

PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska
November 23, 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 Wednesday, November 23, 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. O'Connor 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 November 10, 2022 meeting were read and approved by Chairman Mackeprang with the correction that the motion to place on file the Audit report for the period ending June 30, 2022 was made by Supr. Schlote and seconded by Supr. Sokol, Jr.

Motion by Supr. O'Connor, seconded by Supr. Schlote, 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 \$243,863.41 are listed at the end of these proceedings.

Motion by Supr. Schlote, seconded by Supr. Borgmann to place on file the Receipts Revenue list from November 9 – 21, 2022. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Deputy County Attorney Jensen and the Board discussed the Purchase of Service Contract between Cedar County and Knox County for public transit services, estimated costs, Knox County to pay a portion of the maintenance costs and if payment to Cedar County should be made on a quarterly basis or on a monthly basis of payments of \$2,000 per month. The Board directed Deputy County Attorney Jensen to inform Cedar County Transit Manager Nikki Pinkelman that Knox County would pay \$2,000 per month for one year with additional amounts paid at the end of the one-year contract if needed.

Celine Mlady who was the Knox County "Spirited Citizen" on the North Central District Health Department Board resigned and Knox County needs to find another person to take that position.

Chairman Mackeprang moves the Board recess at 10:00 a.m. for Board of Equalization.

The Knox County Board of Supervisors reconvened at 10:14 a.m. with all members present.

Hwy. Supt. Barta met with the Board on the following: 1. Discussion was held on the assignment of County Sheds. The assignment will be: Crofton Shed – Supr. O'Connor; Niobrara Shed – Supr. Liska; Center Shed – District 3 Supervisor who will be David Pierce effective January 5, 2023; Verdigre Shed – Supr. Sokol, Jr.; Bloomfield Shed – Chairman Mackeprang; Wausa Shed – Supr. Schlote; and Creighton Shed – Supr. Borgmann; 2. Update on the Weigand Bridge Project.

Motion by Supr. Liska, seconded by Supr. Miller to adopt **Resolution #2022 – 46** adopting and approving the execution of a Master Agreement with the Nebraska Department of Transportation for County survey services and for the authorization for Chairman Mackeprang to sign the five-year Master Agreement that is a change of the process for Knox County to provide survey services for highway projects within the boundaries of Knox County. By roll call vote. Ayes all Districts. Nays none. Motion carried.

RESOLUITON #2022 – 46

Exhibit "A"

A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF A MASTER AGREEMENT WITH THE DEPARTMENT OF TANSPORTATION OF THE STATE OF NEBRASKA FOR COUNTY SURVEY SERVICES.

Be it resolved by the Chairperson of the Board of the County of Knox, Nebraska, that:

1. The County shall enter into a 5-year Master Agreement with the Nebraska Department of Transportation concerning a Process for County to Provide Survey Services for Highway Projects within the boundaries of Knox County.
2. The Chairperson of the Board is hereby authorized and directed to execute said agreement on behalf of the County of Knox and the County Clerk is authorized to attest said execution.
3. The resolution will be marked Exhibit "A" and a copy attached to each Original Agreement.

PASSED AND APPROVED THIS 23rd DAY OF NOVEMBER, 2022.

ATTEST: (Seal)

Motion by Supr. O'Connor, seconded by Supr. Sokol, Jr. to authorize Chairman Mackeprang to sign the Memorandum of Understanding between Madison County Attorney Joseph M. Smith and Knox County Attorney John Thomas for the designation of the Madison County Attorney's Office as the official applicant and "lead county" for the Nebraska Crime Commission's 2023-2024 Community Based juvenile Services Grant application for Madison and Knox Counties. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. O'Connor, seconded by Supr. Sokol, Jr. to cancel Check #22100142 in the amount of \$440 payable to the National Sheriffs' Association. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Committee update was given by Supr. Schlote on the NIRMA Self-Defense workshop held in October and Region IV Regional Data Outcomes for 2022.

Officials' update was given by County Clerk Fischer who presented a copy of the NACO newsletter, "The Ninety-Three", that featured a picture of the Knox County Courthouse during the Operation Green Light project.

Motion by Supr. Borgmann, seconded by Supr. Sokol, Jr. to place on file the October Zoning Permits Report. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Schlote, seconded by Supr. Sokol, Jr. to place on file the September 13, 2022 Planning Commission meeting minutes. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Liska, seconded by Supr. O'Connor to approve the Conservation Easement Application for Donrel Herbolsheimer Revocable Trust on approximately 126.1 acres in the SW1/4 of Section 21 and the NW1/4 of Section 28, all in T33N, R7W of the 6th P.M., Knox County, Nebraska. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Deputy County Attorney Jensen updated the Board on the matter of Dowling Township where there were no candidates who filed for election and Herrick Township where only one candidate was elected to the three-position township board. Deputy Jensen said that she had received direction that the Board of Supervisors will have to fill the vacancies and the potential candidates must be registered voters in the township and would have to go through an interview process. The vacancies will need to be filled within forty-five days after January 5, 2023.

