

# HARLAN COUNTY BOARD OF SUPERVISOR'S

## REGULAR MEETING MINUTES

From May 2<sup>nd</sup>, 2023

The Harlan County Board of Supervisor's met in regular session Tuesday, May 2<sup>nd</sup>, 2023, in the Supervisors Room, of the Harlan County Courthouse in Alma, NE, as advertised, with Supervisor's Chris Schluntz; Max Schultz; Mike Clements; Cindy Boehler; Jeff Bash; Ron Imm; and Tony Gulizia present. Also present were Clerk, DaLynn Burgeson; County Attorney, Bryan McQuay; Highway and Weed Superintendent, Tim Burgeson; Treasurer, Sandy Artz. and Assessor, Kim Fouts.

At 9:49 a.m., Chairman Gulizia called the meeting to order and announced that there is a copy of the Open Meetings Act posted at the south end of 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. The claim to transfer funds for the Road Department will come from the General Funds. Motion was made by Schluntz to approve the payroll and payroll associated claims as submitted. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

At 10:00 a.m. Chairman Gulizia opened the business meeting. He then asked the Board if they had reviewed the Minutes from the April 18<sup>th</sup>, 2023, regular Board meeting and called for any other additions or corrections. Clerk Burgeson provided an addition to the minutes due to an oversight on her behalf. **ADDITION** to the Board of Supervisors Meeting Minutes from April 18th, 2023, are as follows: At 12:15 p.m., a motion was made by Boehler to go into Board of Equalization. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-absent; Clements-absent; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Assessor, Kim Fouts, presented the Board with four (4) tax list corrections: #1376, #1377, #1378 and #1379. Fouts explained the corrections needed. Discussion was held. A motion was made by Bash to approve the tax list corrections #1376, #1377, #1378 and #1379 as presented. Seconded by Imm. Roll call votes: Schluntz-yes; Schultz-absent; Clements-absent; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. At 12:20 p.m., a motion to exit Board of Equalization was made by Bash. Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-absent; Clements-absent; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. With no further additions or corrections, Chairman Gulizia asked for a motion to approve the addition and the minutes as written. Motion was made by Imm to approve the minutes as amended. Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-abstain; Clements-abstain; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

Bonnie Kresser and Doris Brandon of the Harlan County Senior Center joined the meeting. Chairman Gulizia invited Ms. Kresser and Ms. Brandon to come before the Board. Bonnie Kresser opened by stating that it took 9 days for someone to advise her that the County's Sam.gov UEI number was now active. That on 4/27/2023, Chairman Gulizia called Ms. Kresser and County Attorney McQuay sent an email notifying that the number was successfully reactivated. The Clerk was asked why she didn't contact the Senior Center immediately once the number was active and she stated that the Chairman or the County Attorney was going to do that. County Attorney McQuay indicated that there was still information being gathered to make sure everything with the UEI number was being handled correctly. Ms. Kresser stated that any Federal and State funding is deposited directly into the Harlan County Senior Center account and that it did not go to the Harlan County Treasurer. Discussion was held. County Attorney McQuay left the meeting. Ms. Kresser passed around a Resolution dated March 2, 2021, in which the County Board had approved and instructed the Harlan County Public Transit System to apply for Federal Funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program for the Board to view. Further discussion was held. Ms. Kresser advised that she has applied for a Unique Entity Identifier (UEI) number on behalf of the Senior Center / Public Transit and is awaiting that number. The Board agreed that for this upcoming budget year, Bonnie Kresser on behalf of the Harlan County Public Transit is allowed to use the County UEI number. Ms. Kresser advised the Board of the Transit Budget for one year of \$20,884 and the Center Budget of \$17,097. The budgets are based on County matching of the funds. The completed budgets go to the State and then on to Federal. Discussion was held on the upcoming scheduling of the Transit services. Motion for the County to guarantee funds to cover the Harlan County Public Transit for ninety (90) days in the event that the transit doesn't get federal funding in a timely manner was made by Boehler. Seconded by Clements. Roll call votes: Schluntz-no; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Ms. Kresser presented the budget documents and a Resolution to Chairman Gulizia for his signature. Further discussion was held. Motion was made by Bash to approve the Resolution (#2023-09), as presented by Ms. Kresser, in which the Harlan County Board of Supervisors hereby instructs Harlan County Public Transit System to apply for said federal funds for the

Budget year 2023-2024, a total of \$37,984. Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

At 10:41 a.m., motion was made by Bash to go into Board of Equalization. Seconded by Imm. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Assessor, Kim Fouts, presented the Board with three (3) 2020 Homestead Exemption tax list corrections: #1380, #1381, and #1382. Fouts explained the corrections needed. Discussion was held. A motion was made by Clements to approve the three tax list corrections #1380, #1381, and #1382 as presented. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. At 10:50 a.m., motion to exit Board of Equalization was made by Bash. Seconded by Boehler. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

Assessor Fouts requested a County provided cell phone for communicating with her staff while she is out of the office training or out reviewing properties, for taking property photos, and communicating with property owners as needed. Discussion was held. Motion was made by Clements to approve Fouts' request to get a cell phone. Seconded by Imm. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

Assessor Fouts presented the need to set property tax protest hearing dates because June 30<sup>th</sup>, 2023, is the deadline to file protests. Upon discussion, the following dates have been scheduled: July 10, July 11, and July 17, 2023, from 9:00 a.m. to 12:00 p.m. and 1:00 p.m. to 4:00 p.m. and July 18, 2023, from 1:00 p.m. to 4:00 p.m.

