

March 14, 2017

Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular extra session on Tuesday, March 14, 2017 at 8:03 AM in the County Commissioner's Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Chairman Kerkman, with the following board members responding to roll call: Schindler, Jacob, Henery, Schwager, and Kerkman. Chairman Kerkman 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 Commissioners.

Pledge of Allegiance was recited.

Claims were reviewed.

We, the Committee on Claims, report that we have examined and approved for payment the following claims:

Joe Abler, 2017 license renewal, keys 150.12; AMH Practice, physical for jail school 1147.00; Antelope County Court, overweight ticket, court costs 225.00; Antelope County District Court, court costs 213.00; Antelope County Sheriff, service & mileage to deliver subpoenas 61.35; Appeara, micro wipes, dust mops, dust mop frame, textile maintenance 40.01; Applied Connective, Sheriff, remote IT services, computer set up, Symantec protection renewal, service charge, Dell OptiPlex, Dell monitor, Office 365 business services, storage cloud, printer, address labels, remote IT services 2700.83; Black Hills Energy, heating fuel, electricity 1499.65; Bomgaars, Sheriff, fasteners, clog blaster, handy snake, salt pellets, Building & Ground, solar salt, flush levers, grounded connectors, light bulbs, multi-strips 349.32; Eleanor Brady, prior service 25.00; Dean Brown, prior service 25.00; Carney Law, attorney fees 3226.62; Casey's General, fuel 1454.82; Elgin City, monthly recycling fee 250.00; Neligh City, electricity, water, garbage, monthly recycling fee 4816.58; Clearwater Record, public notices, meeting notices, delinquent tax list, notice of bids, liquor license, board of equalization proceedings, want ads, 348.12; Cubby's, fuel 416.40; Das State, network service charges, data processing 573.68; Dollar Store, paper towels 11.72; Driver's License Guide, 2017 ID checking guide 29.95; Dusty's, fuel 224.78; Eakes Office, ink cartridge, appointment book, pens 248.96; Elgin Body, rock chip repair 30.00; Elgin One Stop, fuel 218.74; Elgin Review, legals, want ads, delinquent tax list, board of equalization proceedings, notice for bids, public notices, 117.50; Elite Office, copier toner, main agreement for Toshiba, monthly maintenance agreement, 354.29; Elkhorn River Farms, potatoes 36.00; Frontier Communications, telephone service 3620.32; Great Plains Communications, telephone service 190.00; Green Line Equipment, oil, filter 13.40; Lyle Hart, commodities 200.00; Hilltop Body Shop, battery for office unit, remove and install battery 163.95; Hometown Station, fuel 11.65; Nadene Hughes, prior service 14.00; Iowa Prison Industries, decal & striping for new unit 120.78; Jack's Uniforms, clip on ties 29.70; Jonny Dodge, oil, filter, lube, rotate tires, 16 point inspection, ABS light system, tire sensor 197.35; Frank Kamphaus, prior service 16.00; Jeff Doerr Office, attorney, facsimile, postage, photocopies 1999.47; Lichtenberg Tire, tires, labor 670.16; Matthew Bender, 2016 crime and traffic law manuals, 128.53; Microfilm Imaging, monthly rent scanning equipment, barcode wands 87.00; MIPS, data processing, Nebraska Taxes Online Services, silver duplicates, brown tone, digital signature creation for checks 1119.72; Linda Mitchell, small flags, corrective tape 20.98; Mr. S's, fuel 177.76; Nebraska Bean, beans 24.00; Nebraska Health & Human Services, institutions 675.75; Neligh Auto, wiper blades 23.98; Neligh News, public notices, notice of meetings, paper subscriptions, notary stamp, freight, help wanted ads, delinquent tax list, notice of bids, board of equalization proceedings 479.82; Nielsen Insurance, notary bond 70.00; NACO, registration dues 75.00; Northeast Nebraska Juvenile Services, housing for juvenile 8356.25; Office Depot, toner, scissors, DVDs, pen refills, push pins 146.13; One Office Solution, heavy duty envelope clasps 8.15; Orchard News, public notices, notice of meetings, paper subscriptions, notary stamp, freight, help wanted ads, delinquent tax list, notice of bids, 191.05; Orval's Auto, oil filter, oil, washer fluid, labor 58.00; Donna Payne, prior service 25.00; Petty Cash-Clerk, 10.00; Petty Cash-District Court, 25.70; Petty Cash-Sheriff, 18.74; Physicians Lab Service, autopsy 930.00; Pinnacle Bank, command hooks, DVD, wall clock, solid knit cardigans, FCC License Renewal, burritos, buns, seasonings, vegetable oil, sugar, car wash 336.27; Pitney Bowes, leasing charges, red ink 1216.89; Pitzer Digital, envelopes 10.95; Precision Repair, tire repair 14.00; Region IV, mental health services 6230.25; Royal One Stop, fuel 73.00; Caroline Siems, prior service 25.00; Sinclair, fuel 417.35; Thriftway Market, judges supplies, Doritos, milk, beef stew mix, corn starch, eggs, BBQ sauce, dairy, macaroni & cheese, hamburger buns, seasonings, Kool-Aid, honey buns, rotel, peanut butter, mustard, bacon sausage, cocoa, jelly, juice, gravy, powdered sugar, sausage, salsa, beans, corn chips, tomato juice, butter, margarine, diced tomatoes, baking powder, chips, dark sugar, cucumbers, tomatoes, hamburger helper-assorted flavors, tortillas, tater tots, chocolate, prune juice, shredded cheese, chili-ets, pineapple juice, bread, celery salt/seed, dressing, chicken broth, yeast, taco shells, jimmy dean sausage, 1585.07; Tilden Citizen, help wanted ads 26.00; Uline Supply, labels, bags for meds, magnet roll, freight 141.71; UNL Its Communications, telephone service 91.04; US Cellular, telephone service 337.10; Verizon, telephone service 28.65; Clearwater Village, monthly recycling fee 250.00; Bonita Welke, prior service 22.00; Woods & Aitken, attorney fees 500.00; York County Sheriff, service, mileage 21.03.

At Large: A & R Construction, bridge work 133,308.95; B's Enterprises, grader blades, blade bolts, nuts, 9420.00; Barco Municipal Products, bomber jackets 1103.97; Beaver Bearing, disc blade, notched edge 89.82; Blackburn Manufacturing, traffic cones, warning signs 1287.30; Bomgaars, fasteners, recovery strap, paint marker, tape measure, inkzall marker, cable lug, flint renewal, chuck, sprayer, entry lock, replacement bulb 161.78; Carquest, wire terminal, battery cable plug, cable crimp tool, heat shrink, xtra-clear, 103.18; Casey's, fuel 126.32; Corner Service, tire repair 30.00; Cornhusker International, mirror, 2010 Prostar 59,012.80; Cubby's, fuel 39.69; Casey Ditrach, console & mirror for 2012 Dodge Ram 247.20; Elgin Auto, oil filter, fuel filter 11.69; Fastenal Company, miscellaneous parts 378.45; Green Line Equip, equipment rental 3750.00; Hometown Station, fuel 181.39; Island Supply Welding Company, oxygen 299.52; Eli Jacob, assorted rolls 20.00; JEO Consulting, general engineering 11,437.25; Jerry's Feed, trapper glue boards, fresh cab 17.25; Jonny Dodge, service, gasket, oil filter, fuel filter, rotella, light assembly, cable tie, miscellaneous parts 970.87; Kayton International, filter, cleaners, hytrans, gasket, O-ring, bulb 895.60; Kumm Gas, fuel 89.33; Mr S's, fuel 743.24; Northeast Machine & Manufacturing, gearbox shaft 250.00; Orval's Auto, oil filter, oil, washer fluid 170.00; Quality Iron, oxygen 22.50; RDO Truck Center, 2009 Mack Tractor 37,000.00; Royal One Stop, fuel 772.10; Sanne Service, unloader kit, glad hand rubber, airline, brass union, silicone stick hose 155.78; Sinclair, fuel 1051.51; Verizon Wireless, telephone service 337.10.

