

September 2<sup>nd</sup>, 2025  
Antelope County Board of Commissioners  
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, September 2<sup>nd</sup>, 2025, at 9:00 AM in the County Commissioners Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. The meeting was called to order by the Chairperson, Charlie Henery, with the following board members in attendance: Dittrich, Krebs, Williby, Jacob and Henery. The Chairperson 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.

The Pledge of Allegiance was recited.

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

**Minutes:** Minutes of August 12<sup>th</sup>, 2025, Board of Commissioner Meeting, Motion by Commissioner Krebs, seconded by Commissioner Williby to approve minutes as submitted. Voting aye: Dittrich, Krebs, Williby, Jacob and Henery. Nays none. Motion carried.

**Correspondence was Reviewed:** Pipeline Association for Public Awareness publication; Opioid Settlement Letter; copy of proposed Temporary Road Use Permit; Onsite Property Inspection letter from NIRMA; Veterans Administration regarding headstone for veteran; advertisement of two pickup boxes for sale; copy of petition for closing of an approximate 1 mile of 512<sup>th</sup> Avenue between 846<sup>th</sup> & 847<sup>th</sup> Road; TERC letter regarding Orłowski hearing on October 21, 2025; copy of Pay application for Royal North Bridge; Annual Certificate of buyback purchases; Thiele Dairy Concentrated Animal Feeding Operation letters (2) from Department of Environment and Energy; copy of resolution regarding obsolete property; budget expenditures; Opioid Settlement Payments; tax refund payment; First Concord Benefits Resolution; copy of Prairie View pictures of roof repair; NNTC notice of 68<sup>th</sup> Annual Meeting.

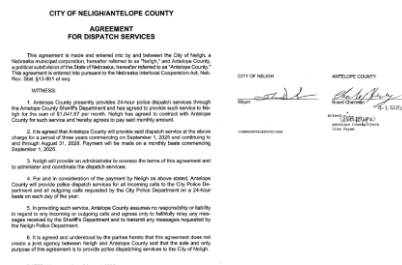
**9:05 AM: Public Comment:** Chairman Henery called for any public comments three (3) times. No comments were voiced. Mr. Henery commented there are NO microphones in the meeting room or the County Clerk Vault Room where the executive sessions are held.

**Obsolete Inventory Resolution:** Office and Official inventories were reviewed and approved during the regular meeting in August. Today, a resolution is presented to declare unused, unneeded, and obsolete items to be disposed of. Discussion. The Commissioners want to know how the items are terminated or disposed of on the list of obsolete items. Motion was made and rescinded – no action this week. The Clerk will work on this for next week, when another resolution will be presented. No action today.

**First Concord Benefits:** Annually, First Concord Benefits updates the coverage and policy. Today, the policy and welfare Benefit Plan, effective July 1, 2025 is presented for approval. First Concord Benefits administer Antelope Counties, Health Reimbursement Account, and Cafeteria Plan. Discussion. Motion by Commissioner Williby, seconded by Commissioner Krebs to approve agreement and resolution and authorize Chairman to sign same. Voting aye: Dittrich, Krebs, Williby, Jacob and Henery. Nays none. Motion carried.



**City of Neligh:** Agreement for Dispatch Services: Antelope County Law Enforcement Center/9-1-1 Emergency Center currently dispatches for the City of Neligh Police Department. The agreement is renewed every three (3) years. The agreement includes an increase of \$150.00 a month to cover varying cost increases. The agreement was approved by the Neligh City Council in August and is presented today for the Commissioners approval. Discussion. Sheriff Moore stated Officer Lawson and he agreed on the increase and services to remain the same. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve and authorize the Chairman to sign agreement. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.



**Opioid Settlement:** Antelope County is currently participating in various opioid settlements. Today the settlement involving Alvogen, Amneal, Apotes, Kikma, Indivior, Mylan, Sun, Zydus is presented. Deadline for participation is September 30<sup>th</sup>, 2025. Discussion. Motion by Commissioner Williby, seconded by Commissioner Jacob to approve participation and authorize Chairman Henery to sign. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.

**Pickup Boxes:** The Weed Department is in possession of two (2) pickup boxes and bumpers. They are both 2019 boxes. The Commissioners want to move them out of inventory, as there is no reason to store them. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve advertising and selling to the highest bidder. Suggestion to advertise each separately include viewing of equipment could be made during the day at Antelope County Weed Department. Winning bid will be responsible to remove boxes within three (3) business days. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.

