



Gage County Board Minutes



Board of Supervisors Meeting – September 8, 2021

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The Gage County Board of Supervisors met on September 8, 2021, at 8:46 a.m. with Terry Jurgens, Emily Haxby, Don Schuller, Erich Tiemann, Eddie Dorn, Dennis Byars and Gary Lytle 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.

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 \$583,413.68 which does not include claim #21090051 to Hard Rock Quarries, LLC in the amount of \$11,718.73, to be voted on separately; 4. approve correspondence received and place on file; 5. Approve specifications and call for bids on 2021-2022 snow removal for the courthouse, Sheriff/Jail, Veterans Office, Former Buss Stop location and parking lots. Bids to be opened October 6, 2021 at 9:15 a.m. 6. Approve District Court Summary Fee Report & Register of Deeds Fee Report for the month of August, 2021; 7. Approve Utility Permit 1206 to Windstream of Nebraska, LLC – will bore 2” in diameter, 72” below flow line in the East side of grader ditch for 350’ to relocate existing buried facilities for Gage County culvert replacement project C-34(1200) on South 54th Road, 1,000 feet South of Gage Road. Located in the Northeast ¼ section 5 of Nemaha TWP. T-6-N. R-7-E; 8. Approve Utility Permit 1207 to Windstream of Nebraska, LLC - to plow a 3” wide trench by 48” deep, 100’ from both pedestals, then bore a 2” wide by 96” deep for 300’ below flow line in the south ditch to relocate existing buried facilities for Gage County culvert replacement project C-34(1188) located west of SW 103 Road, on Sargent Road. Located in North 28 Blakely TWP. T-4-N R-5-E; 9. Approve Utility Permit 1208 to Windstream of Nebraska, LLC – will bore 2” in diameter, 72” below flow line in the West side of grader ditch for 300’ to relocate existing buried facilities for Gage County culvert replacement project C-34(1141) on South 117th Road, 1,000 feet South of Elm Road. Located in the Northeast ¼ section 5 of Blakely TWP. T-4-N. R-5-E; 10. Approve declaring bridge trusses & decking located in N-35 Paddock (100’ East of intersection of South 1st & Willow Road) and additional bridge trusses (located in Wymore yard) as surplus and calling for bids on September 22, 2021 at 9:15 a.m.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	138,067.44
Bomgaars	Straw blanket	15.00
Capital One NA	Prob. supplies	35.89
Clerk of District Court	St. & Shf. fees	644.99
Consolidated Mgmt.	Meals at training	55.02
Correctional Risk Svcs., Inc.	Inmate medical	48.30
Culligan of Lincoln	Water cooler	39.61
Diode Technologies	Assr. cable, jacks	57.50
Gage County Court	Court costs	1312.90
Gage County Sheriff’s Office	Shf. fees/mlg	1458.28
Jablonski Physics Svcs.	Radiation survey on x-ray scanner	290.00
Jerry Shelton, Atty	Atty fees	2520.00
Mahloch Law Office	Atty fees	1918.00
Matthew K Kosmicki Law, LLC	Atty fees	3243.00
MRO Corp.	Shf. medical records retrieval	88.35
NE Emergency Medicine, PC	Inmate medical	160.95
NE Public Health Env. Lab	Blood alcohol tests	315.00
Nelson, Clark & Timan, PC LLO	Public Defender	6346.15
Nemaha Co. Sheriff	Inmate boarding	50.00