Assessor Fouts discussed a window glare issue in her office and a request to place anti-glare tint on the outside windows to eliminate the glare made previously to Courthouse Caretaker Torrey. Employees from some of the courthouse offices joined the meeting. Treasurer Artz spoke up and expressed concerns about the lack of communication between Torrey, buildings and grounds committee and getting courthouse projects done in a timely manner and satisfactorily. Further concerns were expressed regarding the scheduling of projects on known busy dates and the inconvenience of trying to assist the public while the projects are being done. Specific issues were discussed and a request to find a good balance of communication and what or who the office employees are to contact regarding courthouse issues. Chairman Gulizia advised that the Building & Grounds Committee will schedule another meeting with the project engineer and Courthouse Caretaker Torrey to discuss issues.

Sheriff Becker joined the meeting to discuss the proposed Resolution setting a fee of \$40.00 per day for housing inmates from other counties, as needed. Motion was made by Schluntz to approve Resolution #2023-07 approving the fee. Seconded by Bash. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried. Sheriff Becker advised that his new deputy has completed training and started working full time. Discussion was held.

Sheriff Becker requested the closing of a petty cash fund that his office does not need. Discussion was held. Sheriff Becker will get with Treasurer Artz to close out said fund.

Sheriff Becker then addressed his office's computer hardware, security and backup issues and his communications with Intellicom to assist and remedy the matters. The matters were tabled to allow more time to gather information.

Highway and Weed Superintendent Burgeson came before the Board and presented one Driveway Permit #2023-1 (Witte) and one Right-of-Way Permit #2023-4 (Pinpoint Communications) as submitted. The Board reviewed the permits. Discussion was held. Burgeson gave an update from his meeting with the Engineer about the L Road bridge. Discussion was held. Burgeson then provided updates on the new road department office, Caterpillar equipment repairs, what the road employees are currently working on, the Simple Sign program becoming obsolete, and a new Simple Roads sign program available. There were no updates on the F Road bridge, D Road project and Railroad crossing project currently.

Clerk Burgeson addressed the Board with questions, information and office updates. Discussion was held.

County Attorney McQuay rejoined the meeting at 11:40 a.m. and advised that there was no further information currently on matters related to zoning and the wind turbines and that he reached out to Child Support Enforcement Officer, Whitney Schroeder, regarding the renewal of the Child Support Enforcement contract. Discussion was held about a few changes to the contract. This matter to be placed on the next agenda as old business.

Treasurer Artz provided the Board with a Fund Trial Balance Listing Report as of April 30, 2023, and a Delinquent Tax Listing Report for their review.

**Public Forum:** *No citizens came before the Board.* There were letters dated April 26, 2023, delivered, prior to the board meeting, to each of the Board of Supervisors, Zoning Administrator, County Clerk and County Attorney from the Concerned neighbors of the proposed Husker Heights subdivision. \*The Public Hearing before the Board of Supervisors on the Husker Heights subdivision and Deer Run subdivision is scheduled for May 16, 2023, at 10:30 a.m.

With no further business, a motion to adjourn the meeting at 12:28 p.m. was made by Bash. Seconded by Clements. Roll call votes: Schluntz-yes; Schultz-yes; Clements-yes; Boehler-yes; Bash-yes; Imm-yes; Gulizia-yes. Motion carried.

The next regular meeting will be held on May 16<sup>th</sup>, 2023, at 9:45 a.m. for consent agenda items, at 10:00 a.m. for business agenda items and 10:30 a.m. for the public hearing on the Husker Heights subdivision and Deer Run subdivision.

***ATTEST:***

/s/ DaLynn Burgeson, County Clerk

/s/ Tony Gulizia, Chairman

Agenda & Minutes can be found on the County website: **harlancounty.ne.gov**

**CLAIMS:**

**GENERAL:** Payroll / Claims including: Katie Ring- Mileage Allowance \$31.83; Darcie Porter-Phone allowance \$45.00; Joseph Torrey-Mileage Allowance \$126.41; Harlan County Treasurer-Sheriff vehicle title \$14.00; and Inter Fund Transfer (Road Dept.) \$20,000. General Fund total: \$146,132.70. **ROAD FUND:** Payroll / Claims. Road Fund total: \$66,865.10. **TOURISM:** Emily White-Admin Salary \$1200.00. Tourism Fund Total: \$1200.00. **Grand total: \$214,197.80**