October 3rd, 2017 Antelope County Board of Commissioners Neligh, Nebraska

The Antelope County Board of Commissioners convened in regular session on Tuesday, October 3, 2017 at 9:00 AM in the County Commissioner's Room, Antelope County Courthouse Annex, Neligh, Nebraska. Meeting was called to order by Chairman Kerkman, with the following board members responding to roll call: Schindler, Jacob, Henery, Schwager, and Kerkman. Chairman Kerkman stated that the open meeting laws are posted on the east wall of the Supervisors' room with more copies available at the County Clerk's Office.

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

Pledge of Allegiance was recited.

Correspondence was reviewed: Letter to Commissioner's from Holly Meuret; NIRMA Safety Shorts; State of Nebraska Traffic Crash Facts; TERC letter stating Chris VanEgmond filed an appeal with the TERC Board; Colonial Life thank you card for Antelope County participation; Notice of employee termination from Dollar General; County Attorney letter to Townships that have not returned the books/records over to the county; County Government Day Reminder – October 5th, 2017; notice of LEPC meeting on the 10th of October.

Receipts: \$6.42 Garfield Township Closed account; \$25.00 NE Fall Workshop attendee refund; 72.65 Melvin Hansen copies from Attorney's office; \$8,784.72 Road and Bridge payment from City of Neligh, Law Enforcement Road repair reimbursement; Lama Company sign rental \$500.00; \$60,000.00 transfer from Law Enforcement Account to Commissary for startup funds; \$1,306.61 check to balance Imprest Account;

Commissioner Henery shared the Region 11 - 2017 grant allocation should be around \$22,052.00.

Motion by Commissioner Schwager, seconded by Commissioner Schindler to approve the **Interlocal Agreements** received from the City of Elgin, Village of Brunswick for funding between Antelope County and the Antelope County Library Associations. Those voting aye: Schwager, Henery, Schindler, Jacob and Kerkman. Nays none. Motion carried.

Interlocal Cooperation Agreement

Between Village of Brunswick and the Cities of Elgin and Antelope County

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 Brunswick, 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, Brunswick, 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: Each of the communities, Brunswick, 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.

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 Brunswick, 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.

That this agreement shall have an effective date of July 1, 2017, and shall continue in full force and effect for a period of one year.

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 above their signatures.

VILLAGE OF BRUNSWICK, NEBRASKA

Date approved by the Village Board September 13th, 2017

James Meuret /s/

Attest: Krystal Buck /s/

Chairman, Village of Brunswick Village Clerk

CITY OF ELGIN, NEBRASKA

Date approved by the City Council: September 5th, 2017
Mike Schmitt
Vicki S. Miller
Mayor, City of Elgin
City Clerk

ANTELOPE COUNTY, NEBRASKA

Antelope County Commissioners

Date approved by the Antelope County Board of Commissioners: October 3, 2017
LeRoy Kerkman, Chairman /s/ Eli Jacob /s/ Ed Schindler /s/

Charles F. Henery /s/

Jerald Schwager /s/

Antelope County received a bill from Smith Construction, Mike Smith for removal of trees on 845th Road between 511th and 512th Avenue in June of 2016. Although the bill is old, it is owed by the county. The total amount of the claim is \$1,350.00. We will check to see if this should be paid out of township billing if not the claim will be placed in the claim process to be paid with next week's claim run.

Delinquent Tax List was presented. County Treasurer, Deb Branstiter will discuss with the commissioners during the October 10th, 2017 meeting.

Claim to Treasurer: Because there were Journal Entries entered incorrectly during fiscal year 2016-2017, the bank balance in the Imprest Account has been off. In order to rectify this discrepancy, Tod from MIPS recommended a check be paid to the Treasurer. Motion by Commissioner Henery, seconded by Commissioner Schindler to authorize a check \$1,306.61 to the Antelope County Treasurer. No warrant is needed, as the money was previously requested. Voting aye: Henery, Schindler, Schwager, Jacob and Kerkman. Nays none. Motion carried.

Jail Inspections: Quarterly Jail Inspection is due. Commissioners Jacob, Schindler, and Kerkman will complete inspection after meeting.

Mower: Discussion on the location of the old courthouse mower. Casey reported it is at the Neligh Barn and is being utilized. No further action.

Agenda Item – Benefits was tabled until next week. No close session was executed.

