



Gage County Board Minutes



Board of Supervisors Meeting – May 20, 2020

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The Gage County Board of Supervisors met on May 20, 2020, at 8:46 a.m. with Terry Jurgens, John Hill, Matt Bauman (by phone), Erich Tiemann, Eddie Dorn and Dennis Byars present, Gary Lytle absent.

Notice of said meeting was posted at the County Clerk’s Office and published prior to the meeting in compliance with State Statutes.

Let the record show that all proceedings are electronically recorded.

Pledge of Allegiance recited.

Chairman Tiemann announced that a complete copy of the Open Meetings Act is posted at the back of the Board of Supervisors Room.

Consent Agenda included the following items: 1. General Agenda; 2. Minutes from previous meeting and committee meetings; 3. claims audit in the amount of \$595,520.82 which does not include claim #20050089 to Beatrice Lawn Care, Inc. in the amount of \$1,165.00, to be voted on separately; 4. approve correspondence received and place on file; Approve specs and call of bids on culvert projects: C-34(1164) E-22 Blakely, C-34 (1175) & C-34 (1185) N-29 Hooker. Bids to be opened on June 17th @ 9:15 a.m. 6. Approve specs and call for bids on Highway Striping Project for 35.15 miles of Highway Striping. Bids to be opened on June 17th @ 9:30 a.m. 7. Approve specs and call for bids on County Bridge Match Project No. STWD-CBMP (3); C-34 (1121) IN-33 Rockford and C-67 (223) & C006704105P, both in Pawnee County. Bids to be opened on June 17th @ 9:45 a.m.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	141,501.98
Advanced Correctional Healthcare	On-site jail medical svcs	6223.58
Beatrice Board of Public Works	Utilities	4549.75
Beatrice Lawn Care, Inc.	Mow, fertilize, sterilize	1165.00
Blackburn Technologies	Computer equip.	2856.00
Blue Valley Community Action	Qtrly funding	3725.00
Carriage, Inc.	EM vehicle brake svc.	102.90
Caspers Construction Co.	Container box rent	150.00
Charm-Tex, Inc.	Jail face masks	73.41
Civic Research Inst., Inc.	Cont. ed.	179.95
Clerk of Dist. Court	St. & Shf. fees	316.13
CMH Clinics	Pre-empl. physical	121.00
Cornhusker State Ind.	Disinfectant	234.00
Credit Information Systems	Mbrshp., exam	50.00
Culligan of Lincoln	Water cooler	36.50
DataShield Corp.	Doc shredding	21.12
Diode Communications	monitoring	295.85
Diode Technologies	Install cable Jail	116.94
Douglas Co. Court	Cert. copy	9.75
Eakes Office Solutions	Offc. supplies	3630.70
Echo Group	Lights	717.78
Gage Co. Shf.	Shf. fees/mlg	185.97
Garcia Clinical Lab	Inmate medical	32.00
GWorks	GIS subscr. & tech support	14,761.86
Hometown Leasing	Atty/Prob copier leases	394.81
Jerry Shelton, Atty	Atty fees	355.00
Lexington Regional Health Center	Inmate medical	536.13
Lincoln Lock & Safe	Lock repair/svc call	225.00
Mahloch Law Office	Atty fees	702.00



