

March 3rd, 2020
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, March 3rd, 2020 at 9:04 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, Krebs, Pedersen and Henery. Chairman Henery stated that the open meeting laws are posted on the east wall of the Commissioner's room with more copies available at the County Clerk's Office.

Notice of the meeting was given in advance thereof by publication in two (2) 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.

Commissioner Smith arrived at approximately 9:08 AM.

Pledge of Allegiance was recited.

Correspondence was reviewed: Past Due Bridge Inspection Reminder; Sapp Bros Petroleum, Inc. letter regarding claims; Thank you from New Moon Community Theatre Board \$1500.00 award; Thank You from Deb Fischer for mobile office hour; TERC letter regarding filing fees and TERC process; February 2020 Zoning Permit Report; UBT hospital bond refinancing for January; NE Nebraska District Meeting reminder; Local Project Monthly Status Update Orchard Northeast and Tilden North. Tilden North and Orchard Northeast Program Agreement with Nebraska Department of Transportation – completed information. Commissioner Krebs stated she received a call from IRS regarding the audit on the 2013 Bond issuance – the auditor was going to send a recommendation of no change to her supervisor. Audit on the Retirement is in progress.

Receipts: \$100.00 Pinnacle Bank – sign ROW (General)

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

Motion by Commissioner Jacob seconded by Commissioner Pedersen to **approve the Minutes of February 11th, 2020 Board of Commissioner Meeting** as presented. Voting aye: Smith, Pedersen, Jacob and Henery Nays none. Krebs abstains. Motion carried.

Motion by Commissioner Smith seconded by Commissioner Jacob to **approve the Minutes of February 11th, 2020 Board of Equalization Meeting** with the correction of Commissioner Krebs attendance and participation in the beginning of the meeting. Voting aye: Smith, Pedersen, Jacob and Henery. Krebs abstains. Nays none. Motion carried.

Zoning Administrator Report: Liz met with the Commissioners. Presentation of Zoning Permit Report. No further report.

Rehire. The Sheriff Office is planning to rehire a dispatcher/jail. Individual left in good standing, to pursue other opportunities which are not working out. Employee is wishing to return to employment with Antelope County. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve rehire of Law Enforcement Center employee. Voting aye: Smith, Krebs, Pedersen, Jacob and Henery Nays none. Motion carried.

Road Superintendent Report:

Aaron Boggs, interim Road Superintendent met with the Commissioners...

- **Underground Permit:** Motion by Commissioner Smith, seconded by Commissioner Jacob to approve the application for underground permit submitted by Patrick Hintz of ERPPD to place a permanent electric line beneath 526th Avenue in the NW¹/₄ of Section 2, Township 25, Range 6 West of the 6th P.M., Antelope County, Nebraska. Elkhorn Rural Public Power District is owner, tenant and contractor. Electric line to eliminate overhead wires. All work to be done according County and State specs, including 48 inches below road surface. Casey Dittrich met on site. Voting aye Jacob, Henery, Pedersen, Krebs and Smith. Nays none. Motion carried.
- **Access Permit:** Motion by Commissioner Smith, seconded by Commissioner Jacob to approve the application for access permit submitted by Patrick Hintz of ERPPD to access 526th Avenue along the NW¹/₄ of Section 2, Township 25, Range 6 West of the 6th P.M., Antelope County, Nebraska. Elkhorn Rural Public Power District is owner, tenant and contractor, County to furnish culvert. All work to be done according County and State specs. Casey Dittrich met on site. Voting aye Jacob, Henery, Pedersen, Krebs and Smith. Nays none. Motion carried.
- **Access Permit:** Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve the application for access permit submitted by JJ Bolling to access 851st Road along the SE¹/₄ of Section 12, Township 25, Range 8 West of the 6th P.M., Antelope County, Nebraska. James Bolling is owner, tenant and contractor. Aaron spoke with Brian McDonald and Tim Baxter because this is by a curve. Aaron will size culvert. All work to be done according County and State specs. Voting aye Jacob, Henery, Pedersen, Krebs and Smith. Nays none. Motion carried.
- **Fuel Contract Resolution:** Joe Abler will be looking into this. Fuel prices are on a down trend, Aaron is hoping to capture the savings in a contract setting. Commissioner Smith asked about the difference between for example a down payment on computers for Sheriff's office and a fuel contract. Commissioner Krebs stated she will look at the statutes.
- **Brian McDonald** met with the Board regarding EWP projects, through the NRCS. He presented a list of projects that structure wise have a potential for loss. The bridge northwest of clearwater the (31-3-19) the channel is eroding the bank. They will allow the County to place a berm and other projects to prevent the future eroding of similar structures. With authorizing the Chairman to sign the paperwork, Antelope County will be capitalizing on permits obtained by NRCS & NRD. The County is responsible for a portion of the claim as a Federal Share, with Federal paying 75% on construction and 100% of Forced Account fees. The Lincoln NRCS office is working with Brian on this project. Mr. McDonald requested authorization for the Board to give the Chairman authorization to sign the NRCS documents and the Corps of Engineers Permit request. Motion by Commissioner Jacob, seconded by Commissioner Krebs to authorize Chairman to sign. Voting aye Jacob, Smith, Pedersen, Krebs and Henery. Nays none. Motion carried.
- **Summerland School Access Permits: (4 permits submitted & 2 regrading permits)** The request is for two (2) entrances from Orchard Road (513th Avenue) and two (2) entrances from 857th Road. The possibility of this causing problems with traffic flow. Because of the possibility of causing issues, temporary approval for construction was granted along 857th Road approximately 830 feet from the intersection. The County is requesting Summerland School District to provide a traffic study along the intersection before a permanent access is granted. Discussion on the number of driveway accesses needed – comparing these to other rural