Liz Doerr, Antelope County Zoning Administrator and Geneie Andrews, **GIS** representative met with Board regarding the Zoning Tab on the GIS website. This was presented during the September 12th meeting, however do to varying circumstances it was requested to review the presentation. Geneie presented a back ground on the various programs and varying department information. Because of the different specialties needed and used for each varying entity. Planning and Zoning tools are proposed to be \$8,550.00 for the initial build and first year of service. The annual information and continuing support will be an additional 4-year contract at \$3,000.00 a year. The maps are based off of the parcels created and maintained by the assessor. The layers, flood, airport, and updates all would be in the build and the maintenance costs. This program is on the same basis of the Road and Bridge Sign information. The information would be available on the same site just accessing different tabs. The base map is made in the Assessor's Office. Kelly Mueller, Antelope County Assessor believes she can add, and build the layers in her program. Geneie maintains if the information is on the assessor site, or build and integrated into the Planning and Zoning tab, the cost will be the same. Kelly believes this would not cost additional for her to add this to her current layers. Liz Doerr, has figured how to use the buffer tool on the Road and Bridge tab. Liz utilizes this program through Knox County. Liz requested to get the Zoning Map, she believes this is very important. She would like to see the flood plains also, but requests the Zoning Maps. GIS currently supports more than 60 counties with the Zoning Tab. These maps are available on line 24/7. It was suggested to bring a lap top to a future meeting and show the program. The commissioners believed the Assessor should add the zoning layer to her program as a test. The Commissioners agreed a demonstration would be beneficial.

Commissioner Kerkman asked about changes the Army Corps of Engineers made. Liz related they have made changes in Knox County, but she has not seen changes in Antelope County. Geneie, GIS, said the flood maps change it would be supported and updated if the GIS Zoning tab was supported.

Ed Knott, Applied Technologies met with the commissioners regarding **IT and Technical Service**. Because Ed has been working with various departments regarding IT services. It was requested if the Commissioners would consider an IT contract to support various computer and program problems. He suggested a monthly fee, 100 hours of onsite service a year, upgrades with antivirus and other support. Applied Technologies currently works with the Sheriff's Office and other courthouse offices in support of many computers and programs.

Corey Wendendahl, Connecting Point met with the Commissioners regarding the IT Service Contract in discussion. Estimating about 8 hours of month. Preventative maintenance, managing antivirus, put as much of the IT under one roof. They provide all of the IT services for Madison County. Help desk support, single point of contact, better computer system organization/integration, scheduling, patch management, proactive management of systems. They are able to work onsite and remotely. He is interested in cleaning up some of the email address, with one email service. He has submitted quotes for some of the service, but would like to go back and submit a more complete quote.

Underground Permit: Motion by Commissioner Henery, seconded by Commissioner Schwager to approve the application for permit submitted by Ross Lind to place a permanent electric line beneath 531st Avenue crossing from the NE1/4 of Section 33 to the NW1/4 Section 34, Township 24, Range 5 West of the 6th P.M., Antelope County, Nebraska. Ross Lind – owner, electric line to be used for grain bin, all work to be done according to State specs. Those voting aye: Henery, Schwager, Schindler, Jacob and Kerkman. Nays none. Motion carried

Underground Permit: Motion by Commissioner Schwager, seconded by Commissioner Jacob to approve the application for permit submitted by John Beckman to place a permanent pipe line beneath 836th Road crossing from the SE corner of the SW1/4 of Section 20, Township 23, Range 6 West of the 6th P.M., Antelope County, Nebraska. N.M. Beckman – owner, pipe line to be used for watering cattle, all work to be done according to county and State specs. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Underground Permit: Motion by Commissioner Schwager, seconded by Commissioner Henery to approve the application for permit submitted by Steve Beckman to place a permanent gas line beneath 522nd Avenue crossing from the SW1/4 of Section 8, Township 23, Range 6 West of the 6th P.M., Antelope County, Nebraska. Steve Beckman – tenant; LJ Beckman owner, gas line to be used for irrigation motor, all work to be done according to county and State specs. **Must bore under asphalt road**. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Underground Permit: Motion by Commissioner Schwager, seconded by Commissioner Schindler to approve the application for permit submitted by Steve Beckman to place a permanent gas line beneath 837th Road crossing from the NW1/4 of Section 19, Township 23, Range 6 West of the 6th P.M., Antelope County, Nebraska. Steve Beckman – tenant; LJ Beckman owner, gas line to be used for irrigation motor, all work to be done according to county and State specs. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Underground Permit: Motion by Commissioner Henery, seconded by Commissioner Schindler to approve the application for permit submitted by Steve Beckman to place a permanent gas line beneath 836th Road crossing from the NW1/4 of Section 28, Township 23, Range 6 West of the 6th P.M., Antelope County, Nebraska. Steve Beckman – tenant; LJ Beckman owner, gas line to be used for irrigation motor, all work to be done according to county and State specs. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Underground Permit: Motion by Commissioner Henery, seconded by Commissioner Schwager to approve the application for permit submitted by James Meuret to place a permanent gas line beneath 865th Road crossing from the Section 25 to Section 36th, Township 28, Range 5 West of the 6th P.M., Antelope County, Nebraska. Warren Wortman & Mary Friedrich owners, gas line to be used for irrigation motor and heat for hog barn. All work to be done according to county and State specs. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

Road Access Permit: Motion by Commissioner Schwager, seconded by Commissioner Schindler to approve the application for driveway access permit submitted by Tim Krause to place a permanent road access along 526th Avenue in the S½NE1/4 of Section 27, Township 28, Range 6 West of the 6th

P.M., Antelope County, Nebraska. Matt Krause – tenant; Hanneman Family owner, access to be used grain bin access, all work to be done according to county and State specs. Those voting aye: Schwager, Jacob, Schindler, Henery and Kerkman. Nays none. Motion carried.

56 Road Access Permits: Marlin Conry, with Invenergy Road department submitted 56 Road Access permits in various townships and ranges 26-6 (13); 26-7 (16); 26-5 (5); 25-5 (14); 25-6 (8). Because of the timeline on the submission and meeting these road access permits have not been inspected. Casey, road boss, asked for approval pending review of the access this week. Motion by Commissioner Henery, seconded by commissioner Jacob to accept on contingency to approve. Voting aye: Henery, Jacob, Schwager, Schindler, and Kerkman. Nays none. Motion carried.

Josh Framel, from Invenergy met with the Commissioners. He referred to the 56 Road Access Permits, and thanked for working with them. Additionally, they are exploring two (2) options of winter work. With Invenergy's relationships with GE and German Manufacturers. There is an advantage to Invenergy to take delivery of the turbines this year. Due to lack of time for actual construction, they are unsure if they will have the components delivered to the actual build sites for the winter or have them delivered to a central lay down yard. (This site has not been determined.) If the central lay down yard, they would pick up the components from there to deliver to build sites. Although they are unsure, he wanted to give the heads up to the Commissioners. They will continue to keep the Commissioners updated/informed during regular meetings.

Road use agreement. With the amendment a couple of months ago it includes all of the roads that will potentially to be used for the construction project. Depending on what way the winter storage goes, if a central lay down yard, or a subset of roads as part of that exhibit. He is wondering if they can utilize Casey to determine which roads are under Invenergy or Antelope County roads, without changing the map every time. Casey will be working with the road crew to keep and maintain the roads open through the winter and construction. They are asking if it is ok with the commissioners, Casey will be working with the Invenergy road crew to open up, and close pieces of the road agreement as it is needed, in lieu of constant changes through the board and or meetings. The Road Agreement was approved in May, however, to be sure it is up to date and current, this will be tabled until October 10th, 2017 meeting.

Steve Martin, with GT Fire met with the Commissioners to introduce himself and request to have GT Fire be a part of Antelope County's fire alarm testing. Steve worked for Protex Central, and is familiar with the building. Antelope County is under contract until May 2018. It was requested he contact Antelope County at that time. He responded very well, and said he would be calling.

Brian McDonald, Antelope County Highway Engineer met to discuss the **bridge north of Royal**. This bridge was destroyed by an impaired driver July 4th, 2017 weekend. The bridge was damaged, and has remained close to all traffic. This has been surveyed, and culverts sized. To date we do not have a confirmation that the insurance company has settled for damages. However, in light of time and weather breaks, it is in the county's best interest to proceed with a plan to reopen the bridge, in order to get the road reopened. We have to move the road a little. Brian suggested to order three (3) 12-foot diameter culverts to replace the bridge. He inquired whether the commissioners were interested in straightening out the approach and the road on either side of the actual bridge. Discussion on the project, cost and end results were considered. In light of cost savings and the future of the bridge. If culverts replace the current structure the cost would be approximately \$120,000.00. The culverts Brian estimates \$20,000.00 a piece, and would like to get an order placed to encourage the bridges completion yet this fall. Discussion of bidding process, and Brian believes this would be classified as emergency repair and would not require the bid process. The plan is to have Antelope County buy the tubes, and hire someone to place them. These culverts will be 12 feet vertical so wings will be important in the construction completion. Piling will be necessary. The culverts fixes this bridge expansion for a long time. Motion by Commissioner Henery, seconded by Commissioner Jacob to authorize Highway Superintendent to order the culverts to get this project moving forward. Voting aye: Henery, Jacob, Schindler, Schwager, and Kerkman. Because of the size needed he will be calling for the best price/soonest delivery, there are three (3) vendors for this type of culverts. He will entertain the best deal.

Road Boss, Casey Dittrich reported Klabenes Construction should begin destroying the Koinzan Bridge today, in order to prepare for rebuild.

Motion was made by Commissioner Schindler, seconded by Commissioner Jacob to accept and authorize the chairman to sign and execute the **Change Order #2, Application for Payment #2 and Certification of Substantial Completion**. Voting aye: Schindler, Jacob, Schwager, Henery, and Kerkman. Nays none. Motion carried.

The **notice to proceed** with the re-decking projects on the Clearwater North Bridge and the Neligh Southwest Bridge was presented. Motion by Commissioner Schwager, seconded by Commissioner Jacob to accept and authorize chairman to sign the notices. Voting aye: Schwager, Jacob, Schindler, Henery, and Kerkman. Nays none. Motion carried.

Minutes of September 12th, 2017 and September 19th, 2017 **Commissioner Meeting** were presented for review and discussion. Commissioner Schindler made a motion to accept the minutes as written and presented. Motion was seconded by Commissioner Jacob. Voting aye: Schindler, Jacob, Henery, and Kerkman. Schwager was out of the room for vote. Nays none. Motion carried.

To balance the **Road & Bridge** fund in the Treasurer's Office for September a **\$450,000.00 transfer** was made from General. Motion by Commissioner Jacob, seconded by Commissioner Schindler to approve the transfer of funds. Voting aye: Jacob, Schindler, Schwager, Henery and Kerkman. Nays none. Motion carried. It was again brought to the attention of the commissioners that spending is tight during these months. As taxes are not usually paid during this last quarter of the year, and expenses seem to be high with many projects finishing in the early fall days. Discussion of budget being spent, but dollars not being collected until December 2017, April 2018, and August 2018. Money will be tight.

After the discussion of the funds Dean Smith, again requested the Commissioners to evaluate the self-funded insurance. He has limited-general knowledge of the self-funded program currently utilized by Knox County. He believes they have cost saved close to \$1,000,000.00 in the last three (3) years.

Road Boss Report: This was inadvertently left off the agenda. Casey's report was brief, and no action taken. The road north of Oakdale River Bridge, and the weather has not been favorable, they will continue when the weather breaks. Casey received a positive call from Galen Furstenau about how well that road turned out. The is someone who moved into the house on the Oakdale Road two (2) weeks before work was started, so this hampers progress. We concentrated on the south half mile, and will move to the north half. The surface of the road was lifted and relayed and it may have to be done again. The rain has hampered road progress, Casey hopes to stay ahead of the combines. Casey was asked about snow removal for the Neligh Area. He plans on manning three (3) machines, Jerry Finkral, Roy Rodgers, and Dave Simons.

Review and Possible Action on Jail Bond Refinancing: Tobin Buchanan from First National Bank forwarded current prediction papers for the Jail Bond Refinancing. Last Thursday when he visited we were looking at close to a \$240,000.00 savings today it is around the \$225,000.00 mark. It was agreed no action at this time, and to wait until a greater savings can be capitalized.

Liz Doerr, **Zoning Administrator** Report: This was inadvertently left off the agenda. Liz did not have much to report. Her permit report will be submitted next week. The Planning Commission has not met, they are waiting on the update. Things have been a little quieter. She asked if there were any questions. No questions asked. After the mentioning of letter from County constituent, Holly Meuret, Liz mentioned she feels she has been very neutral in her work with all of Antelope County. She knows her job is one that could be very open to personal opinion and prides herself on treating everyone, the same.

Motion was made by Commissioner Henery seconded by Commissioner Schwager to adjourn . Voting aye: Schindler, Jacob, Henery, Schwager, and Kerkman. Nays none. Motion passed.	
Meeting adjourned at 11:03AM.	ANTELOPE COUNTY BOARD OF COMMISSIONERS
	By:Chairman of the Board, LeRoy Kerkman
	Attest: County Clerk, Lisa Payne