

June 24th, 2025
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in end of the year session on Tuesday, June 24th, 2025, at 9:00AM in the County Commissioner's Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. The meeting was called to order by Board Chairman, Charles Henery. With the following board members in attendance: Jacob, Dittrich, Krebs, Williby and Henery. The Chairman stated that 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. The agenda for said meeting was sent to all members of the County Board of Commissioners.

Pledge of Allegiance was recited.

Agenda: Motion by Commissioner Williby, seconded by Commissioner Jacob to approve the agenda as presented. Voting aye: Jacob, Dittrich, Williby, Krebs and Henery. Nays none. Motion carried.

Minutes of June 10th, 2025, Board of Commissioner Meeting: Motion by Commissioner Jacob, seconded by Commissioner Krebs to approve minutes as presented. Voting aye: Jacob, Dittrich, Williby, Krebs and Henery. Nays none. Motion carried.

Minutes of June 10th, 2025, Board of Equalization Meeting: Motion by Commissioner Jacob, seconded by Commissioner Williby to approve minutes as presented. Voting aye: Jacob, Dittrich, Williby, Krebs and Henery. Nays none. Motion carried.

Correspondence was reviewed: FEMA letter regarding award for project #99978, PW 2134, \$1,737,447.54, and receipt for \$1,621,)))) ; copy of resolution for Verizon Wireless Tower (for public hearing); copy of GAN award paperwork; TERC letter regarding July 15th hearing for Leonard Orłowski; Colonial Life Application for Group Life Insurance & GARD Trust; Certificate of Liability Insurance NIRMA and Norfolk Construction Company; Receipts from M&M Auction LLC for \$130,535.00 and \$5,278.00 for auctioned (sold) equipment-receipted to Road and Bridge; Nebraska DOT letter regarding Neligh-Tilden Highway Project; copies of Pay Applications for North Construction \$59,700.24 and Asphalt Surfacing Company \$317,297.08; Northeast Nebraska RC&D annual letter; copy of budget adjustment resolution; copy of access permit for Mark Moes; public hearing packet for Verizon Wireless Tower hearing; 6/20/2025 Trial Fund Balance Listing; copy of equipment payment schedules;

9:05 AM Public Comments: Chairman Henery calls for public comments three (3) times. No comments made.

GAN Grant Application: Antelope County is working with Applied Technologies and NEMA regarding a cyber-security grant. The grant is a reimbursement for items and programs that are and/or will be in place for the protection of Antelope County cyber security and records. The first phase of this was completed in 2024, and the second phase is underway. The paperwork was submitted by the Clerk, however, the grant applications actually require Board endorsement and Chairman signature. The application is presented today for approval and signature. Motion by Commissioner Krebs seconded by Commissioner Dittrich to approve and authorize Chairman to sign. Voting aye: Jacob, Dittrich, Krebs, Williby and Henery. Nays none. Motion carried.

[illegible]

Sidewalks: Antelope County advertised and received a single bid last year to replace a number of sidewalks around the courthouse complex. The work was not completed and in recent discussions at the Board meetings, the project has changed. Today bids from two (2) cement pourers are presented. The first, Gates Construction was the awarded bidder from 2024. Gates Construction submitted a bid for \$11,136.00. Parra Boyz Construction LLC submitted a bid of \$ 14,550.00. Discussion. Motion by Commissioner Williby, seconded by Commissioner Jacob to award the bid to Gates Construction, LLC – the apparent low bid. Voting aye: Williby, Jacob, Dittrich, Krebs and Henery. Nays none. Motion carried. *Commissioners are hoping this project is completed during this construction season.

Zoning Administrator Report: No report or action.

