

May 8th, 2018
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, May 8th, 2018 at 8:31 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, and Kerkman. Commissioner Schwager was absent. Chairman Kerkman stated that the open meeting laws are posted on the east wall of the Commissioner's room with more copies available at the County Clerk's Office.

Notice of the meeting was given in advance thereof by publication in 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.

Motion by Commissioner Henery, seconded by Commissioner Jacob to pay vendor claims as presented. Voting aye: Henery, Jacob, Schindler and Kerkman. Schwager absent. Nays none. Motion carried.

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

General: Antelope County Court, county court costs 647.00; Antelope District Court, district court costs 162.00; Appera, micro swipes, dust mops, textile maintenance, service charge 41.23; Applied Connective Technologies, internal hard drive repair on visitation video equipment, mounting bracket, domain registration/renewal services 194.95; Black Hills Energy, heating fuel 1321.65; Blue360 Media, Nebraska criminal and traffic law manual books 132.37; Bob Barker Company, drug test cups, shipping 168.34; Bomgaars, connectors, screws, wash brush & handle, extensions, drain auger, spray bottles, mister, drill bits, adhesive spray, fasteners, grease, 8x12 sign, spray paint 139.98; Dean Brown, prior service 25.00; Butch's Body Shop, tow service 109.00; Carney Law, court appointed attorney fees, justice searches 3226.62; Thomas Carothers, fuel reimbursement for transporting inmate 40.00; Elgin City, monthly recycling fee 250.00; Neligh City, electricity, water, garbage 4728.18; Clearly Communications, telephone service 163.04; Consolidated Management Company, meals for employee at NCIC training 12.68; Cornhusker State Industries, laundry detergent 88.00; Creative Product Sourcing, plastic drawstring bag, stickers, rulers, happy hoppers, bracelets, graduate cards, essay winner pins, graduation certificates, t-shirts, shipping 472.89; Cubby's, fuel 220.17; Das State Accounting, teletype/data processing 573.68; Doerr & Klein, court appointed attorney fees 861.12; Liz Doerr, reinforced 3-hole punch printer paper 12.49; Dusty's, fuel 68.01; Amanda Dworak, witness fee 31.99; Eakes, trash bags, towels, pens, mousepad, files, manila folders, tape 504.99; Elections Systems & Software, ballot/election set-up, ballot printing 4153.03; Elgin One Stop, fuel 38.32; Elgin Review, help wanted ad for road worker, voter public notices, early voter ballot application notice, proceedings, notice of meetings, board of equalization, notice to bidders 318.69; Elite Office Products, black toner, monthly copier maintenance agreements, color ink cartridges, equipment repair 990.16; Fairfield Inn, room charge for Abler at juvenile conference 109.00; Frontier Communications, telephone service 2685.86; Great Plains Communications, telephone service 190.00; Tessa Hain, postage 3.50; Lyle Hart, one load commodities hauled 200.00; Heartland Fire, 6-year maintenance & refill extinguisher, hydrostatic test & refill, O-rings, annual fire extinguisher inspection and recertification, service fee 366.50; Hilltop Auto, battery for vehicle 180.00; Nadene Hughes, prior service 14.00; Jonny Dodge, oil change, 16 point inspection, rotate tires, test and replace front wheel hub and bearing, re-torque front drivers wheel, tow, labor 274.56; Lyle Juracek, repair ceiling tile and install backboard 75.00; Maximus Consulting, preparation of 2015 cost allocation 655.16; Lyle Meis, witness fee 20.00; Microfilm Imaging, monthly rent for scanning equipment 87.00; MIPS, data processing 684.59; Nebraska Emergency Service Commission, spring conference registration 200.00; Nebraska Health & Human Services, Norfolk Regional & Beatrice State Hospital financial responsibility 177.00; Nebraska Sheriff's Association, 2018 sheriff membership 120.00; Neligh Auto, wiper blades 45.98; Neligh News, notary stamp, shipping 34.50; Thomas Nelson, reimbursement for difference in flag costs 87.35; Netcom, radio repair 65.00; Northeast Nebraska Association of County Clerks, registration for continuing education workshop 125.00; Northeast Nebraska Economic Development, FY 2019 membership fees 890.00; Northeast Nebraska Area Agency, county share of FY 2019 match 4331.00; Bruce Ofe, oil 2.94; Office Depot, dry erase board, eraser, toner, sharpie markers, DVD's, sheet, correction tape, ink cartridges, stapler, ribbon, ink, binders 564.54; One Office Solutions, copier contract, excess copy fee 176.94; Orchard News, voter registration requirements, meeting proceedings, early voting ballot application, intent to purchase notices, notice of meetings 141.30; Orval's Auto, oil change, labor 62.50; Donna Payne, prior service 25.00; Petty Cash-clerk, two vehicle title fees 25.00; Petty Cash-District Court, postage 13.65; Pinnacle Bank, binder covers, binders, Mr. Clean magic erasers, 2018 LECC conference, dryer lint traps, drive belt, donuts 475.76; Pitney Bowes, postage 365.48; Plainview News, early voting ballot application 103.50; Precision Repair, labor and materials to repair unit #9265 1067.80; R R Donnelley, gun certificates 61.03; Ramada Inn, lodging 150.00; Wyatt Renner, witness fee 31.99; Sanne Repair, new battery for unit #926, labor 356.48; Schindler Elevator, contract price 819.36; Caroline Siems, prior service 25.00; Wex-Bank, fuel 807.68; Ashley Tyler, reimbursement for postage 16.99; UNL ITS Communication, internet for iPads 182.08; US Cellular, telephone service 360.57; Verizon, telephone service 81.23; Clearwater Village, monthly recycling fee 250.00; Bonita Welke, prior service 22.00; Wiechelman Repair, stainless steel sheets, drill bits, labor 88.86; Willie's Service, oil change, check brakes, labor, shop supplies 52.32.