Brunswick Area: Emme Sand, gravel 1255.87; Frontier Communications, telephone service 73.01; Green Line Equip, filter, filter element/kit, bulk hose, hose fitting, equipment rental 4026.96; Kumm Gas, fuel 2689.71; N & B Gas, heating fuel 672.00; NMC Exchange, elements, AS fuel cap replacements, 121.11; North Central Power, electricity 261.02; Brunswick Village, water, sewer, trash 41.50.

Orchard Area: Bomgaars, squeegee, wash brush, booster cable 90.97; Black Hills Energy, heating fuel 345.97; Dusty's, fuel 72.58; Farmer's Pride, fuel 3628.16; Flenniken Plumbing, faucet, eye wash, s-trap, sink drain, lavatory supplies, sink, labor 345.15 Frontier Communications, telephone service 73.33; Green Line Equip, filter element 205.65; Kimball, nuts, bolts, lock nuts, tire gauge, flag, ultra-cut tool 178.32. Lazy T Tire, hair pin clip, lift ball, hose end, filter 61.46; North Central Power, electricity 64.42; Orchard Village, water 35.00; Powerplan, oil, elbow fit, hose fitting, hydraulic, freight/shipping 787.21;

Clearwater Area: Black Hills Energy, heating fuel 381.73; Bomgaars, windshield wash, paint tray, metal primer, spray paint, toilet bowl cleaner, wheels, cutting wheel, bulk bolts, grab hook, coupling, spring water, flex tubing, elbow 126.30; Carhart Lumber, wood 57.34; Carquest, squeegee, CWP exact fit 37.20; Elkhorn Rural Power, electricity 96.12; Emme Sand, rock, gravel 4427.86; Green Line Equip, equipment rental, filter, oil filter, fuel filter 3966.31; Jonny Dodge, adapter, coupler 28.86; Midwest Service, cross link spacing 430.00; Neligh Auto, brake hose, splicer, splitter, fittings, coupling 31.32; NMC Exchange, link as-cab, alternator, adapter kit, clamp, cap screw, nut, washer 472.33; NE Nebraska Telephone, telephone service 102.56; Royal One Stop, fuel 125.02; Sinclair, fuel 114.51; Spud Trucking, oversized slag 1400.96; Clearwater Village, water, sewer, business 54.00.

Neligh Area: Bomgaars, windshield wash, hand cleaner, metal screws, screwdriver set, mailbox, mouse & rat bait 91.89; Cubby's fuel 121.27; Elkhorn Public Power, electricity 73.00; Emme Sand, gravel 355.85; Farmer's Pride, fuel, heating fuel 2335.39; Frontier Communications, telephone service 122.94; Powerplan, work order, labor, miscellaneous charges 734.85; Rueter's, hex bolts, coupling 1705.48.

Tilden Area: Tilden City, trash, sewer, water 104.82; Constellation Gas, heating fuel 683.83; D & M Machinery, brake fluid, filters 29.21; Farmer's Pride, fuel 2714.54; Frontier Communications, telephone service 72.94; Kayton, door seal, door glass 261.01; Mr. S's, fuel 111.15; Nebraska Public Power, heating fuel 211.63; Quality Iron, rec tube 74.25; Quick Serve, fuel 95.96.

Oakdale Area: Black Hills Energy, heating fuel 531.28; Bomgaars, mailbox, light bulbs, hinge strap, bathroom tissue, oil, oil filter, hold-down, nut driver, pro-tie, battery, core exchange fee, turn buckle, contractor bag 209.72; Central Valley, lumber, bolts, salt spreader, chain hooks, bolts, chain, 107.85; Emme Sand, screened rock, gravel, 1274.65; Farmer's Pride, fuel 1405.70; Great Plains Communications, telephone service 134.13; Green Line Equip, equipment rental, battery, hydraulic filter, filter kit 4587.88; Matteo Sand, gravel 2000.28; Nebraska Public Power, heating fuel 39.24; Neligh Auto, oil filter 25.60; Powerplan, mileage charge, idler, alternator, freight/shipping, miscellaneous charges 1513.98; Quality Iron, tubing, grating 151.20.

