

PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska
October 27, 2022
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 Thursday, October 27, 2022 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.

Supr. Liska 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 Crofton Journal 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 October 13, 2022 meeting were read and approved by Chairman Mackeprang.

Motion by Supr. O'Connor, seconded by Supr. Sokol, Jr., that all claims except Claim #22100167, 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.

Motion by Supr. Liska, seconded by Supr. Schlote, that Claim #22100167 payable to Mariner Lane Sales & Service in the amount of \$500, 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. Abstain District #1. Motion carried.

Claims totaling \$671,905.44 are listed at the end of these proceedings.

Motion by Supr. O'Connor, seconded by Supr. Borgmann to cancel Check #22090151 payable to the Douglas County Assessor/Register of Deeds in the amount of \$385.00. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Chairman Mackeprang moves the Board recess for Board of Equalization at 9:59 a.m.

The Knox County Board of Supervisors reconvened at 10:21 a.m. with all members present.

Hwy. Supt. Barta met with the Board on the following: 1. Oil Crew update; 2. Bridge Crew update; 3. Update on bridge projects

At 10:30 a.m., Chairman Mackeprang opened a public hearing for the vacation and abandonment of three portions of Cottonwood Drive in the Lazy River Acres Subdivision.

Motion by Supr. Sokol, Jr., seconded by Supr. Miller to approve **Resolution #2022 - 41**, due to the failure of Bohemia Township to petition against vacating and abandoning a portion of 521 Avenue described in the following Resolution and the Knox County Board of Supervisors directs the Knox County Highway Superintendent to enter the Resolution in the County Road Plat Records and the same be recorded in the Knox County Register of Deeds' Office. By roll call vote. Ayes all Districts. Nays none. Absent was none. Motion carried.

RESOLUTION #2022 – 41

A RESOLUTION TO VACATE AND ABANDON:

Approximately the North 1,550 feet of 521 Avenue between the E1/2NW1/4 and the W1/2NW1/4 from the North Quarter Corner and the driveway of current owner Terry and Geri Swett in Section 11, T31N, R7W of the 6th P.M., Knox County, Nebraska

TO PROVIDE FOR VESTING OF THE TITLE THEREOF, TO PROVIDE FOR AN EFFECTIVE DATE.

BE IT THEREFORE RESOLVED BY THE KNOX COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF KNOX, NEBRASKA:

Section 1. VACATION AND ABANDONMENT OF: Approximately the North 1,550 feet of 521 Avenue between the E1/2NW1/4 and the W1/2NW1/4 from the North Quarter Corner and the driveway of current owner Terry and Geri Swett in Section 11, T31N, R7W of the 6th P.M., Knox County, Nebraska, and that no damage will be sustained by the citizens of said County or the owners of property, therein, which matter has been ascertained by the Board of Supervisors.

Section 2. VESTING OF TITLE: That all title to said vacation and abandonment shall revert to the owners of the abutting real estate, one-half on each side thereof, and become part of such property, as provided by law.

Section 3. WHEN OPERATIVE: The Resolution shall take effect and be in full force from and after its passage, approval, and publication or posting as required by law.

ADOPTED AND PASSED by the Board of Supervisors of the County of Knox, Nebraska this 27th day of October 2022.

ATTEST: (Seal)

COUNTY BOARD OF SUPERVISORS
OF KNOX COUNTY, NEBRASKA

Joann M. Fischer /s/
Knox County Clerk

By: Kevin D. Mackeprang /s/
Chairman

Motion by Supr. Borgmann, seconded by Supr. Schlote to go into executive session at 10:34 a.m. to protect the reputation of an individual when discussing personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried. Chairman Mackeprang reiterated that the executive session was being held to protect the reputation of an individual when discussing personnel. The Board came out of executive session at 10:54 a.m.

Motion by Supr. Liska, seconded by Supr. Sokol, Jr. to close at 10:54 a.m. the executive session held on personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Schlote, seconded by Supr. Liska to place on file the Receipts Revenue List of October 12 – 24, 2022. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Sokol, Jr., seconded by Supr. Miller to change the minimum dollar amount of items to be placed on the office inventories from \$100 to \$1,000. By roll call vote. Ayes all Districts. Nays none. Motion carried.

