

May 5th, 2026
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, May 5th, 2026, at 9:00 AM in the County Commissioner’s Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. The meeting was called to order by Board Chairperson, Charlie Henery, with the following board members in attendance: Jacob, Krebs, Dittrich, Williby and Henery. 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 agenda as presented. Voting aye: Jacob, Krebs, Dittrich, Williby and Henery. Nays none. Motion carried.

Minutes: Minutes of April 14th, 2026 Board of Commissioner Meeting: Motion by Commissioner Jacob, seconded by Commissioner Dittrich to approve minutes of April 14th, 2026 Board of Commissioner Meeting. Voting aye: Jacob, Williby, Dittrich, Krebs and Henery. Nays none. Motion carried.

Correspondence was Reviewed: copy of change order, pay application and certificate of substantial completion; Northeast Nebraska Solid Waste Coalition; Interlocal cooperation agreement between Antelope County and the Village of Clearwater regarding public infrastructure; copy of BC/BS NE rates for 2026; NENEDD membership certificate and letter; project update-Lewis and Clark Lake Watershed; JEO Royal North half over (6 months left); Jail Standards letter regarding annual inspection on June 4th, 2026; Great Plains Communication change order; NACO health/dental renewal and flyers; certificate of liability insurance Rutjens Construction; pledge collateral for Imprest account; NPPD letter regarding no pay on permits; copy of Viking Fire Protection and Protex Central fire alarm inspection bids; petition to close an approximate two (2) miles of 852nd Road between 522nd and 524th Avenue; Dixon Construction Certificate of Liability; Eric Hancock – public records request; summary of fund balance expenditures after closing April business; Harbor Freight has approve our tax exempt status.

The Commissioners requested the Clerk to work with Harbor Freight credit program.

9:05 (9:18) AM: Public Comment: Chairman Henery called for any public comments three (3) times. No comments were voiced.

Zoning Administrator Report: Mrs. Wingate attended the grant writing workshop yesterday.

- No further report.

Bold Nebraska – CO2 Pipeline: Shelli Meyer met with the Commissioners in follow-up of the CO2 pipeline. She reported there are many obstacles to the planned pipeline. Because of developments – the formerly planned route is no longer viable. She shared a packet of information. Discussion. Miss Meyer plans to update the Commissioners with developments in the future. No action today.

Interlocal Agreement with Village of Clearwater: The Village of Clearwater is wanting to add a sales tax increase issue on the General Ballot in November. To facilitate this an agreement was presented for signature. This is a follow-up discussion from February. The Commissioners reviewed and wondered if County Attorney Smith had reviewed. The Clerk stated she had not shared, because she thought he (County Attorney) was working with Clearwater’s Village Attorney on it. The Commissioners requested to hold item until the County Attorney has had time to review.

Protex Central & Viking Fire Protection Group: In follow-up of recent discussion regarding the fire suppression system and fire alarms. Currently, Antelope County contracts with Protex Central for fire alarm inspections. The contract is coming due to be renewed and the paperwork is presented to continue the contract. Discussion and comparison of the cost of fire alarm inspections by Protex Central and Viking Fire Protection Group. Viking Fire Protection Group had completed some repairs on the system and put in a proposal to do the fire alarm inspections with the fire suppression system regular inspections. Because of distance, Viking Fire Protection Group fire alarm inspections are high in comparison. Discussion. Motion is made by Commissioner Dittrich, seconded by Commissioner Williby to approve the fire alarm inspection to continue with Protex Central, and to award the proposal to Viking Fire Protection Group per the submitted quotes. Voting aye: Dittrich, Williby, Jacob, Krebs and Henery. Nays none. Motion carried.

Blue Cross-Blue Shield Renewal: held discussion. NACO is planning on attending next weeks meeting.

Road Superintendent Report:

