

# Boone County Board Minutes



## **2017 REORGANIZATIONAL MEETING BOONE COUNTY BOARD OF COMMISSIONERS ALBION, NEBRASKA**

The Boone County Board of Commissioners of Boone County, Nebraska convened at 9:00 A.M. on Thursday, January 5, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Luettel called the Reorganizational Meeting to order as required by Nebraska State Statute. Commissioners present for roll call were Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Luettel noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to appoint Hilary K. Maricle as Chairman of the Boone County Board of Commissioners for the year, 2017. Roll call vote: Yeas: Luettel and Rasmussen. Abstain: Maricle. Nays: None. Motion carried.

Motion made by Rasmussen, second by Maricle to appoint Ken Luettel as Vice Chairman of the Boone County Board of Commissioners for the year, 2017. Roll call vote: Yeas: Rasmussen and Maricle. Abstain: Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to appoint the following to be on the Health Board for Boone County as required by State Statute: County Sheriff, County Clerk and Boone County Health Center Chief of Staff for 2017.

Motion made by Luettel, second by Rasmussen that the budget committee for the ensuing 2017-2018 budget year is the Boone County Board of Commissioners, Boone County Clerk and Boone County Treasurer.

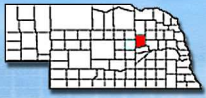
Motion made by Maricle, second by Luettel to reappoint Richard D. Martinsen, Certified Public Accountant, Albion, Nebraska, to prepare the County Budget for the 2017-2018 budget year, to be paid from the County General fund.

Motion made by Luettel, second by Maricle to appoint Stacey L. Robinson, Fullerton, Nebraska, as full time County Highway Superintendent under the supervision of the County Board for 2017.

Motion made by Luettel, second by Maricle to reappoint Christopher C. Hays, of Osceola, Nebraska, as Boone County Surveyor for a four year term commencing January 8, 2015 through December 31, 2018, per contract for services as provided in State Statute Section 23-1901.01.

Motion made by Maricle, second by Rasmussen to reappoint Jacqueline Lynne Wells as full time Boone County Veteran Service Officer under the supervision of the County Board for 2017. Office hours are 8:00 A.M. to 12:00 P.M. and 1:00 P.M. to 5:00 P.M., Monday through Friday and a part-time employee at less than 20 hours per week. In addition, there is a signed agreement with Greeley County for Boone County Veteran Service Officer to provide services for Greeley County.

Motion made by Luettel, second by Maricle to continue the contract for the services of Public Defender for Boone County with Jeffrey C. Jarecki of Jarecki Yosten PC LLO, Albion, Nebraska, pursuant to the terms of an Agreement that shall commence on January 1, 2016 and continue until January 1, 2018.



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Motion made by Rasmussen, second by Luettel to reappoint Randall Bruland as the Administrator and Maintenance Director of the Boone County Ambulance Service under the supervision of the County Board for 2017.

Motion made by Luettel, second by Rasmussen to continue the agreement for patient billing and collection services for the Boone County Ambulance Service with EMS Billing Services, Inc. of Omaha, Nebraska pursuant to an Agreement effective March 1, 2014 that continues to termination by one of the parties. Nicole Levander, Boone County Health Center, to serve as liaison for the Boone County Ambulance Service/EMS Billing Services for 2017.

Motion made by Maricle, second by Rasmussen to reappoint Mary Ziemba as County Planning and Zoning Administrator, Regulatory Zoning Investigator and Floodplain Manager under the supervision of the County Board for 2017. The road clerical duties for the County Highway Superintendent's office are also included as part of the County Planning and Zoning Administrator duties.

Motion made by Luettel, second by Maricle to reappoint the Boone County Clerk as the Title VI representative for 2017.

Motion made by Maricle, second by Rasmussen to reappoint the Boone County Veteran Service Officer as the American with Disabilities Act (ADA) Coordinator for 2017.

Motion made by Luettel, second by Maricle to appoint the Boone County Sheriff and his staff to be the E911 Coordinator for 2017.

Motion made by Luettel, second by Maricle to appoint Alan Rasmussen as Courthouse Custodian Supervisor for 2017.

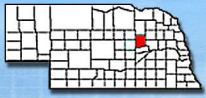
Motion made by Luettel, second by Maricle to appoint the Board of Commissioners Chairman as Chairperson of the County General Assistance Program with the emergencies being handled by a Commissioner. The County Clerk or Deputy County Clerk shall contact the assistance program chairperson or a Commissioner when there is a request on a day there is no scheduled Board meeting.

Motion made by Luettel, second by Maricle to appoint the Boone County Clerk as the contact person for Boone County for the NIRMA Insurance for 2017.

Motion made by Maricle, second by Rasmussen to give the County Clerk's office the authority to sign any documents that pertain to the office of the County Superintendent of Schools after June 30, 2000 under the supervision of the County Board for 2017.

Motion made by Maricle, second by Luettel that the depository for the Boone County Clerk account will be the Boone County Bank, A Division of Madison County Bank, Albion with Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account; and depository for the Boone County Imprest Vendor account will be the Boone County Bank, A Division of Madison County Bank, Albion with Commissioners Ken Luettel, Hilary K. Maricle, Alan Rasmussen and County Clerk's office Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account.

Motion made by Rasmussen, second by Maricle that the depository for the Clerk of the District Court will be the Cornerstone Bank of York, Albion Branch with Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account.



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Motion made by Luettel, second by Maricle that the depository for the Boone County Imprest Payroll account will be the Cornerstone Bank of York, Albion Branch, with Commissioners Ken Luettel, Hilary K. Maricle, Alan Rasmussen and County Clerk's office Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account.

Motion made by Maricle, second by Rasmussen that the depositories for the County Treasurer are as follows: Boone County Bank, A Division of Madison County Bank, Albion, NE; Cedar Rapids State Bank, Cedar Rapids, NE; Cornerstone Bank (Albion Branch and St. Edward Branch), York, NE; First Bank & Trust of Fullerton (St. Edward Branch), Fullerton, NE; Great Plains State Bank, Petersburg, NE; Homestead Bank (Albion Branch), Cozad, NE; and Alternate Investment is Nebraska Public Agency Investment Trust (NPAIT), Lincoln, NE. The County Board authorizes and empowers the Boone County Treasurer to invest any surplus funds in the custody of the office. Any surplus funds shall be invested to assure a beneficial rate of return to the County and confirmation of all pledged securities are on file.

Motion made by Luettel, second by Rasmussen that all County Officials and Department Heads must contact the County Board, as an agenda item, before buying or doing any major maintenance to equipment or furniture over \$800.00.

Motion made by Luettel, second by Maricle that the courthouse hours shall be 8:00 AM to 5:00 PM with a one-hour unpaid break, and that all offices will post their hours, including the lunch break; and notice shall be posted on the respective office door only if an office is to be closed when it otherwise would be open.

Motion made by Maricle, second by Luettel that the Boone County full time employees are to receive twelve paid holidays which include the observed nine holidays as set forth in the NIRMA Guide to Creating a Personnel System for Nebraska Counties Handbook together with Martin Luther King, Jr. Day and Columbus Day. In addition, Arbor Day shall be a floating holiday to be used in 2017 by the employee beginning the last Friday in April up to December 21<sup>st</sup> of the current year. The Courthouse "Closed" notices will be posted by Board directive on the north and west outside entrance courthouse doors.

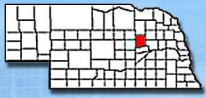
Motion made by Luettel, second by Rasmussen that full time employees are to receive vacation and sick leave as set forth in the Boone County Employee Handbook. The employee's vacation and sick leave records are recorded with the time clock/attendance system effective January 2014.

Motion made by Maricle, second by Rasmussen to approve the IRS mileage reimbursement rate of 53.5 cents per mile, effective January 1, 2017 as referenced in the Boone County Employee Handbook.

Motion made by Maricle, second by Luettel to approve County meal reimbursable dollar amount, as referenced in the Boone County Employee Handbook, for 2017 overnight travel policy: (1) Includes reimbursement by submitting an itemized receipt for actual expense up to \$11.00 for breakfast, \$12.00 for lunch and \$23.00 for supper; (2) No reimbursement of meals for one day travel; (3) If an unforeseen situation occurs for one day travel and return is after 7:00 P.M., the meal may be reimbursed and will be taxed and added to the employee W-2; (4) Itemized receipts are required for all travel expenses.

Motion made by Maricle, second by Luettel that agenda items must be provided to the Boone County Clerk's Office no later than noon on the Friday preceding a Board meeting in order to be considered for said Board meeting.

Motion made by Maricle, second by Rasmussen that the Boone County Board of Commissioners will hold their Board meetings on every Monday except for the first Monday of each month in the year, 2017, commencing at 9:00 A.M. Meeting dates/times are subject to change due to state statute regulations. Monday meetings that are



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on holidays will be held on Tuesday. The Accounts Payable Vendor meeting will be on the second Monday of the month and other Mondays will be regular public meetings. The Payroll meetings are subject to change from Monday to a different day for approval by the Board with the implementation of the time clock/attendance system and the 22/21 pay period. The Board meeting dates for payroll approval are as follows: January 25, February 24, March 27, April 26, May 24, June 28, July 26, August 28, September 27, October 25, November 28 and December 27, 2017. The County Clerk's office has charge and authority of the agenda for all meetings. The agenda will be made available for all meetings on the Boone County Website and the bulletin board located in the north courthouse entrance. Also, the following will be used to post notices in advance for emergency meetings and meetings that cannot be published in the legal newspaper(s): Boone County Website; Boone County Courthouse; lobbies of the Boone County Bank; Cornerstone Bank; Homestead Bank; and Albion News Office, all located in Albion, NE. In addition, the Cedar Rapids State Bank, Cedar Rapids, NE, Cornerstone Bank, St. Edward, NE and Great Plains State, Petersburg, NE.

As required by law (Neb. Rev. Stat. §48-443), each Nebraska county must have a working safety committee. Motion made by Luettel, second by Rasmussen that (1) the following will serve on the Safety Committee for 2017: Region 44 Emergency Management Director; County Sheriff; Board of Commissioners; County Highway Superintendent; County Treasurer; County ADA Coordinator; Custodial Maintenance Supervisor; and (2) the Safety Committee meetings are tentatively scheduled for February 24, 2017, May 15, 2017, August 14, 2017 and November 20, 2017, commencing at 9:00 A.M.

The Grievance Procedure in the Employee Handbook says the County will use a Grievance Board consisting of five people. The Commissioners shall create the pre-designated list of ten impartial members to serve on the Grievance Board. The Board visited with county residents to create a pre-designated list. The Board adopted and approved the 2013 and 2014 pre-designated list on December 16, 2013 at their Board of Commissioners meeting and are as follows: Elva Bartels, Albion; Jodie Borer, Albion; Kevin Cruise, St. Edward; Mark Jensen, St. Edward; Charles Krohn, Albion; Steve Lordemann, Petersburg; Mike Morgan, Cedar Rapids; Bill Schriver, Albion; Lonnie Smith, Albion; and Dennis Tyson, Albion. Motion made by Luettel, second by Maricle to make no changes in 2017 to the above adopted pre-designated list approved in December, 2013.

Motion made by Maricle, second by Luettel to approve all motions for the respective appointments above as presented unless specifically noted. Roll call vote: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen, that the following be appointed to the various boards that Boone County is associated with for 2017:

Americans with Disabilities Act Board:

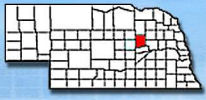
- (1) Third Member of the Boone County Board of Commissioners
- (2) Jeff Noble, Albion, NE, Representative for the disabled community
- (3) Boone County Highway Superintendent
- (4) County Attorney, as the legal advisor for the committee

BCDA, Inc.

Alan Rasmussen  
Hilary K. Maricle

Central Nebraska Joint Housing Authority, Loup City

Hilary K. Maricle  
Ken Luettel - Alternate



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East-Central District Health Department, Columbus

Alan Rasmussen  
Hilary K. Maricle - Alternate

Northeast Nebraska Area Agency on Aging, Norfolk

Ken Luettel  
Hilary K. Maricle - Alternate

Northeast Nebraska Economic Development District

Ken Luettel - Elected Official

Northeast Nebraska Juvenile Services, Inc., Madison

Ken Luettel  
Hilary K. Maricle - Alternate

Region 4 Behavioral Health System, Norfolk

Alan Rasmussen  
Ken Luettel - Alternate

Region IV, Inc. / NorthStar Services, Wayne

Hilary K. Maricle  
Alan Rasmussen – Alternate

Region 44 Emergency Services Supervisory Committee

Hilary K. Maricle  
Ken Luettel – Alternate

Motion made by Luettel, second by Maricle to continue the Interlocal Agreement for Emergency Management Services, known as Region 44 Emergency Management, is between the County of Boone, Nance and Merrick beginning on July 1, 2014 through June 30, 2018.

Motion made by Maricle, second by Rasmussen to name the following people to serve on the Boone County Extension Board as recommended by Steve Pritchard, Boone/Nance County Extension Educator. This board is in accordance with an Interlocal Agreement with the University of Nebraska for Cooperative Extension Services signed on December 14, 1998. A term is three years with a maximum of six years. The terms are as follows:

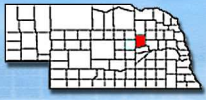
Mark Grundmayer	(2015-2017) – 2nd term
Ken Schriver	(2015-2017) – 1st term
Amanda Berg	(2017-2018) – 1st term (complete the term of B. Andreasen)
Roger Voichoski	(2017-2019) – 1st term

Motion made by Luettel, second by Maricle that the following Boone County Planning and Zoning Board members are appointed to the following terms of office to represent the Boone County Joint Planning Commission, effective January 1, 2017:

Paul Groeteke, Brad Stephens and Clyde Stuhr	(2017)
Justin Frey, Mark Jensen and Morgan Mogensen	(2017-2018)
Chris Baum, Mark Wagner and Shelley Towey	(2017-2019)

Motion made by Luettel, second by Rasmussen that the following members of the Boone County Board of Adjustment are appointed to the following terms of office, effective January 1, 2017:

Paul Kettelson and Mark Jensen	(2017)
Ray Merrell	(2017-2018)
H. Thomas Fick and Deb Mitchell	(2017-2019)



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Vacancy

Alternate

Motion made by Rasmussen, second by Luettel that the following members of the Boone County Visitors Committee are appointed to four-year terms per Nebraska State Statute with each term to start January 1<sup>st</sup> each year. The terms are as follows:

Irene Dresch	(2015-2018)
Marcus Johnson	(2017-2018) (complete term of W. Hoefer)
Brian Yosten	(2015-2018)
Mary Jeanne Stokes	(2017-2020)
Connie Sugden	(2017-2020)

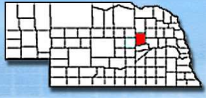
Nebraska State Statute 28-1439.03 requires the continuation of a County Drug Law Enforcement and Education Fund Board. The Resolution No. 2012-35, dated August 20, 2012 was the last appointment of a County Drug Law Enforcement and Education Fund Board. On January 6, 2014 the County Attorney at that time said that the drug board may be appointed at the County Board's reorganizational meeting each year in order to be kept current. Motion made by Luettel, second by Maricle that the following be appointed to serve on the County Drug Law Enforcement and Education Fund Board:

Boone County Attorney, shall serve as Chairperson	
Investigator Tim Stopak, Nebraska State Patrol, shall serve two years	(2017-2018)
Boone County Sheriff's Department, shall serve two years	(2017-2018)
Albion Chief of Police, shall serve one year	(2017)

Motion made by Maricle, second by Luettel that the following are appointed to the Local Emergency Planning Committee for 2017:

Region 44 Emergency Manager  
Rich Good – St. Edward Fire Department  
Jenice Stevenson – Albion Rescue  
Amy Zaruba – Boone County Health Center/Albion Rescue  
Sarah Moeller – Private Industry-Valero  
Denny Johnson – Boone County Sheriff  
Bruce Benne – Albion Fire Department  
Jim Dickerson – Albion News  
Dr. Anthony Kusek – Boone County Health Center  
Hilary K. Maricle – Boone County Board of Commissioners  
Stacey L. Robinson – Boone County Highway Superintendent  
Justin Ranslem – Private Industry/Helena Chemical  
Val Snyder – Private Industry/Tallgrass  
Joan Carraher – Riverside Public Schools  
Sachin Bagade – East-Central District Health Department  
Lowell Imus – Boone Central Schools  
Jon Lindgren – State of Nebraska, Department of Roads, Albion Yard

Motion made by Maricle, second by Luettel to approve the Boone County Weed Superintendent position as a vacancy at this time. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



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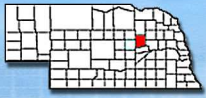


All motions for the respective appointments at the Reorganizational Meeting approved as presented unless specifically noted. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board and Stacey L. Robinson, County Highway Superintendent, conducted applicant interviews for the advertised General Road Foreman/Weed Superintendent position. No action was taken at the Reorganizational Meeting. The County Board and Highway Superintendent plan to discuss the advertised position/interviews at the Board meeting scheduled for Monday, January 9, 2017.

Chairman Maricle declared the Boone County Board of Commissioners Reorganizational meeting adjourned at 11:34 A.M.

Kathy Thorberg,  
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JANUARY 9, 2017                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, January 9, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Luettel called the meeting to order and Commissioners present for roll call were Ken Luettel and Alan Rasmussen. Commissioner Hilary K. Maricle was absent. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Vice Chairman Luettel acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$92,911.55; Road - \$360,664.11; Boone County Visitor's Promotion - \$400.00; Veteran's Aid - \$2,000.00; 911 Emergency Management (2910) - \$223.97; 911 Wireless Service (2913) - \$575.92; Ambulance - \$4,041.36. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings and Board of Equalization Public Hearing Proceedings of December 28, 2016 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the County Board Reorganizational Proceedings and Board of Equalization Reorganizational Proceedings of January 5, 2017 as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

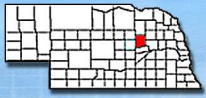
Motion made by Rasmussen, second by Luettel to approve the following reports of the County Officials as presented for December, 2016:

- Clerk - \$12,302.00 (State of Nebraska \$7,218.96)(County of Boone \$5,083.04)
- Clerk of the District Court - \$991.20 (State of Nebraska \$462.00)(County of Boone \$529.20)
- Sheriff - \$834.89
- Treasurer - Treasurer's Fees - \$34.00; Miscellaneous Receipt Nos. 15414-15481- \$233,973.48; Total Collections - \$4,269,794.96
- County Veteran Service Office reports for the months of July, August, September, October, November and December, 2016.

Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Tom Smith, Region 44 Emergency Manager, updated the Board regarding emergency management activities and scheduled emergency management training. Smith presented information and informed the Board of the January/February 2017 scheduled meetings/trainings:

- Local Emergency Planning Committee (LEPC) meeting January 10<sup>th</sup> at Albion Fire Hall;
- Community Organizations Active in Disasters (COAD) meeting January 12<sup>th</sup> at Presbyterian Church in Fullerton;
- Community Emergency Response Team (CERT) meeting on January 12<sup>th</sup> at Albion Fire Hall;



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- Incident Command System (ICS)/Emergency Operations Center (EOC) workshop on January 19<sup>th</sup> at Lancaster County Health Department in Lincoln;
- EM101 training for elected officials on January 24<sup>th</sup> at Fullerton Fire Hall; and
- Logistics and Finance Section Chief training on February 13-17<sup>th</sup> at Grand Island City Hall.

The Board reviewed quotes from NMC at their Board meeting on March 14, 2016 regarding maintenance agreements for the Winco generator at the Sheriff's office and the Olympian generator located at the County Communications Tower. The quotes included a list of the maintenance procedures. Both generators are necessary for the operation of the emergency equipment and notification systems for inclement weather and disasters. The Board approved the following on March 14, 2016: NMC quote of an annual maintenance for the Winco generator of \$617.00 and semi-annual maintenance for the Olympian generator of \$414.00 each inspection. The 'semi-annual' maintenance quote definition was for the May/June inspection and the 'annual' maintenance quote definition was for the September/October inspection and changing of the oil and filters. Motion made by Luettel, second by Rasmussen to rescind the March 14, 2016 motion and approve the generator maintenance for the Winco semi-annual - \$414.00; Winco annual - \$617.00; Olympian semi-annual - \$414.00; and Olympian annual - \$620.00. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

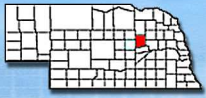
Stacey L. Robinson, County Highway Superintendent, presented the December road maintenance, repair and project report to the Board for their review. Robinson updated the Board regarding road/bridge maintenance, materials and road equipment.

Andy Devine, Albion City Administrator, submitted an Interlocal Agreement for the Board to review between the County of Boone and City of Albion. The City of Albion requires a Street Superintendent and desires the Street Superintendent to be licensed with the State of Nebraska. Stacey L. Robinson is a Class B Licensed County Highway Superintendent, a licensed Street Superintendent and a full time employee for the County of Boone. Robinson is a full time salaried employee of Boone County and City of Albion desires to remit payment directly to Boone County on a monthly basis for each month of this agreement. All parties on an annual basis shall review the Interlocal Agreement. Motion made by Luettel, second by Rasmussen to approve and authorize the Board Vice Chairman to sign Resolution No. 2017-01 an Interlocal Agreement between the County of Boone and City of Albion for licensed Highway and Street Superintendent services in effect for one year commencing on January 1, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The Board and Stacey L. Robinson, County Highway Superintendent, discussed at length the General Road Foreman/Weed Superintendent position that was advertised and the applicants that were interviewed on January 5, 2017. Motion made by Luettel, second by Rasmussen to fill the advertised General Road Foreman/Weed Superintendent position from the applicants that were interviewed. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried. Motion made by Luettel, second by Rasmussen to offer the advertised General Road Foreman/Weed Superintendent position to Trevor VanDeWalle. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Open Discussion and miscellaneous public comments:

- Consensus of the Board was to offer the Wellness Partners Health Fair to interested employees.
- Denny Johnson, Sheriff, updated the Board regarding law enforcement activities, training and renovation of the present law enforcement building.

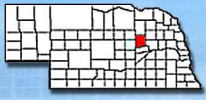


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Vice Chairman Luettel declared the meeting adjourned at 12:07 P.M., with the next Board meeting scheduled for Tuesday, January 17, 2017.

Kathy Thorberg,  
Boone County Clerk



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## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 17, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Tuesday, January 17, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of January 9, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Abstain: Maricle. Motion carried.

The County Treasurer submitted a Semi Annual Statement for July 1, 2016 through December 31, 2016. Motion made by Maricle, second by Rasmussen to accept and approve the County Treasurer's Semi Annual Statement as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

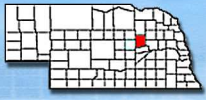
The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of December 31, 2016. Motion made by Rasmussen, second by Maricle to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented bids for the Board to review regarding the purchase of a law enforcement vehicle. Johnson presented a state bid for a 2017 Dodge Charger for \$25,673.00 and a quote for a used 2015 Dodge Charger from the Kansas Highway Patrol fleet sales for \$19,500.00. Johnson asked the Board for approval to purchase the 2015 Dodge Charger and said that the Charger will be replacing a 2010 Ford Explorer. Motion made by Luettel, second by Maricle to approve the purchase of a 2015 Dodge Charger for \$19,500.00 from the Kansas Highway Patrol as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. Boone County Agricultural Society, Inc. requested assistance to advertise the Reza Dinner & Show event scheduled for February 18, 2017. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Mary Ziemba, County Planning and Zoning Administrator, informed the Board that the office has a computer power unit that is not working properly and needs to be replaced. Ziemba said that the monitor and keyboard do not need to be replaced at this time. The Board and Ziemba discussed contacting Applied Connective Technologies for computer power unit quotes. Ziemba plans to contact Applied Connective Technologies for quotes and said that the old computer power unit will be crushed by Shred Monster Inc. of Columbus.

The Board held a meeting with the department heads.



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- Commissioner Maricle asked all present to join in the Pledge of Allegiance.
- County officials/department heads reported on activities with regard to their respective office.
- The Sheriff's office reported minor incidents related to the ice storm January 15-16, 2017.
- UNL Extension and the Nonprofit Association of the Midlands are providing Board Boot Camps. A Board Boot Camp is scheduled in Albion on March 22, 2017 at the Boone County Health Center. The Board Boot Camp provides the latest information all board members need to know to keep their nonprofit organizations compliant and boards operating smoothly.
- The County Attorney explained the Juvenile Diversion program.
- The Wellness Partners Health Fair is scheduled for Thursday, March 23, 2017 from 6:30 A.M. – 9:00 A.M., for the county employees that are interested in participating.
- A question regarding employee's personnel forms with protected information was discussed at the December 19, 2016 Board meeting. A checklist was discussed where the employees will need to complete their choice on the checklist form at the beginning of each calendar year. The consensus of the group was that employee's personnel forms with protected information will be received in a sealed envelope and returned to the respective office in an envelope.
- The group discussed a policy for meeting registrations and a policy for employee reimbursement of supplies, equipment, etc. The Board plans to address the policies at a later date.

The Board and Stacey Robinson, County Highway Superintendent, discussed employment position(s) for a possible better combination of job duties to address the statutory requirements for county weed, road and signage. A General Road Foreman position would be helping out the three road districts and overseeing road projects. A County Weed Superintendent/Sign Technician would be able to spray weeds while replacing/checking the signage throughout the county. Both positions would possibly help during inclement weather and special projects. Both positions hourly rate of pay may be based on prior experience and necessary certifications/licenses.

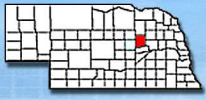
Motion made by Luettel, second by Maricle to advertise the position of General Road Foreman with a deadline for applications of 4:00 P.M. on Friday, February 3, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Rasmussen, second by Luettel to advertise the position of County Weed Superintendent/Sign Technician with a deadline for applications of 4:00 P.M. on Friday, February 3, 2017. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled this week.
- The Board discussed listing surplus vehicles on the annual FFA auction.
- Denny Johnson, Sheriff, John Buck, Deputy Sheriff, and the Board discussed at length the proposed law enforcement/jail building renovation plans prepared by Prochaska and Associates. Prochaska submitted the renovation plans to NE Jail Standards Division for their review. Johnson, Buck and the Board discussed the Communications Center area and equipment that is becoming outdated and parts may not be available. Johnson plans to contact counties that have upgraded communication equipment recently for more information and costs.

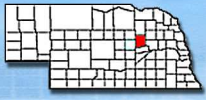
Chairman Maricle declared the meeting adjourned at 12:15 P.M. with the next Board meeting scheduled for Wednesday, January 25, 2017.



# Boone County Board Minutes



Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 25, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, January 25, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

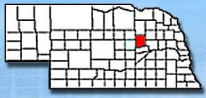
Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle and Alan Rasmussen. Commissioner Ken Luettel arrived at 9:01 A.M. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rasmussen, second by Luettel to approve the County Payroll Claims filed for payment from the various funds: General \$95,169.27, BCBS \$44,193.24, Ameritas Ret \$6,619.69, EFTPS \$7,078.95, Section 125 Fees \$15.00, Wellness Program \$71.80; Road \$49,757.11, BCBS \$24,393.44, Ameritas Ret \$3,358.61, EFTPS \$3,750.61; Ambulance \$3,209.10, Ameritas Ret \$111.56, EFTPS \$245.50; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of January 17, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Boone County Home, Farm and Garden Show, LLC requested assistance to advertise the Boone County Home, Farm and Garden Show event scheduled for March 24-25, 2017. Discussion regarding the application was that approvals have been for organizations such as community clubs, church groups, fire departments, etc. that are for non-profit. The record research did not show a non-profit status for the above mentioned LLC. The consensus of the Board was to deny the request to keep consistency with the prior approval/denials of applications. Motion made by Luettel, second by Maricle to deny the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Nebraska Legislature has enacted and the Governor has signed legislation relative to the interest of County Officers in public contracts. Members of the County Board of Commissioners on occasion engage in work for the County beyond their duties and responsibilities as County Commissioners for which they will receive a direct pecuniary fee or commission as a result of such work. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-02, (1) Any board member may enter into a contract with Boone County during the year 2017 for the furnishing of services beyond the statutory responsibilities and duties as County Commissioners. (2) Such Commissioner entering into such agreement shall comply with the statutes relating to interest in public contracts, Section 49-14, 103.01 et seq. as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, and the Board discussed area road conditions due to inclement weather received to date in January. Robinson updated the Board regarding the status of the General Road Foreman and County Weed Superintendent/Sign Technician advertised positions.

The Board and Robinson discussed the Non-Exclusive Contract for Services for truckers to back-haul aggregate for the County. Robinson informed the Board that eight trucker's back-hauled aggregate for the County in 2016. The Board and Robinson discussed adding language to the contracts to include an attached copy of the truck driver's CDL and insurance coverage. In addition, language will be added regarding that the back-hauler contacts the County Highway Superintendent, before any load is accepted by Boone County.

The Board and Robinson discussed the need to purchase aggregate as the stock piles are shrinking fast with the inclement weather. Robinson plans to contact quarries for aggregate bids and availability.

The Board and Robinson discussed leasing/purchasing a shredder for trees and brush for the county road department to use to clean up the county road right-of-ways. The consensus of the Board was for Robinson to obtain more information on shredders and quotes for purchasing or leasing equipment to shred trees/bushes.

Denny Johnson, Boone County Sheriff, asked the Board for an executive session. Motion made by Luettel, second by Maricle to go into executive session at 10:51 a.m., per the Open Meeting Act §84-1410(D), Evaluation of the job performance of a person when necessary to prevent needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried. The Board and Denny Johnson, Sheriff discussed personnel issues. Motion made by Rasmussen, second by Maricle to come out of the executive session at 12:06 p.m. Commissioner Luettel excused himself at 11:55 a.m. to attend another meeting. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Absent: Luettel. Motion carried. No action was taken by the Board.

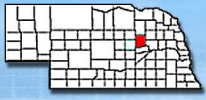
It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute 47-109. The Board conducted a routine visit of the Boone County Jail per Nebraska State Statute.

## Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled this week.
- Commissioner Maricle shared information with the Board regarding the Boone County Fitness Center, Inc. changes and activities.
- Commissioner Luettel shared information with the Board regarding the Boone County Agricultural Society, Inc. activities and the Northeast Nebraska Juvenile Services, Inc. changes and concerns.
- The Board attended the EM101 training that was held on January 24<sup>th</sup> at Fullerton Fire Hall.
- Tom Smith, Region 44 Emergency Manager, and the Board discussed updating the county communication equipment.

Chairman Maricle declared the meeting adjourned at 12:25 P.M., the next Board meeting is scheduled for Monday, January 30, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 30, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, January 30, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of January 25, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received two requests for advertisement funding.

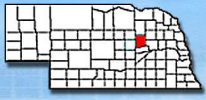
The Boone County Agricultural Society, Inc. requested assistance to advertise the Easton Corbin and Runaway June concert scheduled for the Boone County Fair on July 8, 2017. Motion made by Luettel, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Faith Lutheran Church of St. Edward requested assistance to advertise the Steak & Burger Feed fundraiser event scheduled for March 11, 2017. Motion made by Maricle, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, prepared a Non-Exclusive Contract for Services for each of the interested truckers. The contracts are for the year 2017 with the contractor compensation being \$7.00 per ton for road gravel and \$11.00 per ton for other aggregate. The Board reviewed a Non-Exclusive Contract for Services submitted by Curtis Dobson and Corey Dobson/Dobson Transfer LLC. Motion made by Luettel, second by Maricle to authorize the Board Chairman to sign the Non-Exclusive Contracts for Services as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, submitted a Non-Exclusive Contract for Services referencing the Resolution No. 2017-02, from Ken Luettel/Jack Dynamic LLC to back-haul aggregate for the County. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign the Non-Exclusive Contract for Services for Jack Dynamic LLC as presented. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

Each county is to annually prepare and file on or before the anniversary date of the filing of its One and Six Year Road Improvement Program, a plan for specific road improvements for the current year. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-03, to set a public hearing for 10:00 A.M. on Monday, February 13, 2017 for the County One and Six Year Road Improvement Program. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, and the Board discussed obtaining quotes from engineering firms regarding hydraulic studies for county road projects. Robinson plans to obtain quotes from engineering firms to present at a future Board meeting.

Rural communities are supported by numerous nonprofits organized to manage local projects and events. Nebraska Extension and the Nonprofit Association of the Midlands are partnering to provide Board Boot Camps throughout Nebraska in 2017. The Board Boot Camp will provide the latest information all board members need to know to keep their nonprofit organizations compliant and boards operating smoothly. There is a registration cost for the Board Boot Camp. The Board discussed who would attend the Board Boot Camp scheduled in Albion on March 22, 2017 from 4:30-8:30 P.M. at the Kvam Room, Boone County Health Center. Motion made by Luettel, second by Rasmussen to approve the registration fee of \$200.00 for the Boone County Board of Commissioners to attend the March 22, 2017 Board Boot Camp. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board did not receive the 2016 County Weed Superintendent report to review. The agenda item will be rescheduled for the February 13, 2017 Board meeting.

Open discussion and miscellaneous public comments:

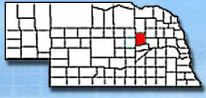
- The Board discussed who would attend the various meetings scheduled this week.
- The Board discussed listing surplus vehicles on the annual FFA auction.
- Barb Hanson, County Assessor, provided the Board with information released from the Nebraska Department of Revenue, Property Assessment Division, regarding property tax changes from 2015 to 2016.
- The Board discussed phone calls and correspondence they received regarding county road concerns with Stacey Robinson, County Highway Superintendent.
- Stacey Robinson, County Highway Superintendent, informed the Board that she plans to attend the LTAP signage seminar on February 10, 2017.
- The Board and Robinson held a teleconference call with Darrel Thorin, to discuss the specifications of the two 46 ft. CPS gravel belly dump semi-trailers that he ordered from Siouxland Trailer Sales in December, 2016. Thorin explained to the Board that the 'In Line' trailer gates provide more versatility when spreading gravel on the county roads.

The Board discussed who would attend the County Planning and Zoning Commission Board meeting tonight at 7:00 P.M. Motion made by Luettel, second by Maricle to recess said Board meeting at 11:10 A.M. in order for the Board of Commissioners to attend the 7:00 P.M. County Planning and Zoning Commission meeting. Roll call vote: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to reconvene the Board of Commissioners meeting at 7:00 p.m. on January 30, 2017. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

The Board of Commissioners and the County Planning and Zoning Commission Board discussed possible changes to the Boone County Zoning regulations. No decisions were made.

Motion made by Luettel, second by Maricle to adjourn said meeting at 9:33 P.M. on January 30, 2017. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Absent: Rasmussen. Motion carried.

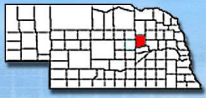


# Boone County Board Minutes



The next Board of Commissioners meeting is scheduled for Monday, February 13, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
FEBRUARY 13, 2017  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, February 13, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Luettel called the meeting to order and Commissioners present for roll call were Alan Rasmussen and Ken Luettel. Commissioner Hilary K. Maricle was absent. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Vice Chairman Luettel acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The accounts payable warrants/checks are approved/issued by the County Board and signed by its chairperson. The Nebraska statutes addresses the authority of the approval of the accounts payable by the County Board and the signature of the chairperson in the absence of the chairperson. Motion made by Rasmussen, second by Luettel to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$56,625.79; Road - \$62,123.46; Boone County Visitor's Promotion - \$1,468.06; 911 Emergency Management (2910) - \$710.73; 911 Wireless Service (2913) - \$611.92; Ambulance - \$1,964.18. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the County Board Proceedings and the Board of Equalization Public Hearing Proceedings of January 30, 2017 as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

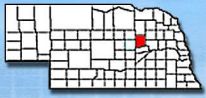
Motion made by Luettel, second by Rasmussen to approve the following reports of the County Officials as presented for January, 2017:

- Clerk - \$16,642.25 (State of Nebraska \$10,117.04)(County of Boone \$6,525.21)
- Clerk of the District Court - \$1,089.90 (State of Nebraska \$149.00)(County of Boone \$940.90)
- Sheriff - \$904.23
- Treasurer - Treasurer's Fees - \$6.00; Miscellaneous Receipt Nos. 15482-15534 - \$1,234,543.79; Total Collections - \$2,400,592.46

Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Rod Nelson, Maintenance, presented an estimate for repairs from NMC for the Winco generator at the Sheriff's office. The generator is necessary for the operation of the emergency equipment and notification systems for inclement weather and disasters. It has been several years since the generator has had any major repairs. Motion made by Luettel, second by Rasmussen to approve the estimate from NMC of \$1,397.00 for the WINCO generator repairs as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Albion Area Arts Council requested assistance to advertise the Celtic Cabaret concert scheduled for March 12, 2017. Motion made by Rasmussen, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, presented the January road maintenance, repair and project report to the Board for their review. In addition, the following topics were discussed:

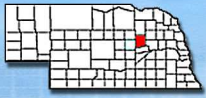
- The purchase of a power washer for the County Road District #2 shop.
- The Board and Robinson discussed phone calls received regarding county road conditions.
- Robinson said that interviews are scheduled this week for the General Road Foreman position and the County Weed Superintendent/Sign Technician position.
- The Board and Robinson discussed possibly heating road shop(s) with the used oil. Robinson plans to research heating with oil burner/used oil.