Chairman Mackeprang, Supr. Sokol, Jr. and Supr. Miller updated the Board on the proposed new 14' x 36' storage building/garage that will be built across the street once the old storage building is torn down.

Motion by Supr. O'Connor, seconded by Supr. Liska to accept the report brought by Knox County Highway Superintendent Barta for the vacation and abandonment of a .8-mile portion of Platted Road #732 located in the S1/2N1/2NW1/4 and the S1/2NW1/4NW1/4 of Section 19 T33N, R2W of the 6th P.M., Knox County, Nebraska. By roll call vote. Ayes all Districts. Nays none. Absent was none. Motion carried.

Supr. O'Connor made a motion, seconded by Supr. Sokol, Jr. that the following Road Resolution be published in the Crofton Journal newspaper on December 8, 15, and 22, 2022. Also, a copy of said Resolution be sent by certified mail to current adjoining landowners namely Terry and Sandra Heimes; Travis and Robyn Barney; Kenneth Jansen; Christopher Jansen, Trustee of the Del Jansen Family Protection Trust; Melvin Jansen; Phyllis A. Jansen; and Charlotte F. Jansen. The date of hearing on this matter being set for Thursday, December 29, 2022 at 10:30 A.M. By roll call vote. Ayes all Districts. Nays none. Absent was none. Motion carried.

RESOLUTION #2022 - 47

WHEREAS, pursuant to the provisions of Section 39-1722, Nebraska Revised Statutes (Re-issue of 2004) the County Board of Supervisors of Knox County, Nebraska, on the 27th day of October, 2022 directed the County Highway Superintendent to make a study of the use of a portion of a platted Frankfort Township road described 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 the above-mentioned portion of Platted Road #732 in Frankfort Township, Knox County, Nebraska, and

WHEREAS, on November 23, 2022, County Highway Superintendent did file his report in writing as to such road, containing a recommendation that said portion of Platted Road #732 in Frankfort Township be vacated and abandoned, and

BE IT, THEREFORE RESOLVED, by the County Board of Supervisors of Knox County that a public hearing be had as provided in Section 39-1724, Nebraska Revised Statutes (Re-issue of 2004), in the Supervisors' Meeting Room in the Courthouse at Center, Nebraska on the 29th day of December 2022 at the hour of 10:30 A.M. for the purpose of determining if 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., in Frankfort Township, Knox County, Nebraska, be vacated and abandoned.

Passed, approved and adopted this 23rd day of November 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. O'Connor, seconded by Supr. Borgmann to go into executive session at 11:06 a.m. so as to protect the reputation of individuals when discussing personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried. Chairman Mackeprang reiterated the executive session will be held so as to protect the reputation of individuals when discussing personnel.

Motion by Supr. Sokol, Jr., seconded by Supr. Miller to close at 11:55 a.m. the executive session held on personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried.

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

GENERAL FUND. CMart LLC, gas, 61.95; Creighton 59 LLC, gas, 36.13; Crofton Journal/Niobrara Tribune, publishing, 2,383.98; CVSOAN, dues, 100.00; DAS State Accounting-Central Finance, radios/backup, 282.88; David A. Arens, meeting/mileage, 68.75; Dollar General, jail supplies, 114.90; Eakes Office Solutions, copier agreement, 169.61; Echo Group Inc., bulbs, 201.60; Ecowater, bottled water, 325.00; Gragert's, jail food, 1207.57; Greg Kuhlman, meeting/mileage, 55.00; Holly Wortmann, mileage, 41.25; Jedlicka's Hardware Hank Inc., bulbs, 12.98; JEO Consulting Group Inc., hazard mitigation, 2,225.50; Jim Kotrous, meeting/mileage, 45.00; Julie Dather, mileage, 22.50; Keith Nielsen, meeting/mileage, 41.88; Knox County Register of Deeds, recording, 116.00; Knox County Sheriff, transport, 255.52; Knox County Treasurer, transfer from General Fund to Road Fund, 80,026.68; K/V Electric LLC, electrical work, 691.78; Landmark Surveying Associates, survey fee, 400.00; Madison County Sheriff, summons, 29.14; Microfilm Imaging Systems, scanner rent, 40.50; Monroe Systems, toner, 275.61; NACO, dues, 450.00; Nebraska Auditor of Public Accounts, audit cost, 18,493.42; Nebraska Sheriff's Association, membership dues, 440.00; Neil Clausen, meeting/mileage, 60.00; Physicians Laboratory Services Inc., autopsy, 257.00; Pitzer Digital, publishing, 1,330.23; Quill Corporation, office supplies, 180.17; RR Donnelley, gun certificates, 57.05; Reserve Account, meter postage, 5,000.00; Robert Larsen, meeting/mileage, 36.25; Robert Ganz, meeting/mileage, 38.75; Sharla Hanzlik, mileage, 27.50; Tyler Technologies, subscription, 449.00; Verdigre Eagle, envelopes, 609.50; Verdigre Farm Service, gas, 55.46; Vic's Service LLC, van tires, 224.36; Wholesale Supply Company Inc., supplies, 160.20.