At Large: Bauer Built, wheel balance parts/labor, draglink & labor to install, shop supplies 465.00; Bomgaars, tarp strap, shovel, scraper, gloves, torch kit, Mapp gas, heat lamp bulbs 210.11; Cornhusker International Truck, equipment repair, parts/labor 2828.11; Elkhorn Rural Public Power District, electricity 364.00; Farmer's Pride, fuel 1536.78; Fastenal Company, drill bits, steel plugs 210.25; Green Line Equipment, tractor rental, filter elements 801.46; Hometown Station, fuel 2365.89; Island Supply Welding, oxygen, acetylene 178.20; JEO Consulting, engineering fees 10,613.25; Jonny Dodge, DOT inspection, brake shoe, brake drum, diesel additive, sending unit, fittings, flat washers, cable ties, fuel filters, filter, lube filter, oil filter, oil, coolant, check clutch adjustment, equalizer, lock nut, equalizer bolt, bolt kit, check oil in hubs, greased/adjusted brakes, labor 2610.71; Lawson Products, glass cleaner, orange wipes, striker, hook & loop roll, gauge 156.55; Midwest Service, bonnell end shoes 393.60; NACO, cobra premium, cobra administration fee 899.35; Neligh Auto, exact fit blade 9.98; Powerplan, equipment repair, freight, labor, miscellaneous parts, fitting, line, oil line, hose fitting, elbow fitting, hydraulics 2036.95; Quality Iron, Prostar welding, welding tips 44.35; Rick Schuchardt, 50% of bill for rock for driveway impacted by construction of "Schuchardt Corner" 156.29; Wex Bank, fuel 55.58; Theisen Construction, Engineer's Project No. 171151 Clearwater North & Neligh Southwest project partial payment 113,208.55; Three & Co Baking, two dozen assorted rolls 20.00; 319 Graphics, authorized personnel only signs 70.02.

Brunswick Area: Farmer's Pride, fuel 782.28; Frontier Communication, telephone service 79.20; Green Line Equipment, cap, plug, tractor rentals 1426.46; Mitteis Gravel, road gravel 3411.31; NMC Exchange, equipment repair 782.25; Norfolk Auto Center, checked transfer case position and updated module, replaced switch, labor 323.97; North Central Public Power District, electricity 176.80; Royal One Stop, fuel 156.00; Brunswick Village, water, sewer, trash 46.50.

Orchard Area: Black Hills Energy, heating fuel 279.48; Dusty's, fuel 66.17; Farmer's Pride, fuel 1217.61; Frontier Communication, telephone service 81.96; Lazy T Tire, oil, filter 91.76; Lichtenberg Tire, bolt on spare, miscellaneous shop supplies, service call, flat repair, O-ring 159.50; Menards, thumb screw 26.91; Mitteis Gravel, road gravel 2012.90; Neligh Auto, switch 8.99; North Central Public Power District, electricity 106.25; Royal One Stop, fuel 127.00; T-J's Hardware, coupling, nipple 9.58; Orchard Village, water 46.00; Tinsley Grain, red rock 4872.90.

Clearwater Area: Black Hills Energy, heating fuel 254.44; Bomgaars, spring water, gloves 48.96; Elkhorn Rural Public Power District, electricity 94.00; Emme Sand & Gravel, rock, gravel 5730.40; Farmer's Pride, fuel 6956.04; Green Line Equipment, electrical connector assembly 12.29; Hinrichsen Sand, bank run 269.84; Jonny Dodge, filter assembly 9.96; NMC Exchange, hose feed, hose, coupling, freight, nuts/bolts 150.60; Northeast Nebraska Telephone Co, telephone service 102.77; Pollock Redi Mix, crushed concrete, fill sand, road gravel, rock 4258.33; Clearwater Village, water, sewer, business 66.50.

Neligh Area: Bomgaars, impact socket, wiper blade 21.98; Emme Sand & Gravel, gravel 189.81; Farmer's Pride, heating fuel, fuel 2333.73; Frontier Communication, telephone service 129.87; Pollock Redi Mix, road gravel 1211.96; Quality Iron, cutting tip, welding wire, acetylene 248.25.

Tilden Area: Black Hills Energy, heating fuel 153.57; Bomgaars, antifreeze, air filter, toilet paper 93.91; Carhart Lumber, plywood, flour tube, miscellaneous parts 102.93; Tilden City, garbage, sewer, water 104.82; Constellation Energy, heating fuel 433.95; D & M Machinery, sea foam, part 62.75; Emme Sand & Gravel, road gravel 930.83; Farmer's Pride, fuel 2154.20; Frontier Communication, telephone service 79.48; Lawson Products, miscellaneous parts, couplers, grinder wheels, drill bit set, paper tags, hex nuts, washers, screws 639.81; Lichtenberg Tire, bolt on spare, miscellaneous shop supplies, service call, tire mount/dismount, O-ring, tire disposal fee, labor 159.00; Matteo Sand, road gravel 2027.15; Nebraska Public Power District, electricity 194.04; Neligh Auto, floor dry, hose, tire valve, coupler, fitting 15.37; NMC Exchange, gage 52.95; Pollock Redi Mix, gravel 245.70; Sapp Bros, fuel 2345.65.

Oakdale Area: Black Hills Energy, heating fuel 150.74; Bomgaars, drawstring bag, bulk bolts, hitch pin 26.80; Cross Dillon Tire, tires 3100.00; Emme Sand & Gravel, gravel 769.60; Farmer's Pride, fuel 1298.66; Great Plains Communication, telephone service 128.31; Green Line Equipment, tractor rentals, diesel exhaust fluid 1315.04; Lichtenberg Tire, implement wheel, tires, miscellaneous shop supplies 174.75; Matteo Sand, road gravel 2031.12; Nebraska Public Power District, electricity 47.91; Neligh Auto, battery 257.98; NMC Exchange, converter 102.52; Quality Iron, ¾ x 1½ flat (10 feet) 27.50; Sanne Repair, front wheel bearing assembly 105.98; David Totten, fill dirt 300.00.

Elgin Area: Bomgaars, shop towels, adapter kit 123.97; Black Hills Energy, heating fuel 205.97; Central Valley, sawzall blades 35.98; Elkhorn Rural Public Power District, electricity 50.00; Emme Sand & Gravel, rock, gravel 1512.49; Great Plains Communication, telephone service 142.42; Green Line Equipment, oil, filter elements 242.45; Pollock Redi Mix, crushed concrete 2935.38; Tinsley Grain, red rock 3030.30; Hometown Station, fuel 610.89.

Reappraisal Fund: Eakes Office, pens 14.99; Elite Office Products, monthly maintenance copier agreement 69.38.

Register of Deeds: MIPS, data processing 302.40.

Law Enforcement Fund: AMH Family Practice, physician services for inmate 765.00; Boyd's Network Solutions, labor to replace visitation monitors in cell, programming for visitation system 450.00; Cash-Wa Distributing, diced peaches, mandarin oranges, pear slices, applesauce, peanut butter, flour, sugar, dry milk, Dinex, coffee, ham, milk, cheese slices, pork patties, burgers, chicken nuggets, apple juice, grape juice, chicken breast patties, beef patties, instant yeast, oatmeal, can liners, foil wrap, salt, chicken leg quarters, tater tots, beef, gravy, biscuit dough, assorted spices/seasonings, catsup, mayo, salad dressing, French fries, turkey breast 2743.77; Danko Equipment, fully populated duo bar for new unit 2545.00; Dollar General, pain relievers, allergy relief, ibuprofen, distilled water 24.35; Faith Regional Services, inmate doctor visits 1215.00; Lichtenberg Tire, tires for new unit 522.24; Netcom, radio for new unit 812.00; Pinnacle Bank, bulk cereal 860.80; Public Safety Equipment, gun rack partition wall mount, adjustable gunlock timer 538.00; Thriftway Market, milk, eggs, potatoes, bulk grocery, butter, margarine, powdered sugar, flour, produce, mustard 1520.15; Wanek Pharmacy, prescriptions for inmates 381.32.

Commissary Fund: Bob Barker Co, soap box, tampons, inmate socks, toothpaste 145.45; Cash-Wa Distributing, ice cream sandwiches/bars 276.88; Charm-Tex, shampoo, shave gel, body wash, cups, conditioner, deodorant, 396.04; Combined Public Communications, phone cards 1400.00; Farner Co, commissary candy 389.87; Keefe Supply Company, chips, coffee 194.40; Morrison Farms, popcorn 129.60; Pinnacle Bank, assorted soda pop flavors, body wash, puzzle books, word searches, envelopes, filler paper, composition notebooks, toothpaste, toothbrushes, shampoo/conditioner, toaster pastries, crackers, granola bars, melatonin, deodorant, soap bars, DVD's, dental floss picks, salt shakers, books, Carmex 429.54; Walkenhorsts, portable radios, adapters 504.00.

Building Fund: Kinnan Construction, labor and materials for remodel including removal of teller window and solid wood door with steel frame in old County Attorney's office, build new walls, trim out old window opening, finish trim and paint new walls, install door and window, fuel, threshold, sealant 6858.43; Warren Garage Door, annual fire door drop test 120.00.

General Payroll: 91,707.38; AFLAC, insurance 856.71; Ameritas, retirement 13,807.78; BC/BS, insurance 60,964.08; Colonial Life, insurance 58.25; Garnishment, 875.13; Federal Withholding, 8698.62; 1st Concord Benefits, insurance 858.33; Liberty National, insurance 63.40; Madison National, insurance 37.53; State Tax, 3586.37; NACO Vision, insurance 445.49; Social Security, 18,221.68; Washington National, insurance 307.31.

Road & Bridge Payroll: 56,429.73; AFLAC, insurance 315.12; Ameritas, retirement 7993.39; BC/BS, insurance 30,696.66; Colonial Life, insurance 18.00; Federal Withholding, 4939.65; 1st Concord Benefits, insurance 312.50; Liberty National, insurance 70.92; Madison National, insurance 35.95; State Tax, 2114.20; NACO Vision, insurance 172.22; Social Security, 11,072.32; Washington National, insurance 133.40.

Ed Schindler /s/05-08-2018

Jerald Schwager/s/05-08-2018

Charles Henery /s/05-08-2018

Motion by Commissioner Schindler, seconded by Commissioner Henery to pay **payroll claims** as presented except Marlene Schindler and Eddie Schindlers pay claims (Commissioner and Maintenance). Voting aye: Schindler, Henery, and Kerkman, Schwager absent. Jacob abstains. Nays none. Motion carried.

Motion by Commissioner Jacob, seconded by Commissioner Henery to pay **payroll claims** for Marlene Schindler and Eddie Schindler pay claims (Commissioner and Maintenance) as presented. Voting aye: Jacob, Henery, and Kerkman. Schwager absent. Schindler abstains. Nays none. Motion carried.

Pledge Collateral was reviewed. Antelope County remains FDIC insured at \$250,000.00, with \$505,000.00 pledge collateral.

Correspondence was reviewed: Nebraska Past Due Bridge Inspection Reminder; Northeast Nebraska Area Agency on Aging fiscal Year Matching Funds; NE Nebraska Economic Development District regional economic development yearly dues; NIRMA letter regarding Law Enforcement Liability Trends Seminar; Domina Law Group letter regarding Opioid Litigation; 2018 County Board Workshop Agenda (June 6-8th, 2018 Kearney; DEQ correspondence regarding Brandon & Sarah Christiansen Livestock Animal Feeding Operation Application received SW¼, NW¼ 36-27-5; Royal One Stop letter regarding ownership; Union Bank & Trust monthly report regarding Antelope Memorial Bond Refinancing; BC/BS Nebraska regarding changing pharmacy coverage; NACO Renewal Meeting notes; email from NACO Benefit Services regarding Insurance Benefits.

Receipts: \$18.00 Key Sanitation Refund; \$87.50 Northeast Nebraska Association of County Officials; \$1,341.00 Alter Metal Recycling (Sheriff), \$589.75 Alter Metal Recycling (R&B); \$120.00; Monte Shabram (gravel purchase).

Clerk of the District Court Fee Report was reviewed and put on file.

Treasurer's April Fund Balance Report was reviewed and put on file.

Treasurer's April Miscellaneous Fee Report was reviewed and put on file.

Sheriff's April Fee Report was reviewed and put on file.

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

The **2017-2018 Budget** was discussed. Currently, overall the budget is looking good. The Veterans Service Office Budget is running thin. After review of the expenses from the July 2017 beginning it was discovered the payout of remaining vacation and sick leave of retiring Veterans Service Officer, Ron Marshal was a \$5,218.33 budget hit, that had not been budgeted. Two (2) options were discussed 1) to adjust that vacation/sick payout to Mr. Marshall as a miscellaneous general; and 2) Public hearing to amend budget. Because this is a one-time occurrence, and should not be happening annually, a motion was made by Commissioner Henery, seconded by Commissioner Schindler to journal entry that entry from VSO budget to a miscellaneous general miscellaneous expense. Voting aye: Henery, Schindler, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

Discussion of **insurance benefits** and renewal. Currently, Antelope County belongs to NACO and utilizes the insurance benefit package. They are a large group in which we participate for competitive rates and opportunities. Discussion from, Sheriff Moore last week shared he was willing to release some of the funds collected through inmate housing to help offset any costs that may be increased because of the premium increase. Overall, the premiums took a 3% increase for the **Blue Cross/Blue Shield Nebraska** NACO plans. Antelope County has utilized the \$1,500.00 deductible, the county paying the full premium. Lyle Juracek asked Chairman Kerkman to speak. Mr. Juracek spoke in favor of good benefits to ensure good applicants and retention of good employees. He spoke highly of the County work force and the benefit of having employee longevity. Commissioners are award of previous deviations from the Blue Cross/Blue Shield NACO plan and how unfavorable they turned out. Motion by Commissioner Schindler, seconded by Commissioner Henery to accept the Blue Cross/Blue Shield Nebraska Plan, \$1,500.00 deductible, with Antelope County continuing the payment of the premium. Voting aye: Schindler, Henery, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

Delinquent Tax Foreclosure Deb Branstiter, Antelope County Treasurer met with the Commissioners regarding the foreclosure on two (2) properties that have been delinquent for a number of years, and these cases the tax owed are almost more than the value of the real property. With the foreclosure the taxes have to be paid all at once plus the \$22.00 redemption fee. These should be sent to County Attorney for tax foreclosure, they include Josephine Hansen (IOLL greater than 6 years delinquent) parcel # 00800500; and Ned and Tina Bertschinger (taxes are 4 years delinquent – the property – owned by the State of Nebraska - had a structure that was destroyed by fire and has no value at this time –the taxes have not been paid.) Parcel # 00839400. Motion by Commissioner Henery, seconded by Commissioner Jacob to send the taxes to county attorney for foreclosure, and to Issue County Tax Sale Certificate to Douglas and Barbara Knox parcel #00106500 . Voting aye: Henery, Schindler, Jacob and Kerkman. Nays none. Schwager absent. Motion carried.

Issuing Tax Sale Certificates: After 2016-2017 Audit it was determined the Delinquent Taxes were not handled in a proper manner. Discussion last week was the intention of issuing County Tax Sale Certificates to all Delinquent Taxes not paid after the first Monday in March. After the discussion during the May 1st, 2018 meeting it was motioned to write a policy to ensure the handling of the Delinquent Taxes appropriately. A resolution was prepared and reviewed by the County Treasurer and County Attorney. Motion by Commissioner Henery, seconded by Commissioner Schindler to

approve the Delinquent Taxes County Tax Sale Certificates. Voting aye: Henery, Schindler, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

**RESOLUTION NO. 2018-05-00001
ISSUING OF TAX SALE CERTIFICATES
ANTELOPE COUNTY, NEBRASKA**

WHEREAS, pursuant to State Statute 77-1918, On or before October 1 of each year, the county treasurer shall make a report in writing to the county board setting out a complete list of all real property in the county on which any taxes are delinquent and which was not sold for want of bidders at the last annual tax sale held in such county. It shall be the duty of the county board, at its first meeting held after the making of such report, to carefully examine the same, and while it may direct the issuance of tax sale certificates to the county upon any real property upon which there are any delinquent taxes, it shall, as to all real property upon which taxes are delinquent for three or more years, either enter an order directing the foreclosure of the lien of such taxes as provided in section 77-1901 or enter an order for the county treasurer to issue tax sale certificates to the county covering the delinquent taxes upon such real property, to be foreclosed upon in the manner and at the time provided in sections 77-1901 to 77-1918; and

WHEREAS, during the 2016-2017 Annual Audit of Antelope County, a finding was written to the Board of Commissioners of Antelope County on issuance of County Tax Sale Certificates; the finding also recommended the 'Board' implement procedures for issuing tax sale certificates or foreclosing on any real property upon which taxes are delinquent for three or more years, as required by State statute;

WHEREAS, State statute 77-1901After any parcel of real estate has been offered for sale and not sold for want of bidders, the county board shall make and enter an order directing the county attorney to foreclose the misdemeanor for all taxes then delinquent, excluding any lien on real estate for special assessments levied by any sanitary and improvement district which special assessments have not been previously offered for sale by the county treasurer, in the same manner and with like effect as in the foreclosure of real estate mortgages, except as otherwise specifically provided by sections 77-1903 to 77-1917.