**Antelope County Royal North 120" CMP Change Order:** Brian McDonald met with the Commissioners regarding the installation of a culvert in northern Antelope County, essentially in the same area of the Royal North Project. Midwest Infrastructure Inc. won the bid to repair the Royal North culvert. Because Midwest Infrastructure Inc. was in the area, they gave an estimate of a placing a culvert. Estimate presented for \$26,842.32. They have prepared and are ready to move forward. Mr. McDonald has worked with Road Superintendent, and Board Chairman in the initial stages of the projects and presents today for Board approval. Discussion. Motion by Commissioner Williby, seconded by Commissioner Jacob to accept the proposal from Midwest Infrastructure to the change order (additional) Royal North Install of 120" diameter Round Corrugated metal pipe. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.

**One- and Six-Year Road Plan:** Brian McDonald, Highway Superintendent met with the Commissioners regarding the One and Six-Year Road Plan. It was reviewed during the August meeting. Today, Mr. McDonald met with the Commissioners to get final thoughts, plans and recommendations and to set a date a time for the public hearing. Numerous projects were discussed, and various projects were added. Motion by Commissioner Williby, seconded by Commissioner Jacob to set the public hearing for October 7<sup>th</sup>, 2025, at 9:30 AM. Voting aye: Dittrich, Krebs, Williby, Jacob and Henery. Nays none. Motion passed.

**Authorize Highway Superintendent to do Road Study.** A petition to close a one (1) mile stretch of 512<sup>th</sup> Avenue between 846<sup>th</sup> and 847<sup>th</sup> Road was submitted by Kevin Henn. Discussion. Motion by Commissioner Williby, seconded by Commissioner Dittrich, to approve and authorize the Highway Superintendent to study the one (1) mile tract of 512<sup>th</sup> Avenue between Sections 32 and 33, Township 25, Range 8 West of the 6<sup>th</sup> P.M. Antelope County, Nebraska. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.

**Zoning Administrator Report:** No report.

**Maintenance Position:** Commissioners requested item to be held until next week.

**Road Superintendent Report:**

- **Oversize Permit:** (226-232) (7) Oversize Permit submitted by Nomad Permits: Tower 48-514<sup>th</sup> Avenue south to 514<sup>th</sup> Ave to Highway 70 east to Highway 14. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Williby, Jacob, Dittrich and Henry. Nays none. Motion passed.
- **Oversize Permit:** (233-234) Oversize Permit submitted by Nomad Permits: Tower 48 Thunderhead 514<sup>th</sup> Avenue south to Highway 70, east to Highway 14. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Dittrich and Henry. Nays none. Jacob and Williby were absent. Motion passed.
- **Oversize Permit (235-242) (8):** submitted by Nomad Permits. Route: State south to 514<sup>th</sup> Avenue north to Highway 70 east to Highway 14. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Dittrich and Henry. Nays none. Jacob and Williby were absent. Motion passed.
- **Oversize Permit (243):** Oversize Permits submitted by Nomad Permits. Highway 70 to 511<sup>th</sup> Avenue north to 841<sup>st</sup> Road west to 510<sup>th</sup> Avenue to Tower 85. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Dittrich and Henry. Nays none. Jacob and Williby were absent. Motion passed.
- **Oversize Permit: (244-245 In/Out):** Oversize Permit submitted by Midwest Infrastructure. Route: 865<sup>th</sup> Road and 519<sup>th</sup> Avenue down 517<sup>th</sup> Avenue to Highway 20. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Dittrich and Henry. Nays none. Jacob and Williby were absent. Motion passed.
- **Oversize Permits (246-247 In/Out):** Oversize permit submitted by Southern Lifting and Hoisting. Route is: north on 527<sup>th</sup> Avenue right on 836<sup>th</sup> Road south on 528<sup>th</sup> Avenue east on 835<sup>th</sup> Road south on 529<sup>th</sup> Avenue. Road Superintendent voiced no concerns, and the move has been completed. No issues were encountered. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve oversize permits. Voting aye: Krebs, Dittrich and Henry. Nays none. Jacob and Williby were absent. Motion passed.

**10:17 AM: Commissioner Krebs left meeting.**

**RSR continued....**

- Developments over the weekend:
  - The wind towers attempted to move a heavy truck on 835<sup>th</sup> Road yesterday and it got stuck. It is still there. Road was temporary closed as of yesterday. It is a truck and not a heavy haul. No action needed/warranted.

