



Gage County Board Minutes



The Gage County Board of Supervisors met on June 6, 2018, at 8:46 a.m. with Terry Jurgens, John Hill, Myron Dorn, Gary Lytle, Dennis Byars, and Erich Tiemann present, Matt Bauman 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.

Pledge of Allegiance recited.

Consent Agenda included the following items: General Agenda; Minutes from previous meeting and committee meetings; claims audit in the amount of \$590,158.66 which does not include claim #18060142 to Johnny’s Welding in the amount of \$150.88, to be voted on separately; approve correspondence received and place on file; Approve declaring awning from former Buss Stop as surplus and calling for bids. Bids to be opened on July 3, 2018 @ 9:15 a.m.; Approve & place on file the Pickrell Rural Fire 2017 Annual report; Approve Register of Deeds Fees Report & District Court Summary fee report for the month of April, 2018; Approve Utility Permit #1103 Windstream Nebraska LLC., - will be boring 5’ below bottom of ditch for 60’ from Windstream’s pedestal S598-NE going South under E. Aspen Road. Will start trenching BFC 12-22 from this point to customer at 8957 E. Aspen Rd. Located in the SE ¼ Section 14 & NE ¼ Section 23 T-6N R-7E (Nemaha Twp); Approve agreement with Arrow Architecture for design and construction services related to the sheriff dept. in the amount of \$5,000.00; Approve cancelling check #18050051 issued to Alice Riggert in the amount of \$25.00.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	135100.25
Adams Rescue	Qtrly EMS svc.	4500.00
All Covered	IT svcs.	545.00
ACS – Assoc. Computer Systems	Maint. on AS400	1491.01
Beatrice Comm. Hospital	Blood alcohol test	87.35
Beatrice Daily Sun	Vets Offc subscr.	308.00
Charles Bentjen, Atty	Atty fees	4740.00
Black Hills Energy	Utilities	453.00
Blue Valley Door Co., Inc.	Door seal, install new door	4458.50
Cash-Wa Dist.	Jail ktchn suppl.	58.72
Joseph Casson, Atty	Atty fees	1867.50
CBM Managed Services	Jail meals	2820.55
Charter Comm.	EM cable TV	7.40
City of Wymore	Qtrly EMS svc.	10,000.00
Clerk of District Court	St. & svc. fees	741.97
Consolidated Mgmt. Co.	Meals at trng.	270.91
DAS St. Acctng. Cntrl Fin 6506	Ntwk serv. chgs & Shf AFIS	663.13
Desert Snow	Shf training	599.00
Eakes Office Solutions	Offc. suppl.	1471.58
Echo Group	Bulbs	251.58
Envision Landscape	Mulch	180.00
ESRI	ArcGIS maint.	400.00
Gage Co. Court	Cert. copies	2.50
Gage Co. Petty Cash	Atty appeal fee, prop. tax on 822 S 8 th St.	151.49
Griffiths-Hovendick Chapel	Autopsy expenses	650.00
Gropp Law & Mediation, LLC	Atty fees	2466.00



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Hamm Glass	Replace door glass at Buss Stop property	1312.85
Hometown Leasing	Copier lease	141.44
Jeffrey Hubka, Atty	Atty fees	855.00
Interstate All Battery Center	Defib. battery	244.70
Jerry Shelton, Atty	Atty fees	1687.50
Kinsey Rowe Becker & Kistler, LLP	Atty fees	652.64
Land Survey Tech	Co. Surveyor operating expns	1153.01
LaQuinta Inns & Suites	Atty lodging	783.60
Latimer Reporting	Depo. transcripts	50.40
Lepant Law Office	Atty fees	3515.00
Mahloch Law Office	Atty fees	2075.50
Marshall & Swift/Boeckh, LLC	M & S valuation svc.	644.20
Melrons	ROD typewriter ribbons	41.94
Midwest Storage Solutions, Inc.	Shelving	11,461.08
Jacie Milius	Reimb. for desk – Ext. Offc.	970.10
MIPS, Inc.	Computer equip., programming, supplies	5479.20
Monroe Systems for Business	Treas. calculators & ribbons	522.34
NACO	Bd. wkshp. registr.	100.00
NASASP	Mbrshp	39.00
NE Law Enf. Training Center	Jail Offer. training	400.00
NE Public Health Env. Lab	Blood alcohol testing	105.00
Nestor & Mercure	Atty fees	1220.84
Norris Public Power	Electrical	176.27
O’Keefe Elevator Co.	Elevator maint.	221.01
Pam’s Cleaning	Ext. Offc. janitorial May 2018	200.00
Pickrell Rural Fire	Qtrly EMS svc.	1500.00
Pictometry	Aerial flight #3 pmt.	32,537.89
Primary Election Workers	Poll workers & elec. night help, rent	7149.76
Priority Printing	Assr door hangers	110.60
Pro Printing & Graphics	ML cert. paper	38.00
Production Creek	Shf. clothing	103.60
Quill – Ext.	Offc. supplies	87.33
Quill – Prob.	Offc. supplies	510.72
Region V Systems	EPC billing	1528.00
Kris Riekenberg	Ct. reporting	104.00
Sack Lumber	Supplies	17.94
Saline Co. Court	Cert. copies	19.25
Schmader Electric	Move siren	955.00
Sentrixx	Fire alarm/panic button monitoring	180.00
Smith Schafer Davis Gaertig, LLC	Atty fees	7127.77
Staples Business Credit	Offc supplies	275.64
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty	2218.46
T.O. Haas Tire	Brake insp. & svc.	303.63
The Law Offc. of Joshua Christolear	GAL fees	797.13
Lee Timan	Public Defender	5730.77
U.S. Bank (Purchase cards)	Promotions, supplies	706.15
Verizon	Prob. & Shf wireless phones	1284.22
Vivial	Phone listing	24.20
WalMart	Prob. supplies	101.74
Westlake Hardware	Solar light, batteries, supplies, flowers	100.89
Windstream	Shf phones	586.34



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Road Fund

Highway Department Employees	Salaries	46492.08
B's Enterprises	Bridge planks	19,615.36
Beatrice Concrete Sand & Gravel	Rock & gravel	56,463.76
Black Hills Energy	Utilities	70.85
Cather & Sons Const.	Asphalt	7463.40
Certified Laboratories	Safety signs	121.47
City of Wymore	Utilities	126.83
Continental Research Corp.	Oil	224.16
Diversified Drug Testing	Drug/alcohol testing	195.00
First Wireless	Radio repair	282.62
GIS Workshop	Suppt. & maint.	600.00
Johnny's Welding	Cable, hoses, labor	150.88
Medical Enterprises, Inc.	Drug testing	175.00
Miller Seed	Silt fence, cable ties	1628.95
Rock On, Inc.	Gravel hauling	6306.59
Speece Lewis Engineers	Prof. engineering svcs.	18,250.00
Tractor Supply	Supplies	163.68
U.S. Bank (Purchase cards)	Drill	499.00
Westlake Hardware	Supplies	195.47
Winter	Bits	1307.31

Visitor's Promotion Fund

Beatrice Area Chamber of Commerce	Lodging tax pmt.	5384.18
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Visitor's Improvement Fund

NE Natl. Guard Historical Society	Grant for Natl. Guard exhibit	12,200.00
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Register of Deeds Preservation & Modernization Fund

MIPS	Printer	331.48
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Insurance Fund

Cypress Benefit Administrator	Hlth. ins. premiums	28,720.75
Gage Co. Health Insurance	Employee hlth. ins. claims paid	45,651.91

General Fund

Ameritas	County share of Employees Retirement	9067.28
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	9727.63
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	27451.23

Road Fund

Ameritas	County share of Employees Retirement	3138.24
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3396.96
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11436.16

Insurance Fund

Jennifer Mischnick	Ins. reimb.	223.70
Ameritas	County share of Employees Retirement	15.10
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	17.11

Motion made by Byars, seconded by Tiemann to approve the consent agenda. Motion carried 6-0.



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Motion made by Tiemann, seconded by Hill to approve claim #18060142 to Johnny’s Welding in the amount of \$150.88, bringing total of claims paid through June 6, 2018 to \$590,309.54. Motion carried 5-0-1 with Jurgens abstaining due to conflict of interest.

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

Committee reports were given by Dave Jones on Building & Grounds/Winter Lights, Byars on Equalization, Jurgens on Finance/Insurance, Lisa Wiegand on Law Enforcement/Emergency Management, and Jurgens on Road & Bridge.

RESOLUTION NO. 18-14

WHEREAS, it has been reported that there are insufficient funds in the 2017-2018 District Judge’s Budget to finish paying for the obligations of said budget; and

WHEREAS, the Gage County Board of Supervisors does not wish the District Judge’s 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 District Judge’s Budget by Twenty Thousand and 00/100 Dollars (\$20,000.00) 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 District Judge’s Budget should be and is hereby increased in the sum of Twenty Thousand and 00/100 Dollars (\$20,000.00), which shall be taken from the County General Fund.

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

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

Nay: None

/s/ Myron Dorn

Chairman

Subscribed and sworn to before me this 6th day of June, 2018.

/s/ Dawn Hill

Gage County Clerk

Motion made by Tiemann, seconded by Lytle to approve Resolution #18-14 to transfer \$20,000.00 from the Miscellaneous General Fund to the District Judge Budget for additional funding for obligations of said budget. Motion carried 6-0.

Motion made by Hill, seconded by Jurgens to close bidding at 9:15 a.m., and accept, reject or award bid on Construction Bid Proposal for Northwest Project C-34(1015) concrete paving project on West Hickory Road. Motion carried 6-0.



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Bids were received from Pavers, Inc. of Waverly in the amount of \$65,868.60, and R.L. Tiemann Construction of Beatrice in the amount of \$80,659.67. Bids will be considered and awarded later in the meeting.

Laura Edmonds, Family Advocate for Turancy Program, spoke to the board about the Juvenile Services Comprehensive Community Plan grant.

Motion made by Lytle, seconded by Tiemann to approve the Gage County Juvenile Services Comprehensive Community Plan Grant and authorize the chairman to sign it. Motion carried 6-0.

Motion made by Hill, seconded by Lytle to close bidding at 9:30 a.m. and accept, reject or award bid on Materials Bid Proposal for Wymore South, C-34(991) to supply materials required for the construction of a one span concreted slab bridge. Motion carried 5-0 with Tiemann temporarily out of the meeting.

Bids were received from Midwest Service & Sales Co. of Schuyler, NE, in the amount of \$89,694.78, and from Husker Steel Co. of Columbus, NE, in the amount of \$98,638.00. Tiemann back in meeting at 9:31 a.m.

Motion made by Jurgens, seconded by Lytle to award the bid to Midwest Service & Sales Co. in the amount of \$89,694.78 as the low bidder. Motion carried 6-0.

Motion made by Lytle, seconded by Tiemann to open public hearing at 9:45 a.m. on Special Use Permit #2018-2 to hear support and/or opposition from the public for placement of a home next to a livestock facility, located in the East ½ of the NE Quarter of Section 9, Highland Township. Motion carried 6-0.

Lisa Wiegand spoke on behalf of the Planning & Zoning Commission regarding setbacks for livestock facilities. Ed Balderson and Jesse Schmidt spoke in favor of the permit. Jesse Schmidt, 1447 SW 14th Rd., lives in the house and would like to build a new house. Ed Balderson owns the farm where the livestock facility is located. P & Z recommends approval of the permit.

Motion made by Byars, seconded by Hill to close public hearing at 9:54 a.m. Motion carried 6-0.

Recess at 9:55 a.m. Back in session at 10:00 a.m. with all members previously listed present.

RESOLUTION NO. 18-15

WHEREAS, the Gage County Highway Superintendent of Gage County, Nebraska, after direction from the County Board, submitted to the Gage County Board of Supervisors, a written report stating that he has studied the use being made of the following undeveloped streets and alleys, as platted, in the unincorporated town of Rockford and the Original Town of Rockford, Gage County, Nebraska, to-wit:

- 20' north/south running alley adjacent to Lots 2 thru 8, Block 4, Girl's Addition.
- 20' north/south running alley adjacent to Lots 1 thru 10, Block 6, Girl's Addition.
- 20' north/south running alley adjacent to Lots 1 thru 12, Block 11, Girl's Addition.
- 20' north/south running alley adjacent to Lots 1 thru 12, Block 12, Girl's Addition.
- 20' north/south running alley adjacent to Lots 1 thru 6, Block 13, Girl's Addition.
- 20' north/south running alley adjacent to Lots 1 thru 12, Block 1, Girl Place.
- 20' north/south running alley adjacent to the east side of Lots 1 thru 6, Block 2, Girl Place and continuing south thru Dobbs Street to an easterly extension of the north line of Lot 1, Block 3, Girl Place to Rockford.
- 20' north/south running alley adjacent to the east side of Lots 1 thru 10, Block 3, Girl Place.
- 66' east/west running Girl Street adjacent to Blocks 12 and 13, Girl's Addition.
- 66' east/west running Dobbs Street adjacent to Blocks 11 and 12, Girl's Addition.
- 66' east/west running Dobbs Street adjacent to Blocks 2 and 3, Girl Place.



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- 66' north/south running 6th Street, Girl's Addition to Rockford; beginning at the southwest corner of Lot 4 Block 13, Girl's Addition to Rockford thence west along the north right of way line of county road East Belvidere Road to the intersection of the west right of way line of 6th Street; thence north along the west right of way line of 6th Street to the intersection of the north right of way line of Railroad Street; thence northeasterly to the northwest corner of Lot 10, Block 6, Girl's Addition to Rockford; thence south along the east right of way line of 6th Street and adjacent to the west line of Blocks 6, 11, 12 and 13, Girl's Addition to Rockford to the southwest corner of Lot 4, Block 13, Girl's Addition to Rockford, this point also being the point of beginning.
- (Part of 30' Railroad Street) Beginning at the northwest corner of Lot 10, Block 6, Girl's Addition to Rockford thence northeasterly along the east right of way of Railroad Street and adjacent to Block 6 and Block 5 Girl's Addition to Rockford to the north corner of Block 5 Girl's Addition to Rockford; thence north on an extension of the west right of way line of Main Street to the point of intersection with the north right of way line of Railroad Street; thence southwesterly along the north right of way line of Railroad Street to the point of intersection with the west right of way line of 6th Street; thence northeasterly to the northwest corner of Lot 10, Block 6, Girl's Addition to Rockford, said point also being the point of beginning.
- (Part of 66' Garfield Street) Beginning at the northeast corner of Lot 1, Block 6, Girl's Addition to Rockford thence west along the north line of Lot 1, Block 6, Girl's Addition to Rockford, this line also being the south right of way of Garfield Street, to the point of intersection with the south right of way line of Railroad Street; thence northeasterly on the northeasterly extension of the right of way line of Railroad Street to the southwest corner of Block 5, Girl's Addition to Rockford; thence east along the south line of Block 5, Girl's Addition to Rockford, this line also being the north right of way of Garfield Street, to the southeast corner of Block 5, Girl's Addition to Rockford; thence south along an extension of the east line of Block 5, to the northeast corner of Lot 1, Block 6, Girl's Addition to Rockford, said point also being the point of beginning.
- 66' east/west running Willis Street adjacent to Blocks 6 and 11, Girl's Addition to Rockford.
- 66' east/west running Willis Street adjacent to Blocks 1 and 2, Girl Place to Rockford extending East to the East Right of Way line of Elm Street.
- 66' east/west running Garfield Street adjacent to Block 1, Girl Place and Block 4, Girl's Addition to Rockford.
- 66' north/south running Elm Street adjacent to Block 1, Girl Place to Rockford.
- 20' east/west alley adjacent to Lots 1 thru 17, Block 1, Original Town of Rockford.

and has recommended that said streets/alleys should be vacated;

WHEREAS, on the 25th day of April, 2018, the County Board of Supervisors of Gage County, Nebraska, by Resolution #18-11, duly adopted and fixed the 23rd day of May, 2018, at 9:30 A.M., in the office of the Board of Supervisors of Gage County, Nebraska, in the Gage County Courthouse at Beatrice, Nebraska, as the date, time and place for a public hearing on said closures; and

WHEREAS, the County Board of Gage County, Nebraska, caused such Notice of Public Hearing to be published once a week for three consecutive weeks in the Beatrice Daily Sun and Wymore Arbor State, legal newspapers of Gage County, Nebraska.

WHEREAS, the public hearing was held on the date, time and place set forth in said Resolution, at which hearing evidence was presented favoring the vacation and some questions were presented by the public requesting clarification regarding the vacation of the streets/alleys; all persons present having been given an opportunity to speak on the matter;

WHEREAS, the Gage County Board finds and determines that the public streets/alleys proposed to be vacated are county streets/alleys as to the interest of Gage County.



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NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS, that the undeveloped streets and alleys, as platted, in the unincorporated town of Rockford and the Original Town of Rockford, Gage County, Nebraska, described above which have been recommended to be vacated, be and are hereby disposed of by reverter to the adjacent property and any and all structures on said road pass proportionately to the adjacent property owners.

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

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

Nay: None

/s/ Myron Dorn

Chairman

Subscribed and sworn to before me this 6th day of June, 2018.

/s/ Dawn Hill

Gage County Clerk

Motion made by Jurgens, seconded by Hill to approve Resolution #18-15 for the vacation or abandonment of undeveloped streets and alleys, as platted, in the unincorporated town of Rockford and the Original Town of Rockford, Gage County, Nebraska. Motion carried 6-0.

Motion made by Jurgens, seconded by Hill to approve awarding the bid on Proj. C-34(1015) to R.L. Tiemann Construction in the amount of \$80,659.67, because the low bid from Pavers, Inc. did not meet the date of completion timeline as specified in the bid specs. Motion carried 5-0-1 with Tiemann abstaining due to conflict of interest.

Discussion on county phone system with Dave Jones.

Motion made by Lytle, seconded by Tiemann to approve a 5-year lease agreement with Windstream for the county phone system. Motion carried 6-0.

Motion made by Byars, seconded by Hill to move into closed session at 10:12 a.m. for security issues. Motion carried 6-0.

Motion made by Lytle, seconded by Byars to move out of closed session at 11:40 a.m. Motion carried 6-0.

Chairman declared Board of Supervisors meeting adjourned at 11:40 a.m. until June 20, 2018.

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 6th day of June, 2018.

(SEAL)

/s/ Dawn Hill

Dawn Hill



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Gage County Clerk