ROAD FUND. A&R Construction, bridge contract, 46,640.46; B's Enterprises Inc., sign posts/culvert/band, 4,825.00; Black Hills Energy, heating fuel, 84.31; Bloomfield Auto Parts, shop supplies, 260.19; Bohemian One Stop, gas, 971.98; CHS Wausa, diesel/DEF, 2,961.57; C-Mart LLC, gas, 238.48; Cornhusker International Trucks Inc., repairs, 192.76; Country Market, shop supplies, 9.56; Creighton 59 LLC, gas, 550.59; Crofton Journal/Niobrara Tribune, publishing, 146.40; Eakes Office Solutions, scanner, 2,619.38; Emme Sand & Gravel Inc., gravel/haul, 8,064.38; Hefner Hardware, shop supplies, 31.75; Herbert Feed & Grain Co., diesel, 3,231.36; Jedlicka's Hardware Hank, shop supplies, 184.33; Kevin Barta, meals, 55.30; Key Sanitation, garbage, 60.00; Kimball Midwest, shop supplies, 118.88; Laflan Medical Clinic, drug test, 65.00; Larry Olsen, clay, 450.00; Lawson Products, shop supplies, 17.00; Main Street Grocery, shop supplies, 15.87; Nebraska Public Power District, electricity, 132.25; Netcom Inc., repairs, 65.00; Pitzer Digital, publishing, 144.75; Russ Crosley, garbage, 46.00; Straight-Line Striping Inc., centerline striping, 8,917.20; Sucha Repair, oxygen/acetylene/oil/filter, 233.25; Vakoc Excavating LLC, sand/gravel/haul, 12,976.94; Verdigre Farm Service, diesel/repairs/supplies/grass seed, 3,642.18; Vic's Service LLC, gas/repairs, 257.98; Village of Center, water/sewer, 38.00; Willow Creek Sand & Gravel, gravel/haul, 18,635.08; Yankton Daily Press and Dakotan, publishing, 540.48.

CHILD SUPPORT FUND. Hometown Leasing, copier lease, 160.38.

COUNTY INSURANCE FUND. Name redacted, reimburse deductible, 250.00.

C&C DEVELOPMENT FUND. Bloomfield Community Club Bucks, Bloomfield bucks, 60.00; Creighton Chamber of Commerce, Creighton bucks, 60.00; Crofton Community Club, Crofton bucks, 60.00; Lizzie Swalley, lanyard, 75.00; NEDA, membership, 150.00; Niobrara Promoters, Niobrara bucks, 60.00; Verdigre Improvement Club, Verdigre bucks, 60.00; Wausa Community Club, Wausa bucks, 60.00.

INHERITANCE FUND. Doerr & Klein P.C., court appointed attorney, 1,984.94; John Aschoff, agreement, 2,000.00; Joseph M. Smith, special court appointed attorney, 1,461.25; North Central District Health Department, miles of smiles agreement, 2,500.00.

911 EMERGENCY FUND. CenturyLink, phone, 31.81.

911 WIRELESS SERVICE FUND. CenturyLink, phone, 365.77.

TOTALS

General Fund	\$ 117,100.60
Road Fund	117,423.66
Child Support Fund	160.38
County Insurance Fund	250.00
C&C Development Fund	585.00
Inheritance Fund	7,946.19
911 Emergency Fund	31.81

911 Wireless Service Fund
Total

365.77
\$ 243,863.41

Chairman Mackeprang adjourned the Knox County Board of Supervisors at 11:56 ~~p.m.~~ a.m. (corrected 12-8-2022) on November 23, 2022 until Thursday, December 8, 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

PROCEEDINGS OF THE KNOX COUNTY BOARD OF EQUALIZATION

Center, Nebraska
November 23, 2022
10:00 a.m.

A regular meeting of the Knox County Board of Equalization was held at the Courthouse in Center, Nebraska on the date of Wednesday, November 23, 2022 at 10:00 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 Borgmann presiding.

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

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The minutes of the November 10, 2022 meeting were read and approved by Chairman Borgmann.

County Assessor McManigal met with the Board on the following: 1. Continuance of review work; 2. Files transferred to the County Treasurer so tax statements can be printed.

There was no public comment on agenda items.

Comment on non-agenda items was given by Supr. Schlote who asked how private sales are determined to be arms-length sales when setting valuations.

Chairman Borgmann adjourned the Knox County Board of Equalization at 10:14 a.m. on November 23, 2022 until 10:00 a.m. on Thursday, December 8, 2022 for a regular meeting.

I, Joann M. Fischer, Knox County Clerk, do hereby certify that the County Board of Equalization minutes are correct to the best of my knowledge.

ATTEST:

KNOX COUNTY BOARD OF EQUALIZATION

Joann M. Fischer, Knox County Clerk

By _____
James J. Borgmann, Chairman