**Break 10:26 AM – 10:29 AM.** Reconvened with all in attendance.

- Antelope County had some stop signs knocked over in the northern Antelope County area. Mr. Kluthe has the sign crew setting them up this morning. By one of the stop signs a license plate was found. 82 County. The plate was turned over to the Sheriff's Office.
- Antelope County temporarily closed the following roads because of surface changes made by a landowner: 520<sup>th</sup> Avenue was closed between 857<sup>th</sup> & 858<sup>th</sup> Road; 853<sup>rd</sup> Road was closed between 521<sup>st</sup> & 522<sup>nd</sup> Avenue; 522<sup>nd</sup> Avenue between 853<sup>rd</sup> and 854<sup>th</sup> Road.
- 843<sup>rd</sup> Road between 524<sup>th</sup> and 525.5<sup>th</sup> Avenue east of Oak Creek Ranch – is overgrown sand trail not accessible by a grader – Mr. Kluthe asked for suggestions from the Board – discussion. GPS seems to bring vehicles down that road. Not much can be done. Possibly place a temporary impassable sign (road closed).
- During milling of the Road Sargent Irrigation will temporarily be closed.
- Mix Strip – mixing oil between rains. 843<sup>rd</sup> Road west of Tilden – within the next few weeks.
- **Salt Pickup:** Mr. Kluthe has been researching the purchase of a salt truck. Today he presented multiple options pictures and options from three (3) different vehicle dealers in Antelope County. Jonny Dodge, Old Mill Sales and Repair, and Hilltop Auto. Multiple options were reviewed. Pictures and options on various vehicles were discussed. Old Mill Sales and Repair loaned Duane Jones (Road Foreman) a 2014 GMC with 57,000 miles that has a topper with a roll out bed (selling for \$20,000.00). Old Mill also has a 2014 Ford with the same set up. Hilltop has five similar and Johnny Dodge shared one. Discussion. Various options were reviewed and discussed. Including plows and the usefulness of same. The Commissioners walked outside to see the loaner truck. More discussion. Motion by Commissioner Williby, seconded by Commissioner Dittrich to purchase the 2014 GMC pick-up with 51,750 miles for \$20,000.00. Voting aye: Dittrich, Williby, Jacob and Henery. Krebs was absent. Nays none. Motion passed.
- **Grader Fleet:** Mr. Kluthe discussed two (2) graders that are out of commission; CAT H & JD 772. Discussion. The Commissioners requested Mr. Kluthe to get some quotes for fixing the equipment and to present them next week. No further action.

**11:02 AM** Commissioner Krebs left meeting.

**Pay Application:** Midwest Infrastructure, Inc. received the bid for the Royal North culvert project. As discussed earlier they are currently working on the Royal North project. A pay application for \$196,182.44 is presented today. Mr. McDonald has forwarded the application to the Commissioners. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve and authorize the claim to be coded for payment next week. Voting aye: Dittrich, Williby, Jacob and Henery. Nays none. Krebs was absent. Motion passed.

**Temporary Road Use Agreement:** After recent discussion of road changes, it was requested by the Board of Commissioners to establish a Temporary Road Use Agreement to help facilitate some of the 'smaller' construction projects that need to be completed, and the timeliness of the Commissioner Meeting and projects do not collate. Antelope County Clerk and Road Superintendent worked on an application/agreement, and it was presented today. Discussion. The Commissioners requested the fee be increased to \$500.00, and stated the application/agreement was fine, however, they requested the County Attorney to review before it is set in place. Item to be back on the agenda next week with resolution.

**Repeaters:** Sheriff Moore reported the Baun Farms are putting up a 250 feet tower on their property approximately 6 miles south and west of Elgin. They have agreed to place a repeater for emergency communications on the tower. Sheriff Moore has spoken to Platte Valley, and they will work the

Sheriff and with the Baums to find out more information. Discussion of how much placement would cost, and continued maintenance would be. The Commissioners requested to continue to be updated. This will be a continuing discussion, possibly with Platte Valley next week.

**City/Village Law Enforcement Contracts:** Sheriff Moore reported the town/village contracts are up for renewal. He has visited with the Council or The City of Elgin, Village of Orchard, Village of Clearwater and Village of Oakdale. All have agreed to a \$50.00 per month increase and to continue with the same agreement for two (2) years. Motion by Commissioner Williby, seconded by Commissioner Jacob to approve the increase and initiate renewals for the 2025-2027 years. Voting aye: Dittrich, Williby, Jacob and Henery. Krebs was absent. Nays none. Motion passed.

**Budget:** Short discussion on budget. The Commissioners desired to have a report from the departments regarding their wages and proposed increases. The Commissioners desire to meet with the Weed Department during next week's budget discussion, next week. Commissioner Williby, seconded by Commissioner Jacob, made a motion to hold the budget public hearing on Tuesday, September 16<sup>th</sup> at 8:00 AM, and authorized the Clerk to publicize same. Voting aye: Dittrich, Williby, Jacob and Henery. Nays none. Krebs was absent. Motion passed.

12:19 PM Commissioner Krebs returned to meeting.

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

The meeting was adjourned at 12:34 PM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: \_\_\_\_\_  
Chairman of the Board, Charlie Henery

Attest: \_\_\_\_\_  
County Clerk, Lisa Payne