The County owns a storage building across the street from the Knox County Courthouse and plans to tear down the building and replace it with a building that will have more garage space and less storage space. To gain more access to drive the County vehicles into the area from the alley, additional footage was needed. The Board and Brad Charrlin with Floor Fashions, Inc. who owns the Red Door Grill reached an agreement where Floor Fashions, Inc. would sell a strip adjacent to the County's property for \$2,000, and, in turn the County will deed over a very small area that was found to be within the fenced area of Mr. Charrlin's property as well as a small area so as to square the area to be fenced by Mr. Charrlin. Motion by Supr. Sokol, Jr., seconded by Supr. Borgmann to approve the purchase of the North 15 feet of Lot 8, Block 10, LESS the East 40 feet thereof, Original Town of Center, Knox Nebraska from Floor Fashions, Inc. for \$2,000 and the County of Knox will deed the West 4 feet of the East 40 feet of Lot 8, Block 10, LESS the South 10 feet and LESS the North 15 feet thereof, Original Town of Center, Knox County, Nebraska to Floor Fashions, Inc. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. O'Connor, seconded by Supr. Miller to adopt **Resolution #2022 – 42** for Conditional Use Permit #CU0051 that was approved at the October 13, 2022 meeting for John D. Troyer and Susan J. Troyer for the establishment of a private use cemetery for members of the Amish community who move to or live in Knox County. By roll call vote. Ayes all Districts. Nays none. Motion carried.

RESOLUTION #2022 - 42

WHEREAS, John D. Troyer and Susan J. Troyer applied for Conditional Use Permit #CU0051 to establish a private Amish family cemetery on a tract 60 feet east and west and 110 feet north and south located on the Southwest Quarter (SW1/4) of the Northeast Quarter (NE1/4) of the Northwest Quarter (NW1/4) of Section Twelve (12), Township Thirty North, Range Eight West of the 6th P.M., Knox County, Nebraska, and

WHEREAS, the Knox County Planning Commission gave public notice and held a public hearing on September 13, 2022, and

WHEREAS, the cemetery is for private use only of members of the Amish community who move to or live in Knox County, Nebraska, and

WHEREAS, the plat of the cemetery is attached, and

WHEREAS, the Knox County Planning Commission has found that the application complies with the Knox County Zoning Regulations, and hereby made a recommendation to approve the permit:

THEREFORE BE IT RESOLVED BY THE KNOX COUNTY BOARD OF SUPERVISORS, THAT THE JOHN D. TROYER AND SUSAN J. TROYER CONDITIONAL USE PERMIT #CU0051 WAS APPROVED AT THE OCTOBER 13, 2022 MEETING OF THE KNOX COUNTY BOARD OF SUPERVISORS.

Dated this 27th day of October, 2022.

COUNTY BOARD OF SUPERVISORS
KNOX COUNTY, NEBRASKA

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

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)

James J. Borgmann /s/

Discussion was held on the request from Frankfort Township to vacate a portion of Platted Road #732. Comments were given by Terry Heimes, Travis Barney, Melvin Jansen and Delbert Jansen, discussion was held on options, fencing, and access. Motion by Supr. Sokol, Jr., seconded by Supr. Schlote to adopt **Resolution #2022 – 43** directing Highway Superintendent Barta to conduct a study for the vacation and abandonment of 0.8-mile portion of Platted Road #732 in the S1/2N1/2NW1/4 & S1/2NW1/4NW1/4 of Sec. 19, T33N, R2W. By roll call vote. Ayes Districts #2, #3, #4, #5, #6 and #7. Nays District #1. Motion carried.

RESOLUTION #2022 - 43

WHEREAS the Frankfort Township Board has requested to vacate and abandon a portion of Platted Road #732 as follows:

A .8-mile portion of Platted Road #732 located in the South Half of the North Half of the Northwest Quarter (S1/2N1/2NW1/4) and the South Half of the Northwest Quarter of the Northwest Quarter (S1/2NW1/4NW1/4) of Section 19 Township 33 North, Range 2 West of the 6th P.M., Knox County, Nebraska

WHEREAS the Highway Superintendent must conduct a study of vacating and abandoning such roads, and,

NOW BE IT RESOLVED, the Knox County Board of Supervisors hereby directs Hwy. Supt. Kevin R. Barta to conduct a study of vacating and abandoning a .8-mile portion of Platted Road #732 as described above.

Passed this 27th day of October 2022.

BOARD OF SUPERVISORS
KNOX COUNTY, NEBRASKA

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

Martin J. O'Connor /s/ - voted NO _____
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/ _____
Joann M. Fischer, Knox County Clerk

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

Insurance Agent Jeff Hammer met with the Board to discuss the proposed health insurance premium for 2023 and the possibility of adding spouse coverage along with child(ren) coverage that is already available to eligible enrolled employees. Discussion ensued on how providing spouse and/or child(ren) coverage affects tax credits, renewal rates, and what portion of the spouse and/or child(ren) premiums the employee would pay through payroll deduction. Currently eligible enrolled employees pay \$650 per month for child(ren) health insurance coverage. The Board proposed the eligible enrolled employee's portion of premium cost for spouse coverage to be \$500 per month, child(ren) coverage to be \$500 per month or \$750 per month for spouse and child(ren) coverage, the County to continue providing a single health insurance policy to eligible employees with the deductible to remain at \$500. Enrolled married employees will need to complete before November 9 a waiver of adding a spouse or to complete an online health statement on the spouse's information if the employee is interested in adding the spouse to the coverage so 90 Degree Benefits can evaluate changes to the policy. Agent Hammer will return to the next meeting with more information.

Officials' updates were given by the following: 1. SLFRF Administrator Nix on an upgrade to the Boardroom with the addition of a Samsung 85-inch LED TV and hardware replacing a smaller screen television; 2. County Clerk Fischer informed the Board that NIRMA will be representing her in Case No. CI 22-3020 Rick Hill v Election Systems & Software that also lists all county election commissioners/clerks in the State of Nebraska.

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

GENERAL FUND. Amy Johnson, lodging/meal, 132.20; Big Red Mini Mart, gas, 22.31; Bomgaars, supplies, 19.20; Center Garage, tow pickup, 150.00; Centurylink, long distance, 55.67; Classic Carpet Care, mop/towel rent, 48.00; Clerk of District Court, court costs, 101.00; Country Inn & Suites, training, 237.00; Creighton 59 LLC, gas, 35.39; Crofton Journal/Niobrara Tribune, publishing, 1,248.56; DAS State Accounting-Central Finance, radios/backup, 282.88; DAS State Accounting-Central Finance, teletype, 448.00; Dollar General, jail supplies, 99.55; Eakes Office Solutions, copier agreement, 14.77; Election Systems & Software, paper/programming, 11,465.54; Fairfield Inn-Kearney, conference, 329.85; Fire Protection Services LLC, inspection, 600.00; First National Bank Omaha, gas/supplies/meals/postage, 4,192.51; Gragert's, jail food/supplies, 2,409.63; Hefner Hardware, dryer for jail, 787.99; Independent Pest Management, pest control, 425.00; JEO Consulting Group Inc., hazard mitigation, 9,305.05; John Thomas, lodging/mileage, 687.93; Johnson Electric, wiring, 522.80; Knox County Treasurer, transfer to road, 80,026.68; Loffler, copier agreement, 310.48;

Madison County Sheriff, house bell, 200.00; NACO, registrations/postcards, 5,197.58; National Sheriff's Association, membership dues, 440.00; Quill Corporation, office supplies, 207.44; RR Donnelley, gun applications/certificates, 79.96; Roger Vech Construction, wall opening; 2,417.00; UNL Eastern Nebraska Research & Extension Center, salary, 11,740.78; Verdigre Farm Service, tire repair, 30.00; Village of Center, water/sewer/garbage, 699.00.