Elgin Area: Black Hills Energy, heating fuel, 286.76; Bomgaars, shop towel, lubricant, blade 43.76; Green Line Equip, filter element 68.55; Elgin Auto, fuel filter 114.25; Elkhorn Public Power, electricity 68.60; Great Plains Communications, telephone service 140.94; Hometown Station, fuel 450.21; Neligh Auto, lamp, grommet, wiper blade, oil filter 27.67; Road Builders Machinery, repair transmission 791.42; Sapp Bros, fuel 1806.30; Zee Medical, towels, ibuprofen 31.90.

Reappraisal: Antelope Co Sheriff, mileage & service fee for delivering certified subpoenas 63.12; GIS Workshop, 2017 soil updates for TerraScan 54.50; Thomson Reuters, 2017 soil updates for TerraScan 400.00;

Register of Deeds: MIPS, data processing 295.70.

Law Enforcement: Bob Barker Co, soap, feminine hygiene products, deodorant 313.26; Cash-Wa Distributing, biscuit dough, turkey ends, chicken patties, hoagie buns, hamburger buns, mandarin oranges, peach & pear slices, relish, mayo, butter, sugar, gravy mix, catsup, seasoning, pasta sauce, ground beef, cheese, cabbage mix, tater tots, French fries, pork ribs, sausage gravy, cod 1537.88; Custom Tech, eCigs 507.40; Farner Co, assorted candy bars 303.07; Neligh Dentistry, inmate exam & tooth extraction 196.00; Pinnacle Bank, cough drops, pregnancy tests, bandages, toothpaste, RX ergonomic handle, ibuprofen 202.13, Austin cracker snacks, assorted soda pop, drink mix, tweezers, ear plugs, filler paper; Wanek Pharmacy, inmate medication 412.80; Zee Medical, back relief formula, pain aid, cough drops, Histenol 97.35.

Building Fund: Boyd's Network, labor, camera replacements 791.76; K & T Central Plains, flush valve, urinal spud, labor 223.54; O'Neill Pest, insecticide spray 85.00; Kinnan Construction, ceiling tile, grid, wire, hangers, labor, fuel, landfill, assorted wood, assorted screws/nails, laminate sheet, paint supplies, paint/primer, particle board, glue & stripper, door handle, court door, trim, knob, extension jamb, drywall, shims, vinyl flooring, threshold metal, fuel, core door replacement, keypad lock, steel exterior door, labor 14,738.75.

General: Payroll, 79,712.00; Ameritas, retirement 12,485.80; Federal Withholdings, 9219.03; Nebraska Child Support Payment Center, garnishment 544.00; Social Security, 16,150.64; AFLAC, insurance 510.90; Blue Cross Blue Shield, insurance 57,226.34; Colonial Life, insurance 58.25; First Concord Benefits, insurance 1048.32; Madison National Life, insurance 366.67; Mid-American Benefits, insurance 220.00; Nebraska Department of Revenue, state tax 3030.20; NACO Vision, insurance 444.17; Washington National, insurance 339.24.

Road & Bridge: Payroll, 43,708.51; Ameritas, retirement 6434.97; Federal Withholdings, 3830.84; Social Security, 8631.82; Credit Bureau services, garnishment, 319.73; AFLAC, insurance 142.35; Blue Cross Blue Shield, insurance 33,201.88; Colonial Life insurance, 18.00; First Concord Benefits, insurance 262.50; Madison National Life, insurance 197.26; Mid-American Benefits, ins 110.00; Nebraska Department of Revenue, state tax 1378.84; NACO Vision, insurance 191.46; Washington National, insurance 133.40.

Ed Schindler /s/3-14-2017

Jerald Schwager /s/3-14-2017

Charles Henery /s/ 3-14-2017

Motion by Commissioner Schwager, seconded by Commissioner Henery to approve vendor claims as submitted except Claim of \$20.00 to Eli Jacob. Voting aye: Schwager, Henery, Jacob, Schindler and Kerkman. Nays none. Motion carried.

Motion by Commissioner Schwager, seconded by Commissioner Henery to approve vendor claims \$20.00 to Eli Jacob. Voting aye: Schwager, Henery, Schindler and Kerkman. Jacob abstain. Nays none. Motion carried.

Motion by Commissioner Henery, seconded by Commissioner Schwager to approve payroll claims except Marlene Schindler, Mikayla Armitage and Eli Jacob's Road & Bridge Payroll Claim. Voting aye: Henery, Jacob, Schindler, Schwager and Kerkman. Nays none. Motion carried.

Motion by Commissioner Henery, seconded by Commissioner Schwager to approve Marlene Schindler, Mikayla Armitage, General Payroll Claims and Eli Jacob's Road & Bridge Payroll Claim. Voting aye: Henery, Schwager and Kerkman. Schindler and Jacob abstain. Nays none. Motion carried.

Receipts: \$1,269.98 Reinke's Farm and City overpayment.

Correspondence was reviewed: CAT letters regarding safety notice on Block Heaters; Public Tax Sale on Delinquent Parcels.

Pledge Collateral Review: Total Fund insurance is \$510,000.00. \$250,000.00 FDIC insured and \$260,000.00 Pledged.

Sheriffs February Miscellaneous Fee Report was reviewed and put on file.

Road Boss Report: Casey reported to the board he has talked to a number of applications. He is requesting the board to consider and hire his recommended choice. Casey recommends hiring Mr. Elijah Pellatz for the Brunswick Barn. He has experience in both operating equipment and mechanic skills. He will be able to work on equipment, and is near the Brunswick Barn. He appears to be a hard worker and is ready to go to work. At this time, Casey requests to forgo the hiring for the patching crew. Motion by Commissioner Jacob, seconded by Commissioner Henery to hire Elijah. Voting aye: Jacob, Henery, Schindler, Schwager and Kerkman. Nays none. Motion carried.

- Casey would like a clarification and rewording of the **policy** that was adopted during the August 16, 2016 Antelope County Board of Supervisors Meeting. After visiting with the County Attorney, Casey is suggesting to make a motion to change the compensatory time accrual and payout. Motion by Commissioner Henery to amend our previous compensatory time accrual policy as stated during the Board's meeting on August 16, 2016, to now-allow accrual of compensatory time to a maximum of 160 hours and any additional compensatory time accrued beyond 160 hours to be paid as standard overtime pursuant to Antelope County overtime policy rather than continuing to accumulate beyond the 160-hour maximum limit. Motion was seconded by Commissioner Schwager. Voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.
- Casey has been working with **Simple Signs**. He estimates about 25% of the roads have been inventoried for signage. They are coming tomorrow to bring a computer to help with connectivity. Hope to get back on track.
- Casey has reached out to the gentleman from Holt County regarding **striping**. They gentleman they use charges \$15.97 per gallon applied. Yellow and White are the same price, and includes applied. He brings everything he needs. He decides the no passing, double lines, site plan etc. Holt County does restriping is if the budget allows. According to the conversation and research completed the need to purchase the machine is not warranted, and is a bigger detriment to the county. Mr. Dittrich wondered if we could advertise with the armor coat and gravel bids. Todd Claussen from Midwest Striping out of Grand Island is on the agenda for the 4th of April. He is quoting \$300.00 to \$350.00 a mile, paint included. Casey will continue the striping research this Friday at NE – NACO Meeting. Motion by Commissioner Henery, seconded by Commissioner Jacob to put bids out for striping of our main roads and the miles to be determined by Casey. Voting aye: Henery, Jacob, Schwager and Schindler. Kerkman nay. Motion carried.
- Road and Bridge employees are starting a small complaint regarding the change in July 2015. The employees working the 45 hour weeks at that time were earning 9-hour vacations days. Because vacation is based on their 8-hour day, the vacation is paid at the 8-hour rate. However, this resulted in a twenty 20-hour discrepancy. To alleviate this question, vacation will be awarded at an hourly rate. The policy handbook is in the process of being update to reflect this hourly award system. Vacation was left at the current rate, 160 hours after the 10 years of service.

Discussion regarding balance of the **Building Fund**. In order to pay claims today, the Building Fund will be at a negative balance. It was discussed to transfer money from County General to Building Fund of \$15,000.00. Motion by Commissioner Jacob, seconded by Commissioner Schindler to approve transfer. Item will be on agenda for April 4, 2017 for formal approval. Voting aye: Jacob, Schindler, Henery, Schwager, and Kerkman. Nays none. Motion carried. This item was not on the agenda, and will appear on the April 4, 2017 agenda for another motion.

