

January 3, 2017  
Antelope County Board of Supervisors  
Neligh, Nebraska

The Antelope County Board of Supervisors convened in regular extra session on Tuesday, January 3, 2017 at 9:03 AM in the County Supervisor's Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Chairman Schwager, with the following board members responding to roll call: Kerkman, Schindler, Koinzan, Henery, Williby and Schwager. Bolling absent. Newly elected commissioner Eli Jacob was also in attendance. Chairman Schwager stated that the open meeting laws are posted on the east wall of the Supervisors' 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 Supervisors.

Barb Finn, Antelope County Court Office met with the Supervisors regarding her office remodel and security measures. She had requested four (4) or five (5) bids/ideas in the remodeling/reconfiguring of the office. The only response she received was from Kinnan Construction for \$ 8,900.00. The bid includes: *custom built security wall in clerk of the county court office. Build a new base cabinet with sliding doors. Countertop with safety glass teller window, above counter top will be solid oak frame secured to existing wall with oak strips that also serve as a security ceiling. Build partition wall with solid door and keypad lock for room access. The wall will remain 4' from ceiling height. Labor and materials. (Does not include moving electrical switch.)* The bid does not include an exit only exterior door Barb is requesting for the south exit door in her office. The ceiling, and new lighting will be extra. Motion by Supervisor Henery, seconded by Supervisor Schindler to approve and accept Kinnan's construction estimate. Voting yay: Henery, Schindler, Williby, Koinzan, Kerkman, and Schwager. Bolling absent. Nays none. Motion carried.

Zoning Administrator report: Liz presented December Permit Report and the 2016 Yearly Permit Report. Minutes for the Planning Commission Meetings from August 2016, September 2016, October 2016, and November 2016 meetings were presented for review. Roger Napton, Conditional Use Permit from January 2016 was sent a letter reminding him of conditions involved with his conditional use permit. Tonight there is a Planning Commission meeting at 6:30 PM in the Meeting Room of the Courthouse Annex, they will be reviewing land use, and conditional use permits, among other things. Mrs. Doerr did not think wind regulations would be discussed. No other report filed.

Discussion of July 4<sup>th</sup>, 2017 meeting date. The 4<sup>th</sup> of July is on Tuesday. Supervisors agreed to Commissioner meeting will be Monday, July 3, 2017.

Correspondence was reviewed: Berggren Architects regarding Candy Jars (8); NDOR Quarterly Bridge Inspection; NDOR Past Due Bridge Inspection Reminder; Turbine Noise Issue letter from Joe Smith, County Attorney to county constituent, Judy Wilcox; Planning and Zoning Member List; Connecting Point quote for a computer for County Attorney Office; Champlin Tire Recycling Inc.; City of Neligh \$100.00 credit for Christmas Lighting; The Wind Coalition letter; Jerry Berggren email regarding tuckpointing work on the Blue Cross/Blue Shield letter regarding Pharmacy Network Changes in 2017. Health Assessment Summary from NACO-Blue Cross/Blue Shield – Judd Allen will present next Tuesday, January 10, 2017.

Email from Berggren Architect was discussed. Supervisors requested clerk write a letter explaining the work has been completed.

Receipts: Madison County Diversion \$866.90.

Vacation/Sick Leave Policies were discussed. There are a number of Antelope County Employees who have accumulated a number of vacation hours. These hours, have not been policed and used in a timely fashion. Because the policy clearly states the employee must use all vacation time within 13 months it is imperative to have all vacation hours used within the 13 month. In acknowledgement of the unused surplus leave it was brought to the attention and addressed during the meeting. Casey Dittrich, Antelope County Road Boss, has acknowledge the task and asked the Supervisors/Commissioners work with him in getting these hours into workable banks for the employees and the county. It is a fact, "banked" vacation hours could be a real budget buster for the county if something should happen. The supervisors/commissioners agreed to allow Casey to work with the employees to utilize this time in the best manner.

Brian McDonald met with the supervisors regarding the One and Six Year Road Plan. This is the yearly reminder to set the public hearing and to discuss or prioritize the projects for the upcoming year. We have always assigned projects by districts. We have cleaned up a lot of projects in the last year. The map presented show current projects, and projects completed were removed. Supervisor Koinzan spoke in favor of Wayne Wingate's project. The project is being surveyed next week. It is a huge safety issue. Especially, after the total house fire in Burnett Township. If items need or are wanted on the One and Six Year Road Plan they need to be added before the public hearing, so the plan can be approved as written. Motion by Supervisor Henery, seconded by Supervisor Williby to set public hearing date as February 7, 2017 at 10:00 AM. Voting aye: Henery, Williby, Koinzan, Kerkman, Schindler and Schwager. Nays none. Bolling absent. Motion passed. \*\*A question was raised regarding bridge on road by Jack Green, Lucy Allemang, and Knievel's about if the bridge was Antelope County or if it had been annexed. The bridge continues to belong to Antelope County.