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Mead Lumber	Lumber	103.71
Microfilm Imaging Systems, Inc.	Scanning equip. rent for courts	404.00
Midwest Process Svcs.	Civil process fees	226.63
MIPS, Inc.	Computer support/supplies	2638.91
Naylor, Rappl Law Offc.	Atty fees	1045.37
NE Health & Human Svcs.	Patient care	270.00
NE County Attorney's Assn.	Dues, seminar regis.	2296.00
Norris Public Power Dist.	EM Utilities	41.85
Northeast Auto	Veh. lease	550.00
O'Reilly Auto Parts	Supplies	51.56
Philippi Electric	Supplies	717.03
Priority Printing	ROD env.	64.40
Pro Printing & Graphics	ML certificates	38.00
Quill – Det.	Offc. supplies	199.98
Ron's Repair	Shf. veh repair	290.26
Sanitary Garbage Co.	Garbage svc.	294.76
SE NE Communications	Falls City prob. phones	140.29
Secretary of State	Cert. copies	60.00
Slims Body Shop	Ins. deductible	500.00
Stanard Appraisal Svcs.	Appraisal maint.	833.00
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty, postage	2326.01
Summit Food Svc.	Jail meal svc.	1666.10
Sutton Repair	Ck Shf veh whl torque	20.00
T.O. Haas Tire	Shf. veh repair	567.90
The Home Depot Pro	Janitorial supplies	398.14
The Voice News	Publications	998.86
The Wymore Arbor State	Publications	457.90
Thomson Reuters	Law Library West Info.	2338.18
Lee Timan	Public Defender	6346.15
U-Save Pharmacy	Inmate meds	115.93
Uhl's Sporting Goods	Plaque	25.00
U.S. Bank – Purchase Cards	Lodging, meals, supplies	1802.17
U.S. Post Svc. Postmaster	Prob. stamps	1465.00
Valvoline Instant Oil Change	Shf. oil changes	132.81
Verizon Wireless Svcs.	Prob. wireless phones	372.33
Washington Co. Shf.	Inmate boarding/medical	24,162.27
Westlake Hardware	Supplies	144.47
Windstream – Ext.	Phones	588.79
Wrightsman Plbg.	Plbg repairs	110.00
Zultys, Inc.	Prob. phones	406.09

Road Fund

Highway Department Employees	Salaries	46,479.96
Ace Irrigation	Culverts	12,059.40
B's Enterprises, Inc.	Bridge planks	33,990.40
Beatrice Area Solid Waste Agency	Rubbish disposal	504.20
Beatrice Board of Public Works	Utilities	661.34
Beatrice Concrete/Ready Mixed	Concrete	809.88
Beatrice Concrete Sand & Gravel	Rock & gravel	29,764.44
Beatrice Iron & Metal	Supplies	855.51
Black Hills Energy	Utilities	63.15
Caterpillar Fin. Svcs. Corp.	High Flow Skid lease	4400.00



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Cather & Sons Const.	Asphalt	7586.40
Certified Laboratories	Penetrating oil	179.84
City of Wymore	Utilities	152.46
Constellation NewEnergy	Utilities	82.96
Cornhusker Intl. Trucks	Part	16.87
Crete Lumber	Ice	63.00
Dept. of Corr. Svcs.	Road sweeper	9000.00
Eakes Office Solutions	Offc. supplies	90.85
Filter Care of NE	Filters	33.65
Inland Truck Parts	Parts	374.61
J & A Traffic Products	Barricades, sign bolts	6111.90
Jim Hawk Truck Trailers	Hand cleaner	43.78
Konica Minolta	Copier lease	57.51
Larry's Tire & Svc.	Repairs, mounts	150.00
M-B Companies	Supplies	880.04
Maatsch Oil Co.	Diesel	50.01
Mainelli Wagner & Assoc.	Engineering consulting svcs.	30,932.92
Mead Lumber	Foam sealant	23.94
Midwest Svc. & Sales	Flags	1220.66
Midwest Unlimited, LLC	Brooms	44.80
MIPS, Inc.	Hwy computer pkg.	176.01
Newman Signs	Signs	8448.72
NMC Exchange	Parts	276.45
O'Reilly Auto Parts	Parts, supplies	356.21
RDO Truck Center Co.	Parts, labor	74,739.79
Rock On, Inc.	Hauling	10,109.75
Sanitary Garbage Co.	Gbg. svc.	74.25
Surplus Center	Parts	135.47
T.O. Haas Tire	Tires	591.70
The Voice News	Publications	11.16
The Wymore Arbor State	Publications	30.38
Westlake Hardware	Supplies	139.66

Register of Deeds Preservation & Modernization Fund

Capital Business Systems, Inc.	Copier lease	150.00
MIPS, Inc.	Indexes	210.32

Insurance Fund

Gage County Health Insurance	Employee health ins. claims paid	10,563.42
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General Fund

Ameritas	County share of Employees Retirement	9,607.81
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	10,223.63
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	27,449.15

Road Fund

Ameritas	County share of Employees Retirement	3,137.36
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,390.21
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,295.30

Motion made by Byars, seconded by Hill to approve the consent agenda. Motion carried 6-0.



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Motion made by Jurgens, seconded by Dorn to approve claim #20050089 to Beatrice Lawn Care, Inc. in the amount of \$1,165.00, bringing total of claims approved through May 20, 2020 to \$596,685.82. Motion carried 5-0-1 with Tiemann abstaining due to conflict of interest.

