

# Commissioner's Record No. 27

MADISON COUNTY, NEBRASKA

---

## COMMISSIONERS PROCEEDINGS

Madison, Nebraska

August 1, 2023

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, July 26, 2023 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 Uhler 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 Uhler, County Clerk Anne Pruss, and County Highway Superintendent Richard Johnson. Norfolk Daily News reporters Jon Humphries, Cody Ronnefeldt, and NCN reporter Ryan Pattee were present.

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

- 1) Approval of minutes of July 18, 2023 meeting
- 2) Approval of receipt of Certificate for the Public Official Name Schedule Bond of James J. Marr as Clerk/Treasurer of Norfolk Rural Fire Protection District
- 3) Approval of minutes of July 18, 2023
- 4) Approval of receipt of Certificate for the Public Official Name Schedule Bond of James J. Marr as Clerk/Treasurer of Norfolk Rural Fire Protection District
- 5) Approval of proposal from Knife River Midwest, LLC for miscellaneous asphalt work in the amount of \$36,903.23
- 6) Approval of Wyant Lot Split in Section 5-21-4, which is located at 82774 535th Avenue, Newman Grove
- 7) Approval of purchase of Accu-Steel Advantage building in the amount of \$40,204.00 from Winston Michael for Road District #2
- 8) Reappointment of Terry Hochstein as Madison County Veteran Service Committee member for a 5 year term from July 1, 2023 to June 30, 2028
- 9) Acknowledge receipt of levy allocations requests for rural fire districts of Battle Creek, Madison, Meadow Grove, Newman Grove, and Norfolk, Madison County Agricultural, Norfolk Sanitary District, and Railroad Transportation Safety District
- 10) Set public hearing date for September 19, 2023 at 6:00 P.M. to receive input regarding 2023-2024 fiscal year budget and adoption of property tax at an amount different than prior fiscal year

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

11) Set public hearing date for September 21, 2023 at 6:00 P.M. at Northeast Community College Lifelong Learning Center to receive input regarding subdivisions 2023-2024 fiscal year budget to exceed 2% valuation plus growth increase

12)

Resolution #2023-35

### SIGNING OF THE COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2023

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2510(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include the resolution of the governing body of the county authorizing the signing of the certification.

Be it resolved that the County Board Chairperson of Madison County is hereby authorized to sign the County Annual Certification of Program Compliance.

13)

### RESOLUTION #2023-36

WHEREAS, Check No. 23070161, dated July 18, 2023, and drawn on the General Fund in the amount of two thousand fourteen dollar and zero cents (\$2,014.00), was made payable to Shawn Beaudette – Attorney at Law, 100 North 34th Street, Norfolk, Nebraska 68701, and

WHEREAS, Shawn Beaudette, requested cancellation since office didn't make an application to pay,

NOW, THEREFORE, BE IT RESOLVED that Check No. 23070161, dated July 18, 2023, and drawn on the General Fund in the amount of two thousand fourteen dollar and zero cents (\$2,014.00), is hereby cancelled.

# Commissioner's Record No. 27

MADISON COUNTY, NEBRASKA

---

14)

## RESOLUTION #2023-37

WHEREAS, Check No. 23070001, dated July 5, 2023, and drawn on the General Fund in the amount of seven hundred forty-seven dollars and ninety-three cents (\$747.93), was made payable to Abe's Detailing and Car Wash, 506 West Omaha Avenue, Norfolk, Nebraska 68701, and

WHEREAS, Abe's Detailing and Car Wash, requested cancellation of warrant due to duplication of payment,

NOW, THEREFORE, BE IT RESOLVED that Check No. 23070001, dated July 5, 2023, and drawn on the General Fund in the amount of seven hundred forty-seven dollars and ninety-three cents (\$747.93), is hereby cancelled.

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.