A & R Construction Pay Application was presented for approval per Brian McDonald, Highway Superintendent. This pay application is for Site 1 and 3, Elgin bridge project. Site two is under proposal and decision as to when to start. Motion by Supervisor Henery, seconded by Supervisor Williby to approve pay application. Voting aye: Henery, Williby, Koinzan, Kerkman, Schindler and Schwager. Nays none. Bolling absent. Motion passed. Claim to be presented next week.

Board of Equalization from approximately 10:04 to 10:17 AM.

Casey Dittrich, Antelope County Road Boss gave his meeting report. In follow-up of the Motor Vehicle Accident, we talked to the DOT, lead investigator in Lincoln. He gave me a list of things to do within two weeks to complete in lieu of a \$2,000.00 fine. Casey shared the letter with the plan of action Antelope County has implemented to have the county in compliance with DOT regulations. The DOT requires entities to have "Drug and Alcohol Testing Guide" to the county policy. The letter explained our plan, and the regularity of the DOT testing. Driving records have to be on file, and renewed on an annual basis. During this accident and since it was a great learning

experience. However, it requires updating of various county policies. Casey has been working with Chad Engel and Tim Baxter from NIRMA to establish a Guide to Alcohol and Drug Testing. NIRMA was very helpful in the drafting of this policy. Mr. Dittrich requested the supervisors review the policy as it is written, and make available for approval during next week's meeting.

Mr. Dittrich asked about auction time purchases. They are currently following a couple trucks on Auction. The trucks appear to be in good repair, and seem to be a pretty good purchase. It was discussed we probably will not bid on these trucks. We will check with the county attorney as to the what nots in an auction purchase. Mr. Dittrich was looking for a direction of when the Supervisors are interested in purchasing a replacement truck. It was discussed they should start the bid process soon. It was discussed the Supervisors will reach out to Casey to add projects to the One and Six Year Road Program.

Supervisor Henery discussed the purchase of a courthouse vehicle. This discussion is ongoing. Jonny Dodge had presented a list of four vehicles for the last meeting. At present, one of the vehicles listed has been sold, and another vehicle was added. It is important to purchase a vehicle that will move into the future. It was discussed again to have the current Durango looked at by a repair shop. No further action at this time. It will be placed on next week's agenda.

The easement deeds for the Tilden Bridge Project (Project # C-2(335) have been signed and witnessed. The first deed was granted by Jerry L. Hales and Sandra A. Hales, tract containing 0.816 acres in the NW¼ of Section 21, Township 24, Range 5 West of the 6<sup>th</sup> P.M. Antelope County, Nebraska. The second parcel, granted by Duane Ritter, for a tract containing 0.283 acres in SE¼ of Section 16, Township 24 North, Range 5 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska. The third parcel granted by The Frederick M. Ritter Revocable Trust and Clara E. Ritter Revocable Trust (each an undivided ½ interest) tract containing 1.229 acres in the SW¼ of Section 16, Township 24 North, Range 5 West of the 6<sup>th</sup> P.M., Antelope County, Nebraska. The Easement Deeds, similar in nature read:

EASEMENT DEED

KNOW ALL MEN BY THESE PRESENTS:

THAT \_\_\_\_\_, as tenants in common, hereinafter known as the Grantor, whether one or more, for and in consideration of the sum \_\_\_\_\_ Dollars in hand paid does hereby grant, and convey unto Antelope County, Nebraska, and to its successors and assigns the following described permanent easement of the purpose of Rand and Culvert Construction and the subsequent maintenance of same, situated in Antelope County, and State of Nebraska, to wit;

(legal descriptions)

The abandonment of said permanent easement for the purposes described herein shall render this conveyance void and cause said permanent easement to revert to said Grantor and to his, her or their heirs, successors and assigns. Signed this 8<sup>th</sup> day of December A.D. 2016.

Notary and Seal

1) Jerry L and Sandra A. Hales. - \$249.90

*A tract of land located in the Northwest Quarter (NW1/4) of Section 21, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County, Nebraska, more particularly described as follows:*

*Beginning at the Northeast Corner of the Northwest Quarter (NW 1/4) of Section 21, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County Nebraska; thence South 00 degrees 26 minutes 59 seconds East (an assumed bearing) on the East Line of said Northwest Quarter (NW 1/4), a distance of 33.00 feet; thence South 89 degrees 33 minutes 01 seconds West, a distance of 337.28 feet parallel with and 33.00 feet South of the North Line of said Northwest Quarter (NW 1/4); thence South 00 degrees 32 minutes 59 seconds East, a distance of 17.00 feet; thence South 89 degrees 33 minutes 01 seconds West, a distance of 125.00 feet parallel with and 50.00 feet South of the North Line of said Northwest Quarter (NW 1/4); thence North 00 degrees 32 minutes 59 seconds West, a distance of 17.00 feet; thence South 89 degrees 33 minutes 01 seconds West, a distance of 549.60 feet parallel with and 33.00 feet South of the North Line of said Northwest Quarter (NW 1/4); thence North 01 degrees 08 minutes 54 seconds West to the North Line of said Northwest Quarter (NW1/4, a distance of 33.00 feet; thence North 89 degrees 33 minutes 01 seconds East on said North Line, a distance of 1012.28 feet to the point of beginning. Said tract contains 0.816 acres, more or less, which includes 0.767 acres, more or less, previously occupied as public road, the remaining 0.049 acres, more or less, being the area hereby acquired.*

2. The Frederick M. Ritter Revocable Trust and The Clara E. Ritter Revocable Trust - \$2,356.20

*A tract of land located in the Southwest Quarter (SW1/4) of Section 16, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County, Nebraska, more particularly described as follows:*

*Beginning at the Southeast Corner of the Southwest Quarter (SW1/4) of Section 16, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County, Nebraska; thence South 89 degrees 33 minutes 01 seconds West (an assumed bearing) on the South Line of said Southwest Quarter (SW1/4), a distance of 1012.28 feet; thence North 01 degrees 08 minutes 54 seconds West, a distance of 40.00 feet; thence North 89 degrees 33 minutes 01 seconds East, 175.01 feet parallel with and 40 feet North of the South Line of said Southwest Quarter (SW1/4); thence North 84 degrees 58 minutes 20 seconds East, a distance of 250.57 feet; thence North 89 degrees 33 minutes 01 seconds East, a distance of 150.50 feet parallel with and 60.00 feet North of the South Line of said Southwest Quarter (SW1/4); thence North 00 degrees 34 minutes 16 seconds West, a distance of 5.00 feet; thence North 89 degrees 33 minutes 01 seconds East, a distance of 100.00 feet parallel with and 65.00 feet North of the South Line of said Southwest Quarter (SW1/4); thence South 00 degrees 34 minutes 16 seconds East, a distance of 10.00 feet; thence North 89 degrees 33 minutes 01 seconds East, a distance of 250.46 feet parallel with and 55 feet North of the South Line of the Southwest Quarter (SW1/4) of said Section 16; thence South 89 degrees 34 minutes 06 seconds East, a distance of 87.01 feet to the East Line of said Southwest Quarter; thence South 00 degrees 26 minutes 59 seconds East, a distance of 53.66 feet on said East Line to the point of beginning. Said tract contains 1.229 acres, more or less, which includes 0.767 acres, more or less, previously occupied as public road, the remaining 0.462 acres, more or less, being the area hereby acquired.*

3. Duane Ritter - \$ 525.30

*A tract of land located in the Southeast Quarter (SE1/4) of Section 16, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County, Nebraska, more particularly described as follows:*

*Beginning at the Southwest Corner of the Southeast Quarter (SE1/4) of Section 16, Township 24 North, Range 5 West of the 6th Principal Meridian, Antelope County, Nebraska; thence North 00 degrees 26 minutes 59 seconds West (an assumed bearing) on the West Line of said Southeast Quarter (SE1/4), a distance of 53.66 feet; thence South 89 degrees 34 minutes 06 seconds East, a distance of 237.99 feet; thence South 00 degrees 01 minutes 32 seconds West, a distance of 50.15 feet to the South Line of said Southeast Quarter (SE1/4); thence South 89 degrees 35 minutes 10 seconds West on the South Line of said Southeast Quarter (SE1/4), a distance of 237.55 feet, to the point of beginning. Said tract contains 0.283 acres, more or less, which includes 0.180 acres, more or less, previously occupied as public road, the remaining 0.103 acres, more or less, being the area hereby acquired.*

Payroll claims were reviewed. Motion by Supervisor Kerkman, seconded by Supervisor Henery to approve and pay claims as submitted. Voting aye: Kerkman, Henery, Williby, Schindler, Koinzan and Schwager. Nays none. Bolling absent. Motion carried. Warrant signed by Chairman Schwager.

Quarterly jail inspection is due. Supervisors Kerkman, Schindler, and Henery volunteering to complete the jail inspection.

Sheriff Moore gave a brief update of his pickup purchase. He has received two (2) quotes. One from Cornhusker Auto in Norfolk for approximately \$38,000.00. The second quote is from Jonny Dodge for approximately \$32,000.00. He is leaning toward the Jonny Dodge purchase for both the price and the Antelope County Location. No action.

Motion was made by Supervisor Henery, seconded by Supervisor Kerkman to adjourn. Voting aye: Henery, Kerkman, Williby, Schindler, Koinzan and Schwager. Bolling absent. Nays none. Motion passed.

Meeting adjourned at 11:18 AM.

ANTELOPE COUNTY BOARD OF SUPERVISORS

By: \_\_\_\_\_

Chairman of the Board, LeRoy Kerkman

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