No public present for comments or request for future agenda items.

Committee reports were given by Byars and Dave Jones on Bldg. & Grounds/Winter Lights, Jurgens on Finance/Insurance, Hill on Human Resources/Employee Relations, and Lisa Wiegand and Sheriff Gustafson on Law Enforcement/Emergency Management.

Motion made by Hill, seconded by Dorn to move into closed session at 9:00 a.m. for litigation update. Motion carried 6-0.

Lytle joined meeting during closed session.

Motion made by Lytle, seconded by Hill to move out of closed session at 10:00 a.m. Motion carried 7-0.

Short recess at 10:01 a.m. Back in session at 10:04 a.m. with all members present.

Hill gave committee report on Road & Bridge.

RESOLUTION #20-11

Attachment B
Transaction Number 3881142

GOVERNMENTAL ENTITY RESOLUTION TO LEASE, PURCHASE AND/OR FINANCE

WHEREAS, the laws of the State of Nebraska (the "State") authorize GAGE COUNTY HIGHWAY DEPARTMENT (the "Governmental Entity"), a duly organized political subdivision, municipal corporation or similar public entity of the State, to purchase, acquire and lease personal property for the benefit of the Governmental Entity and its inhabitants and to enter into any necessary contracts; and

the Governmental Entity wants to lease, purchase and/or finance equipment ("Equipment") from **Caterpillar Financial Services Corporation** and/or an authorized Caterpillar dealer ("Caterpillar") by entering into that certain Governmental Equipment Lease-Purchase Agreement (the "Agreement") with Caterpillar: and

the form of the Agreement has been presented to the governing body of the Governmental Entity at this meeting.

RESOLVED, that: (i) the Agreement, including all schedules and exhibits attached to the Agreement, is approved in substantially the form presented at the meeting, with any Approved Changes (as defined below), (ii) the Governmental Entity enter into the Agreement with Caterpillar and (iii) the Agreement is adopted as a binding obligation of the Governmental Entity; and

that changes may later be made to the Agreement if the changes are approved by the Governmental Entity's counsel or members of the governing body of the Governmental Entity signing the Agreement (the "Approved Changes") and that the signing of the Agreement and any related documents is conclusive evidence of the approval of the changes; and

that the persons listed below, who are the incumbent officers of the Governmental Entity (the "Authorized Persons"):

Name (Print or Type)

Erich Tiemann
Matt Bauman
John Hill
Gary Lytle

Terry Jurgens
Eddie Dorn
Dennis Byars

be, and each is, authorized, directed and empowered, on behalf of the Governmental Entity, to (i) sign and deliver to Caterpillar, and its successors and assigns, the Agreement and any related documents, and (ii) take or cause to be taken all actions he/she deems necessary or advisable to acquire the Equipment, including the signing and delivery of the Agreement and related documents; and

that the Secretary/Clerk of the Governmental Entity is authorized to attest to these resolutions and affix the seal of the Governmental Entity to the Agreement, these resolutions, and any related documents; and

that nothing in these resolutions, the Agreement or any other document imposes a pecuniary liability or charge upon the general credit of the Governmental Entity or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement; and



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that a breach of these resolutions, the Agreement or any related document will not impose any pecuniary liability upon the Governmental Entity or any charge upon its general credit or against its taxing power, except to the extent that the payments payable under the Agreement are special limited obligations of the Governmental Entity as provided in the Agreement; and

that the authority granted by these resolutions will apply equally and with the same effect to the successors in office of the Authorized Persons.

I, Dawn Hill, County Clerk Beatrice, NE of GAGE COUNTY, certify that the resolutions above are a full, true and correct copy of resolutions of the governing body of the Governmental Entity. I also certify that the resolutions were duly and regularly passed and adopted at a meeting of the governing body of the Governmental Entity. I also certify that such meeting was duly and regularly called and held in all respects as required by law, at the Governmental Entity's office. I also certify that at such meeting, a majority of the governing body of the Governmental Entity was present and voted in favor of these resolutions.

I also certify that these resolutions are still in full force and effect and have not been amended or revoked.

IN WITNESS of these resolutions, the officer named below executes this document on behalf of the Governmental Entity.