WHEREAS, State statute 77-1918 also states the county board shall have authority to direct the county attorney to commence foreclosure of such liens or certificates or it may designate another attorney to commence such actions, and the county board is authorized to pay any reasonable fee for such foreclosures to be assessed as costs. In the event the county attorney is designated to bring the action; the fee shall be fifty dollars for each cause of action in addition to his or her salary to be retained by him or her, but it shall not be paid to the county attorney until the decree is entered and the property sold pursuant to such decree. No fee shall be allowed the county attorney for such foreclosures in counties having a population of more than one hundred thousand inhabitants.

WHEREAS, in order to provide fair and consistent handling of delinquent properties not sold at public tax sale on the first Monday of March, the Antelope County Board of Commissioners wish to order the Antelope County Treasurer to issue all delinquent real property taxes a County Tax Sale Certificate.

NOW, THEREFORE, BE IT RESOLVED, that the Antelope County Board of Commissioners does hereby request the Antelope County Treasurer to issue Tax Sale Certificates to all delinquent, unsold property tax after the 1st Monday of March in said year.

Presented and adopted this 8th day of May, 2018.

Antelope County Board of Commissioners

_____/s/ LeRoy Kerkman _____
LeRoy Kerkman, Chairman

_____/s/ Eli Jacob _____
Eli Jacob

_____/s/ Eddie Schindler _____
Eddie Schindler

Attest:

_____/s/ Lisa Payne _____
Lisa Payne, Antelope County Clerk

_____/s/ Charlie Henery _____
Charlie Henery

____absent _____
Jerald Schwager

Township Claims: Motion by Commissioner Schindler, seconded by Commissioner Jacob to pay the Township Claims as submitted, except Elm Township has a Fund Balance of \$17.17. Voting aye: Schindler, Jacob, Henery and Kerkman. Schwager absent. Nays none. Motion carried. The following claims will be paid:

Emme Sand & Gravel: Oakdale \$2667.79; Lincoln \$572.11; Elgin \$1140.53; Clearwater \$192.03

Matteo Sand & Gravel: Elm \$17.17

Mitteis Gravel LLC: Eden \$346.69; Royal \$371.02; Verdigris Township \$2,326.93

Pollock Redi-Mix: Elgin \$948.28; Blaine \$730.18

Tinsley Grain: Bazile \$814.80

Road Boss Report: Casey gathered information regarding the maintenance of 516th Avenue, by CVA. He talked with Sinclair regarding the product on the road considering they would do a minimum of two (2) miles. The quotes for a 4" cap is \$33,000.00 a mile; a 5" cap is \$42,000.00 and the 6" cap is \$51,000.00, this is a 22 feet wide road. This is cheaper than asphalt and is maintainable. Casey would like to get this going before the end of June. The commissioners requested no less than five (5") inch, closer to six (6") inch base. We will try to get this in by the end of June.

Matt Klabenes will start the Koinzan Bridge approaches June 1stish. Hopefully we will miss the planting season.

Permits:

Underground Permit: Motion by Henery, seconded by Schindler to approve the application for permit submitted by ERPPD to place a permanent electric line beneath 861st Road crossing from the SW1/4 of Section 16 to the NW1/4 Section 21 Township 27, Range 7 West of the 6th P.M., Antelope County, Nebraska. Frank Morrison – owner and tenant. Line to be used for electric line to be for center pivot irrigation. Minimum of 48 inches. All work to be done according to County and State specs. Those voting aye: Henery, Schindler, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

Access Permit: Motion by Schindler, seconded by Schindler to approve the application for permit submitted by Robert and Emily Green to place a permanent Road access on 525th Avenue in Section 3-28-6 West of the 6th P.M., Antelope County, Nebraska. Robert Green – owner and tenant. Access to home and a second access to field will be reworked. Culvert will be discussed with land owner. All work to be done according to County and State specs. Those voting aye: Henery, Schindler, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

Access Permit: Motion by Jacob, seconded by Henery to approve the application for permit submitted by Dennis McKillip to place a permanent Road access on 847th Road in E½SE¼ Section 30-25-7 West of the 6th P.M., Antelope County, Nebraska. Dennis McKillip – owner and tenant. Access to home. No culvert needed. All work to be done according to County and State specs. Those voting aye: Henery, Schindler, Jacob and Kerkman. Schwager absent. Nays none. Motion carried.

524th Avenue: Reclassify as a Minimum Maintenance Road. Recent weeks and meetings have lead to the discussion of a portion of 524th Avenue be reclassified as a minimum maintenance road. As discussed last week, Brian McDonald, Highway Superintendent would like to keep the ball rolling on the reclassification of this road. Motion by Commissioner Henery, seconded by Commissioner Jacob to approve the resolution for the Nebraska Board of Classifications and Standards to consider changing the status of said 524th Avenue. Voting aye: Henery, Jacob and Kerkman. Schindler out of room for vote. Schwager absent. Nays none. Motion carried.

RESOLUTION 2018-05-0003
Delineation of 524th Avenue
ANTELOPE COUNTY, NEBRASKA

WHEREAS, A segment of 524 Ave has been closed to travel for many years due to a damaged bridge. This segment starts ¼ mile north of the intersection of 524 Ave and 839 Rd and extends north a ½ Mile. This segment being further described as starting at the Northwest corner of the Southwest Quarter of the Northwest Quarter of Section 4, Township 23 North and Range 6 West of the 6th P.M. and extending North ½ mile to the Northwest corner of the Southwest Quarter of the Southwest Quarter of Section 33, Township 24 north, and Range 6 West of the 6th P.M., Antelope County Nebraska.

