

April 3rd, 2018
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, April 3rd, 2018 at 9:00 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.

Correspondence was reviewed: NDOR Past Due Bridge Inspection Reminder; NDOR Upcoming Bridge Inspection Reminder; NIRMA Letter Confirming \$5,000.00 ASSIST Award, reimbursement for safety expenses; April 1, 2018 NIRMA Safety Shorts; Nebraska TERC letter regarding appeal filing from Chris VanEgmond; Northeast Community College workforce/graduate annual report; NE NACO Association Meeting Spring Meeting on April 6th, 2018; Pat Clancy NIRMA letter regarding Leadership Development on April 13th, 2018; Tobin Buchanan email regarding today's presentation.

Discussion on courthouse safety. The door to the parking lot from the old courthouse was recently replaced. At the time it was authorized for replacement, it was motioned to have an exit only door in that location, as there are many entrances to the courthouse and some safety issues need to be in place. It was determined to keep this an exit only door. (East entrance to old courthouse). Other safety issues discussed is the entries to offices. The discussion of locks on office doors. The commissioners agreed a possible easier access with the locked doors is viable, the discussion of push button locks on office doors to allow access amongst office/courthouse personnel. It was further discussed placing of cameras on entryways, hallways and on the courthouse parking lot. The clerk will contact Applied Technologies regarding these cameras.

Receipts: \$75.00 from Kevin Masat to Road and Bridge - sale of used culvert; \$231,039.24 to Road and Bridge – Highway Street and Bridge Buyback; \$125.00 - to general fees paid by County Attorney already reimbursed by the county to Joe Abler.

Road Boss Report: In the last month, the Road Department has been evaluating the old equipment to see what items are outdated and not needed. He will continue to inventory and present a list next week.

Casey wanted to discuss purchasing a Maintainer as we talked to continue being a maintainer every year.

Budget is at 65% spent. Maintainer will be on next week for a motion to advertise for bids.

524th Avenue – Gene Selting-Bridge/Culvert Project. Currently, Antelope County has \$8-9,000.00 tied up in this project. If we make this road a 50 MPH road, Brian McDonald estimates a \$400,000.00 project with a triple box culvert and 16 feet of fill. All of the dirt would be on site, but we would have to do right of way purchases. The other option would be to take it to the state and request relaxation of standards. It would turn into a \$30-50,000.00 project if they relax the standards and make it a minimum maintenance road. This road has gone from bad to worse, so Brian does not see there will be any problems relaxing the standards. Even with the relaxed standards we can maintain the road, just not to the regular standards.

NDOR will be redoing a Bridge west of Neligh in Ord Township. They are replacing the bridge and want to know if they can use a section of our 851st Road, east of the Royal Road. They would like to know if we could close the section of that road so they can park equipment there. He was touching base and will meet with Casey out there to discuss other options. Casey was wondering if any opposition, or comment. Non-stated.

Clearwater North Bridge is under construction. Thiesen Construction started last Wednesday. They have the deck off and are hanging scaffolding underneath it. Pat Gubbels, Thiesen Construction bid for the concrete approaches, 60-footer is at \$24,000.00, and the 100-foot approaches at \$34,000.00. Brian said to allow for 2-3,000.00 for allowance. There will be a bridge on that next week. There will be no break in construction if we authorize it they would do the approaches while the bridge is still closed. Casey will bring those to the meeting next week.

Road Builders: the 950F is on its way down to Road Builders to mount bucket.

Jerry Finkral, Road Patcher, has resigned. The replacement job has been advertised. Casey is working with Jerry to learn the patching.

Underground Permit: The permit to place a permanent phone line beneath 534th Avenue and 845th Road. submitted by Mid States Consultant to place a permanent crossing from the NE1/4 of Section 12 to the SE1/4 Section 1, Township 24, Range 5 West of the 6th P.M., Antelope County, Nebraska was discussed. More information is needed, Road Boss, Casey Dittrich will gather information. It will be placed on the April 10, 2018 agenda.

Liz Doerr, **Zoning Administrator** gave her regular meeting report. (Lisa forgot to put the meeting minutes on the agenda – it will be on next week.) The planning commissioner had made and approved some updates to the **Zoning Fee Schedule**. The permit fee for the Zoning permit for regular zoning permit stayed the same. A Wind Turbine would be \$500.00, and a conditional use permit @ \$10,000.00. The fees for the administrative plats and the subdivision are on there. Also, there was an increase for the livestock operations. Their recommended fees were presented. Motion by Commissioner Henery, seconded by Commissioner Schwager. No further discussion. Voting aye: Henery, Schwager, Schindler, and Kerkman. Nays none. Jacob out of room for vote. Motion carried.

ANTELOPE COUNTY
RESOLUTION #2018-04-0001

WHEREAS, the duly appointed Planning Commission of Antelope County, Nebraska, has updated and amended the Fee Schedule for Antelope County Zoning; and

AND WHEREAS the Antelope County Planning Commission makes recommendation to the Antelope County Board of Commissioners for approval of said Fee Schedule;

THEREFORE, BE IT RESOLVED BY THE ANTELOPE COUNTY BOARD OF COMMISSIONERS, THAT THE FOLLOWING FEE SCHEDULE FOR ANTELOPE COUNTY ZONING BE APPROVED AND ADOPTED:

Zoning & Ag Use Permit	\$ 25.00
Zoning Permit for each Wind Turbine	\$ 500.00
Class I	\$ 50.00
Class II	\$ 50.00
Class III	\$ 150.00
Class IV	\$ 200.00
Class V	\$ 250.00
Conditional Use Permit (Commercial Use)	\$ 100.00
Commercial Wind Energy Systems	\$10,000.00
Variance or Appeal to Board of Adjustment	\$ 200.00
Flood Plain Permit	\$ 250.00
Administrative Plat	\$ 100.00

Subdivision \$250 plus \$50/lot
Private Recommendation to Zoning Map or Regulation Change \$ 200.00
LATE Fee: Any permit applied for after the fact (i.e.: after construction has begun) is subject to 10x the original permit fee.
Adopted this 3rd day of April, 2018 at Neligh, Antelope County, Nebraska.
Commissioner: Henery Commissioner: Schwager
Moved to adopt said Resolution 2nd to the Motion to adopt said Resolution
Roll Call: 5 Yea 0 Nay
Resolution adopted, signed and billed as adopted.
ANTELOPE COUNTY BOARD OF COMMISSIONERS
/s/ Jerald Schwager /s/ Eli Jacob
Jerald Schwager, Dist. #1 Eli Jacob, Dist. #2
/s/ Ed Schindler /s/ Charlie Henery
Ed Schindler, Dist. #3 Charles Henery, Dist. #4
/s/ LeRoy Kerkman
LeRoy Kerkman, Dist. #5, Chairman
ATTEST:
/s/ Lisa Payne
Lisa Payne, Antelope County Clerk

Zoning Permit report was reviewed and pub on file.

Planning Commission: currently there is a vacancy on the on the Planning Commission. Motion by Commissioner Schwager, seconded by Commissioner Jacob to appoint Ron Thiele to the Planning Commission. Voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Cody Schacht Administrative Plat for a 2.17 Acre tract in the NW¼NE¼ 12-27-8. This is a former building site and there is electricity and sewer already at the location. Motion by Commissioner Schwager, seconded by Commissioner Schindler to accept the subdivision – Administrative Plat as presented. No further discussion. Voting aye: Schwager, Schindler, Jacob, Henery and Kerkman. Nays none. Motion carried.

Zoning Permit Report for March was reviewed and put on file.

Public Hearing: Cody Schacht for a Seed Warehouse/Sale office at 2.17 Acre tract in the NW¼NE¼ 12-27-8.

9:47AM Motion by Commissioner Schindler, seconded by Commissioner Henery to open the public hearing. Voting aye: Schindler, Henery, Jacob, Schwager and Kerkman. Nays none. Motion carried. Kerkman: Motion by Schindler, seconded by Henery to go into public hearing for the warehouse-sales office. Roll Call. (all respond yes). OK, Cody. Liz Doerr: Ok, he has had his meeting, his public hearing with the Planning Commission. But, I will let him just explain what he is planning out there. Kerkman: What do you want to do here? Cody Schacht: Um, basically it is going to be, do you want dimensions and all that. Kerkman: Do you want to come a little closer. She is trying to record that.... Yeah, you can talk to us about that. If you want to pull up a chair you can, right there. Cody Schacht: Basically, we are going to be building a warehouse for seed sales, seed storage seed cleaning, seed treatment, and stuff like that. Dimensions-the warehouse part of it – it is going to be a 60 x 80 foot shed with a twenty-foot lean to coming off of the north side. We will have a fifty foot of offices in it and then the other 50 feet on that lean to will be storage, and everything else. Kerkman: Is this all for your personal use there, or are you with the other seed dealers in the county too? Do they get stuff from you or? Schacht: Other seed dealers? Kerkman: Uh, you are going with Producers? Schacht: Yeah, yep. Kerkman: Like we have some guys in Elgin that are with Producers too I think, Schindlers'? Schacht: Yeah, yeah. Nope, I work. It will be for me. For my dealership solely. Yeah, I work with Schindlers quite a bit on some stuff. Kerkman: OK. I didn't know, I thought maybe you had a bigger warehouse there, that they.... Henery: He is a dealer. Kerkman: Yeah, I know he is a dealer. Doerr: And at the public hearing we did not have anybody with any comments either for or against. So. There was nothing unusual. Unless there is something today. So, on the resolution what the Planning Commission has is: "The applicant shall comply with applicable regulations from the Nebraska Department of Roads for signage." So, any signs that he wants to put up since it is along the highway he has to do that, and it is kind of required any way. Um, and then in the Zoning Regulations, it also says about signage for accessible parking. It says "In accordance with the Americans with Disabilities Act, one space shall be provided for accessible parking and designated as such with the appropriate signage." And that was taken from the regulations. So, he has ah, well basically the front of the building for parking. He can just put a sign by the front door. Cody Schacht: Yeah, that's for parking. Yeah. Schindler: You've got plenty of room for parking there then. Schacht: Yeah. Henery: Then I take it you have a well and a sewer system up there. Schacht: There is one up there already. Like I said there was an old house up there and everything, that isn't there anymore. Doerr: So, because this is less than three (3) acres it was already there, because it was already developed so he did not have to do anything with the state on that. Kerkman: Ok. Doerr: But if it would have been a new site than he would have. Henery: It will be better cleaned up and a new building there than it is currently. Kerkman: Well, we welcome the business to the county. Schindler: Yeah, if that driveway wasn't there, that, to get access off of the highway, that is quite tricky isn't it? Doerr: Yeah, you have to go through the state and all of the paperwork. Henery: There are a lot of hoops to jump through. Cody Schacht: We did some checking, and we lucked out with that spot. With the well and the sewer and the driveway. Schindler: Yeah, I didn't even know that let you do it. Well, that is worth a lot. Doerr: Yeah, there is a paved, asphalt driveway there. Cody Schacht: Asphalt, coming off of it. Kerkman: Any other questions or anything. I guess we have to go out of the public hearing. Lisa (Clerk): Do you want to call for opposition or anything? Kerkman: Well, do we have any opposition to it? Schwager: I make a motion to go out of the Public Hearing. Kerkman: Motion by Schwager to close the Public Hearing. Schindler: Second. Kerkman: Second by Schindler. Eli? Schindler? Schwager? Henery? (All respond yes.) And, I will vote yes. So now we need a motion to accept it. Schindler: So moved. Kerkman: Motion by Schindler to accept the Conditional Use Permit as submitted by the Planning Commission. Henery: I'll second. Kerkman: Second by Henery. Everybody understand what we are doing here. Henery? Schwager? Schindler? Jacob? (All respond with a 'yes'.) And I will vote yes. Go ahead with your business and good luck.

Cody Schacht: Thank you!!Public Hearing closed at 9:50 AM

ANTELOPE COUNTY
Board of Commissioners
RESOLUTION #2018-04-0002

WHEREAS, the duly appointed Planning Commission of Antelope County, Nebraska, has given public notice as required by the Nebraska State Statutes, of a public hearing held on March 13th, 2018, at the Antelope County Courthouse on the Conditional Use Permit for Cody Schacht #CUP1801 for a seed warehouse and sales office in the NW ¼ NE ¼ of Section 12, Township 27N, Range 8 West of the 6th P.M., Antelope County, Nebraska; and

WHEREAS, the public hearing has been held pursuant to said notice and all statements received at the hearing have been duly considered by the Planning Commission;

WHEREAS the Antelope County Planning Commission has reviewed the application and make recommendation to the Antelope County Board of Commissioners for approval with conditions;

AND WHEREAS the Antelope County Board of Commissioners has given public notice as required by the Nebraska State Statutes, of a hearing held on the 3rd day of April, 2018, at the Antelope County Courthouse in Neligh, Nebraska;

THEREFORE, BE IT RESOLVED BY THE ANTELOPE COUNTY BOARD OF COMMISSIONERS, THAT THE CODY SCHACHT CONDITIONAL USE PERMIT #CUP1801 BE APPROVED WITH THE FOLLOWING CONDITIONS:

The applicant shall comply with applicable regulations from the Nebraska Department of Roads for signage.

In accordance with the Americans with Disabilities Act, one space shall be provided for accessible parking and designated as such with the appropriate signage.

Adopted this 3rd day of April, 2018 at Neligh, Antelope County, Nebraska.

Commissioner: Schindler Commissioner: Henery
Moved to adopt said Resolution 2nd to the Motion to adopt said Resolution

Roll Call: 5 Yea 0 Nay
Resolution adopted, signed and billed as adopted.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

_____/s/ LeRoy Kerkman _____
LeRoy Kerkman, District 5, Chairman
_____/s/ Ed Schindler _____
Ed Schindler, Dist. #3
_____/s/ Jerald Schwager _____
Jerald Schwager, Dist. #1,
ATTEST:
_____/s/ Lisa Payne _____
Lisa Payne, Antelope County Clerk

_____/s/ Eli Jacob _____
Eli Jacob, Dist. #2
_____/s/ Charlie Henery _____
Charles Henery, Dist. #4

State Auditor Contract-Audit: With the 2016-2017 audit completion during the month of December 2017, the Nebraska Auditor of Public Accounts sent their Final Bill. The total is \$12,090.79. Along with the billing statement, they sent a letter asking if Antelope County would like to continue the services of the State Auditor in the audit review of the county finances. There is an option of one (1) to three (3) year contact. General discussion. Most of the offices are impressed and commendable to the complete job and the ideas for procedure tweaking offered by the accountants through the audit procedures. Motion by Commissioner Schindler, seconded by Commissioner Schwager, proceed with signing a three (3) year contract with the Nebraska State Auditor. Voting aye: Schwager, Schindler, Jacob, Henery and Kerkman. Nays none. Motion carried.

Josh Framel, with **Invenergy** met with the Commissioners regarding timeline, projects and Upstream tower construction. Marlin Conry, Matt Jolson and Aaron Koster. He shared a timeline flow of planned construction. April is (was supposed to be) the kickoff month for the construction. There is a delay with the current weather (snow). The start of the road use agreement, foundations, etc. will start soon. Towers will be moving from the lay down yard to tower locations. There are 81 towers to be constructed, and operational by the end of the year. They are planning an Operations and Management building located in the current lay down yard. Construction of towers will probably be west to east. Zoning and Assessor Permits are in place. The cement trucks and various other construction will be starting. IEA – general contractors; Hinkles and McCoy are electrical contractors. Josh indicated approximately 7-12 technicians will be left on site after construction. Hopefully the project will be completed and operational by the end of the year. Ned or somebody will be attending regular meetings to keep everybody abreast of developments. There will be permits (underground and access) to be filed yet.

Motion by Commissioner Henery, seconded by Commissioner Schindler, to approve the **County Board of Commissioner meeting minutes** for the March 13th, 2018 meeting, as presented. No Discussion. Voting aye: Henery, Schwager, Jacob, Schindler and Kerkman. Nays none. Motion carried.

Motion by Commissioner Henery, seconded by Commissioner Schindler, to approve the **County Board of Commissioner Board of Equalization meeting minutes** for the March 13th, 2018 meeting, as presented. No Discussion. Voting aye: Henery, Schwager, Jacob, Schindler and Kerkman. Nays none. Motion carried.

A request was received for funding from the **Promotional Fund** from the Neligh Chamber of Commerce for advertising of their part in the event “Tour DeNebraska.” A five (5) day non-competitive tour with a unique route each year. The event is June 20th and 21st, 2018. Neligh will be hosting 450 – 500 cyclists for a full day. Motion by Commissioner Schwager, seconded by Commissioner Schindler to accept the Antelope County Visitors Committee recommendation and grant approval of the request for \$300.00 for advertising for Tour DeNebraska by the Neligh Chamber of Commerce. Those voting aye: Schwager, Henery, Jacob, Schindler and Kerkman. Nays none. Motion carried

The **server in the Assessors Office** which backs up the programs used in the offices has lost a drive for the second time, it is out of warranty. The current server is outdated and will cost a lot of money to bring back up. They have decided to go with a cloud like server through Simple Minds PC. They have agreed to give a couple of months maintenance credit (\$248.00/month) if they can have it and use it for spare parts. There was no objection, the Commissioners agreed with the plan to have Simple Minds, PC take ownership of the server in support of the couple months of maintenance credit.

Catastrophic Inmate Medical Insurance: It is annual renewal time for the Catastrophic Inmate Medical Insurance. Currently there are two (2) options that are available. Sheriff Moore is requesting Option 1, which is a \$40,000.00 deductible. Unimerica Insurance Company is the sponsor this year: option 1) \$2,673.00 a year for a \$500,000.00 Limit of Coverage with a \$40,000.00 deductible; the second option was \$2,442.00 a year for a \$500,00.00 Limit of Coverage and a \$45,000.00 deductible. After a discussion, motion was made by Commissioner Schwager, seconded by Commissioner Schindler to accept Option 1 with the \$40,000.00 deductible. Voting aye: Schwager, Henery, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Inmate Medical Benefit Plan Document

PLAN SPONSOR: Antelope County Sheriff's Department
EFFECTIVE DATE: April 1, 2018

DEFINITIONS:

- A. AVERAGE DAILY MAXIMUM (ADM) means the maximum allowable amount on a per day basis shown in the Schedule of Insurance.
- B. EDUCATIONAL OR REHABILITATIVE CARE means care for restoration (by education or training) of one's ability to function in a normal or near normal manner following any illness or injury. This type of care includes, but is not limited to, physical therapy, occupational therapy, and speech therapy.
- C. EXPERIMENTAL PROCEDURE means any medical procedure, equipment, treatment or course of treatment, or drugs or medicines that are: (a) limited to research; (b) not proven in an objective manner to have therapeutic value or benefit; (c) restricted to use by medical facilities capable of carrying out scientific studies; (d) of questionable medical effectiveness; or (e) would be considered inappropriate medical treatment. To determine, in its sole discretion, whether a procedure is experimental, the Plan will consider, among other things, commissioned studies, opinions and references to or by the American Medical Association, the Food and Drug Administration, the Department of Health and Human Services, the National Institute of Health, the Council of Medical Specialty Societies and any other association or program or agency that has the authority to review or regulate medical testing or treatment.
- D. HOSPITAL means an acute care facility which meets all of the following criteria:
1. such hospital is not located at a jail, prison, correctional institution, house of correction, or similar facility or upon the grounds or premises of such facility;
 2. operates as a hospital pursuant to applicable law;
 3. operates primarily for the reception, care, and treatment of sick or injured persons who are not sick or injured “Inmates”;
 4. provides 24-hour nursing service by “Registered Nurses” on duty or on call;
 5. has a staff of one or more “Physicians” at all times;
 6. provides organized facilities and equipment for diagnosis and treatment of acute medical, surgical and psychiatric ward conditions on premises; and
 7. is not primarily a psychiatric hospital, long-term care facility; extended care facility; nursing rest or custodial care or convalescent home; a place for the aged, drug addicts, alcoholics or runaways; or similar establishments.
- E. ILLNESS means a sickness or disease. “Illness” does not include learning disabilities, attitudinal disorders, or disciplinary problems.
- F. INJURY means bodily injury resulting from an accidental, unforeseen event. For purposes of this Plan Document, an attempted suicide shall be deemed to be an accidental, unforeseen event
- G. INMATE means a person(s) arrested by a designated licensed authority or in the care, custody and control of the “Plan Sponsor”. Such persons (i) will remain “Inmates” up until the date of discharge from incarceration as designated by the governing body or judicial entity that sentenced such “Inmate” or any date earlier as deemed appropriate by the same governing body; or a judicial entity with lawful jurisdiction; and will cease to be “Inmates” as of the date of discharge from incarceration, even if such date of discharge occurs while such “Inmate” is hospitalized.
- H. INPATIENT means an “Inmate” who meets all of the following criteria:
1. such “Inmate” is admitted as an inpatient to the “Hospital”; or is being held for observation and or testing at a hospital facility.
 2. such “Inmate” incurs expenses for room and board that are charged to the “Named Insured” or the lawfully appointed designee of the Plan Sponsor.

I. **MEDICALLY NECESSARY** means necessary and appropriate for the diagnosis or treatment of an "Illness" or "Injury" based on generally accepted current medical practice. A service, medicine or supply will not be considered "Medically Necessary" if it:

1. is provided only as a convenience to the "Inmate";
2. is not appropriate for the "Inmate's" diagnosis or symptoms; or
3. exceeds (in scope, duration or intensity) that level of care, which is needed to provide safe, adequate and appropriate diagnosis or treatment.

J. **MENTAL OR NERVOUS DISORDER** means a mental or emotional disease or disorder that is listed in the current edition of the Diagnostic and Statistical manual for Mental Disorders of the American Psychiatric Association and denotes the following:

1. a disease of the brain with predominant behavioral symptoms;
2. a disease of the mind or personality, evidenced by abnormal behavior; or
3. a disorder of conduct evidenced by socially deviant behavior.

K. **ON SITE CLINIC** means a clinic or medical facility providing any kind of healthcare, psychological, nutritional, or psychiatric services located at a jail, prison, correctional institution, house of correction, or similar facility or upon the grounds or premises of such facility.

L. **ORGAN TRANSPLANT PROCEDURES** means any transplant procedure including, but not limited to, kidney, cornea, heart, lung, heart-lung, liver, pancreas and bone marrow transplants.

M. **OUTPATIENT SURGICAL CENTER** means any outpatient same-day surgery center which meets both of the following criteria:

1. has facilities that are operated primarily for the purpose of performing surgical procedures and is licensed by the State in which it resides.
2. such center is not located at a jail, prison, correctional institution, house of correction, or similar facility or upon the grounds or premises of such facility.

N. **PHYSICIAN** means a person performing services within the scope of his or her license, who is a duly licensed: (1) doctor of medicine (MD), (2) doctor of osteopathy (DO), or physician assistant (PA).

O. **PLAN COVERAGE PERIOD** means a 12-month period commencing on the Effective Date shown above or such shorter period of time if this plan is terminated earlier.

P. **PLAN ADMINISTRATOR** means the Plan Sponsor who shall undertake the administration of claims or a Third-Party Administrator hired by the Plan Sponsor to perform the said duties. The Administrator shall:

1. Supervise the administration and adjustment of all claims and verify the accuracy and computation of all claims,
2. Maintain accurate records of all claims payments,
3. Provide case management to appropriately manage the care of all "Hospital Inpatient Services".

Q. **REASONABLE AND CUSTOMARY** means the usual charge made by a group, entity or person who renders or furnishes similar services, treatments or supplies; provided the charge is not in excess of the general level of charges made by others who render or furnish the same or similar services, treatments or supplies to persons; (1) who reside in the same geographical area (as determined by the Center for Medicare and Medicaid ("CMS") Guidelines); and (2) whose "Illness" or "Injury" is comparable in nature and severity. In determining whether a charge is reasonable, one or more of the following factors may be considered:

1. the level of skill, extent of training and experience required to perform the procedure or service;
2. the length of time required to perform the procedure or service as compared to the length of time required to perform other similar services;
3. The severity of the nature or "Illness" or "Injury" being treated; the amount charged for the same or comparable services, medicines or supplies in other parts of the country.
4. the cost to the provider of providing the service, medicine, or supply;

R. **REGISTERED NURSE** means a graduate nurse who has been registered or licensed to practice by a State Board of Nurse Examiners or other state authority, and who is legally entitled to place the letters "R.N." after his/her name.

S. **SUBSTANCE ABUSE** means alcohol, drug or chemical abuse, overuse or dependency.

T. **SURGERY** means:

1. an invasive diagnostic procedure performed by a "Physician"; or
2. The treatment of "Illness" by manual or instrumental operations performed by a "Physician" while the patient is under general or local anesthesia.

PLAN BENEFIT DESCRIPTION:

The Plan covers the following Allowable Medical Expenses incurred by an "Inmate" for the treatment of an "Injury" or "Illness" during the Plan Coverage Period. Such charges are covered at the Plan Benefit Coinsurance and subject to:

- the Limitations shown in the Schedule of Benefits;
- the Exclusions; and
- All other terms and conditions of the Plan.

SCHEDULE OF BENEFITS:

Plan Benefit Coinsurance:	100% of "Allowable Medical Expenses"
Inpatient Hospital Services:	Limited to the lesser of the amount paid or an "Average Daily Maximum" (ADM) per admission of \$20,000 for days 1-3 and \$12,000 for each day thereafter.
Outpatient Surgical Services:	Limited to \$40,000 per outpatient surgical visit.

ALLOWABLE MEDICAL EXPENSES:

Inpatient Hospital Services:

The following services provided and billed by a "Hospital" while the "Inmate" is an "Inpatient". All services and supplies must be administered by or under the direction of a "Physician".

- A. Emergency Room Services and Ambulance Services as long as the "Inmate" is admitted to the "Hospital" on an "Inpatient" basis for further services and or treatment within 24 hours.
- B. The use of any type of room and board; operating, treatment, recovery and daily room and board.
- C. Services and supplies that are routinely provided by the "hospital" to "inpatients."
- D. Supplies including but not limited to:
 - Dressings
 - Sutures
 - Casts
 - Other supplies which are deemed "medically necessary."
- E. Diagnostic Testing including but not limited to:
 - Radiological
 - Ultrasonographic
 - Laboratory
 - Radiation Therapy or treatment

(Psychometric behavioral and educational testing is not included.)

F. Other Charges:

- Oxygen and other gases and their administration thereof
- Anesthetics and their administration thereof

G. Hemodialysis (services and charges by the "hospital") as long as it is done on an "inpatient" basis.

H. Processing and administration of blood or administration of blood components

Outpatient Surgical Services:

Services provided and billed by a "Hospital" or an "Outpatient Surgical Center" for "Surgery". The "Inmate" must be discharged within 24 hours of admission. All services and supplies must be administered by or under the direction of a "Physician".

EXCLUSIONS:

- A. Any expenses which are not "Medically Necessary".
- B. Any expenses in excess of the "Reasonable and Customary" charge.
- C. Any expenses which were incurred prior to the Effective Date of the Plan.
- D. Consulting Fees.
- E. Expenses which are covered, recoverable, or attributable to, any other medical or hospitalization benefit policy or insurance.
- F. Dental, Vision or hearing services unless the services are the direct result of an "Injury", or "Illness".
- G. Services that do not qualify as "Hospital Inpatient Services" or "Outpatient Surgical Services", including, but not limited to:
 1. "Physician" office visits
 2. Services rendered at the site of the emergency
 3. Healthcare services or medicine administered or provided at a jail or correctional facility
 4. Prescription drugs provided to an "inmate" not on an "inpatient" or "surgical outpatient" basis.
- H. "On site Clinic" services expenses.
- I. "Experimental Procedures", drugs, or research studies, or any services or supplies not considered legal in the United States.
- J. "Organ Transplant Procedures" or any organ donations.
- K. "Mental or Nervous Disorders", rehabilitation treatment.
- L. "Substance Abuse" expenses, programs for the rehabilitation treatment thereof.
- M. Dependent care and any related expenses.
- N. Any expenses related to or from War, whether declared or undeclared, hostilities, invasion or civil war.
- O. Any expenses resulting from and "injury" or "illness" that is a direct result of a nuclear or radioactive accident.
- P. Any expenses which are incurred after the "inmate" is released from custody or control from the correctional authorities.

Q. "Expenses for, in connection with, or arising out of providing security or guarding of any "inmate" while such "inmate" is an "inpatient" in a "hospital" or such "inmate" is receiving "outpatient surgical services". "Injuries" sustained by the "inmate" as a direct result of the "inmate" needing to be restrained or controlled will be considered covered expenses so long as it can be shown that only reasonable force was exercised by law enforcement personnel.

R. Any custodial care, "Educational or Rehabilitative Care" or nursing services expenses while primarily confined to receive such services.

S. Any expenses that result from services solely for cosmetic or aesthetic purposes.

T. Expenses for vocational or recreational therapy or vocational rehabilitation.

U. Expenses for preventative care, including routine physical examinations, prenatal examinations and educational programs.

V. The following expenses for conception and childbirth:

- Any drug, treatment or procedure that either promotes or prevents conception or childbirth
- Artificial insemination, treatment of infertility, impotency and sterilization
- Abortion (unless the life of the mother would be endangered if the fetus was carried to term)
- Care of newborn infants.

Allowable Medical Expenses related to complications of pregnancy are covered.

W. The following cosmetic, weight loss or body transforming services

- Weight modification, surgery for obesity
- Wiring of teeth, Gastric bypass, lap band or any related surgery
- Breast augmentation, reduction and sex/gender changes

X. Marriage, Family or Child Counseling.

Y. Any payment of, or because of punitive or exemplary charges.

Z. If this plan is new to the "Plan Sponsor", expenses for an "illness" of an "inmate" who is hospitalized on the effective date or within 72 hours after the effective date of this plan. This would not apply to a new inmate arriving during the 72-hour period.

Plan Sponsor **Antelope County Sheriff's Department**

Plan Document Reviewed and Approved by:

/s/ Le Roy Kerkman 04-03-2018

Name and Title Date

Initial number of Inmates on the Effective Date: 25

Tobin Buchanan, First National Capital Markets Public Finance division met with the Commissioners in follow-up of bond refinancing. The refinancing of the Jail Bonds started last year when interest rates were low. At that time, it was figured we could save greater than \$300,000.00. By the time it was revisited the savings had gone down significantly. It was decided to wait to capitalize on a greater savings if it should be. Currently, there is not a greater savings. Mr. Buchanan shared a couple of scenarios, of which none should be acted on until it is closer to bond maturity time. He will continue to update the Commissioners through emails and will meet with the Commissioners in July. No action required.

The office **furniture in the Veterans Service Office** is mismatched and not in good repair. The desk belongs to Ron Marshall, the former Veterans Service Officer. Mr. Nelson is requesting to upgrade the office, to make it more user friendly and functional. He has presented two (2) quotes from Eakes Office. Both quotes were reviewed. Motion by Commissioner Henery, seconded by Commissioner Schwager to approve the quote of \$3,492.59. Discussion continued on the need, merits and timeline. Voting aye: Schwager, Schindler, Jacob, Henery and Kerkman. Nays none. Motion carried.

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

Meeting adjourned at 10:40 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, LeRoy Kerkman

Attest: _____
County Clerk, Lisa Payne