Robert Lattermer provided an update on the Summit Carbon Solutions CO2 Pipeline project in Madison County. Mr. Lattermer reminded the board that the sequester location is in North Dakota area and will run through the northeast sections of the county toward the Sioux City area and will connect with other ethanol plants. He advised that the company has been working closely with landowners to acquire land. He addressed some of the misconception that the pipeline is not regulated which is not correct. He stated that the pipelines are regulated by the Pipeline Hazardous Material Safety Administration. He went on to say that property owners are not responsible for damages unless caused by the farmers. Although, Summit Carbon Solutions will be responsible for any and all drain tile repairs resulting from the construction throughout the entire life of the project and the costs associated with this work will not be the responsibility of the landowner. He stated that landowners who currently own property where existing pipelines are in operation have always been able to get insurance and that this will continue during construction and once it is operational. He stated that landowners do not need liability insurance since they do not own the pipeline since the liability falls on Summit Carbon Solutions.

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

Another concern was training for local first responders or firefighter and Mr. Lattermer stated that they would be training these groups when the time gets further along in the process. He advised the board that the project is expected to begin in 2024.

No action taken.

Greg Goodwater, Protective Security Advisor for the Cybersecurity and Infrastructure Security Agency.

Mr. Goodwater asked the board to go into executive session to further discuss services available to Madison County.

Motion made by Uhlir and seconded by Stinson to go into executive session at 9:57 A.M. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Schmidt to come out of executive session at 10:17 A.M. Roll call vote: Ayes, Schmidt, Stinson, and Uhlir. Nays, none. Motion carried.

Motion made by Stinson and seconded by Uhlir authorizing County Clerk Anne Pruss and Network Engineer Clint Bowland to assist with Mr. Goodwater's critical infrastructure vulnerability assessments.

Budget Committee members Chairman Troy Uhlir, County Clerk Anne Pruss, County Highway Superintendent Richard Johnson began discussions on the County's 2023-2024 Fiscal Budget. Mrs. Pruss presented a tentative schedule for upcoming budget discussions and adoptions. Chairman Uhlir stated that the committee is working with a new budget program and the programs provided real time calculations. He then discussed the following budgets: Miscellaneous, All Departments General, Small Funds, Fund Balance, and Inheritance Tax fund.

County Highway Superintendent Richard Johnson began discussions on Major Projects. He presented the following information:

<b>MAJOR PROJECTS BUDGETED IN 2023-2024 FISCAL YEAR</b>
---

<b>August 1, 2023</b>
-----------------------

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

PROJECT COST ESTIMATES					SOURCES OF REVENUE	
Project	Engineering	R.O.W.	Construction Cost	Estimated Project Cost	ROAD BUDGET	FAS BUDGET
Asphalt Overlays 2022-2023			2,729,814	2,729,814		2,729,814
Asphalt Overlays (10.0 miles)		0	5,250,000	5,250,000		5,250,000
Norfolk Crush Roads		0	1,600,000	1,600,000		1,600,000
Porter Bridge		0	500,000	500,000		500,000
Elkhorn River Bank Stabilization--Tilden		0	0	0		0
District 1 Concrete Box Culvert			500,000	500,000		500,000
Small Bridge Replacement (4)		0	200,000	200,000	200,000	
Producers Road (Concrete) 1 Mile	0	0	750,000	750,000		750,000
Pork Plant Bridge	0	0	600,000	600,000		600,000
District 3 Concrete Box Culvert			600,000	600,000		600,000
Bridge C005900910			500,000	500,000		500,000
CBMP No. 5 (Culvert Projects)			200,000	200,000		200,000
Armor Coating County Wide	0	0	600,000	600,000	600,000	
Victory Road Bridge			1,000,000	1,000,000	1,250,000	
<b>TOTALS</b>	<b>0</b>	<b>0</b>	<b>12,300,000</b>	<b>12,300,000</b>	<b>2,050,000</b>	<b>13,229,814</b>

After discussion the following changes were made: Asphalt Overlays reduced to 5.0 miles, Armor Coating County Wide projects reduce from \$600,000 to \$200,000, and remove Porter Bridge, Pork Plant Bridge, and Concrete Box Culvert in Road District #3. The required revenue need would be \$7,550,000 for the remaining projects.

Chairman Uhlir stated that the Budget Committee would take the change discussed and present updated information at the August 15, 2023. He also stated that a final levy amount would not be available until the committee receives the certification from the County Assessor on or before August 20th. He advised that currently the levy is estimated at 0.455387 without any of the changes discussed.

No action taken.

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

The following written reports and correspondence were reviewed:

- 1) Fund balance report
- 2) Minutes of Madison County Veterans Service Committee annual meeting on June 15, 2023
- 3) Withdrawal of request to remove property owned by Bernard and Carol Wrede Living Trust from Industrial Track

The following claims were audited:

### GENERAL FUND

Total Net Payroll		178,278.43
A To Z Vac N Sew, LLC	Supplies, Courthouse	49.93
Mark D Albin	Legal Services, Juvenile Court	1,131.14
Mark D Albin	Legal Services, District Court	389.84
Allstate Benefits	Insurance Premiums	507.76
American Family Life Assurance Co.	Insurance Premiums	929.56
Appeara	Mop and Towel Service, Public Defender	40.13
Appeara	Mop and Towel Service, County Jail	80.16
Arl Credit Services	Garnish of Wages	189.71
Big Red Printing	Supplies, County Sheriff	197.54
Black Hills Energy	Heating Fuels, Planning and Zoning	19.30
Black Hills Energy	Heating Fuels, Noxious Weeds	19.30
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	160,259.93
Brodock LLC	Law Enforcement Supplies, County Sheriff	1,000.00
Carney Law PC	Legal Services, Juvenile Court	13,116.69
Champs Inc.	Maintenance Agreement, County Jail	2,500.00
City Of Madison	Utilities, Courthouse	144.00
City Of Norfolk	Utilities, Planning and Zoning	24.22
City Of Norfolk	Utilities, Extension Office	328.65
City Of Norfolk	Utilities, Noxious Weeds	24.23
City Of Norfolk	Utilities, Veterans Service	32.70
Ashley Cline	Lodging, County Attorney	96.09
Cm Supplies - Christopher Maurer	Law Enforcement Supplies, County Sheriff	27.95
Colonial Life & Accident Insurance	Insurance Premiums	267.61

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

Culligan Of Norfolk	Contract Services, Juvenile Accountability	12.50
Custom Sports	Uniforms, County Jail	115.00
Das State Accounting-Central Finance	Teletype Service, County Sheriff	224.00
Das State Accounting-Central Finance	Teletype Service, County Jail	224.00
Dept Of Correctional Svcs	Board of Prisoners, County Jail	2,710.50
Diamond Drugs Inc.	Health Related Costs, County Jail	784.19
Eakes Office Solutions	Copier Contract, Planning and Zoning	245.66
Eakes Office Solutions	Copier Contract and Supplies, County Court	515.42
Eakes Office Solutions	Janitorial Supplies, Courthouse	342.93
Eakes Office Solutions	Supplies, Extension Office	1,230.03
Eakes Office Solutions	Copier Contract and Supplies, County Attorney	1,183.75
Egley Fullner Montag Morland & Easland	Legal Services, Juvenile Court	2,208.25
Elite Office Products	Copier Contract Extension Office	248.94
Ewalt Law Office PC LLO	Contract Services	14,166.67
Field's Hardware	Supplies, County Jail	4.83
First Concord Benefits Group	Admin. Fees, Dependent Care, and Flex Plan	5,047.48
Pamela A Foltz	Mileage, Extension Office	18.34
Galyen Boettcher Baier PC LLO	Legal Services, Juvenile Court	3,389.43
Glass Edge	Repairs, Probation Office	119.00
Global Equipment Company	Health Related Costs, County Jail	153.94
Leonardo Gonzalez	Mileage, Extension Office	110.04
Gordy's Towing & Repair	Tire Repair, County Sheriff	23.00
Guaranteed Lawn Care	Lawn Services, Extension Office	642.00
Guaranteed Lawn Care	Lawn Services, Veterans Service	428.00
Kelcie Hall	Mileage, Extension Office	246.94
Gregg Hanson	Mileage, Veterans Service	280.34
Naomi Hemphill	Cleaning Services, Public Defender	90.00
High Maintenance & Mods Inc.	Tower Removal, Communications	9,265.20
Hilliges & Associates LLC	Investigative Services, Public Defender	750.00
Hollman Media	Domain Hosting, County Sheriff	50.00
Hollman Media	Domain Hosting, County Offices	626.60

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

Jack's Uniforms & Equipment	Uniforms, County Sheriff	192.89
Jack's Uniforms & Equipment	Uniforms, County Jail	4.50
Ken's Trailer Sales	Repairs, County Sheriff	29.63
Britney Kreikemeier	Mileage, Extension Office	119.87
Patricia Lacroix	Witness Fees, Law Enforcement	3,165.43
Madison County Clerk	Tax Deposit and Retirement	93,307.97
Madison County Sheriff	Supplies, County Jail	78.83
Madison County Sheriff	Civil Process Fees, County Court	3,149.04
Madison County Sheriff	Civil Process Fees, District Court	2,752.11
Madison County Sheriff	Civil Process Fees, Mental Health	109.88
Madison County Sheriff	Notary Fee, County Sheriff	30.00
Madison County Treasurer	Vehicle Registration, County Assessor	15.00
Madison National Life Insurance Co.	Insurance Premiums	381.31
Mahoney Fire Sprinkler Inc.	Inspections, County Jail	390.00
Menards	Supplies, Courthouse	207.23
Microfilm Imaging Systems Inc.	Microfilming Costs, County Court	629.50
Motorola Solutions Credit Co. LLC	Safety Equipment, County Sheriff	34,753.00
Moyer Moyer & Lafleur	Legal Services, Juvenile Court	151.05
Moyer Moyer & Lafleur	Legal Services, County Court	4,355.85
Nationwide Retirement Solutions	Deferred Compensation	1,306.85
Nebraska Child Support Payment Center	Garnish of Wages	257.08
Nebraska Health & Human Services	Institutional Costs	2,259.00
Nebraska Law Enforcement	Lodging, County Sheriff	50.00
Nebraska Notary Association	Notary Fee, County Attorney	158.32
Nebraska Public Power District	Utilities, Planning and Zoning	63.99
Nebraska Public Power District	Utilities, Extension Office	413.54
Nebraska Public Power District	Utilities, Noxious Weeds	95.64
Nebraska Public Power District	Utilities, Veterans Service	275.69
Norfolk Daily News	Publication Costs, County Offices	316.39
Norfolk Gm Auto Center	Maintenance and Repairs, County Sheriff	1,289.31
Wayne J. Ohnesorg	Mileage, Extension Office	91.70

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

One Office Solution	Supplies, Register of Deeds	31.08
One Office Solution	Supplies, Public Defender	59.99
One Office Solution	Supplies, County Attorney	249.95
One Office Solution	Supplies, Noxious Weeds	392.80
Pettitt Plumbing Heating & A/C Inc.	Repairs, County Jail	2,318.67
PrecisionIT	Data Processing, Probation Office	268.98
Professional Choice Recovery, Inc.	Garnish of Wages	184.31
Pt Holdings LLC	Rental Fee, Juvenile Accountability	2,150.00
Redwood Toxicology Laboratory Inc.	Contract Services, Probation Office	866.00
Relx Inc. Dbx Lexis Nexis	Law Library, County Attorney	2,358.00
Reynoldson's Inc.	Fuel, Extension Office	9.43
Joseph M Smith	Meals, County Attorney	73.68
Matthew Soltys	Mileage, Public Defender	162.44
Stanton County Sheriff	District Court Costs	18.50
Stealth Broadband	Internet and Phone Service, Planning and Zoning	145.52
Stealth Broadband	Internet and Phone Service, Public Defender	540.92
Stealth Broadband	Internet and Phone Service, Extension Office	279.76
Stealth Broadband	Internet, Probation Office	360.00
Stealth Broadband	Internet and Phone Service, Noxious Weeds	145.52
Stealth Broadband	Phone Service, Veterans Service Office	173.77
Stealth Broadband	Internet and Phone Service, County Offices	2,202.68
Summit Food Service LLC	Food Service, County Jail	10,893.00
Donald G Svitak	Postage, Noxious Weeds	30.30
US Corporate Bank System	Subscription and Janitorial Supplies, County Attorney	420.82
Verizon Wireless	Cell Phone Service, Reappraisal	40.01
Verizon Wireless	Cell Phone Service, Law Enforcement	702.80
Vision Service Plan	Insurance Premiums	651.38
Wayne County Sheriff	County Court Costs	21.43
	Total General Claims with Payroll	<u>581,264.19</u>

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

### ROAD BRIDGE FUND

Total Net Payroll		36,980.03
Allstate Benefits	Insurance Premiums	151.06
American Family Life Assurance Co.	Insurance Premiums	390.92
Auto Glass Solutions LLC	Parts	389.16
Barco Municipal Products Inc.	Traffic Control	4,182.55
Battle Creek Light & Power	Utilities	289.07
Bauer Built Tire	Tire Repair	733.80
Black Hills Energy	Heating Fuels	146.87
Blue Cross Blue Shield Of Nebraska	Insurance Premiums	52,183.47
Bomgaars Supply Inc.	Shop Supplies	606.84
Central Sand & Gravel	Gravel	17,524.62
City Of Madison	Utilities	434.99
City Of Norfolk	Utilities	42.44
Colonial Life & Accident Insurance	Insurance Premiums	454.11
Columbus Motor Company	Parts	95.50
Dale R Johnson Ent Inc.	Gravel	16,540.07
Eco Water Systems	Contract Services	94.90
Elite Door LLC	Building Repair	70.00
First Concord Benefits Group	Administration Fees and Flex Plan	1,592.51
Hotsy Equipment Company	Parts	9.99
K & S Door Co. Inc.	Shop Supplies	8.00
Kimball Midwest	Shop Supplies	108.44
Larson International Inc.	Vehicle Purchase	33,920.00
Loup Power District	Utilities	186.65
Madison County Clerk	Tax Deposit and Retirement	18,528.16
Madison County Treasurer	Registration Fee	10.00
Madison National Life Insurance Co.	Insurance Premiums	114.76
Matheson Tri-Gas Inc.	Shop Supplies	582.99
Matteo Sand & Gravel Co Inc.	Gravel	17,090.44
Menards	Shop Supplies	174.03

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

Nationwide Retirement Solutions	Deferred Compensation	1,425.00
Nebraska Public Power District	Utilities	122.47
Nmc Exchange LLC	Parts	93.85
Norfolk Napa	Parts	667.23
Pinkelman Truck & Trailer	Parts and Repairs	4,509.38
PrecisionIT	Office Equipment	285.00
Prier Tire Supply, Inc.	Tire Repair	165.08
Prime Sanitation	Garbage	67.50
Radio.Comm	Radio Equipment Repair	24.95
Rdo Truck Centers	Parts and Repairs	1,908.02
Road Builders Machinery & Supply Co.	Parts and Repairs	9,061.17
Rockmount Research & Alloys Inc.	Shop Tools	144.32
Stealth Broadband	Internet and Phone Service	881.92
T-Bone North	Fuel	16,146.36
Truck Center Co.	Parts and Repairs	2,809.61
Village Of Meadow Grove	Utilities	73.00
Vision Service Plan	Insurance Premiums	167.43
Weldon Industries Inc.	Parts	370.96
West Lumber Company	Shop Supplies	18.36
Winston Michael	Hoop Building	<u>20,602.00</u>
	Total Road Bridge Claims with Payroll	263,179.98

### VISITORS PROMOTION FUND

Norfolk Area Visitors Bureau	Administration Fees	<u>2,329.02</u>
	Total Visitors Promotion Fund	2,329.02

### VISITORS IMPROVEMENT FUND

Norfolk Area Visitors Bureau	Administration Fees	<u>124.00</u>
	Total Visitors Improvement Fund	124.00

### LAW ENFORCEMENT OPERATING FUND

# Commissioner's Record No. 27

## MADISON COUNTY, NEBRASKA

---

Madison County Sheriff	Commissary	<u>24.00</u>
	Total Law Enforcement Operating Fund	24.00
DRUG COURT FUND		
Eakes Office Solutions	Supplies	190.40
Redwood Toxicology Laboratory Inc.	Drug Testing	<u>83.00</u>
	Total Drug Court Fund	273.40
	Total Claims with Payroll	847,194.59

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

The Board adjourned at 11:42 A.M. to Tuesday, August 15, 2023 at 9:30 A.M.

ATTEST:



County Clerk Anne M. Pruss

Troy Uhlir, Chairman