



Saline County Board Minutes



SALINE COUNTY BOARD OF COMMISSIONERS

The regular meeting of the Saline County Board of Commissioners was called to order at 9:31 a.m. on Tuesday, March 2, 2021 by Chairperson Russ Karpisek. Present were Karpisek, Marvin A. Kohout, Janet J. Henning, Stephanie A. Krivohlavek, and Philip Hardenburger Commissioners, County Clerk Anita K. Bartels, 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.

Karpisek advised those present of the open meetings act posted at the back of the room.

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

Kohout moved to approve the minutes of the February 16, 2021 regular meeting, seconded by Krivohlavek. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Henning moved to approve the minutes of the February 22, 2021 special meeting, seconded by Krivohlavek. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek, and Kohout, nays none, motion carried.

Under correspondence Citizens Forum, Karpisek read aloud an email from Neil and Jessica Formanek, outlining the issues they are experiencing in regards to Milligan 1 Wind Farm-specifically turbine 88. The basis of their concern is with every spin of the turbine, the shadows flicker into their home every evening that is sunny from 4:00 PM to 6:00 PM. After multiple efforts having been made in contacting EDF, nothing has been accomplished.

Chuck McKay at 1433 County Road 900 addressed the Board. McKay had seen Jessica Formanek's post on the shadow flicker. He stated at 7:15 in the morning he has the shadow flicker and the turbine is over a mile away from his house. He has also brought to the attention of the Planning & Zoning Committee the decibel concerns he has. He has a decibel meter on his farm, this morning the readings were between 74 and 86. He also has an infrasound meter, stating normal infrasound for people is 20 which is a low frequency sound, his reading this morning was 40 every time the blade moved. He stated the Planning & Zoning Board and Commissioners have put them in a zone where it's an irritant to be outside and he's irritated nothing is being done. McKay stated the Planning & Zoning Committee has been a nightmare to deal with, including Horak and Jansky having a conflict of interest. He expressed concerns with Lyle Weber not answering his phone, and believes Weber should be measuring the distance of the towers from power lines, property and the highway. McKay questioned how much tax money has been received from the wind company.

Jack Sukovaty via teleconference addressed the Commissioners, stated he would like to second the comments Chuck made, stating he felt the Planning & Zoning Committee either had not read the regulations or did not understand them. The Committee is either not listening or they do not care what the public has to say about the wind tower setbacks. Sukovaty stated the livestock regulations are terrible. The way these regulations are written now, if you have a Class 1 feedlot, with a 1,000 animal unit, you can put it up 600 feet from your neighbor. He stated he hopes both the wind and livestock regulations are opened up to be looked at and updated, which he stated in a letter to the Commissioners, receiving no questions or comments. Karpisek replied he did not recall receiving a letter pertaining to livestock regulations. Hardenburger stated he and Jack did talk and Hardenburger did have a number of questions. Hardenburger also noted he had talked with Weber about them also.

Chris Krivohlavek at 961 County Road L, stated the lights don't both him, you get used to them. It is noisy, his regulator reads 45-50 decibals. Stating according to the lawyer for the County, if the rules are changed a lot and you don't have legal reason to, other than just doing it, the County can be sued by all land owners for not being able to make money on their property.



Saline County Board Minutes



Under Correspondence, Bartels reported receiving the 2020 Annual Report from NIRMA; and from the City of Crete, the March 2nd agendas for the City Council, Public Works Committee, Finance Committee and Legislative and Economic Development Committee.

Karpisek reported receiving a notification from the Nebraska Association of Emergency Management, including nomination forms for awards presented in April 2021; tax foreclosure letters from the County Attorney and notification of NACO continuing education opportunities.

Under Report of Officials, Henning reported she had a CASA meeting later today;

Karpisek reported attending the Wellness Committee meeting and was unable to attend the SENDD meeting regarding a SENDD land purchase;

Kohout reported attending the last Planning & Zoning meeting; the Employee Health Fair and has upcoming meetings for the Employee Recognition Banquet and a SE NE District meeting;

Hardenburger reported attending the last Planning & Zoning meeting and has an upcoming 5 Rivers RC & D meeting.

Krivohlavek reported she also received a phone call from Jessica Formanek discussing the shadow/flickering issue the Formaneks are experiencing; a phone call addressing the issue of Page My Cell, which the caller stated they did not believe Emergency Management was making a priority, even though Page My Cell is the secondary means of contact.

McDermott reported attending the Employee Health fair and Wellness Committee meeting; and has upcoming meetings with the Wellness Committee, LEPC Homestead; Know Your Numbers and NACO.

Emergency Manager John McKee reported the COVID vaccinations are going well. Public Health Solutions is working to get any individual in an approved group, who may have been missed, a vaccination as soon as possible.

McKee gave an update on the Page My Cell concern. McKee had contacted Diode to determine what had caused the incident of Page My Cell not working. Diode informed McKee they had performed an update and failed to notify Emergency Management. McKee again stated Page My Cell is the secondary means of notification for emergency personnel.

Extension Education Nathan Muller and Engagement Zone Coordinator Megan Burda, presented the Nebraska Extension in Saline County Annual Report.

Muller requested approval of the 2021 Extension Board Members. Krivohlavek moved to approve, seconded by Henning. Voting aye were Henning, Karpisek, Kohout, Krivohlavek and Hardenburger, nays none motion carried.

Muller requested approval of the Nebraska Extension in Saline County Constitution and By Laws. This approval was tabled until the March 16th meeting, to allow the Board time to review the documents.

At 10:23 a.m., Karpisek announced a short recess;

At 10:32 a.m., Karpisek announced the Board would reconvene;

Kohout made a motion to seat any new Planning & Zoning Board members, being voted on today on March 17, 2021, seconded by Henning. Voting aye were Kohout and Henning, nays Krivohlavek, Hardenburger and Karpisek, motion failed.

A ballot listing the applicants for the open positions on the Planning & Zoning Board was distributed to each commissioner. Upon submitting their voted ballot, the ballots were counted and tabulated by 2 members of the Clerk's office. The top four candidates were Keith Muller, Johnny Barta, Jeffrey Koll and Joel Weber. Hardenburger moved to approve the appointment of Muller, Barta, Koll and Weber, effective March 2, 2021, seconded by Krivohlavek. Voting aye were Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Bartels opened discussion to begin the process for the renewal of the Public Defender Contract which expires June 30, 2021. Current Public Defender Scott Gropp was present offering suggestions on the bidding



Saline County Board Minutes



process in general. Gropp also noted the case load has increased significantly, and the increased need for interpreting, which should be noted during this process. Henning moved to begin the process, with Eickman and Bartels being tasked with working together on the necessary documentation, seconded by Krivohlavek. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none, motion carried.

Henning moved to approve Resolution #2021-021 extending the Wind Moratorium through March 31, 2021, seconded by Hardenburger. Voting aye were Hardenburger, Henning, Karpisek, Krivohlavek, nays Kohout, motion carried.

Henning moved to approve Addendum #1 to Interlocal Agreement Creating the Seward/Saline County Solid Waste Management Agency, adding the Village of Garland, seconded by Hardenburger. Voting aye were Henning, Karpisek, Kohout, Krivohlavek, and Hardenburger, nays none, motion carried.

Henning moved to approve Resolution #2021-022 transferring \$5,362.64 from the General Fund to Aging Services as proposed in the 2020-2021 budget, seconded by Krivohlavek. Voting aye were Karpisek, Kohout, Krivohlavek, Hardenburger and Henning, nays none motion carried.

Henning moved to approve Resolution #2021-023 transferring \$27,977.10 from the General Fund to the Bailiff Fund as proposed in the 2020-2021 budget, seconded by Hardenburger. Voting aye were Kohout, Krivohlavek, Hardenburger, Henning and Karpisek, nays none, motion carried.

Henning moved to approve Resolution #2021-024 transferring \$280,000.00 from the Inheritance Fund to the General Fund to be reimbursed when fund become available, seconded by Kohout. Voting aye were Krivohlavek, Hardenburger, Henning, Karpisek and Kohout, nays none, motion carried.

Henning moved to approve Resolution #2021-025 transferring \$1,600.00 from the Inheritance Fund to the Juvenile Services Aid Program Fund to be reimbursed when fund become available, seconded by Krivohlavek. Voting aye were Hardenburger, Henning, Karpisek, Kohout and Krivohlavek, nays none, motion carried.

Highway Superintendent Bruce Filipi, reported on various ongoing road projects. Filipi also reported he will be again advertising for a mechanic. He received zero applications from the recent employment ad.

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

GENERAL FUND

General Payroll	Salaries	118,495.01
A&F Const	Bldg Maint	550.00
Rebecca Anderson	Atty Fees	292.50
Bishop Business Equip	Off Equip	127.92
Blue 360 Media	Off spls	162.75
Capital Business Sys	Off Equip	127.00
CAMC	Med	3,912.00
CVSOAN	Dues	60.00
Dollar General	Bldg Spls	12.25
Dugan Printing	Off Spls	365.44
Eakes	Off Spls	1,034.69
Ecolab	Bldg Spls	608.38
Friend Comm Hlthcr Sys	Med	315.00
Scott Ryan Gropp	Atty Fees	7,000.00
The Home Depot Pro	Spls	170.38
Matthew Kosmicki	Atty Fees	834.00
Latimer Reporting	Crt Csts	174.80
Anthony Lytle	Reimb	10.15
Midwest Court Reporting	Crt Csts	13,603.50



Saline County Board Minutes



MIPS	Off Equip	75.00
NACO	Dues	210.00
Nebraska Public Health	Cntrct	105.00
NIRMA	Dues	612.00
Physicians Lab	Misc	4,357.00
RR Donnelley	P&P	84.39
Saline Co Atty	Reimb	381.59
Soarin Group	Dues	825.00
Solheim Law	Atty Fees	373.50
Summit	Spls	9,619.06
Thomson Reuters	Off Equip	384.00
UMB Bank	Bond	112.48
Us Bank Equip	Off Equip	282.13
Verizon	Comm	1,462.76
Walker	Bldg Spls	33.08
Walker	Bldg Spls	65.21
Wilber Windows	Bldg Maint	298.00
Windstream	Comm	7,393.48
Witness Fees	Wit Fees	32.32
Zito Media	Comm	224.95
911 Custom	Equip	599.45

ROAD FUND

Road Payroll	Salaries	26,098.67
Beaver Hardware	Spls	239.00
Black Hills	Util	267.43
CAMC	Med	369.00
Eakes	Off Spls	64.72
Eric Riley Electric	Bldg Maint	337.55
Filtercare	Equip Spls	121.36
Fred's Auto Electric	Equip Rpr	155.00
Interstate Power Sys	Equip Rpr	1,350.00
NACO	Dues	30.00
Nebraskaland Tire	Equip Spls	21.89
O'Reilly Auto	Equip Spls	154.04
Pomp's Tire Svc	Equip Rpr	1,193.99
Shaffer Comm	Equip Maint	1,137.00
Speece-Lewis Eng	Eng Fees	8,502.50
Village of Dewitt	Util	91.26
Walker	Unif	52.37
Weldon Parts	Spls	429.40

BAILIFF FUND

Bailiff Payroll	Salaries	1,205.92
Eakes	Off Spls	58.15

VISITORS IMPROVEMENT FUND

Village Of Dewitt	Reimb	1,000.00
-------------------	-------	----------



Saline County Board Minutes



AGING SERVICES FUND

Aging Services Payroll	Salaries	3,138.13
Samantha Cosaert	Prgm	110.00
Marcia Emal	Prgm	167.50
Tia Kreshel	Prgm	330.00
Miller Mailing	P&P	228.26
Darlene Pribyl	Prgm	127.50

DRUG COURT FUND

Kalkwarf & Smith	Atty Fees	1,200.00
------------------	-----------	----------

JUVENILE SERVICES GRANT FUND

Ana Perez Mendez	Prgm	90.00
Anita Stougard	Prgm	1,360.00
Syerra Watson	Prgm	114.00

911 EMERGENCY MANAGEMENT FUND

Windstream	Comm	226.39
------------	------	--------

911 WIRELESS SERVICE FUND

Windstream	Comm	1,207.00
------------	------	----------

COMMISSARY FUND

Summit	Spls	3,290.96
--------	------	----------

ALL FUNDS

First State Bank	Fed Tax	16,047.13
NE Dept of Rev	State Tax	7,277.53
First State Bank	Soc Sec	30,795.52
BC/BS	Hlth Ins	105,541.18
Ameritas Life	Retire	24,666.42
Delta Dental	Dental Ins	2,367.21
VSP	Eye Ins	499.59
AFLAC	Ins	1,356.30
MassMutal	Def Comp	2,278.00
Colonial Supp Ins	Ins	233.81
Teamsters	Dues	252.00
Madison Nat'l Life	Life Ins	48.04
Madison Nat'l Life	Dis Ins	179.95
First Concord	Café	2,145.40
New York Life	Ins	118.90
AZ Child Support	Garnish	86.06
General Collection	Garnish	186.40
Professional Choice Recovery	Garnish	163.42
Professional Choice Recovery	Garnish	15.77

At 11:32 a.m., Henning moved to enter closed session to complete appointed officials' annual reviews, seconded by Kohout. Voting aye were Karpisek, Kohout, Krivohlavek, Hardenburger and Henning, nays none, motion carried.

At 12:54 p.m. Henning moved to exit closed session, seconded by Kohout. Voting aye were Krivohlavek, Henning, Hardenburger, Kohout and Karpisek, nays none, motion carried.

Karpisek stated appointed officials' reviews were discussed with no action taken.



Saline County Board Minutes



There being no further business to come before the Board, the meeting was adjourned at 12:55 p.m. The next regular meeting will be on March 16, 2021 at 9:30 a.m. in the Saline County Commissioners' Room, Court House, Wilber, NE.

ATTEST:

Anita K. Bartels, County Clerk

Janet J. Henning

Marvin A. Kohout

Stephanie A. Krivohlavek

Phil Hardenburger, Vice-Chairperson

Russ Karpisek, Chairperson

I, Anita K. Bartels, County Clerk in and for Saline County, do hereby certify that the minutes of the February 16, 2021 and February 22, 2021 meetings were presented and approved as presented.

Anita K. Bartels, County Clerk

Janet J. Henning

Marvin A. Kohout

Stephanie A. Krivohlavek

Phil Hardenburger, Vice-Chairperson

Russ Karpisek, Chairperson