

March 5th, 2024
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, March 5th, 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, Dittrich, Williby and Henery. Krebs attended by Zoom. 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 Dittrich to approve agenda as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.

Minutes: Minutes of the February 13th, 2024, Board of Commissioner Meeting: Motion by Commissioner Jacob seconded by Commissioner Williby to approve minutes of the February 13th Board of Commissioner Meeting as presented. Voting aye: Jacob, Williby, Dittrich, and Henery. Krebs was absent. Nays none. Motion carried.

Minutes: Minutes of the February 13th, 2024, Board of Equalization Meeting: Motion by Commissioner Williby seconded by Commissioner Jacob to approve minutes of the February 13th, 2024 Board of Equalization Meeting as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.

Correspondence was Reviewed: Union Bank and Trust Account Statement for January – Antelope Memorial Hospital Bonds; Petition to abandon Road 842nd Road between 531st & 532nd Avenue; NDOT report on Section 106 PQS Memo; Summit Carbon Solutions – open house invitation; Imprest pledge collateral; Black Hills Energy notice regarding update of gas lines throughout the area; copy of advertised bids for hot mix, gravel, armor coat, asphalt; copy of Extension Office Annual Report; PCS Technologies, Inc. regarding broadband to underserve rural residents; copy of the proposed interlocal agreement with Knox County on bridge project; Public Notice – public hearing Knox County Planning Commission; Reminder of the NE NACO meeting on March 15th at Life Long Learning Center in Norfolk; reminder of NIRMA Spotlight Meetings;

Receipts: \$2,025.00 – Reimbursement to General – in error had paid childcare expenses for reimbursement.
\$ 100.00 – Advertising Fees to General – Highway Sign
\$ 100.00 – Reimbursement to R&B – refund of admittance fee NACO

Zoning Permit Report was reviewed and put on file.

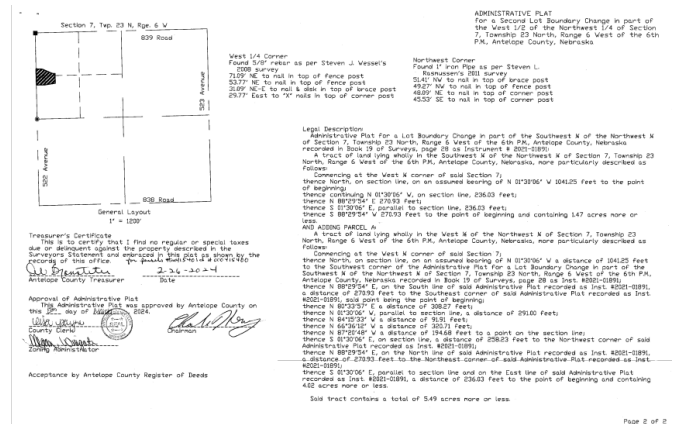
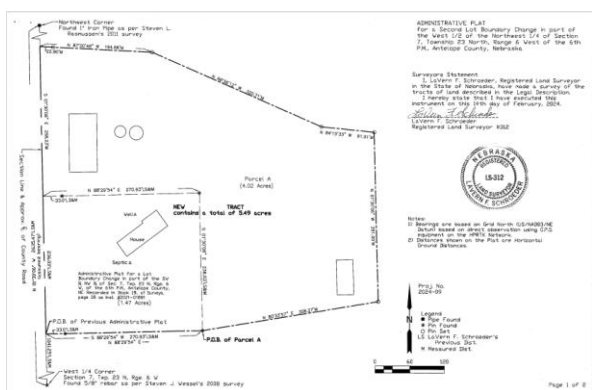
The Treasurer's Fund Balance Report for January was reviewed and put on file.

