



# Gage County Board Minutes



Board of Supervisors Meeting – August 26, 2020

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The Gage County Board of Supervisors met on August 26, 2020, at 8:45 a.m. with Terry Jurgens, John Hill, Matt Bauman, Erich Tiemann, Eddie Dorn and Dennis Byars 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.

Pledge of Allegiance recited.

Chairman Tiemann 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: 1. General Agenda; 2. Minutes from previous meeting and committee meetings; 3. claims audit in the amount of \$519,943.08, which does not include claim #20080211 to R.L. Tiemann Const. in the amount of \$3,745.76 to be voted on separately; 4. approve correspondence received and place on file; 5. Approve Utility permit #1159 to Diller Telephone – will be plowing and boring in approximately 6 ¾ miles of fiber 48 ct or 24 ct plus 2 ct to homes. They will bore 3” diameter 5’ to 10’ deep below creeks, road crossings and all culverts. Cable will be encased in 1 ¼” smooth wall pipe placed 24’ from center of the road in the bottom of grader ditch & vaults will be placed along the 33’ of right-of-way. Located in SE, SW ¼ Sections 21, 22, 23, 24, 25, East side of Section 25, NE, SE ¼ Section 35 and NE ¼ Section 36 T-3N, R-8E (Sherman Twp); 6. Approve declaring (Wymore and Adams) tower sections as surplus and advertising on Purple Wave Auction.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	134,478.88
Advanced Auto Dealers	Shf website maint.	29.00
Advanced Correctional Healthcare	Jail on-site medical	6162.51
Beatrice Area Solid Waste Agency	Brush disposal	10.00
Beatrice Board of Public Works	Utilities	221.58
Beatrice Community Hospital	Inmate medical	6378.28
Beatrice Daily Sun	Jail subscription	393.00
Charles Bentjen, Atty	Atty fees	756.00
Black Hills Energy	Utilities	162.25
Bob Barker	Inmate provisions	70.55
Bragg Animal Control	Dog at large	60.00
Bryan Medical Center	Inmate medical	12,736.89
Bryan Physician Network	Inmate medical	143.51
Capital Business Systems	ROD copier lease	11.79
City of Beatrice	EMS	377.51
Clerk of District Court	Atty fees	835.87
CMH Clinics	Pre-empl. physical	143.00
Consolidated Management Co.	Meals	110.04
Credit Information Systems	Mbrshp., screening	61.00
Cusip Global Services	Hospital Authority #1 bonds	301.00
DAS St. Acctng. Cntrl Fin 6507	EM, Shf statewide radios	924.00
Dept. of Correctional Svcs.	Inmate medical	192.14
Lloyd Dickinson	BOE work	975.00
Eakes Office Solutions	Offc. supplies	524.40
Sandra Eltiste	Prior svc. retirement	12.00
First Wireless	Repeater svc. contract	450.00
Gage Co. Sheriff	Fees/mlg.	568.93
Garcia Clinical Laboratory	Inmate medical	85.00