SEAL

Signature: /s/ Dawn Hill
Title: Gage County Clerk
Date: 5-20-2020

Motion made by Jurgens, seconded by Lytle to approve adopting Resolution #20-11 to continue revolving lease on skid steer with a 2020 Caterpillar 262D3 Skid Steer from NMC. Motion carried 7-0.

RESOLUTION #20-12 **For Emergency Relief Program-Emergency/Permanent Repairs**

Gage County
Resolution No. 20-12
Project No. ER-34(43)
Control No. 13423
DDIR Site: L34-02

Whereas: Certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

Whereas: Major highways and bridges in Nebraska that are part of the Federal-Aid highway system suffered widespread serious damage as a result of flooding beginning on March 12, 2019 (Disaster # NE19) and were in need of emergency or temporary repair, or restoration; and

Whereas: The Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

Whereas: The County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

Whereas: The project has met all contract provisions as required by 23 CFR Part 633A, met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, American with Disability Act (ADA) requirements, "Buy America" Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and

Whereas: The State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

Whereas: All emergency repairs were not completed within 180 days and therefore not eligible and will be reimbursed at 80% federal reimbursement, and

Whereas: All permanent repairs were completed following the flooding and are eligible for 80% Federal share reimbursement, and



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Whereas: The total permanent repairs reimbursement is \$ 14,484.13 and no further costs relating to this project will be incurred or submitted to the State.

Be It Resolved: That the Nebraska Department of Transportation is hereby requested to act on behalf of Gage County to administer Federal funds.

Be It Further Resolved: That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

Adopted this 20th day of May, 2020, at Beatrice, NE.

/s/ Erich Tiemann
Chairman

Attest:

/s/ Michelle K. Bloomquist
Deputy County Clerk

Board Member Dorn moved the adoption of said Resolution.

Roll Call: 7 Yes 0 Nay

Resolution adopted, signed and billed as adopted

Motion made by Dorn, seconded by Jurgens to approve adopting Resolution #20-12 for Emergency Relief Program – Emergency/Permanent Repairs for Project No. ER-34(43), Control #13423, DDIR Site – L34-02. Motion carried 7-0.

Discussion on re-opening the courthouse. Tiemann reported that there was a meeting with county officials to get their input. Since there was board action taken to close the courthouse it will take board action to re-open it. Tiemann proposed opening the outside doors as soon as possible with each office deciding what hours they would have their doors open. County Treasurer Laurie Wollenburg said their office would like shortened hours from 9:00 a.m. to 4:00 p.m. to allow for processing those in line at 4:00 p.m. before 5:00 p.m., and then to be able to balance their books before 9:00 a.m. the following day. The Treasurer plans to open on Tuesday, May 26th with their office doors open those hours to process only new vehicle purchases. All renewals will still be handled by mail or drop box. Register of Deeds Donna Munoz plans to continue being available by appointment only. Tiemann said the County Clerk’s Office, County Assessor’s Office and County Attorney’s Office would be open whenever the courthouse doors re-open. There is no word from the state on when the DMV office will be open.

Motion made by Jurgens, seconded by Dorn to approve opening the outside doors of the courthouse at 12:00 p.m. on Wed., May 20, 2020, with each office making the decision on the hours their office doors would be open. Motion carried 7-0.

Motion made by Lytle, seconded by Byars to move into closed session at 10:17 a.m. for union negotiations. Motion carried 7-0.

Jurgens left during closed session.

Motion made by Byars, seconded by Dorn to move out of closed session at 10:25 a.m. Motion carried 6-0.

Motion made by Lytle, seconded by Dorn to adjourn the Board of Supervisors Meeting at 10:26 a.m. Motion carried 5-1 with Bauman voting nay.

Chairman declared Board of Supervisors meeting adjourned at 10:26 a.m. until June 3, 2020.



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Board minutes can also be viewed on the Gage County website at www.gagecountynebraska.us.

/s/ Michelle K. Bloomquist
Michelle K. Bloomquist
Deputy Gage County Clerk

/s/ Erich Tiemann
Erich Tiemann, Chairman
Gage County Board of Supervisors

I, Michelle K. Bloomquist, Deputy County Clerk of Gage County, do hereby certify that the above records are true and accurate to the best of my knowledge.

Witness my hand and official seal this 20th day of May, 2020.

(SEAL)

/s/ Michelle K. Bloomquist
Michelle K. Bloomquist
Deputy Gage County Clerk