

**Abbreviations for this legal:** **PS** - Personal Services, **OE** - Operating Expenses, **SU** - Supplies, **MA** - Materials, **ER** - Equipment Rental, **CO** - Capital Outlays, **RP** - Repairs, **RE** - Reimbursement.

Wayne, Nebraska  
March 6, 2012

The Wayne County Board of Equalization did not convene – no items needing action.

Debra Finn, Wayne County Clerk

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Wayne, Nebraska  
March 6, 2012

The Wayne County Board of Commissioners met in regular session at 9:15 a.m. on Tuesday, March 6, 2012 in the upstairs conference room of the Courthouse.

Roll call was answered by Chairman Rabe, Members Wurdeman and Burbach, and Clerk Finn.

Advance notice of this meeting was published in the Wayne Herald, a legal newspaper.

A current copy of the Open Meetings Act was posted in the meeting room and accessible to the public.

The agenda was approved.

The minutes of the February 21, 2012, meeting were approved as printed in the Commissioner's Record.

Dean Janke Jr. presented a petition with 38 signatures requesting the Wayne County Commissioners reopen the mile road from 4 miles south of Winside to one mile east (848 Rd – 568 Ave). The current road has been surveyed but a legal description that includes enough land to allow for 30 mph curves on the road needs to be determined. Chairman Rabe will talk to County Attorney Pieper, County Surveyor Schulz, and Mark Mainelli of Mainelli Wagner & Associates.

County Clerk Deb Finn asked the board reconsider the change to Section 4.4 (J) of the personnel policy that became effective January 1, 2011. Previously, if an employee separated in good standing after 10 or more years of regular service the employee could receive payment for one-fourth of their unused sick leave, up to a maximum of one calendar month's salary. Effective January 1, 2011 all sick leave is forfeited upon separation from county employment. Finn reported there were two retirements just before the change was adopted, but no retirements since that time. She asked the board to amend the change in order to grandfather those employees that were eligible to receive the benefit on January 1, 2011. Rabe reported he had heard concerns from his long-time employees and was in favor of the Finn's proposal. Burbach and Wurdeman stated they hadn't heard any concerns, and Wurdeman noted the county insurance deductible was now self-funded.

Mid-afternoon six courthouse employees appeared before the board. Spokesperson Joni Tietz asked Burbach and Wurdeman why they decided to no longer pay-out a portion of the unused benefits. Burbach stated it was a policy change, and noted employees should be happy that the county had not passed the increased cost of health insurance on to the employees. Burbach said he was willing to consider a 50% payout (2 weeks salary).

Wurdeman felt the county employees were paid well, and employees that wanted the money had 2-3 months to quit or retire before this took effect. Employees that did not retire have the option to work one more month to make up the dollar amount. Wurdeman also felt the county provided good insurance and the increased costs had not been passed on to the employees. Wurdeman stated it is the boards' job to watch the bottom line, and this would save the county \$43,000.

The employees felt the board was missing the point, it wasn't about the money near as much as showing appreciation for their dedication. They had worked a minimum of ten years and were never reimbursed for unused sick leave or unused vacation; it was simply gone. These employees could have

chosen to take the extra time off, but didn't because that would leave their department short-staffed, especially in recent years due to the elimination of three full-time positions in the courthouse.

After a great deal of discussion, a motion was made by Burbach, seconded by Wurdeman to amend the personnel policy section 4.4(J) as follows: "All sick leave shall be forfeited upon separation from County employment and no employee will be reimbursed for unused sick leave at the time of separation except for those employees whom had completed 10 or more years of regular service prior to January 1, 2011. Employees whom had completed 10 or more years of regular service prior to January 1, 2011 shall receive payment for one-fourth of their unused sick leave up to a maximum of one calendar month's salary at the time of separation." Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye, motion carried.

Emergency Manager Nic Kemnitz talked about the work that needs to be completed and asked if he could increase his time and work 5 hours per day in June & July. The additional hours were approved. The need for radio antennas at the court services building was discussed. The sheriff's department would need to have permanent antennas, emergency management may need antennas for a couple of years. The board preferred temporary antennas not be affixed to the roof.

Kim Schulz, Emergency Response Coordinator for the Northeast Nebraska Public Health Department discussed an upcoming full scale mass dispensing exercise with sub-hub activation. The exercise will be responsible for dispensing medication quickly to four counties within the health district, hospital staff & patients, and nursing homes. NIMS training and a tabletop exercise will be available for volunteers assisting with the exercise. The board volunteered several county employees to assist in various rolls.

An interlocal agreement between the county and the City of Wakefield for construction of the Wakefield East Roadway 858 Road/7<sup>th</sup> Street, East of Highway 35 in or near the City of Wakefield was reviewed. Total project cost is \$328,500. The City of Wakefield shall have five years to pay the county for it's share of the project, in five annual installments of at least \$30,000 each. Motion by Burbach, second by Wurdeman to authorize the chairman to sign the agreement. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

ROW Application 12-3-6 submitted by Madeline Meyer Revocable Living Trust to place drainage tile 1/8 mile west of 859 Road and 559 Avenue was approved on motion by Burbach, second by Wurdeman. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

Check Nos. 12020083 and 12020120 were cancelled on motion by Burbach, second by Wurdeman. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

Marty Delperdang of Electronic Engineering was present to discuss the narrow banding mandate. The county needs to start by getting their license changed. The second step would be to inventory all radios to determine what is compliant and what equipment needs to be replaced. Then the county needs to look at updating the narrowband equipment or looking at digital/analog equipment. The final step would be to find funding for the changes.

