



Gage County Board Minutes



Board of Supervisors Meeting – October 11, 2017

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The Gage County Board of Supervisors met on October 11, 2017, at 8:47 a.m. with Terry Jurgens, John Hill, Matt Bauman, Myron Dorn, Dennis Byars, and Erich Tiemann present, Gary Lytle absent.

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 \$1,099,871.22; approve correspondence received and place on file; approve Summary Fee Report for District Court and Register of Deeds Fee Report for the month of September, 2017; approve FY 2016-2017 Gage County Highway NBCS Report; approve Certification of Cost Allocation Plan from Maximus stating FY 2016 actual costs have been used to project indirect costs for the coming fiscal year.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	125,294.93
Adams Rescue	Qtrly EMS svc.	4500.00
Advanced Auto Dealers, Inc.	Shf. website maint.	29.00
Advanced Correctional Healthcare	Jail onsite medical svcs.	2846.55
Beatrice Board of Public Works	Utilities	6159.97
Beatrice Humane Society	Qtrly funding	4250.00
Black Hills Energy	Shf/Jail utilities	392.79
Scott A. Buck Sr.	Witness fees, mileage	22.14
CBM Managed Services	Jail meals	3098.55
Charter Communications	EM subscr.	7.40
City of Beatrice	Share of Prob. utilities	2264.72
Clerk of District Court	St. & svc. fees	1035.23
Culligan of Lincoln	Water cooler	36.58
DAS St. Acctng. Cntrl Fin 6506	AFIS access, Jail; network serv. chgs.	663.09
Diode Communications	Vets Offc. internet	24.95
Douglas Co. Court	Cert. copy court record	2.75
Sandra Eltiste	Prior svc. retirement	12.00
Extreme Motorsports	Pkng. lot signs	225.00
Fankhauser, Nelson, Werts, et al	Atty fees	337.50
Gage County	Prob. phones	405.00
Greater NE Business Center	Ext. Offc. veh. rent, fuel	435.55
Holiday Inn Kearney	Lodging	99.95
Hometown Leasing	Atty copier lease	141.44
James H Mathisen Psyd PC	Evaluation	450.00
Joyce Kassing	Prior svc. retirement	20.00
Kinsey, Rowe, Becker & Kistler LLP	Atty fees	2743.08
Koenig Law Firm	Atty fees	2800.00
Konica Minolta	Copier leases, copies	818.68
Lammel Plumbing, Inc.	Plumbing repairs	241.39
Latimer Reporting	Depositions, ct. reports	1576.15
Lincoln Journal Star	Publications	835.37
Lynn Peavey Co., Inc.	Rifle boxes	65.75
Mahloch Law Office	Atty fees	1014.00
Mattice Lock & Safe	Clerk vault door svc. call	317.50



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Maximus, Inc.	Preparation of cost alloc. plan	2600.00
Becky McCracken	Transcript	86.74
Midwest Automatic Fire Sprnklr Co.	Sprinkler & backflow insp.	380.00
Midwest Door & Hardware	Locks, cylinders	912.00
Midwest Process Services	Civil process fees	524.68
MIPS, Inc.	Computer prog. support	2782.29
NE Supreme Court	Bill of Exceptions	6.00
NE Weed Control Assn.	Mtg. regis.	120.00
Nemaha County Clerk	Share of Bailiff costs, Dist Ct	2523.73
Nestor & Mercure, Atty	Atty fees	967.50
Norris Public Power Dist.	Utilities	172.87
O’Keefe Elevator Co., Inc.	Elevator maint. agrmnt.	214.02
Pam’s Cleaning & Shampooing	Ext Offc janitorial svc. Sept 2017	200.00
Paper Tiger Shredding	Shf doc shredding	35.00
Pickrell Rural Fire Dist.	Qrtrly EMS svc.	1500.00
Pinnacle Bank (Court)	Supplies on crdt cd	120.60
Priority Printing	Treas. title env.	298.80
Quill – Ext.	Office supplies	319.45
Quill – Prob.	Office supplies	260.17
Region V Systems	EPC billing	4393.00
Kristine Riekenberg	Bill of Exceptions	221.00
Alice Riggert	Prior svc. retirement	25.00
Shawn Schwartz	Witness fees, mileage	34.98
SE Dist. Co. Officials Assn.	Mtg. regis. fees	25.00
SE NE Adult Drug Court	Gage Co. funding	9060.26
Secretary of State Elec. Div.	Mtg. regis.	35.00
Dorothy Snyder	Witness fees, mileage	22.14
Soap Opera Laundromat	Mop & rag cleaning	39.00
Stephen Kraviec PC LLO	Child Suppt. Enf. Atty	2218.46
Supplyworks	Restroom supplies	191.28
Lee Timan	Public Defender, witness fees	5750.77
Univ. of NE	Ext. Offc. mail supplies	274.00
US Bank	Purchase card transactions	605.00
US Post Service – Postmaster	Ext. Offc. stamps	296.00
Verizon	Wireless phones	1352.50
Vivial	Phone book listing	24.20
Voice News	Publications	1303.78
Washington Co. Sheriff’s Offc.	Boarding inmates	7490.00
Westlake Hardware	Supplies	225.10
Wollenburg Construction	Pkng lot fence	5891.05
Woods & Aitken LLP	Prof. legal svcs.	855.00
Wrightsmen Plbg., Heating	Ext. Offc. plbg. repairs	45.00

Road Fund

Highway Department Employees	Salaries	45,953.07
Beatrice Board of Public Works	Utilities	470.11
Beatrice Concrete Sand & Gravel	Gravel & Rock	66,012.72
Beatrice Iron & Metal Co.	Parts, tool	749.05
Black Hills Energy	Utilities	54.92
Cather & Sons Const., Inc.	Asphalt	6798.60
City of Wymore	Utilities	91.91
Constellation Energy	Utilities	28.09



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Cornhusker Intl. Trucks	Parts, labor	1319.53
Filter Care of Nebraska	Filters	132.30
Jim Hawk Truck Trailers	Paint	176.64
Landmark Implement, Inc.	Parts	282.50
Lincoln Clutch & Brake	Brake assemblies	1324.20
Matheson Tri Gas	Oxygen, acetylene	7444.50
MIPS	Hwy computer prog. pkg.	176.00
Motor Fuels Division	Jul-Sep 2017 diesel tax	2352.00
Orschelns	Fence stretcher	49.99
Pam's Cleaning & Shampooing	Janitorial svc. Sept. 2017	140.00
Powerplan	Parts	3774.05
Rock On, Inc.	Gravel – hauling only	15,314.62
Sanitary Garbage Co.	Garbage removal svc.	71.43
Westlake Hardware	Supplies	72.87
Wick's Sterling Trucks, Inc.	Parts	144.96
Wymore Oil Co.	Propane	30.00

Visitor's Promotion Fund

Beatrice Area Chamber of Commerce	Lodging tax pmt.	6256.80
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Register of Deeds Preservation & Modernization Fund

MIPS	Computer prog.	204.75
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Insurance Fund

Gage Co. Health Insurance	Employee hlth. ins. claims pd.	36,908.01
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Community/Economic Development Fund

NGage	Qtrly funding	33,763.59
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Road Bond Fund

DTCC (Depository Trust & Clrng Co	2013 Rd Bond principal & interest	588,152.50
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General Fund

Ameritas	County share of Employees Retirement	8,527.00
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	9,001.53
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	27,973.10

Road Fund

Ameritas	County share of Employees Retirement	3,101.86
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,347.42
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,746.10

Motion made by Bauman, seconded by Jurgens to approve the consent agenda. Motion carried 6-0.

No public present for comments or request for future agenda items.

Committee reports were given by Dave Jones on Building & Grounds/Winter Lights, Jurgens on Finance/Insurance, and Lisa Wiegand started on Law Enforcement/Emergency Management. Break in committee reports for timed agenda item.