Zoning Administrator Report: NPZA was last week. The next zoning meeting will be Monday, March 27, 2017 at 12:30 PM. Keith will be in Northeast Nebraska for another meeting. **Wind Tower Moratorium** - Liz reported she had been contacted about the deadline on the Wind Tower Conditional Use Moratorium. The current 90-day extension will terminate approximately the date of the next Commissioner Meeting. The Planning Commission is making progress on the update of the Zoning Regulations, however it is not finalized. On the 27th of March, Keith will be presenting what he has written for the wind towers to be discussed during the meeting. After that the Planning Commission agree and vote to take it to a public hearing. After the Planning Commission's Public Hearing, it would be referred to a public hearing with the Antelope County Board of Commissioners. Considering a probable time line the earliest this Commissioners public hearing could happen would be May. She is requesting an extension of the Conditional Use Permit moratorium on Wind Towers, possibly 90-day extension. Motion by Commissioner Schwager, seconded by Commissioner Henery to extend the wind tower moratorium another 90 days or until the New Zoning Regulations are adopted. Voting aye: Schwager, Henery, Jacob, Schindler and Kerkman. Nays none. Motion carried.

Subdivision Approval: Motion by Commissioner Henery, seconded Commissioner Schindler to accept the subdivision approval for a 6.10 Acre tract in the Northeast Quarter of Section 14, Township 26 North Range 7 West of the 6th P.M., Antelope County, Nebraska. Driveway permit is on file. He was not obligated to pay as he started and was approved before the access permit was resolution. Voting aye: Henery, Schindler, Jacob, Schwager and Kerkman. Nays none. Motion carried.

SUBDIVISION APPROVAL

The survey of 6.10 acres, described as:

A parcel of land located in the Northeast Quarter of the Northeast Quarter of Section 14, Township 26 North, Range 7 West of the sixth P.M., Antelope County, Nebraska, more particularly described as follows:

Beginning at the Northeast corner of the Northeast Quarter of the Northeast Quarter Section 14, Township 26 North, Range 7 West of the Sixth P.M., Antelope County, Nebraska; thence S00°10'57"E (assumed bearing) on the East line of said Northeast Quarter of the Northeast Quarter, a distance of 749.77 feet; thence S89°49'03"W, a distance of 50.00 feet to the beginning of a non-tangent curve concave to the southwest having a radius of 1393.48 feet; thence on said curve, the chord of which bears N45°07'03"W, an arc distance of 994.38 feet (973.42 feet chord distance); thence N00°14'06"W, a distance of 60.00 feet to the North line of said Northeast Quarter of the Northeast Quarter; thence N89°45'54"E on said line, a distance of 747.58 feet to the point of beginning, containing 6.10 acres, including 1.10 acres of County Road Right of Way.

was approved by the Antelope County Board on March 14, 2017.

_____/s/ LeRoy Kerkman _____
Chairman

_____/s/ Lisa Payne _____
County Clerk

_____/s/ Liz Doerr _____
Zoning Administrator

Motion by Commissioner Henery, seconded by Commissioner Schindler to approve minutes as submitted with the addition of the phrase "Voting aye: Henery, Schwager, Jacob, Schindler and Kerkman. Nays none. Motion carried." To the motion of authorizing Casey to deal with the dealership regarding truck in the minutes of the March 7, 2017 meeting. Voting aye: Henery, Schindler, Jacob, Schwager, and Kerkman. Nays none. Motion carried.

Reminder of the Wellness Visit on Tuesday, March 21, 2017.

Reminder of the Northeast District Meeting on Friday, March 17th, 2017 at the Lifelong Learning Center, Norfolk, Nebraska.

Motion was made by Commissioner Schindler, seconded by Commissioner Henery to adjourn. Voting aye: Henery, Jacob, Schindler, Schwager and Kerkman. Nays none. Motion carried.

Meeting adjourned at 9:40 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, LeRoy Kerkman

Attest: _____
County Clerk, Lisa Payne