



Gage County Board Minutes



Board of Supervisors Meeting – September 22, 2021

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The Gage County Board of Supervisors met on September 22, 2021, at 8:45 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 \$7,162,359.79 except Claim #21090089 to Beatrice Lawn Care in the amount of \$575.00 & claim #21090197 R.L. Tiemann Const. in the amount of \$7,063.74, to be voted on separately; 4. Approve correspondence received and place on file; 5. Approve receiving treasurer’s list of delinquent taxes on parcels of real estate in the County, which remain unsold for want of bidders and directing the County Treasurer to issue county tax sale certificates; 6. Approve cancelling check #21090037 to University of Nebraska in the amount of \$170.00, due to training being cancelled because of increased COVID cases; 7. Approve Utility Permit #1209 to Windstream of Nebraska, LLC - Starting at Pedestal 492.5NA, East side of 108th Road, Bore a 2” wide x 60” deep line under the road for approximately 45’ to the west side of 108th road. Then start to plow a 3” wide trench by 48” deep, in the west side grader ditch of 108th street to the Southwest intersection corner of 108th and Sycamore Road. Turn West on Sycamore Road and complete plowing in the south grader ditch to Pedestal 499 AB. Total of 750’ lineal feet of cable installed. Located in the Northwest ¼ section 18 of Liberty Twp. T-1-N, R-8-E and Northeast section of 13 in the Barneston Twp T-1-N, R-7-E; 8. Approve Utility Permit #1210 to Windstream of Nebraska, LLC – Install a new pedestal (600OF) to tie-in to existing line and then will bore 2” in diameter, 72” below flow line under culvert in the East side of grader ditch for 200’ on 120th road between Spruce and Sycamore Road, then plow a 3” wide x 48” deep line the remainder of line to existing pedestal 592 OF tie-in cable and install a new pedestal. Located in the Northwest section 8 of Liberty Twp. T-1-N, R-8-E; 9. Approve Utility Permit #1211 to Windstream of Nebraska, LLC – will plow a 3” wide x 48” deep trench from pedestal W324AE for 125’ and then bore a 2” diameter x 72” deep line below flow line in the south side of grader ditch for 200’ to tie-in new cable to existing cable at new pedestal W300AE to relocate temporary cable lines from Gage County culvert replacement project on Lilac Road, 300’ East of SW 142nd Road. Located in section N-18, Lincoln Twp. T-3-N, R-5-E; 10. Approve Utility Permit #1212 to Windstream of Nebraska, LLC – will bore a 2” diameter x 72” deep below flow line for 150’ to replace damage line around culvert. Windstream will place 2 new pedestals on each side of culvert, cut and splice new line into existing line for cable service to residence 23309 South 120th Road. Located Southeast section 19, Filley Twp. T-4-N, R-8-E; 11. Approve Utility Permit #1213 to Windstream of Nebraska, LLC – Installing new service line, starting 225’ North of Birch Road at pedestal 70BA, west side of 148th road, plow a 3” wide trench by 48” deep, in the west side grader ditch for 250’ stop and start to bore a 2” diameter x 60” deep line under 148th street for approximately 100’ to the east side of 148th road and install a new pedestal on the south side of driveway for new residence 6856 south 148th road. From new pedestal all other service work will take place on private property. Located in the Southeast section of 28 & Southwest section of 27, Adams Twp. T-6-N, R-8-E; 12. Approve Utility Permit #1214 to Northern Natural Gas – Installation of new rest block to existing above ground gas facilities. There is no excavation planned just wanted to use roadway as staging area/temporary workspace. Located in the Northeast ¼ section of section 2 of Riverside Twp. T-3-N, R-6-E.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	151,911.22
Advanced Auto Dealers, Inc.	Shf. website maint.	29.00
Advanced Correctional Healthcare	Jail on-site medical svcs.	6734.33
All Copy Products, Inc.	EM offc equip lease	140.00
Beatrice Board of Public Works	Utilities	7364.64



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Beatrice Lawn Care, Inc.	Mowing	575.00
Bob Barker Co., Inc.	Inmate provisions	357.65
City of Beatrice	Ext Offc, cths, Shf gbg svc., qrtrly EMS svc.	45,402.96
Clabaugh Pharmacy	Jail supplies	7.23
Clerk of District Court	St. & Shf. fees	124.59
Consolidated Mgmt. Co.	Meals at training	157.79
Correctional Risk Svcs., Inc.	Inmate medical	271.83
Cortland Rural Fire Board	Qrtrly EMS svc.	1500.00
Credit Management Systems	Shf. monthly mbrshp	50.00
DAS St. Acctng. Cntrl Fin 6507	Dist Ct maint. agrmt., Co. payroll program	54.60
Diode Communications	Ext. wiring, Monitor cths., Shf.	214.85
Dr. Eric Thomsen	Mntl. Health hearing	90.00
Duval Ford, LLC	3 Shf. vehicles	115,237.00
Eakes Office Solutions	Offc. supplies	2380.85
Envision Landscapes	Materials for retaining wall, 6 th & Lincoln	5395.30
Gage County	Fund transfer to Judgment Fund	2,000,000.00
Gage Co. Sheriff's Offc.	Shf. fees/mlg	408.42
Gage Co. Treasurer	Titles & tire tax for 3 new Shf. veh.	45.00
Garcia Clinical Laboratory	Inmate medical	5.00
GWorks	Annl. subscription	1139.70
Hometown Leasing	Atty & Prob. copier leases	452.04
Isolved Benefit Svcs.	Monthly admin. fees	139.72
Jerry Shelton, Atty	Atty fees	4095.00
Jones Automotive, Inc.	Parts, motor, labor, etc.	1502.70
Ken's Pest Control	Ext. Offc. pest control	70.00
Lammel Plbg.	Supplies, labor	1282.32
Land Survey Tech	Co. Surveyor operating expense	2321.03
Lepant Law Office	Atty fees	1144.75
Lincoln Journal Star	Publications	386.42
Lynn Peavey Co.	Shf. supplies	96.75
Marshall & Swift Boeckh, LLC	Residential cost handbook, Assr	371.95
Mead Lumber	Supplies	54.49
Microfilm Imaging Systems, Inc.	Courts scanning equip rent	457.00
Midwest Process Svcs.	Civil process fees	698.87
MIPS, Inc.	Computer suppt., programming	2835.20
NACO	Treas. mtg. regis.	10.00
Naylor, Rappl Law Offc., PC LLO	Atty fees	579.50
NE Law Enf. Training Center	Training/lodging	485.00
Nelson, Clark & Timan, PC LLO	Public Defender	6346.15
Noakes Htng. & A/C	Part, labor	162.24
Norris Public Power District	Utilities	51.22
Northeast Auto	Veh. lease, towing	900.00
O'Reilly Auto Parts	Supplies	9.27
Paper Tiger Shredding	Doc shredding	278.75
Physicians Laboratory, PC	Autopsy expense	360.00
Pickrell Rural Fire Dist.	Qrtrly EMS svcs.	1500.00
Priority Printing	Treas. envelopes	803.30
Quill – Ext.	Offc. supplies	166.19
Region V Systems	EPC billings	3210.00
Kristine Riekenberg	Mntl. hlth. hrng.	90.00
Sapp Bros. Petroleum	Shf. & Jail fuel	3184.13
SE NE Communications	Prob. phones	109.15



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Security Services	Monitoring Shf. fire alarm	33.00
Sheridan Industries	Ext. Offc. janitorial svcs	150.00
Stanard Appraisal Svcs.	Appraisal maint.	2530.00
Staples	Offc. supplies	372.97
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty, postage	2357.61
Summit Food Svc., LLC	Jail meal svc.	3869.79
T.O. Haas Tire	Shf. veh svc/repairs	613.56
The Home Depot Pro	Restroom supplies	550.37
The Voice News	Publications	259.41
The Wymore Arbor State	Publications	470.53
Thomson Reuters West Pmt. Ctr.	Law Library online software subscr.	2384.94
University of NE	Intern cost share	1056.28
U.S. Bank – Purchase Cards	Supplies, etc.	130.89
U.S. Post Svc. Postmaster	EM/P&Z PO Box rent	100.00
Verizon Wireless – Shf.	Wireless phones	480.12
Verizon Wireless – EM	Wireless phones, hotspot	166.63
Village of Clatonia/Clatonia Rescue	Qtrly EMS svcs.	4500.00
Washington Co. Shf.	Boarding inmates	7680.70
Westlake Hardware	Parts, supplies	178.31
Windstream – Wilber Prob.	Phones	46.89
Windstream – Ext.	Phones	591.29
Windstream – Fillmore Co. Prob.	Phones	404.83
Windstream – Hwy	Phones	518.35
Wolfcom Enterprises	Shf. cameras, accessories	17,803.08
Woods & Aitken	Prof. legal svcs.	2500.00
Zoellner Ford of Beatrice	Shf. veh. svc.	190.61
Zultys, Inc.	Prob. phones	993.46

Road Fund

Highway Department Employees	Salaries	61,766.45
Beatrice Area Solid Waste Agency	Rubbish disposal	512.00
Beatrice Board of Public Works	Utilities	642.78
Beatrice Concrete Ready Mix	Concrete	4551.75
Beatrice Concrete Sand & Gravel	Rock & gravel	32,586.60
Beatrice Iron & Metal	Tools, supplies	246.06
Black Hills Energy	Utilities	30.76
Cather & Sons Const., Inc.	Asphalt	4590.60
City of Beatrice	Gbg bin rental	74.24
Contech Engineered Solutions	Project pipe	34,979.99
Cornhusker Intl. Trucks	Parts, labor	1698.59
Crete Lumber & Farm Supply	Ice	90.00
Dultmeier Sales, LLC	Pump hose	67.52
Eakes Office Solutions	Offc supplies	250.91
Filter Care of NE	Filters cleaned	35.80
Gage County Equip., Inc.	Keys	13.65
Interstate Powersystems, Inc.	Parts	2461.72
Jim Hawk Truck Trailers	Parts	617.54
Lampton Welding Supply	Supplies	345.50
Landmark Implement, Inc.	Oil	102.19
Mainelli Wagner & Associates	Engineering consulting svcs.	14,376.80
Matheson Tri-Gas, Inc.	Oxygen, acetylene	251.02
Mead Lumber	Equip. rental, lumber	1751.93



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Midwest Petroleum Equip.	Parts	762.50
Midwest Service & Sales	Culverts, parts	38,731.16
MIPS, Inc.	Hwy program	186.72
NMC Exchange, LLC	Parts	1317.93
O'Reilly Auto Parts	Parts, supplies	356.17
Pavers, Inc.	Cold mix asphalt	408.00
Placement Pros, LLC	Footings rental	710.25
R.L. Tiemann Const.	Rock & gravel	7063.74
RDO Truck Center	Parts	311.08
Rewound Power Motors S & S	Parts, labor, supplies	173.17
Rock On, Inc.	Hauling material	6349.57
Sapp Bros. Petroleum	Fuel	19,493.73
Surplus Center	Supplies	49.90
T.O. Haas Tire	Tires	328.02
Ultra-Chem, Inc.	Penetrating oil	233.52
U.S. Auto Force	Tires	2564.42
Verizon Connect NWF, Inc.	Veh. GPS	146.75
Westlake Hardware	Supplies	191.33

Register of Deeds Preservation & Modernization Fund

MIPS, Inc.	Deeds online w/ numerical indexes	218.08
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Insurance Fund

Gage County Health Insurance	Employee health ins. claims paid	57,367.12
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Misc. Debt/Judgments Fund

Bartle & Geier Tr. for L. White, PR – Joseph White Estate	Settlement	1,093,449.05
Bartle & Geier Tr. for Kathleen Gonzalez	Settlement	349,903.70
Bartle & Geier Tr. for Thomas Winslow	Settlement	1,093,449.05
Bartle & Geier Tr. for Ada Joann Taylor	Settlement	1,093,449.05
Chaloupka Law Firm Tr. for Deb Shelden	Settlement	336,782.31
Friedman Law Tr. for James Dean	Settlement	406,763.05

General Fund

Ameritas	County share of Employees Retirement	10,568.64
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	11,004.07
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	30,141.45

Road Fund

Ameritas	County share of Employees Retirement	4,169.25
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	4,570.76
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,889.11

Motion made by Byars, seconded by Lytle to approve the consent agenda. Motion carried 7-0.

Motion made by Dorn, seconded by Jurgens to approve claim #21090089 to Beatrice Lawn Care in the amount of \$575.00 & claim #21090197 R.L. Tiemann Const in the amount of \$7,063.74, bringing the total amount of claims approved thru September 22, 2021 to \$7,169,998.53. Motion carried 6-0-1 with Tiemann abstaining due to conflict of interest.

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



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Committee reports were given by Dave Jones on Building & Grounds; Jurgens on Finance/Insurance; Millard Gustafson & John Chavez on Law Enforcement. Break for timed event. Items discussed were the East entrance ramp; tree removal in the North parking lot; establishing a safe exchange zone in the North parking lot.

Motion made by Dorn, seconded by Haxby to close bids on the bridge trusses & decking located in N-35 Paddock and additional bridge trusses located in the Wymore yard. Motion carried 7-0.

Bids were received from Dennis Holst in the amount of \$300 for the bridge trusses & decking located in N-35 Paddock and bid from Terry Jurgens in the amount of \$150 for bridge trusses located in the Wymore yard.

Motion made by Schuller, seconded by Haxby to accept the bids from Dennis Holst and Terry Jurgens. Motion carried 6-0-1 with Jurgens abstaining due to possible conflict of interest.

Terry Jurgens presented a plaque on behalf of the Board of Supervisors to Galen Engel for his dedication and many years of service to Gage County.

Resumed committee meetings with Jurgens reporting on Road & Bridge.

Tom Bliss, Michael Dwiggin & Oliver Borchers-Williams with SENDD provided information to the board on bidding out broadband internet services using the ARPA funds. They are available to assist counties on preparing RFP's and providing data for their needs.

Short recess at 10:26 a.m.

Back in session at 10:32 a.m.

Byars & Haxby temporarily out of meeting.

RESOLUTION
SIGNING OF THE
COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE
2021

Resolution No. 21-18

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 the resolution of the governing body of the county authorizing the signing of the certification.

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

Adopted this 22nd day of September, 2021 at Beatrice, Nebraska.

County Board Members

/s/ Eddie Dorn

/s/ Gary Lytle

/s/ Terry Jurgens

/s/ Don Schuller

/s/ Erich Tiemann



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County Board Member Jurgens moved the adoption of said resolution.

Member Lytle seconded the motion.

Roll Call: 5 Yes 0 No 0 Abstained 2 Absent

Resolution adopted, signed and billed as adopted.

Attest:

/s/ Dawn Hill

Gage County Clerk

Motion made by Jurgens, seconded by Lytle adopting to adopt Resolution #21-18 for Signing of the County Annual Certification of Program Compliance Form 2021. Motion carried 5-0.

Byars back in meeting.

Motion made by Jurgens, seconded by Dorn to approve County Annual Certification of Program Compliance to Nebraska Board of Public Roads Classification and Standards 2021. Motion carried 6-0 with Haxby temporarily absent.

Haxby back in meeting.

Discussion took place on the reiteration of the intent of a motion made and action taken at the September 8, 2021 board meeting regarding dust control for the Village of Virginia. Schuller felt that the motion was such that the Village of Virginia could choose to take a part of or all of the offer from the County. Haxby stated that the intent of the motion was for the county to do the work and bill the Village for all charges except 1 hour of grader work, as this would be performed normally.

The County Attorney was consulted about creating a different motion and the Chair was advised that there would need to be an amendment to the agenda for an emergency item (due to timing because of harvest) and then they could move forward.

James Huston, Filley (formerly Virginia resident) asked to speak as he was a past Virginia resident and still owns the house and rents it. He described the dust issues that he has experienced and felt that the board had nothing to lose by trying this. After a lengthy discussion, the question was asked of Mr. Huston, what if this works, and as the board understands, this application is only good for a few months. If this works, is the Village of Virginia willing to purchase the product for the \$7,000 estimated to cost? Mr. Huston felt that this may be too expensive. As Tiemann explained, the county has many areas that have dust issues and much higher traffic counts, but the county still cannot afford to apply this product at the current cost. Haxby explained that with the requirements to work the roads before and after the product is applied, the application of the product and then the gravel, it would cost the county \$13,000 a mile. We cannot afford to do this. Mr. Huston said that he understood the board looking into the future, as this was something that he had not considered.

Motion made by Schuller, seconded by Jurgens to amend the agenda to allow the emergency item for dust control on South 41 for 2000' for timing as other offer was not accepted. Motion failed 3-4 with Haxby, Tiemann, Dorn & Byars voting nay.

Schuller requested that the Chairman put the item back on the agenda in 2 weeks. Tiemann questioned what information would be different in 2 weeks. He said that the offer made to Virginia on the 8th of September was good for a year. For liability purposes we cannot have someone working on our roads. He said that if 2 members felt strongly about it, they could override the Chairman and have the item put on. Tiemann said that he had no issues with being overridden, if that is what was wanted.



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Motion made by Schuller, seconded by Lytle to override the chairman to put the Virginia dust control issue back on the agenda in 2 weeks. Motion failed 1-6 with Jurgens, Haxby, Tiemann, Dorn, Byars and Lytle voting nay.

Motion made by Dorn, seconded by Byars to adjourn at 11:34 a.m. Motion carried 5-2 with Jurgens and Haxby voting nay.

Chairman declared Board of Supervisors meeting adjourned at 11:34 a.m. until October 6, 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 22nd day of September, 2021.

(SEAL)

/s/ Dawn Hill

Dawn Hill
Gage County Clerk