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

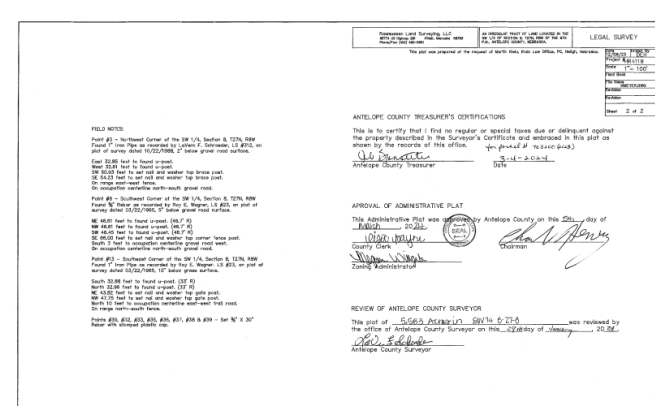
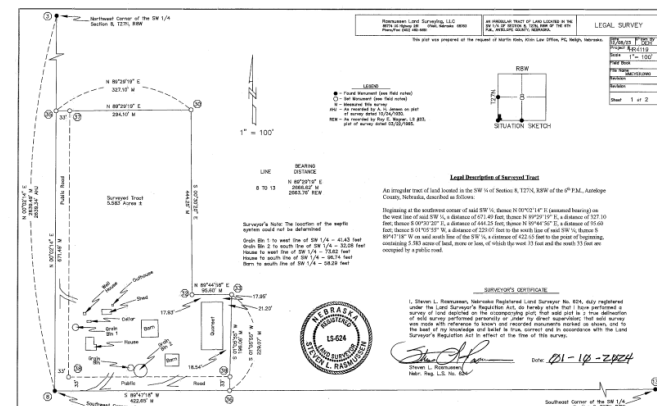
The Treasurer's Sweep Account Statement for January was reviewed and put on file.

Zoning Administrator Report

- Miss Wingate presented a monthly permit report.
- Noise Study: Thunderhead Noise Study Report – all looks to be within normal limits. County Attorney, and Ms. Wingate did not identify any areas of notability.
- Administrative Plat: Merle Borer-Jackson Borer- a plat was approved last year for approximately 1.47 Acres. Currently the intention is to increase the platted parcel to 5.49 Acres, in the W $\frac{1}{2}$ NW $\frac{1}{4}$ Section 7, Township 23, Range 6, West of the 6th P.M., Antelope County, Nebraska. These acres encompass the original parcel. Zoning Administrator reports all setbacks are met, there is no additional access needed, she recommends approval. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve Administrative Plat as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.



- Administrative Plat: James T. Meyer- in settling Mr. Meyers estate his Grandkids are taking possession of some of his parcels. Plat was requested at the request of Marty Klein, Klein Law Office. At this time the intention is to parcel the homesite tract of approximately 5.583 Acre irregular tract in the SW $\frac{1}{4}$ Section 8, Township 27, Range 8, West of the 6th P.M., Antelope County, Nebraska of the homesite. Zoning Administrator reports all setbacks are met, there is no additional access needed, she recommends approval. Motion by Commissioner Williby, seconded by Commissioner Jacob to approve Administrative Plat as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.



- Summit Carbon Solutions: an informational open house is planned for March 11th and March 26th at the Antelope County Fair Building. Mrs. Wingate plans to attend and wanted to make sure the Commissioners were aware and extend an invitation.
- Knox County is holding a public hearing on March 12th at 7:30 PM at the Knox County Courthouse to review National Grid Renewables to Zoning Regulations regarding wind tower setbacks, storage systems, decommissioning of Commercial Solar Conversion Systems.
- No further report.

Brian McDonald met with the Commissioners regarding:

- **County Line Bridge:** Antelope County has requested the County Line Bridge (0.9 miles west of Highway 14) be on the County Bridge Match Program. Antelope County has secured \$193,548.00 to replace the bridge. Today, Brian McDonald (Highway Superintendent) presented an Interlocal Agreement to facilitate the project between Antelope and Knox Counties. Total project estimate is \$656,000.00. The plan is to have the Counties work together and to divide the cost evenly. Motion by Commissioner Jacob, seconded by Commissioner Dittrich to approve and authorize Chairman to sign interlocal agreement. Voting aye: Jacob, Williby, Dittrich, and Henery. Krebs was absent. Nays none. Motion carried. Bids will be let at a later date.

