

February 2nd, 2021
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, February 2nd, 2021 at 9:10 AM in the County Commissioner’s Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Chairman Henery, with the following board members responding to roll call: Jacob, Henery, Pedersen, Krebs and Smith. Chairman Henery 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. Agenda for said meeting was sent to all members of the County Board of Commissioners.

Pledge of Allegiance was recited.

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

Fuel Contracts: Aaron presented a fuel contract from Farmers Pride for 39,000 gallons at \$2.17 during the months of June, July, August, September, October and November 2021. It had been discussed to try to capitalize a savings incase fuel prices should increase. Discussion. Motion by Commissioner Smith, seconded by Commissioner Pedersen to accept and authorize the Board Chairman to sign the fuel contract. Voting aye: Krebs, Jacob, Pedersen, Smith, and Henery. Nays none. Motion carried.

Minutes of the January 12th, 2021 Board of Commissioner Meeting: Motion by Commissioner Smith, seconded by Commissioner Jacob to approve minutes as presented. Voting aye: Jacob, Smith, Pedersen, Krebs and Henery. Nays none. Motion carried.

Correspondence was reviewed: Copy of GIS map of Clearwater School layout; NDOT Past Due Bridge Inspection Reminder; Knife River Parking Lot Overlay proposal; State of Nebraska Local Project Monthly Status Update Orchard & Tilden North; 3 bid proposals for bat mitigation from the St. Peters Episcopal Church, DR-4420NE Applicant Meeting Agenda regarding project status; Department of Environmental and Energy Services letter regarding Global Organics, LLC Animal Feeding Operations – NE¼ & SE¼ 13-27-6; Klabenes Land & Cattle LLC Concentrated Animal Feeding Operation NE¼ & E½SE¼ 20-26-7; UNL/NACO Educational Series Flyer; Letter from County Treasurer regarding Pledge Collateral; Kutak Rock letter regarding CD transcript referencing 3,000,000.00 Highway Allocation Fund Pledge Bonds; letter from State of Nebraska regarding signed filed regarding Willowdale Tower Site; Union Bank & Trust Monthly Statement on Antelope Memorial Hospital Bond Refinancing.

Closing of 841st Road between 510th & 511th Avenues: On December 1st, 2020 a public hearing to close this stretch of road was held. At that time, it was motioned and approved to leave the road open. Today, after talking with the local landowners, Brian McDonald is requesting to hold a second public hearing to close the portion of road. Invenergy has been working with neighboring land owners and working on some type of easement with same landowners. Discussion today with Brian McDonald stating the petition and road study would not have to be repeated. A new public hearing should be set and a resolution setting same could/should be signed if the Board wanted to approve same. Krystle Campa, attorney with Invenergy, stated they are working with land owners. It should be completed by the March 2nd, 2021 meeting. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to set, approve, and authorize Board Chairman to sign resolution setting a public hearing for 10:00 AM on Tuesday, March 2nd, 2021. Voting aye: Jacob, Smith, Pedersen, Krebs and Henery. Nays none. Motion carried.

RESOLUTION 2021-02-00001
ANTELOPE COUNTY, NEBRASKA
Resolution Setting Public Hearing – Closing 841st Road

WHEREAS, the Antelope County Board of Commissioners has been asked to reconsider the vacation or abandonment of 841 Road between 510th and 511th Avenue That was petitioned for closure previously and the Board chose to leave the road open. The road is located between Sections 30 and 31, in Township 24 North, Range 8 West of the 6th Principal Meridian, Antelope County Nebraska.

WHEREAS, a written report of the use of the road has been completed by the Highway Superintendent and is filed with the County Clerk

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that a public hearing date be set for 10:00 A.M. the 2nd day of March, 2021 to consider whether or not to vacate or abandon said road. The County Clerk is hereby directed to send copies of this resolution by registered or certified mail to the abutting and adjacent landowners and Wheeler County.

Adopted this 2nd day of February 2021, at Neligh, Nebraska

ATTEST:

____/s/ Lisa Payne_____
Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA
____/s/ Charlie Henery_____
Charlie Henery, Chairman

Commissioner_ Jacob_____
Moved the adoption of said Resolution
Roll Call: _5__Yea __0__Nay
Resolution adopted, signed and billed as adopted.

Knife River Proposal: Knife River had submitted a proposal for a two (2) inch asphalt overlay of the Antelope County Courthouse Parking Lot. (\$24,660.41) This proposal will be honored through the 2021 asphalt season as long as Knife River continues to host an asphalt plant in either O’Neill or Pierce, Nebraska. Discussion of parking lot condition, other actions, etc. It was generally agreed the parking lot in its current condition is NOT in horrible shape and it was uncertain if action was needed. It was agreed there is not action needed at this point. There is signage in the parking lot addressing uneven surfaces. We will continue to work with the City of Neligh to sweep parking lot. The proposal could be presented for honor this summer as long as asphalt plants are in place, if needed. No action at this time.

Depository Agreements: Annually, it is reviewed with local banks regarding their fund amount insurability for County Investments. Responding to the request this year are:

Pinnacle Bank (Neligh)	\$20,000,000.00
Cornerstone Bank (Tilden & Clearwater)	\$25,000,000.00
Heritage Bank (Neligh)	\$ Balance of Accounts less FDIC Coverage
Brunswick State Bank (Brunswick)	\$ 250,000.00
Bank of Orchard (Orchard)	\$ 250,000.00

Motion by Commissioner Pedersen, seconded by Commissioner Jacob to approve and accept all of the responding banks. Voting aye: Pedersen, Krebs, Smith, Jacob and Henery. Nays none. Motion carried.

Zoning Administrator Report: Liz appeared by ZOOM today, Zoning Permit Report will be shared next week. No further report.

Maximus Service Agreement: an annual cost allocation is completed to appropriate moneys in the Health and Human Services and Clerk of the District Court office to help determine financial allocations and reimbursements. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to accept terms and authorize the Chairman to sign said agreement. Voting aye: Smith, Jacob, Krebs, Pedersen and Henery. Nays none. Motion carried.

Clearwater Public School Ground: Item placed on the agenda in follow-up of January 12th, 2021 meeting. No action needed/taken.

Ten Point Pay Application/Change Order: this pay application was presented in January, and approved to pay pending Highway Superintendent approval. Brian McDonald thought it should have a change order and requested the County not to pay claim. Today it is presented with a change order. Brian explained the change order is to reflect change orders, reflecting same and increase in charges. Knife River accepted proposal; Knife River contracted with Ten Point. Brian suggested approving change order and pay application. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve change order and pay application to Ten Point Construction. Brian requested to add Certificate of Substantial Completion to next week’s agenda.

Bridge Fund Buyback Reimbursement Resolution: passed January 12, 2021. No action today.

Change Order, Pay Application, Certificate of Substantial Completion: Emergency Watershed Protection Projects-Rutjens Construction. During discussion today, Brian McDonald, Highway Superintendent requested to table acceptance of paperwork. He wanted to check on the total. No action today. Will be added to next week’s agenda.

Change Order, Pay Application, Certificate of Substantial Completion: Orchard Northeast (Weinrich) Rutjens Construction submitted these for approval/payment. Discussion. Brian agreed the paper work was in order and recommended approval of all. Motion by Commissioner Jacob, seconded by Commissioner Krebs to approve and allow Chairman to sign Change Order #1, Contractors Application for Payment, and Certificate of Substantial Completion. Voting aye: Jacob, Smith, Krebs, Pedersen and Henery. Nays none. Motion carried.

Road Superintendent Report:

- **Advertising for Gravel, Asphalt, Oil, Armor Coating:** every spring these are let for bid to try to capitalize on price stabilization/savings. Motion by Commissioner Krebs, seconded by Commissioner Jacob to approve advertising for same, with bid opening on March 9th, 2021 at 10:00 AM. Voting aye: Jacob, Smith, Krebs, Pedersen and Henery. Nays none. Motion carried.
- Access Permit: NE¼ Section 19, Township 28, Range 6, West of the 6th PM, Antelope County, Nebraska. Sean Schmidt presented a driveway access permit. Mr. Schmidt intends to construct a new home (as soon as April) at the location. Aaron has been in contact with applicant. This is a low lying, sometimes wet area. Owner is aware. The County will need to install a culvert. Ditch work is in the process – and will need to be completed. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve access permit on Road Superintendent recommendation. Voting aye: Jacob, Krebs, Smith, Pedersen and Henery. Nays none. Motion carried

Bat Mitigation – Episcopal Church. Three (3) bat mitigation proposals were presented from Antelope County Historical Society. The proposals presented:

Central Plains, Sioux Falls, SD	\$ 4,632.00
Aksarben & Critter Removal, Omaha	\$ 2,500.00-\$4,500.00
Orkin	\$ 4,700.00

The bids are within a short range. Ron Westlake, Antelope County Historical Museum Curator recommended Central Plains Bat Removal, as they have agreed to come back after bat removal and clean the ceiling of bat markings. All bids had a guarantee. The guano will have to be addressed at a later time after removal. This will happen this spring when the bats become active again. Motion by Commissioner Jacob, seconded by Commissioner Krebs to hire Central Plains Bat Removal to eradicate the bats at the St. Peters Episcopal Church. Voting aye: Jacob, Smith, Krebs and Henery. Nays none. Pedersen abstains. Motion carried

Promotional Fund Grant: request from Neligh Chamber of Commerce applied for a promotional grant for advertising of the Antelope County Home and Ag Expo. Request is for \$300.00, event is on March 2nd – 3rd, 2021 at the Antelope County Fairgrounds. Funding was approved by Antelope County Visitor Committee on January 15th, 2021. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to approve request for funds. Voting aye: Jacob, Henery, Pedersen, Krebs and Smith. Nays none. Motion passed.

Pitney Bowes: Pitney Bowes contract was presented today. During the January 12th, 2021 meeting a motion was made and approved to lease the SendPro P2000 basic mailing system for 60 months at \$288.06/month. Reflecting an approximate \$90.00 monthly savings over prior contract. This will be billed quarterly. Pitney Bowes sent the contract for signature. Motion by Commissioner Krebs, seconded by Commissioner Jacob to approve and authorize Chairman to sign contract. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

A single application was received by the Clerk for the Zoning Administrator position. Application was reviewed by Commissioners. No action taken.

No other issues to discuss. **Adjourn:** Motion was made by Commissioner Krebs seconded by Commissioner Jacob to **adjourn**. Voting aye: Jacob, Smith, Pedersen, Krebs and Henery. Nays none. Motion passed.

Meeting adjourned at 10:32 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne