



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 23rd, 2019 by Chairperson, Marvin A. Kohout. Present were Kohout, Janet J. Henning, Stephanie A. Krivohlavek, Phil Hardenburger, and Russ Karpisek, Commissioners, County Clerk Daryl Fikar and Administrative Assistant Tim McDermott. County Attorney Tad Eickman 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.

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

Krivohlavek moved to approve the minutes of the July 9th, 2019 meeting, seconded by Hardenburger. Voting aye were Hardenburger, Karpisek, Krivohlavek, Henning and Kohout, nays none, motion carried.

Under correspondence, Fikar reported receiving the Dec. 5th, 2018, January 9th, 2019, February 13th, 2019, March 13th, 2019, April 10th, 2019, May 8th, 2019 and June 12th, 2019 and all corresponding financial reports from the Saline County Agricultural Society. Also received were the Saline County Aging Services June 24th full board meeting minutes, the 5 Rivers RC&D July 18th meeting agenda and a notice from NIRMA that the Dakota County Public Safety Service Agency has withdrawn from coverage effective July 1st.

Also under correspondence, Kohout announced that he had received a notice from the Nebraska Dept. of Natural Resources, announcing a meeting to discuss the flood risk needs and concerns of people in the Turkey Creek Watershed. The meeting will be held on Tuesday, July 30th in the DeWitt Senior Center at 202 E. Fillmore, starting at 10:00 a.m. Kohout also announced that he had received copies of letters from Joseph H. Murray, P.C. LLO that were sent to the Saline County Sheriff and the Clerk of the District Court. The letters were thanking the respective offices for their hard work and cooperation during the recent murder trial in Saline County District Court. Kohout then reported having a conversation with Wayne Crosby, who lives just east of the courthouse parking lot. Mr. Crosby is still having concerns regarding moisture that is getting into his storage shed. He believes that the moisture is due to runoff from the courthouse parking lot.

Under Report of Officials, Kohout announced that he had attended an Employee Wellness Committee meeting on Monday.

Karpisek also attended the Employee Wellness Committee meeting on Monday.

Eickman updated the Board on the recent murder trial and the upcoming trial in Saline County District Court. He wanted the Board to know that they will need to budget for any expenses not yet claimed from the first trial, and for expenses for the upcoming trial.

McDermott reported that the HVAC problems in the Roads Office seem to be resolving. He reports that the annual elevator inspection has been completed, he has a CURB Coalition meeting on July 15th, he had an Employee Wellness Committee meeting yesterday, a NACO leadership academy webinar tomorrow, and reports that the Continuum EAP billing will be submitted as a claim during the next meeting.

At 9:52 a.m., Maintenance Superintendent Dan Johnson presented three estimates for new garage doors on the old jail building. The first, from Wilber Windows and Doors, is for \$4,625.00, the second, from Blue Valley Door Co., is for \$4,642 and the third, from Overhead Door Company of Lincoln, is for \$5,680.00. Johnson recommended to the Board that, since Wilber Windows and Doors is the low bid, and they are located in Saline County, that they be chosen for the doors and labor. Krivohlavek moved to approve the bid from Wilber Windows and Doors, with a bid of \$4,625.00, seconded by Karpisek. Voting aye were Henning, Kohout, Hardenburger, Karpisek and Krivohlavek, nays none, motion carried.

At 9:57 a.m., Denise Boyd with Aging Partners presented their annual report and budget request. Susan Hayek was also present to report to the Board that her father, who has recently passed away, used the services of the Saline County Aging Services office, and was very pleased with the services that he had received there.



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At 10:13 a.m., Emergency Management Director John McKee presented three estimates for replacement of the FAA lights on the Swanton tower, that were discussed at the July 9th meeting. The estimates were from Zephyr Towers of Beatrice for \$23,530.25, SkyTop Towers of Malcom for \$33,288.75, and LumenServe of Austin, Texas for \$24,975.00. After discussion, Krivohlavek moved to approve the quote from Zephyr Towers. The motion was seconded by Henning. Voting aye were Karpisek, Krivohlavek, Henning, Kohout and Hardenburger, nays none, motion carried.

