman Media	Domain Hosting, County Offices	70.00
Home For Funerals	Funeral Services, Law Enforcement	370.60
Home For Funerals	Cremation Services, General Assistance	2,200.00
Hometown Leasing	Rental Fees, Probation Office	544.02
Jack's Uniforms & Equipment	Uniforms, County Sheriff	3,176.73
Jack's Uniforms & Equipment	Uniforms, County Jail	150.84
Justice Works	Software Subscription, Public Defender	175.00
Madison County Clerk	Tax Deposit and Retirement	96,380.25
Madison County Sheriff Inmate Fund	Supplies, County Jail	9.48
Madison County Sheriff	Civil Process Fees, County Court	225.44
Madison County Sheriff	Civil Process Fees, District Court	229.40
Madison County Sheriff	Mileage, Mental Health	315.60
Madison County Sheriff	Civil Process Fees, Public Defender	17.14
Madison County Sheriff	Fuel, County Sheriff	38.81
Madison County Sheriff	Uniform, County Jail	32.46
Madison National Life Insurance	Insurance Premiums	398.46
Mahoney Fire Sprinkler Inc.	Sprinkler Inspection, County Jail	390.00

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Menards	Supplies, Election Commissioner	64.99
Menards	Supplies, Planning and Zoning	4.66
Menards	Supplies, County Jail	52.64
Menards	Supplies, Probation Office	27.98
Menards	Supplies, Noxious Weeds	7.84
Midtown Health Center	Quarterly Funding	30,630.25
MIPS, Inc.	Data Processing, County Treasurer	5,210.93
MIPS, Inc.	Data Processing, County Assessor	1,129.77
MOCIC	Membership Fees, County Sheriff	150.00
Motorola Solutions	Supplies, County Sheriff	523.56
Moyer, Moyer & Lafleur	Legal Services, Juvenile Court	145.45
Moyer, Moyer & Lafleur	Legal Services, District Court	3,174.20
Moyer, Moyer & Lafleur	Legal Services, County Court	39.90
Nationwide Retirement Solutions	Deferred Compensation	1,306.85
Nebraska Association Of County Treasurers	Dues, County Treasurer	50.00
Nebraska Child Support Payment Center	Garnish of Wages	257.08
Nebraska Health & Human Services	State Institutional Costs	3,674.50
Nebraska Law Enforcement	Training, County Sheriff	144.00
Nebraska Public Power District	Utilities, Planning and Zoning	96.52
Nebraska Public Power District	Utilities, Extension Office	1,046.96
Nebraska Public Power District	Utilities, Noxious Weeds	497.98
Nebraska Public Power District	Utilities, Veteran Service	697.97
Norfolk Daily News	Publication Costs, County Offices	244.54
Nykodym Lawn Service	Lawn Services, Public Defender	445.00
Olson's Pest Technicians	Pest Control, Extension Office	41.40
Olson's Pest Technicians	Pest Control, Veterans Service	27.60
One Office Solution	Supplies, County Clerk	96.99
One Office Solution	Supplies, County Treasurer	435.15
One Office Solution	Supplies, County Assessor	186.45
One Office Solution	Supplies, Public Defender	143.13
Pell Reporting	Court Reporting, County Court	173.00

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Pip Marketing Signs Print	Postage, County Treasurer	291.88
Pitney Bowes	Supplies, Planning and Zoning	63.90
PrecisionIT	Supplies, County Sheriff	137.00
PrecisionIT	Supplies, Probation Office	310.41
Priority Communications & Solutions	Telephone Services, County Jail	126.00
Anne M Pruss	Mileage, Election Commissioner	456.34
Redwood Toxicology Laboratory Inc.	Drug Testing, Probation Office	92.00
Reserve Account	Postage, County Offices	25,000.00
Schroeder Land Surveying	Surveying Services, County Surveyor	1,124.00
Judy Schroeder	Prior Service Benefits	66.00
Secretary Of State	Certified Copies, Law Enforcement	20.00
Kurt Sock	Miscellaneous Equipment, Courthouse	500.00
Stanek Fire Protection	Repairs, Courthouse	545.00
Stealth Broadband	Internet Services, Probation Office	360.00
Stealth Broadband	Telephone and Internet Services, County Offices	2,518.69
Stratton, Delay, Doele, Carlson, Buettner, & Stover, PC, LLO	Legal Services, Juvenile Court	5,321.29
Stratton, Delay, Doele, Carlson, Buettner, & Stover, PC, LLO	Legal Services, County Court	2,491.08
Summit Food Service LLC	Meals, County Jail	8,562.19
Trane, Inc.	Repairs, Courthouse	1,343.75
Tyler Technologies Inc.	Annual Registration Fees, Veteran Service	898.00
UNL Eastern Nebraska Research & Extension Center	Salary, Benefits, Extension Office	11,530.34
US Bank Corporate Payment System	Supplies, Juvenile Accountability	38.98
US Bank Corporate Payment System	Software Subscription, County Attorney	179.69
Verizon Wireless	Telephone Services, Reappraisal	40.01
Verizon Wireless	Telephone Services, County Sheriff	2,271.44
Verizon Wireless	Telephone Services, Law Enforcement	61.93
Vision Service Plan	Insurance Premiums	634.87
Carlotta Weidner	Mileage, County Clerk	45.85
Carlotta Weidner	Mileage, Election Commissioner	154.58
Zodiac Properties	Rental Fees, Probation Office	12,470.76
	Total General Claims with Payroll	615,847.54

