

October 4th, 2022
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, October 4th, 2022, at 9:00 AM in the County Commissioner's Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Vice-Chairperson Krebs with the following board members responding to roll call: Pedersen, Smith, Jacob, and Krebs. Henery absent. Vice-Chairperson Krebs stated the open meeting laws are posted on the east wall of the Commissioner's Meeting Room with more copies available at the County Clerk's Office.

Notice of the meeting was given in advance thereof by publication in the three (3) county newspapers, legal newspapers printed and in general circulation in Antelope County, Nebraska as shown by proof of publication filed in the County Clerk's office. Agenda for said meeting was sent to all members of the County Board of Commissioners. Meeting was available by Zoom.

Pledge of Allegiance was recited.

Agenda: Motion by Commissioner Pedersen, seconded by Commissioner Jacob to approve agenda as presented. Voting aye: Pedersen, Jacob, Smith and Krebs. Henery absent. Nays none. Motion carried.

Minutes of the September 13th, 2022, Board of Commissioner Meeting, Motion by Commissioner Pedersen, seconded by Commissioner Jacob to approve as presented. Voting aye: Smith, Jacob, Pedersen and Krebs. Henery absent. Nays none. Motion carried.

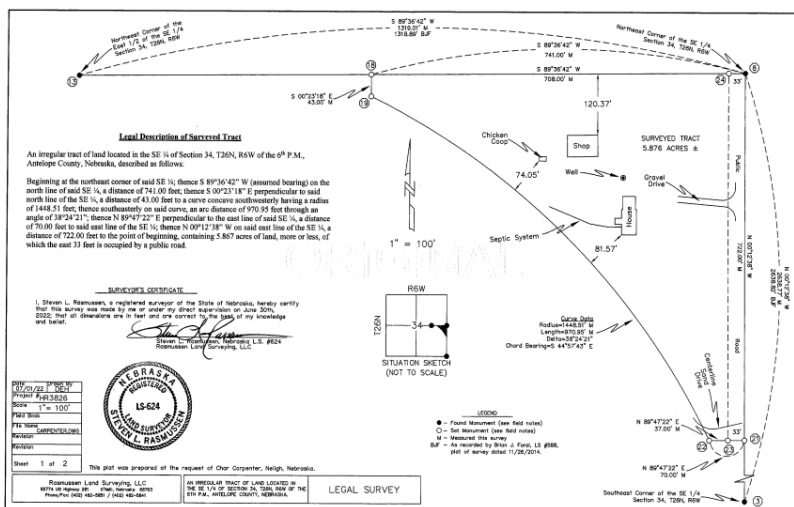
Correspondence was reviewed: Tri-County Hazard Mitigation Plan; Stop Sign studies and resolutions, TERC letter regarding KKES, Inc.; Brunswick Building Permit – Storm Shelter; Nebraska City Tourism and Commerce Tree Planting email. Clerk reported auditors are finishing up, exit review will be coming shortly.

Zoning Permit Report for September was presented and put on file.

Receipts:	\$ 1,396.90	National Opioid Settlement	General
	\$ 500.00	Sign Rental Revenue	General

Zoning Administrator Report:

- **Zoning Permit Report:** no questions/concerns voiced.
- **Hazard Mitigation:** Ms. Wingate reviewed the beginning of the Hazard Mitigation has started. Antelope County was well represented during the initial meeting; however, the schools did not provide representation. She will work on involving them for the next phase. Bobbi Risor and Ms. Wingate will continue to complete and update information.
- **Foxhill Administrative Plat:** Jerry and Char Carpenter are proposing to separate the building site from the farm ground. NPPD has easements along the north side, which should not affect the plat. No new roads are needed. Ms. Wingate recommends approval of the Administrative Plat. Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve administrative plat. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.



