

PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska
March 25, 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 March 25, 2021 at 9:30 a.m. Present were, Supervisors 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 Supervisor Martin J. O'Connor District #1. Chairman Mackeprang presiding.

Supr. Borgmann 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 March 11, 2021 meeting were read and approved by Chairman Mackeprang with the correction that the gravel bid opening will be on March 25, 2021.

Correspondence reviewed was: 1. Letter from Jim and Jeannie Mackey informing the Board that the Mackeys will be closing the Hideout Bar & Grill on April 30, 2021 and the jail food contract will be terminated beginning May 1, 2021.

Motion by Supr. Borgmann, seconded by Supr. Liska that all claims, except Claim #21030194 payable to Wm. Krotter Co., audited and approved for payment by the Claims Committee, be allowed subject to delinquent personal taxes. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

Motion by Supr. Liska, seconded by Supr. Borgmann that Claim #21030194 payable to Wm. Krotter Co., in the amount of \$45,678 written from the Road Fund, audited by the Claims Committee, be allowed subject to delinquent personal taxes. By roll call vote. Ayes Districts #2, #3, #4, #5 and #7. Nays none. Abstain District #6. Absent District #1. Motion carried.

Claims totaling \$239,727.79 are listed at the end of these proceedings.

Chairman Mackeprang moves the Board recess at 10:10 a.m. for Board of Equalization.

The Knox County Board of Supervisors reconvened at 10:18 a.m. with all members present except for Supervisor O'Connor District #1.

Hwy. Supt. Barta met with the Board on the following: 1. Discussion was held on selling the pull type broom.

Chairman Mackeprang opened the advertised gravel bid opening at 10:30 a.m. Knox County reserves the right to reject any and all bids and further reserves the right to accept any bid that best serves the County's needs. Bids received were as follows: FOR BOTH COUNTY ROAD AND CO./TWP. ALLOCATION GRAVEL: **Spud Construction Inc.-Sand & Gravel LLC, Clearwater NE** – County haul gravel (pit price/per yard), Ewing Pit – Road Gravel \$12.49; Wash Sand Road Gravel \$14.78; **Emme Sand & Gravel Inc., O'Neill NE** – County haul gravel (pit price per cubic yard) – State Spec (Class A) \$12.80; Armor Coat \$13.45; Gravel per yard/delivered price – ALL STATE SPEC (CLASS A) West Raymond Twp., \$23.95; Washington Twp., \$20.25; **Bazile Aggregate LLC, Plainview NE** – County haul gravel (pit price/per cubic yard) – State Spec (Class A) Road gravel, \$15.40; Mud Rock, \$16.45; **Mitteis Gravel, Orchard NE** – County haul gravel (pit price/per yard), State Spec (Class A) \$10, Armor Coat \$10.00; **Willow Creek Sand & Gravel, Orchard NE** – County haul gravel (pit price/per yard) – State Spec (Class A) \$12.50; Bank Run \$8.00; Armor Coat \$12.50; Gravel per yard/delivered price for State Spec. (Class A): Addison Twp., \$17.25; Central Twp., \$16.00; Cleveland Twp., \$17.50; Columbia Twp., \$17.50; Creighton Twp., \$17.25; Dolphin Twp., \$17.50 Dowling Twp., \$17.75; Eastern Twp., \$18.50; Frankfort Twp., \$20.00; Harrison Twp., \$15.00; Herrick Twp., \$19.00; Hill Twp., \$17.50; Lincoln Twp., \$18.50; Miller Twp., \$17.50; Morton Twp., \$16.75; Niobrara Twp., \$17.00; North Frankfort Twp., \$22.00; Peoria Twp., \$16.25; Spade Twp., \$17.50; Sparta Twp., \$17.75; Union Twp., \$17.00; Valley Twp., \$17.00; Verdigre Twp., \$17.00; **Cedar Beef LLC, Hartington NE** – Gravel/rock per yard/delivered price: Addison Twp. – Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Central Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52, 3/4" Crushed Rock \$31.97; Cleveland Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52, 3/4" Crushed Rock \$31.97; Columbia Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52, 3/4" Crushed Rock \$31.97; Creighton Twp. - Class A Crushed Gravel \$22.05, 1.5" Crushed Rock \$31.60, 3/4" Crushed Rock \$33.05; Dolphin Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Dowling Twp. - Class A Crushed Gravel \$17.73, 1.5" Crushed Rock \$27.28; 3/4" Crushed Rock \$28.73; Eastern Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Frankfort Twp. - Class A Crushed Gravel \$17.73, 1.5" Crushed Rock \$27.28; 3/4" Crushed Rock \$28.73; Harrison Twp. - Class A Crushed Gravel \$17.73, 1.5" Crushed Rock \$27.28; 3/4" Crushed Rock \$28.73; Herrick Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Hill Twp. - Class A Crushed Gravel \$19.89, 1.5" Crushed Rock \$29.44; 3/4" Crushed Rock \$30.89; Jefferson Twp. - Class A Crushed Gravel \$19.89, 1.5" Crushed Rock \$29.44; 3/4" Crushed Rock \$30.89; Lincoln Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Logan Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52; 3/4" Crushed Rock \$31.97; Miller Twp. - Class A Crushed Gravel \$19.89, 1.5" Crushed Rock

\$29.44; 3/4" Crushed Rock \$30.89; Morton Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Niobrara Twp. - Class A Crushed Gravel \$15.57, 1.5" Crushed Rock \$25.12; 3/4" Crushed Rock \$26.57; North Frankfort Twp. - Class A Crushed Gravel \$16.65, 1.5" Crushed Rock \$26.20; 3/4" Crushed Rock \$27.65; Peoria Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; East Raymond Twp. - Class A Crushed Gravel \$17.73, 1.5" Crushed Rock \$27.28; 3/4" Crushed Rock \$28.73; West Raymond Twp. - Class A Crushed Gravel \$19.89, 1.5" Crushed Rock \$29.44; 3/4" Crushed Rock \$30.89; Spade Twp. - Class A Crushed Gravel \$16.65, 1.5" Crushed Rock \$26.20; 3/4" Crushed Rock \$27.65; Sparta Twp. - Class A Crushed Gravel \$16.65, 1.5" Crushed Rock \$26.20; 3/4" Crushed Rock \$27.65; Union Twp. - Class A Crushed Gravel \$16.65, 1.5" Crushed Rock \$26.20; 3/4" Crushed Rock \$27.65; Valley Twp. - Class A Crushed Gravel \$18.81, 1.5" Crushed Rock \$28.36; 3/4" Crushed Rock \$27.65; Verdigre Twp. - Class A Crushed Gravel \$17.73, 1.5" Crushed Rock \$27.28; 3/4" Crushed Rock \$28.73; Walnut Grove Twp. - Class A Crushed Gravel \$23.14, 1.5" Crushed Rock \$32.69; 3/4" Crushed Rock \$34.14; Washington Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52, 3/4" Crushed Rock \$31.97; Western Twp. - Class A Crushed Gravel \$20.97, 1.5" Crushed Rock \$30.52, 3/4" Crushed Rock \$31.97; **Vakoc Excavating LLC, Verdigre NE** – County haul gravel (pit price/per yard), State Spec (Class A) \$12.75; Bank Run \$8.00; Armor Coat \$12.75; Grave per yard/delivered price – ALL STATE SPEC (CLASS A) – Bohemia Twp., \$15.00; Central Twp., \$19.00; Cleveland Twp., \$20.00; Columbia Twp., \$21.00; Creighton Twp., \$16.50; Harrison Twp., \$18.75; Hill Twp., \$20.00; Jefferson Twp., \$16.00; Lincoln Twp., \$21.00; Logan Twp., \$16.75; Miller Twp., \$16.75; Morton Twp., \$19.00; Niobrara Twp., \$17.00; Peoria Twp., \$18.00; East Raymond Twp., \$18.75; West Raymond Twp., \$18.75; Spade Twp., \$18.00; Washington Twp., \$18.00; Western Twp., \$18.00; **Backus Sand & Gravel, McLean NE** – County haul gravel (pit price/per yard), State Spec (Class A) \$16.00; Bank Run \$7.00.

After a discussion, motion by Supr. Liska, seconded by Supr. Schlote to accept all gravel/material bids as submitted and the bids will be reviewed again in July due to projected increased fuel costs. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

A bid was received in the Highway Superintendent's Office mail on March 24, 2021 from Sinclair Sand & Gravel, Inc., Spencer NE, however the bid was not brought to the Board meeting in time for the bid opening. The bid was in the possession of the County before the bid opening of 10:30 a.m. on March 25, 2021. The bid was: **Sinclair Sand & Gravel, Inc., Spencer NE** – County haul gravel (pit price/per year), Specialty Product, granular clay fines \$9.75; 1" crushed gravel \$14.75; 1.5" bar screened gravel \$13.75; 1.5" conveyor screened gravel \$15.75; Fill Dirt \$6.75; Gravel per yard/delivered price: Specialty Product – East Raymond Twp., \$25.00; West Raymond Twp., \$20.00; Western Twp., \$25.00.

Hwy. Supt. Barta continued with the following: 2. Discussion was held on fracture critical bridge inspections. The State is no longer conducting the inspections. Quotes received for conducting the inspections were: **Mainelli Wagner & Associates, Lincoln NE** – \$680 each for eight transfer joist bridges and \$1,740 each for seventeen bridges for a total of \$41,980; **Speece-Lewis Engineers, Inc., Lincoln NE** – \$1,330 each for twenty-nine bridges for a total of \$38,570 with the inspections to be done every two years. Motion by Supr. Sokol, Jr., seconded by Supr. Borgmann to accept the quote from **Speece-Lewis Engineers, Inc., Lincoln NE** for the inspection of the twenty-nine open fracture critical bridges at \$1,330 each for a total of \$38,570 with the cost to be built into the 2021/2022 budget. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried; 3. Update on the Verdigre North Federal Aid Bridge Project; 4. Fiber optic will be put in the Wausa area; 5. Discussed was the County road west of Miller's cement plant. Due to the recent rain and the number of Miller Feedlot feed trucks driving on the road, the road was in bad condition so crushed concrete was put on the road. Mark Miller said he would donate to the County gravel from his concrete plant to put on the road after it is graded; 6. Radar speed signs were placed along the Bloomfield North county oil road on each end of Miller's Feedlot; 7. County Shed inspections will be held on Thursday, April 1; 8. Routine bridge inspections of 237 bridges over a two-year period are conducted by Hwy. Supt. Barta. Hwy. Supt. Barta requested compensation in addition to his regular wage for conducting the routine bridge inspections. The matter will be further discussed at another meeting. 9. Motion by Supr. Sokol, Jr., seconded by Supr. Borgmann to go into executive session at 11:28 a.m. so as to protect the reputation of an individual when discussing personnel. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried. Chairman Mackeprang reiterated the executive session be held so as to protect the reputation of an individual when discussing personnel. The Board came out of executive session at 11:44 a.m.

Motion by Supr. Liska, seconded by Supr. Miller to close at 11:44 a.m. the executive session held on personnel. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

The partnership with National Association of Counties and the Nebraska Association of County Officials provided a U.S. flag retirement box to each county in Nebraska. Discussion was held with Veteran Service Officer Jones on placing the box in the Courthouse foyer where the public can place their retired U.S. flags. The retired U.S. flags collected will be kept in the storage building until a time where they can properly be disposed of during a flag ceremony conducted by the veteran service posts in the County. County Clerk Fischer will draft a press release.

Zoning Administrator Doerr met with the Board on the following: 1. Motion by Supr. Schlote, seconded by Supr. Miller to approve Administrative Plat #P0172 Timothy Suhr Estate for a boundary adjustment of 10.11 acres in the NW1/4NE1/4NW1/4 of Section 2, T29N, R2W of the 6th P.M., Knox County, Nebraska. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried; 2. Motion by Supr. Borgmann, seconded by Supr. Sokol, Jr. to place on file the February 9, 2021 Planning Commission meeting minutes. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried; 3. A person is needed to replace Kelly Kumm on the Board of Adjustments; 4. Discussed road layers on the gWorks program.

Emergency Manager Hintz updated the Board on internet connection changes at the Lindy tower and possible radio costs, the Gavin's Point Project Interagency call, and helping the Health Department with County vaccination clinics.

Motion by Supr. Miller, seconded by Supr. Schlote to place on file the Receipts Revenue List from March 11 through March 24, 2021. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

Motion by Supr. Sokol, Jr., seconded by Supr. Liska to place on file the Clerk of District Court February Fee Report. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried;

Motion by Supr. Miller, seconded by Supr. Borgmann to approve the addition of Deputy County Clerk Rhonda Surface to the signature card of the County of Knox Business Super NOW bank account (Imprest Account - Knox County Clerk's Account) with Farmers & Merchants State Bank. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

Motion by Supr. Borgmann, seconded by Supr. Schlote to appoint Chairman Kevin Mackeprang to the Northeast Nebraska RC&D Board to serve along with Supr. Sokol, Jr. as representatives on behalf of the Knox County Board of Supervisors. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

Motion by Supr. Borgmann, seconded by Supr. Liska to adopt **Resolution #2021 - 06** creating and establishing the COVID American Rescue Plan Fund as per the direction of the Nebraska State Auditor's office because of legislation signed into law by President Biden where every county in the United States will receive direct aid noting that Knox County is slated for an estimated allocation of \$1,615,940. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

RESOLUTION #2021 - 06

WHEREAS, on March 10, the United States Congress passed the American Rescue Plan Act, and

WHEREAS, part of this Act includes State and Local Coronavirus Fiscal Recovery Funds legislation, which specifically allocates \$65.1 billion in direct aid to every county in America, and

WHEREAS, President Biden signed this legislation into law on March 11, 2021, and

WHEREAS, the National Association of Counties (NACo) was instrumental in making sure that counties were provided for in this legislation, and

WHEREAS, the United States Treasury will make the counties' allocation in two halves with the first half to be within 60 days of the President's signature with the second half no sooner than 12 months after, and

WHEREAS, guidelines for the use of these funds will become known in the near future by the Federal Government, and

WHEREAS, the total estimated allocation (includes consolidated funds) to Knox County is \$1,615,940, and

WHEREAS, the Knox County Board of Supervisors has been advised by the Nebraska State Auditor's office to establish the COVID American Rescue Plan Fund, and

THEREFORE BE IT HEREBY RESOLVED, by the Knox County Board of Supervisors to direct the County Treasurer to establish the new fund of the COVID American Rescue Plan Fund and to direct the County Clerk to add the newly created COVID American Rescue Plan Fund in the Knox County 2021/2022 Budget.

Dated this 25th day of March 2021.

COUNTY BOARD OF SUPERVISORS
KNOX COUNTY, NEBRASKA

Absent

Marty O'Connor, District #1

Patrick J. Liska /s/

Patrick Liska, District #2

Virgil H. Miller /s/

Virgil Miller, District #3

James Sokol, Jr. /s/

James Sokol, Jr., District #4

Kevin Mackeprang /s/

Kevin Mackeprang, District #5

Danny Schlote /s/

Danny Schlote, District #6

ATTEST: (Seal)
Joann M. Fischer /s/

Knox County Clerk

James J. Borgmann /s/

Jim Borgmann, District #7

Motion by Supr. Sokol, Jr., seconded by Supr. Miller to approve the Special Designated License Local Recommendation Form 200 for Diane Fehringer dba Bottoms Up for a special liquor license for an event on April 17, 2021

at The Barn at God's Country. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays none. Absent was District #1. Motion carried.

There was no public comment on agenda items.

Public comment on non-agenda items was given by Sheriff Henery who said he will be contacting the other people who bid for the prisoner food contract to see if they would be interested in providing the prisoner meals. The Hideout Bar and Grill who currently have the prisoner food contact will be closing April 30. Also discussed was setting up a kitchenette in the Courthouse to make the prisoner meals.

Public comment on non-agenda items was held on the 30 by 30 program that was adopted by the Biden Administration through Executive Order 14008, "Tackling the Climate Crisis at Home and Abroad" (86 Fed. Reg. 7,619) where the plan is to put 30% of the land and water in the U.S. under permanent protection by 2030. More research will be made.

Deputy County Attorney Holecek updated the Board on the interview process to fill the office clerk position in the County Attorney's Office.

GENERAL FUND. Armscor Cartridge Inc., ammo, 1,454.85; Blue 360 Media, law books, 162.75; Bomgaars, supplies, 71.72; CenturyLink, long distance, 93.98; Classic Carpet Care, mop/towel rent, 60.75; CMart LLC, gas, 20.14; Crofton Journal/Niobrara Tribune, publishing, 725.94; Dean Wilken, meeting/mileage, 46.84; Denise Burman, gojo dispensers, 74.00; Dollar General, supplies, 41.50; Doug DeShazer, meeting/mileage, 58.60; Fire Protection Services LLC, alarm inspection/batteries, 650.00; First National Bank Omaha, gas/supplies/hot spot/postage, 2,847.93; Greg Kuhlman, meeting/mileage, 51.88; Hagge Glass, repair door, 85.00; Jack's Uniforms & Equipment, badges/vests, 121.47; Jim Kotrous, meeting/mileage, 42.92; Keith Nielsen, meeting/mileage, 40.12; Knox County Treasurer, transfer to road, 133,069.47; Monica McManigal, mileage, 73.92; NACT, registration, 100.00; Neil Clausen, meeting/mileage, 56.36; Netcom Inc., radio repair, 1,022.00; Pengad Inc., supplies, 20.11; Physicians Laboratory P.C., autopsy, 347.00; Pitzer Digital, publishing, 20.91; Quill Corporation, office supplies, 1,041.11; Robert Larsen, meeting/mileage, 35.08; Robert Ganz, meeting/mileage, 37.32; Security Shredding Services inc., shredding, 87.50; Top Quality Glove, gloves, 173.60.

ROAD FUND. Avera Creighton Hospital, drug test, 80.00; Avera Medical Group, drug test, 50.00; B's Enterprises Inc., signs/patch material/blades, 7,767.60; Bazile Creek Power Sports, brush cutter, 620.00; Black Hills Energy, heating fuel, 416.70; Bomgaars, shop supplies/mailbox/ice melt/repairs/grease, 833.06; Cedar Knox PPD, electricity, 280.13; CHS Wausa, gas, 1,136.15; CHS, propane, 760.87; C-Mart LLC, gas, 129.54; Creighton 59 LLC, gas, 291.93; Crofton Journal/Niobrara Tribune, publishing, 27.89; Downtown Sharp Shop, repairs, 15.00; First National Bank Omaha, phone upgrade/eye was station, 199.12; Herbert Feed & Grain Co., diesel, 2,393.65; Kimball Midwest, shop supplies, 358.88; Mainelli Wagner & Associates Inc., engineer fees, 4,560.00; Medical Enterprises Inc., drug test, 40.00; Nebraska Public Power District, electricity, 199.89; MNC Inc., repairs, 317.56; Russ Crosley, garbage, 46.00; Village of Wausa, crushed concrete, 1,500.00; Wausa Medical Clinic, drug test, 60.00; Wm. Krotter Co., pickup, 45,678.00.

FLOWAGE EASEMENT ROAD FUND. Mainelli Wagner & Associates Inc., engineer fees, 19,702.22.

CHILD SUPPORT FUND. CenturyLink, long distance, 5.88.

ECONOMIC DEVELOPMENT FUND. NENEDD, admin fees, 1,326.95.

C&C DEVELOPMENT FUND. CenturyLink, long distance, 5.88.

INHERITANCE FUND. Doerr & Klein P.C., court appointed attorney, 4,355.27; Fitzgerald, Vetter, Temple, Bartell & Henderson, court appointed attorney, 551.20; Mainelli Wagner & Associates Inc., engineer fees, 2,857.34.

911 EMERGENCY FUND. CenturyLink, phone, 55.42.

911 WIRELESS SERVICE FUND. CenturyLink, phone, 370.89.

TOTALS

General Fund	142,734.77
Road Fund	67,761.97
Flowage Easement Road Fund	19,702.22
Child Support Fund	5.88
Economic Development Fund	1,326.95
C&C Development Fund	5.88
Inheritance Fund	7,763.81
911 Emergency Fund	55.42
911 Wireless Service Fund	370.89
Total	\$239,727.79

Chairman Mackeprang adjourned the Knox County Board of Supervisors at 12:30 p.m. on March 25, 2021 until Thursday, April 8, 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
