



Gage County Board Minutes



Board of Supervisors Meeting – August 10, 2022

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The Gage County Board of Supervisors met on August 10, 2022, at 8:58 a.m. with Terry Jurgens, Emily Haxby, Don Schuller, Erich Tiemann, Eddie Dorn, Dave Swavely 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 \$467,118.43, which does not include claim #22080074 to Johnny’s Welding Inc., in the amount of \$2,115.74, and claim #22080081 to R.L. Tiemann Const. Inc. in the amount of \$27,125.16 to be voted on separately; 4. approve correspondence received and place on file; 5. Approve Declaring Baggage Scanner as surplus - L3 Communications model LineScan 210 serial number 59203 and advertising on Purple Wave; 6. Approve District Court Summary Fee Report & Register of Deeds Fee Report for the month of July, 2022; 7. Approve Utility Permit 1254 to William Boyer of Liberty NE. - Mr. Boyer will be boring under the Liberty/Virginia Blacktop Road roughly 1 mile west of Liberty for a new water line to barn. Mr. Boyer has TL Excavation performing the work. TL Excavation will bore a 2” diameter x 5’ deep line starting at the north end of the ROW in the North grader ditch. TL will bore south under the road and cmp structures to South of ROW in South grader ditch, all other work will be done on private property. Located SW ¼ of section 35 T-2-N, R-8-E, Island Grove Twp & NW ¼ section of 2, T-1-N, R-8-E, Liberty Twp.; 8. Approve extending contract negotiations until September 21, 2022 for the Gage County Rural Broadband project.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	157,710.24
All Copy Products, Inc.	Copier leases	307.83
Blackburn Technologies	Prob. equip., labor	3731.98
Burke, Brown Law, LLC	Atty fees	370.50
Capital Business Systems, Inc.	ROD copier coverage	8.36
Charm-Tex, Inc.	Inmate provisions	117.60
Clerk of District Court	St. & Shf. fees	353.10
Consolidated Mgmt. Co.	Meals at training	63.30
Correctional Risk Svcs.	Inmate medical	899.54
Culligan of Lincoln	Water cooler	35.75
CVSOAN	Vets Offc conf. registr.	60.00
DataShield Corp.	Prob. doc shredding	66.72
Dept. of Corr. Svcs., Intragncy 460	Inmate boarding/medical	4430.99
Lloyd Dickinson	Appraisal contract labor	3867.50
Diode Communications	Monitor cths & Vets	80.85
Eakes Office Solutions	Office supplies	1654.60
Sandra Eltiste	Prior svc. retirement	12.00
First Wireless, Inc.	Shf. radio equip. repair	263.89
Gage County Court	Small claims fees	3754.00
Garrison Law Offc.	Atty fees	498.75
Hometown Leasing	Prob. copier leases	313.22
Huls Body Shop, Inc.	Towing	440.00
Ideus Tree Svc.	Tree removal Vet’s Offc.	750.00
Insight Public Sector, Inc.	Adobe subscr. renewal	1567.44



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Jefferson Co. Shf's Offc.	Svc. of papers	19.00
Joyce Kassing	Prior svc. retirement	20.00
Lammel Plbg., Inc.	Supplies, repairs, labor	1845.51
Lincoln Journal Star	Publications	421.64
Mahloch Law Offc.	Atty fees	199.50
Matthew Kosmicki Law, LLC	Atty fees	6691.04
Microfilm Imaging Systems, Inc.	Scanning equip. rent	192.00
NE Law Enf. Training Center	Cont. ed.	144.00
NE Notary Assn.	Notary fees	124.00
Nelson, Clark & Timan, PC LLO	Public Defender	6346.15
NMC Exchange	Annl. generator inspec.	1890.00
Noakes	Svc. call	140.00
Paper Tiger Shredding, Inc.	Doc shredding	35.00
Pell Reporting	BOE prep	341.25
Priority Printing	Printed materials	655.25
PV Business Solutions	2022 OSHA journal	298.50
Quill – Det.	Offc. supplies	273.87
Quill – Ext.	Offc. supplies	330.03
Quill – Prob.	Offc. supplies	558.01
Quill – Treas.	Offc. supplies	1.57
Region V Systems	EPC billing	4066.00
SE Nebr. Communications	Prob. phones	114.64
Smith, Schafer, Davis, LLC	Atty fees	5179.50
Soap Opera Laundry	Mop & rag cleaning	16.30
Spectrum	Jail cable TV	176.01
Stapaules Stump Grinding	Stump removal Vet's Offc.	250.00
Staples	Offc supplies	503.44
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty	2398.05
Summit Food Svc.	Jail meal svc.	5269.33
Tri County Credit Bulletin	Subscr.	168.30
U.S. Bank – Purchase Cards	Supplies, subscr., fuel	716.71
U.S. Post Svc. – Postmaster	Ext. Offc. stamps	300.00
Verizon Wireless – Shf.	Wireless phones	480.12
Verizon Wireless – Prob.	Wireless phones	354.06
Verizon Wireless – VSAT	Shf. inves. expns	50.00
Westlake Hardware	Supplies	104.02
Windstream – Prob. Wilber	Phones	55.33

Road Fund

Highway Department Employees	Salaries	48,184.60
All Copy Products	Copier overage	12.15
Bauer Built Tire	Tires	1917.80
Beatrice Concrete Sand & Gravel	Rock & gravel	29,022.15
Beatrice Iron & Metal Co., Inc.	Supplies	331.00
Bomgaars	Parts, supplies	121.20
Cather & Sons Const.	Asphalt	13,535.16
City of Wymore	Utilities	75.86
Constellation NewEnergy Gas Div.	Utilities	44.83
Cornhusker Intl. Trucks	Labor	285.00
Eakes Office Solutions	Shop towels	167.03
Echo Group	Lights, tools	1014.15
Inland Truck Parts	Part	146.73



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Jim Hawk Truck Trailers	Supplies	407.79
Johnny’s Welding	Labor, hose	2115.74
Lincoln Journal Star	Publications	60.43
Matheson Tri-Gas, Inc.	Welding supplies	137.66
Mead Lumber	Supplies	38.97
Medical Enterprises, Inc.	Drug testing	140.00
Metal Culverts, Inc.	Culverts	6025.24
PowerPlan	Parts, labor	1365.58
R.L. Tiemann Const., Inc.	Hauling material	27,125.16
Rock On, Inc.	Rock & gravel	6024.24
Rose Equipment, LLC	Parts	2863.89
Surplus Center	Parts	50.65
T.O. Haas Tire	Tires	190.88
Tractor Supply	Supplies	53.99
Truck Equipment Service Co.	Parts	2664.41
Westlake Ace Hardware	Supplies	138.05

Visitor’s Promotion Fund

Beatrice Area Chamber of Commerce	Lodging tax	8025.67
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Register of Deeds Preservation & Modernization Fund

Capital Business Systems, Inc.	Copier lease	195.15
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Insurance Fund

Gage County Health Insurance	Employee health ins. claims paid	27,669.48
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Community/Economic Development Fund

NGage – Gage Area Growth Ent.	County funding	25,273.04
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General Fund

Ameritas	County share of Employees Retirement	10,996.03
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	11,542.16
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	27,634.59

Road Fund

Ameritas	County share of Employees Retirement	3,252.49
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,535.91
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	11,495.44

Motion made by Swavely, seconded by Dorn to approve the consent agenda. Motion carried 7-0.

Motion made by Dorn, seconded by Swavely to approve claim #22080074 to Johnny’s Welding Inc., in the amount of \$2,115.74. Motion carried 6-0-1 with Jurgens abstaining due to conflict of interest.

Motion made by Jurgens, seconded by Dorn to approve claim #22080081 to R.L. Tiemann Const. Inc., in the amount of \$27,125.16, bringing the total amount of claims approved thru August 10, 2022 to \$496,359.33. Motion carried 6-0-1 with Tiemann abstaining due to conflict of interest.

David Anderson, 42401 SW 61st Odell Rd., Odell NE, and chairman of the Gage County Democratic Party, spoke to the board about a letter the party has written to the Gage County Ag Society regarding inappropriate signs displayed at the Gage County Fair’s Eve of Destruction Trailer Races, most notably on one of the vehicles in the race. They voiced concerns that the Ag Society would allow these vulgar displays at a family friendly venue, especially since 4-H youth



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were given free passes to attend the event. They recognized the contributions the Ag Society makes to the county, but expressed their hope that the society would take corrective action in the future to prevent these displays on county property in the future.

Also speaking was Gregory C. Lauby for SR et tu, LLC, 312 N 10th St., Wymore NE, on recommendations of actions to achieve full and prompt payment of the federal judgment and obligations arising from Dean v. Searcey, et al and reduce county property tax levy. Main points were: 1. Eliminate all nonessential county expenses and programs and request other local political subdivisions to do the same. 2. Beyond a minimum reserve for emergencies, apply excess funds previously allocated to separate budget categories toward payment of the judgment. 3. Reduce the annual jail population. 4. Actively gather formal support from other public officials for the passage of LB 474 or another method of funding payment of the judgment by the State Treasury. 5. Urge all members of the Nebraska Congressional delegation to establish federal compensation for the violation of United States Constitutional rights. 6. Began a review of the assessed values of Commercial and Industrial properties in the county. Note: a copy of the full document presented can be obtained from the Gage County Clerk.

Committee reports were given by Swavely on Bldg. & Grounds, Tiemann on Equalization, Jurgens on Finance/Insurance, Tiemann on Human Resources/Employee Relations, and Jurgens on Road & Bridge.

RESOLUTION NO. 22-11

WHEREAS, the Gage County Board of Supervisors has been presented with a request for a special use permit, (SUP) #2022-2 for the placement of a Recreational Cabin for Public and/or Private Use;

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 June 7, 2022, at 8:15 p.m., in the Board of Supervisors meeting room;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit, #2022-2; with the condition that all flood plain requirements be approved by the Gage County Flood Plain Administrator, prior to the placement of the cabin; and,

WHEREAS, this special use permit is in an agricultural zoning district, located in the northeast quarter of Section 2 of the Barneston Township; and,

WHEREAS, the Gage County Board of Supervisors on the 20th of July, 2022, 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 #2022-2. An opportunity was given for individuals in favor and against Special Use Permit #2022-2 to speak at the public hearing; and,

WHEREAS, public comments were heard in support of and there were no comments 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, #2022-2 for the placement of a Recreational Cabin for Public and/or Private Use, shall be the northeast quarter of Section 2 of the Barneston Township.

approved for the reasons stated on the record.



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approved with stated conditions: _____

disapproved for the reasons stated on the record.

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

Yea: Jurgens, Haxby, Tiemann, Dorn, Swavely, Lytle

Nay: None

Abstained: Schuller

/s/ Erich Tiemann
Chairman

Subscribed and sworn to before me this 10th day of August, 2022.

/s/ Dawn Hill
Gage County Clerk

Motion made by Jurgens, seconded by Swavely to approve adopting Resolution #22-11 granting Special Use Permit 2022-2 for a recreational cabin in Section 2 of Barneston Twp. Motion carried 6-0-1 with Schuller abstaining due to conflict of interest.

RESOLUTION
SIGNING OF THE
COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE
2022

Resolution No. 22-12

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 10th day of August, 2022 at Beatrice, Nebraska.

County Board Members

/s/ Terry Jurgens

/s/ Emily M. Haxby

/s/ Don Schuller

/s/ Eddie Dorn

/s/ David L. Swavely

/s/ Gary Lytle

/s/ Erich Tiemann

County Board Member Jurgens moved the



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adoption of said resolution.

Member Lytle seconded the motion.

Roll Call: 6 Yes 0 No 1 Abstained 0 Absent

Resolution adopted, signed and billed as adopted.

Attest:

/s/ Dawn Hill

Gage County Clerk

Motion made by Jurgens, seconded by Dorn to approve adopting Resolution #22-12 for signing of the County Annual Certification of Program Compliance Form 2022. Motion carried 7-0.

Motion made by Jurgens, seconded by Dorn to approve the County Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards 2022. Motion carried 7-0.

Motion made by Haxby, seconded by Dorn to approve the bid from the July 27th meeting, after review from the Hwy Supt., from Truck Equipment Service Company in the amount of \$52,218.55. Motion carried 7-0.

Discussion on the County Budget for FY 2022-2023.

Representatives from public agencies spoke to the board regarding their programs and their budget requests for funding for FY 22-23. Those making presentations were Carla Frase and Beth Williams with Blue Rivers Area Agency on Aging, Amber Lovitt with CASA, Joanne Neemann with the Beatrice Public Library, Chevis Krull with Gage County Victim's Assistance, Austin Jackson with the Wymore Public Library, Shari Miller with Blue Valley Community Action, Carmen Hinman with Hope Crisis Center, and Carlee Fiddes with the Beatrice Humane Society.

Recess at 10:23 a.m. Reconvened at 10:40 a.m.

The presentation of the NGage quarterly report will be rescheduled for the August 24, 2022 meeting.

Chairman declared Board of Supervisors meeting adjourned at 11:02 a.m. until August 24, 2022.

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 10th day of August, 2022.

(SEAL)

/s/ Dawn Hill

Dawn Hill

Gage County Clerk