Veterans Service Officer Phil Dittbrenner introduced the October Veterans Honor Award recipient, Arnold Zimmerman, to the board. Arnold is a lifetime Gage County resident who served with the 164th Infantry Regiment in the U.S. Army from December 27, 1944 to November 16, 1946. He served in the Americal Division in the Philippines during the Luzon



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Campaign. He was the first gunner on a 30 caliber machine gun that fired 250 rounds a minute and he emptied many a box of ammunition. He said when the guns were overused, the water used to keep them cool couldn't do its job so the barrels would just bend, making the gun useless. This was a shame because the war was still going on and they had fewer guns. After leaving the Philippines, they were on their way to Japan to join the cavalry and the second bomb hit. When the war was finally declared to be over, Zimmerman said he got on his knees and thanked the Lord for stopping it. Zimmerman's honors include the Asiatic Pacific Campaign Medal, Philippine Liberation Ribbon with bronze star, Good Conduct Medal, Army of Occupation Medal, and WWII Victory Medal. Zimmerman thanked the board for honoring him with this award and said he hoped he deserved it. He was glad he was in the service as he got to see a lot of country. He stated that it was hard work but he still enjoyed serving his country, and though there were some happy moments in the Army, he was also glad to be home.

Lytle joined meeting at 9:02 a.m.

Returned to committee reports given by Lisa on Law Enforcement/Emergency Management and Jurgens on Road & Bridge.

Motion made by Tiemann, seconded by Bauman to open public hearing at 9:16 a.m. to hear support and/or opposition from the public on Special Use Permit No. 2017-6 for the expansion of a livestock facility located in the NW ¼ NW ¼ of Section 25 of Lincoln Township. Motion carried 7-0.

County Attorney Roger Harris read the Planning & Zoning Commission's findings of fact as Exhibit #1 and pointed out that the information packet presented includes a map of setback distances to surrounding residences (Exhibit #2), and a copy of the permit application, all of which Harris requested be placed on file. Shane Meyer spoke on the plan to add an additional farrowing building and said they spoke to as many neighbors as they could. James Ensz spoke on how the extra building would benefit production during the process of raising hogs and what the building would be used for.

Motion made by Lytle, seconded by Tiemann to close public hearing at 9:27 a.m. Motion carried 7-0.

RESOLUTION NO. 17-31

WHEREAS, the Gage County Board of Supervisors has been presented with a request for a special use permit, #2017-6, for the expansion of hog facility in the NW ¼ Section 25, Lincoln Township, in an AG1 district;

WHEREAS, the Gage County Planning and Zoning Commission has held a public hearing to consider this special use permit, the date of said public hearing being September 12th, 2017 at 6:30 p.m., in the Gage County Board of Supervisors meeting room;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit, #2017-6 upon the condition that the expansion meets the setback requirements as listed in Articles 6.4 of the Gage County Zoning Regulations; and,

WHEREAS, this special use permit is in an agricultural zoning district, located in North-west quarter of Section 25 of the Lincoln Township; and,

WHEREAS, the Gage County Board of Supervisors on this 11th day of October, 2017, has held a public hearing to take input on this special use permit after proper notice and publication of said hearing for approving or disapproving Special Use Permit #2017-6; and

WHEREAS, public comments were heard in support of and in opposition to the special



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use permit and were considered by the Gage County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS OF GAGE COUNTY, NEBRASKA that the special use permit, #2017-6, shall be approved/disapproved for the expansion of an existing hog facility by the addition of a farrowing building.

Motion made by Jurgens, seconded by Bauman 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

Subscribed and sworn to before me this 11th day of October, 2017.

/s/ Dawn Hill
Gage County Clerk

Motion made by Jurgens, seconded by Bauman to approve Resolution #17-31 approving Special Use Permit No. 2017-6 for the expansion of a livestock facility located in the NW ¼ NW ¼ of Section 25 of Lincoln Township. Motion carried 7-0.

Motion made by Lytle, seconded by Hill to open public hearing at 9:30 a.m. to hear support and/or opposition from the public on Special Use Permit #2017-7 for a licensed in-home daycare located in the SW ¼ of Section 34 of Nemaha Township. Motion carried 7-0.

County Attorney Roger Harris spoke on the permit and presented Exhibit #3, the Planning Commission's findings of fact on Special Use Permit #2017-7. Harris asked that the copy of the permit application and Exhibit #3 be placed on file. Krisandra Shields, owner of the daycare, spoke on the permit stating that they are finishing a double garage area for additional daycare area, and the reason for needing the permit is due to being a state licensed daycare so there will be inspections done to meet those requirements.

Motion made by Lytle, seconded by Byars to close the public hearing at 9:35 a.m. Motion carried 7-0.

RESOLUTION NO. 17-32

WHEREAS, the Gage County Board of Supervisors has been presented with a request for a special use permit, #2017-7, for the use of a licensed childcare center in permanent residence located at 7316 East Buckeye Road, Adams, Nebraska, 68301, in Section 34 of Nemaha Township, an AG1 district;

WHEREAS, the Gage County Planning and Zoning Commission has held a public hearing to consider this special use permit, the date of said public hearing being September 12th, 2017, at 6:30 p.m., in the Gage County Board of Supervisors meeting room;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit, #2017-7; and,

WHEREAS, this special use permit is in an agricultural zoning district, located at 7316



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East Buckeye Road, Adams, Nebraska, 68301, in Section 34 of Nemaha Township; and,

WHEREAS, the Gage County Board of Supervisors on this 11th day of October, 2017, has held a public hearing to take input on this special use permit after proper notice and publication of said hearing for approving or disapproving Special Use Permit #2017-7; and,

WHEREAS, public comments were heard in support of and in opposition to the special use permit and were considered by the Gage County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS OF GAGE COUNTY, NEBRASKA that the special use permit, #2017-7, shall be approved/disapproved for the use of a childcare center in a permanent residence.

Motion made by Tiemann, seconded by Bauman 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

Subscribed and sworn to before me this 11th day of October, 2017.

/s/ Dawn Hill
Gage County Clerk

Motion made by Tiemann, seconded by Bauman to approve Resolution #17-32 approving Special Use Permit #2017-7 for a licensed in-home daycare located in the SW ¼ of Section 34 of Nemaha Township. Tiemann stated that the 7-point requirements for special use permits in Article 6 subsection 2 of the Gage County Zoning Regulations were all met. Motion carried 7-0.

Chief Probation Officer Jeremy Behrends thanked the board for their continued support of the Probation Office and also spoke about an upcoming ceremony to dedicate the 2 main meeting rooms at the reporting center to two individuals who dedicated their lives to serving Gage County. The first individual is Cliff Wolf Jr. who passed away in 2011. Wolf was Gage County's first Probation Officer and served 37 years in that position. The second individual is Jeremy Wach who served as Gage County's Jail Administrator and was also a volunteer firefighter. Wach lost his life in 2007 fighting a fire in Wymore. Behrends said they felt that naming these rooms after these two outstanding men is a way to honor them for all they did serving Gage County. A Room Dedication Ceremony will be held on November 2, 2017 at 3:00 p.m. at the Probation Office at 201 N. 5th St., Ste. 1.

Lora Young presented the Gage County Tourism Quarterly Report to the board. She discussed how their marketing campaign to get people here for the eclipse reached not only those in the U.S. but around the world, having visitors from as far away as Japan. Break in tourism report for a timed agenda item.

Motion made by Bauman, seconded by Byars to close bidding and accept, reject or award snow removal bid for 2017-2018 season. Motion carried 7-0.

One bid was received from Beatrice Lawn Care, Inc.



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Motion made by Byars, seconded by Bauman to approve bid from Beatrice Lawn Care, Inc. Motion carried 6-0-1 with Tiemann abstaining due to conflict of interest.

Back into discussion on tourism with Lora Young. Young said they are up for the Marketing of the Year Award for their efforts with the eclipse campaign. Young also said that they had received applications from several great candidates for the Tourism Director position and they hoped to begin interviewing soon.

Motion made by Lytle, seconded by Bauman to place the tourism report on file. Motion carried 7-0.

Motion made by Lytle, seconded by Tiemann to move into closed session at 10:05 a.m. for negotiations. Motion carried 7-0.

Jurgens and Bauman left meeting during closed session.

Motion made by Byars, seconded by Tiemann to move out of closed session at 11:11 a.m. Motion carried 5-0.

Chairman declared Board of Supervisors meeting adjourned at 11:11 a.m. until October 25, 2017.

Board minutes can also be viewed on the Gage County website at 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 11th day of October, 2017.

(SEAL)

/s/ Dawn Hill

Dawn Hill
Gage County Clerk