

June 22nd, 2021
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in extra regular session on Tuesday, June 22nd, 2021 at 9:06 AM in the County Commissioner's Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Board Chairman Charlie Henery with the following board members in attendance: Jacob, Krebs, Smith, Pedersen, and Henery. Chairman stated that the open meeting laws are posted on the east wall of the Commissioner's Meeting Room with more copies available at the County Clerk's Office.

Notice of the meeting was given in advance thereof by publication in the three (3) county newspapers, legal newspapers printed and in general circulation in Antelope County, Nebraska as shown by proof of publication filed in the County Clerk's office. Agenda for said meeting was sent to all members of the County Board of Commissioners. Meeting was also available by ZOOM.

Pledge of Allegiance was recited.

Agenda: Motion by Commissioner Pedersen, seconded by Commissioner Krebs to approve agenda as presented. Voting aye: Jacob, Pedersen, Smith, Krebs and Henery. Nays none. Motion carried.

Minutes of June 8th, 2021. Commissioner Pedersen mentioned a number of grammatical corrections, fixes will be corrected and added to the July 6th, 2021 agenda.

Correspondence: Brittany Brockway, TransCanada email regarding the close out activities for TransCanada; Wellness Partners annual review of wellness clinic; letter from Jerry Berggren regarding courthouse cost replacement; Newman Sign billing; Email from Tyson Larson regarding redistricting information; Treasury guidance for fiscal recovery fund reporting requirements webinar; Jerry Berggren masonry restoration work estimates; Certificates of Insurance from NIRMA; Letter from Clearwater Public Librarian regarding annual report; letter from DEE regarding Klabenes Land & Cattle major modification received; email from Elaine Menzel (NACO) regarding Juneteenth, .

Receipts: \$611,656.50 American Recovery Act money into 2598 Fund; \$400,000.00 to Road & Bridge; \$20,000.00 Zelle settlement on Rails to Trails.

Review of Vendor Claims.

Newman Signs. Aaron Boggs and Joe Abler, Antelope County Attorney met with the Commissioners regarding the outstanding claim to Newman Signs for signs that were sent to us – that was not items ordered by the County. Discussion of the timeline of the initial order and the shipped order. Antelope County tried to order street signs that would work with square posts and are not printed on both sides. The order received did not reflect that order. This has been the subject of many discussions over the last couple of months/meetings. Mr. Abler was apprised of the timeline regarding emails and actual ordered product. Motion by Commissioner Smith, seconded by Commissioner Pedersen to table the payment of Newman sign claim until Joe Abler has a chance to review and possibly correspond with Newman Signs. Voting aye: Jacob, Pedersen, Smith, Krebs and Henery. Nays none. Motion carried.

Unclaimed Property Checks – sending three (3) checks to Nebraska State Treasurer totaling \$23.56.

Check to Lincoln Attorney, Sharon Joseph #19060051 for \$1,051.07 was not cash. Commissioners requested getting a money order from account. Commissioners asked about obtaining checks for hand writing these types of claim checks.

Adrian Smith Office update and agenda review was cancelled by Mr. Smith's Office.

10:15 AM Board of Equalization: Motion by Commissioner Pedersen, seconded by Commissioner Jacob to open as a Board of Equalization. Voting aye: Jacob, Pedersen, Smith, Krebs and Henery. Nays none. Motion carried. Met for approximately 6 minutes. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to close as a Board of Equalization and go back to regular session. Voting aye: Jacob, Pedersen, Smith, Krebs and Henery. Nays none. Motion carried.

Vendor Claims: Motion by Commissioner Pedersen to approve vendor claims, seconded by Commissioner Jacob to approve vendor claims. Voting aye: Jacob, Pedersen, Smith, Krebs and Henery. Nays none. Motion carried.