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ROAD BRIDGE FUND

Total Net Payroll		37,802.14
Allstate Benefits	Insurance Premiums	194.09
American Family Life Assurance	Insurance Premiums	403.98
Arkfeld Lock & Security	Lock Services	16.97
Battle Creek Light & Power	Utilities	451.47
Bauer Built Tire	Repairs	337.00
Blackstrap Inc.	Road Salt	4,535.70
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	43,278.56
Bomgaars Supply Inc.	Supplies	1,973.74
Central Sand & Gravel	Gravel	1,922.42
City Of Madison	Utilities	552.16
City Of Norfolk	Utilities	42.44
Clearlive	Telephone Services	43.48
Colonial Life & Accident Insurance	Insurance Premiums	333.83
Copperline Electric Co LLC	Building Repairs	992.62
Cornhusker International Trucks Inc.	Parts	432.18
Dale R Johnson Ent Inc.	Gravel	16,871.57
Eco Water Systems	Rental Fees	91.90
Elite Door LLC	Building Repairs	140.00
Fastenal Company	Shop Supplies	34.77
First Concord Benefits Group	Administration Fees and Flex Plan	680.20
Hometown Auto Repair	Parts and Repairs	920.04
IES Commercial, Inc.	Road Maintenance	902.19
Johnson's, Inc.	Building Repairs	150.00
Kayton International, Inc.	Parts	514.53
Kelly Supply Company	Shop Supplies	46.62
Kimball Midwest	Shop Supplies	613.26
Koch Excavating	Gravel	1,782.30

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Lawson Products	Parts	691.24
Loup Power District	Utilities	213.48
Madison County Clerk	Tax Deposit and Retirement	18,590.26
Madison National Life Insurance	Insurance Premiums	124.76
Matteo Sand & Gravel Co Inc.	Gravel	1,344.75
Menards	Supplies	165.32
Michael Todd Industrial Supply	Parts and Repairs	205.63
Nationwide Retirement Solutions	Deferred Compensation	1,525.00
Nebraska Public Power District	Utilities	508.21
NMC Exchange LLC	Parts	1,730.80
Norfolk Napa	Parts	3,927.71
Pinkelman Truck & Trailer	Parts and Repairs	889.31
Power Station	Building Repairs	95.95
PrecisionIT	Supplies	1,678.00
Prime Sanitation	Waste Removal	67.50
Road Builders Machinery & Supply Co	Parts	266.62
Jerome M Schomer	Supplies	20.83
Stealth Broadband	Internet Services	719.54
T-Bone North	Fuel	2,920.25
Truck Center Companies	Fuel, Parts and Equipment Repairs	2,508.56
Village Of Meadow Grove	Utilities	74.00
Vision Service Plan	Insurance Premiums	147.43

Total Road Bridge Claims with Payroll 154,475.31

VISITORS PROMOTION FUND

Norfolk Area Visitors Bureau	Administration Fees	9,085.04
	Total Visitors Promotion Fund	<u>9,085.04</u>

VISITORS IMPROVEMENT FUND

Norfolk Area Visitors Bureau	Administration Fees	9,372.50
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		Total Visitors Improvement Fund	9,372.50
	COVID AMERICAN RESCUE PLAN FUND		
Clark Equipment Co dba Bobcat	Equipment		1,680.39
		Total COVID American Rescue Plan Fund	1,680.39
	LAW ENFORCEMENT OPERATING FUND		
Union Supply Group Inc.	Supplies		1,006.56
		Total Law Enforcement Operating Fund	1,006.56
	DRUG COURT FUND		
Matthew McManigal	Incentives		32.08
Putters Jewelry	Incentives		35.00
Redwood Toxicology Laboratory Inc.	Drug Testing		45.00
		Total Drug Court Fund	112.08
		Total Claims with Payroll	791,579.42

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

The Board adjourned at 11:43 A.M. to Tuesday, February 14, 2023, at 9:30 A.M.

ATTEST:

County Clerk Anne M. Pruss

Troy Uhlir, Chairman
County Board of Commissioners