Stacey Robinson, County Highway Superintendent, prepared a Non-Exclusive Contract for Services for each of the interested truckers. The contracts are for the year 2017 with the contractor compensation being \$7.00 per ton for road gravel and \$11.00 per ton for other aggregate. The Board reviewed Non-Exclusive Contract for Services submitted by Larry Gray/Gray's Trucks & Farm, Inc.; Jason Hoefer/Jason Hoefer Trucking; Rollie Huffman/RCH Transfer; Ron Beckman/Beckman Lumber, Inc.; and Allen Primrose/PPK Two Transportation, LLC. Motion made by Rasmussen, second by Luettel to authorize the Board Vice Chairman to sign the Non-Exclusive Contracts for Services as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Mary Ziemba, County Zoning Administrator, presented a resolution placing a moratorium on any new small parcel split conditional use applications. The County of Boone, Nebraska has seen a large influx of existing and proposed noncomplying small parcel splits in the A-1 Agricultural-Primary District and the A-2 Agricultural-Secondary District. The moratorium had been recommended by the Boone County Planning and Zoning Commission at their January 30, 2017 meeting to allow both the county planning board and county commissioners' time to consider possible changes in the agricultural zoning regulations. Motion made by Luettel, second by Rasmussen to approve a moratorium with Resolution No. 2017-04, the Boone County Zoning Administrator shall not accept the filing of any application for conditional use permits for small parcel split, effective February 13, 2017 through September 1, 2017 and/or until such time the approval of the new and/or revised zoning regulations are finalized by a vote of approval and signed by the Boone County Board of Commissioners. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Stacey L. Robinson, County Highway Superintendent, presented the 2017 One and Six Year Road Improvement Program for County of Boone, Nebraska at the 10:00 A.M. public hearing. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-05, adopting the 2017 One and Six Year Road Improvement Program for County of Boone, Nebraska as presented at the public hearing. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Don Mroczek of Clarks, NE and Ann Giebler of Omaha, NE, LegalShield representatives, presented information regarding identity theft protection and ID theft consulting. Giebler explained that LegalShield gives you the ability to talk to an attorney about any personal matter without worrying about high hourly costs and have 24/7 emergency assistance. Giebler presented information regarding LegalShield's Identity Theft Plan and the Legal Plan. The plans each have a separate monthly fee for an individual or family insurance membership. Motion made by Rasmussen, second by Luettel to authorize LegalShield representatives to introduce LegalShield products to the county employees with enrollment type of Self-Payment method. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.



# Boone County Board Minutes



The Board received information from Tom Smith, Region 44 Emergency Manager, regarding funding and an EM4420172 Project Agreement for a communications study. Denny Johnson, Sheriff, and the Board discussed the project agreement between the counties of Boone, Merrick, Nance and Platte Valley Communications. The county communications project is collecting technical data for communications systems within each county to evaluate communication interoperability. The Platte Valley Communications estimate for the study is \$9,500.00. The assessment will provide a comprehensive overview of the public safety radio system infrastructure within each county. Motion made by Luettel, second by Rasmussen to approve the County of Boone project share of \$3,166.67 and authorize the Board Vice Chairman to sign the EM4420172 Project Agreement as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

An annual Weed Superintendent report is due January 31<sup>st</sup> each year and is submitted to Nebraska Department of Agriculture, Animal and Plant Health Protection. The Boone County Weed Board is the same members as the Boone County Board of Commissioners. The County Weed Superintendent position is vacant as of January 5, 2017. The Board reviewed the 2016 year-end/2017 year-anticipated weed report. Motion made by Luettel, second by Rasmussen to approve and authorize the County Weed Board members present to sign the annual weed reports. Roll call vote: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The Boone County Employee Handbook classification of an As-Needed Employee, is an employee who is employed on an “as-needed” basis for a nonspecific period and works less than 20 hours in a week. Laurie Krohn, County Treasurer, and the Board discussed the County Treasurer’s office needing an as-needed employee during certain times of the year to help with work at the counter. Motion made by Luettel, second by Rasmussen to approve and authorize Laurie Krohn, County Treasurer, to hire an As-Needed employee. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

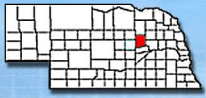
The Board received four quotes for a used pickup. The 2004 Chevrolet pickup is a two-wheel drive that is used for pickup work for the County Assessor’s office and other county functions. The Board felt it was time to upgrade the two-wheel drive to a four-wheel drive due to the recent weather/county road conditions. The quotes do not include any additions of accessories. Motion made by Luettel, second by Rasmussen to approve the Schalk Auto, Inc. approximate quote of \$18,700.00 plus accessories, for a 2014 Dodge Ram four-wheel drive pickup, with trade-in of the 2004 Chevrolet Silverado two-wheel drive pickup. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

There are several legislative bills introduced that involves county government and some appear to have unfunded mandates. The proposed LB544 would eliminate, phase out, the County offices of District Court and combine the District Court duties with the State offices of County Courts for a Unified Court. The provisions of LB544 still leaves the County responsible for providing the majority of the funding for a State office. Motion made by Luettel, second by Rasmussen to enter a written opposition testimony to LB544, mirroring the position taken by the Nebraska Association of County Officials. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Open Discussion and miscellaneous public comments:

- The Albion Chamber asked if the Board would consider putting lights around the courthouse roof. The consensus of the Board is not to pay for lights.
- The Albion Chamber is planning an event for Nebraska’s 150<sup>th</sup> Celebration on March 1, 2017.

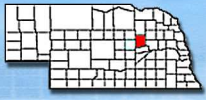
Vice Chairman Luettel declared the meeting adjourned at 12:57 P.M., with the next Board meeting scheduled for Friday, February 24, 2017.



# Boone County Board Minutes



Kathy Thorberg, Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS FEBRUARY 24, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, were scheduled to meet in regular session at 9:00 A.M. on Friday, February 24, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska. Due to adverse winter weather the Board of Commissioners closed the Courthouse until noon, therefore the Board of Commissioners meeting started at noon.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Due to the adverse winter weather the Board re-scheduled the County Safety Committee meeting agenda item to the February 27, 2017 Board meeting at 9:00 A.M.

Motion made by Rasmussen, second by Maricle to approve the County Payroll Claims filed for payment from the various funds: General \$93,464.46, BCBS \$44,193.24, Ameritas Ret \$6,478.57, EFTPS \$6,951.87, Section 125 Fees \$15.00, Wellness Program \$114.88; Road \$49,802.97, BCBS \$24,393.44, Ameritas Ret \$3,361.69, EFTPS \$3,754.13; Ambulance \$2,338.92, Ameritas Ret \$75.93, EFTPS \$178.93; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

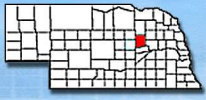
Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of February 13, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Abstain: Maricle. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the County Board One and Six Year Road Public Hearing Proceedings of February 13, 2017 as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Abstain: Maricle. Motion carried.

The Board reviewed an application for a Special Designated License (SDL) for a wine tasting/purchase event from Miretta Vineyards & Winery Inc., dba Miletta Vista Winery of St. Paul, Nebraska. The event is scheduled for Friday, March 24, 2017 from 4:00 P.M. to 8:00 P.M. at the Boone County Event Center, Albion, Nebraska in conjunction with the Boone County Home, Farm & Garden Show event. Motion made by Maricle, second by Rasmussen to approve, as presented, the Application for a Special Designated Liquor License request from the Miretta Vineyards & Winery Inc., dba Miletta Vista Winery of St. Paul, Nebraska for the Boone County Home, Farm & Garden Show event scheduled for Friday, March 24, 2017. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, contacted Ag & Industrial Equipment regarding types of power washers. The County Road Shop District #2 is in need of a power washer to replace the garden hose when washing the county vehicles/equipment. Jim Zoucha, Ag & Industrial Equipment representative, presented information on different types of power washers, use of hot/cold water, costs of new/used power washers, and safety when using a power washer. Motion made by Rasmussen, second by Luettel to purchase a used Alkota two-year/re-conditioned power washer with a new 100' hose and other accessories for \$3,500.00 from Ag Industrial Equipment for County Road Shop District #2. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, and the Board discussed several topics:



# Boone County Board Minutes



- Area road conditions due to inclement weather.
- The Board and Robinson discussed phone calls received regarding county road conditions.
- The Board and Robinson discussed types of oil burners/used oil to heat the road shop(s) and the storage of the used oil with Jim Zoucha, Ag & Industrial Equipment of Orchard, Nebraska. The Board and Robinson will review the information and decide at a later date regarding the heating of the road shop(s).
- Robinson and the Board discussed several minor road projects.

Stacey Robinson, County Highway Superintendent, prepared a Non-Exclusive Contract for Services for each of the interested truckers. The contracts are for the year 2017 with the contractor compensation being \$7.00 per ton for road gravel and \$11.00 per ton for other aggregate. The Board reviewed Non-Exclusive Contract for Services submitted by Donald J. Gasper/DJ Gasper Transfer, LLC; Allen Primrose/PPK Transportation, LLC; and Randy Schlecht/Schlecht Trucking, LLC. Motion made by Rasmussen, second by Maricle to authorize the Board Chairman to sign the Non-Exclusive Contracts for Services as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, and the Board discussed engineering services for road projects. Robinson said that bridge and culvert construction projects require engineering services before replacement/new installation. Robinson said she has worked with Brian McDonald, JEO, in the past and is comfortable with his work. Robinson plans to visit with Brian McDonald/JEO regarding contractual services for engineering projects.

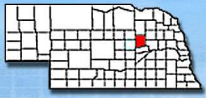
The Board and Robinson discussed the General Road Foreman starting hourly wage that is set in the Boone County Employee Handbook. The Board discussed the starting hourly wage and felt it needed to be changed to include a range based on experience. Motion made by Maricle, second by Rasmussen to change the General Road Foreman starting hourly wage from \$16.45 to \$18.00 - \$22.00, based on experience effective March 1, 2017. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board and Robinson discussed the new position of County Weed Superintendent/Sign Technician. This position answers to the Board regarding the weed program and to the Highway Superintendent regarding the signage program. Both positions require certifications. The County Weed Superintendent certification requires 20 hours annually of continuing education. The starting hourly salary for the position will be \$15.58 with the possibility of an increase of \$.29 per hour for completion of the weed certification and an increase of \$.29 per hour for completion of the signage technician certification. Motion made by Luettel, second by Rasmussen to set the starting hourly wage for the County Weed Superintendent/Sign Technician at \$15.58, with a possible increase of \$.29 per hour for each certification upon review by the Board, effective March 1, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board and Highway Superintendent discussed budgeting for the new position of County Weed Superintendent/Sign Technician. Presently the County Weed budget expenses are a function within the General Fund. The County Weed budget expenses may be set up as a function within the Road Fund. The consensus of the Board and Highway Superintendent is to set up a function within the Road Fund for the County Weed Superintendent/Sign Technician expenses.

Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled next week.
- Commissioner Maricle shared information with the Board regarding the legislation discussions on property tax issues.



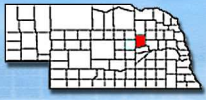
# Boone County Board Minutes



- The Board reviewed correspondence they received from TransCanada Keystone Pipeline, LP; Nebraska Department of Natural Resources; and City of Albion.
- Rod Nelson, Maintenance, updated the Board regarding the heat/cool units for the courthouse and why a portion of the building has been extremely warm. Nelson said that Eller Heating, Air Conditioning & Plumbing, LLC of Columbus repairs/maintenance of the heat/cool roof top units and Engineered Controls, Inc. of Omaha repairs/maintenance of the thermostats, etc. inside the courthouse building.
- Commissioner Maricle updated the Board regarding correspondence concerning the Dahlsborg Cemetery. The cemetery discussion will be an agenda item for the March 13, 2017 Board meeting.
- Commissioner Maricle noted that due to adverse winter weather the Courthouse was closed until noon on Friday, February 24, 2017, therefore the closing changed the Board meeting start time from 9:00 A.M. to Noon. The notification system through the County Sheriff's office, email and the Columbus and Norfolk radio stations were used to notify the department heads, employees and public of the Courthouse not opening until Noon on Friday, February 24, 2017.

Chairman Maricle declared the meeting adjourned at 3:44 P.M., the next Board meeting is scheduled for Monday, February 27, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS FEBRUARY 27, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, February 27, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The County Safety Committee met at 9:00 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Hilary K. Maricle, Ken Luettel and Alan Rasmussen, Denny Johnson, Rod Nelson, Stacey Robinson, Tom Smith, Kathy Thorberg and Jacqueline Wells. Nelson addressed old business regarding the need to repair/replace some of the sidewalk this spring on the courthouse property. New business was discussed: (1) Smith updated the group regarding emergency management activities and plans to prepare a Boone County Emergency Action Plan; (2) Smith plans to contact NIRMA to set up a date/time for a safety walk through of the courthouse and county buildings; (3) Smith suggested that the county employees participate in a Tornado Drill during the siren tests on March 29, 2017 and schedule a Fire Drill for county employees. The committee discussed preventability and safety suggestions were addressed by the committee regarding worker's compensation claims. The next safety committee meeting is scheduled for 9:00 A.M. on Monday, May 15, 2017. The Safety Committee meeting was adjourned by Rod Nelson at 9:33 A.M.

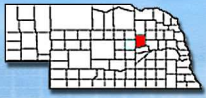
Motion made by Luettel, second by Maricle to approve the County Board Proceedings of February 24, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board of Equalization Proceedings of February 24, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, advertised for sealed gravel bids in the Albion News. Robinson informed the Board that no bids were received for gravel. Motion made by Maricle, second by Rasmussen to authorize Stacey Robinson, County Highway Superintendent, to continue purchasing gravel and other aggregate material as needed at the available price and quality on the open market. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, advertised for sealed culvert bids in the Albion News. Robinson informed the Board that no bids were received for culverts. Motion made by Luettel, second by Maricle to authorize Stacey Robinson, County Highway Superintendent, to continue purchasing the culvert(s) size needed for project(s) at the available price and quality on the open market. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Dave Noble and Chuck Rolf, Boone County Agricultural Society, Inc. and the Board discussed options for the use of the property south of the present fairgrounds that the County of Boone purchased in November, 2016. There is approximately 28 acres of the 35 acres that is crop ground. The Ag Society and Board have been



# Boone County Board Minutes



contacted by several area farmers expressing interest in renting the crop ground. The Board made no decision at this time for the use of the land.

Dave Noble and Chuck Rolf, Boone County Agricultural Society, Inc. and the Board discussed re-payment of the Ag Society 2014 loan from the County Inheritance Tax Fund. The agreement within the Resolution No. 2014-24 and 2015-21 is that the loan to help with the consulting fee, environmental study and promotional material for a fund raising campaign for a new enclosed arena/multi-purpose building be repaid to the County of Boone Inheritance Tax Fund from private donations. Rolf and Noble asked the Board if they would accept repayment in two installments, one being \$7,000.00 today and the balance in the fall. The repayment of the loan will be from the Boone County Agricultural Society special activities account due to no private donations. The consensus of the Board is to accept the two installments.

Chuck Rolf, Boone County Agricultural Society, Inc., discussed Special Designated License(s) for the Boone County Fair events with the Board. Rolf was provided information regarding the State of Nebraska Liquor Control Commission's new on-line portal. The previous forms used for Special Designated License Applications are no longer accepted effective February 1, 2017. Rolf plans to complete the Special Designated License initial registration through the new on-line portal for non-profit organizations. Upon completion of the new on-line process, the Special Designated License(s) request for the Boone County Fair, will be re-scheduled for Board approval at a later date.

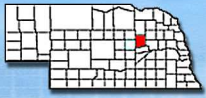
Stacey Robinson, County Highway Superintendent, and the Board Chairman interviewed applicants for the General Road Foreman position and offered the position to Daniel Stankoski of Genoa, Nebraska. Robinson informed the Board that Stankoski has a CDL license and Class A Highway Superintendent license. Robinson informed the Board that Stankoski accepted the General Road Foreman position and will need to attend the same Highway Superintendent conferences/meetings in order to renew his Class A license. Motion made by Luettel, second by Maricle to approve the hiring of Daniel Stankoski as General Road Foreman beginning March 20, 2017 at a starting hourly wage of \$22.00 per hour. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, and the Board Chairman interviewed applicants for the County Weed Superintendent/Sign Technician position and offered the position to Jack Nordeen of Albion, Nebraska. Motion made by Rasmussen, second by Luettel to approve the hiring of Jack Nordeen as the County Weed Superintendent/Sign Technician beginning March 13, 2017. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

## Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled this week.
- Stacey Robinson, County Highway Superintendent, and the Board discussed road equipment maintenance and motor grader repairs.
- Rod Nelson, Maintenance, presented an estimate for repairs from NMC for the Winco generator at the Sheriff's office at the February 13, 2017 Board meeting. Nelson informed the Board that there were repairs made to the WINCO generator that were not included in the NMC previous quote, therefore, the generator repair expense will increase.

Motion made by Luettel, second by Rasmussen to go into executive session at 11:32 A.M., per the Open Meeting Act §84-1410(D), Evaluation of the job performance of a person when necessary to prevent needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas:



# Boone County Board Minutes



Luettel, Rasmussen and Maricle. Nays: None. Motion carried. The Board met and discussed employee issues regarding an employee evaluation with the County Zoning Administrator, Highway Superintendent and Clerk. Motion made by Maricle, second by Luettel to come out of the executive session at 12:07 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried. No action was taken by the Board at this time.

Commissioner Rasmussen excused himself at 12:08 P.M.