At 10:25 a.m., Planning and Zoning Administrator Lyle Weber presented an application for a minor subdivision from Linda Gibbs to divide 3.01 acres in part of the NE1/4 of the SE1/4 and part of the SE1/4 of the NE1/4 of section 25-5-4. Weber informed the Board that the Planning and Zoning Committee had unanimously approved the application. Krivohlavek moved to approve the application, seconded by Karpisek. Voting aye were Kohout, Hardenburger, Karpisek, Krivohlavek and Henning, nays none, motion carried.

At 10:29 a.m., Kohout announced that the Board would take a short recess.

At 10:42 a.m., Kohout announced that the Board would reconvene.

Sandra Koll, representing Marilyn Capek, who owns the E1/2 of the SE1/4 of section 33-7-1. Ms. Capek has filed an official complaint with the Board that she refers to as an occupancy permit violation. She is referring to an application to occupy right of way that was approved for EDF Renewable Energy by the Board on June 25th. The right of way approved a request from EDF to run electric cables in the county right of way. The Board requested that the discussion be delayed until the County Attorney returns from his scheduled court appointment.

At 10:46 a.m., Saline County Treasurer Debbie Spanyers presented the semi-annual summary of collections, disbursements and balances for the six-month period from January 1st to June 30th. Spanyers reports that, as of June 30th, the total of investments and cash is \$9,356,470.72. Krivohlavek moved to approve the report, seconded by Karpisek. Voting aye were Krivohlavek, Henning, Kohout, Hardenburger and Karpisek, nays none, motion carried.

At 10:51 a.m., the County Attorney returned to the meeting and Sandra Koll was invited back to continue her testimony. She questioned why the agenda item classification was changed from “action” to “discussion”. Eickman replied that there could be no action taken on the complaint, so it was changed to discussion.

At 10:54 a.m., Larry Shestak presented additional information concerning the plan to land and display the Nebraska National Guard helicopter in the courthouse parking lot. He informed the Board that the Guard had declined to send a letter indemnifying the County for any damage or injuries that occur due to the movement or display of the helicopter or any other equipment. He further explained that there are state statutes in place that allow for compensation between government entities for damage done by one or the other. He also provided a letter that the Guard requires, which provides information and permission from Saline County to the National Guard. Henning moved to approve the request to land and display the helicopter and other equipment in the parking lot, seconded by Karpisek. Voting aye were Hardenburger, Karpisek, Krivohlavek, Henning and Kohout, nays none, motion carried.

At 11:03 a.m., Highway Superintendent Bruce Filipi arrived, and Sandra Koll was invited to continue presenting the complaint concerning the right of way occupancy. Koll questioned whether Filipi was aware of any restrictions on what type of entity may apply for and be approved for a right of way occupancy. Filipi replied that he was not aware of any restrictions. Eickman then repeated to the Board that no action could be taken on the complaint.

Treasurer Spanyers then returned to present the delinquent tax list to the Board. The report shows unpaid principal of \$13,733.62 and delinquent special assessments of \$7,562.32. Henning moved to approve the report, seconded by Krivohlavek. Voting aye were Henning, Kohout, Hardenburger, Karpisek and Krivohlavek, nays none, motion carried.

Spanyers then presented the list of certificates, depositories and bank pledged collateral activity.

At 11:14 a.m., Administrative Assistant Tim McDermott presented change order #015, which included change requests #PR63, PR67, PR68, PR69 and credits for PR46 and PR66. The net amount for all changes is



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\$65,688.00. Henning moved to approve the change order, seconded by Krivohlavek. Voting aye were Karpisek, Krivohlavek, Henning and Kohout. Voting nay, Hardenburger, motion carried.

At 11:19 a.m., Highway Superintendent Bruce Filipi presented a request to occupy right of way from Black Hills Energy to replace a section of gas line approximately 460 feet west of County Road 2250 and Industrial Road. Henning moved to approve the request, seconded by Karpisek. Voting aye were Hardenburger, Henning, Karpisek, Kohout and Krivohlavek, nays none, motion carried.

Filipi then presented Resolution #2019-58, a professional service agreement with JEO Consulting, providing for consulting services for project BRO-7076(25). Henning moved to approve the agreement, seconded by Krivohlavek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Filipi then presented a request to Occupy County Right-of-Way from Wayne Havlat to bury irrigation water line under County Road F between sections 26-8-3 and 35-8-3. Henning moved to approve the request, seconded by Krivohlavek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Filipi then presented Resolution #2019-59, an authorization for the Board Chairman to sign the fracture critical bridge inspection agreement between Saline County and the State of Nebraska Department of Transportation. Henning moved to approve the resolution, seconded by Krivohlavek. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none, motion carried.

Filipi then updated the Board on various road and bridge projects going on around the County.

Henning moved to approve resolution #2019-055, transferring \$134,000.00 from the Inheritance Tax Fund to the General Fund, to be reimbursed when funds are available, seconded by Krivohlavek. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none, motion carried.

Karpisek moved to approve resolution #2019-056, transferring \$131,000.00 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 #2019-057, transferring \$775.00 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.

At 11:35 a.m., Henning moved to enter closed session, seconded by Krivohlavek. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none, motion carried. Kohout announced that, during closed session, the Board would be discussing appointed official policy and General Assistance application #2019-05.

At 12:15 p.m., Henning moved to exit closed session, seconded by Karpisek. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none. Kohout announced that, during closed session, the Board discussed appointed official policy and General Assistance application #2019-05 and no action was taken.

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	114,489.68
Anytime Plmbg	AC Repair	75.00
Black Hills	Util	88.00
Blome-Higer, Reni	Reimb	40.00
Bryan Heart	Med	67.78
CCP Industries	Spls	156.83
City of Wilber Ambulance	Med	664.71
Consolidated Mgmt	Trng	59.82
Cooks Correctional	Spls	78.30



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Crete Med Ctr	Med	2,778.73
Crete Lumber	Spls	11.97
Dollar General	Spls	50.40
Eakes	Off Spls	426.39
Elite K-9	Uniforms	64.70
Farmers Coop	Fuel	402.09
First Concord	Ins	12,043.12
Food Mesto	Spls	8.98
Gage County Court	Court Costs	2.00
Gropp, Scott	Atty	7,000.00
Helena Chemical	Lawn Care	133.00
Jefferson County Em Mgmt	Reimb	3,700.00
Jury Fees	Court Costs	12,414.18
Kosmicki, Michael	Atty	1,235.00
Kubert Appraisal Group Pc	Cntract	4,560.00
Kuncl Funeral	Transport	730.00
Lancaster County Sheriff	Court Costs	42.16
Lepant Law	Atty	261.00
Midwest Court Reporting	Court Costs	728.00
MIPS	Off Equip	1,232.21
Mulbery, Amber	Mil	45.93
Nebraska Health & Human Svcs	Inst	90.00
Nebraska UC Fund	Unemployment	5,356.00
Neopost	Pstg	66.00
Officenet	Off Spls	94.06
Osborn, Tyson	Reimb	219.06
Ray Allen Mfg	Uniforms	74.96
Region V	Inst	4,584.00
Sack Lbr	Spls	10.28
Saline County Area Transit	Court Costs	156.00
Saline County Atty Petty Cash	Court Costs	215.78
Saline County District Court	Court Costs	33.00
Sapp Bros	Fuel	1,373.35
Scusa, Tammy	Reimb	70.25
Sec of State	Sub	20.00
Shestak, Larry	Fair	150.00
Shop Qwik	Fuel	132.38
Sid Dillon	Equip Rpr	199.80
Speece-Lewis	Engineering	863.34
State of NE	Data Proc	147.60
Summit Food	Spls	8,230.62
Thomson Reuters	Sub	137.00
Union Bank & Trust	Annual Fees	1,874.00
Univ of Nebraska Med Ctr	Lab	1,400.00
Verizon	Phone	1,632.44
Visa	Off Spls	415.90
Visa	Trav	127.35
Visa	Court Costs	2,436.54
Visa	Pstg	285.00
Visa	Court Costs	754.09
Visa	Pstg	1.30
Visa	Fuel	111.33
Visa	Off Spls	143.60



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Visa	Uniforms	719.10
Visa	Off Spls	18.16
Visa	Spray Equip	70.92
Walker Uniform	Spls	31.50
Windstream	Phone	6,933.97
Witness Fees	Court Costs	3,402.84
York Physical Ther	Med	143.50
Zito Media	Cable	195.85
Zoubek, Robin	Mil/Reimb	47.74
41 Auto	Equip Rpr	15.53
ROAD FUND		
Road Payroll	Salaries	24,897.47
B's Enterprises	Signs	56.00
Beatrice Concrete	Gravel	44,377.12
Brothers Equip	Equip Rpr	25.13
Certified Truck Repair	Equip Rpr	205.88
City of Friend	Util	339.96
Coffey, Alan	CDL Reimb	59.50
Crete Med Ctr	Testing	81.00
Crete Lumber	Safety Equip	852.80
Farmers Coop	Fuel/Equip Rpr	17,556.73
Farmers Union	Equip Rpr	1,914.72
Filtercare	Equip Rpr	99.40
G & P Dev Landfill	Garbage	206.92
Johnson Sand	Gravel	12,978.14
MHC Kenworth	Equip Rpr	570.77
Midwest Unltd	Safety Equip	82.50
Miller, Michael	Refund	123.24
NMC Exchange	Equip Rpr	1,524.42
Norris	Util	237.12
Praxair	Spls	70.14
Rock On	Gravel	4,095.40
Sid Dillon	Equip Rpr	115.99
Speece-Lewis	Engineering	1,327.50
Visa	Trav	355.41
Von Busch Refuse	Garbage	21.00
Walker Uniform	Uniforms	27.64
Young's Welding	Equip Rpr	1,344.00
BAILIFF FUND		
Bailiff Payroll	Salaries	1,143.80
EMPLOYEE WELLNESS FUND		
Madonna Rehab	Trng	140.60
Visa	Spls	139.79
AGING SERVICES FUND		
Aging Services Payroll	Salaries	2,947.40
Emal, Marcia	Prgm	135.00
Meals On Wheels	Dues	175.00
Pribyl, Darlene	Prgm	105.00
Purfoods	Meals	1,852.17
Visa	Prgm	29.92
Visa	Pstg/Off Spls	210.01
DRUG COURT FUND		
Kalkwarf & Smith Law	Cntrct	1,100.00



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JUVENILE SERVICES AID PROGRAM FUND

Stougard, Anita	Prgm	799.00
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INHERITANCE TAX FUND

Berggren	Architects	6,795.30
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911 EMERGENCY MANAGEMENT FUND

Kotas, Edward	Rent	1,500.00
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Windstream	Phone	157.44
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911 WIRELESS SERVICE FUND

Windstream	Phone	695.22
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COMMISSARY FUND

Bob Barker Co	Spls	475.00
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Crawford Supply	Spls	55.44
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Eakes	Spls	160.78
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Summit Food	Spls	2,664.41
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ALL FUNDS

First State Bank	Fed Tax	15,571.90
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NE Dept of Rev	State Tax	6,781.58
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First State Bank	Soc Sec	29,702.66
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BCBS	Ins	119,939.56
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Ameritas Life	Retire	23,729.30
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Delta	Dental Ins	2,251.18
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VSP	Eye Ins	471.86
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AFLAC	Ins	1,478.97
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MassMutual	Def Comp	2,253.00
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Colonial Supp Ins	Ins	272.30
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Teamsters	Dues	287.50
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Madison Nat'l Life	Life Ins	31.64
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Madison Nat'l Life	Dis Ins	159.07
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First Concord	Café	1,925.55
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New York Life	Ins	118.90
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NE Child Support	Garnish	197.08
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NE Child Support	Garnish	188.77
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General Collection	Garnish	142.72
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There being no further business to come before the Board, the meeting was adjourned at 12:16 p.m. The next meeting will be on August 6th 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



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I, Daryl Fikar, County Clerk in and for Saline County, do hereby certify that the minutes of the July 9th 2019, meeting were presented and approved as presented.

Daryl Fikar, County Clerk

Janet J. Henning

Marvin A. Kohout, Chairperson

Stephanie Krivohlavek

Phil Hardenburger

Russ Karpisek, Vice-Chairperson