



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JUNE 14, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, June 14, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Jon Lindgren Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on June 9, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, June 11, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

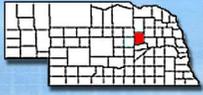
Stacey Ziemba, County Highway Superintendent, was present for the review of A & R Construction Co.'s Application for Final Payment, Change Order No. 1 and Certificate of Substantial Completion regarding the Petersburg East/Raeville East Project. The Board reviewed the provided documents and noted that the change order gave the county a credit of \$8,154.66 which brought the county's final payment down from \$28,663.91 to \$20,509.25. Motion made by Lindgren, second by Rutten to approve the Application, Change Order and Certificate; and to authorize the Chairman to sign the documents as needed. Roll call vote: Yeas: Lindgren, Rutten, and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$221,051.12; Road/Weed - \$290,681.21; Road/Bridge Buyback (0650) - \$20,509.25; 911 Emergency Management (2910) - \$1,345.28; 911 Wireless Service (2913) - \$2,534.82; and Ambulance - \$2,724.55. Roll call vote: Yeas: Temme, Rutten, and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of May 26, 2021 and June 4, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Carrie Rodriguez and Jeff Banholzer, District 5 Probation, submitted the 2020 District 5 Probation report and 2021-2022 fiscal year budget request for the Board to review. The eleven counties comprising of: Boone, Butler, Colfax, Hamilton, Merrick, Nance, Platte, Polk, Saunders, Seward and York Counties. The 2021-2022 fiscal year budget request is \$7,000.67, which is a \$1,028.77 decrease from the last year. The complete report submitted by the District 5 Probation is viewable in the County Clerk's office upon request. Motion made by Lindgren, second by Temme to accept and approve the District 5 Probation 2020 activity report and the 2021-2022 fiscal year budget request as submitted. Roll call vote: Yeas: Lindgren, Temme, and Rutten. Nays: None. Motion carried.

Jerad Reiners, Community Liaison for Adrian Smith, was present by telephone to update the Board on the congressman's activities and federal issues. The Board and Reiners discussed several agricultural issues. Citizens that have any issues with Federal agencies are to direct the issues to the congressman's office in Grand Island, Nebraska for assistance.



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Brian McDonald, JEO Consulting Group, Inc., asked the Board to approve authorization for the County Clerk to advertise for bids for the FEMA Bridge Project #142607 (Knob Bridge) when McDonald finalizes the bid specifications. Motion made by Temme, second by Rutten to authorize the Boone County Clerk to advertise for bids for the FEMA Bridge Project #142607 (Knob Bridge), with/when the Invitation to Bid as/is prepared and submitted by JEO Consulting Group, Inc. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

McDonald and the Board reviewed two permanent easements and contracts for the Primrose South EWP project. Motion made by Rutten, second by Lindgren to approve the permanent easements and to authorize the Chairman to sign the acquisition contracts for the Primrose South EWP project.

McDonald also discussed the official bid tab for sealed bids for Site 197 and Site 497 that were opened at the Special Board Meeting on June 4, 2021. McDonald wanted to double check all the calculations from the six bids received and make sure that all of the bids met the requirements listed in the invitation to bid. After reviewing the presented documentation, the board made two motions. Motion made by Lindgren, second by Rutten to award Site 197 to Husker Engineering and to authorize the Chairman to sign the contract when received. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to award Site 497 to Bygland Dirt Contracting, Inc. and to authorize the Chairman to sign the contract when received. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the following reports of the County Officials as presented for May 2021:

- Clerk - \$21,632.00 (State of Nebraska \$3,785.36)(County of Boone \$3,755.64)
- District Court - \$1,717.73 (State of Nebraska \$703.00)(County of Boone \$1,014.73)
- Sheriff - \$721.28
- Planning & Zoning - \$193.00
- Treasurer - Miscellaneous Receipt Nos. 18678-18742 - \$446,620.39
- Treasurer - Total Collections - \$1,411,089.26

Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Tanya Sharp, CEO Boone County Health Center, and the Board discussed the Boone County Health Center's Board of Trustee positions that will be vacant as of June 30, 2021. Sharp acknowledged that Paul Groeteke of Cedar Rapids and Kim Beierman of Albion have both completed their first six-year term. The Boone County Health Center Board of Trustees meet monthly and a board member may serve two consecutive six-year terms. Sharp stated that both members are willing to serve their second term. Motion made by Temme, second by Lindgren to approve Paul Groeteke and Kim Beierman for their second, six-year term. Roll call: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Suzanne Kibbe, Quick Med Claims; Tanya Sharp and Cindy Lesiak, Boone County Health Center; and the Board had their quarterly Zoom meeting to review the total ambulance run information from the 2020 year to show received and lost revenue in comparison to the current year. The Board reviewed the presented information and were pleased that they would be able to review the information for a better understanding on when a write off is needed. The Board thanked everyone for their attendance and signed off with Kibbe.



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The 2020-2021 County budget was adopted on September 14, 2020 and Resolution No. 2020-30 was approved on September 28, 2020 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2020-2021 Tax Year on an as needed basis. In accordance with the Nebraska State Auditor of Public Accounts the Board is to authorize the dollar amount for the County Treasurer to transfer. Motion made by Rutten, second by Lindgren to authorize the Boone County Treasurer to transfer the amount of \$1,153,540.00 from the General Fund (0100) to the Road Fund (0200) for the 2020-2021 Tax Year. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Boone County Treasurer needs authorization from the Boone County Board of Commissioners to set up a separate bank account for the American Rescue Plan Act. The account will receive said revenue from the federal government per the American Rescue Plan Act (ARPA) guidelines. Motion made by Temme, second by Lindgren to authorize the County Treasurer to set up a separate non-interest bearing account for the American Rescue Plan Act funds when received. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Ross Davidson of Albion was in attendance to discuss weed control concerns along 310th and 320th Avenue. The Board discussed Davidson's concerns and let him know that they would inform the new Weed Superintendent of his concern to be taken care of in a timely manner. Davidson thanked the Board for their assurance that the Weed Superintendent would follow his protocol to take care of the issue.

Mary Ziemba, County Zoning Administrator, and Stacey Ziemba, County Highway Superintendent, were present to discuss the possibility of hiring additional office personnel. The Board, Ziemba and Ziemba discussed the need for the position, what the position's duties would be and who the person would report to. Motion made by Temme, second by Lindgren to authorize the County Zoning Administrator to advertise first for a part-time position with applications being due by 4:30 P.M. on July 1, 2021 and then if no part-time applications are received, re-advertise for a full-time position with applications being due by 4:30 P.M., on July 16, 2021. Roll call vote: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The County Highway Superintendent updated the Board regarding road equipment repair/replacement, road/bridge maintenance and projects. In addition, the following was discussed:

- Received clarification on new FEMA/NEMA split at the NACO County Highway Superintendent Meeting
 - FEMA-90%, NEMA-5%, County-5%.
- The new maintainer still has not been received.

The County Highway Superintendent and the Board discussed if any additional quotes were received for repairs and maintenance on two county box culverts. Ziemba informed the Board that no one other than the previously submitted quotes from Ed Hoevet Excavating were received. Motion made by Lindgren, second by Temme to approve the quotes from Ed Hoevet Excavating for approximately \$9,699.06 and \$10,700.44 for two box culverts located in the western part of the county. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board reviewed Resolution No. 2021-21 which would authorize the County Road Department to repair all damaged roads caused by an irrigation system onto a county road, and then bill the cost to the landowner where the irrigation system is located. If the bill went unpaid then the resolution also authorizes the County to file a civil action to collect those fees. Motion made by Temme, second by Rutten to approve Resolution No. 2021-



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21 setting procedures in place for the County Road Department to follow in the event an irrigation system diverted irrigation water onto a public road causing damages. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

On May 17, 2021 the Board signed a contract with Marvin Planning Consultants, Inc for approximately \$43,400.00 to update the Boone County Comprehensive Plan by January 2023. This contract paid for the upfront cost where \$9,000.00 was to be reimbursed to the County from the Village of Petersburg and \$9,000.00 to be reimbursed to the County from the Village of Cedar Rapids. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-22/Interlocal Agreement for the Village of Petersburg to reimburse the County \$9,000.00 over two fiscal years and Resolution No. 2021-23/Interlocal Agreement for the Village of Cedar Rapids to reimburse the County \$9,000.00 over two fiscal years. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Nebraska State Statute 80-101 refers to County Veterans Service Committee appointments and terms. The committee members are five-year terms. The term of Kenneth McIntyre of Primrose expires in June 2021. Motion made by Rutten, second by Lindgren to re-appoint Kenneth McIntyre of Primrose to a five-year term effective July 1, 2021 through June 30, 2026 to the Boone County Veterans Service Board. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The County Clerk received a new Internet Banking Service Agreement and Originator Company Agreement regarding the County's ACH services with Cornerstone Bank for Payroll purposes. Motion made by Temme, second by Lindgren to authorize the County Clerk to sign the updated Internet Banking Service Agreement and Originator Company Agreement regarding the ACH services related to the County Payroll. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:

- Commissioner Lindgren attended the NACO County Board workshop in Kearney, NE.
- An opening on the Boone County Fitness Center, Inc Board was brought to the attention of the Board. Commissioner Rasmussen was the last to be appointed. This issue will be on the next meeting agenda to be addressed.
- Commissioner Temme attended and updated the Board on the June 8th, BCDA, Inc meeting.
- Commissioner Temme plans to attend BCDA's last Emerging Leaders session and upcoming Boone County Ag Society's meeting.
- Commissioner Temme attended the Boone County Ag Society meeting.

Chairman Temme declared the meeting adjourned at 2:00 P.M., with the next Board meeting scheduled for Friday, June 21, 2021.

Sarah Robinson,
Boone County Clerk