

August 3rd, 2021
Antelope County Board of Commissioners
Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, August 3rd, 2021 at 9:00 AM in the County Commissioner's Meeting Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Chairman Henery, with the following board members responding to roll call: Jacob, Krebs, Henery, and Pedersen. Chairman Henery 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 available by Zoom.

Pledge of Allegiance was recited.

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

Minutes of the July 6th, 2021 Board of Commissioner Meeting: Motion by Commissioner Pedersen, seconded by Commissioner Krebs to approve minutes as presented. Voting aye: Jacob, Krebs, Pedersen, and Henery. Nays none. Smith absent. Motion carried.

Minutes of the July 13th, 2021 Board of Commissioner Meeting: Motion by Commissioner Jacob, seconded by Commissioner Regina to approve minutes as presented. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

Commissioner Smith attends meeting. (9:02 AM)

Minutes of the July 13th, 2021 Board of Equalization Meeting: Motion by Commissioner Jacob seconded by Commissioner Pedersen to approve minutes as presented. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

Correspondence was reviewed: Antelope County Treasurer Personal Property Distress Warrant letter; Antelope County Treasurer Semi-Annual Report; Antelope County Treasurer Personal Property stricken from tax list; Antelope County Treasurer Personal Property Distress Warrant letter -stricken; Sheriff Moore's Property Tax Distress Warrant Report; Nebraska DOT Local Project Monthly Status Update for Orchard NE and Tilden North; Nebraska Department of Transportation Past Due Bridge Inspection Report and Upcoming Bridge Inspection; sample resolution regarding Antelope County's 150th Anniversary; redistricting quotes from gWorks and UNO; City of Tilden letter regarding payment on project; Stealth Broadband and MidStates Data Transport merger letter; letter from JEO regarding 6 month from the EWP repairs one (1) year warranty period; letter from County Attorney to Newman Signs; Treasurer Pledge Collateral letter; Jail Inspection letter from Jail Standards – facility is in full compliance, public hearing notices for conditional use permits for today.

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

Land Owner Lee Meyer met with the Commissioners regarding 846th Road (Invenergy Road) and the dust from the Sinclair dirt currently on the road. This road was used during the Construction of Thunderhead Wind Project, and has had dust issues for approximately two (2) years. Mr. Meyer showed a full air filter from his house – which he reports was in his unit for 18 days. Currently, the road is not being utilized for construction, however, the dust is thick and sometimes impossible. It was discussed the Sinclair Dirt takes 18-24 months to settle down. The Invenergy Road Use Agreement was discussed. If it is still under agreement they need to water – calcium chloride the road to help with dust control. Discussion of placing calcium chloride and if it is still under RUA they can reimburse the County. Discussion of recipes and application of the product. Aaron to follow-up and maintain as necessary.

Warren Snodgrass: met with the Commissioners regarding Roads in northern Antelope County; i.e., 860th Road. Warren owns O&W Dairy in Royal Township. The roads in the area are rutty and impassable at times. After they called there was some improvement for a little while, but it is back to being rough and almost impossible. Discussion of personnel issues – it was stopped before the discussion went further. Discussion of weather, dryness and other issues need to be considered. The landowner stated they had scraped the road. Aaron reminded that is County Responsibility not landowner. Warren asked about a culvert along that road. They reported there are issues on multiple roads in the area. Commissioner Smith mentioned two (2) or three (3) miles of ____ Road eats gravel. Aaron did ask the landowner if they would work with packing the road while chopping silage – if the County pulls the road right before. Aaron will be more diligent in the area.

Commissioner Krebs, suggested the County pass a resolution regarding the **150th Anniversary of Antelope County**. She was recently made aware of the County's anniversary through events at the Antelope County Historical Museum. She had worked on a resolution and wanted to discuss issue further. The County has a couple of options, including doing nothing, passing a resolution solely in recognition of commemoration of the 150th Anniversary. Discussion of a plaque commemorating same, passing of a resolution may be enough as it goes into the media at that point.

Antelope County Distress Warrants: Antelope County Treasurer, Deb Branstiter met with the Commissioners regarding the Sheriff's return of the distress warrants by August 1st. There is one uncollected distress warrant. Cottonwood Healthcare, \$1,507.46 plus interest. This business went into receivership, and has since been sold. Deb asked the Commissioners to strike the taxes from the records. The Clerk, did not list it on the agenda, so will be added for next week. Joe Abler, County Attorney, will look into this. Tax to be stricken will be on the agenda next week. Deb commended the Sheriff and his office for their due-diligence in the collections.