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Nestor & Mercure, Attys at Law	Atty fees	1620.00
NMC Exchange	Annl. PM inspection, oil change	1328.00
Odell Vol. Fire & Rescue	Qtrly EMS svcs.	1500.00
Priority Printing	Business cards, ballot env., Shf. packets	1944.72
Quadient Leasing USA, Inc.	Postage meter lease	2068.17
Quill – Ext.	Offc. supplies	151.87
Quill – Co Ct	Offc. supplies	23.39
Quill – Treas.	Offc. supplies	62.92
Region V Systems	Co. funding	23,453.00
Ron’s Repair	Remove veh. graphics	420.94
Schusters Outdoor & RV	Parts, labor	158.29
SE NE Adult Drug Court	Gage Co. share of budget	7160.66
Spectrum	Jail cable TV	174.29
Staples	Shf cleaner, ink cartridges, cart	587.94
Stephen Kraviec, PC LLO	Child Support Enf. Atty.	2283.86
Summit Food Svc., LLC	Jail meal svc.	4412.11
Trauernicht Const., Inc.	Concrete work at evidence bldg. site	40,293.00
Twin Rivers	Shf. veh. repair	109.25
University of NE	Front Door forum registr. x 2	170.00
U.S. Bank – Purchase cards	Supplies, meals, fuel	928.19
Verizon Wireless – Prob.	Cell phones	357.04
Veterans Information Svc.	Annl. book & newsletter supplement	60.00
Village of Adams	Qtrly EMS svcs.	4500.00
Willet & Carothers	Atty fees	1058.00
Windstream	Cths. phones	4181.25
Windstream	Vets. Offc. phones	376.94

Road Fund

Highway Department Employees	Salaries	49,185.40
Beatrice Concrete Sand & Gravel	Rock & gravel	31,977.74
Bomgaars	Tool box	18.39
Cather & Sons Const., Inc.	Asphalt	3824.40
City of Wymore	Utilities	78.95
Constellation NewEnergy Gas Div.	Utilities	31.11
Fastenal	Supplies	122.61
Hard Rock Quarries, LLC	Rock & gravel	11,718.73
PowerPlan	Parts	412.62
Rock On, Inc.	Hauling material	5935.20
Rose Equipment, LLC	Part	707.90
Thimm Farms, Inc.	Seed	784.00
Tractor Supply	Fuel meter, supplies	284.97

Visitor’s Promotion Fund

Beatrice Area Chamber of Commerce	Lodging tax	7880.60
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Insurance Fund

Shirley Schreier	Ins. reimb.	193.58
Gage County Health Insurance	Employee health ins. claims paid	123,523.03
Lucent Health Solutions, LLC	Premiums, admin fees	33,411.28

General Fund

Ameritas	County share of Employees Retirement	9,523.64
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Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	9,945.01
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	30,141.45

Road Fund

Ameritas	County share of Employees Retirement	3,320.06
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,608.30
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,889.11

Insurance Fund

Ameritas	County share of Employees Retirement	13.07
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	14.81

Motion made by Haxby, seconded by Dorn to amend the consent agenda as read with permit descriptions corrected, not as originally written. Motion carried 7-0.

Motion made by Haxby, seconded by Schuller to approve the consent agenda with approved amendments to the 3 permit descriptions. Motion carried 7-0.

Motion made by Jurgens, seconded by Lytle to approve claim #21090051 to Hard Rock Quarries, LLC in the amount of \$11,718.73, bringing the total amount of claims approved through September 8, 2021 to \$595,132.41. Motion carried 6-0-1 with Tiemann 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 Bldg. & Grounds, Jurgens on Finance/Insurance, Shf. Gustafson on Law Enforcement, Lisa Wiegand on Emergency Management, and Jurgens on Road & Bridge. Topics discussed were flying flags at courthouse to commemorate 9/11, new Shf. patrol cars, 2013 Ram to Hwy Dept., and the mandate for paperless citations.

Don Ferdening, President of Friends of the Homestead, presented an award in appreciation of the Board of Supervisors' support for the Homestead National Historical Park and their name change. Tiemann also noted that Park Superintendent Mark Engler would be retiring after 24 years of service as the Superintendent.

Extension Educator Nicole Stoner presented an Extension Update to the board. She also reported that there would be just 2 more Yard & Garden shows in September for the Fall episodes, and that she is now Tree Risk Assessment Qualified (TRAQ) through the ISA.

Motion made by Lytle, seconded by Dorn to approve receiving the Extension Update and placing it on file. Motion carried 7-0.

RESOLUTION NO. 21-17

WHEREAS, the Gage County Board of Supervisors has been presented with a request for a special use permit, (SUP) #2021-3 for the construction of a Commercial Agriculture Building;

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 August 10, 2021, at 7:45p.m., in the Board of Supervisors meeting room;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit, #2021-3; and

WHEREAS, this special use permit is located in Section 36-6-6 of Highland Township; and

WHEREAS, the Gage County Board of Supervisors on the 8th of September, 2021, held a



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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 #2021-3; and

WHEREAS, public comments were heard in support of, and none 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, #2021-3 for the construction of a Commercial Agriculture Building in Section 36-6-6 of the Highland Township, shall be:

- 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, Haxby, Schuller, Tiemann, Dorn, Byars, Lytle

Nay: None

/s/ Erich Tiemann
Chairman

Subscribed and sworn to before me this 8th day of September, 2021.

/s/ Dawn Hill
Gage County Clerk

Motion made by Jurgens, seconded by Dorn to approve adopting Resolution #21-17 granting Special Use Permit #2021-3 for the construction of a Commercial Agriculture Business to be located in the SE ¼ of Section 36-6-6, Highland Township. Motion carried 7-0.

Discussion on proposed wind regulations amendments. The proposed amendments were presented in a document highlighting the changes proposed by the Planning & Zoning Commission and those proposed by the board, to be approved, disapproved or amended for inclusion/deletion in a second draft. Each change was discussed and if the changes were satisfactory to all those present no action was taken. If there were additional changes proposed during discussion, a motion was made to approve the additional proposed changes to the second draft. The regulations will be referred to the County Attorney for review.

Short recess at 10:28 a.m. Back in session at 10:42 a.m. with all members previously listed present.

An Emergency Item was added to the agenda to approve or disapprove the County or Virginia Village Board allowing a trial dust control product to be applied on the first 2000' south of Hwy 4 adjacent to Virginia, with incidentals to be paid for by the County or Village at hourly rates. Schuller said he spoke to 2 other Nebraska counties who have tried this product for the dust issue and both counties said that if there is the opportunity to try it, they would not turn it down. Joe Thorell with GMCO Corporation discussed the product and how it works. Schuller said he is in favor of allowing this company to apply their product. Discussion on who would cover cost, provide grading, water truck, compacting, etc.



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Motion made by Schuller to have the County barricade the road and provide 6 hours of grade time with Village of Virginia being responsible for any additional motor grader time at 2.5 hours plus water truck, compactor and incidentals, and the County will pick up barricades when the project is completed. Discussion continued, and motion failed due to lack of second. Discussion continued.

Motion made by Haxby, seconded by Lytle to approve having the County provide the grader work and incidentals with all costs billable to the Village of Virginia less 1 hour of grade work for normal maintenance, and that the offer would be good for 12 months. Discussion continued until Byars called for the question. Vote was 6-1 with Dorn voting nay.

The vote on the original motion carried 4-3 with Tiemann, Dorn and Byars voting nay.

Motion made by Dorn, seconded by Haxby to move into closed session at 2:05 p.m. for personnel. Motion carried 6-1 with Dorn voting nay.

Jurgens left during closed session.

Motion made by Dorn, seconded by Byars to move out of closed session at 2:20 p.m. Motion carried 6-0.

Motion made by Dorn, seconded by Schuller to adjourn Board of Supervisors Meeting at 2:21 p.m. Motion carried 4-2 with Haxby and Lytle voting nay.

Chairman declared Board of Supervisors meeting adjourned at 2:21 p.m. until September 22, 2021.

Board minutes can also be viewed on the Gage County website at 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 8th day of September, 2021.

(SEAL)

/s/ Dawn Hill
Dawn Hill
Gage County Clerk