WHEREAS, the County Board of Commissioners desires to open this segment again to travel by restoring the crossing and maintaining the existing roadbed.

WHEREAS, This segment road does not serve as a mail or bus route and is not the only access to an occupied dwelling.

WHEREAS, The County Board of Commissioners desires to change the classification of this roadway from Local to Minimum Maintenance.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that they formally request that the classification of the above described section of Roadway be changed from Local to Minimum Maintenance.

Adopted this 8th day of May, 2018, at Neligh, Nebraska.

ATTEST:

BOARD OF COUNTY COMMISSIONERS OF ANTELOPE COUNTY, NEBRASKA

___/s/ Lisa Payne _____
Lisa Payne, Clerk

___/s/ LeRoy Kerkman _____
LeRoy Kerkman, Chairman

Commissioner Henery moved the adoption of said Resolution

Roll Call: ___4___Yea ___0___Nay

Resolution adopted, signed and billed as adopted.

Galen Furstenau discussed the conversation Sheriff Moore had with the Board last week. The information he had was not correct, and it was explained the monies referred to by Sheriff Moore was to be utilized by the county as a whole. He spoke it was for the county as a whole to help fund the insurance costs. No action.

Liz Doerr, **Zoning Administrator** gave her regular meeting report. Monthly report. In follow-up, Jim Krause removed the shed on the Administrative Plat that was on the line when the Plat was approved. In the Upstream applications everyone has the statement that they will comply with the regulations, and during icing conditions the turbine will be shut down. She has had a couple of planning commission members contact her regarding the placement of the towers regarding proximity of road. They appeared to be OK after review. Liz will be following up and completing inspections once the towers are up and going.

At 10:00 AM bid opening was on the agenda:

Weed Pickup - Six (6) sealed bids for a pickup for Antelope County Weed Department were opened. Three (3) members of the Weed Board were in attendance. The following bids were received:

Prairie Hills Ford: 2018 Ford F350 4 x 4 S/Cab SRW	\$35,340.00
Hilltop Auto Sales: 2018 Ram 2500 Tradesman	\$37,999.00
Hilltop Auto Sales: 2018 Chevrolet 2500HD Silverado	\$38,783.15
Jonny Dodge: 2018 Ram 2500 Reg Cab 4x4 GVW Rating 9Klb s	\$24,409.00
Jonny Dodge: 2018 Ram 3500 Reg Cab 4x4 GVW Rating 10.3lbs	\$25,874.00
Moody Motors: 2018 Ford f-250 Reg Cab 4x4	\$32,400.00

After much discussion and verification of numbers the Weed Board, made a recommendation to purchase from Jonny Dodge the RAM 3500 Regular Cab 4x4 Single Rear Wheel for \$25,784.00. Motion was made by Commissioner Schindler, seconded by Commissioner Jacob to purchase the RAM 3500 from Jonny Dodge for \$25,784.00. The majority of the funds to be expended from the Weed Budget, the rest to be supplemented from Miscellaneous General Fund. More discussion. Voting aye: Schindler, Jacob, Henery and Kerkman. Nays none. Schwager absent. Motion passed.

Asphalt Patcher: The following sealed bids were received from Rose Equipment for the Asphalt Patcher:

New 2018 Rosco RA-400 Patcher mounted on 2018 Peterbilt Chassis	\$236,180.00
New 2018 Rosco RA-400 Patcher mounted on 2018 Peterbilt Chassis-Pink	\$241,750.00

The Pink Promotional Patcher has multiple plush options not needed by the county. Discussion of options and merits of each machine reviewed. The pink promotional patcher is immediately available, otherwise the equipment will need to be ordered and not accessible for 60 to 90 days. The non-promotional patcher does not have a jet kit. It was discussed this would be a valuable option to aid in county patching work. Motion by Commissioner Henery, seconded by Commissioner Schindler to purchase 2018 Rosco RA-400 Patcher mounted on 2018 Peterbilt Chassis (not pink promotional) with back up camera and a jet flush system mounted on Peterbilt Chassis with Kabota engine for \$238,330.00. Payment to be made from Road and Bridge 2017-2018 Budget. Voting aye: Henery, Schindler, and Kerkman. Jacob abstains. Schwager absent. Nays none. Motion passed.

Roller Packer: The following sealed bids for a roller packer were received from:

Rose Equipment: 2018 Sukai SV414T Vibrator Roller	\$120,650.00
Drum Shell Kit, ROPS Strobe Light, Diamond Tread Tires, 150-gallon water kit	\$140,445.00
NMC Cat: 2014 Caterpillar CS44 w/ 165 hours Vibrator/Compactor	\$128,630.00
Titan Machinery: 2018 Case SV208D 66" wide, smooth drum w/traction assist, padfoot sheel kit	\$ 87,400.00
Road Builders:2018 Bomag BW211 d-5 Single Drum Roller	\$119,950.00

The purchase of this equipment would be by contract and would be built to specifications. Discussion on merits, timeline, benefits, features and expenses. Consideration of availability and needs were reviewed. Addition and deletion of various accessories reviewed. Representative of Road Builders was asked what the value of the shell kit (Pad Foot Segment Kit) to which he responded \$17,000.00. After further discussion, it was noted, Antelope County would not need the shell kit. Motion by Commissioner Henery, seconded by Commissioner Schindler to approve purchase of the 2018 Bomag BW211 D-5 Single Drum Roller with out the Shell Kit for a purchase price of \$102,950.00 Voting aye: Schindler, Henery, Kerkman. Jacob abstains. Schwager absent. Nays none. Motion carried.

