



Thurston County Board Minutes



THURSTON COUNTY BOARD OF SUPERVISORS PROCEEDINGS

August 7, 2017

A regular meeting of the Board of Supervisors of Thurston County, Nebraska was held at the regular meeting place of the Board in Thurston County, Nebraska Courthouse in Pender, Nebraska on the 7th day of August, 2017. Present were: Leonard Peters, Georgia Mayberry, Dan Trimble, Roger Nelson, Mark English. Absent: James Price Sr., Arnie Harlan. Notice of the meeting was given to all members of the Board of Supervisors and a copy of their acknowledgement of notice and receipt of notice and the agenda is attached hereto. Availability of the agenda was communicated in the advance notice and in the notice to the Board of Supervisors of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The meeting was called to order by Chairman of the Board Mark English at 9:02 a.m. Chairman English stated that the open meeting laws will be followed during this meeting and are posted on the south wall of the meeting room for anyone that would like to review them. Motion by Trimble, seconded by Peters to dispense with the oral reading of the minutes, and approve the minutes of the July 24, 2017 meeting as presented. Roll call vote, Aye: Peters, Trimble, Mayberry, English. Nay: none. Abstain: Nelson. Motion carried.

Motion by Peters, seconded by Trimble to approve version #3 for time sheets to be used. Roll call vote, Aye: Nelson, Mayberry, Trimble, Peters, English. Nay: none. Abstain: Harlan.

Harlan arrived at 9:05 during the above discussion.

Motion by Mayberry, seconded by Nelson to enter into closed session to discuss the Emergency Management Department. Roll call vote, Aye: Peters, Trimble, Harlan, Mayberry, Nelson, English. Nay: none. Motion carried.

The Board of Supervisors entered into closed session at 9:05 a.m.

Motion by Mayberry, seconded by Peters to reconvene in open session. Roll call vote, Aye: Peters, Trimble, Harlan, Mayberry, Nelson, English. Nay: none. Motion carried.

The Board of Supervisors reconvened in open session at 9:45 a.m.

The Board discussed the staffing size of the Emergency Management Department. Motion by Nelson, seconded by Mayberry to reduce staffing from 2 full time positions to 1 full time position. Roll call vote, Aye: Nelson, Mayberry. Nay: Harlan, Trimble, Peters, English. Motion failed.

Supervisor Mayberry left the meeting at 9:50 a.m.

Jason Dolliver from the Pender School spoke to the board regarding property owned by the County. When they bought lots on McCabe Street at 611 and 613 McCabe, they thought they were both the lots that adjoined each other. They have since found out that the County owns a 25 foot strip between the 2 properties. They are asking the Board if they can now acquire this lot from the County. After discussion the County Attorney was directed to research the process of sale, and also the process to gift the land to the school.

Supervisors Trimble reported that he had attended the Area Agency on Aging meeting, and they mostly discussed the budget. Supervisor Peters reported that he has been working on the Law Enforcement Center grounds, getting it composted.

Tom Perez gave the Board his report on the Emergency Management Department. Tom told the Board that the Pow Wow and fair went well with lots of public contacts; they are working on a table top simulations for the area with different scenario; will be talking with the village boards; LEPC meeting coming up; getting back into the schools; Omaha Pow Wow this weekend.

Bullet Beaudette was not available to give the Roads Report.

Matt Torczon and Mark Freigh spoke to the Board regarding the offering of Aflac Insurance to the County Employees. Mark is the regional rep., and has been unable to service the County as he should, and will be using Matt as our agent for Aflac. Motion by Peters, seconded by Trimble to approve Aflac speaking to the employees regarding this benefit to be offered at the employee's expense. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.



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Matt from Carlson West Povondra spoke with the Board regarding the jail project. Matt advised that they are getting close on the jail, are doing the final painting and cleaning. State Fire Marshall unable to be out and inspect until the 21st of August, believes Jail Standards are coming on the 15th. Sheriff Perez has voiced some concerns and he and Mark Martin will walk through the facility with the Sheriff and address those concerns.

Matt spoke to the Board regarding the drainage issue, spoke to Olson & Associates, and spoke to the Village on the 17th of July. The drainage issue is off the construction site, there is a small berm not allowing the water to drain, and it should be the city to correct the issue. There was \$10,000 in the construction contract for signage at the jail which they are going to turn back to the County and the County can put it towards signage.

Sheriff Perez spoke to the Board regarding the monitoring system in the Jail. At the last meeting the County Attorney had issues with the contract, that their maximum liability would be \$250.00. She has spoken to several companies, and none will be willing to take that out of the contract. Shelly asked the Board to approve the contract with Pro Techs for a \$360.00 annual charge for a 5 year contract.

Motion by Peters, seconded by Nelson to approve the contract with Pro Tech for monitoring systems at the jail. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, Mayberry, English. Nay: none. Motion carried.

RESOLUTION # 17-15 (Townships)

WHEREAS, UNDER LB114 (1996) which became effective July 1, 1998, any property tax levy for your political subdivision will be included within the county's levy.

THEREFORE, be it resolved by the Thurston County Board of Supervisors that no portion of the 15 cent miscellaneous levy authority of Thurston County will be allocated to your subdivision.

Dated this 3rd day of August, 2017 at Pender, Nebraska.

/s/ Mark English
Mark English, Chairman

Attest: /s/ Tammy Moore
County Clerk

Motion by Trimble, seconded by Peters, to adopt the above resolution. Roll call vote, Aye: Peters, Trimble, Harlan, English. Nay: None.

Absent: Price, Mayberry. Abstain: None.

Motion carried.

Motion by Trimble, seconded by Peters to approve Resolution #17-15 regarding levies for Townships. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

RESOLUTION #17-16 (Fire Districts)

WHEREAS under LB 1114 (1996) which became effective July 1, 1998, any property tax levy for your political subdivision will be included within the county's levy.

THEREFORE be it resolved by the Thurston County Board of Supervisors that 3.5 cents of the 15 cent miscellaneous levy of Thurston County will be allocated to your subdivision.

Dated this 7th day of August, 2017 at Pender, Nebraska.

/s/ Mark English
Mark English, Chairman

Attest: /s/ Tammy Moore
Tammy Moore, County Clerk

Motion by Peters, seconded by Trimble, to adopt the above resolution. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: None.

Absent Price, Mayberry. Abstain: None.



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Motion carried.

Motion by Peters, seconded by Trimble to approve Resolution #17-16 – regarding levies for the Rural Fire Districts. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

Motion by Peters, seconded by Trimble to approve and accept the proposal of Norfolk Contracting. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

Motion by Trimble, seconded by Nelson to approve the fee report of the District Court Clerk. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

Motion by Peters, seconded by Nelson to approve the proposal of MRJ Engineering. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

The Board held discussion with Treasurer Robin Christiansen and Sheriff Shelly Perez regarding conducting VIN inspections after the Sheriff's office leaves the building. Motion by Peters, seconded by Nelson to have the Sheriff's office continue to do inspections at the new jail. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

Motion by Nelson, seconded by Trimble to approve the special liquor license application for the White Dog Pub for use at the Kai Family Barn on September 9, 2017. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

Motion by Peters, seconded by Trimble to approve the special liquor license application for the White dog Pub for use at the Kai Family Barn on October 21, 2017. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

Motion by Peters, seconded by Harlan to approve the lease agreement for a copy machine for the County Attorney's office. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

RESOLUTION #17-17

Resolved

WHEREAS,

- A. The County Treasurer of Thurston County, Nebraska, is required to offer for sale all real estate on which the taxes have become delinquent, pursuant to Nebraska Revised Statutes §77-1801, et seq. (Reissue 1996); and
- B. Numerous parcels of real estate have been offered for sale by the County Treasurer and not sold for want of bidders, and such parcels are subject to foreclosure as required by Nebraska Revised Statute §77-1901 (Reissue 1996).

NOW, THEREFORE, BE IT RESOLVED BY THIS BOARD OF COUNTY SUPERVISORS THAT, the County Attorney of Thurston County, Nebraska, is directed, as required by law, to foreclose the lien for all taxes delinquent on real estate within Thurston County which have been offered for sale and not sold for want of bidders.

Dated this 7th day of August, 2017 at Pender, Nebraska, Thurston County.

/s/ Mark English
Mark English, Chairman

ATTEST: /s/ Tammy Moore
Tammy Moore, County Clerk

Motion by Peters, seconded by Trimble to approve Resolution #17-17 directing the County Attorney to foreclose on all delinquent tax liens. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

Motion by Peters, seconded by Nelson to approve Resolution #17-18 to transfer \$65,000.00 from Emergency Bridge to the Road Fund. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

RESOLUTION # 17-18 RESOLUTION TO TRANFER FUNDS FROM SPECIAL ROADS FUND TO THE ROADS FUND

WHEREAS, the County Board of Supervisors is desirous of transferring from the Special Road Fund into the Road Fund, and



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NOW THEREFORE BE IT RESOLVED, that the Thurston County Treasurer is hereby directed to transfer \$65,000.00 from the Special Roads Fund into the Road Fund.

Passed this 7th day of August, 2017.

/s/ Mark English
Mark English, Chair

Attest: /s/ Tammy Moore
Tammy Moore, County Clerk

Motion by Trimble, seconded by Peters to approve Resolution #17-19 to transfer \$16,720.84 from the Special Road Fund to the Road Fund. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson English. Nay: none. Motion carried.

RESOLUTION # 17-19 RESOLUTION TO TRANFER FUNDS FROM SPECIAL ROADS FUND TO THE ROADS FUND

WHEREAS, the County Board of Supervisors is desirous of transferring from the Special Road Fund into the Road Fund, and **NOW THEREFORE BE IT RESOLVED**, that the Thurston County Treasurer is hereby directed to transfer \$16720.84 from the Special Roads Fund into the Road Fund.

Passed this 7th day of August, 2017.

/s/ Mark English
Mark English, Chair

Attest: /s/ Tammy Moore
Tammy Moore, County Clerk

RESOLUTION # 17-20 RESOLUTION TO TRANFER FUNDS FROM ADA BUILDING FUND TO THE COURTHOUSE BUILDING FUND

WHEREAS, the County Board of Supervisors is desirous of transferring from the ADA Building Fund into the Courthouse Building Fund, and

NOW THEREFORE BE IT RESOLVED, that the Thurston County Treasurer is hereby directed to transfer \$13,983.43 from the ADA Building Fund into the Courthouse Building Fund.

Passed this 7th day of August, 2017.

/s/ Mark English
Mark English, Chair

Attest: /s/ Tammy Moore
Tammy Moore, County Clerk

Motion by Trimble, seconded by Peters to approve Resolution #17-20 to transfer \$13,983.43 from the ADA Building Fund to the Courthouse Building Fund. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

The Board held budget discussions with Penny Warren – Veterans Service Officer, Gayle Dahlman – Communications, Susan Schrieber – Assessor, and Tom Perez – Emergency Manager regarding their budget proposals.

Motion by Peters, seconded by Trimble to approve the changes to the official’s budget proposals as discussed with the officials. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

Sheriff Perez spoke with the Board regarding the claim make to the insurance of Guaranteed Roofing due to damage done to equipment while re-shingling the roof. The total damage was in the amount of \$15,439.72, adjuster has depreciation of equipment reduced from the total claim to the amount of \$14,101.04 leaving a balance of \$1,338.68 remaining. This equipment will be left when they move to a new jail, and so she was wondering if General Fund can pay for it since it will leave basically a new system for the courthouse.

Motion by Peters seconded by Trimble to sign the agreement for the amount of \$14,101.04 and the remaining balance to come from the General Fund. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

Motion by Trimble, seconded by Peters to approve the following claims. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.



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County Clerk Moore proposed to the Board to approve emergency Resolution #17-21 – to transfer from the Inheritance Fund to the General Fund. It was discovered on Friday that the county does not have the cash on hand to pay the claims due to tax revenue's not coming in. After consideration, a motion by Trimble, seconded by Harlan to approve Resolution #17-21. Roll call vote, Aye: Peters, Trimble, Harlan, Nelson, English. Nay: none. Motion carried.

**RESOLUTION # 17-21
RESOLUTION TO TRANFER FUNDS FROM SPECIAL ROADS FUND TO THE ROADS FUND**

WHEREAS, the County Board of Supervisors is desirous of transferring from the Inheritance Fund into the County General Fund, and

NOW THEREFORE BE IT RESOLVED, that the Thurston County Treasurer is hereby directed to transfer \$250,000.00 from the Inheritance Fund into County General Fund.

Passed this 7th day of August, 2017.

/s/ Mark English
Mark English, Chair

Attest: /s/ Tammy Moore
Tammy Moore, County Clerk

Motion by Peters, seconded by Trimble to adjourn to the next regular meeting with the agenda kept current in the County Clerk's office to be amended as necessary. Roll call vote, Aye: Nelson, Harlan, Trimble, Peters, English. Nay: none. Motion carried.

The Board of Supervisors adjourned at 1:00 p.m.

Attest: _____
Tammy Moore, County Clerk

Mark English, Chairman