General: JOSEPH ABLER, hotel stay for conference 340.30; APPLIED CONNECTIVE TECHNOLOGIES, three (3) computers, apple ipad, wireless keyboard and laser mouse 3,315.00; AXON ENTERPRISE, INC, Taser 7 handles, batteries, holsters, license, cartridge, certification bundle payments, standoff, close quarters, hook and loop, power cord, target frame, 17,250.00; BLACK HILLS ENERGY, heating fuel 9.46; BOMGAARS, totes, sprinkler line head, toilet seat 66.96; DEBORAH BRANSTITER, meal 21.27; CARNEY LAW PC, appointed attorney fee (outside of contract) 7,029.74; CASEY'S, telephone payment charge 30.00; CITY OF NELIGH, electricity, garbage, water, sewer 1,947.22; CITY OF NELIGH-RECYCLING, dumpster garbage, recycling 266.00; CRISTAN KURPGWEIT, remove old countertops, new countertops, installed countertop support and reinstall computer 480.00; CONTROL MASTERS, installation of camera, (EVO indoor 360 camera for lobby) 1,362.00; BRYAN CORNETT, meeting dues 15.00; COUNTRY JUNCTION, cupboard, cabinet 439.00; DOERR & KLEIN, P.C. attorney fees 387.93; DOLLAR GENERAL, totes 14.00; EAKES OFFICE SOLUTIONS, toner cartridge, sheet protectors, outdoor flags, 1/3 tab folders, pens, laminating supplies, hand sanitizer, highlighters, folders, note pad, phone record 849.50; ELGIN REVIEW, business window envelopes 122.80; ELITE OFFICE PRODUCTS, maintenance agreements, new copier, new shredder, sheet protectors, binders, batteries, stapler, toners, 5,117.81; FLOOR MAINTENANCE, trash can bags, mop, hand soap, bathroom tissue, bowl cleaner 257.25; FOUR WINDS NURSERY, three (3) trees 1,000.00; GWORKS, appraiser contract – 2nd payment 17,000.00; GLOBAL EQUIPMENT CO, flat top cart with two (2) shelves 233.95; TESSA HAIN, meal 9.87; HAMPTON INN YORK, convention stay 290.00; LYLE HART, hauling commodities 200.00; JUSTICE DATA SOLUTIONS, INC, JAMIN jail management software support, CAD records software support 5,025.00; LAZY T TIRE/IMP, diamond plate steel cruise front end halogen fog lights 3,400.00; MIPS, Dell Monitors 440.00; MR S'S, sheriff fuel 166.00; NEBRASKA HEALTH & HUMAN SERVICES, mental health care 186.00; NE WEED CONTROL ASSOCIATION, registration for annual conference 120.00; NSBA, Nebraska State Bar Association Directory 40.00; O'NEILL PEST CONTROL, spraying of courthouse complex 150.00; LISA PAYNE, vacuum cleaner 199.99; PETTY CASH (COUNTY DISTRICT COURT), postage-1 ounce stamps 20.00; PITNEY BOWES, postage 5,000.00; PITZER DIGITAL, notice of meetings, low-boy trailer bid publication, citation forms, warning forms, printed window envelopes, legal notices, return address envelopes, law library stamp shipping and postage 1,245.96; PLATTE VALLEY COMMUNICATIONS, INC radio equipment 1,083.00; PRECISION GLASS, replacing windshield dodge Durango 655.81; QUILL CORPORATION, storage box, pencils, post it, note pads, binder, bic round pens, room fan, toner cartridge, duster, scotch tape, hand sanitizer, monitor cleaning wipes, packing tape, business cards, colored paper, 1,664.84; RAMADA-WYNDHAM INN/SUITES, Treasurer workshop overnight stay 267.00; REGION 4 BEHAVIORAL HEALTH SYSTEM, quarterly dues 6,338.25; MARLENE SCHINDLER, waste baskets 18.73; STEALTH BROADBAND, telephone and internet 1,134.04; STRATTON DELAY DOELE

CARLSON, BUETTNER & STOVER, PC, LLO court appointed attorney fees 13,069.08; CHUCK THIEMANN, mowing weed district x 4 120.00; THRIFTWAY MARKET, eggs, 1.29; DARREL TIMM, mileage, conference fees 59.80; VAN DIEST SUPPLY, weed control chemical 5,875.60; LISA WELDING, totes, hot glue gun, hot glue gun sticks 28.60; BORROMEO LAND HOLDINGS, LLC interest owed to tax sale certificate holder due a refund of 2019 taxes caused by tax roll corrections 251.45; 319 GRAPHICS/T'S, men’s polo, women’s polo, 621.75; FARM & HOME PUBLISHERS, LTD 2021 plat books 700.00; Quill Corporation, x-stamp 282.60

Road/Bridge: AKRS, spur chainsaw, carrying case, synthetic, low kick/low vibration 679.57; ANTELOPE MEMORIAL HOSPITAL, drug tests 36.00; BLACK HILLS ENERGY, heating fuel 4.60; BANK OF AMERICA LOCKBOX SERVICES, heating fuel 166.69; CORNER HARDWARE, flex glue, 2 tapes, socket 27.76; EMME SAND/GRAVEL, road gravel 219.63; FARMER'S PRIDE, bulk diesel 6,779.30; GWORKS, simple signs maintenance contract 436.97; KOINZAN ENTERPRISES, rye seed 109.26; LAWSON PRODUCTS, INC serrated hex flange bolt, black nitrile gloves 78.86; LAZY T TIRE & IMPLEMENT, hose end, hydraulic hose, crimp fee, anti-seize lubricant 119.93; MATTEO SAND & GRAVEL, armor coat 182.63; MEDICAL ENTERPRISES, drug testing 70.00; MURPHY TRACTOR & EQUIPMENT, filter element, fuel filter 206.19; NEBRASKA PUBLIC POWER DISTRICT, electricity 49.81; QUALITY IRON & METAL, iron for bridge repairs 23.46; RYAN'S TRUCK/TRACTOR, adjust clutch, check tires, oil filter, fuel filter, grease, hub gasket, shop supplies 643.19; SAPP BROS PETROLEUM, bulk diesel 4,663.50; SPUD CONSTRUCTION, INC, motor grader rescue, sign pickup rescue, road gravel, bank run clay mix (pack dirt), spud mix, 72,122.53; SPUD TRUCKING, haul rocky dirt, haul spud mix, swapping wet kit labor, PTO replacement, hydraulic and tranny oil, 3,851.00; VILLAGE OF BRUNSWICK, water sewer, garbage 53.50;

Disaster: SPUD CONSTRUCTION, INC, bank run clay mixed, road gravel, spud mix, 35,922.80;

Law Enforcement Center: CASH-WA DISTRIBUTING, plastic teaspoons, soft serve vanilla ice cream mix, hamburger, cookie dough, 443.89; CONTROL MASTERS, IT labor, project material 1,765.00; FAITH REGIONAL HEALTH SERVICES, out of County inmate medical 405.00; NELIGH FAMILY DENITSTRY, oral eval, extraction, x-rays 278.00; WANEK PHARMACY, lancets, Escitalopram, Ampht-Dex ER, Trazadone 56.38;

Commissary: BOB BARKER CO, legal pad, inmate sandal, canvas shoes, shoes, 885.84;

Highway Allocation Bond: JEBRO, MC-250, 77,858.65; SPUD CONSTRUCTION, INC grinding south of Clearwater to Tom Thiele 40,176.00.

Pledge Collateral is at \$1,525,000.00, and \$250,000.00 FDIC insured.

Zoning Administrator Report:

- Public notice regarding annexation in the Village of Petersburg.
- There is a planning commission meeting on the 6th of July at 1:00 PM. They will be discussing two (2) conditional use permits.

Zoning Administrator Position: Riley Applegate was offered and declined the position. In the interim the position was again open to the Courthouse employees. Jenn Kester, the only applicant, is currently working in the Clerk’s Office has agreed to accept the position at \$18.00 an hour, but does not want to lose her position in the clerk’s office. The discussion/agreement was to keep the employee in the Clerk’s Office and when necessary, work in (and through) the Zoning Office. The recommendation is to utilize/pay the salary through Zoning for two (2) days a week and pay from the clerk’s office the remainder of the time. Discussion of increasing the pay for Jennifer across the board. Clerk requested to increase Jennifer’s pay to \$18.00 an hour full time. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to appoint Jennifer Kester to Zoning Administrator as of June 21st, 2021. Increasing her wage to \$18.00 as hour, with 2/5th of her wage to be paid out of the Zoning Administration budget, the remainder out of the Clerk’s budget. Voting aye: Smith, Krebs, Jacob, Pedersen and Henery. Nays none. Motion carried. Discussion regarding retaining Liz’s pay for assisting and/or training of Jennifer Kester. Liz will present on the 6th of July.

Road Superintendent Report:

- **Access Permit:** Ben Sayers submitted an access permit for 515th Avenue in the NW¼ 12-27-8, West of the 6th P.M., Antelope County Nebraska. Aaron voiced no opposition. Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve access permit. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion passed.
- **Underground Permit:** Nancy Bitney submitted an underground permit for 523rd Avenue in the NW¼ of 29-26-6. This is a temporary underground permit. Road Superintendent requested to treat this as a permanent request, placing at 48 inches below surface, pipe used will be left after use. Mrs. Bitney thought the County would complete project. Aaron has explained the County normally does not handle this work. Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve underground permit running 48” below road surface and owner must leave pipe when temporary use is complete. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried.
- **Underground Permit:** Gareth Schindler submitted an underground permit for 510th Avenue in the NE¼ of 4-24-7. This permit is for electricity for irrigation well. Gareth Schindler is owner, Boyd’s Electrical Inc, is contractor. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve underground permit running 48” below road surface. Voting aye: Smith, Jacob, Krebs and Henery. Pedersen abstains. Nays none. Motion carried.
- **Oversize Loads:** Jared Puetz, from Borsheim Crane Service submitted three (3) oversize permits. These are permits for out routes from the location approved last meeting. Aaron has suggested a workable path, and voices no issues with recommendation to approve. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve oversize permits. Voting aye: Smith, Jacob, Krebs, Pedersen, and Henery. Nays none. Motion carried.
- **Low Boy Trailer:** RDO Truck Center brought the mechanical trailer to the Norfolk Truck Center, Superintendent Boggs, and Road Employees Allen Miller and Ray Schlecht tested the trailer. The mechanical adjustment is a difficult task and is not something the Road Superintendent is interested in. Discussion of options and various actions. In follow-up of bid opening from the 8th of June, a motion was made by Commissioner Smith to not accept the RDO bid presented. Motion is seconded by Commissioner Jacob. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried. Discussion continues regarding purchase of hydraulic lifts from vendors. There is limit product availability. The Wray’s, LLC a dealership out of Sawyer, Kansas has a lowboy detachable trailer on their lot. A couple of Commissioners, and road employees have contacted the Wray’s, LLC regarding trailers on their lot. Superintendent Boggs asked them if the Commissioners make a motion today to commit to purchase if they would hold the trailer. They are willing to work with us. Motion by Commissioner Krebs, seconded by Commissioner Pedersen to commit to purchase a 2022 Witco 52 Ton Challenger lowboy detachable trailer from the Wray’s, LLC for \$46,500.00, Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried.
- **TC Laydown Yard:** TransCanada is working on an exit plan. TransCanada has not asked to be released from the Road Use Agreement. Aaron is trying to contact someone to see if they are interested in ‘selling’ the product that may be left at the laydown yard. He is not familiar with product still on the lot, and will continue to see if the County can capitalize on purchasing product, dirt or millings, as opposed to hauling all of that product out.
- **Clearwater Lagoon:** Clearwater is planning a lagoon south of town. They will be trucking 44,000 yards (2200 loads). They are hauling from Thiele Dairy area to the site. This is a public roadway, as long as they have legal truck loads this is not a problem. The use of the road is public access. Concerns of speed and access were discussed. They may need a temporary access off of the road. Village of Clearwater, or the contractor will be filing an access permit.
- **Striping Roads:** Aaron has been talking to Brian McDonald and Tim Baxter regarding striping on of the hard surface roads in the area of Summerland School. Aaron believes striping can be done as to whatever the Board chooses. ADT traffic count decides whether a white strip has to be painted if there is a center line. A guestimate of cost would be approximately \$1,000.00 a mile.

Budget: Motion by Commissioner Pedersen, seconded by Commissioner Krebs to allow the Clerk to make function transfers as needed to balance 2020-2021 budget. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried.

Juneteenth: On Thursday, June 17th, 2021 the Administration declared a holiday observing Freedom Day on June 19th, being observed on June 18th this year – there was not ample time to coordinate closing courthouse etc. With a motion being made in January to observe any declared State and Federal Holidays questions about observing same. Discussion with other counties a suggestion was made for observing the holiday as a floating holiday in 2021. Discussion of how, when and where. It was discussed to add a 60-day limit for employees to ‘use’ the floating holiday and discussion of department busy times. Motion by Commission Pedersen, seconded by Commissioner Krebs to allow a onetime floating holiday for full time employees, to be used at the employee’s discretion, depending on department heads approval before December 31st, 2021. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried.

11:31 Courthouse Tour by Commissioners: Antelope County Commissioners toured the courthouse complex, discussing various maintenance and grounds issues. No action.

12:16 PM: Commissioners met back in meeting room.

Roofing of Courthouse: Discussion of actions to replace the roofs on the courthouse complex, and other maintenance issues. Discussion of hiring an architect, action needed and how to figure out how to proceed and what fix should be first. Commissioner’s state they believe the first action should be the courthouse annex roof. Motion by Commissioner Krebs, seconded by Commissioner Smith to advertise for bids for correcting, updating, fixing draining issues and reroofing of Antelope County Courthouse Annex, including the stair wings and associated drainage issues. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion carried.

No other issues to discuss.

Adjourn: Motion was made by Commission Pedersen, seconded by Commissioner Jacob to **adjourn**. Voting aye: Smith, Jacob, Pedersen, Krebs and Henery. Nays none. Motion passed.

Meeting adjourned at 12:20 PM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne