



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, March 31st, 2020 by Chairperson, Marvin A. Kohout. Present were Kohout, Russ Karpisek, Philip S. Hardenburger, Commissioners, County Clerk Daryl Fikar, Deputy County Clerk Anita Bartels and Administrative Assistant Tim McDermott. Present via teleconference were Stephanie A. Krivohlavek, Janet J. Henning, Commissioners and County Attorney Tad Eickman.

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.

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

Hardenburger moved to move the Personnel Issue to Open Session from Closed Session, as it was the same discussion as the County Clerk appointment, seconded by Karpisek. Voting aye were Krivohlavek, Henning, Hardenburger, Kohout and Karpisek, nays none, motion carried.

Henning moved to approve the minutes of the March 17th, 2020 regular meeting, seconded by Karpisek. Voting aye were Hardenburger, Karpisek, Henning, Krivohlavek, and Kohout, nays none, motion carried.

Under citizens forum, Kohout read aloud an email addressed to Daryl Fikar, County Clerk from Jeff Koll. The email stated: I again would ask that you, the Commissioners look into how the Milligan 1 CUP has been abused and misused as a right to all permit. I don't believe it should be the citizens of our county that should have to investigate how a permit issued back in 2016 for one specific use can be stretched into so many additional aspects of a project. The question of "what is being approved?" Was asked during the public hearing in 2016 by your very own commissioners prior to voting. The response and the modified motion was "only properties on the pink map". "Any other properties that want to be involved would need to apply for their own CUP." The question of whether a substation would need its own conditional use permit was also asked and the response was that it is included in the map on County Road O and 900. Ric Nelson's response to that of "NPPD didn't let us put it there" is not a viable reason to allow the change of location without a public hearing and a new permit. Following the approval of the Milligan 1 CUP in 2016 several other applications followed by public hearings took place to permit MET towers. For some reason seven and up to ten additional towers have been approved in the final application claiming that they are a part of the original CUP. MET towers require their own permit following a couple public hearings and votes. Why does the county continue to look the other way when it comes to our own rules! These hearings are an important part of allowing the public a chance for their voices to be heard. As far as crane crossings along with a final site map, those are things that require "county approval", as said in your roads agreement. All of this needs to happen prior to ANY towers being erected. As for who needs to approve this?. it is you the Commissioners. At the meeting regarding approval of the roads agreement, it was heavily discussed who was the "county" in that document. It came down to Tad's decision that county could mean Bruce "if it was something that he regularly had sole authority on". (Such as a driveway permit). Where a 600' crane crossings our county roads is NOT in his regular authority! To date Milligan 1 has not completed any of the 22 road culvert replacements "prior to construction". Or made the necessary road aggregate improvements that were required by THEIR engineers. Now we are willing to allow an out of state and country corporation to proceed as yet another requirement of their contract is being ignored! I hope that you our elected officials can understand why people are not feeling our local residents and our county itself is not being put first. I do hope that someone would take it upon themselves to question why the hell this is happening and do something to fix it! We plan on living here for the rest of our lives and what happens today effects how we will be living.

With all due respect,
Jeff Koll



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No correspondence reported.

Under report of officials, Hardenburger reported participating in a 5 Rivers RC&D meeting via teleconference.

Henning reported participating in a Public Health Solutions meeting via teleconference.

Kohout reported attending Storm Spotter Training in Beatrice, the SE District NACO meeting and has an upcoming NACO Benefit Service Meeting on April 17th, via teleconference. The previously scheduled Planning & Zoning meeting was canceled.

McDermott reported taking advantage of several NIRMA and Public Health Services Webinars. Has upcoming teleconference meetings with the NIRMA Loss Prevention and Safety Committee and the NIRMA Policy and Review Committee.

John McKee, Saline County Emergency Management Director, reported on information he has received from Kim Showalter with Public Health Solutions. There are no positive COVID-19 test results currently in Saline County. If a positive test result should arise, the directive is to notify the Saline County Elected Officials first, followed by the first responders. McKee reported as of now, all 5 Counties in this area are doing well with their Personal Protective Equipment (PPE) inventory. He added it is expected the COVID-19 will peak in Nebraska mid to late April 2020. McKee emphasized the maximum 10 person gathering rule continues to apply. If anyone is aware of a business not complying, please contact his office to address the issue.

County Treasurer Debbie Spanyers presented the Public Tax Sale Listing for the tax sale beginning the first Monday in March, 2020. The Public Tax Sale was closed today March 31, 2020. All 32 investors were from Nebraska, which consisted of 95 certificates and 4 County tax sale certificates sold. These 99 parcels sold for \$182,400, with a State Statute interest rate of 14%. Karpisek moved to approve the Public Tax Sale Listing, seconded by Hardenburger. Voting aye were Karpisek, Krivohlavek, Kohout, Henning and Hardenburger, nays none, motioned carried.

Hardenburger moved to approve resolution #2020-018, transferring \$6,000.00 from the General Fund to the Employee Wellness Fund, as proposed in the 2019-20 budget. Henning seconded the motion. Voting aye were Kohout, Hardenburger, Krivohlavek, Karpisek and Henning, nays none, motion carried.

Hardenburger moved to approve resolution #2020-019, transferring \$850.00 from the General Fund to the Juvenile Services Aid Program Fund, to be reimbursed when funds are available. Karpisek seconded the motion. Voting aye were Hardenburger, Karpisek, Henning, Krivohlavek and Kohout, nays none, motion carried.

Discussion was held on the County Clerk appointment. It was noted there were seven applications received. Interviews will be held the afternoon of April 14, 2020 in the Courthouse assembly room, starting at 1:00 p.m.

At 10:10 a.m., Jerry Berggren with Berggren & Associates Architects and Dan Johnson Saline County Maintenance Supervisor joined the meeting. Berggren requested permission to begin advertising for and prequalifying contractors to perform the Courthouse and Old Jail tuck-pointing. Berggren stated the quarry which the original stone was taken from is currently opened. In Berggren's recommendation of the repairs needed, the outdoor coaxial wiring, bushes and fire escape should be removed. Johnson stated he could address these issues with the assistance of the Roads Department. Johnson also noted the Courthouse tuck-pointing should be a priority because there is already water damage appearing inside the Courthouse. Hardenburger expressed the Old Jail is important to maintain because the heating and air units for the Courthouse are housed in this building. He also noted cleaning up the outside as recommended would improve the aesthetics of the property. It was the consensus of the Commissioners for Berggren to proceed with the request for bids and prequalifying contractors. The bids are to reflect the Courthouse as a priority with the Old Jail as a secondary bid. During the discussion it was noted the tuck-pointing projects may affect two budget years.

At 10:30 a.m., Highway Superintendent Bruce Filipi presented a request to occupy right of way from Windstream Work Order #71500009300320-OSP-18296, to replace the buried service wire to 1526 County Road B. Karpisek moved to approve the request, seconded by Hardenburger. Voting aye were Henning, Kohout, Karpisek, Hardenburger and Krivohlavek, nays none, motion carried.



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Filipi presented a request to occupy right of way from Helen Stehlik, in S1/2 SE1/4 of 28-8-3, to bore an electric cable/utility line. Karpisek moved to approve the request, seconded by Krivohlavek. Voting aye were Kohout, Hardenburger, Krivohlavek, Karpisek and Henning, nays none, motion carried.

Filipi presented a request to occupy right of way from Eric Niederklein, in the NE1/4 of 26-5-3, to bore an electric cable/utility line. Karpisek moved to approve the request, seconded by Hardenburger. Voting aye were Hardenburger, Karpisek, Henning, Krivohlavek and Kohout, nays none, motion carried.

Filipi presented a request to occupy right of way from Windstream Work Order #71500009300432;OSP-18691, to extend new cable to feed to customer at 1085 County Road E. Karpisek moved to approve the request, seconded by Henning. Voting aye were Karpisek, Krivohlavek, Kohout, Henning and Hardenburger, nays none, motion carried.

Filipi reported the Roads Department is again working on FEMA projects and he is interviewing for a Crete Shop motor grader operator.

At 11:08 a.m., Karpisek moved to enter closed session, seconded by Krivohlavek. Voting aye to enter closed session were Krivohlavek, Henning, Hardenburger, Kohout and Karpisek, nays none, motion carried. Kohout announced that, during closed session, the Board would be discussing the item "Litigation Discussion".

At 11:25 a.m., Karpisek moved to exit closed session, seconded by Hardenburger. Voting aye were Hardenburger, Karpisek, Henning, Krivohlavek, and Kohout, nays none, motion carried.

Kohout announced that, during closed session, the board discussed the item "Litigation Discussion", and no action was taken.

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

GENERAL FUND

| | | |
|-------------------------|--------------|------------|
| General Fund | Salaries | 116,427.83 |
| Blue 360 | Off Spls | 150.28 |
| Bob Barker Co | Spls | 278.00 |
| Crete Ace Hdw | Spls | 41.97 |
| Crete Med Ctr | Med | 330.00 |
| Dollar General | Spls | 83.25 |
| Eakes | Off Spls | 2,186.58 |
| Ecolab | Spls | 662.25 |
| Engineered Controls | Maint Cntrct | 135.00 |
| First Concord | Ins | 19,889.69 |
| First Wireless | Tower Rpr | 632.50 |
| Galls | Uniforms | 94.29 |
| Greatamerica Fin Svcs | Off Equip | 370.75 |
| Gropp, Scott | Cntrct | 7,000.00 |
| Home Depot | Spls | 143.16 |
| Jean's Sewing | Uniforms | 36.00 |
| Kiner Supply | Spls | 93.52 |
| Latimer Reporting | Hlth Board | 187.76 |
| Mallory Safety | Uniforms | 63.49 |
| Midwest Court Reporting | Hlth Board | 109.50 |
| Mulbery, Amber | Mil | 51.75 |
| NE Health & Human Svcs | Inst | 385.05 |
| NE Law Enforcement | Trng | 180.00 |
| NE State Patrol | Fees | 600.00 |
| Norris | Util | 287.00 |



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| Region V Sys | Inst | 856.00 |
| Sack Lbr | Spls | 158.14 |
| Saline County Atty Petty Cash | Court Costs | 105.00 |
| Saline County Dist Court | Court Costs | 33.00 |
| Saline County 4-H Council | Reimb | 45.60 |
| Sapp Bros | Fuel | 1,006.71 |
| Soarin Group | Cntrct | 749.50 |
| SE Ne County Officials | Trng | 300.00 |
| Spanyers, Debbie | Mil | 48.88 |
| Speece-Lewis | Engineers | 863.33 |
| State Of NE Dept Correction | Inst | 6,144.26 |
| Summit Food | Spls | 8,704.40 |
| Thomas Nickles P | Painting | 520.00 |
| US Postal Svc | Pstg | 2,695.85 |
| U of NE Med Ctr | Court Costs | 1,250.00 |
| Verizon | Phone | 1,888.94 |
| Visa | Fuel | 38.64 |
| Visa | Maint | 281.65 |
| Visa | Pstg/Spls | 118.45 |
| Walker Uniform | Spls | 33.08 |
| Zito Media | Cable | 204.95 |
| 41 Auto | Spls | 6.99 |
| 41 Auto | Equip Rpr | 105.85 |

ROAD FUND

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|-------------------|-----------|-----------|
| Road Payroll | Salaries | 22,170.69 |
| American Test Ctr | Equip Rpr | 450.00 |
| Beatrice Concrete | Gravel | 20,044.29 |
| Black Hills | Util | 135.30 |
| Johnson Sand | Gravel | 2,433.41 |
| Medical Ent | Testing | 105.00 |
| Speece-Lewis | Engineers | 14,380.00 |
| Village of Dewitt | Util | 70.33 |
| Walker Uniform | Uniforms | 46.33 |

HIGHWAY BUYBACK FUND

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|--------------|-------------|-----------|
| Herbst Const | Culvert Rpl | 66,442.24 |
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BAILIFF FUND

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| Bailiff Payroll | Salaries | 1,178.58 |
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VISITOR IMPROVEMENT FUND

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| Saline Ctr Lodge | Tables | 1,000.00 |
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EMPLOYEE WELLNESS FUND

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| Madonna Rehab Hosp | Hlth Fair | 7,478.34 |
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VETERAN'S AID FUND

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| Saline County Soldiers/Sailors | Relief Fund | 1,000.00 |
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AGING SERVICES FUND

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| Aging Services Payroll | Salaries | 2,997.77 |
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| Eakes | Prgm | 102.14 |
| Emal, Marcia | Prgm | 107.50 |
| Heath Sports | Proj | 1,113.93 |
| Mackeprang, Laura | Mil | 28.52 |
| Moldenhauer, Lori | Reimb | 85.00 |
| Pribyl, Darlene | Prgm | 107.50 |
| Visa | Spls | 2,050.02 |
| Wilber Clatonia TCBY | Adv | 250.00 |
| Wilber Plmbing | Bldg Maint | 329.45 |

DRUG COURT FUND

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|----------------------|--------|----------|
| Kalkwarf & Smith Law | Cntrct | 1,100.00 |
| Verizon | Phone | 120.03 |
| Walmart | Spls | 153.22 |

JUVENILE SVCS AID PROGRAM FUND

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| Stougard, Anita | Prgm | 850.00 |
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911 EMERGENCY MGMT FUND

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| Racom | Cntrct | 5,140.00 |
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WIRELESS SERVICE-HOLDING FUND

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|---------|--------|-----------|
| Geocomm | Cntrct | 13,235.50 |
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COMMISSARY FUND

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|-----------------|----------|-----------|
| Anderson Auto | Vehicles | 66,390.00 |
| Bob Barker Co | Spls | 535.68 |
| Crawford Supply | Spls | 55.44 |
| Eakes | Spls | 552.72 |
| Summit Food | Spls | 3,421.42 |

CRIME PREVENTION FUND

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|------|------|--------|
| Visa | Spls | 237.98 |
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ALL FUNDS

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|--------------------|------------|------------|
| First State Bank | Fed Tax | 15,221.56 |
| NE Dept of Rev | State Tax | 6,708.26 |
| First State Bank | Soc Sec | 29,511.10 |
| BC/BS | Hlth Ins | 112,374.62 |
| Ameritas Life | Retire | 23,814.01 |
| Delta Dental | Dental Ins | 2,156.96 |
| VSP | Eye Ins | 472.44 |
| AFLAC | Ins | 1,400.40 |
| MassMutal | Def Comp | 2,228.00 |
| Colonial Supp Ins | Ins | 272.30 |
| Teamsters | Dues | 287.50 |
| Madison Nat'l Life | Life Ins | 45.45 |
| Madison Nat'l Life | Dis Ins | 260.44 |
| First Concord | Café | 2,166.88 |
| New York Life | Ins | 118.90 |
| NE Child Support | Garnish | 197.08 |
| AZ Child Support | Garnish | 86.06 |



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Credit Mgmt Svcs

Garnish

186.40

There being no further business to come before the Board, the meeting was adjourned at 11:30 a.m. The next regular meeting will be on April 14th, 2020 at 9:30 a.m. in the Saline County Commissioners' Room, Court House, Wilber NE.

ATTEST:

Anita Bartels, Deputy County Clerk

Janet J. Henning

Marvin A. Kohout, Chairperson

Stephanie Krivohlavek

Phil Hardenburger

Russ Karpisek, Vice-Chairperson

I, Anita Bartels, Deputy County Clerk in and for Saline County, do hereby certify that the minutes of the March 17th, 2020 meeting were presented and approved as presented.

Anita Bartels, Deputy County Clerk

Janet J. Henning

Marvin A. Kohout, Chairperson

Stephanie Krivohlavek

Phil Hardenburger

Russ Karpisek, Vice-Chairperson