



# Gage County Board Minutes



Board of Supervisors Meeting – June 21, 2017

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The Gage County Board of Supervisors met on June 21, 2017, at 8:46 a.m. with Terry Jurgens, John Hill, Matt Bauman, Myron Dorn, Gary Lytle, Dennis Byars, and Erich Tiemann present.

Notice of said meeting was posted at the County Clerk’s Office and published prior to the meeting in compliance with State Statutes.

Let the record show that all proceedings are electronically recorded.

Chairman Dorn announced that a complete copy of the Open Meetings Act is posted at the back of the Board of Supervisors Room.

Consent Agenda included the following items: General Agenda; Minutes from previous meeting and committee meetings; claims audit in the amount of \$1,798,708.50 which does not include claim #17060109 to Beatrice Lawn Care in the amount of \$927.50, claim #17060250 to Johnny’s Welding in the amount of \$113.46, and claim #17060266 to R.L. Tiemann in the amount of \$17,489.04, each to be voted on separately; approve correspondence received and place on file; approve Gage County Disaster Declaration and having Chairman sign declaration; approve Permit #1068 to Windstream Nebraska, Inc. for boring and plowing 1206’ of replacement cable on East Willow Rd., West of South 120<sup>th</sup> Rd. 5’ deep in North shoulder of road, located in the SE ¼ of Section 30 and NE ¼ of Section 31, T-1N, R-8E (Liberty Twp).

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	127,748.83
Americom Communications	Labor	292.50
Bear Graphics	ROD record books, recording paper	1257.60
Beatrice Board of Public Works	Utilities	4469.32
Beatrice Lawn Care	Mowing, ground sterilant	927.50
Blue Rivers Area Agency on Aging	Qtrly funding	8715.00
Charter	Vets Offc. internet	79.99
City Motor Supply	Battery for Gator	35.99
David Lottman Excavating	Demo of Wymore bldg.	23,480.00
Diode Communications	Vets Offc. monitoring	24.95
Eakes Office Solutions	Office supplies/equip.	6673.08
Echo Group	Bulbs	106.34
Frame Connection	Alum. bars to hang mirrors	85.70
Holiday Inn, Kearney	Lodging	391.90
King Little Structural Eng., PC	Structural Eng. feasibility study	2727.57
Lammel Plumbing	Bal. due for restroom remodel	4268.19
Land Survey Tech	Co. Surveyor operating expns.	2454.14
Larry’s Tire & Service	Tire for van	31.00
Lincoln Journal Star	Publications	262.90
Marina Inn	Lodging	182.00
Mead Lumber	Supplies	123.42
NACO	Bd. handbook, Assr. workshop	223.00
NIRMA & NIRMA II	Liab. Ins. renewal	134,941.00
Philippi Electric	Ext. Offc. outlets, Shf Dept ballast	573.77
Pictometry	Aerial photos flight #1, yr 2	22,000.00
Priority Printing	Assr env., Treas & Prob business cards	511.10
Quality Inn, Grand Island	Lodging	182.00
Quill – Treas.	Offc. supplies	338.37
Sack Lumber	Parts, ladder	457.92
Sanitary Garbage Co.	Garbage svc.	282.88
Soap Opera Laundromat	Mop & rag cleaning	58.50
Stanard Appraisal Svcs.	Appraisal maint.	2185.00



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U.S. Bank Purchase Cards	Suppl., camera, dues, tools, parts, blinds, meals	757.61
Voice News	Publications	191.13
Wrightsman Plbg.	Jail water heater	7180.99
<u>General Fund – Law Enforcement Expenses</u>		
Advanced Correctional Healthcare	Jail on-site medical svcs.	2846.55
Associated Anesthesiologists, PC	Inmate medical	60.92
Beatrice Community Hospital	Inmate medical	11,713.28
Beatrice Ortho & Sports Med	Inmate medical	203.55
Bentjen Garrison Law	Atty fees	8068.00
Blackburn Technologies	Prob. computer supplies	1736.00
Bryan Physician Network	Inmate medical	250.77
BryanLGH Medical Center	Inmate medical	8220.03
CBM Managed Services	Jail meals	4459.31
City of Beatrice	Qtrly EMS svc.	45,000.00
<u>General Fund cont'd.</u>		
City of Wymore	Qtrly EMS svc.	10,000.00
Civic Research Institute	Shf. continuing ed.	179.95
Clerk of District Court	St. & svc. fees	535.55
CMH Clinics	Inmate medical	45.07
Cornhusker State Ind.	Shf janitorial supplies	75.00
Cortland-Lancaster Rural Fire	Qtrly EMS svc.	1500.00
Credit Information Systems	Pre-empl. screenings	207.50
DAS St. Acctng. Cntrl. Fin. 6507	DC maint., stwd radios	575.00
Datashield	Doc. destruction	114.75
Dept. of Correctional Services	Inmate boarding, medical	3658.42
Douglas County Treasurer	Autopsy expns.	250.00
Encartele	Commissary supplies	1000.00
Gage County	Prob. Offc. rent, trnsfr \$ to Rd & Ins Fnds	616,000.00
Gage County Court	Court costs	521.00
Gage Co. MAPS	Reimb. juv. justice aid grants	41,504.09
Galls, LLC	Shf Dept uniforms/accessories	505.93
Garcia Clinical Laboratory	Inmate medical	63.00
GCSO Drug Invstg. Petty Cash Acct.	Reimb. petty cash acct.	800.00
Gleason Dental Clinic	Inmate dental	279.00
Gropp Law & Mediation	Atty fees	2047.00
Joyce Hasselbalch	Transcript	101.00
Jefferson Co. Sheriff	Boarding inmates	100.00
Jerry Shelton, Atty	Atty fees	6247.50
Jim's Carpet	Carpet strip for Prob.	4.17
Johnson Co. Sheriff	Boarding inmates	6500.00
Justice Data Solutions	Software support	2600.00
LaQuinta Inns & Suites	Lodging	569.70
Latimer Reporting	Depositions	318.75
Lepant Law Office	Atty fees	315.00
LexisNexis Risk Solutions	Data searches	50.00
Lincoln Radiology Group	Inmate medical	240.29
Microfilm Imaging Systems	Court scanning equip. rent	437.00
Midwest Process Svcs.	Civil process fees	546.08
MIPS	Computer suppt., equip, etc.	7636.75
Naylor & Rappl Law Offc.	Atty fees	90.00
NE Health & Human Svcs.	Patient care	462.00
NE Law Enf. Training Center	Firearms instructor recert.	50.00



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NE Trauma Acute Care Surgery	Inmate medical	714.25
Nebraska.gov	Co Atty subscr. fee	50.00
Nemaha County Court	Atty cert. copy	5.84
Nestor & Mercure	Atty fees	2083.50
Noakes	Jail fan motor, svc call, file room A/C cmprsr	720.08
Northeast Auto	Veh. lease	550.00
Natl. Tactical Officers Assn.	Team mbrshp. renewal	150.00
O'Reilly Automotive	Veh. repair	23.16
Odell Fire & Rescue	Qtrly EMS svc.	1500.00
Paper Tiger	Doc. shredding	35.00
Personnel Evaluation Inc.	Pre-employment eval.	120.00
Angel Pett	Witness fees & mileage	62.80
Physicians Laboratory, PC	Autopsy expns.	1735.00
Quill – Co Ct	Offc. supplies	89.98
Quill – Det.	Offc. Indry, jntrl supplies	1276.05
Radiology Associates PC	Inmate medical	104.34
Richardson Co. Court	Cert. copy of transcript	3.75
Richardson Co. Sheriff's Offc.	Boarding inmates	17,655.00
Kris Riekenberg	Prepare BOE	266.50
Saline Co. Law Enf. Center	Boarding inmates	250.00
Sapp Bros.	Shf & Jail fuel	4199.25
John Schoneweis	Witness fees	25.00
SE NE Communications	Prob. phones	114.20
Security Services	Monitor fire alarm at Shf.	30.00
Smith Schafer Davis Gaertig	Atty fees	2236.00
Solution One	Copier lease Shf.	90.41
Staples Advantage	Shf. Offc., Law Enf. supplies	682.66
Stephen Kraviec	Child Suppt. Enf. Atty, postage	4569.08
T.O. Haas Tire	Shf. tires	533.16
Thomson Reuters	Law Library info., Co Ct fee	2261.74
<u>General Fund cont'd.</u>		
Lee Timan	Public Defender	11,461.54
Tracker Products	Ann. Fluid One licensing	2205.00
Unisafe, Inc.	Jail exam gloves	311.40
Valvoline Instant Oil Change	Shf & Jail oil changes	211.08
Washington Co. Shf's Offc.	Inmate boarding & medical	8393.97
Western Detention	Jail door assy., key cut to code	2219.67
Westlake Hardware	Supplies	64.34
Windstream	Prob. phones	596.37
Wolfe Snowden Hurd Luers & Ahl	Prof. legal svcs.	7360.00
<u>General Fund – Extension Office/4-H Expenses</u>		
Greater NE Business Center	Ext. Offc. veh. rent, fuel, mlg	588.39
Quill – Ext.	Camp & Fair supplies, media cart	1696.80
USPS – Postmaster	Stamps	759.00
<u>Road Fund</u>		
Highway Department Employees	Salaries	46,010.04
Ace Irrigation & Mfg.	Culverts	6244.00
Ace Sand & Gravel	Twp. gravel & hauling	43,842.89
Beatrice Area Solid Waste Agency	Waste disposal	256.00
Beatrice Board of Public Works	Utilities	422.73
Beatrice Iron & Metal	Parts, supplies	1136.26



