

February 6<sup>th</sup>, 2024  
Antelope County Board of Commissioners  
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, February 6<sup>th</sup>, 2024, 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, Williby and Henery. Heithoff was absent. 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 Jacob seconded by Commissioner Krebs to approve agenda as presented. Voting aye: Jacob, Williby, Krebs and Henery. Heithoff was absent. Nays none. Motion carried.

**Minutes: Minutes of the January 9<sup>th</sup>, 2024, Board of Commissioner Meeting:** Motion by Commissioner Williby seconded by Commissioner Jacob to approve minutes of the January 9<sup>th</sup> Board of Commissioner Meeting as presented. Voting aye: Jacob, Williby and Henery. Krebs abstains. Heithoff was absent. Nays none. Motion carried.

**Correspondence was Reviewed:** Email from Bobbi Risor and Snow Storm Disaster Declaration Resolution; JEO Letters regarding warranty being half over from Koinzan Road and Ashfalls North; Nebraska Emergency Management Agency letter regarding-closing of Disaster 4375 – closing; Lewis and Clark Lake Watershed update; Tom Allemang Livestock Concentrated Animal Feeding Operation regarding cattle confinement; CTI Complete - Service Support Plan; Great Plains letter requesting support for broadband project for the Brunswick area; Keep Nebraska Beautiful email and flyer regarding used oil contract information; Imprest Pledge Collateral report; Local Government Opioid Claims – ENDO International; Union Bank and Trust Account Statement for December; Certificate of Liability Insurance (4); Thank you from Alexandra Shively regarding snow removal NEAT flyer regarding opposing pipeline.

**Zoning Permit Report** was reviewed and put on file.

**The Clerk of the District Court Fee Report** for January was reviewed and put on file.

**The Treasurer's Fund Balance Report** for January was reviewed and put on file.

**The Treasurer's Miscellaneous Revenue Report** for January was reviewed and put on file.

**The Treasurer's Sweep Account Statement** for January was reviewed and put on file.

**Rehire Antelope County Law Enforcement Center:** Darrin Ternus. Antelope County Law Enforcement Center wishes to rehire Darrin Ternus as a full-time Deputy. Mr. Ternus left Antelope County employment approximately three (3) years ago for a 'better' opportunity. Now, he wishes to return to further his career. He left in good standing, and the Deputy position with Antelope County Sheriff has and is vacant. Motion by Commissioner Williby, seconded by Commissioner Jacob to approve Antelope County Law Enforcement rehire of Darin Ternus as a full-time deputy. Voting aye: Jacob, Krebs, Williby and Henery. Heithoff was absent. Nays none. Motion carried.

**Declaration of Disaster:** January 11<sup>th</sup>, 2024, started an approximate ten (10) day snow, wind, frigid cold streak. The amount of snow continued to accumulate by 3-8 inches every couple of days. Antelope County Emergency Manager and Region 11 Emergency Manager declared a Disaster. This Disaster Declaration is presented for Board of Commissioner proclamation showing agreement. Motion by Commissioner Krebs, seconded by Commissioner Williby to declare the disaster and authorize the Chairman to sign declaration. Voting aye: Jacob, Krebs, Williby and Henery. Heithoff was absent. Nays none. Motion carried.

**ANTELOPE COUNTY  
LOCAL DISASTER DECLARATION**

A Disaster Declaration must be issued prior to requesting state or federal assistance.

A Disaster Declaration is transmitted through the County  
Emergency Management Director.

The County Board should also declare a disaster.

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January 17, 2024

Nebraska Emergency Management Agency:  
Antelope County (including the Cities/Villages of Elgin, Neligh, Tilton, Brunswick, Clearwater, Oakdale, Royal & Orchard) has suffered from a disastrous snowstorm with subzero temperatures that started on 1/11/2024 causing the entire county to shut down for multiple days because the road blockage/closures, disruption of utility service, and endangerment of health and safety of the citizens of Antelope County within the disaster area.

Therefore, the Chair of the Antelope County Board of Commissioners has declared a state of emergency authorized under Nebraska State Statute R.S. 81-829.50 on behalf of Antelope County, and will execute for and on behalf of Antelope County, the expenditure of emergency funds from all available sources, the invoking of mutual aid agreements, and the applying to the State of Nebraska for assistance from the Governor's Emergency Fund and any other resources he/she deems necessary in the fulfillment of his/her duties.

 WITNESS my hand and the seal of my office  
this 6<sup>th</sup> day of February, 2024.

Chair, Antelope County



 County (or City/Village) Clerk

2/6/2024  
Date

### Zoning Administrator Report

- Miss Wingate monthly report contains no information.
- She hopes to attend a grant writing conference later this month. (on a waiting list now)
- NPZA is scheduled for the first part of March 2024
- No further report.

**Road Superintendent Report:** Mr. Boggs met with the Commissioners for regular meeting report.

- **Authorize Clerk to advertise** for bids on Gravel, Asphalt, Armor Coating and Hot-mix. Motion by Commissioner Williby, seconded by Commissioner Jacob to authorize Clerk to advertise for bids. Voting aye: Williby, Jacob, Krebs and Henery. Nays none. Heithoff was absent. Motion carried. In addition, Antelope County may request additional hot-mix bids later in the summer. Bids to be opened second meeting in March.
- **Keep Nebraska Beautiful:** Mr. Boggs reports Antelope County has participated with this program in the past. However, today we utilize most of the used oil we have. He will continue to work with the Keep Nebraska Beautiful organization as needed.
- **Grader Blade Purchase:** Mr. Boggs stated he was originally looking into bids he received last spring. However, after further research, he believes we would be further ahead to buy as needed as he has some on hand.

- **V-Plows:** During recent snow emergency we had three (3) plows break. Mr. Boggs reports any orders are 12 weeks out, putting it at the end of March – or later. Hopefully, we are out of the snow danger by that time. We will table for now.
- **Western Star Semi Truck:** The Semi Truck will be delivered in the very near future. This truck was ordered early spring 2023 to be delivered in the fourth quarter 2023. Delivery is now. Mr. Boggs is wondering how to pay. Motion by Commissioner Williby, seconded by Commissioner Jacob to have the clerk check with local banks. Voting aye: Williby, Jacob, Krebs and Henery. Nays none. Heithoff was absent. Motion carried. The Clerk will contact local banks to see if there is any interest in financing the truck \$147,000.00.
- **Underground Permit:** Elkhorn Rural Public Power District submitted an underground for 852<sup>nd</sup> Road for 30” line for irrigation services. Landowner and ERPPD are requesting burying the line because of grain bins, augers and truck traffic. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve underground permit – providing they wait until the roads are in a more user-friendly condition. Voting aye: Williby, Jacob, Krebs and Henery. Nays none. Heithoff was absent. Motion carried.
- **Update on January Snow Storm:** Mr. Boggs reports that the current plan is to color code the hired contract and equipment and place on a spreadsheet. The snow accumulated from approximately Christmas and continued through January 18<sup>th</sup>. At which time it was windy and very cold. He shouts out to the different departments throughout Antelope County. There were approximately 20+ hired to assist with snow removal as some roads drifted shut several times. The vendor list and amounts spreadsheet will be shared with the Commissioners when available.
  - The clerk mentioned the fees being charged verses the in price in the resolution. Discussion. The Commissioners requested the resolution get updated. And possible update on an annual basis.
  - The vendors are submitting different rates – Mr. Boggs will monitor this.
- No further report.

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

The meeting adjourned at 9:52 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

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

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