Guarantee Roofing: Guarantee Roofing's bid was accepted last meeting for replacing/fixing the Annex roof issues. Today, A contract is presented for \$63,105.00 which was the accepted bid. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve contract and have Chairman sign agreement. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

Discussion if they had been out to complete temporary patching promised. Clerk was asked to contact Guaranteed Roofing regarding same.

[illegible]

Bat Mitigation: Antelope County Courthouse had a great increase in bat activity. We are seeing bat activity during the day. The Officials and employees are asking that something be done. All agreed something needs to be done. Commissioner Pedersen will contact exterminators, including the exterminators who exterminated St. Episcopal Church.

Food Distribution: Commissioner Smith stated he had checked with the Northeast Nebraska Area on Aging. They had no objections, and agreed the distribution used to be coordinated through them. Commissioner Jacob will contact Northeast Nebraska Community Action Partnership. Area Agency on Aging would like to again coordinate with Community Action Partnership.

Brian McDonald – **2021 Pavement Repair Bid Opening:** Antelope County received one (1) bid from A&R Construction; Bridge north of Orchard, Adding approaches to Ashfalls Project. Site 1 \$57,751.76 (Orchard Bridge); Site 2 \$292,057.70 (Ashfalls); and Site 3 \$16,470.09 (addition return to Crumly Road) for a total of \$366,279.55 with a start date of April 2022. Highway Superintendent will verify numbers and bid. Discussion of prepping areas. We have 45 days to accept or deny bids.

Crumly Road – originally Brian did not believe the ‘old’ roadway needed to be officially closed. Today he presents with the need to get a road study, and hold a public hearing. Motion by Commissioner Pedersen, seconded by Commissioner Smith to authorize Highway Superintendent to do a road study on Crumly Road, authorizing Chairman to sign resolution regarding same. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

RESOLUTION
ROAD STUDY - CRUMLY ROAD FOR CLOSING
ANTELOPE COUNTY, NEBRASKA
2021-08-0006


WHEREAS, Antelope County considered the possible vacation or abandonment of County roadway 516th Ave located in Section 6, Townships 28 North, Range 7 West of the 6th Principal Meridian, Antelope County Nebraska starting at the east quarter corner of Section 6 and extending west 800 ft.

WHEREAS, Nebraska State Statute 39-1722 requires that the Antelope County Board direct the Highway Superintendent to study the use of the road and submit a written report to the county board within thirty days.


NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that the Highway Superintendent is directed to complete a study of the use of the county road described above. A written report of the study findings and recommendations is to be submitted to the County Board within thirty days.

Adopted this 3rd day of August 2021, at Neligh, Nebraska

ATTEST:


Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA


Charlie Henry, Chairman

Commissioner Paderson Smith
Moved the adoption of said Resolution
Roll Call: 5 Yea - Nay
Resolution adopted, signed and billed
as adopted.

Road study report was presented. Motion by Commissioner Smith, seconded by Commissioner Pedersen to hold a public hearing on September 7th, 2021 at 10:00 AM regarding closing of road, authorizing Chairman to sign resolution. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

RESOLUTION
PUBLIC HEARING ROAD CLOSING CRUMLY
ANTELOPE COUNTY, NEBRASKA
2021-08-0007


WHEREAS, Antelope County considered the possible vacation or abandonment of County roadway 516th Ave located in Section 6, Townships 28 North, Range 7 West of the 6th Principal Meridian, Antelope County Nebraska starting at the east quarter corner of Section 6 and extending west 800 ft.

WHEREAS, a written report of the use of the road has been completed by the Highway Superintendent and is filed with the County Clerk


NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Antelope County, Nebraska, that a public hearing date be set for 10:00 A.M. the 7nd day of September, 2021 to consider whether or not to vacate or abandon said road. The County Clerk is hereby directed to send copies of this resolution by registered or certified mail to the abutting and adjacent landowners.