Field Notes

Point #1 - Southwest Corner of the SE 1/4, Section 24, T28N, R6W

Point #2 - Top of 12\"/>

Maximus: Title 2 of the CFR, Part 200 Certificate of Cost Allocation Plan: As required, the cost allocation for the Department of Health and Human Services and District Court cost allocation analysis was performed by Maximus. The report was presented. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve and authorize Vice Chairperson to sign. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

Orchard Library Agreement: Due to meeting timing issues, the Village of Orchard did not have the Library Agreement approved and sent for the September meeting. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve library agreement and file with original agreements. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed. (See 9-13-2022 meeting for agreement copy.)

Promotional Fund: Parade of Lights: Sara Borer, with Neligh Chamber of Commerce submitted a promotional grant request for Neligh Parade of Lights on November 27, 2022. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve \$350.00 Promotional Fund request from Neligh Chamber of Commerce Parade of Lights. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

Promotional Fund: NovemberFest Sara Borer, with Neligh Chamber of Commerce submitted a promotional grant request for NovemberFest on November 5th, 2022. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve \$350.00 Promotional Fund request from Neligh Chamber of Commerce NovemberFest. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

Quarterly Jail Inspection: Commissioners Pedersen and Jacob will conduct the jail inspection after meeting.

9:15 AM One- and Six-Year Road Plan Hearing: Motion by Commissioner Pedersen, seconded by Commissioner Jacob to open the public hearing. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed. Highway Superintendent, Brian McDonald presented a map and list of current project list. This list is essentially the same as presented last month. Some of the construction amounts have been updated. The public hearing is a requirement for federal fund support. Vice-Chairperson Krebs asked for input from the Commissioners. No response. At 9:18 AM asked for comments from the public, asked twice. No public response. Discussion of Project numbers 407, 409, and 418 is part of the bid quote for concrete project at \$1.78 million. Various short discussion on projects. 9:23 AM

Motion by Commissioner Jacob, seconded by Commissioner Pedersen to close One- and Six-Year Road Plan Hearing. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

Short discussion – Motion by Commissioner Jacob, seconded by Commissioner Smith to approve One- and Six-Year Road Plan Hearing Plan. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed. In error, the resolution was not presented and will be presented next week – October 11th, 2022.

Stop Sign Reports and Resolution: At the request of the Road Superintendent working with the Board of Commissioners, Brian McDonald conducted a stop sign study and reported on nine intersection corners throughout Antelope County. The Commissioners had received reports and resolutions via email. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve all stop sign studies and authorize Vice-Chairperson to sign resolutions. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

**RESOLUTION NO. 22-10-0002
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 512th Avenue & 844th Road, Antelope County

WHEREAS, a study of the intersection of 512th Avenue and 844th Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that eastbound and westbound traffic must be stopped to provide adequate visibility which is obstructed by trees and grain bins adjacent to the intersection.

WHEREAS, it was found to be in the public interest to stop east and westbound traffic at the intersection of 512th Avenue and 844th Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that stop signs be installed to control eastbound and westbound traffic at the intersection of County 512th Avenue and 844th Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: 4 Yea -- Nay 1 Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0003
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 520th Avenue & 841st Road, Antelope County

WHEREAS, a study of the intersection at 520th Avenue and 841st Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that eastbound traffic should continue to be stopped, westbound traffic needs to stop and the signage controlling northbound traffic is to be removed.

WHEREAS, it was found to be in the public interest to stop east and westbound traffic and not stop northbound traffic at the intersection of 520th Avenue and 841st Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that stop signs be installed to control east bound and westbound traffic and signage controlling northbound traffic needs to be removed at the intersection of County 520th Avenue and 841st Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: 4 Yea -- Nay 1 Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0004
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 524th Avenue & 844th Road, Antelope County

WHEREAS, a study of the intersection 524th Avenue and 844th Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that northbound and southbound traffic must be stopped in order to provide adequate visibility which is obscured by trees and an embankment adjacent to the intersection.

WHEREAS, it was found to be in the public interest to stop north and southbound traffic at the intersection of 524th Avenue and 844th Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that stop signs be installed to control northbound and southbound traffic at the intersection of County 524th Avenue and 844th Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: 4 Yea -- Nay 1 Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0005
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 526th Avenue & 857th Road, Antelope County

WHEREAS, a study of the intersection at 526th Avenue and 857th Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing yield signs controlling eastbound and westbound traffic need to be changed to stop signs as visibility is obscured.

WHEREAS, it was found to be in the public interest to stop eastbound and westbound traffic at the intersection of 526th Avenue and 857th Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that yield signs at this intersection be removed and that stop signs be installed to control eastbound and westbound traffic at the intersection of County 526th Avenue and 857th Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: 4 Yea -- Nay 1 Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0006
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 528th Avenue & 852nd Road, Antelope County

WHEREAS, a study of the intersection at 528th Avenue and 852nd Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing stop signs controlling northbound and southbound traffic are warranted and need to remain in place.

WHEREAS, it was found to be in the public interest to stop northbound and southbound traffic at the intersection of 528th Avenue and 852nd Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that stop signs at this intersection controlling northbound and southbound traffic remain in place at the intersection of County 528th Avenue and 852nd Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: 4 Yea -- Nay 1 Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0007
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 530th Avenue & 863rd Road, Antelope County

WHEREAS, a study of the intersection at 530th Avenue and 863rd Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing yield signs controlling northbound and southbound traffic need to be changed to stop signs.

WHEREAS, it was found to be in the public interest to stop northbound and southbound traffic at the intersection of 530th Avenue and 863rd Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that yield signs at this intersection be removed and that stop signs be installed to control northbound and southbound traffic at the intersection of County 530th Avenue and 863rd Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: __4__ Yea __--__ Nay __1__ Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0008
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 533rd Avenue & 854th Road, Antelope County

WHEREAS, a study of the intersection at 533rd Avenue and 854th Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing yield signs controlling northbound and southbound traffic need to be changed to stop signs as visibility is obscured by trees.

WHEREAS, it was found to be in the public interest to stop northbound and southbound traffic at the intersection of 533rd Avenue and 854th Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that yield signs at this intersection be removed and that stop signs be installed to control northbound and southbound traffic at the intersection of County 533rd Avenue and 854th Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: __4__ Yea __--__ Nay __1__ Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0009
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 533rd Avenue & 863rd Road, Antelope County

WHEREAS, a study of the intersection at 533rd Avenue and 863rd Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing yield signs controlling northbound and southbound traffic need to be changed to stop signs as visibility is obscured.

WHEREAS, it was found to be in the public interest to stop northbound and southbound traffic at the intersection of 533rd Avenue and 863rd Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that yield signs at this intersection be removed and that stop signs be installed to control northbound and southbound traffic at the intersection of County 533rd Avenue and 863rd Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: __4__ Yea __--__ Nay __1__ Absent

Resolution adopted, signed, and billed as adopted.

**RESOLUTION NO. 22-10-0010
ANTELOPE COUNTY, NEBRASKA**

Stop Sign - 526th Avenue & 857th Road, Antelope County

WHEREAS, a study of the intersection at 526th Avenue and 857th Road, in Antelope County, Nebraska, was completed by Brian McDonald, PE. In that study, it was determined that the existing yield signs controlling eastbound and westbound traffic need to be changed to stop signs as visibility is obscured.

WHEREAS, it was found to be in the public interest to stop eastbound and westbound traffic at the intersection of 526th Avenue and 857th Road, Antelope County, Nebraska to improve public safety.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that yield signs at this intersection be removed and that stop signs be installed to control eastbound and westbound traffic at the intersection of County 526th Avenue and 857th Road, in Antelope County, Nebraska.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner _Smith_____

Moved the adoption of said Resolution

Roll Call: __4__ Yea __--__ Nay __1__ Absent

Resolution adopted, signed, and billed as adopted.

Speed Sign: 513th Avenue starting at 6th Street extending north of Orchard, 0.5 miles. The study was completed by Highway Superintendent with he recommendation of adding a 35 MPH sign starting at 6th Street and extending north 1200'. The signage would have to be placed at 6th Street for north bound traffic and at 1200' north for south bond traffic. A 55 MPH sign will need to be placed at 1200' north of 6th Street for northbound vehicles. Discussion of the speed limit going from 55 MPH down to 25 MPH is not MUDTC recommended. Adding the 35 MPH would be an ideal buffer. Motion by Commissioner Pedersen, seconded by Commissioner Jacob, to approve setting and placing a sign for the speed limit at 35 MPH. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

**RESOLUTION NO. 22-10-0001
ANTELOPE COUNTY, NEBRASKA**

Speed Limit - 513th Avenue & 6th Street, Orchard

WHEREAS, on 513th Avenue just north of 6th Street in Orchard, Nebraska a speed limit study was completed by Brian McDonald, PE. The results of this study recommended establishing a 35 mile per hour speed zone starting at 6th Street and extending north 1200 feet.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that a 35 miles per hour speed zone be established starting at the intersection of 513th Avenue and 6th Street in Orchard, Nebraska and extending north for 1200 feet. The County Board directs the County Highway Department to erect all necessary speed signs to establish the 35 mile per hour zone.

Adopted this 4th day of October 2022, at Neligh, Nebraska.

ATTEST

_____/s/ Lisa Payne _____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA

_____/s/ Regina Krebs _____
Regina Krebs, Vice Chairperson

Commissioner __Pedersen_____

Moved the adoption of said Resolution

Roll Call: __4__ Yea __0__ Nay __1__ Absent

Resolution adopted, signed and billed as adopted.

Speed limit west of Neligh, by Bomgaars. Commissioner Pedersen mentioned, the speed limit seems to increase before the end of city limits and seems to create some traffic hazards. Commissioners all agreed. Brian will look at it and write a letter.

Logan Township 25/25-23-7: Landowner, Dave Beckman inquired about the vacation of a road between Section 24 and 25 in Logan Township. On February 8, 1983, the Antelope County Board of Supervisors, after being petitioned and studied vacated an approximate one (1) mile stretch between Sections 24 and 25. However, at that time they retained the Right of Way to the 'road'. Discussion of various options and opportunities. Highway Superintendent believed the BOC could resolution the relinquishment of the Right of Way, however that it would be in the best interest of the County to check with the County Attorney, and Antelope County Insurance. The Clerk will check with both, and if ok, will prepare a resolution stating the same. No action today.

Road Superintendent Report:

- **Underground Permit:** Motion by Commissioner Smith, seconded by Commissioner Jacob to approve the application for an underground permit in the SE¼ Section 11, Township 23, Range 7, West of the 6th P.M. Antelope County, Nebraska. Purpose is fiber optic cable to carry data. Mr. Boggs voiced no issues. Voting aye: Smith, Jacob, Pedersen and Krebs. Henery absent. Nays none. Motion carried.
- **Dust Control:** Mr. Boggs stated he went to Husker Harvest Days and spoke with a company called Dust Lock regarding a soybean based application for dust control on gravel/dirt road. He reports most of the information was for slow traveling roads and he was not sure if it would benefit on roads with heavy and higher speed traffic. Mr. Boggs estimates the cost at about \$13,000.00 - \$14,000.00 a mile. Long discussion about heavy or a thick coat verses a thin coat possible multiple times over a season. Mr. Boggs will complete more research. No further action.

No other issues to discuss.

Adjourn: Motion was made by Commissioner Smith seconded by Commissioner Jacob to **adjourn**. Voting aye: Pedersen, Jacob, Smith, and Krebs. Henery absent. Nays none. Motion passed.

Meeting adjourned at 10:29.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Vice-Chairperson of the Board, Regina Krebs

Attest: _____
County Clerk, Lisa Payne