The Board discussed who would attend the Boone County Planning and Zoning Commission Board meeting tonight at 7:00 P.M. Motion made by Maricle, second by Luettel to recess said Board meeting at 12:11 P.M. in order for the Board of Commissioners to attend the 7:00 P.M. County Planning and Zoning Commission meeting. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

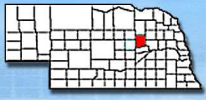
Commissioner Chairman Maricle arrived at the Boone County Planning and Zoning Commission Board meeting at 7:01 P.M. Commissioner Chairman Maricle made a motion to reconvene the Boone County Board of Commissioners meeting on February 27, 2017, second by Luettel upon his arrival at 7:20 P.M. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

The Board of Commissioners and the County Planning and Zoning Commission Board discussed possible changes to the Boone County Zoning regulations. No decisions were made.

Motion made by Luettel, second by Maricle to adjourn said meeting at 8:52 P.M. on February 27, 2017. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Absent: Rasmussen. Motion carried.

The next Board of Commissioners meeting is scheduled for Monday, March 13, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 13, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 13, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Maricle to approve the Accounts Payable Vendor Claims filed for payment from the various funds with a change to Vendor ID No. 913 from 0100-620 to 0100-652 budget account: General - \$52,266.55; Road - \$88,536.88; Boone County Visitor's Promotion - \$163.20; Inheritance Tax - \$18,700.00; 911 Emergency Management (2910) - \$460.35; 911 Wireless Service (2913) - \$575.92; Ambulance - \$2,032.14. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$4,025.78, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

The Board received a written resignation from a full time employee in the County Zoning/Highway Superintendent office. Motion made by Maricle, second by Rasmussen to accept the resignation of full time employee Neilani DL Marsh effective March 7, 2017. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

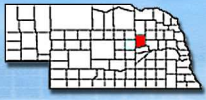
Motion made by Luettel, second by Maricle to approve a Payroll Claim filed for payment on the General Fund for a net amount of \$885.56 with the withholding amounts being included in the General Fund Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of February 27, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the following reports of the County Officials as presented for February, 2017:

- Clerk - \$3,961.00 (State of Nebraska \$1,604.80)(County of Boone \$2,356.20)
- Clerk of the District Court - \$863.12 (State of Nebraska \$268.75)(County of Boone \$594.37)
- Planning and Zoning - \$59.00
- Sheriff - \$1,884.08
- Treasurer - Treasurer's Fees - \$20.00; Miscellaneous Receipt Nos. 15535-15579 - \$214,218.32; Total Collections - \$575,669.01

Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



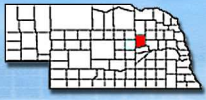
# Boone County Board Minutes



Jeff Jarecki, Jarecki Yosten PC LLO, and the Board discussed concerns regarding the Dahlsborg Cemetery located in the SE1/4 of Section 1, Township 21 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Connie Jensen contacted several organizations in the fall of 2016 and a letter was received by the Board of Commissioners in October 2016 regarding perpetual care for the Dahlsborg Cemetery. Jensen informed the Board that funds have been left by her father's estate for the stones to be set upright, signage and perpetual care of the Dahlsborg Cemetery that was established in 1888. The Clerk's office traced the real estate history of the Dahlsborg Cemetery. Jarecki reviewed the real estate transactions concerning the Dahlsborg Cemetery and the statutes regarding abandoned cemeteries. Jarecki felt that the abandoned cemetery statutes do not apply to the Dahlsborg Cemetery due to real estate transactions indicate that the quarter of ground including the cemetery acres are privately owned. Jarecki plans to visit with Jensen and the present owners of the real estate to discuss perpetual care of the Dahlsborg Cemetery.

Steve Pritchard, UNL Extension Educator, presented quotes for a new laptop to be used by extension office personnel. Pritchard informed the Board that UNL purchases and is the owner of the equipment that could be leased to Boone County. If Boone County leases the equipment, UNL is asking the County to pay 70% with UNL's share to be 30% of the lease. Pritchard presented the 2017 cost share bundles with options from UNL: Dell Laptop with 1 monitor, no cost share - \$2,475.31; Dell Laptop with 2 monitors, no cost share - \$2,747.22; Dell Desktop with 1 monitor, no cost share - \$1,708.02; Dell Desktop with 2 monitors, no cost share - \$1,993.15; and bundle quotes regarding Apple Laptop computers. Motion made by Maricle, second by Luettel to approve the UNL Bundle #A2 for a new Dell Laptop with 2 monitors, software, UNL Microsoft license, optional equipment being a DVD Drive and UNL administrative fees making the County share a total of \$2,158.15 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Chuck Rolf, Boone County Agricultural Society, Inc., Ryan Neidhardt, Boone County 4-H Council, and Steve Pritchard, UNL Extension Educator, presented a proposal to the Board of Commissioners regarding the Boone County 4-H Council requesting permission to plant two rows of spruce trees along the east side of the shooting range located on the east side of the county fairgrounds. Neidhardt said that the trees are to be planted twenty-five feet from the power lines. The Board informed the requestors that any trees planted will need to start at the required distance south of the potential Park View Street adjacent to the county fairgrounds through the new housing development area to be known as South Park Subdivision. A tree line needs to end at the existing fence line on the south that currently divides the two parcels of property owned by the County of Boone. The Board noted that a new survey of the fairgrounds is in process and that there are two areas east of the fairgrounds being annexed into the City of Albion for housing development. The Board advised the 4-H Council to know where the correct property lines are and be aware of any regulations regarding distance from road/streets/power lines before planting any trees. In addition, the group discussed that the present archery range may need to be relocated after the 2017 County Fair, the 4-H Council/Ag Society would like a water line/hydrant placed close to the tree line for watering purposes and negotiate with the City of Albion regarding water and sewer be provided to the fairgrounds by the City at no charge in perpetuity for part of the east side of the fairgrounds property the City will likely be taking ownership of in the future. Motion made by Maricle, second by Luettel to allow the Boone County 4-H Council to plant two rows of spruce trees within the legal boundaries on the east side of the fairgrounds property east of the shooting range and according to regulations regarding distances from electrical poles and streets. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes

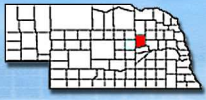


The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Smoyer-Wathen Monument Project Committee requested assistance to fund the printing of a brochure to promote an event scheduled for June 10, 2017, dedication of a monument to celebrate the 80<sup>th</sup> anniversary of the slaying of Smoyer and Wathen. The Board discussed the Visitor's Promotion Committee denial and the Smoyer-Wathen committee concerns for not approving the application. Motion made by Maricle, second by Luettel to table the application requesting funding assistance for advertisement from the Visitor's Promotion Fund in order to receive more information. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The County of Boone DBA Boone County Ambulance Service has an Agreement with EMS Billing Services, Inc. of Omaha, Nebraska to provide billing and collection services for the county ambulance services. The EMS Billing Services mail three billing statements to the patient for their ambulance service. If EMS Billing Services does not receive payment they send the file information to the Boone County Ambulance liaison. The Boone County Ambulance liaison mails three billing statements to the patient for the ambulance service with the third billing request saying, if no payment is received in 30 days the billing will be turned over to the County Attorney for collection. The Boone County Ambulance Service submitted an uncollectible ambulance account for a July 2015 ambulance service in the amount of \$2,070.00, as all methods of collection have been exhausted. The recommendation from the Boone County Ambulance Service liaison is to remove the \$2,070.00 from the EMS Billing Services account for purposes of bookkeeping and turn the account over to the County Attorney to attempt further collection. Motion made by Rasmussen, second by Luettel to turn the July 2015 County Ambulance Service account balance of \$2,070.00 over to the County Attorney for further collection. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Mary Ziemba, County Zoning Administrator, presented a resolution placing a moratorium on any new small parcel split conditional use applications. The resolution presented voids and takes precedence over the resolution approved by the Board on February 13, 2017. The County of Boone, Nebraska has seen a large influx of existing and proposed noncomplying small parcel splits in the A-1 Agricultural-Primary District. The change to remove the moratorium from the A-2 Agricultural-Secondary District was recommended by the Boone County Planning and Zoning Commission at their February 27, 2017 meeting. Motion made by Luettel, second by Maricle to approve a moratorium with Resolution No. 2017-06, thus voiding and taking precedence over Resolutions No. 2017-04, the Boone County Zoning Administrator shall not accept the filing of any application for conditional use permits for small parcel split, effective March 13, 2017 through September 1, 2017 and/or until such time the approval of the new and/or revised zoning regulations are finalized by a vote of approval and signed by the Boone County Board of Commissioners in the A-1 Agricultural-Primary District. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. Robinson informed the Board that Brian McDonald, JEO Consulting Engineer, recently inspected county bridge(s) with some structure deficiency that are in need of replacement. McDonald will prepare engineering proposals for the bridges to be reviewed at the March 20, 2017 Board meeting.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, presented a motor grader repair estimate of \$28,419.00 for a rebuilt transmission with a one year warranty from Road Builders Machinery and Supply Co., Inc. of Norfolk, NE. The motor grader was purchased in 2009 and has 8,755 engine hours. Robinson and the Board discussed the option of either purchasing a new motor grader or repairing the motor grader. Motion made by Maricle, second by Luettel to approve repairing the motor grader for approximately \$28,419.00 from Road Builders Machinery and Supply Co., Inc. as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board and Stacey Robinson, County Highway Superintendent, discussed millings for county roads. Bygland Dirt Contracting, Inc. ground asphalt for the County at \$10.00 a ton. The Board and Bygland visited by telephone regarding the removal of the county millings from Bygland's property to county property. Bygland would appreciate if the millings were removed this week. The Board plans to work with the county road employees to remove the millings from Bygland's property onto county property this week.

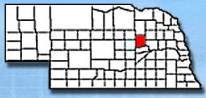
The Board received bids for audit services for fiscal years ending June 30, 2017, 2018 and 2019. Bids received were from Countryman Associates, P.C. of Grand Island, NE; Michael J. Pommer, CPA of Wakefield, NE; Schumacher, Smejkal, Brockhaus & Herley, P.C. of Norfolk, NE and State of Nebraska, Auditor of Public Accounts. The Board reviewed the audit bids and information submitted by the firms. Motion made by Luettel, second by Rasmussen to accept and approve the auditing services of Schumacher, Smejkal, Brockhaus & Herley, P.C. of Norfolk, NE for the fiscal years ending June 30, 2017 - \$9,350.00; June 30, 2018 - \$9,350.00 and June 30, 2019 - \$9,350.00. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

## Open Discussion and miscellaneous public comments:

- The Board discussed various meetings scheduled this week.
- The Board welcomed the new County Weed Superintendent/Sign Technician employee, Jack Nordeen. Nordeen started his employment on March 13, 2017.
- Mary Ziemba, County Planning and Zoning, updated the Board regarding zoning activity.
- The Board discussed 2017 lawn care for the courthouse property. The consensus of the Board to send a letter to the two local business for proposals to open at the March 27, 2017 Board meeting.
- The Board discussed leasing the cropland acres that the County of Boone purchased south of the present County Fairgrounds property for year 2017. The Board reviewed the information received from NACO for the procedure(s) to follow for a government entity to lease cropland acres.
- Tiffany Settles, Constituent Services Representative, will be holding local office hours on behalf of U.S. Senator Deb Fischer at the Boone County Courthouse on Wednesday March 15, 2017 at 10:00 A.M. to hear public concerns.

Chairman Maricle declared the meeting adjourned at 12:38 P.M., with the next Board meeting scheduled for Monday, March 20, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 20, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 20, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

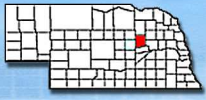
Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of March 13, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. Albion Area Arts Council requested assistance to advertise the Ayreheart concert scheduled for April 8, 2017. Motion made by Rasmussen, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Smoyer-Wathen Monument Project Committee requested assistance to advertise the project through the printing of a brochure. The Boone County Visitor's Committee recommendation to the Boone County Board of Commissioners was to deny the request as presented at the Board of Commissioners meeting on March 13, 2017. The Committee suggested that the application be resubmitted to request funding for advertising the dedication and tour date. The Board of Commissioners tabled the application request in order to receive more information regarding the brochure. The Board reviewed the brochure at the March 20, 2017 Board meeting. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund with the understanding that this is a onetime project request and that the brochure is being used for the advertisement of the commemorative event on June 10, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, presented two proposals for engineering agreements with JEO Consulting Group, Inc. for bridge projects. The engineering agreements are for JEO Project Number: 170427, Redecking of Bridge C000603105P and JEO Project Number: 170428, Redecking of Bridge C000634615. The Engineer's fee will provide survey and civil design services defined in the agreement for \$8,000.00 per bridge project. Not included in the agreement fee of \$8,000.00 are the Engineer construction services as requested by the owner at their current hourly rate and the excluded services attached as Exhibit A of the agreements. Motion made by Maricle, second by Luettel to approve and authorize the Board Chairman to sign the Agreements between Boone County, Nebraska and JEO Consulting Group, Inc. for Engineer's services for Bridge C000603105P and Bridge C00034615 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



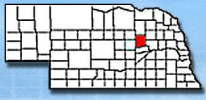
The Board held a meeting with the department heads:

- Commissioner Maricle asked all present to join in the Pledge of Allegiance.
- Stacey Robinson, County Highway Superintendent, introduced the new County Weed Superintendent/Sign Technician employee, Jack Nordeen. Nordeen started his employment on March 13, 2017.
- Stacey Robinson, County Highway Superintendent, introduced the new General Road Foreman employee, Daniel Stankoski. Stankoski started his employment on March 20, 2017.
- County officials/department heads reported on activities with regard to their respective office.
- County officials/department heads reported on the Northeast Nebraska Association of County Officials meeting they attended on March 17, 2017 in Norfolk.
- The group was reminded of the UNL Extension and the Nonprofit Association of the Midlands Board Boot Camp scheduled in Albion on March 22, 2017 at the Boone County Health Center. The Board Boot Camp provides the latest information all board members need to know to keep their nonprofit organizations compliant and boards operating smoothly.
- The group was reminded of the Wellness Partners Health Fair scheduled for Thursday, March 23, 2017 from 6:30 A.M. – 9:00 A.M., for the county employees that signed up to participate.
- The Sheriff's office plans to work with Applied Connective Technologies for installation of a telephone intercom system for emergencies.
- The courthouse hallways have hand sanitizer available.
- The County plans to participate in the state wide tornado drill on Wednesday, March 29, 2017.
- The Board addressed overtime/compensatory time accumulation that has been noticed on payroll edits. The employee handbook describes a full time employee as working 40 hours per week. The Board felt there should be no employee working beyond the 40 hours per week the majority of the year. The Board would appreciate the department heads explaining the need for the overtime hours when they occur during pay periods. The Board said overtime/compensatory hours may be required for some departments at certain times to meet increased work load due to certain deadlines/events or inclement weather.
- Commissioner Maricle reported on plans to provide “on-boarding” training for new county employees.

Open discussion and miscellaneous public comments:

- The Board welcomed the new General Road Foreman employee, Daniel L. Stankoski of Genoa, Nebraska. Stankoski started his employment on March 20, 2017.
- The Board discussed who would attend the various meetings scheduled this week.
- Rod Nelson, Maintenance, updated the Board regarding the estimates for the Winco generator repairs. The generator is located at the County Law Enforcement/Sheriff building for emergency operation of the 911 system. Consensus of the Board to continue with the generator repairs.
- Denny Johnson, Sheriff, and the Board reviewed a proposed law enforcement/jail building renovation plans prepared by Prochaska and Associates. No decisions were made at the meeting.
- The Board discussed road/bridge maintenance and repair concerns with the County Highway Superintendent.

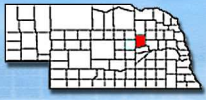
Chairman Maricle declared the meeting adjourned at 11:54 A.M. with the next Board meeting scheduled for Monday, March 27, 2017.



# Boone County Board Minutes



Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 27, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 27, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

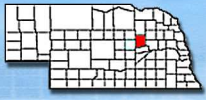
Chairman Maricle called the meeting to order and Commissioners present for roll call were Alan Rasmussen, Hilary K. Maricle and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the payroll claims and discussed the employee claims with overtime/compensatory time accumulation. Motion made by Rasmussen, second by Luettel to approve the County Payroll Claims filed for payment from the various funds: General \$85,492.92, BCBS \$44,193.24, Ameritas Ret \$5,914.88, EFTPS \$6,343.94, Section 125 Fees \$15.00, Wellness Program \$114.88; Road \$48,380.45, BCBS \$24,393.44, Ameritas Ret \$3,265.71, EFTPS \$3,643.36; Ambulance \$350.10, Ameritas Ret \$20.93, EFTPS \$26.78; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of March 20, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board, Denny Johnson, Sheriff, and Stacey Robinson, County Highway Superintendent, discussed the county automobile fleet at previous Board meetings. The annual FFA auction is scheduled for April 2, 2017. The road department has a 1993 Chevrolet pickup and the sheriff department has a 2010 Ford Explorer to consign. Luettel said he would be available on April 2, 2017 to represent the county vehicles. Motion made by Maricle, second by Rasmussen to consign the two said vehicles on the FFA auction scheduled for April 2, 2017. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board opened the two proposals submitted for the courthouse lawn care. The Board and Rod Nelson, Maintenance, reviewed the proposals. The 4-Step program with fertilizer, weed control, grub control, insecticide and iron proposals were received from Jarecki Lawncare Greenhouse, LLC - \$1,200.00 and Schrad's KLawn - \$1,275.00. Jim Jarecki and Steve Schrad were present at the Board meeting to present and answer questions regarding their proposals. Schrad uses liquid form and Jarecki uses granular form for fertilizer and liquid form for weed control. The Board noted that the last several years the lawn care services have been alternated between the two businesses. Commissioner Luettel addressed the alternating of services each year due to the businesses both being located in Boone County and do a good job. Motion made by Luettel, second by Maricle to approve the 2017 lawn care proposal for the courthouse lawn care from Schrad's KLawn for \$1,275.00 for one year with the option to take lawn care bids and/or rotate the lawn care services each year. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, and the Board discussed the following topics:

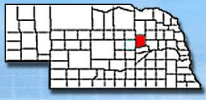
- Robinson updated the Board regarding road/bridge maintenance, materials and projects.
- Robinson informed the Board that the road department received a complementary thank you regarding road maintenance on a county road south of St. Edward.
- Robinson and the Board discussed upcoming road projects, road employee work schedule and safety kits/issues.