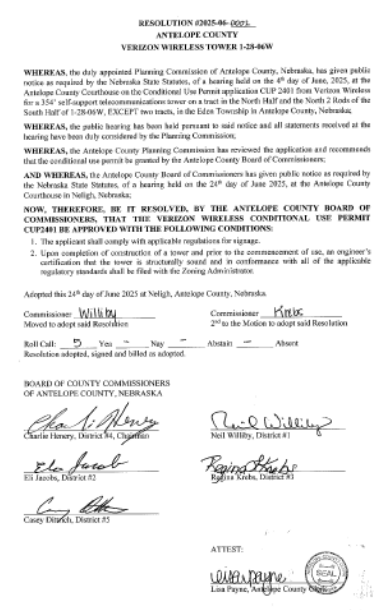
Board of Equalization: 9:25 AM Motion by Commissioner Dittrich, seconded by Commissioner Jacob to open as a Board of Equalization. Voting aye: Jacob, Dittrich, Krebs, Williby and Henery. Nays none. Motion carried. Met for approximately two (2) minutes. 9:27 AM Motion by Commissioner Jacob to adjourn, seconded by Commissioner Dittrich to close as a Board of Equalization and return to regular session. Voting aye: Jacob, Dittrich, Krebs, Williby and Henery. Nays none. Motion carried.

Set Date for late arriving protest: Motion by Commissioner Dittrich, seconded by Commissioner Williby to set a Board of Equalization on Tuesday, July 22nd, 2025 at 8:00 AM to hear late arriving protests and other things that may become necessary to act on. Voting aye: Williby, Jacob, Dittrich, Krebs and Henery. Nays none. Motion carried.

9:36 AM Public Hearing: Verizon Cellular Tower
Chairman takes roll call. Krebs, Williby, Jacob, Dittrich and Henery– all here.

Megan Wingate, Antelope County Zoning Administrator reports she has a Conditional Use Permit from Verizon Wireless for a 354-foot self-support tower in the N½ of Section 1, Township 28, Range 8, West of the 6th, PM, Antelope County Nebraska. (This lies just on this side of the Knox County Line.) Jerry and Rhonda Zuhlke are the owners. The zoning regulations state that towers cannot be within 380 feet of an occupied building. The barns have occupancy 1-2 hours a week. This is approximately 420 feet from the house. Jeffery Skinner, with Verizon Wireless reports the update is to serve Verizon Customer needs. Currently, Verizon utilizes the American Tower, which is located approximately ¾ of a mile south. The rental rates continue to increase, and it is more feasible to own the equipment at this time. This site had originally been chosen 12 years ago, south of the wind break, just outside the pivots. This is a self-support tower, meaning no guidelines. The tower is fenced with a cyclone chain link fence with additional barb wire at the top for security. There are no buildings, there are metal cabinets inside the fenced area that support the antennae on the tower top. This tower simply improves the coverage that is out there. It is not new coverage per se. it is about ¾ of a mile closer to Creighton, so it should improve the coverage in Creighton, and along the Highways as they enter and exit on the northeast side of town. The FAA application has been approved. The existing tower is the same height as the American Tower Company tower they are abandoning. 9:41 AM Chairman calls for people opposed to testify, three (3) times. No response 9:42 AM Chairman calls for people in favor to testify, three (3) times. No response. 9:44 AM Chairman calls for any neutral comments. No response. 9:44 AM Terry Brookhouser asked if the 'new' tower would have better coverage out by the 'no reception' area (Highway 13-Highway 20). Mr. Skinner states eight (8) to 10 miles is the best coverage. It was determined it was line of site coverage; however it is 5G feed – which may help in the long run. Discussion. 9:47 AM Motion by Commissioner Williby, seconded by Commissioner Jacob to close the public hearing. Discussion.

Motion by Commissioner Williby, seconded by Commissioner Krebs to approve cellular tower in the N½ of Section 1, Township 28, Range 8 in northern Antelope County as submitted in the Conditional Use Permits, and allow signing of resolution. Voting aye: Jacob, Krebs, Williby, Dittrich, and Henery. Nays none. Motion carried.



9:47 AM: Antelope County Library Association: Six (6) Library Directors from the County met with the Commissioners. Amy Baker – Neligh Public Library; Cindy Lee Simeon – Tilden Public Library; Fae Dunn, Oakdale Public Library; Chelsie Silbernagel – Clearwater Public Library; Diane Gunderson and Barb Bode – Elgin Public Library; and Donna Hamilton – Orchard Public Library. All directors voiced their gratitude and thankfulness for previous support, while reviewing community and specialty projects they have been involved in throughout the year. The Commissioners stated they will be working on the budget and will keep the contribution in mind for the 2025-2026 budget. No action today.

Public Defender Contract: Antelope County currently contracts with Mr. Patrick P. Carney of Norfolk, NE for a Public Defender. The current contract ran for two (2) years, however expired in January of 2025. Antelope County Attorney is working on a renewal contract. Mr. Carney agrees to leave the terms as is, including the contracted dollars. Mr. Smith met with the Commissioners regarding this update. Currently, court appointed attorneys are increasing from \$95.00 to \$125.00. Mr. Smith also thinks the contract should be from June 1st to June 1st. All three (3) of the judges have a very good chance of turning over their terms. Mr. Smith would like to add a clause in the contract to address any ‘term ending’ contingencies which might cause more permanent adversity. Mr. Smith advises that changes may be coming as far as personality conflicts, etc. Mr. Smith will work on updates and present it during the July meeting for signatures. No further action today.

Dispatch Radio System: Sheriff Moore met with the Commissioners regarding the purchase of a new radio system for the dispatch call center during the June 10th meeting. During discussion and action since that time, it was determined that it was not in the best interest of Antelope County to proceed at this time. No action today.

Road Superintendent Report:

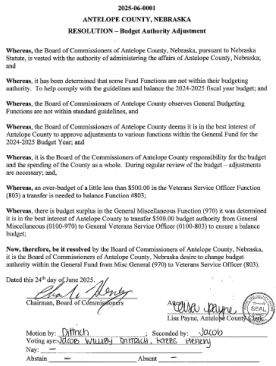
- **Oversize Permit:** (203) Williams-Midwest House Movements submitted on oversize permit to move a house on rural roads throughout Antelope County. The route entering from Pierce County to Boone County was reviewed and approved by Road Superintendent, Leigh Kluthe. Mr. Kluthe reports no issues. The route was good. Weight was good. The move was executed last week with no issues. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve permit. Voting aye: Dittrich, Jacob, Krebs, Williby and Henery. Nays none. Motion passed.
- **Access Permit:** Mr. Mark Moes submitted an access permit last Friday. This permit is to establish more permanent substantial access to his property. This property is a recent purchase by the Moes’. Mr. Kluthe stated no culvert is needed, no conflicts, Mr. Moes will install culvert himself. Motion by Commissioner Williby, seconded by Commissioner Dittrich to approve access as reported. Voting aye: Jacob, Krebs, Williby, Dittrich, and Henery. Nays none. Motion carried.
- The **Village of Orchard** (one (1) block south is where Antelope County jurisdiction begins. The Village is planning on placing a culvert in this area. Mr. Kluthe is working with them and wondered if they should file a right-of-way permit. It will take some heavy equipment that the village does not own and Mr. Kluthe was giving a heads up to the Commissioners he will be working with the Village with man hours and equipment. Commissioners agreed to work with the Village under the cooperative interlocal agreement. No permits will be needed to work in County right of way in this area.
- **Application for Payment:** North Construction LLC submitted a pay application for Elgin East Culverts for payment of \$59,700.00. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve and pay application. Voting aye: Dittrich, Jacob, Krebs, Williby and Henery. Nays none. Motion passed.
- **Application for Payment:** Asphalt Surfacing Company submitted a pay application for the 2025 micro-surfacing project. Although they are not finished, they are working to complete the project hopefully, by the end of June (weather permitting). It is going well. Pay application is for payment of \$317,297.08. Motion by Commissioner Williby, seconded by Commissioner Dittrich to approve and pay application. Voting aye: Dittrich, Jacob, Krebs, Williby and Henery. Nays none. Motion passed.
- **Equipment:** Mr. Kluthe presents today to pay off three (3) of the financed equipment (motor graders 2101, 3101, and 7101). Additionally, payment ahead on the CAT motor grader. With all of these payments, it leaves approximately \$38,000.00 in the Road and Bridge budget. The Commissioners agreed the payments are a good deal.

Printer for Joint Public Hearing: not enough information was available today. This item will be on the meeting agendas in July or August.

Budget Discussion:

Budget: After review and discussion today. It was determined that the budget looks pretty good.

- Discussion of recent FEMA payments to the Disaster Fund. The current balance in Disaster Fund (2575) account is \$967,621.91. These are monies paid by NEMA/FEMA in reimbursement of projects from the 2019 flood. The clerk had prepared a transfer of \$900,000.00 to the Inheritance Fund (2700). This includes the payment from NEMA/FEMA received earlier this month. Discussion. It was suggested to transfer the full amount of the Disaster Fund with the payment received today is \$2,618,197.08 to the Inheritance Fund to represent a correct amount for the beginning of the 2025-2026 fiscal year. The claim was corrected to \$2,618,197.08 for interfund transfer to Inheritance. It was presented as a claim from Disaster Fune – Inheritance Fund.
- During the month of December, the Veterans Service Officer assumed a full-time position (from part-time) and his budget function under general is reporting a -453.11. Discussion. Transferring \$500.00 budget authority from Miscellaneous General (970) to Veterans Service Officer (803) would balance the budget to the positive. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve changing budget authority and authorize the signing of the resolution presented. Voting aye: Jacob, Dittrich, Williby, Krebs and Henery. Nays none. Motion carried.



Review of Vendor Claims.

Vendor Claims: Motion by Commissioner Jacob, seconded by Commissioner Dittrich to **approve and pay vendor claims**, Voting aye: Jacob, Dittrich, Williby, Krebs and Henery. Nays none. Motion carried.

General: Amazon 4-H supplies-2 ipad cases, mouse, safety pins, pens, tape, table covers, file folders 204.51; Antelope County Sheriff subpoena, paper work 566.05; Applied Connective Technologies monitor, printer, HDMI cable, laptop and install 4,252.25; Axon Enterprise Taser certification bundle, 5 year contract 4,210.45; Bear Graphics binders, recording paper 1,704.88; Black Hills Energy heating fuel 127.00; Blackburn Manufacturing banner for county fair 45.10; Bomgaars battery, rope, screwdriver, fasteners, spray bottle, cable ties, glue 875.45; Deb Branstiter food, parking 112.92; Buller Fixture dishwasher 5,150.00; Cash-Wa Distributing candy, food, paper towels, foil, dish soap, 5,905.48; Charm-Tex boxers, sweat pants, socks, bags, shorts 1,003.84; Coldtype Publishing notice of public hearing 10.00; Cornhusker State Industries laundry supplies 1,250.00; Courtyard by Marriott hotel stay 417.00; DAS State Accounting teletype, data processing 557.75; Douglas County Sheriff court case 22.61; Eakes Office Solutions cardstock, sales receipts, Kleenex, contract(sheriffs office) 225.91; Elite Court Reporting court cases 399.15; Elite Office Products contracts 287.98; First Concord Benefits insurance 1,877.02; GT Distributors glock mos adaptor plate 9.99; Heartland Fire Protection Fire extinguisher inspection 66.00; Iowa Prison Ind new unit decals 194.69; Jonny Dodge sheriff vehicle repair 980.28; Kiesler Police Supply ammo 1,906.90; Koinzan Enterprises lawn irrigation, replace heads 388.91; Brooke Kumm postage for DNA envelopes for state fair 6.10; La Quinta Inns hotel room 316.00; Merit Mechanical kitchen faucet repair 1,328.00; Midwest Automated Fire Sprinkler fire sprinkler system inspection 390.00; Beth Miller contract hours 689.43; MIPS online laser receipts 427.25; Nebraska Fire Sprinkler Corp fire sprinkler inspection 565.00; Nebraska Health & Human Services Beatrice institution 87.00; Nebraska Service Plus oven repair 231.12; Northeast Nebraska Heating & Air new unit(treasurer office) 3,740.00; O'Neill Shopper display public notice 90.63; Old Mill Sales & Repairs pickup tires, skid steer tire mount, tow abandoned vehicle 3,463.80; Lisa Payne binders, legal pads, pens, entry lock with keypad, toilet seats 1,128.39; Pitzer Digital public hearing, legal notice, BOE meeting, divorce publication 286.58; Quill Corp pencil style moistener, monitors, battery, sharpies, envelopes, Kleenex, folders, stapler, tabs, postcard laser, postcards, Clorox wipes 608.48; Sanne Repair equipment for new unit(gun rack, flashlight system, prisoner cage) 2,312.95; Schroeder Land Surveying survey to set cornes 295.00; Secretary of State cc cards, id cards, vr forms 50.00; Stealth Broadband telephone service 1,137.38; Uline toilet tissue, plates, wipes, hand soap, trash liner, disinfectant spray, safety glasses, coated gloves, 2,604.81; University of Nebraska-Lincoln telephone service 45.02; Western Oil II fuel 2,716.01; Megan Wingate legal size paper, pens, flash drives 316.82; 319 Graphics polos 824.25; Antelope County Treasurer interfund transfer 900,000.00; Appeara towels, mops, floorcare, micro swipes 34.22; Pam Slaymaker mileage, blender bike 2,768.88; Northeast Nebraska RC&D sponsor dues 1,500.00;

Road/Bridge: AKRS 5 gal 15W40 124.03; Appeara shop towels 100.00; BLACK HILLS ENERGY heating fuel 367.74; Bomgaars lawn mix, sprayer tip, strainer, gasket seat, fluorescent bulbs, brazing rod, rigid caster, bolts, fastener, water, brush 1,178.52; Constellation heating fuel 207.33; Farmers Pride diesel 12,252.60; First Concord Benefits insurance 1,380.19; Lawson Products hammerlock cotter pin, washers, hex cap screw, cut off wheel, gloves 234.15; Lazy T Tire 12 volt bateries, tire disposal fee, tire repair, hose end hydraulic hose, used semi tire 1,000.75; Lichtenberg Tire galaxy super m&s G2, O ring, disposal fee 1,180.25; Medical Enterprises dot compliant drug testing panel 36.00; Midwest Coating microsurfacing 315,431.36; NPPD electricity 53.29; NMC Exchange seal o-rings, hose, cat elc, 50w tdto jug, antifreeze 393.96; North Construction Elgin east project-culverts 59,700.24; Quality Iron & Metal various metal post and sheets to complete county work 718.59; RDO Truck Centers truck oil changes, filters, sealing rings, insulators, tie rod, lock nut, tire check on mack, labor and freight, check brakes 5,163.99; Sapp Brother Petroleum equipment fuel 1,573.71; Stealth Broadband telephone service 95.59; Thriftway baking soda 2.49; Truck Center fix suspension labor, replace king pins, lockwasher, catle nut, cap screws, break repair 19,375.06; Two Rivers Auto Parts of Neligh muffler-glass pack, connector,rubber hd flap 87.27; Asphalt Surfacing Co 2025 micro-surfacing 317,297.08; Atco International cooling bandanas, re-markable 295.41; Frontier Comm telephone services 637.32; John Deere Credit motor grader, snow wing, motor grader 711,958.23; Caterpillar Financial Services motor grader 40,836.22; Cintas electrolyte lemon lime 25.10;

Law Enforcement: AMH Family Practice inmate medical expense 93.00; AMH inmate medical expense 1,955.00; Black Hills Energy heating fuel 333.76; Deans Market beef patties 798.40; Faith Regional Health Services inmate patient visit 270.00; Thriftway Kool-Aid, hamburger buns, Gatorade, Powerade, hamburger helper, canned vegetables 3,503.22; U-Save Pharmacy inmate meds 2,611.27;

Commissary: Applies Connective Technologies jail library tv, installation 2,170.14; Keefe Supply Cheetos snack mix 114.72;

Disaster: Antelope County Treasurer interfund transfer 2,618,197.08.

No other issues to discuss.

Motion was made by Commissioner Williby, seconded by Commissioner Jacob to **adjourn**. Voting aye: Dittrich, Jacob, Krebs, Williby and Henery. Nays none. Motion passed.

Meeting adjourned at 11:38 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne