

PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska  
June 13, 2019  
9:30 a.m.

A regular meeting of the Knox County Board of Supervisors was held in the Boardroom at the Knox County Courthouse in Center, Nebraska on the date of June 13, 2019 at 9:30 a.m. Present were Supervisors Martin J. O'Connor District #1, Patrick J. Liska District #2, Virgil H. Miller District #3, James Sokol, Jr. District #4, Kevin D. Mackeprang District #5, Danny R. Schlote District #6 and James J. Borgmann District #7. Absent was none. Chairman Sokol, Jr. presiding.

Supr. Schlote led the Board in the Pledge of Allegiance.

Chairman Sokol, Jr. announced to the public that a copy of the Public Open Meeting Act was posted in the Boardroom.

Notice of the meeting was given in advance thereof by publication in the Creighton News newspaper, as shown by the Affidavit of Publication attached to these minutes.

Notice of this meeting was simultaneously given to all members and a copy of their acknowledgment and receipt of notice and agenda is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was opened to the attendance of the public.

The minutes of the May 30, 2019 meeting were read. Chairman Sokol, Jr. approved the May 30, 2019 meeting minutes as read.

Correspondence reviewed was: 1. Thank you note from Shannon Trail Promoters and Laurie Larsen for continued support; 2. Letter of thanks from Northeast Nebraska Economic Development District for continued support of regional economic development efforts in Northeast Nebraska.

Motion by Supr. O'Connor, seconded by Supr. Mackeprang that all claims, audited and approved for payment by the Claims Committee be allowed subject to delinquent personal taxes. By roll call vote. Ayes all Districts. Nays none. Motion carried. Claims totaling \$674,989.64 are listed at the end of these proceedings.

Chairman Sokol, Jr. moves the Board recess at 10:05 a.m. for Board of Equalization.

The Knox County Board of Supervisors reconvened at 10:37 a.m. with all members present.

Katie Fritz, Hwy. Supt. Office Manager, met with the Board on the following in the absence of Hwy. Supt. Barta who was at a workshop: 1. Wendell Rohrer, Bohemia Township Board Chairman, was present and discussed with the Board the gravel situation and condition of Bohemia Township roads, landowners who are working on the roads and the problems caused when the Township is not aware of the work being done, and questioned how the Township can keep landowners from working on the roads; 2. Bridge crew update; 3. Oil crew update; 4. Supr. Liska and Supr. Miller updated the Board about the work being done on the Niobrara and Verdigre District shops due to the flooding; 5. The letter from Stratton, DeLay, Doele, Carlson & Buettner, PC, L.L.O. regarding SID #2 wanting Knox County to repair the Devils Nest Bridge and public road being taken care of by SID #2 will be discussed by County Attorney Thomas during his time on the agenda.

At 10:45 a.m., the advertised public hearing was opened on the application of Camp Missouri LLC dba CJ's at the Lake, 54882 897 Rd., Crofton, NE, on Beer, Wine and Distilled Spirits, On & Off Sale Liquor License (C-123000) being Lot 2 of Replat of Lakeview Acres, located in the NE1/4NE1/4 of Section 21, T33N, R2W of the 6<sup>th</sup> P.M., Knox County, NE.

Katie Fritz, Hwy. Supt. Office Manager, continued with the following: 6. At 11:00 a.m., requests for proposals for professional services for engineering projects related to storm damaged structures, Walton Bridge No. C005402505P and Prischman Bridge No. C005402105P, located in Knox County, were presented from the following qualified firms: Mainelli Wagner & Associates, Inc., Lincoln, NE and Speece Lewis Engineers, Inc., Lincoln, NE. Knox County reserves the right to accept or reject any or all proposals in whole or in part. After discussion, motion by Supr. Miller, seconded by Supr. O'Connor to accept the Request for Proposal for Professional Services for Roadway and Structure Design Due to the 2019 Flood Disaster from Mainelli Wagner & Associates, Inc., Lincoln, NE, for storm damaged structures, Walton Bridge No. C005402505P and Prischman Bridge C005402105P, located in Knox County. By roll call vote. Ayes all Districts. Nays none. Motion carried. 7. Supr. O'Connor gave an update about the land slide on the Rec Road across from CJ's at the Lake.

County Attorney, John Thomas, discussed the following with the Board: 1. Letter written June 5, 2019 to the Knox County Board of Supervisors from Stratton, DeLay, Doelle, Carlson & Buettner, PC, L.L.O., Norfolk, NE, regarding SID #2 and repair of the Devils Nest Bridge. County Attorney Thomas responded to Tom DeLay stating the following: That "road" is not a county road and the "Devil's Nest Bridge" is not maintained by the County. If you and yours want to file a mandamus or other action, the County will cooperate on procedural matters, waive service of process, and otherwise try to get to a decision on the merits. (corrected 6-27-2019); 2. Updated the Board regarding the Devils Nest SID #2 Election of Trustees procedures and informed the Board that County Clerk Fischer would be represented by Knox County in the matter.

Motion by Mackeprang, seconded by Schlote to approve lowering the NIRMA auto physical damage deductible from \$2,500 to \$1,000. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Zoning Administrator, Liz Doerr, met with the Board on the following: 1. Discussed the June 11, 2019, Planning Commission meeting that was held and the lack of a quorum until later in the evening. Action with Keith Marvin could not be held and Mr. Marvin will return for the July 9<sup>th</sup> meeting; 2. Motion by Supr. Schlote, seconded by Supr. Borgmann to place on file the May 2019 Zoning Permits Report. By roll call vote. Ayes all Districts. Nays none. Motion carried; 3.

Motion by Supr. Mackeprang, seconded by Supr. Miller to place on file the September 19, 2018 Board of Adjustments meeting minutes. By roll call vote. Ayes all Districts. Nays none. Motion carried; 4. Information was given to the Board regarding a declaration that opens up funding under the Hazard Mitigation Grant Program at a 75% federal share for entities who have fully participated in a FEMA-approved hazard mitigation plan.

Laura Hintz, Emergency Manager, met with the Board on the following: 1. Discussed the Hazard Mitigation Grant Program and what it can be used for and the projects that have been completed with it; 2. Journalism students from the Walter Cronkite School of Journalism at Arizona State University are in the area doing interviews on how the flooding has economically impacted the County and its residents; 3. Reminder that FEMA public assistance sign-up deadline for individuals is June 19 and for government agencies is June 20; 4. Thanked Supr. Liska for getting bags for sand and having them available at the Niobrara County shed; 5. FEMA representatives will be here soon to discuss projects.

After discussion with County Sheriff Henery, motion by Supr. Mackeprang, seconded by Supr. Borgmann to approve the sale of a 2011 Ford Expedition to the City of Bloomfield for \$6,000.00. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Miller, seconded by Supr. Liska to adopt **Resolution #2019 – 06** for allocation of the 2019-2020 Knox County 911 Wireless funding. By roll call vote. Ayes all Districts. Nays none. Motion carried.

### **RESOLUTION #2019 - 06**

Resolved, that pursuant to the order of the Nebraska Public Service Commission Application 911-042.04, dated May 7, 2019, the Knox County 911 Wireless funding of a net of \$53,022.98 for the 2019-2020 funding year shall be allocated:

50% for maintenance, 911 telephone service costs, dispatcher wages, and other eligible costs  
50%, or remaining eligible funds at end of fiscal year, set aside for funding future 911 equipment  
and software upgrades and purchases

Further resolved that the 50% set aside shall not be utilized for any other purpose than funding future 911 new or upgraded equipment and software including consulting costs related to, and is subject to Public Service Commission approval.

Adopted and approved this 13<sup>th</sup> day of June, 2019.

### COUNTY BOARD OF SUPERVISORS KNOX COUNTY, NEBRASKA

James Sokol, Jr. /s/  
James Sokol, Jr., Chairman, District #4

Martin J. O'Connor, District #1  
Martin J. O'Connor, District #1

Patrick J. Liska /s/  
Patrick J. Liska, District #2

Virgil H. Miller /s/  
Virgil H. Miller, District #3

Kevin D. Mackeprang /s/  
Kevin D. Mackeprang, District #5

Danny R. Schlote /s/  
Danny R. Schlote, District #6

James J. Borgmann /s/  
James J. Borgmann, District #7

ATTEST: (Seal)  
Rhonda K. Surface, Deputy /s/  
Rhonda K Surface, Deputy Knox County Clerk

Motion by Supr. Mackeprang, seconded by Supr. Miller to place on file the Sheriff's Report on Collection of Taxes from October 30, 2018 to June 7, 2019. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Liska, seconded by Supr. Miller to reappoint Jim Scott for another 5-year term on the Knox County Veterans Committee. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Mackeprang, seconded by Supr. Borgmann to have Chairman Sokol, Jr. sign the letter to Karen K. Barrett, Tax Specialist, Policy Section, Department of Revenue, Lincoln, NE, requesting a list of all active lodging tax permit holders in Knox County. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Borgmann, seconded by Supr. Liska to place on file the Clerk of District Court's Monthly Fee Report for May 2019. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Mackeprang, seconded by Supr. Schlote to place on file the Knox County Treasurer's Report of Collection of Delinquent Personal Property Taxes FY 2017 & Prior. By roll call vote. Ayes all Districts. Nays none. Motion carried.

At 11:52 a.m., the open public hearing on the Class C-123000 Liquor License Application for Camp Missouri LLC dba CJ's at the Lake was closed. There was no one in opposition present at the hearing. Motion by Supr. O'Connor, seconded by Supr. Liska to approve the Class C-123000 Liquor License Application for Camp Missouri LLC dba CJ's at the Lake, 54882 897 Rd., Crofton, NE, on Beer, Wine and Distilled Spirits, On & Off Sale, being Lot 2 of Replat of Lakeview Acres, located in the NE1/4NE1/4 of Section 21, T33N, R2W of the 6<sup>th</sup> P.M., Knox County, NE. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Liska, seconded by Supr. O'Connor to approve a Special Designated Liquor License Application Form 200 for Z's Lindy Country Club for a private party/family reunion on June 29, 2019. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Schlote, seconded by Supr. Liska to approve a Special Designated Liquor License Application Form 200 for Z's Lindy Country Club for a private party/wedding anniversary on August 24, 2019 (replaces previous request for August 10, 2019 event that was approved on May 30, 2019). By roll call vote. Ayes all Districts. Nays none. Motion carried.

Public comment on non-agenda items was made by Sheriff Don Henery who gave an update on the process of fixing the bridge west of Niobrara, the progress being made, and there has been no trouble with sightseers.

There was no public comment on agenda items.

Motion by Supr. Miller, seconded by Supr. Schlote that the receipts totaling \$307,749.56 be accepted and placed on file. By roll call vote. Ayes all Districts. Nays none. Motion carried.

#19901 – Norfolk Construction Co. Inc., salvage steel from Arens bridge, 1,481.20; #19902 – Knox County Zoning, administrative plat permit, 100.00; #19903 – State of Nebraska, June 2019 rent, 2,205.00; #19904 – State of Nebraska, annual insurance tax distribution, 23,562.86; #19905 – Knox County Zoning, building permits, 317.00; #19906 – Midwest Bank, interest, 4,586.30; #19907 – Commercial State Bank, interest, 325.34; #19908 – BIA reimbursement for housing inmates for April 2019, 4,270.00; #19909 – Knox County Treasurer, interest, 11,739.20; #19910 – Knox County Treasurer, interest, 1,178.34; #19911 – State of Nebraska, 5<sup>th</sup> of six homestead exemption payments, 45,317.68; #19912 – Midwest bank, interest, 2,000.75; #19913 – Knox County Clerk, plats, fees, c.c. marriage licenses & copies, 183.50; #19914 – Andrew Hoffman Law P.C., inheritance tax - Dorothy A. Hines Estate, 3,774.57; #19915 – Clerk of District Court, filing fees, court costs, copies, passport fees, bail bond, 737.75; #19916 – Knox County Sheriff, auto inspections & handgun permits, 860.00; #19917 – Knox County Clerk, imprest interest, 15.20; #19918 – Knox County Court, fines, court costs & lab test fees, 3,359.00; #19919 – Theresa Becker, inheritance tax – Mary S Yeager Estate, 2,611.95; #19920 – Knox County Attorney, non-sufficient fund check processing fee, 20.00; #19921 – Encartele Inc., reimburse jail phone usage, 78.51; #19922 – Knox County Sheriff, 3<sup>rd</sup> & 4<sup>th</sup> quarter mileage, 4,058.98; #19923 – State of Nebraska, highway allocation, 164,282.50; #19924 – Pierce County Treasurer, tax collections – Sch. Dist. 13 Gen & Cap, 4,767.34; #19925 – Register of Deeds, recording fees & documentary stamp tax, 8,389.16; #19926 – Knox County Clerk, election recovery, 200.00; #19927 – Cedar County Treasurer, tax collection – Crofton Fire Gen & Sink & Wausa Fire, \$13,392.86; #19928 – Commercial State Bank, interest, 3,934.57.

**GENERAL FUND.** Salaries, 172,923.43; Amy Johnson, mileage/office supplies, 79.91; Bob's Candy Service Inc., utensils, 170.20; Bonnie Cash, prior service, 9.00; Bullseye Windshield Repair, vehicle repair, 55.00; Classic Carpet Care, mop/towel rent, 38.50; Collector of Internal Revenue, Social Security County pays, 12,981.99; Connie J. Janecek, prior service, 15.00; County of Knox Employee Benefit Account HealthCare Solutions Group Inc., insurance County pays, 28,900.00; Creighton News, publishing, 445.70; Creighton 59 LLC, gas, 64.52; Crofton Journal/Niobrara Tribune, publishing, 312.40; Daniel Hendrix, tax foreclosure, 50.00; DAS State Accounting, teletype, 448.00; Derek Cunningham, board expense, 60.90; Derrick Barr, meeting/mileage, 71.40; Diane L. Eckert, prior service, 36.00; Eakes Office Solutions, office supplies, 1,085.70; Echo Group Inc., bulbs, 15.56; Ecowater Systems, bottled water/salt/cups, 553.75; Elaine's Tavern & Café, prisoner board, 4,158.00; Farmers & Merchants State Bank, stop payment on check, 25.00; Great Plains Communications, phone/internet, 2,209.65; Holly Wortmann, board expense, 99.18; Hometown Leasing, copier lease, 76.18; Intuit, checks, 123.46; Jacquelyn E. Meier, prior service, 21.00; James F. Janecek, prior service, 21.00; Jo Ann Eisenbeiss, prior service, 45.00; Jo Ann P. Knori, prior service, 20.00; Jody McFarland, meeting/mileage, 42.40; Kari Nilson, board expense, 25.52; Kasey Wagner, board expense, 82.94; Kelly Kumm, meeting/mileage, 38.92; Knox County Court, cases bound over, 336.00; Knox County Sheriff, service fees, 84.96; Laura Nagengast, mileage, 46.40; The Lincoln National Life Ins. Co, insurance County pays, 86.86; Liz Doerr, mileage/postage, 138.91; Lois Colwell, prior service, 27.00; Mary Ketelsen, supplies, 36.25; Microfilm Imaging Systems, scanner rent, 40.50; MIPS, computer program, 777.02; NACO, registration, 45.00; Nick Stout, meeting/mileage, 68.50; NIRMA, insurance, 66,036.00; North Central Public Power District, electricity, 2,040.52; Northeast Nebraska News Company, publishing, 34.94; Pitzer Digital LLC, publishing, 12.75; Postmaster, address service requests, 7.32; Principal Life Insurance Co., insurance County pays, 1,896.40; Quill Corporation, office supplies, 1,204.24; Region 4 Behavioral Health System, quarterly bill, 5,917.00; Region IV Inc., quarterly bill, 2,521.50; Retirement Plans Division of Ameritas, retirement County pays, 11,582.37; Robert Ganz, meeting/mileage, 37.76; Roma Walton, prior service, 51.00; Ron's Auto Glass Inc., vehicle repair, 234.30; Steve Banks, backflow preventers, 20.00; Tax Valuation Inc., contract, 4,300.00; Telebeep, pagers, 64.17; University of Nebraska, office equipment, 1,181.97; U.S. Cellular, cell phones, 152.93; U.S. Cellular, cell phones, 335.77; Verdigre Eagle, publishing, 84.24; Vic's Service LLC, tires, 479.40; Viewu, body cameras, 125.00; Village of Center, water/sewer/garbage, 311.00; Virginia Buerman, prior service, 27.00.

**ROAD FUND.** Salaries, 66,986.65; A&S Transportation LLC, gravel/haul, 9,425.00; Avera Medical Group, DOT exam, 175.00; Bauer Built Tire, tire, 746.00; Big Red Mini Mart, gas, 102.87; Black Hills Energy, heating fuel, 47.73; Bruce Peters, prior service, 24.00; CHS Wausa, diesel, 851.84; City of Bloomfield, water, 24.20; C-Mart, gas, 976.75; Collector of Internal Revenue, Social Security County pays, 5,059.22; Cornhusker International Trucks Inc., repairs, 113.20; County of Knox Employee Benefit Acct. c/o Healthcare Solutions Group Inc., insurance County pays, 11,900.00; David L. Bauer, prior service, 36.00; DIAC Inc., outrigger pads, 2,175.00; Doering Trenching & Plumbing LLC, concrete/haul, 1,714.20; Great Plains Communications, phone, 584.97; J&K Auto, gas, 74.00; Jedlicka's Hardware Hank, shop supplies, 116.37; Kayton International, repairs, 276.74; Larry Cross, prior service, 18.00; Larry Pilar, prior service, 21.00; Lincoln National Life Ins. Co., insurance County pays, 35.82; Lincoln Township, equipment rental/concrete, 968.57; LTL Holdings Inc., gas, 77.20; Medical Enterprises Inc., drug test, 105.00; Nebraska Public Power District, electricity, 62.49; NIRMA, insurance,

73,794.00; North Central Public Power District, electricity, 249.90; Pease General Store, shop supplies, 55.17; Powerplan, repairs, 1,245.06; Principal Life Insurance Co., insurance County pays, 732.70; R & K Motor Parts, oil/filters/repairs/shop supplies, 2,351.56; Retirement Plans Div. of Ameritas, retirement County pays, 4,389.99; Simons Trucking & pumping, hauling, 392.00; Sinclair Sand & Gravel Inc., gravel/haul, 6,008.73; U.S. Cellular, cell phones, 372.93; Vakoc Excavating LLC, gravel/haul, 32,457.34; Verdigre Farm Service, diesel/gas/shop supplies/tire repairs, 8,392.56; Village of Center, water/sewer, 29.00; Village of Verdigre, water/sewer/garbage, 73.78; West Hodson Lumber & Concrete Co., shop supplies, 1.99; Willow Creek Sand & Gravel, gravel/haul, 13,090.84; ZimMetal & Welding LLC, drag bits, 170.00.

**FLOWAGE EASEMENT FUND.** B'S Enterprises Inc., culvert, 8,260.00; Backus Sand & Gravel, bank run/gravel/haul, 2,829.58; Creighton News, publishing, 12.00; Husker Steel, steel, 44,504.00; Simons Trucking & Pumping, hauling, 5,142.00; Sinclair Sand & Gravel Inc., gravel/haul, 16,319.00; Vakoc Excavating LLC, gravel/haul, 10,495.00.

**CHILD SUPPORT FUND.** Eakes Office Solutions, checks, 140.95; Great Plains Communications, phone/internet, 52.35; Hometown Leasing, copier lease, 125.93; Microfilm Imaging Systems Inc., scanner rent, 81.00.

**VISITOR'S PROMO FUND.** Flagship Publishing Inc., publishing, 470.20.

**ROD PRESERVATION/MODERNIZATION FUND.** Microfilm Imaging Systems Inc., scanner rent, 55.00; MIPS, computer program, 255.61.

**ECONOMIC DEVELOPMENT FUND.** NENEDD, admin fees, 30.00.

**C&C DEVELOPMENT FUND.** Salaries, 4,458.82; Collector of Internal Revenue, Social Security County pays, 336.48; County of Knox Employee Benefit Acct. c/o Healthcare Solutions Group Inc., insurance County pays, 850.00; Great Plains Communications, phone/internet, 52.35; Lincoln National Life Insurance Co., insurance County pays, 1.99; Megan Hanefeldt, mileage, 308.56; Principal Life Insurance Co., insurance County pays, 43.10; Retirement Plans Div. of Ameritas, retirement County pays, 225.00; Stacy Miller, travel, 93.96; U.S. Cellular, cell phone, 140.89.

**INHERITANCE FUND.** Doerr & Klein P.C., court appointed attorney, 2,069.46; Marvin Planning Consultants Inc., comprehensive plan, 1,320.00; Rodney W. Smith, public defender contract, 2,083.33.

**911 EMERGENCY FUND.** CenturyLink, phone, 5.37; GEO Comm, addressing services, 251.37; Great Plains Communications, phone/internet, 173.59.

**911 WIRELESS SERVICE FUND.** GEO Comm, addressing services, 1,071.63; Great Plains Communications, phone/internet, 495.71.

**SHERIFF'S COMMISSARY FUND.** Bob's Candy Service Inc., commissary, 79.85.

TOTALS

General Fund	325,650.19
Road Fund	246,505.37
Flowage Easement Fund	87,561.58
Child Support Fund	400.23
Visitor's Promo Fund	470.20
ROD Pres./Mod. Fund	310.61
Economic Development Fund	30.00
C&C Development Fund	6,511.15
Inheritance Fund	5,472.79
911 Emergency Fund	430.33
911 Wireless Service Fund	1,567.34
Sheriff Commissary Fund	79.85
Total	<u>\$674,989.64</u>

Chairman Sokol, Jr. adjourned the Knox County Board of Supervisors at 12:13 p.m. on June 13, 2019 until Thursday, June 27, 2019 at 9:30 a.m. for a regular meeting.

I, Rhonda K. Surface, Deputy Knox County Clerk, do hereby certify that the County Board minutes are correct to the best of my knowledge.

ATTEST:

COUNTY BOARD OF SUPERVISORS  
OF KNOX COUNTY, NEBRASKA

\_\_\_\_\_  
Rhonda K. Surface, Deputy Knox County Clerk

By \_\_\_\_\_  
James Sokol, Jr., Chairman

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