<p>RESOLUTION INTERLOCAL AGREEMENT BETWEEN ANTELOPE COUNTY, NEBRASKA AND KNOX COUNTY, NEBRASKA</p> <p>WHEREAS Antelope County, Nebraska and Knox County, Nebraska desire to replace the county line bridge located SR002023, the site is located approximately 0.9 miles west of the intersection of Highway 14 and County Road #16.</p> <p>WHEREAS Antelope County has secured up to \$193,548.00 from the County Bridge Match Program (CBMP) through the State of Nebraska for its replacement. Antelope County has entered into a preliminary agreement with the State of Nebraska that will allow the construction of the bridge. These funds will be used to purchase the materials for the bridge with a cost estimate. The remaining costs of design, permitting, and construction will be split equally between Antelope and Knox Counties.</p> <p>WHEREAS the two counties will split the costs of Preliminary Engineering, Permitting, Construction, and Construction Engineering. Each County will pay half of all services and materials associated with the project. Once all permits have been secured, Antelope County will submit a professional engineer to the State of Nebraska for certification of funds under the County Bridge Match Program and all associated funds will be split equally between the two Counties.</p> <p>WHEREAS Any additional rights of way required for construction will be obtained by the County in which the needed land is located at the sole expense of that County.</p> <p>BE IT RESOLVED That Antelope County, Nebraska is hereby requested to act for Knox, Nebraska and to prepare for construction, bid or design plans prepared, and other necessary permits for replacement of the County Bridge.</p> <p>and which include Preliminary Engineering, permit preparation, and construction engineering the ESTIMATED costs of such improvement:</p> <table border="1"> <tr> <td>Preliminary Engineering</td> <td>\$ 80,000</td> </tr> <tr> <td>Permit Preparation</td> <td>\$ 40,000</td> </tr> <tr> <td>Bridge and Road Construction</td> <td>\$400,000</td> </tr> <tr> <td>Construction Engineering</td> <td>\$ 30,000</td> </tr> <tr> <td>Estimated Total Cost to be split by the Counties</td> <td>\$550,000</td> </tr> <tr> <td>Estimated CBMP Reimbursement to be split by the Counties</td> <td>\$193,548</td> </tr> </table>	Preliminary Engineering	\$ 80,000	Permit Preparation	\$ 40,000	Bridge and Road Construction	\$400,000	Construction Engineering	\$ 30,000	Estimated Total Cost to be split by the Counties	\$550,000	Estimated CBMP Reimbursement to be split by the Counties	\$193,548	<p>BE IT FURTHER RESOLVED That the Chairman of the Antelope County Board is authorized to sign any document in furtherance of this agreement on behalf of Antelope County and Antelope County and that both entities hereby approve the contemplated construction.</p> <p>BE IT FURTHER RESOLVED That sufficient funds of Antelope County and Knox County are now, or will be available and are hereby pledged in the amount and at the required time to proceed in the 2024-2025 fiscal year or after the project construction.</p> <p>BE IT FURTHER RESOLVED That Antelope County, Nebraska is responsible for approximately \$220,000 of project costs and is entitled to up to \$96,774 in reimbursement from the CBMP.</p> <p>That Knox County, Nebraska is responsible for approximately \$128,000 of project costs and is entitled to up to \$96,774 in reimbursement from the CBMP.</p> <p>Final actual costs for each county will be determined upon completion of construction.</p> <p>BE IT FURTHER RESOLVED That Antelope County secure the services of JED Consulting Group, Inc. for Preliminary Engineering, permit preparation, and Construction Engineering Services.</p>	<p>Adopted this 17th day of March, 2024 at Neligh, Nebraska.</p> <p>ATTEST:</p> <p><i>Williby</i> County Clerk</p> <p><i>Chad Henery</i> Chairman</p> <p>BOARD MEMBER: <i>Williby</i> ATTEST: <i>Williby</i> I hereby certify the adoption of said resolution. Noted Call: <i>Williby</i> may I certify? Resolution adopted, signed, and filed as adopted.</p> <p>Adopted this 17th day of March, 2024 at Neligh, Nebraska.</p> <p>ATTEST:</p> <p>THE BOARD OF COUNTY SUPERVISORS KNOX COUNTY, NEBRASKA</p> <p>Chairman</p> <p>BOARD MEMBER: <i>Williby</i> ATTEST: <i>Williby</i> I hereby certify the adoption of said resolution. Noted Call: <i>Williby</i> may I certify? Resolution adopted, signed, and filed as adopted.</p>
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Estimated CBMP Reimbursement to be split by the Counties	\$193,548													

- **Safe Streets For All (SS4A):** This is a Federally sponsored program aimed at the safety of America's roads. Mr. McDonald believes this will be a huge push in the future. There will be funds available for use. He is not sure how much to proceed at this time. Long discussion regarding the preliminary paper work and pros and cons of paper work to qualify and the amount of guidelines, restrictions and negotiations. Antelope County will continue to evaluate as time goes. No action today.
- **Pavement north of Tilden:** (bridge approaches) Mr. McDonald had a short discussion on this. He believes it to be acolly silican cracking. He recommends a squeegee crackseal type overlay.
- No further report.

Extension Office:

- **Annual Report:** Mrs. Tessa Hain met with he Commissioners regarding the Annual Report. She reviewed educators, projects, 4-H program/council, Extension Board, etc. Extension is holding an open house at the Courthouse on March 21st, 2024 from 4-6 PM, all are invited. She stated the extension office is still taking applications for Extension Educator for the Food, Nutrition and Health position that was vacated last year when Brittany Spieker resigned. They hope to fill that position this spring. This summer sure to be busy with the 4-H numbers once again increasing and the proposed continuance of the Community Garden.
- **Extension Board Appointment:** There is currently a vacancy on the extension Board in District 4. Shiela Parks has been asked and will accept an appointment. Mrs. Hain asked for that appointment today. Motion by Commissioner Jacob, seconded by Commissioner Dittrich to appoint Shiela Parks to a 3-year term on the Extension Board. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.

Road Superintendent Report:

- **Oversize Permits – Barnhart Crane and Rigging:** submitted three (3) oversize permits for Highway 14 - 855th Road – 518th Avenue. Mr. Boggs reports there were no issues and recommends approval (CL0061, CL0062, CL0063). Motion by Commissioner Williby, seconded by Commissioner Jacob to approve the oversize permits as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.
- **Oversize Permits – Barnhart Crane and Rigging:** submitted two (2) oversize permits for 836th Road – 516th Avenue. Mr. Boggs reports there were no issues and recommends approval (CL0064, CL0065). Motion by Commissioner Jacob, seconded by Commissioner Dittrich to approve the oversize permits as presented. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried.
- **Access Permit:** Gary & Mary Yoder – Access along 867th Road south of 512th Avenue. The Yoder's plan on building a house. However, this is a 'minimum maintenance' type road. Mr. Boggs believes in the past if a party is building a structure, it is/was the County's obligation to make the road accessible to the place. Discussion amongst the Commissioners regarding the cost and effectiveness of this practice. Mr. Boggs will look into this and report back to the Commissioners. Construction on the Yoder house will not begin until early summer – allowing time to study and figure out a workable outcome. Motion by Commissioner Williby, seconded by Commissioner Jacob to approve access. Voting aye: Jacob, Williby, Dittrich and Henery. Krebs was absent. Nays none. Motion carried. Mr. Boggs will report back to Commissioners.
- **Underground Permit:** Ten (10) Permits were submitted by Two Rivers Irrigation to convert current diesel wells to electricity. Mr. Boggs has been working with Mr. Cody Frank regarding these underground bores/digs. Below is a list of owners, roads, section-township-range:
 - **Ron Sanne:** Dig - 513th Avenue, NE¼ Section 16, Township 24, Range 8
 - **Stacy Klabenes:** Dig - 520th Avenue, SE¼ Section 34, Township 26, Range 7
 - **Tina Allemang:** Dig - 521st Avenue, SE¼ Section 26, Township 26, Range 7
 - **Keetle Farms:** Dig - 525th Avenue, NW¼ Section 27, Township 27, Range 6
 - **Eugene Zuhlke:** Dig - 525th Avenue, SW¼ Section 27, Township 27, Range 6
 - **Candace Wells (Brent Knust):** Dig- 525th Avenue, NE¼ Section 33, Township 27, Range 6
 - **Eugene Zuhlke:** Dig - 528th Avenue, SW¼ Section 18, Township 26, Range 5
 - **Dave Shrader:** Bore - 527th Avenue, NW¼ Section 25, Township 26, Range 6
 - **Dave Shrader:** Bore - 527th Avenue, NE¼ Section 26, Township 26, Range 6
 - **Tim Kallhoff:** Dig - 854th Road, NE¼ Section 27, Township 26, Range 5

All west of the 6th, P.M. Antelope County, Nebraska. Motion by Commissioner Dittrich, seconded by Commissioner Jacob to approve permits as submitted. Voting aye: Jacob, Dittrich, Williby and Henery. Nays none. Krebs was absent. Motion passed.

- **Underground Permit:** Mr. Cody Frank from Two Rivers Irrigation submitted an additional permit to bore another line to Kenny Kallhoff's well under 528th Avenue in the SE¼ Section 24, Township 26, Range 6, West of the 6th P.M., Antelope County, Nebraska. Motion by Commissioner Jacob, seconded by Commissioner Williby to approve underground permit. Voting aye: Jacob, Dittrich, Williby and Henery. Nays none. Krebs was absent. Motion passed.
- Mr. Boggs mentioned there will be some **permits for a big project for NNTC**. They will probably be presented next week.
- Mr. Boggs stated he believes there will be additional cost to the **County Line Bridge** because of pilon driving. Total should be around \$300,000.00.

- When asked about seven (7) ton weight limits being lifted, Mr. Boggs states probably next week. All agreed the frost is pretty much out of the ground.
- Discussion on the AMZ machine. It still is too cold for the oil batches. In the past the first cutting has been really rough, Mr. Boggs is hoping to wait until there is more dependable weather. Mr. Boggs states he has talked with Holt County regarding possibly splitting a batch or two. Hoses must be updated. Mr. Coover will be working on this.
- No further report.

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

The meeting adjourned at 10:31 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne