

August 5, 2014  
Antelope County Board  
Neligh, Nebraska

The Antelope County Board of Supervisor's convened in regular session on Tuesday, August 5, 2014 at 9:00 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: Brandt, Kerkman, Baker, Williby, Henery and Schwager. Bolling absent. 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.

Motion by Henery, seconded by Baker to approve the application for permit submitted by Joe Evans to place a permanent electric line beneath 846 Road crossing at the NE1/4 of Section 6, Township 24 North, Range 5 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska to the SE1/4 of Section 31, Township 25 North, Range 5 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska, Evans Inc., owner, said electric line to serve electricity for grain bins; all work to be done according to State specs. Those voting aye: Brandt, Kerkman, Baker, Williby, Henery and Schwager. Nays none. Bolling absent. Motion carried.

Motion by Baker, seconded by Brandt to approve the application for permit submitted by Andy Frey to place a permanent electric line beneath 849 Road crossing at the NE1/4 of Section 20, Township 25 North, Range 5 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska, Andy and Loretta Frey, owners, said electric line to service new grain bin; all work to be done according to State specs. Those voting aye: Kerkman, Baker, Williby, Henery, Brandt and Schwager. Nays none. Bolling absent. Motion carried.

Motion by Williby, seconded by Brandt to approve the application for permit submitted by Dennis Sanne to place a permanent pipe line beneath 514 Avenue crossing at the W1/4 of Section 27, to the E1/4 of Section 26, Township 25 North, Range 8 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska, Dennis Sanne - owner, pipe line is for 8" irrigation pipe; all work to be done according to State specs. Those voting aye: Baker, Williby, Henery, Brandt, Kerkman and Schwager. Nays none. Bolling absent. Motion carried.

Motion by Henery, seconded by Williby to approve the application for permit submitted by Elkhorn Rural Public Power District to place a permanent electric line beneath 848 Road crossing at the SE1/4 of Section 22, to the NE1/4 of Section 27, Township 25 North, Range 8 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska, Elkhorn Rural Public Power - owner, power line will feed new home for Klabenes Land and Cattle - house will be about 1400 feet North of 848 Road; all work to be done according to State specs. Those voting aye: Williby, Henery, Brandt, Kerkman, Baker and Schwager. Nays none. Bolling absent. Motion carried.

The Antelope County Visitors Committee received a request from the Orchard Community Club, Orchard, Nebraska on July 10, 2014 in the amount of \$300.00 for advertising their celebration days to be held on July 25, 26 and 27, 2014. The Visitors Committee all voted in favor of granting the request and would advise the county board to grant approval as well. Motion by Kerkman, seconded by Williby to grant approval of the request received from the Orchard Community Club in the amount of \$300.00 for advertising cost; said grant to be paid out of the Antelope County Promotional Fund. Those voting aye: Henery, Brandt, Kerkman, Baker, Williby and Schwager. Nays none. Bolling absent. Motion carried.

Supervisor Schwager presented a quote he received from Kayton International in the amount of \$5,800.00 for an 84" Bobcat Angel Broom Attachment. Kayton will allow \$850.00 discount for rent already paid on the broom and a cash discount of \$650.00 leaving a balance of \$4,300.00 or the county could trade the 2011 Bobcat 72" sweeper in and Kayton would allow a trade in of \$3,000.00 along with the \$850.00 discount for rent already paid making a total cost of \$1,950.00. Motion by Brandt, seconded by Williby to purchase the 84" Bobcat Angel Broom Attachment from Kayton International and trade in the 2011 Bobcat 72" sweeper making the total

purchase price \$1,950.00. Those voting aye: Brandt, Kerkman, Baker, Williby, Henery and Schwager. Nays none. Bolling absent. Motion carried.

Armor coating the oil roads was discussed; no action taken.

