

May 1st, 2018
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, May 1st, 2018 at 9:01 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 Commissioners' 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.

Bill Boyer from Murphy Tractor introduced himself as the new sales representative. He serves the area between York and Hall County. Short discussion as sealed bids are being excepted and opened next week. No action.

Correspondence was reviewed: Nebraska Jail Standards Board Inspection date; JEO Consulting Group Inc – One (1) Year Warranty Tilden West; Seventh Judicial District Rule for Compensation of Indigent Court Appointed Legal Counsel; April Blizzard – Emergency Management – disaster declaration; Nebraska Emergency Management Board regarding Emergency Management Performance Grant Monitoring; Thank You to the Antelope County Road Department – from ERPPD; NACO letter regarding Insurance rates FY2018-2019; TransCanada Keystone XL Pipeline Email-regarding beginning survey and layout work; Letter from JEO regarding Pierce County regarding closing of Road bordering Antelope County;; Wellness Partners Executive Summary Report and Yearly Comparison Report; Nebraska Tax Equalization and Review Commission 2018 Antelope County Tax Findings meet the requirements of law; TERC hearing notice for Chris VanEgmond is moved to August 3rd, 2018 in Lincoln; JEO Golf Outing Invitation; Letter from Office of the Attorney General regarding Opioid Crisis.

Receipts: Overlooked. They will be shared next week.

Tanya Hallock, representative from **AFLAC** met with the Commissioners regarding the annual renewal. She, and/or Sheena Ferris will be meeting with employees to review coverage and new enrollees. During this renewal period, Antelope County has the option to choose one (1) of three (3) free coverages offered by AFLAC for Antelope County Employees. Options include: Fraud Protection; ADA + Travel Services; and MeMD (a tele-service office visit with a low cost). Much review and discussion. Motion by Commissioner Henery, seconded by Commissioner Schindler to allow AFLAC to enroll employees in the Accident Disability and Dismemberment. Voting aye: Henery, Schindler, Jacob, Schwager and Kerkman. Nays none. Motion carried. It was also mentioned Colonial Life will be meeting with the Commissioners on the 5th of June.

9:33 AM to 9:50 AM **Board of Equalization.** Motion by Commissioner Schwager, seconded by Commissioner Henery to enter as BOE. Voting aye: Schwager, Henery, Schindler, Jacob and Kerkman. Nays none. Motion carried. Motion by Commissioner Schwager, seconded by Commissioner Henery to close as BOE and reenter Board of Commissioner Meeting. Voting aye: Schwager, Henery, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Motion by Commissioner Jacob, seconded by Commissioner Schindler, to approve the **minutes of the April 3rd, 2018 Board of Commissioner Meeting** as presented. Voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Motion by Commissioner Jacob, seconded by Commissioner Schindler, to approve the minutes of the **April 10th, 2018 Board of Commissioner Meeting** as presented. Voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Road Boss Report: Brian McDonald, Highway Superintendent with JEO met with the Commissioners regarding a couple of items. It was requested Brian further explain the road closing letter and resolution from Pierce County. Brian stated this was a formality. He does not believe the road was actually never open. Since it was so close he thought as a courtesy to inform the commissioners in Antelope County. No action is needed.

Thiessen Pay Application and Change order: Brian McDonald presented the pay application/change order for Thiessen Construction for \$113,208.55 for the Clearwater North and Neligh Southwest Bridge. The change order changes the approaches (100 feet) and modification of the 7-inch abutment gap in the middle of the bridge. Future breakup should be avoided in that area. Commissioner Henery, seconded by Commissioner Schwager, to authorize Chairman to sign and to pay Application #1 to Thiessen Construction. Voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried. Brian will watch the break up in the during the one (1) year warranty.

Brian also discussed the resolution he is going to need passed and signed to delineation change of 524th as minimum maintenance. He is hoping to get 524th Avenue on the NBCS agenda for their June meeting. He should have that ready to approve next Tuesday.

Casey Dittrich wanted to discuss the projects on the One Year Plan with Brian McDonald. The first nine (9) items are Invenergy Projects. So cutting down to #10 is the Bridge south of Frey's 3 Ton and the bridge 2 south of Tilden is the one that was accepted by the Bridge Matching program. Brian updated that the bridge North and West of Frey's Invenergy wants to do fairly soon. The wind tower company is doing this as a trade for grinding 529th Avenue. It will be a box culvert. We did not complete the road contract until that was included/completed. Brian estimates this to be \$80,000-\$100,000.00. Bridge south of Freys was discussed. It would probably be bid with another project.

One project that needs attention is the one south of CVA off the end of the oil, by the Hog Confinement. The freeze in South Dakota lifted today, so truck traffic probably will increase. Various road projects discussed. It was discussed using local dirt (like Jim Koenig's) if it would be more affordable or not. Possibly 3 – 4 times as high.

Removing the Bridge Structure on the Holt County Line, this is a day project and should be approximately \$5,000.00. Casey will plan on this year. The intersection north of Sanne's Repair driveway. 534th and 848th. When this was overlaid approximately 1/8 of a mile left. The dirt work could be done by the county. The board is OK with the county doing the work, and Brian McDonald will give final. The plan is to grind that 1/8 of a mile, and use it as needed.

Remove/replace non-bridge size structure. This is a widen bridge by Joe Eischeid's and Joe Beckman, in Cedar Township. It is a very rough structure. (East of Kerkman's). This was studied by Brian under another supervisors. Brian does not recall the size of the tubes needed. Estimated project cost on the one-year plan is \$20,000.00. Brian estimates this to be more like \$ 50,000.00. No action.

Koinzan bridge approaches. This is on the agenda, because a motion was made and it was not on the agenda. Motion was made on April 10th, 2018 by Commissioner Schwager, seconded by Commissioner Henery to change the approaches to 100 feet at a cost of \$40,500.00. Mr. Klabenes has not given a timeline yet. It was discussed to get a good timeline from Klabenes Construction to see if we want to find a timelier approach before the bridge is damaged.

Road Boss Report: Casey shared a copy of the current Upstream Road Use Agreement Map. Casey discussed budget and how the Road and Bridge is sitting as a heads up.

Replace non-bridge size structure. This is a narrow bridge by Joe Eischeid's and Joe Beckman, in Cedar Township. It is a very rough structure. (East of Kerkman's). This was studied by Brian under another supervisors. Brian does not recall the size of the tubes needed. Estimated project cost on the one-

year plan is \$20,000.00. Brian estimates this to be more like \$ 50,000.00. No action. Casey discussed placing a tube north of Tilden utilizing an eight (8) foot tube. A funnel on the upstream side helps with plant/weed growth in front of culvert. It is pasture now, but rumor has it it will be leveled and planted in the next year. No opposition was voiced.

An **underground Permit** was submitted by MidStates Data Transport. The permit is for a phone line to be placed under 531st Avenue of Section 15, Township 24, Range 5 West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by MidStates Data Transport to place a permanent electric line beneath 531st Avenue, north of 843rd Road. MidStates Data Transport, owner and tenant. Phone line to be used for fiber optic cable to carry data. Casey requested 48” minimum bury of cable. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Access Permit: Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for access permit submitted by David J. Beckman to place a permanent access along 835th Road in the E½NW¼ of Section 31, Township 23, Range 5 West of the 6th P.M., Antelope County, Nebraska. N.M. Beckman Farms, Inc. – owner. Access to be used for field entrance. All work to be done according to County and State specs. Those voting aye: Henery, Jacob, Schindler, Schwager and Kerkman. Nays none. Motion carried.

An **underground Permit** was submitted by Morrison Farms. They are installing an electric line in the SE¼ of Section 1, Township 26, Range 7 west of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Morrison Farms to place a permanent electric line beneath 522nd Avenue crossing from the SE¼ to the NE¼ of Section 1, Township 26, Range 7 West of the 6th P.M., Antelope County, Nebraska. Frank Morrison – owner and tenant. Electric line to be used to provide electricity to irrigation motor. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

An **underground Permit** was submitted by Morrison Farms. They are installing a pipe line in the N½SW¼ of Section 28, Township 27, Range 7 to the S½NW¼ of Section 21, Township 27, Range 7, West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Morrison Farms to place a permanent pipe line beneath 860th Road crossing from Section 21, to Section 28 all in Township 27, Range 7 West of the 6th P.M., Antelope County, Nebraska. Frank Morrison – owner and tenant. Pipe line to be used to run irrigation water from well in SW¼ of Section 21 to pivot on NW¼ of Section 28 all in Township 27, Range 7 to irrigation motor. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

An **underground Permit** was submitted by Rita Pearce for Kenneth Clark, Inc. They are installing an electric line in the NW¼ of Section 11, Township 24, Range 8, West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Rita Pearce to place a permanent electric line beneath 845th Road. Kenneth Clark, Inc., owner and Tyler and Kyle Childers, tenant. Electric line to be used to run electricity to center pivot. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

An **underground Permit** was submitted by Stacey Klabenes for Klabenes Trucking. They are installing an electric line in the NE¼ of Section 36 Township 27, Range 7, West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Stacey Klabenes to place a permanent electric line beneath 858th Road. Board of Education, owner and Klabenes Trucking, tenant. Electric line to be used to run electricity to center pivot. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

An **underground Permit** was submitted by Pete Funk. They are installing an electric line in the W½NE¼ and NW¼ of Section 31, Township 27, Range 8, West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Pete Funk to place a permanent electric line beneath ____ Road. Pete Funk owner and tenant. Electric line to be used to run electricity to center pivot. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Underground Permit was submitted by Great Plains Communications. They are installing a phone line in and along 864th Road, north of sections 6, 5 and 4 in Township 27, Range 8, West of the 6th PM, Antelope County, Nebraska. Motion by Commissioner Schwager seconded by Commissioner Henery to approve the application for permit submitted by Great Plains Communication to place a permanent electric line beneath 510th Avenue, 511th Avenue, 512th Avenue. Various owners and tenants. Fiber Optic line to be used to provide internet to Orchard High School. All work to be done according to State and County specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried.

(From April 10th, 2018 meeting.) **Invenergy 13 underground permits, and 3 access permits** were submitted yesterday morning. Casey did not have time to review. Discussion. It was motioned by Commissioner Schwager, seconded by Commissioner Jacob to approve pending verification by Road Boss Dittrich. As they are verified, Casey will present for signing. Voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried. 13 Underground Permits: 13,14,23,24-26-7;18,19,27,28,29,30,33,34,35,36-26-6; 31-26-5;6-25-5- Invenergy; 3 Driveway Access 853rd Road, 28-26-6; 851st Road NW¼ 9-25-5;853rd Road 35-26-6. All work to be done according to State and County Specs. Chairman Kerkman signed all permits today.

Discussion on hiring for Barn 4. No action.

Sheriff Moore, visited with the commissioners regarding repairs needed to the **Video Conferencing System** currently used by the Law Enforcement Facility. This system videos the entrances, exit and other doors in and around the facility. The current system has been a train wreck and they have been in discussion with an Omaha company, Protocol that is willing to replace it. Sheriff Moore believes he should be able to handle the cost of the change through the Law Enforcement Facility Account. This company bid the original project however, they were not the low bid and lost the contract. Since that time, they have been working with the sheriff's office to help get the current system going. No action.

Sheriff Moore would like to **rehire**, Walter Storey. Walter worked for the sheriff's office as a dispatcher/jailer and left employment with the county in good standing for what he thought was a better option. This did not work out and requested the Sheriff for his job. Commissioner Schwager, seconded by Commissioner Schindler to approve the rehiring of employee. Voting aye: Schwager, Schindler, Henery, Jacob and Kerkman. Nays none. Motion carried.

During the April 10th Board of Commissioners Meeting Dave Domina an attorney from Norfolk visited via conference call with the commissioners regarding the **Opioid Crisis** facing America. He is representing a private group to try to recuperate some of the cost to fight this epidemic. General discussion last month and again today was held. County Attorney, Joe Abler and County Sheriff Bob Moore was also available for discussion. Also shared was the correspondence from Nebraska Attorney General. Joe Abler has contacted a few counties, Cedar County did not join, however; Knox County and the Indian Reservation did. It was a general admission to forgo any action now and ride it out.

BC/BS Nebraska – Antelope County currently offers this benefit for their employees. This is offered through NACO and is considered a NACO group policy. Now is the time to review and update any changes to insurance policies for the 2018-2019 fiscal year. Blue Cross and Blue Shield will be sending the Subgroup applications shortly, and Antelope County will need to have a plan in place for the insurance benefits for the fiscal year. This was

brought up as preliminary discussion as a decision must be made this month. The increase of the current premium is an approximate 3%. Sheriff Moore has proposed to help fund this increase with monies from the Law Enforcement Facility Fund.

Antelope County **Zoning Administrator** was not available for report today.

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

Meeting adjourned at 11:35 AM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, LeRoy Kerkman

Attest: _____
County Clerk, Lisa Payne