Jeff Jarecki, Public Defender, presented a report to the Board regarding the status of court cases since his appointment to the position in August 2012. Jarecki reported that the cases assigned in 2012, 2013, 2014 and 2015 are all completed. Jarecki reported that he was assigned forty-five cases in 2016 with two cases remaining open. Jarecki reported that he has been assigned ten cases to date in 2017. Jarecki answered the Board's questions regarding conflict of interest and closed/open cases. Jarecki explained that there are times when he cannot defend the assigned case since he is already defending one of the parties involved. The Board thanked Jarecki for the updated report and his diligent services. Motion made by Luettel, second by Maricle to accept and approve the Boone County Public Defender report as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board asked Jeff Jarecki, Jarecki Yosten PC LLO, to draft a lease for the cropland acres that the county purchased in November 2016 south of the present fairgrounds. The Board contacted Jarecki for his services due to the county attorney not being familiar with farm ground leases. The Board received and reviewed a Representation Letter from Jarecki regarding the preparation of a cropland lease. Jarecki said that the Representation Letter is a formality requirement by the malpractice insurance provider. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the Representation Letter regarding a lease of the county owned cropland. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Petersburg Volunteer Fire Department requested assistance to advertise the Fire Department Cruise Night and Dance fundraiser scheduled for June 3, 2017. Motion made by Luettel, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Commissioner Maricle brought back to the Board the LegalShield identity protection services for employees. LegalShield representatives presented information regarding identity theft protection and ID theft consulting at the February 13, 2017 Board meeting and presented information regarding LegalShield's Identity Theft Plan and the Legal Plan to the county employees. Maricle said she had been approached by several employees inquiring if the County would provide the LegalShield services as a benefit for employees. Maricle presented the idea to the Board as paying the LegalShield Identity Theft Plan monthly fee of \$8.95 for each employee in lieu of a cost of living raise in January 2018. The Board discussed pros and cons of paying for another employee benefit, cost of living raise, payroll deduction and/or self-payment for the services. The Board reaffirms the decision/motion made at their February 13, 2017 Board meeting, that authorized LegalShield representatives to introduce LegalShield products to the county employees with enrollment type of Self-Payment method.



# Boone County Board Minutes



Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled this week.
- Commissioner Luettel shared information with the Board regarding the Northeast Nebraska Juvenile Services, Inc.
- Commissioner Maricle shared information with the Board regarding the Boone County Agricultural Society, Inc.
- The Board reviewed information received from Mark E. Johnson, TransCanada representative, regarding the Keystone XL Pipeline.
- The Board received the NIRMA 2016 Annual Report for their review.
- The Board discussed information received from the Board Boot Camp they attended regarding nonprofit organizations compliancy.
- Ryan Broker, Constituent Services Representative, will be holding local office hours on behalf of U.S. Senator Ben Sasse at the Boone County Courthouse on Friday, March 31, 2017 at 10:00 A.M. to hear public concerns.

The Board discussed who would attend the Boone County Planning and Zoning Commission Board meeting tonight at 7:30 P.M. Motion made by Maricle, second by Luettel to recess said Board meeting at 12:27 P.M. in order for the Board of Commissioners to attend the 7:30 P.M. County Planning and Zoning Commission meeting. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

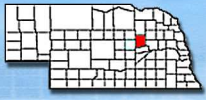
Motion made by Commissioner Chairman Maricle, second by Luettel to reconvene the Boone County Board of Commissioners meeting on March 27, 2017 at 7:37 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board of Commissioners and the County Planning and Zoning Commission Board discussed possible changes to the Boone County Zoning regulations. No decisions were made.

Motion made by Luettel, second by Maricle to adjourn the Board of Commissioners meeting at 9:13 P.M. on March 27, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The next Board of Commissioners meeting is scheduled for Monday, April 10, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## MINUTES OF PUBLIC HEARING PROCEEDINGS

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners called for a motion to open a public hearing on Monday, March 27, 2017 at 11:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Luettel, second by Commissioner Rasmussen to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Commissioners present for said public hearing were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Chairman Maricle read the notice for the record.

The County Board of Commissioners has power to lease real estate owned by the county. The County Board shall hold an open and public hearing prior to any such lease at which any interested party may appear and speak for or against the lease and raise any issue concerning the County Board leasing cropland.

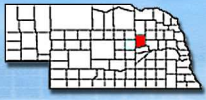
The County Board of Commissioners ran a public notice the weeks of March 13 and 20, 2017, prior to the hearing date of March 27, 2017 in the four county newspapers of Albion News, Cedar Rapids Press, Petersburg Press and St. Edward Advance.

There was no one present in opposition at the public hearing. The County Board is considering a cropland lease for the 2017 crop year ending December 31, 2017 for approximately 24.68 acres, according to FSA records, of dry cropland located in a fraction of the S1/2NE1/4 of Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, located south of and adjacent to the present Boone County Fairgrounds. The County Board shall set a date to offer said real estate for lease to the highest bidder. If the County Board receives no bids or if the bids received are substantially lower than the fair market value, the County Board may negotiate a contract for lease of the real estate if such negotiated contract is in the best interests of the county.

Motion made by Maricle, second by Rasmussen to close said hearing at 11:23 A.M. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to advertise in the four county newspapers the week of March 27, 2017 to accept lease bids for the 2017 crop year ending December 31, 2017 for approximately 24.68 acres, according to FSA records, of dry cropland. Sealed bids will be accepted until 4:00 P.M. on Friday, April 7, 2017, at the office of the Boone County Clerk and will be opened and reviewed at 11:00 A.M. at the County Board meeting scheduled for Monday, April 10, 2017. The law firm of Jarecki Yosten, PC LLO has been approved to prepare the cropland lease documents and a copy of the Lease Bids advertisement is attached hereto these proceedings. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS APRIL 10, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 10, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Maricle to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$49,137.05; Road - \$203,226.08; Boone County Visitor's Promotion - \$268.00; 911 Emergency Management (2910) - \$223.97; 911 Wireless Services (2913) - \$575.92; Ambulance - \$901.42. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Rasmussen, second by Maricle to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$2,001.23, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Abstain: Luettel. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of March 27, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

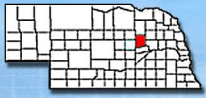
Motion made by Maricle, second by Rasmussen to approve the County Board Public Hearing Proceedings of March 27, 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the following reports of the County Officials as presented for March 2017:

- Clerk - \$20,420.00 (State of Nebraska \$13,807.89)(County of Boone \$6,612.11)
- Clerk of the District Court - \$1,357.25 (State of Nebraska \$587.50)(County of Boone \$769.75)
- Sheriff - \$1,574.34
- Treasurer - Treasurer's Fees - \$212.00; Miscellaneous Receipt Nos. 15580-15628 - \$1,407,246.67; Total Collections - \$2,216,216.37

Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received two requests for advertisement funding.



# Boone County Board Minutes



The St. Edward Public School Alumni Association requested assistance to advertise the St. Edward Public School Alumni Street Dance and Banquet scheduled for May 27, 2017. Motion made by Maricle, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Cedar's Rapid Run requested assistance to advertise the Cedar's Rapid Run community project fundraiser event scheduled for July 15, 2017. Motion made by Maricle, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Jackson Services, Inc. of Columbus, Nebraska has been furnishing rental services for mats, towels, mops, etc. for several years for the Boone County Courthouse and Law Enforcement (Sheriff) buildings. Stacey Robinson, County Highway Superintendent, and the Board discussed the possibility of having Jackson Services provide their towel services for the Boone County Road Shop District # 1, Cedar Rapids. Jackson Services prepared Rental Service Agreements for the Boone County Courthouse and Law Enforcement (Sheriff) buildings for the Board to review. Jackson Services representative explained that the Rental Service Agreement prices are for four years and at six months prior to the end of the fourth year Jackson Services will contact the Board to negotiate rental fees.

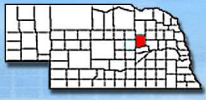
Motion made by Rasmussen, second by Maricle to approve and authorize the Board Chairman to sign the Rental Service Agreement(s) for four years for the Boone County Courthouse and Law Enforcement (Sheriff) building as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve towel services for Boone County Road Shop District #1, Cedar Rapids and authorize the County Highway Superintendent to negotiate a Rental Service Agreement with Jackson Services, Inc. of Columbus, Nebraska. Roll call vote: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that the road department completed an inventory in regard to bridge planks, culverts and signs.
- Robinson updated the Board regarding county road signage. Tim Baxter, NIRMA Road Safety and Loss Prevention Specialist, visited the area on April 7, 2017 to discuss signage regulations with Robinson and Jack Nordeen.
- Robinson and the Board discussed the NMC Prevention Maintenance Customizable Agreements. NMC puts together oil change kits for each specific machine that saves on employee maintenance time.
- Robinson obtained an armor coat estimate from Sta-Bilt Construction for the asphalt portion that is breaking up west of Petersburg. The first mile of asphalt appears to be holding up but the remaining portion of the asphalt keeps breaking up. Discussion continued regarding the possibility of retaining the first mile of asphalt and return the remaining asphalt back to a gravel road; continue to patch that which has not been holding up very long; or budget a considerable amount for possible micro-surfacing. No decision was made at this time.

The Board discussed surplus property. Commissioner Luettel informed the Board that the 1993 Chevrolet Pickup sold at the FFA auction, but the 2010 Ford Explorer did not sell. The consensus of the Board is to keep the Ford Explorer on inventory until it is traded or sold.



# Boone County Board Minutes



Lora Grape requested permission to trench an electrical line under a county road commonly known as 325<sup>th</sup> Avenue running north and south between the SE1/4 and SW1/4 of Section 11, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The trenched electrical line is for irrigation purposes located in the SW1/4 of Section 11. The electrical line commences from an electrical pole located in the county road right-of-way in the SE1/4 of Section 11; thence running west across 325<sup>th</sup> Avenue to an existing irrigation well located in the SW1/4 of Section 11, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-07, granting permission to Lora Grape to trench an electrical cable under a county road known as 325<sup>th</sup> Avenue to the SW1/4 of Section 11, Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, to an existing irrigation well. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

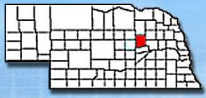
The Board, Tom Smith, Region 44 Emergency Manager, and Rod Nelson, Maintenance, discussed the County Safety Committee Chairman position. The County Safety Committee and Chairman are appointed at the Board of Commissioners Reorganizational Meeting each January. Rod Nelson, Maintenance, is the current Chairman of the Boone County Safety Committee. Smith is working on the Boone County Emergency Action Plan and informed the Board that usually the Safety Committee Chair is one of the Board of Commissioners/Supervisors. Motion made by Luettel, second by Maricle to appoint Commissioner Alan Rasmussen to the position of Boone County Safety Committee Chairman effective April 10, 2017 to January 2018 Board Reorganizational Meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Tom Smith, Region 44 Emergency Manager, updated the Board regarding emergency management activities, continuity plan survey, grant audit and training. In addition the following topics were discussed:

- Smith plans to prepare a Boone County Continuity Plan. A continuity plan is preparation for a ready to work/operate status if the county government buildings are destroyed by fire or adverse weather.
- Smith informed the Board of a grant audit scheduled for June 6, 2017. Smith asked the Board to complete the NIMS on-line training before June 6, 2017, for the county to be in compliance in regard to the grant audit.
- Smith updated the Board of the training/meeting dates; April 20<sup>th</sup> – COAD; April 25<sup>th</sup> - EM101; and April 26<sup>th</sup> - Advisory Committee.

The Boone County Board of Commissioners advertised for sealed bids for the 2017 crop year ending December 31, 2017 for approximately 24.68 acres, according to FSA records, of dry cropland. The County of Boone, Nebraska owns and will be leasing a fraction of the S1/2NE1/4 of Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, consisting of approximately 24.68 acres of dry cropland located south of the present Boone County Fairgrounds. The Board signed an Agreement with Jeff Jarecki, Jarecki Yosten PC LLO, to prepare a Farm Lease Agreement. The Board received four sealed bids that were received before the advertised deadline. The four bids received were: Krohn Brothers/Mike Krohn - \$131.00/acre; Robert J. Loeffler, Jr. - \$137.00/acre; Chris Kohtz - \$202.00/acre; and Nathan Olson - \$252.50/acre. Motion made by Luettel, second by Maricle to approve and accept the bid from Nathan Olson of \$252.50/acre for the 2017 crop year ending December 31, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Pat Wagner and Karen Stewart, Smoyer-Wathen Memorial Monument Committee, and the Board discussed the placement of the monument on the county courthouse property. Wagner said that they do not want to compromise the Veteran Memorial area or the street/highway front with the placement of the monument. Wagner said that they are still accepting donations for the Smoyer-Wathen Monument. The Smoyer-Wathen Monument dedication is scheduled for 11:00 A.M. on Saturday, June 10, 2017. Motion made by Rasmussen, second by Maricle to approve the Smoyer-Wathen Monument placement on the county courthouse property on



# Boone County Board Minutes



the north side of the tree facing northeast to the Church and 4<sup>th</sup> Street intersection. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

During the remodeling of the courthouse the inside office doors were replaced in 2010 to be in compliance with fire codes. The keys to the doors have a security chip code for each office door. In order to have additional office keys purchased the county needs a designated authorized personnel to order a security key code. The authorized personnel on record is the 2010 Board Chairman. The Board Chairman is subject to change each calendar year at the County Board Reorganizational Meeting. The SARGENT Key Records Department requested that they receive a letter of authorization from the Boone County Board of Commissioners when changing the individual(s) for the authorization record to order additional keys. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign a letter on behalf of the Boone County Board of Commissioners requesting that the authorization record for the Signature PIN Code be change to the Boone County Clerk's Office in order to make additional keys for the Boone County Courthouse. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

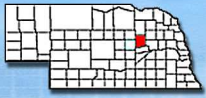
Motion made by Luettel, second by Maricle to go into executive session at 12:26 P.M., per the Open Meeting Act §84-1410(1), prevention of needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried. The Board met with County Highway Superintendent to discuss personnel issues. Motion made by Maricle, second by Rasmussen to come out of the executive session at 1:16 P.M. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried. No action was taken by the Board at this time.

Open Discussion and miscellaneous public comments:

- The Board discussed various meetings scheduled this week.
- Matt Niewohner visited with the Board and Stacey Robinson, County Highway Superintendent, regarding a proposed timeline for the repair of the closed bridge located on 255<sup>th</sup> Avenue north of State Highway 91. Robinson said that the Bridge Project 383 is on the One Year Plan for bridge deck replacement and that the company repairing a bridge in Nance County at this time are to move their equipment to the Boone County Bridge Project 383 upon completion of the Nance County project.

Chairman Maricle declared the meeting adjourned at 1:17 P.M., with the next Board meeting scheduled for Monday, April 17, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
APRIL 17, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 17, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

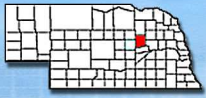
Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board and Vic Lee, Boone County Health Center CEO, discussed the purchase of a house for the Boone County Health Center. Lee informed the Board that Tanya Sharp, Boone County Health Center CFO, was attending a different meeting. Lee said that the plans for the purchased property is for housing residents and students in training. Lee informed the Board that the Boone County Health Center issued the check from their account for the house/real estate and are asking for the Board's approval to add the real estate purchase to the County of Boone, Nebraska inventory. To date the owner of the real estate regarding the Boone County Health Center facility and clinics is County of Boone, Nebraska. The Board plans to seek an opinion regarding the powers and duties of the hospital board of trustees that were granted through legislative change of statutes in 2012. Motion made by Maricle, second by Luettel to approve the purchase of and adding the purchase of Lot 1, Block 6, South Fairview Addition to Albion, Boone County, Nebraska to the County of Boone, NE real estate inventory paid by the Boone County Health Center in the amount of \$182,000.00 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board approved and accepted the bid from Nathan Olson at their Board meeting on April 10, 2017. The Board and Nathan R. Olson, Lessee, reviewed the Farm Lease Agreement prepared by Jarecki Yosten PC LLO. The Board and Olson agreed to the lease terms and signed the document. The Farm Lease Agreement is for one year commencing March 1, 2017 and terminating December 31, 2017. The lease is for the 24.68 dry cropland acres in a fraction of the S1/2NE1/4 of Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Rasmussen, second by Maricle to approve and sign the Farm Lease Agreement terminating December 31, 2017 with Nathan R. Olson as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of April 10, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Mark Jensen requested permission to trench an electrical line under a county road commonly known as 330<sup>th</sup> Avenue running north and south between Sections 13 and 14, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The trenched electrical line is for irrigation purposes for a pivot to be located in the SW1/4 of Section 12. The electrical line commences from an electrical pole located on the west side of 330<sup>th</sup> Avenue, running east to the NW1/4 of Section 13, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-08, granting permission to Mark Jensen to trench an electrical cable under a county road known as 330<sup>th</sup> Avenue to the NW1/4 of Section 13, Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for irrigation purposes. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes



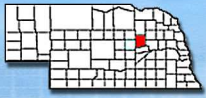
Mark Jensen requested permission to trench an electrical line under a county road commonly known as 330<sup>th</sup> Avenue running north and south between Sections 13 and 14, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The trenched electrical line is for grain bin purposes located in the NW1/4NW1/4 of Section 13. The electrical line commences from an electrical pole located on the west side of 330<sup>th</sup> Avenue, running east to the NW1/4 of Section 13, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Maricle, second by Luettel to approve Resolution No. 2017-09, granting permission to Mark Jensen to trench an electrical cable under a county road known as 330<sup>th</sup> Avenue to the NW1/4 of Section 13, Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, to grain bins located in the NW1/4NW1/4. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Mark Jensen requested permission to trench an electrical line under a county road commonly known as 330<sup>th</sup> Avenue running north and south between Sections 13 and 14, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The trenched electrical line is for irrigation purposes to an irrigation well located in the SW1/4NW1/4 of Section 13. The electrical line commences from an electrical pole located on the west side of 330<sup>th</sup> Avenue, running east to the NW1/4 of Section 13, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-10, granting permission to Mark Jensen to trench an electrical cable under a county road known as 330<sup>th</sup> Avenue to the NW1/4 of Section 13, Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for irrigation purposes. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board received updated information regarding the proposed TransCanada Keystone XL Pipeline. The U.S. Department of State has signed and issued a Presidential Permit to construct the Keystone XL Pipeline. Representatives for the TransCanada Keystone XL Pipeline contacted the Board for their support of the pipeline. The Board discussed the TransCanada Keystone XL Pipeline activity. Motion made by Maricle, second by Luettel to accept the TransCanada Keystone XL Pipeline passing through Boone County, NE. Roll call vote: Yeas Maricle and Luettel. Nays: None. Abstain: Rasmussen. Motion carried.

## Open Discussion and miscellaneous public comments:

- The Board discussed various meetings scheduled this week.
- The Board discussed attending the Boone County Planning and Zoning Commission Board meeting scheduled for Monday, April 24, 2017. The Boone County Board of Commissioners meet on Wednesday, April 26, 2017. The consensus of the Board to advertise for a special informational meeting in conjunction with the Boone County Planning and Zoning Commission Board meeting that is scheduled for Monday, April 24, 2017 at 7:30 P.M., so that all Board of Commissioners may attend.
- Commissioner Maricle updated the Board regarding her meeting with Andy Devine, Albion City Administrator; Ron Morearty, Albion City Water Department; Dave Noble and Chuck Rolf, Boone County Agricultural Society, Inc., regarding the fairgrounds property lines, water resource for newly planted trees, camper site expansion, clean up of fence lines, move east fence line to the correct property line, and several other topics.
- The Board plans to review updated County General Assistance material for their May 8, 2017 Board meeting.



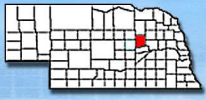
# Boone County Board Minutes



- The Board received Notice of Change of Ownership forms from the State of Nebraska, Department of Natural Resources regarding the change of the real estate owner where the Kohtz-City of Albion Detention Dam is located.
- Commissioner Maricle updated the Board regarding the information she received at NIRMA's Employment Practices Seminar she attended in Kearney on April 14, 2017.

Chairman Maricle declared the meeting adjourned at 11:09 A.M., with the next Board meeting scheduled for Wednesday, April 26, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS APRIL 26, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, April 26, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle and Ken Luettel. Absent: Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Carrie Rodriguez, Chief Probation Officer for District Five Probation, appeared before the Board. Rodriguez introduced herself as the recently appointed Chief Probation Officer for the eleven counties comprising District Five Probation. Rodriguez explained that three probation officers handle the Boone County area with one handling juvenile cases, one handling low-risk probationers and one handling high-risk probationers. Last year, the district prepared 23 reports and had 44 clients. Due to the increased number of clients served in the county, Rodriguez indicated that the probation budget for Boone County would be increased by approximately \$696.00 to \$8,496.00. The budget has been submitted for approval to the Platte County Commissioners as the principal county for the district. Rodriguez explained some of the programs provided by the district and indicated that they have been advocating using Northeast Nebraska Juvenile Services Inc. for detention purposes.

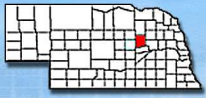
The Board reviewed the payroll claims and discussed the employee claims with overtime/compensatory time accumulation. Motion made by Luettel, second by Maricle to approve the County Payroll Claims filed for payment from the various funds: General \$93,476.55, BCBS \$44,193.24, Ameritas Ret \$6,468.61, EFTPS \$6,954.66, Section 125 Fees \$15.00, Wellness Program \$114.88; Road \$58,909.60, BCBS \$26,760.90, Ameritas Ret \$3,976.41, EFTPS \$4,445.01; Ambulance \$3,636.65, Ameritas Ret \$119.92, EFTPS \$278.20; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Maricle. Nays: None. Absent: Rasmussen. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of April 17, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle. Nays: None. Absent: Rasmussen. Motion carried.

Jack Nordeen, County Weed Superintendent/Signage Technician, came before the Board to report on the sprayer attached to the weed pickup. The sprayer was custom built by Superior Industries for the pickup. The valves on the booms are not working and it is difficult to get anyone to work on the sprayer once chemicals have been run through it. The valves will need to be replaced. Commissioner Luettel suggested checking with Helena about new valves. Nordeen reported that the pickup is running fine. Commissioner Luettel indicated to Nordeen that he had attended a meeting where it was discussed that some counties spray the 4 corners of bridge approaches. Discussion was had regarding whether or not the county had paid for a carport to be put up at the former Weed Superintendent's residence for purposes of storing the weed pickup.

Stacey Robinson, County Highway Superintendent, presented her report to the Board. Items discussed were as follows:

- The road employees began their 4 – 10 hour day rotation on April 24, 2017. Other employee procedures were discussed regarding reducing road time when hauling gravel and helping fix crooked signs.
- Discussed several road, bridge and culvert projects. Robinson indicated that equipment was being moved in regarding the bridge project east of town. Also reported that she had received reports of vehicles crossing the barricades put up for that project.



# Boone County Board Minutes



- Reported that the new pay loader kept at the District #2 road shop was having problems. Initially it was thought that the injectors were the problem so all the injectors were replaced but it is still not working properly. Further repairs will be needed, however, the pay loader is still under warranty. The two new gravel trailers were having issues and would need to be repaired as well. Discussed the possibility of acquiring a wheeled excavator for the county. Robinson indicated that she would be reviewing the road equipment/machinery and would like to sell any equipment/machinery not being used and use the funds to offset the purchase of a wheeled excavator.
- Robinson indicated that there were a number of low water crossing signs in the county which are only allowed on minimum maintenance roads. Several signs are located on roads not classified as minimum maintenance. Robinson was going to do some research on whether those signs were placed correctly.
- Robinson indicated that she would be helping the Signage Technician with signage inventory. Once the inventory is complete, then sign maintenance would be easier. Also, Robinson will be conducting a thorough inventory of each road shop.
- Jackson Services contract for the road shops was received and given to the County Clerk's office for further review.

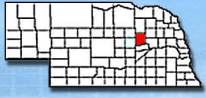
Denny Johnson, Boone County Sheriff, appeared before the Board regarding the purchase of office furniture. He requested the purchase of 5 chairs for the basement offices, 1 2-drawer file cabinet and 1 5-drawer file cabinet. Motion made by Maricle, second by Luettel, to approve the purchase of 5 chairs, 1 2-drawer file cabinet and 1 5-drawer file cabinet for the Sheriff's Office. Roll call vote: Yeas: Maricle, Luettel. Nays: None. Absent: Rasmussen.

Paul Schilousky, Albion, Nebraska, appeared before the Board regarding a water issue that he is having at his residence along Highway No. 39 due to the water that flows along the West side of the railroad tracks. The Board indicated that the railroad is the cause of the water problem and that they have had similar issues and contacted the railroad and they refuse to do anything about it. Schilousky indicated that the standing water problem also creates a breeding ground for mosquitos and West Nile virus. Schilousky would like to see a storm drain off of Fairview Street straight to the river. Commissioner Maricle inquired as to whether there was a water study done with regard to the Fairview project and how it may affect any changes. Commissioners recommended that he talk to the Albion City Council regarding the problem and if necessary possibly the County and City could work together to correct the problem.

Jacqueline Wells, Veteran Service Officer, has registered to attend the annual Nebraska Association of Professional Veteran Advocates (NAPVA) meeting in Valentine, Nebraska from May 1-4, 2017. The Board received information that other Veteran Service Officers from other counties may carpool with the Boone County Veterans Service Officer to Valentine. Motion made by Luettel, second by Maricle to approve other Nebraska County Veteran Service Officers to occupy the Boone County vehicle that is being used for transportation to the NAPVA meeting in Valentine, NE. Roll call vote: Yeas: Luettel, Maricle. Nays: None. Absent: Rasmussen. Motion carried.

Open discussion and miscellaneous public comments:

- The Boone County Board of Commissioners published notice of a Special Informational Meeting in conjunction with the Boone County Planning and Zoning Commission Board meeting to be held on Monday, April 24, 2017. Said meeting was cancelled due to no quorum of the Boone County Planning and Zoning Commission Board.
- Commissioner Luettel indicated that they had a possible purchaser for the blue 2010 Ford Explorer. The vehicle had been put on the FFA sale but did not sell because the minimum bid was not met. Luettel will check to see if the party is still interested in purchasing the vehicle and if so, it will be an action item for the May 8, 2017 agenda.
- The Board discussed meetings that they had attended and who would be attending the various meetings scheduled for this week.
- Commissioner Maricle indicated that Doug Koch, BCDA Director, had submitted his resignation. An advertisement was to be published in the Albion News, interviews held in June and a new director hopefully in place by July 1st.



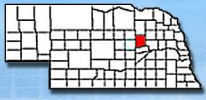
# Boone County Board Minutes



The County Board conducted a quarterly visit of the county jail pursuant to Nebraska State Statute 47-109 which states that it shall be the duty of the County Board of each county of this state to visit the jail of its county during each of its sessions in January, April, July and October of each year.

Chairman Maricle declared the meeting adjourned at 11:18 A.M., with the next Board meeting scheduled for Monday, May 8, 2017.

Lorrie Nicklasson  
Deputy Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MAY 8, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, May 8, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed an Accounts Payable Vendor ID No. 1779 for \$92.87, for meeting meal reimbursement requests. The Boone County Employee Handbook addresses Travel Expense. The Board decided that the submitted lunch ticket of \$11.26 did not qualify for reimbursement. Motion made by Maricle, second by Rasmussen to partially deny \$11.26 submitted for reimbursement from the General Fund on Vendor ID No. 1779 and approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$40,337.62; Road/Weed - \$134,465.10; Inheritance Tax - \$57,476.56; 911 Emergency Management (2910) - \$2,353.65; 911 Wireless Services (2913) - \$5,443.12; Ambulance - \$1,188.70. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$2,198.21, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

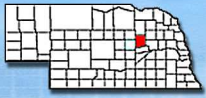
Motion made by Luettel, second by Maricle to approve the County Board Proceedings of April 26, 2017 as presented. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Abstain: Rasmussen. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the following reports of the County Officials as presented for April 2017:

- Clerk - \$5,817.50 (State of Nebraska \$1,538.29)(County of Boone \$4,279.21)
- Clerk of the District Court - \$893.19 (State of Nebraska \$34.00/Credit of \$90.25)(County of Boone \$949.44)
- Sheriff - \$807.88
- Planning & Zoning – March 2017 - \$129.01 and April 2017 - \$213.75
- Treasurer - Treasurer's Fees - \$46.00; Miscellaneous Receipt Nos. 15629-15691 - \$900,255.08; Total Collections - \$6,372,674.89

Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding.



# Boone County Board Minutes



The St. Edward Fire & Rescue requested assistance to advertise the St. Edward Fire & Rescue Brat-Burger Bash & Dance fundraiser event scheduled for June 10, 2017. Motion made by Maricle, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board and Denny Johnson, Sheriff, discussed the county automobile fleet at previous Board meetings. The County consigned the surplus property of a 2010 Ford Explorer on the annual FFA auction that was held on April 2, 2017. The 2010 Ford Explorer law enforcement vehicle did not sell on April 2, 2017. Luettel said that he has been contacted by interested individuals regarding the 2010 Ford Explorer since the April 2, 2017 auction. Motion made by Luettel, second by Maricle to approve and accept the offer of \$3,500.00 from Charles Heying for the surplus property and authorize the Board Chairman to sign the 2010 Ford Explorer title. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

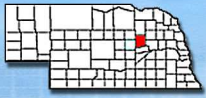
The Board asked Jeff Jarecki, Jarecki Yosten PC LLO, to review the County of Boone, Nebraska real estate deed transactions in regard to the Boone County Health Center facility. There were some changes made in regard to medical facilities operation and ownership authority within the Nebraska State Statutes Chapter 23 in 2012. The county hospital appears to be a separate political subdivision of the State of Nebraska. Presently the real estate is in the County of Boone, Nebraska's name and the operation/fixtures are under the Boone County Health Center. The Board received and reviewed a Representation Letter from Jarecki regarding the review of governing state statute and the real estate deeds. Jarecki said that the Representation Letter is a formality requirement by the malpractice insurance provider. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the Representation Letter regarding a Boone County Health Center deed review. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Jackson Services, Inc. of Columbus, Nebraska has been furnishing rental services for mats, towels, mops, etc. for several years for the Boone County Courthouse and Law Enforcement (Sheriff) buildings. Stacey Robinson, County Highway Superintendent, and the Board discussed the possibility of having Jackson Services provide their towel services for the Boone County Road Shop District #1, Cedar Rapids. Jackson Services prepared a Rental Service Agreement for the Boone County Road Shop District #1, Cedar Rapids for the Board to review. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign the Rental Service Agreement(s) for four years for the Boone County Road Shop District #1, Cedar Rapids as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that there is possibly no need to continue renting the building in Loretto for a motor grader, due to the new motor grader is too high for the doorway.
- Robinson informed the Board that there are plans to install an overhead hoist in the Albion Road Shop District #2, to assist with repairing equipment.
- The two new gravel trailers issues have been fixed by the company.
- Robinson and the Board discussed removal of a large tree hanging over a county road.
- Robinson reported on the General Road Foreman activity.

Denny Johnson, Sheriff, and the Board discussed purchasing Tasers from the Diversion/Stop Program funds for use by the Boone County Sheriff's office and Albion Police Department. Johnson plans to submit quotes and more information for the Board to review at their May 15, 2017 Board meeting.



# Boone County Board Minutes



All County Officials and Department Heads must contact the County Board, as an agenda item, before buying or doing any major maintenance to equipment or furniture over \$800.00, per the January 2017 Board Reorganizational Meeting Proceedings.

The copy machine located in the County Clerk's office is five years old and has been in need of more frequent maintenance services. Kathy Thorberg, County Clerk, presented quotes for a black/white new MX-M364N and MX-M365N model copy machines from One Source One Solution and Eakes Office Solutions. The MX-M365N model has the same features and replaces the present copy machine used in the clerk's office. The quotes were: One Source \$5,100.00 with maintenance agreement of \$.0065 per copy page and Eakes \$4,765.00 with maintenance agreement of \$.0079 per copy page. With the purchase amount and maintenance agreement combined there is very little difference in the comparable quotes. Motion made by Luettel, second by Rasmussen to approve the purchase of a new black/white copy machine model MX365N from One Source One Solution of Norfolk for \$5,100.00 with maintenance agreement of \$.0065 per copy page for the County Clerk's office as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

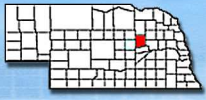
The Board reviewed the updated County General Assistance guidelines and discussed changes to the guidelines and application form. The County General Assistance guidelines will be an agenda item at the May 15, 2017 Board meeting.

Open Discussion and miscellaneous public comments:

- Commissioner Maricle informed the Board that she feels the Board should due diligence and acquire other Health Insurance quotes for county employees for comparison to the NACO BCBS premium submitted for 2017-2018 fiscal year.

Chairman Maricle declared the meeting adjourned at 12:12 P.M., with the next Board meeting scheduled for Monday, May 15, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MAY 15, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, May 15, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

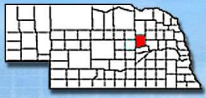
Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The County Safety Committee met at 9:00 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Alan Rasmussen, Hilary K. Maricle, and Ken Luettel, Denny Johnson, Laurie Krohn, Rod Nelson, Stacey Robinson, Tom Smith, Kathy Thorberg and Jacqueline Wells. Nelson addressed old business regarding how to handle accident reports, NIRMA safety walk through, fire drills, phone notifications and review of an emergency action plan draft. New business was discussed: (1) Smith presented a Boone County Emergency Action Plan for the group to review and discuss; (2) Smith contacted NIRMA for the courthouse safety walk through and NIRMA plans to conduct the walk through on Tuesday, May 23, 2017 at 1:00 P.M.; (3) During the March 29, 2017 Tornado Drill test there were siren issues that need to be fixed; (4) Johnson informed the group that the telephone notification system has been installed in the County Sheriff's office; (5) Nelson plans to have a quote for the Board to review for repair of the sidewalk that is sinking in places around the courthouse; and (6) The county offices are asked to check their weather radios after a power loss to make sure they are working. Boone County had no accidents reported for first quarter 2017. The next safety committee meeting is scheduled for 9:00 A.M. on Monday, August 14, 2017. The Safety Committee meeting was adjourned by Alan Rasmussen at 9:14 A.M.

Adrian Mayer, Bader's Highway & Street of Norfolk, Nebraska, and Stacey Robinson, County Highway Superintendent, presented estimates for crack sealing for several county asphalt roads. The Estimate #229 for \$10,962.00 includes part of 255<sup>th</sup> Avenue from 250<sup>th</sup> Street North to gravel; Cargill Road from Highway 14 to gravel; and Old Mill Road from Albion West to gravel. Bader's Highway will remove all weeds, blow out all cracks, clean, seal and squeegee all cracks. Motion made by Luettel, second by Rasmussen to approve the Estimate #229 for \$10,962.00 from Bader's Highway & Street as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board held a meeting with the department heads:

- Commissioner Maricle asked all present to join in the Pledge of Allegiance.
- County officials/department heads reported on activities with regard to their respective office.
- Sheriff Johnson informed the group that Applied Connective Technologies has installed a telephone intercom system for emergencies.
- The Board addressed overtime/compensatory time accumulation that has been noticed on payroll edits. The employee handbook describes a full time employee as working 40 hours per week. The Board felt there should be no employee working beyond the 40 hours per week the majority of the year. The Board said overtime/compensatory hours may be required for some departments at certain times to meet increased work load due to certain deadlines/events or inclement weather. The Board reminded department heads to log overtime notation on the signed employee payroll sheets as to why there is overtime.



# Boone County Board Minutes



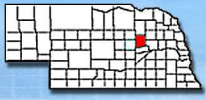
- The department heads were asked to file their employees Leave of Absence Sheets in a timely or advanced manner for payroll purposes.
- The County Employee Handbook addresses travel expenses and meal reimbursements. The group discussed looking into possible changes regarding noon meal reimbursements for unforeseen circumstances. No decisions were made.
- The group discussed the pros and cons of meeting mileage reimbursement for department heads/employees and/or use of the county vehicles for meetings. The Board plans to review the present policy for possible changes. No decisions were made.
- Commissioner Maricle said the Board is asking department heads to conduct employee performance reviews during the coming months.
- The Board and group discussed meeting agenda attachments for reimbursement claims. The consensus of the Board that “All” Accounts Payable Vendor Claims submitted for payment regarding meal/mileage reimbursements and payment of motel claims are to have an attached meeting agenda to help the Board verify if they attended a meeting beneficial for the County.

Laurie Krohn, County Treasurer, presented a bond payment, per Nebraska State Statute, for the Board to review. The Boone County School District 0001 (Boone Central Schools) General Obligation Bonds were issued in 2015 and 2016. The Boone Central Schools General Obligation Bonds, Series 2015 third payment is due June 15, 2017 for \$156,438.13 and Series 2016 third payment is due June 15, 2017 for \$25,150.00. Motion made by Maricle, second by Rasmussen to authorize Laurie Krohn, County Treasurer, to process the bond payments when due to BOK Financial as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Chuck Rolf, Boone County Agricultural Society, Inc. representative, submitted an application to the Board for permission for a Special Designated License (SDL) to serve alcohol at the Boone County Fair for July 8, 2017. Chuck Rolf informed the Board that the July 8, 2017 SDL request is for 4:00 p.m. to 1:00 a.m. on July 9<sup>th</sup> for under the grandstand and includes an additional fenced off area outside the grandstand during the concert. He also indicated that individual security people had been hired in addition to law enforcement coverage provided by the Boone County Sheriff's Department and that IDs will be checked and arm bands issued at the point of purchase. Motion made by Luettel, second by Rasmussen to approve, as presented, the Application for a Special Designated Liquor License request from the Boone County Agricultural Society, Inc. for the concert at the Boone County Fair. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Chuck Rolf, Boone County Agricultural Society, Inc. representative, submitted an application to the Board for permission for a Special Designated License (SDL) to serve alcohol at the Boone County Fair from July 9-12, 2017. Chuck Rolf informed the Board that the July 9-12, 2017 SDL request is for under the grandstand for Boone County Fair events. The Nebraska Liquor Control Division has new forms and procedure as of January 2017 regarding SDL requests. The Board of Commissioners will no longer request a statement from the Boone County Sheriff's office regarding adequate security. The security coverage for events is completed on the SDL forms that are submitted by the requestor to the Nebraska Liquor Control Commission. Motion made by Luettel, second by Rasmussen to approve, as presented, the Application for a Special Designated Liquor License request from the Boone County Agricultural Society, Inc. for the 2017 Boone County Fair. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, presented an extra work change order for County Road Project No. 383 from Theisen Construction, Inc. The extra labor and equipment for work on beams and broken welds was discovered after the concrete deck was removed from the bridge. Motion made by Rasmussen, second by Maricle to approve the additional work estimate of \$4,500.00 for the County Road Project No. 383 as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. . In addition, the following topics were discussed:

- Robinson and the Board discussed possible building repairs needed at the Cedar Rapids District #1 Shop and the Petersburg District #3 Shop due to water damage.
- Robinson and the Board discussed the planting of crops in the county road right-of-way and irrigation pivots watering the county roads. The consensus of the Board to focus on rectifying these situations if there are safety and visibility issues.

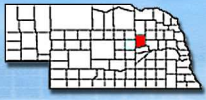
Stacey Robinson, County Highway Superintendent, and the Board of Commissioners have reviewed previously adopted resolutions and Board of Commissioners Proceedings. The Board determined that it is necessary to update and establish a standard policy for ingress and egress from County Roads. The resolution addresses new residence driveways, widening of existing driveways and additional driveway requests. This resolution and its contents supersedes/replaces all prior resolutions, and all written and unwritten versions of ingress and egress policies in Boone County, Nebraska. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-11, establishing a standard policy for ingress and egress from County Roads effective May 15, 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The County of Boone, NE has made monthly lease payments since April 1997 for building space to house one of the county motor graders. It has come to the attention of the County Highway Superintendent that the newer motor grader has been sitting outside the building the last few years instead of inside. The question is do we need to continue to rent a building that the motor grader has not been housed in for some time and/or would it be more justifiable to house the motor grader inside the County Road District 2 or 3 shop buildings and no longer pay rent and electrical bills on a non-owned county building? The Board suggested to the Highway Superintendent that the General Road Foreman be involved to review the status of the situation and report to the Board the pros/cons before a decision is made regarding the building rent for a motor grader.

Rod Nelson, Maintenance, submitted quotes for the Board to review from NMC regarding maintenance agreements for the Winco generator at the Sheriff's office and the Olympian generator located at the County Communications Tower. The Winco generator would be inspected once a year. The Olympian generator will automatically run for 53 minutes every two weeks and be inspected twice a year. The quotes included a list of the maintenance procedures. Both generators are necessary for the operation of the emergency equipment and notification systems for inclement weather and disasters. Motion made by Luettel, second by Maricle to approve and authorize the Board Chairman to sign the 2017 maintenance agreement quote for the Winco and Olympian generators from NMC for \$1,696.00 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Cedar Rapids Community Club requested assistance to advertise the Cedar Rapids Community Picnic event scheduled for July 15, 2017. Motion made by Maricle, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of May 8, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes

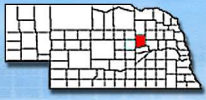


The County of Boone and the City of Albion Police Department has had an Interlocal Agreement for several years with regard to a one-mile radius jurisdiction of the city limits of the City of Albion. It is a joint jurisdiction of the two law enforcement agencies for the one-mile radius outside the City of Albion. This agreement is reviewed on an annual basis. Motion made by Luettel, second by Rasmussen to approve and authorize the Board Chairman to sign Resolution No. 2017-12, an Interlocal Agreement between the County of Boone and City of Albion for law enforcement purposes commencing on April 1, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Boone County Board of Commissioners have reviewed previously adopted resolutions, County General and Medical Assistance Programs and Board of Commissioners Proceedings. The Board determined that it is necessary to update the County General and Medical Assistance Program policy. This resolution supersedes all prior resolutions, adopted General Assistance programs, agreements and Board proceedings pertaining to all County General and Medical Assistance Programs in Boone County, Nebraska. Motion made by Rasmussen, second by Luettel to approve Resolution No. 2017-13, revised and updated County General and Medical Assistance Program and General Assistance Application Form effective May 15, 2017 as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The Board reviewed the information provided by NACO BCBS regarding the employee health/dental insurance. The NACO BCBS overall rates for the group health insurance will increase by 14% for fiscal year 2017-2018 and there is no change to the dental plans. The sub-group application/coverage election form needs to be received at BC/BS Nebraska no later than May 31, 2017. The County Clerk's office plans to distribute a copy of the premium rate changes with the employees' May payroll. The County of Boone pays all of the health insurance premiums and employee only dental premium. An employee has the option to pay dental coverage for their spouse/children. Motion made by Luettel, second by Rasmussen to approve the NACO BCBS Blue Preferred PPO Health Plan with \$1,500.00 individual deductible and Dental PPO Plan (Premier Option 3) for the period of July 1, 2017 through June 30, 2018 and authorize Hilary K. Maricle, Board Chairman, to sign the 2017 NACO Subgroup Application Coverage Election Form. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Denny Johnson, County Sheriff, and Brent Lipker, Albion City Police, presented Taser quotes for their respective departments for the Board to review. The quote from Axon Enterprises, Inc. for X2 Basic Tasers includes five for Boone County Sheriff and three for City of Albion Police. Lipker said that the Dataport Download Kit is not included in the quote at this time. The County and City are discussing sharing one Dataport and having it located at the County Sheriff's office due to the County Law Enforcement building being accessible 24/7. Johnson and Lipker are asking the Board for permission to use the Diversion/Stop Program funds for the purchase of the eight Tasers, respective cartridges and Dataport Download Kit with payment over a period of five years. The Stop Program Funds may be used by any law enforcement within Boone County to purchase safety equipment. The entity requesting the use of Diversion/Stop Program funds are to receive approval from the County Attorney approval before purchasing equipment. James Ely, Boone County Attorney, was present at the Board meeting and approved the requested equipment to be paid from the Diversion/Stop Program funds over a period of five years. Motion made by Rasmussen, second by Luettel to approve the purchase of eight Tasers and accessories from Axon Enterprises, Inc. for the Boone County and Albion City law enforcements payable one time a year for five years with an approximate combined total of \$13,193.98. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes

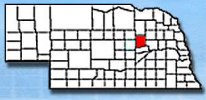


Open discussion and miscellaneous public comments:

- The Board discussed who would attend the various meetings scheduled this week.
- The Board asked the Clerk's office to send an email to department heads asking them to review the County Employee Handbook Dress Code on page 38 with their employees. The Board would like to remind all employees to dress in a professional image as you are representing the County.
- A Lease Agreement with the Fitness Center that was effective January 1, 2017 has not been drafted to date for review. The consensus of the Board is to contact NIRMA for assistance in preparing the necessary documents between the County of Boone and Boone County Fitness Center, Inc.
- Barb Hanson, County Assessor, and the Board discussed re-valuations for commercial property and hog confinements. Hanson informed the Board that all parcels except commercial property and hog confinements have been updated and re-valued. The consensus of the Board was for Hanson to obtain a proposal for re-valuation of commercial property and hog confinements to present at a future Board meeting.

Chairman Maricle declared the meeting adjourned at 12:50 P.M., with the next Board meeting scheduled for Wednesday, May 24, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MAY 24, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, May 24, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

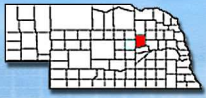
Vice Chairman Luettel called the meeting to order and Commissioners present for roll call were Ken Luettel and Alan Rasmussen. Commissioner Hilary K. Maricle was absent. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Vice Chairman Luettel acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Vice Chairman Luettel opened the meeting and asked if there was any request(s) to amend the agenda today to add an emergency item. Larry Temme, Rae Valley Market, was present and requested an amendment to the Board's agenda to add a Special Designated License (SDL) request as an emergency item. Motion made by Luettel, second by Rasmussen to add the SDL request as an emergency agenda item. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion Carried.

The requested agenda item is for a Special Designated License (SDL) for a June 10, 2017 reception/dance that is scheduled at a local parish located outside of city/village limits. Temme explained that his business has a catering license and was asked to cater a wedding reception/dance on June 10, 2017. The deadline for submission of a SDL application to the Nebraska Liquor Control Commission is ten business days before the event. The next scheduled Board of Commissioners meeting is May 30, 2017, not enough allowable time for the SDL permit approval by the regulations of Nebraska Liquor Control Commission. Due to the nature of allowable time for an SDL the Board of Commissioners explained to Temme that this is a one-time emergency agenda item. Temme thanked the Board for their assistance and any future SDL application requests will be submitted well in advance of the event. Motion made by Rasmussen, second by Luettel to approve the Special Designated License application submitted by Rae Valley Market for a June 10, 2017 reception/dance at the St. Bonaventure Church Hall, Raeville, Nebraska as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

The Board reviewed the payroll claims and discussed the employee claims with overtime/compensatory time accumulation. The Board appreciates and thanks the department heads that are explaining the reason for the employee's overtime hours. The Board plans to address their request with the department head(s) that are not explaining the reason for overtime hours on the signed employee payroll sheets. Motion made by Rasmussen, second by Luettel to approve the County Payroll Claims filed for payment from the various funds: General \$87,566.86, BCBS \$44,193.24, Ameritas Ret \$6,063.01, EFTPS \$6,502.60, Section 125 Fees \$15.00, Wellness Program \$114.88; Road \$51,695.56, BCBS \$24,760.90, Ameritas Ret \$3,489.46, EFTPS \$3,893.09; Ambulance \$1,798.36, Ameritas Ret \$56.16, EFTPS \$137.56; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of May 15, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.



# Boone County Board Minutes



Motion made by Luettel, second by Rasmussen to approve the County Board of Equalization Proceedings of May 15, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Debra R. Pillen of Columbus, NE and Brad Brodersen, New York Life Insurance Company representatives, presented to the Board information regarding voluntary benefits that New York Life Insurance Company offers such as life insurance, long term care and retirement planning. Pillen briefed the Board of the company background and highlighted that rates are locked in upon the individual signing the document and any dividends/interest goes to the policy holder not the company. Each individual rates vary due to their age and the individual life insurance product(s) option they choose. The Board informed the insurance representatives that they plan to stay consistent with benefit representatives' presentations and not authorize their voluntary benefits as a payroll deduction. The Board will authorize them visiting with county employees at the employees' time and self-payment from their personal accounts. Motion made by Luettel, second by Rasmussen to authorize New York Life Insurance Company representatives to introduce their products to the county employees with enrollment type of Self-Payment method. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

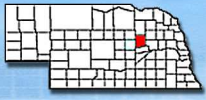
Dave Boschult, Nebraska Department of Agriculture Noxious Weed Program Specialist, updated the Board in regard to the weed program and overview of the 2016 Boone County noxious weed activity. Boschult informed the Board that his territory covers twenty-six counties. Boschult explained to the Board the required certifications a County Weed Superintendent needs to acquire and the twenty hours of continuing education each calendar year. The twenty hours of continuing education certification stays with the County not the individual. The County Weed Superintendent has an opportunity four times in a calendar year to become re-certified. Boschult informed the Board that Boone County newly appointed weed superintendent plans to take the certification exam today.

Rod Nelson, Maintenance, submitted an estimate for the Board to review regarding removal/replacement of sidewalk. The estimate from Boone County Concrete, Inc. of Albion for \$3,879.00 is for removing/replacing 127' of sidewalk on the Southside of courthouse and partial sidewalk patching on Northside of the courthouse. Motion made by Luettel, second by Rasmussen to approve the estimate of \$3,879.00 from Boone County Concrete, Inc. to remove/replace courthouse sidewalk as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Albion Area Arts Council requested assistance to advertise the Missoula Children's Theatre event scheduled for June 19-24, 2017. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson updated the Board regarding equipment repair.
- Robinson informed the Board that the plans are to pour the concrete deck next week on County Road Bridge Project No. 383. Robinson said that once the concrete deck is poured it needs to set for fourteen days. Robinson and the Board discussed ideas to barricade the bridge project so there is absolutely no traffic on it within those fourteen days.



# Boone County Board Minutes



- Robinson informed the Board that there appears to be some electric fence issues that will need to be addressed within the County.

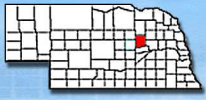
The Board has been asked by department heads to consider possibly changing the courthouse open hours of service to be 8:00 A.M. to 4:30 P.M., with an employee half-hour unpaid lunch break, which still gives an employee an eight hour work day. The offices with two or more employees are presently staggering the hour lunch breaks and several times are short handed to serve the public when the majority of the busy time averages between 11:30 A.M. – 1:00 P.M. A half hour lunch break will be more beneficial for the customers where an office staffs one employee. Currently there are 52 Nebraska Courthouse's that close at 4:00 P.M. or 4:30 P.M. The Board plans to discuss the request at their Tuesday, May 30, 2017 Board meeting.

Miscellaneous public comments:

- Judd Allen, NACO Benefit Services, provided health insurance information for stand-alone NE BCBS and United Healthcare.

Vice Chairman Luettel declared the meeting adjourned at 11:35 A.M., with the next Board meeting scheduled for Tuesday, May 30, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MAY 30, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, May 30, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle and Alan Rasmussen. Commissioner Ken Luettel arrived at 9:20 A.M. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed submitted quotes for the copy paper for the county courthouse fiscal year 2017-2018. The quote request was for sixty cases on six coupons/ten cases per coupon of no less than 92 bright and no less than 20 lb. paid after each coupon order/delivery. The copy paper quotes were as follows per case: Albion News - \$31.50; Eakes Office Solutions - \$29.79; and One Source, One Solution - \$29.20. The Board discussed the little difference between the quotes and felt they should keep the purchase local. Motion made by Maricle, second by Rasmussen to accept and approve the sixty case copy paper quote for the fiscal year 2017-2018 for \$31.50 per case paid upon delivery from Albion News as presented. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

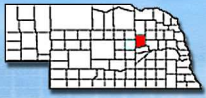
The Board accepted a three-year audit bid proposal on March 13, 2017 from Schumacher, Smejkal, Brockhaus & Herley, P. C. of Norfolk, Nebraska to audit the county governmental activities. The Board reviewed an Engagement Letter for auditing services for the 2016-2017 fiscal year submitted by Schumacher, Smejkal, Brockhaus & Herley, P. C. Motion made by Rasmussen, second by Maricle to approve and authorize the Board Chairman, County Clerk and County Treasurer to sign the Engagement Letter for auditing services for the 2016-2017 fiscal year as presented. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Absent: Luettel. Motion carried.

The Board approved Resolution No. 2016-29 supporting the display of the national motto "In God We Trust" in the Boone County Courthouse on July 18, 2016. County Clerk, Kathy Thorberg, informed the Board that she ordered the antique bronze lettering and is donating the lettering to the county. The Board discussed having the motto lettering matted and framed, therefore the framed motto would be moveable. The lettering will be delivered to Jean's Custom Framing of Albion for a frame display.

Commissioner Luettel arrived at 9:20 A.M.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of May 24, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Abstain: Maricle. Motion carried.

The Board entered into an Agreement on June 16, 2014 with Sequoia Consulting Group for Indirect Cost Allocation Services for FY2014, FY2015 and FY 2016. There is one year, FY2016, left to complete in accordance with the signed agreement. The County of Boone, Nebraska has been in contact with Nebraska Department of Health and Human Services (NDHHS) regarding Title IV-D and Indirect Costs reimbursements. The County of Boone no longer receives an additional reimbursement for office space since NDHHS staff is no longer located in the County of Boone, Nebraska. Motion made by Maricle, second by Rasmussen to rescind the Board motion of October 11, 2016 that terminated said agreement and approve Sequoia Consulting Group to



# Boone County Board Minutes



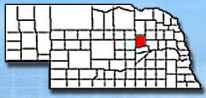
complete the FY2016 portion of said Agreement. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board; Tom Smith, Region 44 Emergency Manager; Ed Meedel and Howard Nispel, Platte Valley Communications; Denny Johnson, County Sheriff; and John Buck, Deputy Sheriff, reviewed and discussed the Emergency Management Project EM4420172. The Region 44 Emergency Management counties are Boone, Nance and Merrick.

Meedel and Nispel presented the recommendations from the Region 44 Emergency Management project study and reminded the Board that these were only recommendations and that the final decisions were in the hands of the County Boards. The recommendations are as follows:

- SRS Mobile Radios for each County Sheriff Vehicles.
- New Tower, equipment shelter and HVAC at Petersburg, NE. Replacing current structure.
- Four (4) position MCC7500 consolidated dispatch center in Nance County. Additional space required, or new dispatch center on East property. Two (2) position back-up.
- Re-programming Boone, Merrick and Nance counties land mobile radio assets to enhance emergency services interoperability.
- Replacement of approximately 30% of counties land mobile radio legacy assets.
- Additional sirens-Clarks West/Northwest and Lakes Area required.
- Replace back-up batteries at Boone County Law Enforcement, Petersburg, Chapman, Central City and Clarks Repeater sites.
- No additional VHF frequencies are required for coverage throughout the three (3) county area. Exception would be any vehicular repeaters for portable usage on the State Radio System (SRS).
- Incorporation of Next Generation 911 equipment (ECW NG9-1-1) at new Consolidated Dispatch Center.
- Minimal use of the "NRIN" system. Most of county repeater systems can be controlled by control stations in Nance County. Exception is one repeater in Boone County. Too many variables with "NRIN". How will the system be maintained in the future remains a big question mark!
- Phase out the Central City Paging network and put all pagers on the Central City Fire Dept. repeater.
- NRIN to control Petersburg repeater and Boone County Schools.
- Remove low band stations such as 39.9, 39.82 and 39.98.
- Leave high band (VHF) radios in law enforcement vehicles that are going to be equipped with "SRS" radios. SRS radios do not scan analog frequencies well. Older trunked mount analog VHF radios should be replaced with analog dash mount radios.
- Replace the Primrose and Petersburg repeater with a new 100 watt VHF system.