Adopted this 3rd day of August 2021, at Neligh, Nebraska

ATTEST:


Lisa Payne, Clerk

BOARD OF COUNTY COMMISSIONERS
OF ANTELOPE COUNTY, NEBRASKA


Charlie Henery, Chairman

Commissioner Smith 2nd Prdason
Moved the adoption of said Resolution
Roll Call: 5 Yea — Nay
Resolution adopted, signed and billed
as adopted.

524th Avenue-Minimum Maintenance Road – Brian has sized culverts for the project. Background: Road closure hearing was held and there were a number of people who wanted the road to remain open. Today, we established minimum maintenance and local landowners will be maintaining road – after culverts placed.

LPA Orchard NE Project- The State of Nebraska presented a resolution. The channel cut to the north again, to the point it is worrisome to the bridge. They are going to rip-rap through the bottom with 2.5 feet rock, hopefully cut down on some of the speed going through there. Motion by Commissioner Jacob, seconded by Commissioner Smith to approve and authorize Chairman to sign resolution. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

RESOLUTION
APPROVAL OF PRELIMINARY PLANS, SPECIFICATIONS, AND ESTIMATES
(PS&E)

County of Antelope
Resolution No. 2021-08-0001

Whereas: Antelope County and State entered into an LPA Program Agreement for State to assist County in the development and construction of an LPA Federal-aid transportation project;
Whereas: The State or the design consultant has developed the project plans to the point where they are ready to submit to State's PS & E Section for final edits for a bid letting;
Whereas: The LPA Program Agreement requires the County to review the preliminary PS & E package and either request modification or approve them as acceptable at this stage;
Whereas: County wishes to approve the preliminary PS & E package as prepared.

Be It Resolved by the Antelope County Board of Commissioners that:
Charles Henery, Chair of the Antelope County Board of Commissioners, is hereby authorized to sign the bottom of this resolution and submit it to the State signifying the County's approval of the preliminary PS & E package.
NDOT Project Number: ER-2605(5)
NDOT Control Number: 32344
NDOT Project Description: Orchard Northeast

Adopted this 3 day of August, 2021 at Neigh Nebraska.
(Month) (Year)

The Board of Commissioners of Antelope County, Nebraska

[Signatures: Jacob, Smith, Krebs, Pedersen, Henery]

Board/Council Member Jacob
Moved the adoption of said resolution
Member Smith Seconded the Motion
Roll Call: 5 Yes — No — Abstained — Absent
Resolution adopted, signed and billed as adopted

COUNTY OF ANTELOPE
Charles Henery
[Signature: Charles Henery]
Chair, Board of Commissioners

Attest:
[Signature: Lisa Payne]
Signature County Clerk

Resolution G – Preliminary PS & E Package
(To be filled out by LPS RC)

LPA Tilden North Project- The State of Nebraska presented a resolution. The north bank has eroded and has undercut the rip-rap and the bridge. This project will extend the rock, to the sheet vinyl structure, and add more rip rap in the channel. Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve and authorize Chairman to sign resolution. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

RESOLUTION
APPROVAL OF PRELIMINARY PLANS, SPECIFICATIONS, AND ESTIMATES
(PS&E)

County of Antelope
Resolution No. 2021-08-0002

Whereas: Antelope County and State entered into an LPA Program Agreement for State to assist County in the development and construction of an LPA Federal-aid transportation project;
Whereas: The State or the design consultant has developed the project plans to the point where they are ready to submit to State's PS & E Section for final edits for a bid letting;
Whereas: The LPA Program Agreement requires the County to review the preliminary PS & E package and either request modification or approve them as acceptable at this stage;
Whereas: County wishes to approve the preliminary PS & E package as prepared.

Be It Resolved by the Antelope County Board of Commissioners that:
Charles Henery, Chair of the Antelope County Board of Commissioners, is hereby authorized to sign the bottom of this resolution and submit it to the State signifying the County's approval of the preliminary PS & E package.
NDOT Project Number: ER-2580(3)
NDOT Control Number: 32345
NDOT Project Description: Tilden North

Adopted this 3 day of August, 2021 at Neigh Nebraska.
(Month) (Year)

The Board of Commissioners of Antelope County, Nebraska

[Signatures: Jacob, Smith, Krebs, Pedersen, Henery]

Board/Council Member Smith
Moved the adoption of said resolution
Member Pedersen Seconded the Motion
Roll Call: 5 Yes — No — Abstained — Absent
Resolution adopted, signed and billed as adopted

COUNTY OF ANTELOPE
Charles Henery
[Signature: Charles Henery]
Chair, Board of Commissioners

Attest:
[Signature: Lisa Payne]
Signature County Clerk

Resolution G – Preliminary PS & E Package
(To be filled out by LPS RC)

One- and Six-Year Road Plan: Brian asked the Commissioners to review the map and list. He handed out the 2020 Map. We will hold a public hearing on September 7th, 2021 at 10:15 AM. Discussion of possible projects.

Discussion of “**No Through Trucks**” on roads. A study would have to be done. Depending on road you can limit axle weight, no truck traffic, but you cannot close the road to regular traffic, as it is a public road. Brian will see if he has any suggestions. No action today.

Public Hearing 10:35 AM:
Vernon Mast – Roll Form Tin Operation – Conditional Use Permit. Motion by Commissioner Pedersen, seconded by Commissioner Smith to open public hearing. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.
Roll call vote: all here. Jennifer Kester and Liz Doerr presented today. Vernon Mast is starting a roll form tin operation. He plans to build a business adjacent to his home place. The Business will be located in Section 33, Township 28, Range 8, west of the 6th P.M. Antelope County, Nebraska Access permit has been granted. It fits Zoning Guidelines. The Planning Commissioner held a hearing and approved the Conditional Use Permit. There is plenty of room for parking and loading. Mr. Mast – clarified he will be using what the call a D Panel. The Planning Commission did not have a problem with the hours as for the most part operations will be during the day. PC requested the building have its own 9-1-1 address. No public comment was made when called. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to close public hearing. 10:42 AM. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried. Vernon Mast for Roll Form Tin Operation with the condition of obtaining a 9-1-1 address. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

RESOLUTION #2021-08-0004
ANTELOPE COUNTY
CUP ROLL TIN OPERATION

WHEREAS, the duly appointed Planning Commission of Antelope County, Nebraska, has given public notice as required by the Nebraska State Statutes, of a hearing held on the 6th day of July, 2021, at the Antelope County Courthouse on the Conditional Use Permit application #CUP2101 for Vernon Mast for a roll tin operation located in the S ½ E ½ SW ¼ 33-28N-8W in Sherman Township in 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 August, 2021, at the Antelope County Courthouse in Neligh, Nebraska;

THEREFORE, BE IT RESOLVED BY THE ANTELOPE COUNTY BOARD OF COMMISSIONERS, THAT THE VERNON MAST CONDITIONAL USE PERMIT #CUP2101 BE APPROVED WITH THE FOLLOWING CONDITIONS:

1. The applicant shall comply with applicable regulations for signage and include a sign showing the name of the project, and 911 address.

Adopted this 3rd day of August, 2021 at Neligh, Antelope County, Nebraska.

Commissioner: __Jacob_____
Moved to adopt said Resolution

Commissioner: __Krebs_____
2nd to the Motion to adopt said Resolution

Roll Call: __5____ Yea __-____ Nay __-____ Abstain

Resolution adopted, signed and billed as adopted.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

__/s/ Dean Smith_____
Dean Smith, Dist. #1

__/s/ Eli Jacob_____
Eli Jacob, Dist. #2

__/s/ Regina Krebs_____
Regina Krebs, Dist. #3

__/s/ Charles Henery_____
Charles Henery, Dist. #4

__/s/ Carolyn Pedersen_____
Carolyn Pedersen, Dist. #5

ATTEST:

__/s/ Lisa Payne_____
Lisa Payne, Antelope County Clerk

seal

Zoning Administrator Report:

Permit Report for July was reviewed and put on file.
Permits have been busy the last couple of weeks.

Public Hearing 10:45 AM:

NEXTLINK – Internet Tower on Kenny Reinke (52466 857th Road – Neligh) farm place in N½ Section 9, Township 26, Range 6, West of the 6th P.M., Antelope County, Nebraska. Motion by Commissioner Pedersen, seconded by Commissioner Jacob to open up the Public Hearing for internet tower. Roll call: all here. Zoning Administrator presented. NextLink would like to place a 120-foot self-standing (no guide) tower on the Kenny Reinke place, 8 miles north of Neligh, placement will be among other farm buildings. The Planning Commission approved the permit for internet tower, with two (2) conditions 1) applicant shall comply with regulations for signage; and 2) engineers certification regarding structurally soundness and in conformance with all applicable standards and filed with the Zoning Administrator. Zoning Administrator had checked height restrictions in airport zone – no conflicts were noted. There was no public comment at any time during the hearing. Motion by Commissioner Smith, seconded by Commissioner Jacob to close public hearing. 10:51 AM. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried. Motion by Commissioner Jacob, seconded by Commissioner Krebs to approve Conditional Use Permit for an internet tower by NextLink with conditions noted. Voting aye: Jacob, Smith, Krebs, and Henery. Nays none. Pedersen abstains. Motion carried.

ANTELOPE COUNTY
INTERNET TOWER
RESOLUTION #2021-08-0003

WHEREAS, the duly appointed Planning Commission of Antelope County, Nebraska, has given public notice as required by the Nebraska State Statutes, of a hearing held on the 6th day of July, 2021, at the Antelope County Courthouse on the Conditional Use Permit application #CUP2102 from AMG Technology Investment Group dba NextLink for an internet telecommunications tower on a tract in part of the NE¼NW¼ 9-26N-6W in Custer Township in 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;

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 August, 2021, at the Antelope County Courthouse in Neligh, Nebraska;

THEREFORE, BE IT RESOLVED BY THE ANTELOPE COUNTY BOARD OF COMMISSIONERS, THAT THE AMG Technology Investment Group dba NextLink CONDITIONAL USE PERMIT #CUP2102 BE APPROVED WITH THE FOLLOWING CONDITIONS:

The applicant shall comply with applicable regulations for signage.

Upon completion of construction of a tower and prior to the commencement of use, an engineer’s certification that the tower is structurally sound and in conformance with all of the applicable regulatory standards shall be filed with the Zoning Administrator.

Adopted this 3rd day of August, 2021 at Neligh, Antelope County, Nebraska.

Commissioner: __Jacob_____
Moved to adopt said Resolution

Commissioner: __Krebs_____
2nd to the Motion to adopt said Resolution

Roll Call: _____ Yea _____ Nay _____ Abstain

Resolution adopted, signed and billed as adopted.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

__/s/ Charlie Henery_____
Charles Henery, Dist. #4, Chairman

__/s/ Eli Jacob_____
Eli Jacobs, Dist. #2

__/s/ Dean Smith_____
Dean Smith, Dist. #1

Carolyn Pederson, Dist. #5

__/s/ Regina Krebs_____
Regina Krebs, Dist. #3

ATTEST:
__/s/ Lisa Payne_____
Lisa Payne, Antelope County Clerk

seal

Down Payment: Down payment for truck payment to RDO will be in the vendor claims next week. Due to financing a down payment is due, with five (5) equal yearly payments to follow.

Antelope County Library Association: Interlocal agreements were sent to the libraries. All responded with signed agreements. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to approve and sign contracts. Voting aye: Jacob, Smith, Krebs, Pedersen, and Henery. Nays none. Motion carried.

ANTELOPE COUNTY LIBRARY ASSOCIATION

THIS AGREEMENT IS MADE AND ENTERED INTO BY AND BETWEEN Antelope County, Nebraska, a Political Subdivision, by and through its Antelope County Board of Commissioners, (hereinafter referred to as “County”) and the Antelope County Library Association consisting of the public libraries of the Cities of Neligh, Elgin and Tilden, and the Villages of Royal, Orchard, Clearwater, and Oakdale, each being Municipal Corporations, by their respective Mayors, Chairpersons, and Trustees, respectively.

WHEREAS, Nebraska Revised Statute Section 13-801 Et. Seq., R.R.S. 1943 (reissued 1997), the “Nebraska Interlocal Cooperation Act” authorizes the parties hereto to unite their efforts and resources to accomplish the intent of this agreement; and

WHEREAS, the Antelope County Library Association, by and through their respective community libraries does agree to provide all services and materials to the residents of Antelope County, Nebraska, whom are not residents of the respective Municipal Corporations, under the same terms and conditions as provided to the residents of such Municipal Corporations;

WHEREAS, the Antelope County Library Association’s mission statement is to serve the communities of Neligh, Elgin, Tilden, Royal, Orchard, Clearwater and Oakdale as well as all residents of rural Antelope County, Nebraska, as a resource for information, entertainment, cultural opportunity, and educational development, thereby enhancing and enriching the lives of the users. That the libraries within said communities shall be active and progressive institutions providing materials that reflect the needs and interests of its patrons. That said Library Association shall seek equitable funding, share materials and solutions to problems, provide access to resources beyond each of their individual facilities by cooperative agreements with library organizations at the local, regional and state levels and to strive to make use of all possible resources and ideas to meet the needs of the patrons of each of the communities and of the residents of the entire county.

WHEREAS, Nebraska Revised Statute Section 77-3442 R.R.S. 1943 (reissue 1996) provides that \$.05 per \$100.00 of taxable valuation of property subject to the county levy may only be levied to provide financing for the county’s share of revenue required under an agreement executed pursuant to the Interlocal Cooperation Act.

NOW THEREFORE, in consideration of the foregoing recitals and their mutual covenants here and after expressed, the parties agree as follows:

- 1) Each of the communities, Royal, Orchard, Clearwater, Neligh, Elgin, Oakdale and Tilden by and through their public libraries commonly referred to as the Antelope County Library Association shall provide all services and materials currently available through the public libraries, to non-residents of their community so long as such residents are residents of the county, under the same terms and conditions as such services and materials are provided to the resident of their respective communities.
- 2) That the County agrees to contribute financially to the Antelope County Library Association and agrees to implement a levy not to exceed \$.05 per \$100.00 of taxable valuation of property on an annual basis to the Antelope County Library Association, by paying to the respective libraries of the Cities of Neligh, Elgin and Tilden, and the Villages of Royal, Orchard, Clearwater and Oakdale the applicable amount as provided by this agreement. That a like amount shall be included in the County’s budget, reviewable, on an annual basis. This funding to be supplemental funding and not replace other funding.
- 3) That this agreement shall have an effective date of July 1, 2021, and shall continue in full force and effect for a period of one year.
- 4) This agreement shall not be construed as to form an additional political subdivision. The parties hereto agree to comply with any and all laws, rules and regulations, whether same be local, state or federal, required in the administration and execution of the terms and provisions of this agreement. Further, that no party will assign any rights granted under this agreement.

This agreement shall be administered by the Antelope County Clerk, as directed by the respective board of the parties hereto.
IN WITNESS WHEREOF, the parties have executed the agreement on the dates appearing directly below their signatures.

Dated: July, 2021.

VILLAGE OF CLEARWATER, OAKDALE, ORCHARD a Municipal Corporation

Cities of ELGIN, NELIGH, TILDEN

BY: _____
Village Board Chairman/Mayor

ATTEST:

Town/Village Clerks signatures

Dated: 3 August, 2021.

ANTELOPE COUNTY NEBRASKA

BOARD OF COMMISSIONERS

BY: ___/s/ Charlie Henery _____

Chairman of County Board

___/s/ Eli Jacob _____

Commissioner

___/s/ Regina Krebs _____

Commissioner

___/s/ Carolyn Pedersen _____

Commissioner

___/s/ Dean Smith _____

Commissioner

ATTEST:

___/s/ Lisa Payne _____seal

Antelope County Clerk

Redistricting: Contact of three (3) vendors was completed. UNO is willing to complete the redistricting and digitizing of the Commissioner District. Discussion of varying factors and availability of defense in districting discussed. There was some confusion whether the actual map would cost, the cost of uploading it to the gWorks system. Commissioner Pedersen was going to talk with the two (2) vendors we have been conversing with. Other vendors did not respond to inquiries made. This item will be back on next week’s agenda.

Road Superintendent Report:

- **Access Permit:** Louis Thiele submitted an application along 516th Avenue in Section 25, Township 26, Range 8, west of the 6th P.M., Antelope County, Nebraska. Road Superintendent has not had contact with him and asked to postpone decision today. Will revisit next week.
- **Access Permit:** 866th Road. Tract in the NE¼ Section 9, Township 28, Range 7, West of the 6th PM, Antelope County, Nebraska. Wilgro Farms is requesting a temporary field entrance. The access was originally a Keystone Pipeline. Keystone has basically ceased and dis-sist the property and gave to the land owner. This is the east entrance. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve temporary access (east). All County Specs to be met. Voting aye: Jacob, Smith, Krebs, Pedersen and Henery. Nays none. Motion carried.
- **Access Permit:** 866th Road. Tract in the NE¼ Section 9, Township 28, Range 7, West of the 6th PM, Antelope County, Nebraska. Wilgro Farms is requesting a permanent field entrance. The access was originally a Keystone Pipeline. Keystone has basically ceased and dis-sist the property and gave to the land owner. This is the west entrance. Motion by Commissioner Smith, seconded by Commissioner Jacob to approve access (west). All County Specs to be met. Voting aye: Jacob, Smith, Krebs, Pedersen and Henery. Nays none. Motion carried.
- **Access Permit:** 527th Avenue. Tract in the SW¼ Section 24, Township 24, Range 6, west of the 6th P.M., Antelope County, Nebraska. Request is from Matthew D. Beckman for a grain bin site access. Because there are two (2) approaches on the section. He will widen one access to >60 feet. Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve access. All County Specs to be met. Voting aye: Jacob, Smith, Krebs, Pedersen and Henery. Nays none. Motion carried.
- Discussion of stripping Orchard Road. Summerland School will start moving on the 18th of August. Signage is ordered. We will install. To save budget, Aaron is hoping Summerland will pay for the signs initially.

BREAK

11:20 AM Executive Session: Zoning Administrator Position. Motion by Commissioner Jacob, seconded by Commissioner Pedersen to go into executive session. Room was cleared. Session was attended by Liz Doerr, Jennifer Kester, Lisa Payne and all five (5) Commissioners. At various times during the executive session Liz, Jennifer and Lisa were asked to leave. **12:34 PM Executive Session** Motion by Commissioner Jacob, seconded by Commissioner Pedersen to go out of executive session. Chairman Henery stated Jennifer Kester had resigned as Zoning Administrator, and Liz Doerr will remain on retainer with a \$3.00 increase to match wages in Knox County. Position will be advertised.

Inventories will be emailed and added to next weeks agenda.

Subdivision Levy Resolution: Motion by Commissioner Smith, seconded by Commissioner Pedersen to approve resolution allowing subdivisions to fall under County levy authority.

2021-08-0005
ANTELOPE COUNTY, NEBRASKA
RESOLUTION – SUBDIVISION LEVY

Whereas, the Board of Commissioners of Antelope County, Nebraska, pursuant to Nebraska Statute, is vested with the authority of administering the affairs of Antelope County, Nebraska; and
Whereas, it has been determined that subdivisions within Antelope County have requested to remain under the Antelope County allotted \$0.50 limit; and
Whereas, the Board of Commissioners of Antelope County, deems it is in the best interest of Antelope County to approve said levy requests for 2021-2022 Budget Year; and
Whereas, the acceptance of the preliminary tax dollar requests presented by subdivision governmental entities were reviewed and compared to previous years.
Antelope County Ag Society Fund at \$160,000.00 for the 2021-2022 Fiscal Year.
Rural Fire Districts of:

Brunswick	\$ 0.025
Clearwater	\$ 0.025
Elgin	\$ 0.025
Neligh	\$ 0.025
Oakdale	\$ 0.025
Orchard	\$ 0.025
Tilden	\$ 0.025

All representing at or under \$0.025 levy for the 2021-2022 Fiscal Year.
Antelope County Airport Authority at \$50,000.00 General and \$15,000.00 Bond, for the 2021-2022 Fiscal Year.
Now, therefore, be it resolved by the Board of Commissioners of Antelope County, Nebraska, that the Antelope County subdivision preliminary budgets be approved as presented, and remain under the Antelope County levy limit.
Dated this 3rd day of August, 2021.
_____/s/ Charlie Henery _____
Chairman, Board of Commissioners

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

Motion by: ____Smith_____
Seconded by: __Pedersen _____
Voting aye: _Smith, Krebs, Jacob, Pedersen, Henery _____
Nay: ____none_____
Abstain __none _____ Absent ____none_____

Budget Review: The Board was given a copy of the office requests; they will review and discuss further next week.

It was discussed the Commissioners would like to meet with the Building and Grounds crew to review items, issues and events. Eddie and Marlene to meet with the Board next week.

No other issues to discuss.

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

Meeting adjourned at 12:55 PM.

ANTELOPE COUNTY BOARD OF COMMISSIONERS

By: _____
Chairman of the Board, Charlie Henery

Attest: _____
County Clerk, Lisa Payne