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Gleason Dental Clinic	Inmate dental	219.30
Greater NE Business Center	Ext. Offc. veh rent/fuel	360.42
Hometown Leasing	Atty copier lease	138.82
Horwath Laundry Equip.	Equip. repair	577.00
Infinisource Benefit Services	Admin. svcs.	137.75
Jerry Shelton, Atty	GAL fees	787.50
Joyce Kassing	Prior svc. retirement	20.00
Konica Minolta	EM, Clerk copier leases	684.66
Lancaster Co. Sheriff	Shf. fees	19.82
Land Survey Tech	Co. Surveyor operating expenses	5514.66
Mead Lumber	Supplies	274.76
Microfilm Imaging Systems	Courts scanning equip rent	404.00
Midwest Process Services	Civil process fees	266.36
Naylor & Rappl Law Offc.	Atty fees	3554.90
NE Health & Human Svcs.	Patient care	279.00
NE Law Enf. Training Center	Training materials	135.00
NI Government Services	EM Sat. phone svc.	70.22
Noakes	Svc. call, furnace filters	315.60
Norris Public Power	Utilities	49.15
Northeast Auto	Veh. lease, towing	656.50
Northeast NE Juvenile Svcs.	Boarding inmates	2486.25
O'Reilly Automotive	Supplies	15.61
P.E.R.U.	Inmate medical ins.	8942.50
Paper Tiger	Doc. shredding	35.00
Personnel Evaluation, Inc.	Pre-empl. check	60.00
Precision Signs & Graphics	Shf. veh. graphics	1856.46
Codie Pribyl	Witness fees/mlg	57.95
Priority Printing	Title inspection forms	301.70
Quill – Det.	Offc. supplies	189.08
Quill – Prob.	Offc. supplies	113.98
Quill – Treas.	Offc. supplies	21.57
Radiology Associates	Inmate medical	70.00
Region V Systems	EPC billings	7276.00
Sanitary Garbage Co.	Garbage svc.	294.76
Sapp Bros.	Fuel, oil	4185.68
Security Services	Monitoring	32.25
Sheridan Ind.	Ext. Offc. janitorial svcs.	60.00
SMPC an IT Company	Assr. server host	5749.19
Spectrum	EM cable TV	8.38
Staples Advantage	Offc. supplies	936.09
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty., postage	2319.46
Sumit Food Svc.	Jail meals	5320.59
T.O. Haas	Veh/tire repairs	2529.04
Thomson Reuters	West Info., Law Library	2338.18
Lee Timan	Public Defender	6346.15
U.S. Bank – Purchase Cards	Supplies	1068.99
Valvoline	Shf oil changes	594.21
Verizon	EM cell phones	241.82
Washington Co. Shf.	Boarding inmates	10,855.08
Westlake Hardware	Supplies	30.69
Windstream – Prob. UNO	Phones	110.98
Windstream – Prob. Wilber	Phones	45.46



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Windstream – Ext.	Phones	589.94
Windstream – Prob. Beatrice	Phones	411.87
Windstream – Hwy	Phones	509.84
Windstream – Shf.	Phones	1306.99
Windstream – Co. Offcs.	Phones	4156.77
Woods & Aitken	Atty fees	3478.90

## Road Fund

Highway Department Employees	Salaries	46,521.44
Ace Irrigation	Culverts	4055.40
Beatrice Area Solid Waste Agency	Rubbish disposal	112.00
Beatrice Concrete Ready Mixed	Concrete	336.00
Beatrice Concrete Sand & Gravel	Rock & gravel	44,808.01
Black Hills Energy	Utilities	51.18
Cather & Sons Const.	Asphalt	6738.60
Farmers Cooperative	Tire repair, propane	219.18
Fastenal	Bolts, cutter	103.34
First Wireless	Repeater rental	300.00
Gage Co. Register of Deeds	Filings	66.00
Konica Minolta	Copier lease	37.53
Lampton Welding	Supplies	245.50
Medical Enterprises, Inc.	Drug testing	35.00
NMC	Parts, oil, labor	13,657.56
Norris Public Power	Utilities	209.62
R.L. Tiemann Const.	Hauling	3745.76
Rewound Power Motors	Parts	34.96
Rock On, Inc.	Hauling	8876.49
Sanitary Garbage Co.	Gbg. svc.	74.25
Sapp Bros.	Fuel, oil	14,779.69
Jarred Thimm	Seed	755.50
U.S. Auto Force	Tires	283.99
Verizon Connect	GPS for vehicles	161.90

## Insurance Fund

Gage Co. Health Insurance	Employee health ins. claims paid	54,719.77
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## Inheritance Fund

Margie M. Lemon Estate	Inher. tax refund	649.03
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## General Fund

Ameritas	County share of Employees Retirement	9,199.49
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	9,687.07
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	28,476.23

## Road Fund

Ameritas	County share of Employees Retirement	3,140.16
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,391.17
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,295.30

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



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Motion made by Jurgens, seconded by Bauman to approve claim #20080211 to R.L. Tiemann Const. in the amount of \$3,745.76, bringing the total amount of claims approved through August 26, 2020 to \$523,688.84. Motion carried 5-0-1 with Tiemann abstaining due to conflict of interest.

Emily Haxby of Clatonia spoke about zoning regulations during public comments.

Committee reports were given by Dave Jones on Bldg. & Grounds/Winter Lights, Jurgens on Finance/Insurance, Hill on Human Resources/Employee Relations, Shf. Gustafson on Law Enforcement, and Jurgens on Road & Bridge.

Lytle joined meeting.

Hwy Supt. Galen Engel gave his recommendation on the study of possible minimum maintenance road classification of 4685' of road running between Sections 18 & 19 T-4N, R-6E and 220' of road curving South at the West end of Juniper Road into Section 19 T-4N, R-6E stopping at the Railroad tracks (Midland Twp.) Engel recommended to the board to classify the section of road as minimum maintenance.

## RESOLUTION

### **SIGNING OF THE COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2020**

Resolution No. 20-17

**Whereas:** State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2510(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

**Whereas:** State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include a copy of a resolution of the governing body of the county authorizing the signing of the certification form.

**Be it resolved** that the County Board Chairperson of Gage County is hereby authorized to sign the attached County Annual Certification of Program Compliance form.

Adopted this 26<sup>th</sup> day of August, 2020 at Beatrice, Nebraska.

County Board Members

/s/ Matt Bauman

/s/ John A. Hill

/s/ Terry Jurgens

/s/ Erich Tiemann

/s/ Dennis M. Byars

/s/ Eddie Dorn

/s/ Gary Lytle

County Board Member Bauman

moved the adoption of said resolution.

Member Jurgens seconded the motion.

Roll Call: 7 Yes 0 No 0 Abstained 0 Absent

Resolution adopted, signed and billed as adopted.

Attest:

/s/ Dawn Hill

County Clerk



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Motion made by Bauman, seconded by Jurgens to approve adopting Resolution #20-17 for signing of the County Annual Certification of Program Compliance Form 2020. Motion carried 7-0.

Motion made by Jurgens, seconded by Dorn to approve County Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2020. Motion carried 7-0.

## **RESOLUTION #20-18** **For Emergency Relief Program-Emergency/Permanent Repairs**

Gage County

Resolution No. 20-18 (replaces Resol. #20-13 which was rescinded)

Project No. ER-34(43)

Control No. 13423

DDIR Site: L34-05

**Whereas:** Certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

**Whereas:** Major highways and bridges in Nebraska that are part of the Federal-Aid highway system suffered widespread serious damage as a result of flooding beginning on March 12, 2019 (Disaster #NE19) and were in need of emergency or temporary repair, or restoration; and

**Whereas:** The Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

**Whereas:** The County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

**Whereas:** The project has met all contract provisions as required by 23 CFR Part 633A; met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, American with Disability Act (ADA) requirements, “Buy America” Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and

**Whereas:** The State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

**Whereas:** All emergency repairs were not completed within 180 days and therefore, not eligible and will be reimbursed at 80% federal reimbursement; and

**Whereas:** All permanent repairs were completed following the flooding and are eligible for 80% Federal share reimbursement; and

**Whereas:** The total repairs reimbursement is \$39,374.98 and no further costs relating to this project will be incurred or submitted to the State.



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**Be It Resolved:** That the Nebraska Department of Transportation is hereby requested to act on behalf of Gage County to administer Federal funds.

**Be It Further Resolved:** That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

Adopted this 26<sup>th</sup> day of August, 2020, at Beatrice NE.

By Board of Supervisors of Gage County, Nebraska.

/s/ Erich Tiemann  
Chairman

Attest:

/s/ Dawn Hill  
County Clerk

Board member Bauman moved the adoption of said Resolution.  
Roll Call: 7 Yes 0 Nay  
Resolution adopted, signed and billed as adopted.

Motion made by Bauman, seconded by Jurgens to approve adopting Resolution #20-18 for Emergency Relief Program-Emergency/Permanent Repairs. This resolution corrects reimbursement amount from \$39,437.98 to \$39,374.98, and Resolution #20-13 shall be rescinded and Resolution #20-18 shall replace the same. Motion carried 7-0.

## **RESOLUTION NO. 20-19**

WHEREAS, the Gage County Board of Supervisors has been presented with a request for a special use permit, (SUP) #2020-2, for the establishment of an RV campground;

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 July 30, 2020, at 5:45 p.m., in the Hevelone Center of Beatrice High School;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit, #2020-2; and

WHEREAS, this special use permit is in an agricultural zoning district, located in the Northwest Quarter of Section 6, Township 4 North, Range 5 East; and

WHEREAS, the Gage County Board of Supervisors on the 26<sup>th</sup> day of August, 2020, 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 #2020-2; 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



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OF SUPERVISORS OF GAGE COUNTY, NEBRASKA that the special use permit, (SUP) #2020-2, for the establishment of an RV campground is:

- approved for the reasons stated on the record.
- approved with conditions: \_\_\_\_\_.
- disapproved for the reasons stated on the record.

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

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

Nay: None

/s/ Erich Tiemann  
Chairman

Subscribed and sworn to before me this 26<sup>th</sup> day of August, 2020.

/s/ Dawn Hill  
Gage County Clerk

Motion made by Jurgens, seconded by Dorn to approve adopting Resolution #20-19 for Special Use Permit #2020-2 for an RV Campground located in the Northwest Quarter of Sec. 6, T-4N, R-5E. Lytle temporarily absent, motion carried 6-0.

Kristen Jensen, Tourism Director, presented the Gage County Tourism quarterly report.

Motion made by Lytle, seconded by Bauman to receive the Gage County Tourism quarterly report and place it on file. Motion carried 7-0.

Motion made by Bauman, seconded by Jurgens to approve Visitor Improvement Fund Grant in the amount of \$40,000 for Hannibal Park project. Motion carried 7-0.

Motion made by Jurgens, seconded by Hill to approve Memorandum of Understanding between Gage County and Diode Communications for the purpose of building a fiber to the home network to 90 homes in rural Gage County, Nebraska. Randy Sandman spoke about the project which would include areas on Odell blacktop and Pioneer Acres. Motion carried 7-0.

Lisa Wiegand, P&Z Administrator, gave the Planning & Zoning Commission's recommendation to approve Special Use Permit #2020-3 for the addition of an Anhydrous Ammonia (NH3) station to an existing commercial site.

Motion made by Lytle, seconded by Hill to open public hearing at 9:34 a.m. to hear support and/or opposition on Special Use Permit #2020-3 for the addition of an Anhydrous Ammonia (NH3) station to an existing commercial site located in the SE ¼ of Section 31 of Filley Township, Farmers' Cooperative, Dorchester. Motion carried 7-0.

Brad Parman, with Farmers' Coop, stated that 1 tank from Virginia and 1 tank from Jansen to the new site so they will be ready for Fall.

Motion made by Hill, seconded by Dorn to close public hearing at 9:37 a.m. Motion carried 7-0.



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Motion made by Hill, seconded by Bauman to receive and place on file the valuations for the political subdivisions for 2020. Motion carried 7-0.

Motion made by Bauman, seconded by Hill to receive and place on file preliminary requests for levy allocation to the County Board from Townships, Rural Fire Districts, Gage County Historical Society and Gage County Agricultural Society. Motion carried 6-0-1 with Dorn abstaining due to conflict of interest.

### RESOLUTION #20-20, 2020

Whereas, Nebr. State Statute 77-3443(3) requires all political subdivisions subject to county levy authority to submit a preliminary request for levy allocation; and

Whereas, the political subdivisions that are subject to Gage County Levy authority are agricultural society, historical society, rural fire districts and townships; and

Whereas, the Gage County Board of Supervisors has determined that due to the number of political subdivisions and taxing parcels that would be affected, that a levy will be established and if the subdivisions request is over that levy, their levy will be reduced to respective amounts as set out herein;

NOW, THEREFORE, BE IT RESOLVED by the Gage County Board of Supervisors that the levy rates will be as follows:

Agricultural Society*	General	0.004462
Historical Society		0.000990
Rural Fire Districts		0.030000
Townships		<u>0.075000</u>
<b>Total</b>		<b>0.110452</b>

BE IT FURTHER RESOLVED by said Board that if any of the political subdivisions that are subject to the county levy authority neglects to submit a request, the Board will use their last year's budget request to determine the levy rate subject to limitations found in the resolution;

BE IT FURTHER RESOLVED that the Gage County Board of Supervisors does hereby allocate the following:

<u>Political Subdivision</u>	<u>Property Tax Request</u>	<u>Tax Rate</u>	<u>Allowable Tax Request</u>	<u>Tax Rate</u>
Gage Co. Ag Society*				
General	139,725.00	0.004462	135,000.00	0.004311
Historical Society	31,000.00	0.000990	31,000.00	0.000990

### **RURAL FIRE DISTRICTS**

<u>Political Subdivision</u>	<u>Property Tax Request</u>	<u>Tax Rate</u>	<u>Allowable Tax Request</u>	<u>Tax Rate</u>
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Adams Rural Fire* (General Fund)	84,000.00	0.039032	64,561.78	0.030000
Barneston Rural Fire* (General Fund)	35,000.00	0.040154	26,149.51	0.030000
Beatrice Rural Fire** (General Fund)	222,000.00	0.040001	166,494.92	0.030000
Blue Springs Rural Fire* (General Fund)	65,000.00	0.042052	46,371.36	0.030000
(Sinking Fund)	<u>19,581.00</u>	<u>0.012668</u>		
Total	84,581.00	0.054720		
Clatonia Rural Fire* (General Fund)	26,000.00	0.039501	19,746.20	0.030000
Cort-Lanc Rural Fire* (General Fund)	85,565.00	0.043752	58,669.90	0.030000
(Sinking Fund)	<u>3,978.00</u>	<u>0.002034</u>		
Total	89,543.00	0.045786		
Filley Rural Fire* (General Fund)	94,000.00	0.037672	74,856.45	0.030000
Odell Rural Fire* (General Fund)	78,150.00	0.031047	75,514.13	0.030000
Pickrell Rural Fire* (General Fund)	58,637.00	0.031098	56,566.49	0.030000
Wymore Rural Fire* (General Fund)	23,897.00	0.017311	23,897.00	0.017311

## TOWNSHIPS

<u>Political Subdivision</u>	<u>Property Tax Request</u>	<u>Tax Rate</u>	<u>Allowable Tax Request</u>	<u>Tax Rate</u>
Adams Township	60,486.00	0.033784	60,486.00	0.033784
Barneston Township	42,840.00	0.059360	42,840.00	0.059360
Blakely Township	58,400.00	0.038600	58,400.00	0.038600
Blue Springs-Wymore	41,029.50	0.037246	41,029.50	0.037246
Clatonia Township	69,662.00	0.070592	69,662.00	0.070592
Elm Township	35,000.00	0.035793	35,000.00	0.035793



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Filley Township*	71,000.00	0.084040	63,362.37	0.075000
Glenwood Township	42,600.00	0.042335	42,600.00	0.042335
Grant Township	44,000.00	0.041781	44,000.00	0.041781
Hanover Township	45,000.00	0.048121	45,000.00	0.048121
Highland Township	37,449.00	0.025755	37,449.00	0.025755
Holt Township	43,264.00	0.038450	43,264.00	0.038450
Hooker Township	30,600.00	0.039340	30,600.00	0.039340
Island Grove Township	41,748.60	0.074038	41,748.60	0.074038
Liberty Township	35,200.20	0.055096	35,200.20	0.055096
Lincoln Township	46,432.44	0.050216	46,432.44	0.050216
Logan Township	38,000.00	0.041220	38,000.00	0.041220
Midland Township (Sinking Fund)	45,000.00 N/A	0.047356	45,000.00	0.047356
Total				
Nemaha Township**	40,000.00	0.027075	40,000.00	0.027075
Paddock Township	51,935.00	0.059301	51,935.00	0.059301
Riverside Township	60,000.00	0.052794	60,000.00	0.052794
Rockford Township	38,000.00	0.044722	38,000.00	0.044722
Sherman Township	27,744.00	0.039861	27,744.00	0.039861
Sicily Township	46,869.00	0.053875	46,869.00	0.053875

\*over amount allowed  
 \*\*last year's tax request  
 \*\*\*special election

Motion by Jurgens to adopt Resolution #20-20, 2020, seconded by Bauman.  
 Voting yes were Jurgens, Hill, Bauman, Tiemann, Byars and Lytle  
 Voting no were None  
 Abstaining was Dorn  
 Motion carried 6-0-1.

Dated this 26<sup>th</sup> day of August, 2020.

ATTEST:



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/s/ Erich Tiemann  
Chairperson, Board of Supervisors

/s/ Dawn Hill  
Gage County Clerk

Motion made by Jurgens, seconded by Bauman to approve adopting Resolution #20-20 setting the final allocation of levy authority for the following: Townships, Rural Fire Districts, Gage County Historical Society and Gage County Agricultural Society. Motion carried 6-0-1 with Dorn abstaining due to conflict of interest.

## RESOLUTION #20-21

### **A RESOLUTION AUTHORIZING THE EARLY REDEMPTION OF THE COUNTY’S HIGHWAY ALLOCATION FUND PLEDGE BONDS, SERIES 2013.**

**BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF GAGE, COUNTY NEBRASKA AS FOLLOWS:**

**Section 1.** The County of Gage, Nebraska (the “**County**”) previously issued its Highway Allocation Fund Pledge Bonds, Series 2013, dated August 27, 2013, in the original aggregate principal amount of \$5,640,000 (the “**Series 2013 Bonds**”), of which \$2,375,000 in aggregate principal amount are presently outstanding. The Series 2013 Bonds were issued pursuant to a resolution (the “**Series 2013 Resolution**”), duly passed and adopted by the County’s Board of Supervisors (the “**Board**”), for the purpose of constructing certain highways and roads and other related improvements within the County.

**Section 2.** As set forth in the Series 2013 Resolution, the Series 2013 Bonds are subject to redemption and prepayment at any time on or after August 27, 2018, as a whole or in part, at a redemption price equal to the principal amount of the Series 2013 Bonds called for redemption, plus accrued interest on such principal amount being redeemed to the date of redemption.

**Section 3.** The Board hereby authorizes the redemption of the outstanding Series 2013 Bonds (the “**Refunded Bonds**”), and the payment of the redemption price of such bonds on October 1, 2020 (the “**Redemption Date**”), all in accordance with redemption provisions set forth in the Series 2013 Resolution, after which date interest on such bonds shall cease:

<b>November 1 Maturity</b>	<b>Principal Amount</b>	<b>Interest Rate</b>	<b>CUSIP Number</b>
2020	\$575,000	2.15%	362612 BR3
2021	585,000	2.40	362612 BS1
2022	600,000	2.70	362612 BT9
2023	615,000	2.90	362612 BU6

**Section 4.** On the Redemption Date, the principal of the Refunded Bonds, together with all accrued interest to but not including the Redemption Date, shall be paid upon presentation and surrender thereof at the office of the County Treasurer, in Beatrice, Nebraska, as paying agent and registrar for the Refunded Bonds (the “**Registrar**”). Such payment shall be made from amounts in the County’s Highway Allocation Fund and from any other legally available moneys of the County.

**Section 5.** In accordance with the Series 2013 Resolution:



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(a) not later than 35 days prior to the Redemption Date (or such other date as may be acceptable to the Registrar), the Authorized Officers, or each individually, are hereby directed to file a copy of this Resolution with the Registrar; and

(b) upon receipt of this Resolution, the Registrar is hereby instructed to mail notice of the redemption of the Refunded Bonds to each registered owner thereof not less than 30 days prior to the Redemption Date (or such shorter period as may be acceptable to the then registered owners of the Refunded Bonds); and

(c) not later than 10 business days following its mailing of the redemption notice, the Registrar is further directed to file such redemption notice with the Municipal Securities Rulemaking Board and its EMMA portal.

**Section 6.** This Resolution shall be in full force and take effect from and after its passage as provided by law.

DATED August 26, 2020.

/s/ Erich Tiemann  
Chairperson, Board of Supervisors

Attest:

/s/ Dawn Hill  
County Clerk

Motion made by Byars, seconded by Dorn to approve adopting Resolution #20-21 authorizing the early redemption of the county's Highway Allocation Fund Pledge Bonds, Series 2013. Motion carried 7-0.

Motion made by Byars, seconded by Lytle to table the agenda item regarding the E911 agreement for one month. Motion carried 7-0.

Motion made by Bauman, seconded by Dorn to move into closed session at 9:52 a.m. for Personnel issues. Motion carried 7-0.

Jurgens left meeting at 10:06 a.m.

Motion made by Lytle, seconded by Dorn to move out of closed session at 10:52 a.m. Motion carried 6-0.

Board of Supervisors meeting recessed at 10:53 a.m. until reconvening at 4:30 p.m. at the Beatrice High School Hevelone Center.

Board of Supervisors reconvened at 4:34 p.m. with Terry Jurgens, John Hill, Matt Bauman, Erich Tiemann, Eddie Dorn and Dennis Byars present, Gary Lytle absent.

Lisa Wiegand, P&Z Administrator, gave the Planning & Zoning Commission's recommendation to approve the Amendment Changes to Wind Regulations as proposed by Larry Alder, as approved by the P&Z Commission.

Motion made by Byars, seconded by Dorn to open public hearing at 4:42 p.m. to hear support and/or opposition for Amendment changes to the Gage County Wind Regulations as proposed by Larry Alder. Motion carried 6-0.

Lytle joined meeting at 6:48 p.m.



# Gage County Board Minutes



Those speaking and/or presenting information in favor of the Amendment were Kendra Monroe, Terry Matson, Randy Wagner, Douglas Nelson, Jennifer Schurman, Dan Schmid, Duane Parde, Dr. Torri Lienemann, Amy Petracek, Judy Dougherty, Christine Boone, Kelly Lenner, Jennifer Bohlmeier, James Oltman, Matt Helmke, Melissa Mavinovich, Jeanelle Kunz, Jenny Kastanek, Reece Gronewold, Blake Meints, John Oltman, Preston Oltman, Brenda Gronewold, Kary Archer, Calleen Ideus, Steve Jurgens, Mike Woodward, Aaron Pospisil, Jamie Pospisil, Emily Haxby, Leone Dieter and David Bargaen.

Speaking and/or presenting information but remaining neutral was Elizabeth Shotkoski-Jurgens.

Those speaking and/or presenting information against the Amendment were Billy Wilkens, Sean Flowerday, Chelsea Johnson, Josh Moenning, John McCollister, Greg Morgan, Gary Thompson, Chris Jorgensen, Anne DeVries, Greg Schwaninger, Tim Gay, John Hanson, Dan Hawkins, Ryan Reis, Evan Marks, David Bracht, Vern Jantzen, Steve Hovendick, Dakota Beeles, Marvin Leners and David Levy.

Those not present but submitting Exhibits were Kim Janousek and Thomas and Cynthia Togstad.

There were 29 Exhibits presented and documented. Attorney David Bargaen who represents those in favor of the amendment, asked that all documents from the P&Z hearing/meeting also be available for the Board members' consideration in their research. County Attorney Roger Harris asked Attorney David Levy who represents those against the amendment, if he had any issues with all documents presented at the P&Z hearing/meeting being available to board members. Mr. Levy stated he did not have an issue.

Motion made by Byars, seconded by Lytle to close public hearing at 11:30 p.m. Motion carried 7-0.

Motion made by Dorn, seconded by Byars to adjourn Board of Supervisors meeting at 11:31 p.m. Motion carried 7-0.

Chairman declared Board of Supervisors meeting adjourned at 11:31 p.m. until September 9, 2020.

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/ Erich Tiemann  
Erich Tiemann, 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 26<sup>th</sup> day of August, 2020.

(SEAL)

/s/ Dawn Hill  
Dawn Hill  
Gage County Clerk