

March 11, 2014
Antelope County Board
Neligh, Nebraska

The Antelope County Board of Supervisor's convened in regular session on Tuesday, March 11, 2014 at 8:00 AM in the County Supervisor's room, Antelope County Courthouse annex, Neligh, Nebraska. Meeting called to order by Chairman Schwager with the following board members responding to roll call: Kerkman, Baker, Williby, Henery and Schwager. Bolling absent. Brandt appeared later. Chairman Schwager stated that the open meeting laws are posted on the east wall of the Supervisor's room with more copies available at the County Clerk's office.

Notice of the meeting was given in advance thereof by publication in the four 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 Supervisor's.

Ms. Diane Davies auditor with Morrow, Davies and Toelle, reviewed the 2012/2013 county audit report with the county board. Motion by Henery, seconded by Williby to accept the 2012/2013 county audit report as presented by auditor Diane Davies; said audit report is on record at the County Clerk's office and is opened for public inspection. Those voting aye: Brandt, Kerkman, Baker, Williby, Henery and Schwager. Nays none. Bolling absent. Motion carried.

Motion by Brandt, seconded by Williby to approve the following claims for payment. Those voting aye: Kerkman, Baker, Williby, Henery, Brandt and Schwager. Nays none. Bolling absent. Motion carried. We, the Committee on Claims, report that we have examined and approved for payment the following claims:
GENERAL FUND: Joseph Abler-county attorney/office supplies Ohde jury trial-105.99; AMH Family-sheriff/inmate office call-107.00; Antelope County Court-court costs-366.25; Clerk of the District Court-court costs-201.00; Antelope County Sheriff-district court costs/county court costs-258.26; Appera-towel service-77.78; Applied Connective Technology-sheriff/new computer/set up/reconfiguration/labor/mileage-3881.42; AS Central Finance-sheriff/network service charges-448.00; AS Central Finance-clerk/clerk of district court/treasurer/intergovernmental data services-79.60; Larry Baker-mileage-55.44; Merlin Bolling-mileage/2 months-167.44; Bomgaars-weed control/shop towels/toggle switch-11.68; Bomgaars-building & grounds/doorstop/scotch tape/florescent bulbs-40.22; Eleanor Brady-prior service-25.00; Harlan Brandt-mileage/pasteries-145.00; Braun Pest Control-sheriff/pest control-25.00; Dean Brown-prior service-25.00; Carney Law-public defender fees-17,217.66; Charlayne Carpenter-npza board meeting/mileage-42.56; Casey's-sheriff/unleaded fuel-328.26; Central Community College Accounts-weed control/2 registrations/spring training-120.00; City of Elgin-recycling fee-250.00; Cherry County Sheriff-district court/paper service-18.50; City of Neligh-electricity/water/sewer/garbage-4131.24; City of Neligh-recycling fees-250.00; Clearwater Record-publishing costs-332.05; Consolidated Management Company-sheriff/school meals-133.25; County Veteran's Service Association-veteran service/dues/spring school registration-90.00; Cubby's-sheriff/building & grounds/fuel/diesel/unleaded/midgrade-795.12; April Curtiss-sheriff/eggs-45.00; DDSS-sheriff/cell phone modification/mileage-395.15; Dean's Market-sheriff/inmate groceries-136.15; Dollar General-sheriff/building & grounds/county judge/office supplies/inmate food/cleaning supplies-103.30; Eakes Office Plus-county attorney/ink cartridge-36.99; Elgin One Stop-sheriff/fuel/unleaded/e-10-463.32; Elgin Rescue-sheriff/continuing education/emergency medical training-485.00; Elgin Review-publishing costs-588.59; Elite Office Products-elections commissioner/monthly maintenance agreement fee/treasurer/copier with scan, fax, print-1273.88; Frontier Communications-telephone service-2520.74; Tessa Hain-mileage/talking to 2nd & 3rd graders-33.60; Carol Hanlin-prior service-4.57; Charles Henery-mileage-103.04; Holiday Inn-lodging-85.95; Nadene Hughes-prior service-14.00; Jack's Uniforms & Equipment-sheriff/shirts/pants/tie/magazine clip with cartridges-162.88; Terry Jensen-sheriff/inmate dental-162.00; Frank Kamphaus-prior service-16.00; LeRoy Kerkman-mileage-145.60; Dakota Kester-mileage/training in Lincoln-84.00; Bob Krutz-mileage/planning commission meeting/subcommittee meeting-62.72; Lancaster County Sheriff-district court/paper service-37.18; Law Enforcement Coordination Unit-sheriff/LECC conference registration-110.00; Jeffrey Doerr Law-county court/attorney fees/postage/copies/fax-906.28; Microfilm Imaging-clerk of district court/county judge/-87.00; David Miller-planning commission meeting/mileage-11.20; MIPS-county clerk/data processing costs/county clerk-398.02; Morrow, Davies, & Toelle-audit costs-10,850.00; Mr S's-sheriff/fuel/ethanol-210.90; Nebraska

Association of County Officials-2 workshop registration-270.00; Nebraska Health & Human Services-financial responsibility institutions costs-183.00; Nebraska Law Enforcement-sheriff/lodging only at class-180.00; Neligh Auto & Machine-sheriff/2 wiper blades-14.00; Neligh News-publishing costs-603.06; Northeast Nebraska Association of County Officials-10 registration fees/2014 Spring Workshop-200.00; Orchard News-publishing costs-267.60; Orval's Auto Service-sheriff/oil/filter/wiper blade assembly/washer fluid/parts/labor-110.15; Donna Payne-prior service-25.00; PDQ Shoppe-sheriff/fuel-51.06; Carolyn Pedersen-county employee health screen/yogurt-7.38; Phyllis Perdew-planning commission meeting/milage-11.76; Pitney Bowes-postal machine/supplies/postage-210.22; Kurt Rakow-planning commission meeting/mileage-33.60; Reliable Office Supplies-sheriff/dvds/office supplies-223.81; Royal One Stop-sheriff/fuel-57.00; Sanne Repair-sheriff/tool box/installation/parts/labor-3817.25; Schroeder Land Surveying-surveyor fees-1080.00; Jerald Schwager-mileage-75.04; Shell Fleet Plus-sheriff/fuel/unleaded/super-858.11; Sheriff-petty cash/postage/office supplies/TAB test-76.10; Caroline Siems-prior service-25.00; Source Gas-heating fuel-2042.60; The Station-fuel/super unleaded/inmate groceries/aprons-250.49; Thriftway Market-sheriff/inmate groceries/county employee health screen/fruit trays-456.33; Tilden Citizen-publishing costs-86.04; US Cellular-sheriff/cell phone service-363.46; Verizon Wireless-weed control/cell phone service-54.20; Village of Clearwater-recycling fees-250.00; Visa-sheriff/computer/office supplies-655.00; Walt's Computer-county court/video card/desk top set up-108.00; Wanek Pharmacy-sheriff/inmate medications-17.43; Bonita Welke-prior service-22.00; Western Office Plus-district court clerk/office supplies-23.73; Wheeler County Sheriff-county court cost/paper service-35.11; Rod Wilke-extension agent/mileage/office supplies-149.95; Neil Williby-mileage-72.24; Willie's Service-sheriff/oil change/parts/labor-41.81; Zee Medical-sheriff/clean first aid cabinet/check expiration dates/blixtex-7.50; Quill Corporation-county clerk/printer cartridge-167.99

ROAD & BRIDGE: (Brunswick Area) Bomgaars-gasoline/oil/fitting/chop saw wheel/fluorescent bulbs/shop supplies-222.21; Frontier Communications-telephone service-70.87; Key Sanitation-garbage-18.00; Kumm Gas-bulk fuel/non highway diesel/gasohol/unleaded-2678.08; Neligh Auto & Machine-pliers/wheel bolt/towels-116.29; North Central Public Power District-electricity-210.33; Murphy Tractor-equipment parts-166.00; Village of Brunswick-water/garbage-37.50 **(Orchard Area)** Bomgaars-ball pein/chisel/cutting wheel-66.87; Dusty's-fuel/unleaded-143.04; Frontier Communications-telephone service-60.85; Lazy T Tire-chain saw chain/pallet fork-746.70; North Central Public Power District-electricity-208.84; Royal One Stop-fuel/gasoline-75.00; Source Gas-heating fuel-461.12; T-J's Hardware-hose/plug/utility brushes-15.27; Village of Orchard-water-30.50 **(Clearwater Area)** Bomgaars-shop supplies/handles/bolts/cutting tool/wrench/socket-76.65; Cubby's-fuel/super-90.55; Elkhorn Rural Public Power District-electricity-143.16; Farmer's Pride-equipment fuel/diesel-3097.80; Green Line Equipment-filter element-52.30; Jo's Market-shop supplies/tissue paper-11.49; Kayton International-equipment parts-426.84; Neligh Auto & Machine-cloths/aerosol-116.96; Nebraska Machinery-water pump repair/parts/labor-1329.74; Northeast Machine-adaptor plates-1300.00; Quality Iron & Metal-steel products/square tube/strip-874.25; Shell Fleet-equipment fuel/plus gasoline-249.83; Source Gas-heating fuel-379.96; Village of Clearwater-water/sewer/garbage-53.50; Northeast Nebraska Telephone-telephone service-60.65 **(Neligh Area)** Bomgaars-shop supplies/hand cleaner/water-50.13; Carhart Lumber-shop supplies/lock entry-30.08; Cubby's-equipment fuel/super-218.64; Farmer's Pride-fuel/lp gas/diesel-3256.66; Frontier Communications-telephone service-55.76; Lichtenberg Tire-tire repair-31.50; Nebraska Machinery-equipment repair/hydraulic hoses/parts/labor-762.46 **(Tilden Area)** Black Hills Energy-heating fuel-262.65; Bomgaars-air filter/ratchet/strap/tissue-114.91; Carhart Lumber-hole saw-25.48; City of Tilden-water/sewer/garbage-81.60; Constellation New Energy Gas-heating fuel-1235.12; D&M Machinery-ex-178.10; Frontier Communications-telephone service-57.07; Mr S's-equipment fuel/ethanol/air freshners-304.25; Nebraska Public Power District-electricity-210.07 **(Oakdale Area)** Bomgaars-shop supplies/tarp strap/screws/strap hinge/chain/pto pin/fasteners-173.46; D&M Machinery-shop supplies/nuts/bolts/locks-176.26; Farmer's Pride-bulk fuel/diesel-1706.14; Great Plains Communications-telephone service-128.25; Kayton International-equipment parts/nuts/freight-81.29; Mr S's-equipment fuel/ethanol/grease-246.15; Nebraska Public Power District-electricity-46.32; Neligh Auto & Machine-digital caliper/magnet-35.98; Nebraska Machinery-equipment repair/quick coupler repair/parts/labor-6555.70; Quality Iron & Metal-steel products/angle/square tube/flat-97.00; Rutjens Construction-backhoe rental-665.00; Source Gas-heating fuel-533.72; Village of Oakdale-garbage-13.50 **(Elgin Area)** Bomgaars-shop supplies/diesel fuel supplement/hard hat/saw blade/magnet tray/extension cord/handle/socket/suction gun-121.11; Central Valley Ag-shop supplies/nails/pto pin-2.00; Elgin Auto Parts-shop supplies/glass cleaner/strap-19.58; Elkhorn Rural Public Power District-electricity-100.12; Great Plains Communications-telephone service-51.63; Source Gas-heating fuel-267.45; Lawrence Starman-building repair/adjust overhead door/install break on opener-105.00; The Station-fuel/super unleaded-114.52 **(At Large)** AMH Family Practice-cdl exam-90.00; Appera-towel service-

148.52; ATCO International-shop supplies/sparkle-91.95; B's Enterprises-equipment parts/end bits for road drag-758.00; Bomgaars-shop supplies/strap hinge-19.14; Custer County Highway Department-responsible charge services/Laurie Hansen-602.28; Elkhorn Rural Public Power District-electricity-133.87; Green Line Equipment-equipment parts/brackets/cover/latch-243.73; Island Welding Supply-oxygen/acetylene-268.71; JEO Consulting-engineering fees/corps of engineers submittal/2013 bridge inspection/one and six road program hearing and preparation/Neligh 2010 flooding/Tilden northwest #BRO-70/general engineering-7406.75; Kelly Supply Company-equipment parts/fittings/vbelt-98.75; Knife River-cold mix asphalt-2044.21; Medical Enterprises-dot/random drug testing-129.00; Midwest Service-equipment parts/pivot spindle/freight-158.65; Mr S's-fuel/ethanol/grease/air freshners-178.77; Neligh Auto & Machine-equipment parts/starter lug/battery cable/fittings/shrink tube/fuse-306.96; Newman Traffic Signs-road signs/freight-1666.10; Norfolk Works-drug screen testing-64.00; Northeast Nebraska Tire-equipment parts/junction box/pig tail-57.90; OK Auto Parts-equipment parts/batteries/lamp/flap/oil filter-349.74; OK Tire-equipment repair/service F350 Super Duty/parts/labor-302.34; Quality Iron & Metal-steel products/square tube/angle/-733.07; Rose Equipment-equipment parts/nozzle/freight-1855.41; Royal One Stop-fuel/gasoline-249.46; Shell Fleet Plus-equipment fuel/unleaded/diesel-485.76; The Station-fuel/super unleaded-27.87; Cubby's-fuel/midgrade/diesel-280.64

COUNTY VISITORS PROMOTIONAL FUND: Bargain Buyway-advertising-300.00; Orchard Historical Society-advertising-300.00

COUNTY VISITORS IMPROVEMENT FUND: Elgin Chamber of Commerce-community sign-1500.00

REAPPRAISAL FUND: Hilltop Drug-assessor/desk top calendar-4.99; Heather McWhorter-assessor/Norfolk meeting/mileage-40.49

REGISTER OF DEEDS PRESERVATION FUND: MIPS Inc-register of deeds/Nebraska Deeds Online/data processing-253.21

STOP FUND: Neligh Police Department-light/siren-1000.00

BUILDING FUND: City of Neligh-lights-244.62; Flenniken Plumbing-sheriff/clean sewer-355.00; Kinnan Construction-attorney/office door & steel frame/remove/replace/labor/disposal-847.90; Xtra Production-district court/channel interface/sound system/microphone bases/labor-975.00; RaDec Construction Company-new law enforcement center/payment application number 6-150,008.32

GENERAL FUND PAYROLL Total Wages-71,667.92; Federal Withholding-6884.45; Social Security/Medicare-14,147.18; State Withholding-2302.22; Ameritas Life Insurance Corporation-retirement-10,816.78; Ameritas Life Insurance Corporation-vision insurance-533.40; American Family Life Assurance Corporation-insurance-98.54; Blue Cross/Blue Shield of Nebraska-employees' health insurance-55,031.57; Colonial Life & Accident Insurance-insurance-90.92; 1st Concord Benefits-cafeteria plan payroll deductions-283.33; Nebraska Child Support Payment Center-garnishment-50.00; Madison National Life-insurance-177.93; Mid-American Benefits-administration fee-285.00; Washington National-insurance-524.70

ROAD & BRIDGE PAYROLL Total Wages-38,249.77; Federal Withholding-3484.09; Social Security/Medicare-7647.08; State Withholding-1197.88; Ameritas Life Insurance Corporation-retirement-5746.80; Ameritas Life Insurance Corporation-vision insurance-190.64; American Family Assurance Corporation-insurance-337.49; Blue Cross/Blue Shield-employees' health insurance-27,405.95; Colonial Life & Accident Insurance-insurance-64.80; 1st Concord Benefits-cafeteria plan payroll decutcions-166.67; Credit Bureau Services Inc-garnishment-285.78; Nebraska Child Support Payment Center-garnishment-500.00; Madison National Life-insurance-98.46; Mid-American Benefits-employee health insurance buyback administration-135.00; Washington National-insurance-24.90

Larry Baker /s/ 3-11-2014

Jerald Schwager /s/ 3-11-2014

Neil Williby /s/ 3-11-2014

Committee on Claims

There was no correspondence to review.

The clerk of the district court February fee report was reviewed and placed on file.

The county sheriff's February fee report was reviewed and placed on file.

The treasurers February fund balance report was reviewed and placed on file.

The February miscellaneous fee report was reviewed and placed on file.

Motion by Henery, seconded by Williby to adopt the resolution for the Signing of a Program Agreement for the 2014 Fracture Critical Bridge Inspections between Antelope County and the Nebraska Department of Roads. Those voting aye: Baker, Williby, Henery, Brandt, Kerkman and Schwager. Nays none. Motion carried.

**RESOLUTION
SIGNING OF A PROGRAM AGREEMENT FOR 2014
FRACTURE CRITICAL BRIDGE INSPECTIONS
ANTELOPE COUNTY, RESOLUTION NUMBER 2014-03-0002**

WHEREAS: the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

WHEREAS: Antelope County as a sub-recipient of Federal-aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulation, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS: Antelope County and the NDOR wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.

BE IT RESOLVED: by the Board of Supervisors of Antelope County, Nebraska that:

Jerald Schwager, Chair of the Antelope County Board of Supervisors is hereby authorized to sign the attached Program Agreement between the Antelope County and the NDOR.

Project No. STP-NBIS(99)

Control No. 00886

Project Name: 2014 Statewide Fracture Critical Bridge Inspections

Adopted this 11th day of March, 2014 at Neligh, Nebraska

The Board of Supervisors of Antelope County, Nebraska:

Jerald Schwager /s/

Neil Williby /s/

Harlan Brandt /s/

Charles F. Henery /s/

LeRoy Kerkman /s/

Larry Baker /s/

Merlin Bolling – absent

Attest: (SEAL)

Carolyn Pedersen /s/

Antelope County Clerk

**AGREEMENT FOR CONSULTANT INSPECTION AND LOAD RE-RATING
ON COUNTY FRACTURE CRITICAL BRIDGES**

Project No. STP-NBIS(99)

Control No. 00886

Antelope County, Nebraska

State of Nebraska Department of Roads

Statewide 2014 Fracture Critical Bridge Inspections and Load Re-ratings

THIS AGREEMENT, entered into by and between Antelope County, Nebraska, hereinafter referred to as the “County”, and the State of Nebraska, Department of Roads, hereinafter referred to as the “State”.

WITNESSETH

WHEREAS, certain bridges on county roads in said County have been designated as being eligible for Surface Transportation Program (STP) Funds by the Department of Transportation, Federal Highway Administration, hereinafter call FHWA, in compliance with Federal laws pertaining hereto, and

WHEREAS, STP Funds have been made available by Title 23 of the United States code, providing for the inspection and load re-rating (load re-rating is not necessary if bridge condition remains the same) of the fracture critical bridges on its public roads, and

WHEREAS, the Federal share payable on any project provided for by the above mentioned code shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and load re-rating costs thereof, and

WHEREAS, regulations for carrying into effect the provisions of the above mentioned code provide that the Federal share of the cost of such project shall be paid only to the State, and

WHEREAS, the County’s share of the proposed project shall be twenty (20) percent of the actual project costs and this share shall be from County funds, and

WHEREAS, the State is willing to obtain Federal approval of the proposed work and Federal funds for the proposed project, with the understanding that no State funds including Sate-Aid Bridge funds are to be expended on this project, and