- **Oversize Permits not using permitted routes:** Commissioner Dittrich encountered a number of oversize permits not on the permitted route. And, more importantly, the route being used has a bridge that should not be utilized with this type of road. He in fact contacted the drivers and Invenergy and re-iterated the importance of the permits – and permitted routes. Discussion. Some of the recent permits have a ‘notice’ on them – from the submitter that there is a \$5,000.00 fine for not utilizing the route as permitted. The Commissioners will pursue something to put more accountability in the permits. Commissioner Dittrich will follow-up with County Attorney. No action today.
- **NPPD Hoskins-Neligh:** This has been an ongoing discussion. NPPD refuses to pay the permit fees. The present submission is for nine (9) road crossings. A letter is presented today, stating they do not pay these fees as Nebraska Statute 70-305 states they have access to all count and state right of ways. As in the past – the Commissioners do believe the payment should be submitted. And on the recommendation of the County Attorney in April denied the request again. The Commissioners requested the Clerk reach out to Miss Blatchford (correspondent) and let them know we continue to deny the permits. No further action today.
- **Temporary Road Use Permit:** This permit was submitted by Thunderhead for Klabenes Construction to construct a temporary road radius for delivery of blades. The radius’ sill be in the intersection of 846th Road and 512th Avenue – SW corner of the intersection. Nick Heithoff from Invenergy was very prompt in the submission and payment of the permit. Discussion. Commissioner Dittrich voiced he had driven over it for a visual and physical inspection and saw no issues with the placement. Motion by Commissioner Dittrich, seconded by Commissioner Williby to approve the Temporary Road Use Permit. Voting aye: Dittrich, Williby, Krebs, Jacob and Henery. Nays none. Motion carried.
- **Access Permit:** to complement the above Temporary Road Use Permit, Mr. Heithoff also submitted an access permit. This request is to remain in place for the duration of the project. Located in the south half of Section 5, Township 24, Range 8, West of the 6th P.M., Antelope County, Nebraska Discussion. Motion by Commissioner Dittrich, seconded by Commissioner Williby to approve access for the duration of the project, and to be removed upon completion. Voting aye: Dittrich, Williby, Krebs, Jacob and Henery. Nays none. Motion carried.
- **Access Permit:** Permit was submitted by Aaron Rice to install a driveway access to a cattle barn. Access to be installed along 852nd Road in the SE¼SE¼ of Section 33, Township 26, Range 6, West of the 6th P.M., Antelope County, Nebraska. He intends to construct a cattle barn in the area. Mr. Kluthe voiced no conflicts and no culvert is needed. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve the access. Voting aye: Dittrich, Williby, Krebs, Jacob and Henery. Nays none. Motion carried.
- **Access Permit:** Permit was submitted by Frank Morrison to install driveway access to a field. Access to be installed along 521st Avenue in the NE¼NE¼ of Section 26, Township 26, Range 7, West of the 6th P.M., Antelope County, Nebraska. Mr. Kluthe voiced no conflicts and no culvert is needed. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve access. Voting aye: Dittrich, Williby, Krebs, Jacob and Henery. Nays none. Motion carried.
- **Access Permit:** Mr. Heithoff, Thunderhead submitted an access permit. This request is to remain in place for the duration of the project. Located in the west half of Section 30, Township 24, Range 7, West of the 6th P.M., Antelope County, Nebraska Discussion. Motion by

Commissioner Dittrich, seconded by Commissioner Williby to approve access for the duration of the project, and for it to be removed upon completion. Voting aye: Dittrich, Williby, Krebs, Jacob and Henery. Nays none. Motion carried.

- Oversize Permits:** 30 permits were submitted for oversize transferring cranes and turbine parts. Discussion. Mr. Kluthe has worked with the various submitters regarding the transfer routes. After, he voices no issues with the permits today. Motion by Commissioner Dittrich, seconded by Commissioner Williby to approve the permits as submitted. Voting aye: Williby, Krebs, Jacob, Dittrich and Henery. Nays none. Motion carried. The following were approved.
 - Oversize Permit: (467) 515th Avenue North to Highway 70 west from Pad T-15/Hawk Transport
 - Oversize Permit: (468) 515th Avenue North to Highway 70 west from Pad T-15/Hawk Transport
 - Oversize Permits: (469-478) 516th Ave-836th Rd-520th Ave-south to Tower 81
 - Oversize Permits: (479-481) 846th Rd north on 514th Ave east on 848th Rd- north River Road/Southern Lifting/Hoisting
 - Oversize Permits: (482)531st South – 839th Road West – 529th Ave N-840th Rd West Tower 318/Atlas Crane
 - Oversize Permits: (483-484) 516th Avenue to Highway 70/Wilkerson Crane
 - Oversize Permits: (485-487) Highway 70 east to 516th Avenue to Wheeler Co to Pad Tower 49/Hawk Transportation
 - Oversize Permits: (488-490) Highway 275 south on 531st Ave to 839th Rd - 529th Ave-840th Rd/Hall
 - Oversize Permit: (491) 516th Avenue to 836th Road to 520th Avenue to Tower 8/True Steel
 - Oversize Permit: (492-497) 840th Road - 529th Avenue - 839th Road to Highway 45/Buchanan Logistics
- Change Order #1 – Dixon Construction Co. – Brunswick Northwest and Royal North:** Today the change order is presented to adjust final quantities. This is a \$2,041.70 change order to the final project. Motion by Commissioner Dittrich, seconded by Commissioner Williby to approve the change order as presented. Voting aye: Dittrich, Krebs, Williby, Jacob and Henery. Nays none.. Motion carried.
- Certificate of Substantial Completion - Dixon Construction Co. – Brunswick Northwest and Royal North:** Today the certificate of substantial completion is presented. All work was completed as of April 24th, 2026. Motion by Commissioner Krebs, seconded by Commissioner Dittrich to approve the Certificate of Substantial Completion and authorize Chairman to sign certificate. Voting aye: Dittrich, Krebs, Jacob, Williby and Henery. Nays none. Motion carried.
- Contractors Application for Payment – Dixon Construction Co. – Brunswick Northwest and Royal North \$80,474.92:** A pay application for \$80,474.92 is presented today. Mr. McDonald has forwarded the application to the Commissioners. \$40,237.46 is Antelope County’s share. Motion by Commissioner Williby, seconded by Commissioner Jacob, to approve and authorize the claim to be coded for payment next week. Voting aye: Dittrich, Jacob, Williby, Krebs and Henery. Nays none. Motion passed.

CHANGE ORDER NO.: Two

Owner: Antelope-Knox County, Nebraska
Engineer: JED Consulting Group, Inc.
Contractor: Dixon Construction Co.
Project: Brunswick Northwest and Royal North
Contract Name: Brunswick Northwest
Date Issued: 4/24/2026
Effective Date of Change Order: 4/24/2026

The Contract is modified as follows upon execution of this Change Order:
Reconcile quantities to as-built conditions

Attachments:

CERTIFICATE OF SUBSTANTIAL COMPLETION

Owner: Antelope-Knox County, Nebraska
Engineer: JED Consulting Group, Inc.
Contractor: Dixon Construction Co.
Project: Brunswick Northwest and Royal North
Contract Name: Brunswick Northwest

Owner's Project No.: 240778.00
Engineer's Project No.: 240778.00
Contractor's Project No.: 240778.00

☐ Preliminary ☒ Final Certificate of Substantial Completion applies to:

☒ All Work ☐ The following specified portions of the Work:
Brunswick Northwest

Date of Substantial Completion: April 24, 2026

The Work to which this Certificate applies has been inspected by authorized representatives of Owner, Contractor, and Engineer, and found to be substantially complete. The Date of Substantial Completion of the Work or portion thereof designated above is hereby established, subject to the provisions of the Contract pertaining to Substantial Completion. The date of Substantial Completion in the final Certificate of Substantial Completion marks the commencement of the contractual correction period and applicable warranties required by the Contract.

A punch list of items to be completed or corrected is attached to this Certificate. This list may not be all-inclusive, and the failure to include any items on such list does not alter the responsibility of the Contractor to complete all Work in accordance with the Contract Documents.

Amendments of contractual responsibilities recorded in this Certificate should be the product of mutual agreement of Owner and Contractor; see Paragraph 15.03.D of the General Conditions.

The responsibilities between Owner and Contractor for security, operation, safety, maintenance, heat, utilities, insurance, and warranties upon Owner's use or occupancy of the Work must be as provided in the Contract, except as amended as follows:

Amendments to Owner's Responsibilities: ☒ None ☐ As follows:

Amendments to Contractor's Responsibilities: ☒ None ☐ As follows:

The following documents are attached to and made a part of this Certificate:

This Certificate does not constitute an acceptance of Work not in accordance with the Contract Documents, nor is it a release of Contractor's obligation to complete the Work in accordance with the Contract Documents.

EXECUTED BY ENGINEER:

By: [Signature] Title: Construction Engineer Date: 4/24/26

By: [Signature] Title: Owner (Authorized Signature) Date: 05/10/2026

By: [Signature] Title: Contractor (Subcontractor Signature) Date: 04/24/2026

Contractor's Application for Payment

Owner: Antelope County, Nebraska
Engineer: JED Consulting Group, Inc.
Contractor: Dixon Construction Co.
Project: Brunswick Northwest and Royal North
Contract: Brunswick Northwest

Owner's Project No.: 240778.00
Engineer's Project No.: 240778.00
Contractor's Project No.: 240778.00

Application No.: 4
Application Period: From 1/15/2026 to 4/24/2026

Application Date: 4/24/2026

1. Original Contract Price \$ 619,230.88

2. Net change by Change Orders \$ 6,696.70

3. Current Contract Price (Line 1 + Line 2) \$ 625,927.58

4. Total Work completed and materials stored to date (Sum of Column G Lump Sum Total and Column J Unit Price Total) \$ 625,927.58

5. Retainage
a. ☐ X \$ 625,927.58 Work Completed = \$
b. ☐ X \$ - Stored Materials = \$
c. Total Retainage (Line 5.a + Line 5.b) \$ 625,927.58

6. Amount eligible to date (Line 4 - Line 5.c) \$ 249,452.66

7. Less previous payments (Line 6 from prior application) \$ 80,474.92

8. Amount due this application \$ 80,474.92

9. Balance to finish, including retainage (Line 3 - Line 4 + Line 5.c) \$

Contractor's Certification

The undersigned Contractor certifies, to the best of its knowledge, the following:
(1) All previous progress payments received from Owner on account of Work done under the Contract have been applied on account to discharge Contractor's legitimate obligations incurred in connection with the Work covered by prior Applications for Payment;
(2) Title to all Work, materials and equipment incorporated in said Work, or otherwise listed in or covered by this Application for Payment, will pass to Owner at time of payment free and clear of all liens, security interests, and encumbrances (except such as are covered by a bond acceptable to Owner indemnifying Owner against any such liens, security interests, or encumbrances); and
(3) All the Work covered by this Application for Payment is in accordance with the Contract Documents and is not defective.

Contractor: Dixon Construction Co. Box 47, Correctionville, IA 51016

Signature: [Signature] Date: 04/24/2026

Recommended by Engineer By: [Signature] Title: Construction Inspector Date: 4/25/2026

Approved by Owner By: [Signature] Title: [Signature] Board of Commissioners Date: 5-5-26

Approved by Pending Agency By: Title: Date:

By: Title: Date:

- Discussion on Trucks and Equipment:**
 - Wet Kit for the new trucks are about \$14,000.00. Mr. Wilkins was able to transfer a wet kit from the old truck for the second truck.
 - Dump Truck is working well – needs tarp. Housed in Orchard. Pusher axels fixed.
 - AMZ truck is back and going. Yesterday was rough – as first days are. Waiting for more regular warm water.
 - Purple 210 – wet kit from 224 – there was a spring out of it and a crack so it is at Blackstrap then will go to Norfolk for front end alignment.
 - During first clay mile, there were some air links found on some of the trucks. There are little things throughout the fleet going wrong.
 - Arms are tarps are breaking being replaced with steel arms. Lammers Trailers are helping with repairs.
 - Graders are mostly up and going. The ‘H’ in Elgin solenoid is out. Seals are leaking. Mr. Grubb is aware and will put on a to-do list – as not an urgent matter.
- Mr. Jones reports he has had a couple of positive feedback phone calls.
- 846th Road – hard and rough – The road crew is working on a clay gravel cap. Discussion. The Commissioners suggested adding signage to this area, so the traveling public are aware of the conditions. i.e. Caution signs.
- Asphalt Mix Strips:** 14/20 needs to dry. The mix strips in Oakdale had water between them, it was drained yesterday. 14/20 is ready to shoot when it is dry and warm enough.
- Summerland and Orchard Road follow-up:** Commissioner Krebs reports Antelope County was not awarded funding because funding was awarded to the curves south of Ewing – which had a fatality accident late last winter. Because the two (2) projects were in such close proximity they did not choose Antelope County. She plans to continue to work with Congressman Adrian Smith on next years award. No further action at this time.

Road Department Discussion: Discussion with the current road department supervision regarding project plan for 2026 construction season. At this time, no plan was submitted. It was requested the Superintendent and Road Foreman come up with a plan for next week. At this time there is over \$4,000,000.00 in the Road and Bridge Budget and no projects. Commissioner Dittrich again brought up 839th Road, as he has in the previous three (3) meetings. This road has had it share of issues over the years, however it presents as a hazard today, and should be addressed sooner rather than later. 839 needs fixed, with a good base (cold mix). The Commissioners challenged the Road Department to come with a plan to next weeks meeting.

Road Foreman’s Pay Increase: In March of 2025, Antelope County promoted Mr. Duane Jones to Road Foreman. He has inquired into a pay increase. He reports he asked inquired with the Road Superintendent and has not received an answer or direction. Discussion. The Road Superintendent reported he had completed an evaluation in August. The Commissioners agreed he has been responsive in getting things done and reporting to them. The Board requested the Road Superintendent to update the evaluation, and report to the Board with a suggested increase and the Board would help come up with a wage – as warranted during the first June meeting-to be implemented in a timely manner.

The Commissioners requested the Road Superintendent and Road Foreman to come up with a plan and projects for continued work and follow-up.

There being nothing more to discuss.

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

The meeting was adjourned at 11:57 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne
Lisa Payne