After the executive session, Casey Dittrich and Mike Lueken, representative from Road Builders met with the commissioners. Mike Lueken stated he underestimated the amount of the shell kit. He quoted the dealer price and had not converted it to consumer figures. He amended his price to \$108,050.00. Per discussion with commissioners, county attorney, and Mr. Lueken it was determined no malicious misleading was intended and to proceed with the purchase. Motion by Commissioner Henery, seconded by Commissioner Schindler to proceed with purchase at \$108,050.00. Voting aye: Henery, Schindler, Kerkman. Jacob abstains. Schwager absent. Nays none. Motion carried.

Motor Grader: The following bids were opened for Motor Graders:

Titan Machinery: Case 885B AWD	\$ 278,950.00
Road Builders: 2018 Komatsu GD655-6	\$ 244,950.00
NMC: 12M3AWD Caterpillar EQN079367 N9B	\$ 302,500.00
Murphy Tractor: John Deere 772GP 6WD	\$ 271,100.00
Murphy Tractor: John Deere 672G 6WD	\$ 262,400.00

Discussion of merits, delivery dates, specs, and options. Payment options were discussed. It was decided to table decision of purchase until financial option can be weighed. No action today.

County Attorney, Joe Abler met with the commissioners in **executive session** regarding **civil litigation** from 11:49 AM to 12:07 PM.

Joe Abler, Antelope County Attorney met with the Commissioners regarding final trial billing on the Lierman trial handled in Antelope County in January and February of 2018. The billing will be in the ball park of \$100,000.00. No action.

Law Enforcement Contracts: Sheriff Moore presented Law Enforcement Contracts for the town/villages of Elgin, Clearwater, Orchard, and Oakdale. The contracts have been presented to their respective communities and have been signed by the mayors/village board chairs. Motion by Commissioner

Henery, seconded by Commissioner Jacob to accept the Law Enforcement Contracts as presented. Voting aye: Henery, Jacob, Schindler and Kerkman. Schwager absent. Nays none. Motion carried.

AGREEMENT FOR LAW ENFORCEMENT SERVICES BETWEEN THE

COUNTY OF ANTELOPE AND THE VILLAGE OF OAKDALE/VILLAGE OF ORCHARD/VILLAGE OF CLEARWATER/VILLAGE OF ELGIN

WHEREAS, under the provision of the Interlocal Cooperation Act, Neb. Rev. Stat. Sec. 13-801et seq., and any amendments thereto, local political subdivisions can contract between themselves for certain services, further any City or Village may enter into a contract with the County Board, of its county for police and law enforcement services to be provided by the County Sheriff of said county; and

WHEREAS, the parties hereinafter listed are desirous of entering into such an agreement for police and law enforcement services from the County of Antelope County, Nebraska, for a period of two (2) years; and

WHEREAS, for the term of the contract, the County of Antelope, Nebraska has determined that the undersigned Village shall pay the sum of \$885.50 (eight hundred eighty-five and 50/100 dollars), per month for the said two (2) year term of this Agreement, to the Antelope County Treasurer, to be credited to the Antelope County Sheriff's budget to be used to defray costs incurred by the County in providing police and law enforcement services to said undersigned Village; and

WHEREAS, the County Sheriff of Antelope County and his Deputies shall provide services to the Village of Oakdale, Nebraska, hereinafter "Village", and shall have all the authority, powers and duties of Peace Officers duly appointed by said Village.

NOW THEREFORE, the County of Antelope, Nebraska and the undersigned Village of said County agree as follows:

1. By the terms of this Agreement, the undersigned Village shall be deemed to have requested the County of Antelope, Nebraska to provide law enforcement and police services to them through the Antelope County Sheriff's office and the County shall be deemed to have agreed to provide such services as hereinafter set forth.
2. The County Sheriff and his Deputies shall handle, in addition to all other powers and duties of that office, all the powers and duties of a duly appoint Peace Officer of the undersigned Village, even though there may be no Peace Officer presently appointed.
3. This agreement shall be for a term of two (2) years, beginning the 30th day of September, 2013 and ending the 30th day of September, 2015.
4. This agreement shall be for the term previously stated and may be renewed or subject to renegotiation every two (2) years if the undersigned requests to renew the Agreement by giving written notice to the Antelope County Board of Commissioners at least sixty (60) days prior to the last day under the terms of this Agreement.
5. The undersigned Village reserves the right to cancel this Agreement by giving written notice thereof, or by not requesting its renewal as provided for in the preceding paragraph and Antelope County reserves the right to renegotiate for the raise or lowering of the amount to be paid by the undersigned, as stated in the above paragraph.
6. The undersigned Village shall pay to the Antelope County Treasurer funds appropriated by the undersigned Village for law enforcement and police services herein referred to and that payment of \$885.50 (eight hundred eighty-five and 50/100 dollars) shall be made monthly, on or before the 1st day of every month, for an annual total of \$10,626.00 (ten thousand six hundred twenty-six and 00/100 dollars).
7. The Antelope County Sheriff and his Deputies shall be responsible for enforcing all statutes of the State of Nebraska within the corporate limits of the undersigned Village. The Antelope County Sheriff and his Deputies shall also provide the following law enforcement and police services to-wit:
 - a. Provide and maintain a twenty-four hour dispatch radio communication center;
 - b. Maintain a jail in Antelope County, Nebraska with a twenty-four hour jailer/personnel;
 - c. Monitor all burglar alarm systems, when installed;
 - d. Maintain a radio and telephone log;
 - e. Make investigation and accident reports and maintain such information, file and keep an automobile registration file;
 - f. Make record of all complaints and arrests made.
8. Perform all usual, necessary and proper law enforcement duties and services, but these shall not include maintenance or supervising of trash removal, disposal of dogs, cats or other domestic animals, unless proven to be unsafe.
9. In addition to the law enforcement and police services listed above, the Antelope County Sheriff and his Deputies shall assist the undersigned Village with compliance/non-compliance issues relating to Municipal Ordinances within the corporate limits of the undersigned Village.
10. The undersigned Village agrees that all matters relating to the standards of service, discipline of officers, rendition of performance and other such matters incident to the performance under this Agreement, shall remain and be under exclusive control of the County of Antelope, Nebraska. Formal complaints by and/or from the undersigned Village shall come from the Village Board and be made to the Antelope County Sheriff, with a copy thereof to be sent to the County Clerk of Antelope County, Nebraska.
11. The undersigned Village shall pay for the above listed services monthly as previously set forth herein paragraph six (6), to the Antelope County Treasurer, to be held in a special Interlocal Cooperation Law Enforcement Fund, and the County shall assume all responsibility for supplying all necessary equipment, materials, supervision, communication equipment, and personnel necessary to perform the services herein set forth. Compensation of employees and provisions for such benefits such as, insurance, workmen's compensation, and other such related benefits shall be the sole responsibility of the County. All payment shall be made in the customary manner, by the County and with County warrants.
12. The Antelope County Board of Commissioners and the Village Board of the undersigned Village shall meet quarterly at a mutually agreed date, to evaluate the services rendered under this Agreement.
13. The Antelope County Sheriff or his Chief Deputy shall meet with the undersigned Village Board on a monthly basis to discuss activity and services to the Village during the previous month.
14. This Agreement shall become effective upon its proper execution by all parties.