The following correspondence was reviewed and placed on file: Memorandum from Denny Macomber, Chief, Nebraska Jail Standards regarding the Jail Standards Revisions; letter from the State of Nebraska Department of Environmental Quality regarding the Koinzan Ranch Concentrated Animal Feeding Operation NDEQID: 67385 – Program ID LWC 26-1037 – Modified Construction and Operating Permit Issued S1/2, SE1/4, Section 22 and part SW1/4, SW1/4, Section 23, Township 25 North, Range 7 West, Antelope County; 2013 Annual Report State of Nebraska Traffic Crash Facts; Nebraska Surface Transportation Program Book 2015-2020; District Seven Probation State of Nebraska Year End Review Departmental Budget Request 2014/2015; and letter from JEO Consulting Group regarding the 2012 Neligh Mill Bridge Repair the one year warranty is nearly over if the board has any issues or concerns regarding the work on the bridge they are to let JEO Consulting know as soon as possible.

The county sheriff's June and July fee reports were reviewed and placed on file.

The public hearing to review the conditional use permit submitted by Steve Ward, Ward Development Services representing American Tower Inc./Cingular Wireless for the construction of a cell phone tower located on the NE1/4NW1/4 of Section 5, Township 25 North, Range 7 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska was opened at 9:30 AM with the following board members responding to roll call: Brandt, Kerkman, Baker, Williby, Henery and Schwager. Bolling absent. Antelope County Zoning Administrator Char Carpenter nor the applicant Steve Ward were present for the hearing; however both individuals stated that they would be available by phone if the board had questions for them. Chairman Schwager stated the reason for the hearing and asked for questions from the county board; none stated. Chairman Schwager opened the public portion of the meeting at 9:34 AM and asked for those in favor to testify; none stated. Chairman Schwager asked for those opposed to testify; none stated. Chairman Schwager asked for those neutral to testify; none stated. Chairman Schwager asked the board if they had any further questions or comments; none stated. The public portion of the hearing was closed at 9:35 AM. Motion by Kerkman, seconded by Brandt to accept the Planning Commission's recommendation and grant approval of the conditional use permit submitted by Steve Ward, Ward Development Services for the construction of a cell phone tower located on the NE1/4NW1/4 of Section 5, Township 25 North, Range 7 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska with no restrictions placed on the permit. Motion discussed. Decision and findings read. Roll call vote. Those voting aye: Kerkman, Baker, Williby, Henery, Brandt and Schwager. Nays none. Bolling absent. Motion carried. Motion by Henery, seconded by Brandt to close the public hearing. Those voting aye: Baker, Williby, Henery, Brandt, Kerkman and Schwager. Nays none. Bolling absent. Motion carried. Hearing closed at 9:40 AM.

Keystone Project Representative Jeff Rauh met with the board to give them an update on the pipeline. Mr. Rauh also introduced field manager Eric Munz and stated that "TransCanada is still moving forward with the project."

The following subdivisions submitted preliminary request to the county board by the August 1, 2014 deadline: Antelope County Ag Society; Rural Fire Districts of Brunswick, Clearwater, Elgin, Neligh, Oakdale, Orchard, and Tilden; Townships: Grant, Elm, Willow, Bazile, Cedar, Oakdale, Custer, Ellsworth, Blaine, Royal, Verdigris, Elgin, Lincoln, Stanton, Clearwater and Frenchtown. Motion by Henery, seconded by Williby to allow the fire districts and townships to fall within the county levying authority and to allow up to 5 cents for townships and 2 ½ cents for fire districts. Those voting aye: Williby, Henery, Brandt, Kerkman, Baker and Schwager. Nays none. Bolling absent. Motion carried.

Motion by Williby, seconded by Henery authorizing Chairman Schwager to sign the Agreement and Notice to Proceed with Klaben Construction LLC for the Clearwater Southwest project.

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

Meeting adjourned at 10:28 AM.

ANTELOPE COUNTY BOARD OF SUPERVISORS

By: \_\_\_\_\_  
Chairman of County Board

Attest: \_\_\_\_\_  
Antelope County Clerk