

Bridgeport, Nebraska
Tuesday, May 26, 2020

The Morrill County Board of Commissioners met in an open and public regular meeting at 7:30 A.M., Tuesday, May 26, 2020 in the Commissioners' room at the Courthouse. Chairperson Metz announced that the Open Meetings Law was posted on the wall. The meeting opened with the Pledge of Allegiance. Notice of such meeting having been published in the Bridgeport News-Blade and the Bayard Transcript on May 20, 2020. Copies of the Agenda, kept continuously current, were available from the County Clerk's office and were e-mailed to each of the Commissioners May 21, 2020. On roll call Commissioners Jeff Metz, Chairman, Susanna Batterman and Greg Sterkel were present. Absent: None. Some of the Elected and appointed Officials were also present. Kathleen L. Brandt, County Clerk, recorded the proceedings of the meeting.

Motion was made by Batterman, seconded by Sterkel, that the Agenda, with the deletion of Board of Equalization and the minutes of the May 11, 2020 meeting be approved as emailed. Yeas: Batterman, Sterkel and Metz. Nays: None. Motion carried.

Correspondence was received and read.

The Commissioners reviewed the following claims:

GENERAL FUND

American Family Life Insurance, Insurance, \$858.75; Ameritas Life Insurance Corp, Retirement, \$7,348.84; Brian Peters, d/b/a/ B & S Body Shop, Repairs, \$197.50; Black Hills Energy, Service, \$231.15; Kathy Brandt, Mileage, \$108.10; Bridgeport News-Blade, Publishing, \$8.10; Bridgman Funeral Home, County Burial, \$2,000.00; Cenex Fleet Card, Fuel, \$376.25; Century Business Products, Supplies, \$40.08; Century Link, Service, \$80.76; Charter Communications, Service, \$169.99; Clerk of the District Court, Court Costs, \$282.00; Colonial Life Insurance, Insurance, \$322.11; Mary C. Coon, Election, \$177.50; Country Catering, Meals, \$158.50; Mandy M. Dalimata, Phone & Supplies, \$32.44; DAS State Accounting, Data Processing Costs, \$82.88; Dept of Revenue, State Tax, \$4,095.84; Nancy Eichthaler, Phone, \$40.00; Audrey M. Elliott, Public Defender, \$4,326.66; GWorks, GIS, \$9,425.00; Carrie J. Harless, Election, \$143.00; Celinda Howard, Notary, \$30.00; John Deere Financial, Repairs, \$59.58; Kone Inc, Service, \$231.48; Charlotte Landrigan, Election, \$143.00; Lusetto Machine Inc, Repairs, \$1,129.81; Mediation West, Misc, \$100.00; Morrill County Community Hospital, Medical-Prisoners, \$455.54; Morrill County Health Plan, Employee Premiums, \$2,420.66; Morrill County Health Plan, Insurance, \$36,833.41; Morrill County Highway Dept, Garbage & Phone, \$75.00; NE Clerk of Dist Court Assoc, Registration, \$75.00; Linda M. O'Bannon, Election, \$143.00; Judy Ogard, Election, \$177.50; Sara Paisley, Equip, \$152.49; Panhandle Co-op, Repairs, \$40.00; Platte Valley Bank, HSA Accts, \$2,018.33; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$14,445.49; Plummer Insurance Inc, Notary, \$40.00; Quadient Leasing USA, Inc, Postage, \$105.54; Rave Wireless, Inc, Civil Defense, \$1,048.32; Regional Care Inc, Health Insurance, \$31,368.01; Dorothy Retchless, Election, \$143.00; Jared Reynolds, Contract Labor, \$500.00; Cecilia C. Sanchez, Election & Meals, \$252.50; Scotts Bluff County Detention Center, Boarding Contract, \$2,700.00; Staples Credit Plan, Supplies, & Misc, \$418.44; Tracy Terrell, Mileage, \$17.25; Town & Country Advertising, Publication, \$75.00; United States Postal Service, Box Rent, \$120.00; University of NE-Lincoln, Mileage, \$26.06; U S Bank, Data Processing Costs & Equip, Supplies, Registration, Phone & Misc, \$2,657.45; Wex Bank, Fuel, \$786.07; Xerox Financial Service, Equip Rental, \$218.79; XESI Document Solutions, Equip Rental, \$164.93; General Employees, Salaries, \$63,546.64.

ROAD/BRIDGE FUND

American Family Life Insurance, Insurance, \$343.24; Ameritas Life Insurance Corp, Retirement, \$3,193.20; Bar-Nine Prospects LLC, Gravel, \$3,860.00; Bayard Automotive LLC, Tires, Supplies & Repairs, \$3,148.61; Dana Cadwallader, Phone \$40.00; Century Link, Service, \$83.80; Colonial Life & Accident Ins Co, Insurance, \$76.14; Dept of Revenue, State Tax, \$1,500.71; Ron Franklin, Phone, \$40.00; Groskopf Manufacturing, Culverts, \$9,012.15; Bryan Hoerler, Phone, \$40.00; Ideal/Bluffs Facility Solutions, Supplies, \$148.89; Inland Truck Parts & Service, Repairs, \$967.40; KBK Trucking LLC, Gravel, \$12,526.05; Mike Linch, Phone, \$40.00; Morrill County Health Plan, Employee Premium, \$1,236.83; Morrill County Health Plan, Health Insurance, \$17,923.09; NE Child Support, Child Support, \$252.93; \$222.00; NE Public Power

Dist, Service, \$73.67; Panhandle Co-op, Supplies & Tires, \$258.09; Platte Valley Bank, HSA Accts, \$497.50; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$5,771.99; Regional Care Inc, Health Insurance, \$15,756.16; Simon East Region NE, Asphalt, \$1,352.00; Owen D. Walker, Gravel, \$580.00; Westco, Tires, \$310.42; Road Employees, Salaries, \$28,383.83.

HIGHWAY-BRIDGE BUYBACK FUND

BNSF Railway Co, Road Project, \$249.01; Gary Wagoner, Road Project, \$5,965.00.

VISITORS' PROMOTION FUND

Jensen Oilfield Service, Road Project, \$10,807.50.

HANDYMAN FUND

Morrill County Highway Dept, Phone, \$25.00.

W911 EMERGENCY FUND

Century Link, Service, \$146.37; Farmers State Bank, Lease Pmt, \$11,933.26; GeoComm Inc, Contract, \$1,459.08.

911 EMERGENCY FUND

Century Link, Service, \$182.60; GeoComm Inc, Misc, \$6,646.92.

HOSPITAL BOND FUND

BOK Financial Corp Trust Services, Bond Int Pmt, \$24,707.50

Motion was made by Sterkel, seconded by Batterman, that the above claims, after having been examined by the Commissioners, be approved, and checks drawn on the various funds, delinquent personal property taxes deducted where owing. Yeas: Sterkel, Batterman and Metz. Nays: None. Motion carried.

Board of Equalization

No minutes for Board of Equalization.

The following 2020 monthly reports were received, reviewed and placed on file: April - I Cardenas, Co Sheriff, J Schildt, Clk of Dist Ct, K Brandt, Co Clk and L McCoy, Co Treas.

The April minutes of the Morrill/Scotts Bluff County Extension meeting were received, reviewed and placed on file.

Robin Stuart, Hospital Administrator, presented the April Financials to the Commissioners. Stuart said they had had no COVID-19 patients hospitalized, but had to keep 30% of the hospital beds available for them and ventilators. Stuart said the revenue had been down by 50% because of the Pandemic, but that the government money had helped.

Brad Slaughter from Piper/Sandler, met with the Board to discuss refinancing the Hospital Bonds at a lower rate and the possibility of refinancing the hospital's loan at the same time. Slaughter said it would save the county \$122,000 and the rate could be 1.790% over a ten year period. He said the Hospital wants to continue their payment the same and shorten the term. Slaughter said the final rate could be lower and the final date would be no later than July 7, 2020 for this transaction. Motion was made by Batterman, seconded by Sterkel, to call the original bonds and refinance the bonds at the lower rate and to adopt the following resolutions:

**RESOLUTION #2020-15
A RESOLUTION OF THE COUNTY OF MORRILL, NEBRASKA TO AUTHORIZE
THE EARLY REDEMPTION OF ITS GENERAL OBLIGATION HOSPITAL
REFUNDING BOND, SERIES 2014.**

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MORRILL
COUNTY, NEBRASKA AS FOLLOWS:**

Section 1. Morrill County, Nebraska (the “**County**”) has previously issued its General Obligation Hospital Refunding Bonds, Series 2014, dated December 3, 2014 in the original aggregate principal amount of \$2,510,000 (the “**Series 2014 Bonds**”), of which \$1,750,000 in aggregate principal amount are presently outstanding. The Series 2014 Bonds were authorized by Article 35, Chapter 23, Reissue Revised Statutes of Nebraska, as amended (the “**Act**”), and a resolution (the “**Series 2014 Resolution**”) duly passed and adopted by the County’s Board of Commissioners (the “**Board**”). The County issued the Series 2014 Bonds to (a) advance refund a portion of its General Obligation Bonds, Series 2010, dated July 13, 2010, issued in the original aggregate principal amount of \$2,910,000 (the “**Series 2010 Bonds**”), and (b) pay the costs of issuing the Series 2014 Bonds. The County issued the Series 2010 Bonds too (a) finance the construction of an addition to, remodeling and renovations for and necessary equipment and furnishings for the County Hospital, and (b) pay the costs of issuing the Series 2010 Bonds.

Section 2. As set forth in the Series 2014 Resolution, the Series 2014 Bonds maturing on or after December 15, 2019 are subject to redemption at any time on or after December 3, 2019, as a whole or in part from time to time at the principal amount thereof, at a redemption price equal to the principal amount of the Series 2014 Bonds so redeemed, plus accrued interest on such principal amount being redeemed to the redemption date.

Section 3. Subject to the conditions set forth herein, the Board hereby authorizes the refunding and redemption of the following Series 2014 Bonds (the “**Refunded Bonds**”), and the payment of the redemption price of such bonds through and including July 7, 2020 (the “**Redemption Date**”), or such other date as shall be determined by the Chairperson of the Board, the County Clerk, the County Treasurer, the Chairperson of the Hospital Board or the Chief Executive Officer of the Hospital (each, including any person authorized to act on his or her behalf, an “**Authorized Officer**”), all in accordance with redemption provisions set for in the Series 2014 Resolution, after which date interest on such bonds shall cease:

<u>Maturity Date</u> <u>(December 15)</u>	<u>Principal Amount</u>	<u>Interest Rate</u>	<u>CUSIP</u>
2020	\$155,000	1.850%	617775 DD0
2021	\$160,000	2.100	617775 DE8
2022	\$165,000	2.300	617775 DF5
2023	\$165,000	2.550	617775 DG3
2024	\$170,000	2.750	617775 DH1
2025	\$175,000	2.900	617775 DJ7
2026	\$180,000	3.050	617775 DK4
2027	\$185,000	3.250	617775 DL2
2028	\$195,000	3.350	617775 DM0
2029	\$200,000	3.500	617775 DN8

Any Authorized Officer may determine that one or more maturities of the Refunded Bonds listed above shall not be refunded and redeemed on the Redemption Date. Such determinations shall be set forth in a certificate of such Authorized Officer.

Section 4. On the Redemption Date, the principal of the Refunded Bonds, together with all accrued interest to but not including the Redemption Date, shall be paid upon presentation and surrender thereof at the corporate trust office of BOKF, National Association, Lincoln, Nebraska, as paying agent and registrar for the Refunded Bonds (the “**Registrar**”).

Section 5. In accordance with the Series 2014 Ordinance:

- (a) not later than 35 days prior to the Redemption Date (or such other date as may be acceptable to the Registrar), the Authorized Officers, or each individually, are hereby directed to file a copy of this Resolution with the Registrar: and
- (b) upon receipt of this Resolution, the Registrar is hereby instructed to mail notice of the redemption of the Refunded Bonds to each registered owner thereof not less than 30 days prior to the Redemption Date (or such shorter period as may be acceptable to the then registered owners of the Refunded Bonds); and
- (c) not later than 10 business days following its mailing of the redemption notice, the Registrar is further directed to file such redemption notice with the Municipal Securities Rulemaking Board and EMMA portal.

Section 6. This Resolution shall be in full force and take effect from and after its passage as provided by law. The refunding and redemption of the Refunded Bonds authorized by this Resolution are subject to the prior issuance by the County of its General Obligation Hospital Refunding Bonds, Series 2020 (the “**Refunding Bonds**”). The Resolution shall have no force and effect if the Refunding Bonds are not issued within one year of the date hereof.

DATED this 26th day of May, 2020.

/s/Jeff Metz
Chairperson, Board of Commissioners

(S E A L)

Attest:

/s/Kathleen L. Brandt
County Clerk

RESOLUTION #2020-16

A RESOLUTION AUTHORIZING THE ISSUANCE BY MORRILL COUNTY, NEBRASKA OF ITS GENERAL OBLIGATION HOSPITAL REFUNDING BONDS, SERIES 2020, IN THE AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED THREE MILLION NINE HUNDRED NINETY THOUSAND DOLLARS (\$3,990,000); PRESCRIBING THE FORM AND DETAILS OF SUCH BONDS; DELEGATING TO CERTAIN OFFICIALS THE AUTHORITY TO DETERMINE THE FINAL AGGREGATE PRINCIPAL AMOUNT, MATURITIES, INTEREST RATES, REDEMPTION PROVISIONS AND OTHER DETAILS OF SUCH BONDS; IMPOSING AN AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE COUNTY TO PAY THE PRINCIPAL OF, PREMIUM, IF ANY, AND THE INTEREST ON SUCH BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER THEREOF; DESIGNATING THE BONDS AS QUALIFIED TAX-EXEMPT OBLIGATIONS; ADOPTING CERTAIN POST-ISSUANCE TAX COMPLIANCE AND DISCLOSURE POLICIES AND PROCEDURES RELATING TO SUCH BONDS; AND AUTHORIZING CERTAIN ACTIONS AND DOCUMENTS AND PRESCRIBING OTHER MATTERS RELATING THERETO.

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF MORRILL COUNTY, NEBRASKA AS FOLLOWS:

THIS RESOLUTION IN IT'S ENTIRETY IS ON FILE AT THE COUNTY CLERK'S OFFICE.

DATED this 26th day of May, 2020.

/s/Jeff Metz
Chairperson, Board of Commissioners

(S E A L)

Attest:

/s/Kathleen L. Brandt
County Clerk

Yeas: Batterman, Sterkel and Metz. Nays: None. Motion carried.

Loretta McCoy, County Treasurer, presented a resolution to transfer money to the Road Fund. Motion was made by Batterman, seconded by Sterkel, to transfer the funds and to adopt the following resolution:

**RESOLUTION #2020-17
TRANSFER OF FUNDS**

WHEREAS, the Road Fund monies were put into the General Fund at levy time, it is necessary to transfer those monies into the proper funds. The Morrill County Board of Commissioners orders the County Treasurer to transfer the funds in the amount of \$100,000.00 into the Road Fund.

PASSED AND APPROVED this 26th day of May, 2020.

BOARD OF COMMISSIONERS

/s/Jeff Metz
Chairperson

(S E A L)

/s/Susanna Batterman
Board Member

/s/Greg Sterkel
Board Member

ATTEST:

/s/Kathleen L. Brandt
County Clerk

Yeas: Batterman, Sterkel and Metz. Nays: None. Motion carried.

Kevin Sylvester, CPA from Dana Cole & Co LLP, had sent a contract for the upcoming budget preparation. Motion was made by Sterkel, seconded by Batterman, to approve and sign the contract, not to exceed \$2,900. Yeas: Sterkel, Batterman and Metz. Nays: None. Motion carried.

Del Kraupie, representing the Farm & Ranch Board, met with the Board to have a Special Designated Liquor License approved for the Rodeo, July 3, 4 & 5, 2020. Motion was made by Sterkel, seconded by Batterman, to approve the liquor license. Yeas: Sterkel, Batterman and Metz. Nays: None. Motion carried.

The Board reported on meetings they had attended. Sterkel said he had had no meetings. Batterman reported on conference calls with the Human Development and Aging Office of Western NE. Metz reported on the Fair Board meeting and the Hospital Board meeting. Senator Steve Erdman was present and reported on the Governor’s order regarding fairs and that they are hoping this can be changed. He said they are trying to figure out how much authority the DHM actually has regarding this pandemic.

There being no further discussion, Chairperson Metz adjourned the meeting at 8:59 A.M. The next meeting will be Tuesday, June 9, 2020.

/s/Jeff Metz,Chairperson

ATTEST:

/s/Kathleen L. Brandt,County Clerk