WHEREAS, the County has earmarked and will place in its fiscal budget sufficient funds to pay all project costs not paid for by Federal funds; such costs based on twenty (20) percent County participation are currently estimated to be \$600.00, but such costs may increase or decrease due to variations between the estimated and actual project costs, and

WHEREAS, the County desires the inspection and load re-rating (if necessary) of the fracture critical bridges on its public roads, as evidenced by the Resolution of the County Board dated the 11th day of March, 2014, attached hereto, identified as Exhibit "A", and hereby made a part of this agreement, and

NOW THEREFORE, in consideration of these facts, the parties hereto agree as follows:

SECTION 1. The State and the County agree that the Federal share payable on this project shall not exceed eighty (80) percent of the eligible engineering for bridge inspection and load re-rating (in necessary) costs thereof.

SECTION 2. The State hereby agrees to present this project to the FHWA for its approval, if necessary, and the County understands that no State funds will be expended for this project.

SECTION 3. The State agrees to cause to be performed the inspection and load re-rating (if necessary) of the fracture critical bridges that are due for inspection in 2014 in the County. The State will continue to have jurisdictional responsibility for all public bridges on the State highway system. Further, the State will be responsible for arranging for the inspection by consultants, for the county, on their fracture critical bridges. It is the intent of the parties that this agreement does not shift to the County any jurisdictional responsibility for bridges on the State highway system, and does not shift any duty to the State for jurisdictional responsibility of any bridges off the State highway system.

SECTION 4. The proposed work of the consultant shall be performed in accordance with the following publications:

1. AASHTO Manual of Bridge Evaluation (MBE) First Edition 2008
2. AASHTO Standard Specifications for Highway Bridges, 17th Edition, 2002 (LFD)
3. Minimum Design Standards, 2008, Board of Public Roads Classifications and Standards.
4. Safety Inspection of In-Service Bridges, 2004.
5. Fracture Critical Techniques for Steel Bridges, 2006
6. Bridge Inspection Program Manual, 2010
7. Coding Guide for Structure Inventory and Appraisal, published by the State, March 2002.
8. AASHTO LRFD Bridge Design Specifications, 4th Edition, 2007

SECTION 5. The total cost of this work is currently estimated to be \$3,000, with the County's twenty (20) percent share being \$600.00. Both parties recognize this is a preliminary estimate and the final costs may well be higher or lower. Costs incurred by the State with respect to the entire project shall be considered as a part of the total cost of the project to be paid out of County and Federal funds. It is also understood that the costs incurred by the State attributable to this project, will not include any administrative cost or expenses of State administrative officials. Upon full execution of this agreement, the State will invoice the County \$600.00. The County agrees to pay the State within thirty days after receipt of the billing from the State. The final settlement between the State and County will be made following final audits and when final costs have been determined by the State.

SECTION 6. It is further understood that the County's share of the total project costs shall be all costs not paid for by Federal funds. Therefore, if the Federal government refuses to participate in the project or any portion thereof, the County is responsible for full project payment with no cost or expense to the State in such project or portion thereof. Should the project be abandoned before completion, the County will pay all costs incurred by the State prior to such abandonment.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed by their proper officials thereunto duly authorized as of the dates below indicated.

EXECUTED by the County this 11 day of March, 2014.

WITNESS (SEAL)

Carolyn Pedersen /s/

County Clerk

EXECUTED by the State this ____ day of _____, 2014.

STATE OF NEBRASKA DEPARTMENT OF ROADS

Larry L. Legg /s/

Local Projects Engineer

ANTELOPE COUNTY

Jerald Schwager /s/

Chairperson, County Board

Motion by Williby, seconded by Kerkman to adjourn. Those voting aye: Williby, Henery, Brandt, Kerkman, Baker and Schwager. Nays none. Bolling absent. Motion carried.

Meeting adjourned at 9:56 AM.

ANTELOPE COUNTY BOARD OF SUPERVISORS

By: _____
Chairman of County Board

Attest: _____
Antelope County Clerk