

HARLAN COUNTY BOARD OF SUPERVISOR'S

MINUTES

Supervisors Room, Alma, NE

March 21, 2023

9:45 a.m. Consent Agenda

10:00 a.m. Business Agenda

The Harlan County Board of Supervisor's met in regular session Tuesday, March 21st, 2023, as advertised, with Supervisor's Chris Schluntz; Max Schultz; Mike Clements; Cindy Boehler, Jeff Bash; Ron Imm; and Tony Gulizia present. Also present were County Clerk, DaLynn Burgeson; County Attorney, Bryan McQuay; Highway and Weed Superintendent, Tim Burgeson; and County Treasurer, Sandy Artz. Courthouse Caretaker, Joseph Torrey, Justin Daake, Public Defender, Craig Peshek of Intellicom and Kelly Jensen of CASA joined the meeting. Also joining the meeting were Bonnie Kresser with the Harlan County Senior Center, Doris Brandon, Janet and Jerry Dietz, Angy Bellware with the Harlan County Journal and Emily White, Harlan County Tourism.

At 9:50. a.m. Chairman, Gulizia called the meeting to order and announced that there is a copy of the Open Meetings Act posted in the room and will be followed by the Board. The Pledge of Allegiance was recited.

Chairman Gulizia asked the Board if they had reviewed the Claims. Discussion was held on claims, prior minutes and claims process. Motion was made by Clements to approve all claims as presented. Seconded by Schluntz. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-no; Imm-yes; Gulizia-yes. Motion carried.

At 10:02 a.m. Chairman Gulizia opened the business meeting. He then asked the Board if they had reviewed the Minutes from the March 7th, 2023, regular Board meeting and called for any additions or corrections. With no additions or corrections, motion was made by Schluntz to approve the March 7th, 2023, minutes as written, Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-no; Imm-yes; Gulizia-yes. Motion carried.

Kelly Jensen, Executive Director of CASA was present. Motion was made by Boehler to amend the agenda and allow Ms. Jensen to appear before the Board. Seconded by Clements. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Ms. Jensen asked the Board for permission to place a banner and pinwheels on the Courthouse lawn through April which is Child Abuse Awareness Month. The banner and pinwheels will be put up on March 31st, 2023, and taken down on May 1st, 2023. Questions were asked, discussion was held. The Board granted permission for CASA to put the banner and pinwheels up through April for Child Abuse Awareness Month.

Justin Daake, Public Defender, came before the Board to start re-negotiating the Public Defender Contract for the term beginning July 1, 2023. The current two-year contract expires June 30, 2023. Attorney Daake explained his proposed contract in which has three material changes from the current contract. Questions were asked by the Board. Discussion was held. The proposed contract was taken under advisement and will be placed on the next meeting agenda (April 4, 2023).

Harlan County Tourism. Emily White provided the Board with Tourism information regarding past, present and future happenings. She also shared other brainstorming ideas that she and the Tourism Board have been coming up with to further promote all that Harlan County currently has to offer and some new and exciting things to potentially offer within Harlan County. Questions were asked. Discussions were held.

Discussion was held in regard to a request by the Homemakers Club to utilize the Courthouse community room for a meeting to be held on an evening in May. (Unknown date at this time). The Board all agreed that the Homemakers Club could use the community room as requested. The Clerk will contact the requester and get the date added to the calendar.

Harlan County Senior Center. Bonnie Kresser and Doris Brandon came before the Board regarding a Title VI plan that must be updated every 5 years for only the public transit. Discussion was held. Chairman Gulizia signed the Title VI plan as requested. Further discussions were held related to the SAM.gov Unique Entity Identifier (UEI) number status. Current status is still pending validation of the Entity Administrator role change request submitted. Due to the still pending status, there was discussion about the Department of Transportation's March 31st, 2023, deadline in which both the County Attorney and Bonnie Kresser advised that the deadline was extended and that the Department of Transportation would continue to work with the Senior Center providing the public transit service. Supervisor Bash inquired and discussion was held about prior claims that had been withheld from the meeting held on the first Tuesday of February (Feb. 7th, 2023). Discussion then reverted again to the SAM.gov UEI number and the current inactive status. Former Clerk, Janet Dietz said that she gave the current Clerk a file (SAM.gov) on January 3rd and advised that it needed renewed as soon as possible and that there was ample time to get this taken care of. Supervisor Imm spoke up and said that it was time to move on. That nothing can be done about how it happened, that he believes that it won't happen again and that there was no ill-intent. Also, that we need to just move forward and focus on getting the UEI number active again, in which it sounds like that is being done, and to not have ill feelings going forward. Supervisor Boehler also spoke up and agreed that it was time to move on, that there may be trust issues moving forward but that with open communication we can all work together going forward. Bash again inquired on which claims were withheld from the Feb. 7th meeting and advised that when answers are being sought about an issue, particularly regarding the Senior Center getting their own UEI number in that one should correctly call it what it is, which is senior center not rest home because the answers could be different in regard to their classification. County Attorney McQuay advised that an entity that has a tax identification number should have their own Unique Entity Identifier (UEI) number per NACO (Nebraska Association of County Officials). Further discussion was held about the UEI number and then discussion was held in regard to a specific (local match) claim submitted by the Senior Center on January 13th, 2023, for November 2022's transit and meal expenses and the timeliness of when the claim was presented to the Board for approval to issue payment. The deadline to file claims for the January 17, 2023, meeting was Thurs., January 12th, 2023, by noon (same deadline as prior months). The claim was submitted on Fri., January 13th, 2023. Monday, January 16th, 2023, was a holiday and the Courthouse offices were closed. During the January 17, 2023, Board meeting a motion to update the claims process was made, seconded and by roll call votes (7-0), the motion carried. As part of the claims process update, payroll and associated payroll claims would be presented to the Board for approval at the meetings held on the first Tuesday of the month and all other claims/vendor claims would be presented at the meetings held on the third Tuesday of the month. The claim in question was presented and approved by the Board on the third Tuesday (Feb. 21, 2023) pursuant to the updated claims process. An email was sent to the Senior Center letting them know that the claim would be presented on Feb. 21st, 2023. Treasurer Artz addressed the room and wanted to make clear that the County has been affected also by the inactive UEI number. County Attorney McQuay said that currently it appears that the Senior Center public transit is acting as a subcontractor of the County in which there is a Resolution that is acting as the agreement and that the funds are awarded through the County level and believes the Senior Center's UEI number is needed for "back end" tracking. A question was asked as to who receives the award money and currently it is sent directly to the Senior Center. Supervisor Boehler asked Bonnie Kresser how long she thought the previous ARPA funds that the County granted in the amount of \$21,600 on March 7th, 2023, would cover. Ms. Kresser advised that she could not answer that as every month things vary. The Board suggested that the funds balance be closely monitored to be proactive so the public transit service would not be affected again.

Craig Peshek, Sr. Account Manager for Intellicom Computer Consulting, INC., came before the Board, provided an introduction and passed out a handout about the company, their tiers, the services they offer and, in conferring with Joseph Torrey (Courthouse Caretaker), what Intellicom could provide for Harlan County in regard to three areas: providing the IT services to the County offices, upgrading and moving of the communications tower in the Clerk's office, and providing internet and phone services to the Road departments new office location when it's completed North of Alma. Discussion was held. Joseph Torrey advised that an Intellicom technician was here to view the tower in the Clerk's office and viewed the radios for transmission of services to the Road Department. The Board thanked Mr. Peshek for coming.

Treasurer, Sandy Artz provided a Pledged Security Report for the Boards review.

Highway and Weed Superintendent, Tim Burgeson advised the Board that he had sent out Interlocal Agreements to the Villages and surrounding Counties to update the agreements. He has received one back from Phillips County, Kansas, and Furnas County, NE. Discussion was held. Motion was made by Boehler to approve the Interlocal Agreement between Harlan County and Phillips County, Kansas, as presented. Seconded by Imm. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Motion was made by Clements to approve the Interlocal Agreement between Harlan County and Furnas County as presented. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Burgeson provided three Right-of-Way permits that he received for the Board to review. (#'s 2023-1, 2, 3). Burgeson provided an update in regard to when he will receive the service truck he recently purchased, the status on the dump truck and need to upgrade the retriever disc. Discussion was held. Burgeson advised that, in regard to, the job opening in the Road Department that he offered internally to the road crew and advertised for, was offered to Justin Dodson and Justin accepted the offer. Justin is scheduled to start April 3rd, 2023.

OLD BUSINESS:

Highway Superintendent, Burgeson advised that a response letter was sent to the Railroad in regard to the F Road bridge and he is waiting for a response. Discussion was held on the L Road bridge.

Schultz advised that he spoke with Deb Jensen and she has agreed to fill the hospital board vacancy. Motion was made by Schultz to approve and appoint Deb Jensen as the new hospital board member. Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

Supervisor Boehler, whom is on the Two Rivers committee alerted the Board that one of the current Two Rivers Board members was resigning and that position would need to be filled. – *No update at this time.*

Building and Grounds Committee. Update provided. The Architect and contractor will be here March 22, 2023, to complete a walk-through with the committee to review the completed projects and discuss any issues. Phase II of the building and grounds upgrades will be the outside improvements.

Veteran's Service Office. County Attorney McQuay reported that he and Veteran Service Officer, Pat George, have been working on a resolution in regard to the Veteran Service Office getting a bank account and using checks or a debit card. McQuay and George will continue to work on the resolution. Discussion was held.

With no further business, motion was made by Imm to adjourn the meeting. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. The meeting was adjourned at 12:42 p.m.

The next regular meeting will be April 4th, 2023, with consent agenda items at 9:45 a.m. and business agenda at 10:00 a.m.

ATTEST:

/s/ DaLynn Burgeson, County Clerk

/s/ Tony Gulizia, Chairman

(harlancounty.ne.gov)

CLAIMS:

General: Jesse Adams-Juror \$ 35.00, Anderson Klein Swan & Brewster-Attorney Fees \$754.75, Ask Supply Co - Supplies \$114.40, Darlene Bantam-Juror \$64.34, Kevin Baskup-Juror \$51.90, Pamela Becker-Juror \$35.00, Boarders Inn- Lodging \$288.00, Leigh Borgman-Juror \$58.45, Business World-Office Equipment \$67.49, Dianne Calkins- Supplies \$33.47, Cames Publishing-Publication \$98.00, Central Ne Cremation and Mortuary-Corner \$75.00, City of Alma-Utilities \$880.00, Combined Public Communications-Supplies \$ 240.00, Consolidated Management Co-Sheriff Meals \$ 271.75, CVSOAN-Dues \$60.00, Dewald Deaver -Attorney Fees \$ 5944.13, Dier Osborne Cox and Nelsen-Attorney fees \$376.75, Wayne Dietz-Retirement \$25.00, Robert Doles-Juror \$45.09, Eakes Office Solutions-Office Supplies \$699.43, First National Bank-Credit Cards \$4,007.44, Tana Fye Henry-Attorney Fees \$ 1,610.64, Hanna Graff-Juror \$ 44.56, Graham Tire Company- Car Repair \$ 615.56, Harlan County Health Systems-Jail Meals and Laundry \$819.00, Harlan County Journal-Publishing \$1,295.14, Harlan County Sheriff-Service Fees \$47.46, Harlan County Treasurer-Duplicate Title Fees \$ 14.00, Harlan County Treasurer-Transfer \$ 10,000.00, Hays Pharmacy-Jail Medical \$63.51, Dawn Hetrick-Supplies \$202.28, Hogeland Market-Extension Supplies \$7.30, Hogeland Market-Jail Supplies \$ 207.71, Hogeland Market- County Court Supplies\$97.45, Holdrege Electric LLC-maintenance and Repairs \$2,623.32, Hometown Leasing-Office Equipment \$113.25, Jennifer Howsden-Juror \$ 54.52, Brendan Johnsen-Juror \$ 35.00, Bryce Jorgeson-Juror \$56.69, Rebecca Kahrs-Juror \$53.73, Jessie Koch-Juror \$55.31, Lakeview K Lawn Service- Lawn Maintenance \$1,855.92, Sara Mahalek-Juror \$35.00, Main Street Variety-Office Supplies \$ 2.49, Matthew Massey-Juror \$44.83, Mid-American Benefits-Insurance \$331.25, Mips-Data Processing \$1,437.74, Debra Moore-Juror \$45.22, NACO-Dues \$50.00, Ne Law Enforcement Training Center-Law Enforcement Training \$75.00, NPPD-Electricity \$508.75, Paul Ogier-Juror \$35.00, John Peterson-Juror \$ 35.00, Christina Platt-Juror \$50.59, Johanna Popple-Juror \$35.00, Ross Poyser-Juror \$45.74, Quadiant Finance Usa Inc- Postal Service \$ 1,500.00, Quill Corp-Office Supplies \$773.61, Rebecca Dahlgren-Mileage \$64.58, Marvin Reeder-Juror \$56.54, Julie Schippert-Juror \$49.41, Brian Seyler-Juror \$44.69, Sherwin Williams- Maintenance and Repair \$227.50, South Central LEPC- Dues \$100.00, Kenneth Stacy-Juror \$ 65.23, Das State Accounting-Data Processing \$219.64, Tripe Motor Co-Car Repair \$105.15, Craig Tripe-Juror \$39.59, Braden Trosper-Supplies \$118.24, Trustworthy Hardware-Supplies \$ 36.24, Twin Valley PPD-Utilities \$95.38, Urbom Law Office-Attorney Fees \$ 747.70, Verizon Wireles-Phones \$242.83, Vyve Broadband-Phones And Internet \$ 1,716.010, Doug Winz-Juror \$64.21, Thalia Woodworth-Juror \$54.13, Total: \$43,309.62; **Road:** Andrew Dibles-Machinery and Equipment \$45,000.00, B.H Hesemann Shop- Equipment Repair \$ 123.27, Barco Municipal Products-Signs and Post \$1,411.37, Bess Machining LLC-Signs and Post \$863.00, Bosselman Energy Inc-Fuel \$9,967.38, Bosselman Enterprises-Fuel \$1,019.55, CHS-Propane \$2,273.98, City Of Alma-Trash Services \$ 43.71, Cooperative Producers Inc-Supplies \$1,743.00, Jim Dietz-Retirement \$25.00, First National Bank-Credit Card \$79.97, Harlan County Journal-Publishing \$37.50, Hogeland Market-Supplies \$30.78, Huntley Service-Fuel \$369.26, J&a Traffice Products-Signs and Post \$1,975.00, Jim's Ok Tire Store-Tire Repair \$270.00, M.J Lubeck-Rent \$300.00, Main Street Variety- Supplies \$17.98, Mips-Data Processing \$127.16, Murphy Tractor-Repairs \$23,910.18, Northern Safety Co-Supplies \$ 1,061.90, Paddington Service Station-Fuel \$65.52, Quill Corp-Supplies \$134.11, S&W Auto parts-Repairs \$2762.42, Sappa Valley Farm & Auto-Rd Equip Repair \$\$1081.20, Trustworthy Hardware-Supplies \$50.89, Twin Valleys Public Power District-Utilities \$807.24, Verizon-Cell Phone \$131.80, Village of Republican City-Utilities \$30.00, Vyve Broadband-Telephone Service \$35.00, White's Auto Glass-Equip Repair \$406.70, Total: \$96,154.87; **Tourism:** First National Bank-Media Advertising \$470.47, Harlan County Journal-Advertising \$350.00, Viaero Wireless-Cell phone \$60.47, Total: \$880.94; **Reappraisal Fund:** Standard Appraisal Services-Appraisers Fee \$843.75; **Covid American Rescue Plan Fund:** Alma Fire Dept.- Communications Equipment \$19,957.00; **Lottery Fund:** Phelps/Harlan County CASA-Funding \$12,000; **911 Emergency Fund:** City of Holdrege-911 Emergency \$768.44, Vyve Broadband-911 Emergency \$20.00, Total: 788.44; Grand Total: \$173,934.62