ROAD FUND. Avera Medical Group, drug test, 38.00; Bazile Creek Power Sports, repairs, 109.47; Black Hills Energy, heating fuel, 70.06; Bloomfield Auto Parts, shop supplies, 20.22; Carlson Home & Auto Inc., shop supplies, 7.50; Cedar-Knox PPD, electricity, 87.22; CHS Wausa, diesel, 3,097.86; C-Mart LLC, gas, 123.13; Creighton 59 LLC, gas, 368.81; Crofton Journal/Niobrara Tribune, publishing, 39.00; First National Bank Omaha, office supplies, 189.77; Freeman Oil Company LLC, diesel, 2,417.32; Herbert Feed & Grain Co., diesel, 1,452.36; Hrbek Construction, equipment rental, 6,975.00; Jebro Inc., oil, 100,624.67; Kayton International Inc., equipment rental 2,500.00; Kimball Midwest, shop supplies, 218.52; Lawson Products, shop supplies, 769.62; Mariner Lane Sales & Service, detail oil pickup, 500.00; Medical Enterprises Inc., drug test, 110.00; Mitteis Gravel, armor coat grave, 8,686.34; Nebraska Public Power District, electricity, 145.93; NMC Inc., repairs, 3,039.03; People's Grocery, shop supplies, 19.30; Pump Hook and Placement, equipment rental, 801.43; Russ Crosley, garbage, 46.00; TB&K Construction inc., equipment rental, 1,380.00; Truck Center Companies, repairs, 614.32; Verdigre Farm Service, diesel/tires/supplies/tordon, 6,263.75; Vic's Service LLC, gas/repairs, 253.54; Village of Center, water/sewer, 38.00; Village of Wausa, water/sewer/garbage, 159.95; Willow Creek Sand & Gravel, gravel/haul, 34,578.04.

HIGHWAY BRIDGE BUYBACK FUND. A&R Construction, bridge contract, 306,160.84.

CHILD SUPPORT FUND. CenturyLink, long distance, 3.48 First National Bank Omaha, zoom subscription, 158.14; Hometown leasing, copier lease, 160.38; Midwest Music Center, moving state computer, 440.04; Quill Corporation, office supplies, 322.52.

VISITOR'S IMPROVEMENT FUND. First National Bank Omaha, internet, 183.90.

ROD PRES./MOD. FUND. Joann Fischer, flash drives, 105.72.

COVID ARPA FUND. Applied Connective Technologies, boardroom, 29,582.81.

ECONOMIC DEVELOPMENT FUND. NENEDD, admin fees, 99.25.

C&C DEVELOPMENT FUND. CenturyLink, long distance, 3.48; Crofton Journal/Niobrara Tribune, subscription, 40.00; First National Bank Omaha, gas/supplies/leadership, 701.22.

INHERITANCE FUND. Brogan Lamml P.C., special court appointed attorney, 1,863.54; Egley, Fullner, Montag, Morland & Easland P.C., court appointed attorney, 397.46; Floor Fashions Inc., real estate purchase, 2,000.00; NIRMA, lawsuit deductible; 2,651.75; Stratton, DeLay, Doelle, Carlson, Buettner & Stover P.C., court appointed attorney, 470.92; Strom Construction, roofing, 14,950.00.

911 EMERGENCY FUND. CenturyLink, phone, 32.01; First National Bank Omaha, class, 37.12.

911 WIRELESS SERVICE FUND. CenturyLink, phone, 368.15; First National Bank Omaha, class, 426.88.

911 WIRELESS SERVICE HOLDING FUND. OPTK Networks, regionalization, 31.92.

TOTALS

General Fund	\$134,969.75
Road Fund	175,744.16
Highway Bridge Buyback Fund	306,160.84
Child Support Fund	1,084.56
Visitor's Improvement Fund	183.90
ROD Pres./Mod. Fund	105.72
Covid ARPA Fund	29,582.81
Economic Development Fund	99.25
C&C Development Fund	744.70
Inheritance Fund	22,333.67
911 Emergency Fund	69.13
911 Wireless Service Fund	795.03
911 Wireless Service Holding Fund	31.92
Total	<u>\$671,905.44</u>

Chairman Mackeprang adjourned the Knox County Board of Supervisors at 12:21 p.m. on October 27, 2022 until Thursday, November 10, 2022 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