newly built schools in the state. Making sure we are comparing apples to apples – it was reminded to look at the site specific here. Regrading permits (basically reshaping the ditch) will be reviewed and/or approved by Brian McDonald.

Motion by Commissioner Smith, seconded by Commissioner Jacob to approve the far west driveway access along Summerland Road temporarily through construction. Voting aye: Smith, Krebs, Pedersen, Jacob and Henery Nays none. Motion carried.

Motion by Commissioner Smith, seconded by Commissioner Jacob to have Summerland School District to complete a traffic flow study/survey, and present results to County Board and Highway Engineer for review and approval. All expense incurred to be at School District Expense. There will be communication between Olsson and Associates and Mr. McDonald before the traffic study is completed. Mr. Thiele, Summerland School asked what happens with the results of the study. – It is up to the County Board to figure out what needs to happen at that point. Voting aye: Smith, Krebs, Pedersen, Jacob and Henery Nays none. Motion carried.

Temporary Construction Driveway off of Orchard Road: Brian stated he did not want to authorize temporary constant traffic on that road. Mr. McDonald agreed a temporary permit, with coordination (permission) from Road Superintendent/Foreman during construction. Motion by Commissioner Jacob, seconded by Commissioner Krebs to approve temporary driveway access on the north driveway along Orchard Road for secondary use after approval of Road Superintendent/Foreman. Voting aye: Smith, Krebs, Pedersen, Jacob and Henery Nays none. Motion carried.

Other Access Permits: hold for now.

Regrading of Roads: should wait until traffic study is complete. Brian will review and make recommendations. On agenda for March 10th, 2020.

Preconstruction Road Survey. Lengthy discussion regarding the use of roads. It was stated a preconstruction video record of the road will be completed by Aaron Boggs. Precast concrete slab will be mobilized in July through the fall 2020. After discussion on large (heavy and overweight) loads – it was decided most of the loads will be able to run highway routes, which shouldn't be an issue on local County Roads. There will be more than construction traffic – including grain, silage etc. – which would be difficult to lay blame on any particular project/entity. Overweight/over width structure permits will be issued on an as needed basis with the updated heavy haul permits.

- **Fuel Contracts:** Joe Abler visited with the Board regarding the utilization of a fuel contract for the purchase of fuel. He has made calls to three (3) or four (4) counties around and so far, has not found a County who is currently participating in a fuel contract. Joe will continue to research and get back to the Board.
- **Permitted Loads:** typically, most of the vendors with the heavy loads are aware of this and typically reach out to the County for approval.
- **Road Groomer:** Commissioner Smith inquired if the Board and Aaron if they were interested in purchasing a second Road Groomer. He believes the current Groomer is doing a good job and knows the single Groomer is not enough to cover the entire County. No further action.

Budget: Commissioner Krebs stated the budget process needs to start now, talking about budget process. Like deciding on big ticket items, like road projects and equipment. Having all of that planned out so it is part of the budget before it is a rush to approve budget at crunch time.

Millings grinding, is not done. Question if the time and temp is still OK for grinding. Aaron will check further into this.

There being nothing more to discuss.

Motion was made by Commissioner Jacob seconded by Commissioner Smith to **adjourn**. Voting aye: Voting aye: Smith, Krebs, Pedersen, Jacob and Henery Nays none. Motion carried.

Meeting adjourned at 11:07 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne