

PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska
January 28, 2021
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 January 28, 2021 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 Mackeprang presiding.

Chairman Mackeprang led the Board in the Pledge of Allegiance.

Chairman Mackeprang 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 Verdigre Eagle 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 January 14, 2021 meeting were read and approved by Chairman Mackeprang with the correction that Chairman Mackeprang announced to the public that a copy of the Public Open Meeting Act was posted in the Boardroom.

Chairman Mackeprang moves the Board recess at 9:43 a.m. for Board of Equalization.

The Knox County Board of Supervisors reconvened at 10:00 a.m. with all members present.

Correspondence reviewed was Missouri Sedimentation Action Coalition information on Phase 2 in the development of a sediment management plan.

County Clerk Fischer updated the Board on the following: 1. 2021 Spelling Bee procedure and future spelling bees; 2. Redistricting of the Supervisor districts will need to be done this year using the 2020 Census information. A quote for various plans through gWorks was reviewed.

Hwy. Supt. Barta met with the Board on the following: 1. Chairman Mackeprang signed a contract between Knox County and Midwest Fence-Guardrail Systems, Inc. for the guardrail installation on the Verdel Southwest Pischelville ER Project; 2. Road employee job evaluations will be held at 1:00 p.m.; 3. The flashing speed signs have been ordered; 4. Discussed rolloff for scrap steel; 5. Ford truck turbo to be delivered; 6. Motion by Supr. Sokol, Jr., seconded by Supr. Liska to accept the quote from Husker Steel of Columbus, NE in the amount of \$71,896.00 for a precast concrete slab bridge for Bridge #05-19N4 project in Valley Township. By roll call vote. Ayes all Districts. Nays none. Motion carried; 7. Motion by Supr. Schlote, seconded by Supr. Sokol, Jr. to accept the quote from Husker Steel of Columbus, NE in the amount of \$14,749.00 for steel materials for the repair of Bridge #02-26W1 in Dowling Township. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Zoning Administrator Doerr met with the Board on the following: 1. The Planning Commission will meet on February 9, 2021; 2. Discussed Cedar Ridge subdivision; 3. There was no update on the Harts v Knox County case. The matter needs to go to the Planning Commission and guidance from County Attorney Thomas will be needed; 4. If an individual wants to make changes to the regulations, there would be a \$500 fee and an application process to the Planning Commission and back to the Board of Supervisors; 5. Motion by Supr. O'Connor, seconded by Supr. Schlote to place on file the December 2020 Zoning Permits Report. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Deputy County Attorney Holecek updated the Board on the Diversion Program. Knox County has utilized a diversion program in the past but now will be charging a \$75 fee. The Program is for first time juvenile offenders where they will work with schools and others, they will have to pay the fee and restitution, and it is similar to probation before probation so the offense will not be put on the juvenile's record. A new fund needs to be created in the 2020/2021 Knox County Budget to allow for the Diversion fees and expenditures. Motion by Supr. Schlote, seconded by Supr. Miller to adopt **Resolution #2021 - 02** setting a public hearing on February 11, 2021 for the amending of the 2020/2021 Knox County Budget to show the creation of the Diversion Program Fund. By roll call vote. Ayes all Districts. Nays none. Motion carried.

RESOLUTION #2021 - 02

WHEREAS, the Knox County Board of Supervisors adopted the 2020/2021 Knox County Budget on September 10, 2020 at a public hearing, and

WHEREAS, the Knox County Board of Supervisors set the 2020 Final Tax Request at a special public hearing on September 10, 2020, and

WHEREAS, the County Attorney's Office is implementing a Diversion Program that will be offered to first time juvenile offenders who receive certain criminal charges or citations, and

WHEREAS, the purpose of the program is to keep low risk juvenile offenders out of the Criminal Justice System, and

WHEREAS, the County has provided these services prior and will now create a fund to offset costs of the program with an estimated revenue of \$3,000 for the remainder of the 2020/2021 fiscal year, and

WHEREAS, the 2020/2021 Knox County Budget needs to be amended to reflect the new fund's revenue and expenditures, and

WHEREAS, the 2020 tax rate will not change with the addition of the new program as the only revenue to the program will be the diversion fees and no taxes are needed, and

THEREFORE, BE IT RESOLVED, the Knox County Board of Supervisors directs the Knox County Clerk to create a new fund in the 2020/2021 Knox County budget to be called the DIVERSION PROGRAM FUND with the fund number of 2355 and department number of 652, that all Diversion fees received be remitted to the Knox County Treasurer to be deposited into the DIVERSION PROGRAM FUND, that all purchases and expenditures be made through the claims process, and that the 2020/2021 Knox County Budget that was adopted on September 10, 2020 be amended as per Nebraska Revised Statute §13-511 to show the creation of the DIVERSION PROGRAM FUND noting that the 2020 Knox County tax rate will remain at 0.162297.

FURTHER, BE IT RESOLVED that a public hearing be held on Thursday, February 11, 2021 for amending the 2020/2021 Knox County Budget to reflect the newly created Diversion Program Fund.

Dated this 28th day of January 2021.

COUNTY BOARD OF SUPERVISORS
KNOX COUNTY, NEBRASKA

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

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

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

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

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

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

ATTEST: (Seal)
Joann M. Fischer /s/
Knox County Clerk

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

Sheriff Henery updated the Board on the extended area that the Creighton EMS will be handling. The Creighton Fire District boundary has not changed but the Creighton EMS boundary will extend three miles south of the current boundary in Antelope County.

Chairman Mackeprang opened at 11:02 a.m. an advertised public hearing for the consideration of a reuse loan application of Camp Missouri, LLC for the purchase of CJ's at the Lake bar/restaurant at 54882 897 RD, Crofton, and a 53-pad campground. NENEDD Loan Specialist Jeff Christensen and Camp Missouri LLC members Tony and Amy Hoffman updated the Board on the loan application and another lender participating in the project. The Hoffmans currently lease the bar/restaurant. Supr. O'Connor commended the Hoffmans for creating a good atmosphere in the business and managing the business well. Chairman Mackeprang closed the public hearing at 11:08 a.m. Motion by Supr. O'Connor, seconded by Supr. Sokol, Jr. to approve waiving the loan processing fee, to approve \$200,000 Knox County CDBG funds to Camp Missouri LLC for the purchase of CJ's at the Lake bar/restaurant and a 53-pad campground, with the loan to be a 20-year term with a fixed rate of interest. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. O'Connor, seconded by Supr. Liska 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 \$646,612.55 are listed at the end of these proceedings.

Clerk of District Court Fischer updated the Board on LB 102 that was introduced in the State Legislature where the office of the Clerk of District Court could be transferred to the State if the office becomes vacant or an incumbent clerk does not file for reelection. The bill also would do away with ex-officio Clerks of District Court as the State would take over the offices there. The County would still be required to pay the office operational expenses. Discussion was held on the number of Civil cases that increased by 30 cases last year, the minimal cost savings to counties over a five-year period, how years ago the State wanted to take over operations of Assessor's Offices but have now handed them back to the Counties because of the added costs to the State, and the cuts made to the current Clerk of District Court budget for the 2020/2021 fiscal year. The Board will submit a letter of opposition to LB 102 so as not to lose local control.

Emergency Manager Hintz updated the Board on the following: 1. COVID-19 vaccination program and the scanning of new variant strains of COVID-19; 2. Information regarding aging dams.

Nick Antrobus and Jared Smith presented information on Colonial Life Insurance. Consensus of the Board was to allow Mr. Antrobus and Mr. Smith to present the information to the employees. The insurance would not be a County benefit but would be sponsored by the County as a payroll-deduction.

Chairman Mackeprang moves the Board recess at 12:03 p.m. for lunch.

The Knox County Board of Supervisors reconvened at 12:41 p.m. with all members present.

There was no public comment on agenda items nor on non-agenda items.

The Board made a quarterly visit to the Knox County Jail as per Nebraska Revised Statute §47-109.

Motion by Supr. Sokol, Jr., seconded by Supr. O'Connor to go into executive session at 12:57 p.m. for Road employee job evaluations. By roll call vote. Ayes all Districts. Nays none. Motion carried. Chairman Mackeprang

reiterated that the executive session will be held for Road employee job evaluations. The Board came out of executive session at 4:19 p.m.

Motion by Supr. Liska, seconded by Supr. Miller to close at 4:19 p.m. the executive session held for Road employee job evaluations. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Sokol, Jr., seconded by Supr. Schlote to place on file the Receipts Revenue Listing for January 14 through January 27, 2021. By roll call vote. Ayes all Districts. Nays none. Motion carried.

GENERAL FUND. Bear Graphics Inc., recording paper, 731.70; Blue 360 Media, law books, 162.75; CenturyLink, long distance, 79.49; Classic Carpet Care, mop/towel rent, 39.50; CNA Surety, notary bond, 40.00; Crofton Journal/Niobrara Tribune, publishing, 483.83; DAS State Accounting-Central Finance, backup/radios, 275.88; Eakes Office Solutions, copier agreement/office supplies, 276.34; F&M State Bank, safe deposit box rent, 30.00; First National Bank Omaha, gas/supplies/hot spot/postage, 2,717.60; Kayton International Inc., skid loader rent, 1,500.00; Knox County Sheriff, paper fees, 36.00; Knox County Treasurer, transfer to road, 133,069.47; MIPS, forms/shipping, 287.82; Missouri Sedimentation Action Coalition, membership/phase 2, 2,900.00; Nebraska Secretary of State Business Services Division, notary renewal, 30.00; Pitzer Digital, publishing, 80.00; Quality Printing, personal property postcards, 268.57; Quill Corporation, office supplies, 482.20; Samantha Holecek, reimburse dues, 278.00; Security Shredding Services, shredding, 70.00; Verdigre Eagle, publishing, 179.69; Verdigre Farm Service, gas, 13.01.

ROAD FUND. Axles & Gears Inc. dba C & H Truck Parts, repairs, 187.96; Black Hills Energy, heating fuel, 217.67; Cedar Knox PPD, electricity, 253.60; C-Mart LLC, gas, 117.23; D & L Tire LLC, tire/tire repair, 1,281.25; Gutter Monkeys LLC, gutters, 1,711.86; Herbert Feed & Grain Co., diesel, 2,016.20; Kimball Midwest, shop supplies, 145.75; KV Electric, wire shed, 5,700.00; Murphy Tractor Equipment Co. Inc., motor grader, 275,500.00; Nebraska Public Power District, electricity, 180.41; K & S Door Co. Inc., dba Overhead Door CO of Norfolk, door repair, 156.00; Pomp's Tire Service Inc., tires, 8,352.00; Russ Crosley, garbage, 46.00; Shawn Jordan, corn damage, 1,367.15; Village of Wausa, water/sewer/garbage, 153.80; Walton Electronics, cb/antenna, 69.90.

CHILD SUPPORT FUND. CenturyLink, long distance, 4.97; Quill Corporation, office supplies, 107.93.

VISITOR'S IMPROVEMENT FUND. First National Bank Omaha, kiosk internet, 217.30.

ECONOMIC DEVELOPMENT FUND. NED INC., loan, 200,000.00; NENEDD, admin fees, 818.73.

C&C DEVELOPMENT FUND. CenturyLink, long distance, 4.97; First National Bank Omaha, promo/kcda meals/subscriptions, 55.97.

INHERITANCE FUND. Ewalt Law Office, court appointed attorney, 937.00; Fitzgerald, Vetter, Temple, Bartell & Henderson, court appointed attorney, 2,299.67.

911 EMERGENCY FUND. CenturyLink, phone, 55.42; First National Bank Omaha, ink, 29.66; Three River Telco, phone, 28.78.

911 WIRELESS SERVICE FUND. CenturyLink, phone, 370.89; Three River Telco, phone, 192.63.

TOTALS	
General Fund	144,031.85
Road Fund	297,456.78
Child Support Fund	112.90
Visitor's Improvement Fund	217.30
Economic Development Fund	200,818.73
C&C Development Fund	60.94
Inheritance Fund	3,236.67
911 Emergency Fund	113.86
911 Wireless Service Fund	<u>563.52</u>
Total	<u>\$646,612.55</u>

Chairman Mackeprang adjourned the Knox County Board of Supervisors at 4:22 p.m. on January 28, 2021 until Thursday, February 11, 2021 at 9:30 a.m. for a regular meeting.

I, Joann M. Fischer, 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

Joann M. Fischer, Knox County Clerk

By _____
Kevin D. Mackeprang, Chairman