Dated this 9th day of February, 2018.

Attest:
Vickie Carstens /s/ (SEAL)
Village Clerk

Village of Oakdale
Delayne Fulsaa /s/
Mayor

Dated this 9th day of April 2018.

Attest:
Brenda Harrisoin /s/
Village Clerk

Village of Orchard
Dennis Clifton
Mayor

Dated this 12th day of March 2018

Attest:
Tina Snider /s/
Village Clerk

Village of Clearwater
Steven Hankla /s/
Mayor

Dated this 5th day of March 2018

Attest:
Vicki Miller
Village Clerk

Village of Elgin
Mike Schmitt /s/
Mayor

Dated this 8th day of May, 2018

Attest:
Lisa Payne /s/ (SEAL)
Antelope County Clerk

Antelope County, Nebraska
LeRoy Kerkman /s/
Chairperson, Board of Commissioners

Inventory Resolution: during the 2016-2017 Audit it was revealed Antelope County does not have an active Inventory Control Policy. Various discussions, designing the resolution. Motion by Commissioner Schindler, seconded by Commissioner Jacob to approve the Inventory Resolution. Voting aye: Schindler, Jacob, Henery and Kerkman. Schwager absent. Nays none. Motion passed.

**RESOLUTION NO. 2018-05-00002
INVENTORY CONTROL
ANTELOPE COUNTY, NEBRASKA**

WHEREAS, Nebraska State Statute 23-348.01 regards the Inventory of County Property states ... Within two calendar months after the close of each fiscal year, each county board shall make, or cause to be made, acknowledged under oath, and filed with the county clerk of such county, an inventory statement of all real estate and real property in which such county has any interest of any kind. Such inventory shall include all real estate owned by the county or in which the county has an interest or lien of any kind including liens acquired by operation of law for any purpose except real estate tax liens which have not been established by judicial decree and except those parcels of land owned by the county for road rights-of-way and other utility rights-of-way. Such inventory shall set forth a description of such properties with sufficient details that the property may be identified in the records of the register of deeds, and shall set forth, if within an area in which the property abuts upon a street, the street and street number of such property and shall set forth the use being made of such property. The county clerk shall retain such inventory for filing as a public record in his or her office in a manner convenient for reference.

WHEREAS, in order to control, assess and track all assets owned and utilized by Antelope County Offices throughout the duties of each office and officers. All assessible inventory, however acquired, shall be listed on the Annual Inventory. Each office shall compile and update inventory annually. **WHEREAS,** currently all County Officials complete and file said inventories. These inventories should list all personal property held in each and every office with a value of greater than \$500.00. New purchases should be listed as county assets. Items dispersed and/or disposed of shall be deleted. **WHEREAS,** all offices conduct equipment acquisition and disposal, it is the responsibility of the official to properly index and list all property housed, utilized or otherwise available to the specific office. It is the officials responsibility to keep a continual accurate list to be reported on the official inventory.

WHEREAS, each Official is responsible for compiling and filing said inventories with the county clerk by the first Tuesday of August after completion of the fiscal year. Said inventories will be presented at the 2nd Commissioner Meeting for inspection, review, and approval. After approval the County Board will sign and all inventories will be returned to the clerk to be filed as a public record in said office.

WHEREAS, the county holds in its possession various parcels of land. The clerk will prepare a complete list of real property in current county possession.

NOW, THEREFORE, BE IT RESOLVED, that the Antelope County Board of Commissioners does hereby adopt said inventory policy to control all assets in the possession of Antelope County, its Officials and offices.

Presented and adopted this 8th day of May, 2018.

Antelope County Board of Commissioners

_____/s/ LeRoy Kerkman_____

LeRoy Kerkman, Chairman

_____/s/ Eli Jacob _____

Eli Jacob

_____/s/ Eddie Schindler _____

Eddie Schindler

Attest:

_____/s/ Lisa Payne _____

Lisa Payne, Antelope County Clerk

(seal)

_____/s/ Charlie Henery _____

Charlie Henery

_____absent_____

Jerald Schwager

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

Meeting adjourned at 12:23 PM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____

Chairman of the Board, LeRoy Kerkman

Attest: _____

County Clerk, Lisa Payne