



Saline County Board Minutes



SALINE COUNTY BOARD OF COMMISSIONERS

The regular meeting of the Saline County Board of Commissioners was called to order at 9:30 a.m. on Tuesday, July 9th, 2019 by Chairperson, Marvin A. Kohout. Present were Kohout, Janet J. Henning, Stephanie A. Krivohlavek, Phil Hardenburger, and Russ Karpisek, Commissioners, and County Clerk Daryl Fikar. Deputy County Attorney Steve Reisdorff was present between court commitments.

Notice of said meeting was posted in the County Clerk's Office, on the Saline County Website, and published in all three county newspapers prior to the meeting, in compliance with State Statutes.

Let the record show that all proceedings are electronically recorded.

Kohout advised those present of the open meetings law posted at the back of the room.

Hardenburger moved to approve the agenda with the deletion of a right of way request from Windstream, which was listed twice on the agenda, seconded by Krivohlavek. Voting aye were Karpisek, Kohout, Krivohlavek, Henning and Hardenburger, nays none, motion carried.

Henning moved to approve the minutes of the May 28th, 2019 meeting, seconded by Krivohlavek. Voting aye were Hardenburger, Karpisek, Krivohlavek, Henning and Kohout, nays none, motion carried.

Under correspondence, Fikar reported receiving a copy of a letter from NIRMA that notified the Saline County Road and Bridge Department of the approval of an ASSIST grant, totaling \$7,423.50, for bridge tonnage and safety signage.

Under Report of Officials, Henning attended a CISDA meeting and a Blue Valley Community Action meeting.

Hardenburger attended a Blue Valley Community Action meeting on June 25th and the NACO budget workshop on June 27th.

Kohout attended the budget workshop on June 27th, he has met with the County Assessor regarding valuation hearings, and attended a Seward/Saline Solid Waste Committee meeting.

Krivohlavek reminded everyone about the Western Old Settlers Picnic on July 20th.

McDermott attended the budget workshop on June 27th, the Wellness Committee cholesterol class, he participated with Berggren Architects walk-through on June 29th and will be consulting with NIFCO, ETI and Air and Fluid Management regarding the HVAC in the Roads Office. He has a CURB Coalition meeting on July 15th, and has a Wellness Committee meeting scheduled on July 17th.

At 9:41 a.m., Maintenance Superintendent Dan Johnson reported that he had received 3 estimates for new garage doors on the old jail building. The Board asked that he present copies of the estimates at the next meeting on July 23rd.

At 9:45 a.m., Amanda VanAsperen with the Southeast Nebraska Adult Drug Court presented the 2019-2020 Interlocal Agreement with Fillmore, Gage, Jefferson and Thayer Counties. Henning moved to approve the agreement, seconded by Krivohlavek. Voting aye were Henning, Kohout, Hardenburger, Karpisek and Krivohlavek, nays none, motion carried.

At 9:55 a.m., Shari Wurtz-Miller with CASA presented their annual report and budget request. The request will be submitted and considered during the budget hearings.

At 10:15 a.m., Warren Vyhnalek with the Saline County Agricultural Society was present to update the Board on the building improvement project that was started last year. He believes that they are close enough to completion that the building will be ready prior to the Saline County Fair. He stated that their budget request will return to the normal level, approximately \$45,000 for the next budget year.

At 10:20 a.m., Kohout announced that the Board would take a short recess.

At 10:32 a.m., Kohout announced that the Board would reconvene.

Gary Wooten, representing the Nebraska Czechs of Wilber and the American Legion was present to request that the Board vote to allow the Nebraska National Guard to land and display a helicopter in the parking lot north of the courthouse. After a discussion about liability, the Board requested a letter from the National Guard holding Saline County harmless for any damage or injuries that may occur due to the helicopter and other equipment being present. Karpisek moved to approve the request, contingent upon the approval of the letter by



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the Saline County Sheriff's Office and the Saline County Attorney's Office. Voting aye were Karpisek, Kohout, Krivohlavek, Hardenburger and Henning, nays none, motion carried.

At 10:47 a.m., Planning and Zoning Administrator Lyle Weber was present to inform the Board of a formal complaint that he had received from Sandra Koll, concerning the conditional use permit extension that was granted to the Milligan 1 wind tower project. The complaint states that the extension could not have been granted because the original conditional use permit should have been revoked when there was no commencement of development within the one-year deadline. Speaking on behalf of the complaint were Sandra Koll, Jeff Koll, Gary Veprovsky and Chuck McKay.

In an answer to the complaint, it is the opinion of the Deputy Saline County Attorney that, since the Board of Commissioners had determined during their March 9, 2018 meeting that development had commenced and, therefore, granted the extension, then it is valid. The County Attorney's Office also opined that, according to state statutes, the complaint would have to be filed within 30 days of the decision to extend the permit in order for the complaint to be valid. Speaking in favor of this opinion were Myron Hayek and Lumir Kotas and representatives of EDF Renewable Energy Matthew McCluskey and David Levy. Since this was a discussion only topic, no decisions were presented or finalized.

At 11:47 a.m., Emergency Manager John McKee informed the Board of an incident involving a lightning strike on the Wilber water tower. The strike destroyed some communication equipment that allows the cameras at the remote tower sites to be viewed, as well as equipment for the Nebraska Regional Interoperability Network, which allows towns and counties to communicate with each other. McKee will investigate to see who is responsible for insurance on the equipment.

McKee then informed the Board that we are still having problems with the lighting on the Swanton communication tower. The lights should change color at night, but are not. He states that the expenses involved in maintaining the current system are excessive, and suggests that the County switch to an LED system for the tower. He will get bids on changing to LED's and return on July 23rd with estimates.

McKee then informed the Board that he has not heard back from several Saline County communities concerning their Local Emergency Operations Plan. He will keep working to complete the LEOP.

At 12:08 p.m., Highway Superintendent Bruce Filipi presented a haul route agreement between Saline County and TransCanada Keystone Pipeline, LTD. Filipi noted that this is the second agreement with TransCanada, and he was impressed that they had been very responsive to any concerns from Saline County during construction of the first pipeline. He also noted that TransCanada has provided a \$3,000,000 bond in the agreement. Henning moved to approve the agreement, seconded by Krivohlavek. Voting aye were Hardenburger, Henning, Karpisek, Kohout and Krivohlavek, nays none, motion carried.

Filipi then presented a request to Occupy County Right-of-Way from Windstream Nebraska, LLC to construct telecommunication equipment on County Road 2350 and County Road H. Krivohlavek moved to approve the request, seconded by Hardenburger. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Filipi then presented another request to Occupy County Right-of-Way from Windstream Nebraska, LLC to raise the cable and pedestal 3 feet off of the ground due to flooding. Krivohlavek moved to approve the request, seconded by Hardenburger. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none, motion carried.

Filipi then presented another request to Occupy County Right-of-Way from Windstream Nebraska, LLC to install poles in the county right of way for rural internet access. They will be located at 1331 County Road N, at 1620 County Road 1900, at 2208 County Road M and at 567 County Road 1800. Krivohlavek moved to approve the request with the stipulation that all of the poles be steel, and not wood. The motion was seconded by Henning. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none, motion carried.

Filipi then addressed the Board concerning payments that come in to his office with a debit or credit card. He states that his office has no method to process these payments, and that the Treasurer's Office does not have a category in their processing system to track his payments. County Treasurer Debbie Spanyers was



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present for the conversation. Spanyers volunteered to contact the software company that they use to see if they can add a category for payments to the Roads Department.

Filipi updated the Board on current road and bridge projects taking place.

Karpisek moved to approve the 1% increase in restricted funds limitation for the 2019-2020 budget year. The motion was seconded by Krivohlavek. Voting aye were Karpisek, Kohout, Krivohlavek, Hardenburger and Henning, nays none, motion carried.

Henning moved to approve the Clerk of the District Court Report of Fees for June in the amount of \$10,971.66, seconded by Karpisek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Henning moved to approve the Sheriff's Report of Fees for June, showing writ fees \$1,233.00, mileage \$958.50, title inspections \$600.00 and gun permits \$50.00, totaling \$2,841.50. The motion was seconded by Krivohlavek. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none, motion carried.

Henning moved to approve the County Clerk's Report of Fees for June in the amount of \$15,884.00, seconded by Krivohlavek. Voting aye were Hardenburger, Henning, Karpisek, Kohout and Krivohlavek, nays none, motions carried.

Henning moved to approve resolution #2019-051, transferring \$30,000.00 from the Inheritance Tax Fund to the General Fund, to be reimbursed when funds are available, seconded by Karpisek. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none, motion carried.

Henning moved to approve resolution #2019-052, transferring \$130,000.00 from the Inheritance Tax Fund to the Road and Bridge Fund, to be reimbursed when funds are available, seconded by Krivohlavek. Voting aye were Karpisek, Kohout, Krivohlavek, Hardenburger and Henning, nays none, motion carried.

Henning moved to approve resolution #2019-053, transferring \$5,200.00 from the Inheritance Tax Fund to the Aging Services Fund to be reimbursed when funds become available, seconded by Krivohlavek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Henning moved to approve resolution #2019-054, transferring \$250.00 from the Inheritance Tax Fund to the Juvenile Services Aid Program Fund to be reimbursed when funds become available, seconded by Krivohlavek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Henning moved to approve the claims as presented, seconded by Krivohlavek. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none, motion carried.

GENERAL FUND

General Payroll	Salaries	111,805.51
American Legion 101	Court Costs	965.63
Anderson, Rebecca	Atty	2,205.00
Anytime Plumbing	Bldg Rpr	175.00
Barnas	Med	1,077.89
Black Hills	Util	580.88
Bryan Health	Med	12,954.58
Bryan Heart	Med	235.76
Capital Business Sys	Equip Rent	256.57
CBM Mngd Svcs	Spls	9,603.31
Chief Supply	Equip	1,099.28
City of Wilber	Util	9,503.36
Crete Ace Hdw	Lawn Care	9.99
Crete Ace Hdw	Equip	599.98
Crete Med Ctr	Med	3,691.54
Culligan	Spls	246.50
Diode	Radios	1,566.00



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Eakes	Off Spls	518.03
Ecolab	Spls	693.20
First Concord	Ins	506.00
First Wireless	Cntrct	100.80
Food Mesto	Spls	7.70
Food Mesto	Spls	91.61
Greatamerica Svcs	Off Equip	364.50
Hanson Hroch & Kuntz	Atty	189.00
Jury Duty-Dist Court	Court Costs	5,926.86
Jury Duty-Dist Court	Court Costs	7,103.44
Kiner Supply	Frt	46.84
Koenig Invest Agency	Court Costs	285.00
Kosmicki, Michael	Atty	837.50
Lepant Law	Atty	3,529.00
Lincoln Nephrology	Med	198.85
Lothrop Clinic	Court Costs	1,437.32
Manning, Leanne	Mil/Reimb	88.16
McDermott, Tim	Mil	241.28
Mechanical Sales	Bldg Rpr	710.00
Microfilm Imaging	Off Equip	150.00
Midwest Card	Def Equip	781.02
Midwest Process Svc	Court Costs	27.76
MIPS	Data Proc	2,284.17
Murray, Joseph	Atty	53,530.35
NE Dol/Boiler Inspect	Inspection	150.00
Nelson Clark & Timan	Atty	1,098.00
Norris	Util	104.00
Officenet	Off Equip	211.54
Pryor, Randy	Mil/Reimb	140.91
Sack Lbr	Spls	73.83
Saline County Atty Petty Cash	Court Costs	445.74
Saline County Court	Court Costs	1,146.00
Saline County Sheriff	Court Costs	488.50
Sapp Bros	Fuel	1,742.74
Sarpy County Court	Court Costs	3.00
Schwarz Paper	Spls	205.71
Seward County Ind	P&P	592.20
Spanyers, Debbie	Mil/Reimb	69.44
Stanard Appraisal	Cntrct	4,150.00
Stehlik, Eric	Mil	236.64
Thayer County Dist Court	Mil	70.76
US Treasury	Excise Tax	219.88
UNL Extension	Reimb	606.45
US Bank Equip	Off Equip	313.79
Vales, Becky	Mil	62.06
Verizon	Phone	205.43
Visa	Flags/Trav	698.03
Vyhnaek, Maggie	Mil	92.80
Walker Uniform	Uniforms	144.79
York Physical Therapy	Med	36.90
Zoubek, Robin	Mil	85.48
41 Auto	Spls	21.19
41 Auto	Equip Rpr	19.62