Bids were opened for fertilizing/weed control, lawn mowing, and sprinkler system maintenance. Motion by Wurdeman, second by Burbach to award the bid for sprinkler system maintenance to Claussen & Sons Irrigation, Inc. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried. The mowing and spraying bids were discussed at length. Wurdeman wanted to see if having the same company provide fertilizing/weed control and lawn mowing would make a difference in the appearance of the lawn. Burbach and Rabe were concerned that this would be more expensive this way. Motion by Burbach, second by Rabe to award the bid for fertilizing/weed control and lawn mowing to Hytrek Lawn Service. Roll call vote: Burbach-aye, Wurdeman-aye, Rabe-aye; motion carried.

A \$1,395.00 proposal submitted by The Final Touch for custom built formica countertops in the clerk's office and main vault was reviewed. Motion by Wurdeman, second by Burbach to accept the proposal. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

Proposals for replacing sidewalk on the courthouse square were reviewed. Motion by Wurdeman, second by Burbach to accept the proposal submitted by Otte Construction, Inc. for Area #1 – Southeast sidewalk along parking, Area #2 – Southeast sidewalk entry from street with Alternate #1 & #2, and Area #3 – Northeast entry/ramp without Alternate #1; and the county reserves the right to be responsible for removal & disposal. Roll call vote: Wurdeman-aye, Burbach-aye, Rabe-aye; motion carried.

The meeting was recessed until representatives from TRANE could be on-site. TRANE contacted the county on Wednesday, March 13<sup>th</sup> and said they would not be ready to give their proposal before the March 20<sup>th</sup> meeting. Rabe declared the meeting adjourned.

**Fee Reports:** Debra K. Allemann-Dannelly, Clerk of District Court, \$1,184.25 (Feb Fees); Debra Finn, County Clerk, \$6,418.44 (Jan Fees).

**Claims:**

**GENERAL FUND**

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Reeg, Joyce	RE	23.24
Junck, JoAnn M	RE	1,469.16
American Broadband CLEC	OE	1,985.12
Appeara	OE	424.80
Arnie's Ford Mercury	RP	25.45
Black Hills Energy	OE	1,208.67
Bomgaars	SU	198.55
Brogan & Stafford PC	OE	500.30
Carney Law PC	OE	562.98
Carroll Station Inc., The	MA	752.54
Claritus	SU	149.45
Copy-Write/Keepsake	SU	516.32
Iowa Office Supply Inc	RP	63.72
Johnson, Morland Easland & Lohrberg	OE	339.36
Jorgensen, Kate	OE	1,672.50
Menard's	SU	43.97
Microfilm Imaging Systems	ER	155.00
MIPS Inc	ER,OE,CO	2,702.67
Nebraska Assoc of Emergency Mgmt	OE	132.00
NE Nebraska Assoc of County Officials	OE	220.00
Pamida, Inc	SU	226.93
Pieper & Miller	OE	100.00
Quality Printing & Office Supplies	SU	620.78
Redfield & Company Inc	SU	202.51
Secretary of State	SU	25.00
Thurston County Sheriff	OE	1,100.00
Waste Connections of Nebraska	OE	166.28
Wayne County Clerk of District Court	OE	64.00
Wayne Herald/Morning Shopper	OE	1,270.36
Wayne, City of	OE	4,188.86
Western Office Technologies	SU	64.80
Zach Oil Co	MA,RP	482.82

**COUNTY ROAD FUND**

**Salaries \$21,401.60;**

Appeara	OE	40.00
Bauer Built	MA	2,379.60
Black Hills Energy	OE	372.21
Bomgaars	SU,MA	396.79
Carhart Lumber Company	SU	10.40
Eastern Nebraska Telephone Company	OE	85.59
Fredrickson Oil Company	MA	324.00
Hradec Diesel Inc	RP	173.57
Kimball Midwest	SU	146.34
Menard's	SU	10.46
NMC Exchange LLC	RP	56.46
Northeast Equipment	RP,ER,MA	2,314.40
NE Nebraska Public Power District	OE	221.36
NE Nebraska Telephone Co	OE	61.74
S&S Willers Inc	MA	4,692.12
US Cellular	OE	89.49
Wayne Auto Parts	RP,SU	693.29
Wayne, City of	OE	203.23
Winside, Village of	OE	151.73
Zach Heating & Cooling	RP	133.00

**LODGING FUND**

Nebraska Life Publishing Inc	OE	245.00
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**INHERITANCE TAX FUND**

Beiermann, Merlin	PS	12.00
Johnson, Lorraine	PS	21.00
Kraemaer, Maxine	PS	25.00
Meyer, Leon F.	PS	15.00
Morris, Orgretta C.	PS	25.00
Nissen, Robert	PS	17.00
Owens, Eleanor	PS	14.00

Meeting was adjourned.

Debra Finn, Wayne County Clerk

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STATE OF NEBRASKA     )  
                                          ) ss.  
COUNTY OF WAYNE     )

I, the undersigned, County Clerk of Wayne County, Nebraska, hereby certify that all of the subjects included in the attached proceedings were contained in the agenda for the meeting of March 6, 2012, kept continually current and available for the public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least 24 hours prior to said meeting; that the said minutes of the meeting of the County Commissioners of the County of Wayne were in written form and available for public inspection within 10 working days and prior to the next convened meeting of said body.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of March, 2012.

Debra Finn, Wayne County Clerk