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Beatrice Concrete Sand & Gravel	Rock & gravel	61,769.00
Caterpillar Fin. Svcs. Corp.	Skid loader lease	4100.00
Cather & Sons Const.	Asphalt	1986.60
Cimline, Inc.	Crack sealer use	39,202.00
Concrete Industries, Inc.	Concrete patch material	2128.00
Contech Eng. Solutions	Culverts	25,567.35
Cornhusker Intl. Trucks	Parts, repairs	1070.26
Crete Lumber & Farm Supply	Ice	63.00
Crop Production Services	Valve, Round-up	144.13
Eakes Office Solutions	Offc. supplies	665.00
Echo Group	Lights	252.35
Farmers Cooperative	Oil	90.52
Fastenal	Bolts	31.78
Filter Care	Filters	21.00
First Wireless	Repeater rental	300.00
Great Plains Nursery	Trees, bushes for Filley Project	660.00
Heartland Tires & Treads	Tires	4774.62
Inland Truck Parts & Service	Steering arm, labor	841.85
Jim Hawk Truck Trailers	Paint, valve	768.20
Johnny's Welding	Hose, labor	113.46
Lampton Welding Supply	Welding supplies	226.70
Larry's Tire & Service	Repairs	192.00
Lincoln Journal Star	Publications	59.38
Matheson Tri-Gas	Cyl. rental	320.52
Mead Lumber	Rental, nails, supplies	156.85
Metal Culverts	Culverts	16,236.40
Midwest Radiator	Radiator	539.00
MIPS	Hwy program	167.63
NMC Exchange	Parts, oil, labor	1961.49
Networkfleet	Veh. GPS	177.80
Newman Signs, Inc.	Signs, tape, numbers	2616.38
NIRMA & NIRMA II	Hwy liability ins.	135,972.00
Oden Enterprises	Steel	16,924.71
O'Reilly Automotive	Parts, supplies	233.20
Powerplan	Switch	226.98
R.L. Tiemann Const.	Hauling Co. gravel	17,489.04
Sapp Bros.	Fuel, grease, filter	20,739.71
Sanitary Garbage Co.	Garbage svc.	71.43
Solution One	Copier lease, overage	389.30
Speece Lewis Engineers	Prof. engineering consulting	525.00
U.S. Auto Force	Tires	1803.35
Wick's Sterling Trucks	Parts	766.96
Winter Equip.	Grader blades	3474.50
Voice News	Publications	13.90

### Register of Deeds Preservation & Modernization Fund

MIPS	Computer suppt.	201.56
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### Insurance Fund

Gage County Health Insurance	Employee health ins. claims pd.	22,921.40
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tion #2017-1r;

WHEREAS, the Gage County Planning and Zoning Commission has held a public hearing on May 8, 2017, at 6:30 PM in the Gage County Board of Supervisors Room to consider said application. After proper notice and a public hearing, where support of and opposition to were heard on said application;

WHEREAS, the Gage County Planning and Zoning Commission recommends denial of said application requesting the half section of E ½ of Section 5, Township 3 North, Range 5 East (Lincoln Township), affecting 320 acres, changing from zoning district AG-1 to AG-4, Application #2017-1r, per its finding of facts, as were read into the record; and

WHEREAS, after proper notice and publication of a public hearing on June 7, 2017, in the County Board of Supervisors Room, the Gage County Board of Supervisors held said hearing to approve or deny said application #2017-1r; and

WHEREAS, the subject of said application was this half section in an AG-1 zoning district, located in part of the E ½ of Section 5, Township 3 North, Range 5 East (Lincoln Township), affecting 320 acres; and

WHEREAS, public comments were heard in support of and opposition to application #2017-1r and were considered by the Gage County Board of Supervisors;

THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS OF GAGE COUNTY, NEBRASKA that the re-zone request for property, East half of Section 5 of the Lincoln Township (E ½ Sec. 5, T-3-N, R-5-E), application #2017-1r shall be approved/disapproved.

Motion made by Bauman, seconded by Hill to adopt the foregoing Resolution. All members present as listed and voted as follows:

Yea: None

Nay: Jurgens, Hill, Bauman, Dorn, Lytle, Byars, Tiemann

/s/Myron Dorn  
Chairman

FURTHERMORE, IT SHALL/SHALL NOT BE ORDERED the Official Zoning Map for Gage County shall be changed to reflect said amendment, and shall amend the section of Regulation incorporating the same and reincorporate such Map as amended.

Subscribed and sworn to before me this 21<sup>st</sup> day of June, 2017.

/s/ Dawn Hill  
Gage County Clerk

Motion made by Bauman, seconded by Hill to approve Resolution #17-16 on Permit #2017-1r for a Re-Zone request (AG-1 to AG-4), located in the E ½ of Section 5, Lincoln Township. There was no public speaking on the request for zoning change other than the applicants, Ron and Terri Sue Mazza and their Attorney Ryan Greenwood who asked that the board approve the re-zone.



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It was also noted that because a petition was filed by those in opposition to the re-zoning, it would invoke a super majority vote of 5 board members. Motion to approve the Resolution failed 0-7 so the permit to re-zone was denied.

Law Enforcement/Emergency Management Committee report resumed with Carla Jones, Communications Director for the City of Beatrice reporting on issues with the storm that came through the county, losing one tower, and having damage to the antenna on the Blue Springs tower. Road & Bridge Committee report was given by Jurgens.

Paul Moyer with the State of Nebraska Dept. of Ag Noxious Weed Program gave a report on the evaluation/scoring of Gage County Noxious Weed Program and how the scoring figure comes about. He indicated that there are problem areas within the county that need to be addressed. Moyer also indicated the average score across the state is 3100 points.

Motion made by Bauman, seconded by Lytle to approve receiving the report and placing it on file. Motion carried 6-1 with Tiemann voting nay.

Gage County Ag Society President Steve Whitwer spoke to the board on the special designated liquor licenses they are applying for during the Gage County Fair, July 26-30, 2017, one for the speedway activities and one for the beer garden on the midway. They have added one additional night of entertainment for this year's fair.

Motion made by Bauman, seconded by Jurgens to approve the special designated liquor licenses for the Gage County Fairgrounds Speedway and the beer garden on the midway for the Gage County Fair, July 26-30, 2017. Motion carried 7-0.

## **RESOLUTION NO. 17-17**

WHEREAS, it has been reported that there are insufficient funds in the 2016-2017 Sheriff Department Jail Budget to finish paying for the obligations of said budget; and

WHEREAS, the Gage County Board of Supervisors does not wish the Sheriff Department Jail Budget to incur obligations within its budget which would be in excess of the present appropriation and thereby violate State law; and

WHEREAS, the Gage County Board of Supervisors has determined that it is in the best interests of Gage County, Nebraska, to increase the Sheriff Department Jail Budget by Forty-Five Thousand and 00/100 Dollars (\$45,000.00), and said amount should be taken from the County General Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS that the Sheriff Department Jail Budget should be and is hereby increased in the sum of Forty-Five Thousand and 00/100 Dollars (\$45,000.00) which shall be taken from the County General Fund.

Motion made by Bauman, seconded by Tiemann to adopt the foregoing Resolution. All members present as listed and voted as follows:

Yea: Jurgens, Hill, Bauman, Dorn, Lytle, Byars, Tiemann

Nay: None

/s/ Myron Dorn  
Chairman



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Subscribed and sworn to before me this 21<sup>st</sup> day of June, 2017.

/s/ Dawn Hill  
Gage County Clerk

Motion made by Bauman, seconded by Tiemann to approve Resolution #17-17 to increase the Jail budget by \$45,000.00 as there are insufficient funds in the 2016-2017 Jail budget to finish paying the obligations of said budget. Motion carried 7-0.

## **RESOLUTION NO. 17-18**

WHEREAS, it has been reported that there are insufficient funds in the 2016-2017 Sheriff Department Budget to finish paying for the obligations of said budget; and

WHEREAS, the Gage County Board of Supervisors does not wish the Sheriff Department Budget to incur obligations within its budget which would be in excess of the present appropriation and thereby violate State law; and

WHEREAS, the Gage County Board of Supervisors has determined that it is in the best interests of Gage County, Nebraska, to increase the Sheriff Department Budget by Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), and said amount should be taken from the County General Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS that the Sheriff Department Budget should be and is hereby increased in the sum of Twenty-Five Thousand and 00/100 Dollars (\$25,000.00), which shall be taken from the County General Fund.

Motion made by Bauman, seconded by Jurgens to adopt the foregoing Resolution. All members present as listed and voted as follows:

Yea: Jurgens, Hill, Bauman, Dorn, Lytle, Byars

Nay: Tiemann

/s/ Myron Dorn  
Chairman

Subscribed and sworn to before me this 21<sup>st</sup> day of June, 2017.

/s/ Dawn Hill  
Gage County Clerk

Motion made by Bauman, seconded by Jurgens to approve Resolution #17-18 to increase the Sheriff's Office budget by \$25,000.00 as there are insufficient funds in the 2016-2017 Sheriff's Office budget to finish paying the obligations of said budget. Motion carried 6-1 with Tiemann voting nay.

## **RESOLUTION #17-19**

WHEREAS, the Gage County Board of Supervisors wishes to close the Homeland Security Fund and consider them as a function under the General Fund; and





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WHEREAS, the Gage County Board of Supervisors directs the County Treasurer to transfer all monies currently in the Homeland Security Fund to the General Fund and all future collections for the Homeland Security Fund shall be posted to the General Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Gage County Board of Supervisors that the Homeland Security Fund is hereby closed and will now function under the General Fund.

BE IT FURTHER RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS that the amount currently in the Homeland Security Fund, and any money collected in the future, is hereby transferred to the General Fund.

DATED this 21<sup>st</sup> day of June, 2017.

MOTION made by Bauman, seconded by Jurgens to adopt the foregoing Resolution. All members present as listed and voted as follows:

Voting Aye: Jurgens, Hill, Bauman, Dorn, Lytle, Byars, Tiemann

Voting Nay: None

Motion carried 7-0

ATTEST: /s/ Dawn Hill  
Gage County Clerk

/s/ Myron Dorn  
Chairman, Board of Supervisors

Motion made by Bauman, seconded by Jurgens to approve Resolution #17-19 to close the Homeland Security Fund and to direct the County Treasurer to transfer all monies in the Homeland Security Fund as of June 21, 2017 to the General Fund and also all future collections for Homeland Security. Motion carried 7-0.

Motion made by Bauman, seconded by Lytle to approve agreement with Lancaster County Youth Services Center for juvenile detention services. Motion carried 7-0.

Motion made by Tiemann, seconded by Bauman to approve declaring county property located at Lot 13, Blk 28, Wymore Orig., parcel #008364000 and county property located at Lot 11, Blk 21, Wymore Orig., parcel #008300000 (221 S 7<sup>th</sup> St.) to be declared surplus, and directing Gage County Sheriff to sell said properties at Public Auction to be held on July 12, 2017 at 10:00 a.m. on the first floor of the courthouse. Motion carried 7-0.

Motion made by Bauman, seconded by Lytle to approve accepting the Community-Based Juvenile Services Aid Grant Award for \$71,326.00 and having Chairman sign award. Motion carried 7-0.

Motion made by Bauman, seconded by Jurgens to approve the purchase of Tax Sale Certificate #4478, presently held by Lynn Goracke-Sabey, for the current redemption value of \$2,959.42. Motion carried 7-0.

Motion made by Byars, seconded by Bauman to approve Resolution #17-20 for the Gage County Attorney to commence foreclosure actions on delinquent tax liens. Motion carried 7-0.

Motion made by Lytle, seconded by Tiemann to move into closed session at 10:50 a.m. for negotiations and personnel issues. Motion carried 7-0.



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Bauman left meeting at 11:08 a.m.

Motion made by Lytle, seconded by Hill to move out of closed session at 11:32 a.m. Motion carried 6-0.

Motion made by Tiemann, seconded by Byars to approve having Chairman sign conflict of interest letter with Keating O’Gara Law. Motion failed 0-6.

Chairman declared Board of Supervisors meeting adjourned at 11:38 a.m. until July 5, 2017.

Board minutes can also be viewed on the Gage County website at [www.gagecountynebraska.us](http://www.gagecountynebraska.us).

/s/ Dawn Hill

Dawn Hill  
Gage County Clerk

/s/ Myron Dorn

Myron Dorn, Chairman  
Gage County Board of Supervisors

I, Dawn Hill, County Clerk of Gage County, do hereby certify that the above records are true and accurate to the best of my knowledge.

Witness my hand and official seal this 21<sup>st</sup> day of June, 2017.

(SEAL)

/s/ Dawn Hill

Dawn Hill  
Gage County Clerk