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ROAD FUND

Road Payroll	Salaries	25,747.50
Astro Buildings	Bldg	31,927.20
Beatrice Concrete	Gravel	33,445.87
Black Hills	Util	113.59
Brothers Equip	Equip Rpr	94.87
Central States Hydraulic	Equip Rpr	1,026.22
City of Crete	Util	216.49
City of Friend	Bldg Permits	590.00
City of Wilber	Util	69.95
Cornhusker Int Trucks	Equip Rpr	22.32
Crete Ace Hdw	Spls/Tools	191.29
Crete Auto	Equip Rpr	241.23
Eric Riley Electric	Elect Spls	1,369.15
Filtercare	Equip Rpr	31.35
Johnson Sand	Gravel	18,904.89
Kriha Fluid Power	Equip Rpr	149.97
Martin Marietta Materials	Rock	530.98
Matheson Tri-Gas	Equip Rpr	606.11
Medical Enterprises	Testing	105.00
MHC Kenworth	Equip Rpr	544.98
Midwest Petroleum Equip	Equip Rpr	680.00
Midwest Unlimited	Equip Rpr	1,812.56
NE Dept of Rev	Fuel Tax	2,706.00
Plains Equip	Equip Rpr	105.86
Pomp's Tire	Equip Rpr	552.48
Potters Indust	Marking	920.00
Powerplan	Equip Rpr	3,475.92
RDO Truck	Equip Rpr	1,036.28
Rock On	Gravel	10,041.34
Sack Lbr	Spls	21.06
Sapp Bros	Fuel	2,639.50
Scherbarth Ace	Spls	59.81
Sid Dillon	Equip Rpr	4,618.06
Titan Machinery	Equip Rpr	388.71
Truck Center	Equip Rpr	19.31
Village of Dewitt	Util	72.29
Village of Dorchester	Util	9.22
Village of Swanton	Util	63.50
Village of Tobias	Util	56.40
Village of Western	Util	56.00
Walker Uniform	Uniforms	71.02
Waste Connections	Garbage	201.74
Wick's Sterling	Equip Rpr	74.23
41 Auto	Equip Rpr	16.44

BAILIFF FUND

Bailiff Payroll	Salaries	1,143.79
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EMPLOYEE WELLNESS FUND

McDermott, Tim	Mil	142.68
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AGING SERVICES FUND

Aging Services Payroll	Salaries	2,776.27
Crete Med Center	Meals	55.00
Food Mesto	Spls	62.03



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Friend Healthcare Sys	Meals	30.00
Purfoods	Meals	669.32
Wilber Care Ctr	Meals	755.87
JUVENILE SERVICES AIR PROGRAM FUND		
NE Crime Commission	Grant Refund	2,601.09
Stougard, Anita	Prgm	824.50
COMMISSARY FUND		
Barnas	Spls	346.60
CBM Mngd Svcs	Spls	3,514.57
Eakes	Spls	207.29
Visa	Spls	86.78
CRIME PREVENTION FUND		
Visa	Spls	139.98
ALL FUNDS		
First State Bank	Fed Tax	14,723.37
NE Dept of Rev	State Tax	6,365.76
First State Bank	Soc Sec	29,316.38
Ameritas Life	Retire	23,769.47
Delta	Dental Ins	2,264.10
VSP	Eye Ins	480.34
AFLAC	Ins	1,479.16
MassMutual	Def Comp	2,253.00
Colonial Supp Ins	Ins	272.30
Teamsters	Dues	287.50
Madison Nat'l Life	Life Ins	49.46
Madison Nat'l Life	Dis Ins	195.67
First Concord	Café	906.67
New York Life	Ins	118.90
NE Child Support	Garnish	197.08
NE Child Support	Garnish	188.77
General Collection	Garnish	180.14

There being no further business to come before the Board, the meeting was adjourned at 1:05 p.m. The next meeting will be on July 23rd 2019, at 9:30 a.m. in the Saline County Commissioners' Room, Court House, Wilber NE.

ATTEST:

Daryl Fikar, County Clerk

Janet J. Henning

Marvin A. Kohout, Chairperson

Stephanie Krivohlavek

Phil Hardenburger

Russ Karpisek, Vice-Chairperson

I, Daryl Fikar, County Clerk in and for Saline County, do hereby certify that the minutes of the June 25th 2019, meeting were presented and approved as presented.



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Daryl Fikar, County Clerk

Janet J. Henning

Marvin A. Kohout, Chairperson

Stephanie Krivohlavek

Phil Hardenburger

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