The Board and those present held a lengthy discussion on the possibility of consolidating Boone, Merrick and Nance Counties into a central communications dispatch system. Board members Luettel and Rasmussen expressed reservations about proceeding with the consolidation of communications. Maricle has mixed feelings and noted that consolidation in various areas of law enforcement communications may be mandated for rural counties at some point in the future. If Boone County decides not to be part of the three-county new communications system, the tower near Petersburg, radio repeaters at Petersburg and Primrose and the dispatch consoles in the sheriff's office need replacing soon.



# Boone County Board Minutes



Motion made by Rasmussen, second by Maricle for Boone County Board of Commissioners to continue participation in the discussions/planning of a new communications dispatch system regarding the Emergency Management Project EM4420172. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

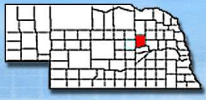
Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson and the Board discussed driveway requests.
- Robinson informed the Board that the plans are to pour the concrete deck tomorrow on the County Road Bridge Project #383 north of Albion.
- Robinson and the Board discussed the planting of crops in the county road right-of-way and irrigation pivots watering the county roads. Robinson informed the Board that the notices regarding these issues was published twice in the local newspapers and that there are crops planted in the county road right-of-way to date. The consensus of the Board is to focus on rectifying these situations if there are safety and visibility issues.

Stacey Robinson, County Highway Superintendent, presented a quote from Theisen Construction, Inc., to repair/redeck Bridge #34615 located on 320<sup>th</sup> Street west of 310<sup>th</sup> Avenue north of St. Edward. Robinson informed the Board that this bridge qualifies as an emergency repair. Robinson said that this bridge project may be paid for from the Road/Bridge Buyback Program funding. Motion made by Rasmussen, second by Maricle to approve the Theisen Construction, Inc. quote of \$110,463.34 for Bridge #34615 repair/redeck as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

The Board and Stacey Robinson, County Highway Superintendent, discussed the Zoning Administrator hours coinciding with the County Road Department hours. The Zoning Administrator (Zoning Administrator/Administrative Assistant) position includes administrative assistant duties to the county highway superintendent. During certain months of the year the road department employees work four ten hour days, Monday through Thursday, to utilize the longer daylight hours while working on road projects. The Board felt that the position of Zoning Administrator/Administrative Assistant duties are primary office duties and not outdoor work. Motion made by Maricle, second by Luettel that the Zoning Administrator/Administrative Assistant work hours coincide with the Courthouse hours. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

At the Board meeting on December 19, 2016 the Board approved the Boone County Fitness Center, Inc. (Fitness Center) proposed operation changes and the payroll to be processed through the Fitness Center identification number effective January 1, 2017. A lease agreement at a nominal fee of \$1.00 per year will be signed and all previous agreements/resolutions will be rescinded. The Lease Agreement draft will be reviewed by NIRMA before the Board of Commissioners sign the document. The Board has not received a Lease Agreement draft for review to date. The Board contacted NIRMA asking them to review document transactions from 1986 to present between the County of Boone and Fitness Center. Motion made by Luettel, second by Rasmussen to approve NIRMA/Vince Valentino to review document transactions from 1986 to present and draft necessary document(s) between County of Boone and Boone County Fitness Center, Inc. regarding a new lease agreement. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



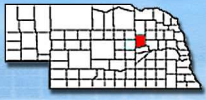
The Board discussed the County employee health insurance premiums at previous meetings. Commissioner Maricle feels the Board should practice due diligence and acquire other BCBS Health Insurance quotes for county employees as a stand-alone policy for comparison to the NACO BCBS group policy. The Board discussed the options regarding the NACO Benefits stand-alone BCBS quote with employee application procedure, cash in lieu and/or deductible change. The Board emphasized that the employee coverage and deductible will remain the same. The Board felt there would be very little benefit for a cash in lieu policy. A change to a higher deductible with a buy down to the \$1,500.00 deductible was discussed by the Board, it may save some premium cost for the county, but the county would be paying for administration fees to a company for the buy down policy. Motion made by Luettel, second by Maricle to approve NACO Benefits to provide a stand-alone BCBS Health Insurance quote through the employee application procedure. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board discussed a request to consider changing the courthouse open hours at their May 24, 2017 Board meeting with department heads that were present. The Board was asked by department heads to consider possibly changing the courthouse open hours of service to be 8:00 A.M. to 4:30 P.M., with an employee half-hour unpaid lunch break, which still gives an employee an eight hour work day. The offices with two or more employees are presently staggering the hour lunch breaks and several times are short handed to serve the public when the majority of the busy time averages late morning to early afternoon. A half hour lunch break will be more beneficial for the customers where an office staffs one employee. The courthouse is open Monday through Friday, except for designated holidays. Currently there are 52 Nebraska Courthouse's that close at 4:00 P.M. or 4:30 P.M. The Board reviewed and discussed the written requests. Motion made by Luettel, second by Rasmussen to approve the courthouse open hours of service to be 8:00 A.M. to 4:30 P.M., with an employee half-hour unpaid lunch break effective July 1, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Public comments: Rod Nelson, Maintenance, informed the Board that one of the courthouse roof top units may need a new compressor.

Chairman Maricle declared the meeting adjourned at 12:10 P.M., with the next Board meeting scheduled for Monday, June 12, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JUNE 12, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:05 A.M. on Monday, June 12, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed and discussed a few of the Accounts Payable Vendor Claims filed for payment with the respective department head. Motion made by Luettel, second by Rasmussen to approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$189,268.88; Road/Weed - \$275,594.41; County Visitors Promotion - \$400.00; 911 Emergency Management (2910) - \$1,369.60; 911 Wireless Services (2913) - \$2,907.76; Ambulance - \$1,700.33. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$2,652.10, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

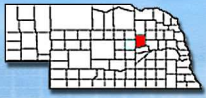
Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of May 30, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the following reports of the County Officials as presented for May, 2017:

- Clerk - \$15,417.75 (State of Nebraska \$9,063.51)(County of Boone \$6,354.24)
- Clerk of the District Court - \$1,058.62 (State of Nebraska \$431.00/Credit of \$40.25)(County of Boone \$667.87)
- Sheriff - \$1,720.21
- Planning & Zoning - \$50.26
- Treasurer - Treasurer's Fees - \$66.00; Miscellaneous Receipt Nos. 15692-15744 - \$442,730.06; Total Collections - \$2,548,572.16

Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The St. Edward Community Club requested assistance to advertise the St. Edward Community Club Beaver Valley Days event scheduled for July 28-30, 2017. Motion made by Maricle, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Neil Baumgartner, Petersburg Volunteer Fire Department, discussed the asphalt portion of a county road known as 145<sup>th</sup> Street west of Petersburg with the Board and Stacey Robinson, County Highway Superintendent. Baumgartner said that 145<sup>th</sup> Street west of Petersburg is a main route for areas west and northwest of Petersburg for fire/rescue calls and when responding as mutual aid. Baumgartner informed the Board that it is a high traffic road when in good condition, but has deteriorated over the past several years. The county road has approximately five miles of asphalt that is being patched often and is dangerous. The first mile of asphalt that is mostly in Petersburg village limits is in good condition and the remaining length of asphalt is what is in need of good repair. Baumgartner said his first choice for the Board to consider would be to restore the asphalt on all five miles. If that is not affordable, keep the first mile as asphalt and restore the road to a solid gravel surface in sections of the road that cannot be asphalt. Baumgartner informed the Board that there are several natural water springs in the hills west of Petersburg and that they may be contributing to the spongy portions of the county road. The Board decided to have an engineer study completed to determine costs and ideas for more permanent repairs.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

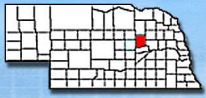
- Robinson informed the Board that the deck on the County Road Bridge Project #383 north of Albion has been poured. The approach to the bridge and dirt work still need to be completed.
- Work is started on the County Road Bridge Project #384, located on 320<sup>th</sup> Street west of 310<sup>th</sup> Avenue.
- Robinson plans to ask the county attorney to generate a letter to landowners found in violation of crops being planted in the county road right-of-ways.

The Boone County Ambulance Service is registered with the Drug Enforcement Administration. Every three years a renewal registration application needs to be completed and a non-refundable fee needs to be sent to the Drug Enforcement Administration. The requirements are under the Controlled Substances Act. The current registration expires July 30, 2017. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the Renewal Application for Registration for the Boone County Ambulance with a new expiration of July 30, 2020 as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. 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 Ronald Braun of Cedar Rapids expires in June 2017. Motion made by Luettel, second by Maricle to re-appoint Ronald Braun of Cedar Rapids to a five-year term expiring in June 2022 to the Boone County Veterans Service Board. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board discussed the drafting of a lease agreement between the County of Boone, Nebraska and Ed Knott, Applied Connective Technologies LLC. The County owns the real estate and Ed Knott/Applied Connective Technologies LLC owns the communications tower that is sitting on the county property south of the county fairgrounds. The Board plans to visit with Ed Knott regarding the future of his communications tower at one of the next Board meetings.

The Board received a request from Dustin Will, Benefits Management, of Lincoln, Nebraska requesting the opportunity to quote a stand-alone BCBS Health Insurance policy for county employees. Motion made by Maricle, second by Rasmussen to approve Benefits Management to provide a stand-alone BCBS Health Insurance quote through the employee application paper/electronic procedure. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes



Larry Temme, Rae Valley Market LLC, presented an application for a Special Designated License (SDL) for July 7, 2017. The Board reviewed the application for a Special Designated License (SDL) for a wedding reception scheduled for Friday, July 7, 2017 at the St. Bonaventure Church Hall in Raeville, NE. Motion made by Luettel, second by Rasmussen to approve, as presented, the Application for a Special Designated Liquor License request from Rae Valley Market LLC for a wedding reception at St. Bonaventure Church Hall, Raeville, Nebraska on July 7, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board received information from the Lancaster County Youth Services Center to review. Boone County is a member of the Northeast Nebraska Juvenile Services, Inc. of Madison, Nebraska. Commissioner Luettel said he would review the information from Lancaster County Services for comparability to the Northeast Nebraska Services. Commissioner Luettel represents Boone County on the Northeast Nebraska Juvenile Services Board. The Board took no action today in regard to the Lancaster County Youth Services Center information.

The Board; Tom Smith, Region 44 Emergency Manager; Denny Johnson, County Sheriff; and John Buck, Deputy Sheriff; continued the discussion from the May 30, 2017 Board meeting regarding the Emergency Management Project EM4420172. The Region 44 Emergency Management counties are Boone, Nance and Merrick. Johnson presented to the Board a preliminary look at the county's expenses to continue maintaining a dispatch center and jail on its own; projected expense for jail only and join the three county proposed communications center; and expenses for law enforcement only with the communications center being a part of the three county region located in Nance County and the housing of prisoners in Antelope County. Johnson and Smith said they would meet to do a detailed analysis of costs estimates to determine whether the consolidated communication system would provide savings to Boone County.

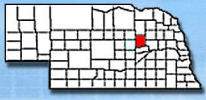
The Board, Denny Johnson, Sheriff, and John Buck, Deputy Sheriff, discussed the estimated construction costs for the Phase 1 upgrades of the jail portion of the law enforcement building. The preliminary costs submitted by Prochaska & Associates for Phase 1, Jail Upgrades is \$129,500.00 plus miscellaneous project costs. Motion made by Luettel, second by Maricle to proceed with the Phase 1 Jail Upgrades as submitted by Prochaska & Associates for approximately \$129,500.00. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Barb Hanson, County Assessor, submitted estimates for appraisal services from Stanard Appraisal Services, Inc. of Central City, Nebraska for commercial properties and commercial hog operations located in Boone County, Nebraska for the Board to review. The amount of the proposal to provide the appraisal of 369 Commercial parcels in Boone County is \$73,800.00. The amount of the proposal to provide the appraisal of 37 Commercial Hog Operation parcels in Boone County is \$12,025.00. Motion made by Maricle, second by Luettel to approve Stanard Appraisal Services to prepare agreements for the Boone County Commercial and Commercial Hog Operation parcels as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Public Comments: LEPC meeting is scheduled for 7:00 P.M. on June 20, 2017 at the Albion Fire Hall.

Chairman Maricle declared the meeting adjourned at 12:38 P.M., with the next Board meeting scheduled for Monday, June 19, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JUNE 19, 2017 ALBION, NEBRASKA

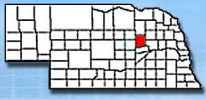
The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, June 19, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Andy Devine, Albion City Administrator, Chuck Rolf, Boone County Agricultural Society, Inc., and Rex Mahoney, Recreational Trails Committee, presented information to the Board regarding a possible Nebraska Game and Parks grant application for a potential trail project at the Albion City Park and Boone County Fairground areas. Devine said that the Recreation Trails Committee is here to present some information to the Board prior to requesting formal action on the grant application. The Recreational Trails Committee members are Jay Wolf, Chuck Rolf, Doug Koch, Mitch Glesinger, Mollie Morrow, Rex Mahoney, Ben Edwards and Andy Devine. Doug Koch and Mitch Glesinger, BCDA, Inc., and Ed Knott, Applied Connective Technologies, LLC, joined the informational meeting. Koch said recent area surveys indicated that there is interest for an area for individuals to walk safely and to not be walking in the city/village streets. Devine explained that the committee has held preliminary meetings to discuss potential grant applications to the Nebraska Game and Parks Commission Recreational Trails Program. This program provides eighty percent match up to \$250,000.00 for each approved trail project in the state and available only to political subdivisions. The group discussed submitting an application from the City of Albion for a proposed area around Fuller Park and extending south along Eighth Street, thence west to connect to County property. The discussion for submitting an application from the County of Boone, Nebraska for a proposed area beginning at the southeast corner of the property the County purchased in November 2016, running thence west to the Fairgrounds Road, thence North along the County property and County Fairgrounds property, thence East through the County Fairgrounds property to Fuller Park. The group estimated each project to be approximately one mile. The committee members emphasized that the trail routes are preliminary and subject to change. The committee members suggested asking for the twenty percent matching funds through a local/county wide fundraiser event.

Edmond Knott, Applied Connective Technologies, LLC, is the owner of the old county communications tower that sits on the real estate that the county purchased in November 2016. The Board and Knott discussed a Lease Agreement regarding the real estate that the old communication tower sits on and the possibility of moving Applied Connective Technologies equipment to the county's new tower in the future, if the old tower is removed. The Board and Knott agreed on a yearly lease in the amount of \$1,000.00. The current lease will end December 31, 2017 and this lease shall continue in effect from year to year thereafter until written notice of termination is given by either party to the other at least six (6) months before the annual expiration of this lease. Motion made by Rasmussen, second by Luettel to approve a Lease Agreement between the County of Boone, Nebraska and Applied Connective Technologies, LLC as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of June 12, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Motion made by Luettel, second by Rasmussen to approve the County Board of Equalization Proceedings of June 12, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

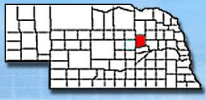
As provided by State Statute, Section 23-1302, the County Clerk shall certify to the County Treasurer as of June 15 and December 15 each year the total amount of unpaid claims of the county. Motion made by Maricle, second by Rasmussen to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Schmeits, Mueller & Martinsen, P.C., Richard Martinsen, CPA, submitted a Letter of Understanding regarding the preparation of the annual county budget. The budget document that Martinsen assists with is being prepared solely for fulfilling the State of Nebraska budget law requirements. Motion made by Luettel, second by Maricle to approve the Letter of Understanding with Schmeits, Mueller & Martinsen, P.C., Richard D. Martinsen, CPA, to assist in the preparation of the county budget for fiscal year 2017-2018. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Denny Johnson, Sheriff, presented figures he put together in regard to starting base wages for a new law enforcement deputy employee that is non-certified and certified for the Board to review. Johnson used only one county for comparison which in turns makes Boone County starting wage of \$15.00/hr. for non-certified and \$15.58/hr. for certified look low. Johnson plans to put together more of a comparison package which includes paid benefits from more than one County that is comparable in size with Boone County. Boone County pays the full family health insurance premium, where the majority of the counties do not pay the full family premium. Johnson will present more figures at a future Board meeting.

An Agreement with Darla McIntosh to provide meals for the prisoner(s) held in the Boone County Jail ends June 30, 2017. The Board and Denny Johnson, County Sheriff, discussed the terms of the present agreement. Johnson asked the Board to table a decision to their June 28, 2017 Board meeting. A new Agreement with Darla McIntosh to provide meals for the prisoner(s) will be an agenda item on June 28, 2017.

The Board received a request from Dustin Will, Benefits Management, of Lincoln, Nebraska requesting the opportunity to quote a stand-alone BCBS Health Insurance policy for county employees. The Board approved Benefit Management's request to quote a health insurance policy at their June 12, 2017 Board meeting. Benefit Management submitted a Business Associate Contract for the Board Chairman to sign regarding the approval for a stand-alone BCBS Health Insurance quote through the employee application paper/electronic procedure. After receiving approval to provide a quote, Dustin Will, Benefit Management, requested that the Board approve sharing of employee health insurance information with/from another insurance agent being NACO Benefits. In discussion, the Board felt that the Nebraska Blue Cross Blue Shield is the current trusted health insurance company in Nebraska. The Board felt that each insurance agent needs to complete their own application process and not ask the Board to tell another insurance agent that they have to share their application information with other insurance companies. Motion made by Rasmussen, second by Luettel to not approve the sharing of the employee's health insurance application information between insurance agents/companies. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



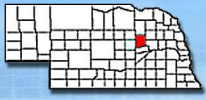
Motion made by Luettel, second by Maricle to go into executive session at 11:17 A.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried. The Board met with the County Weed Superintendent/Sign Technician to discuss a personnel issue. Motion made by Luettel, second by Rasmussen to come out of the executive session at 11:26 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. No action was taken by the Board at this time.

## Public Comments:

- The Board physically looked at the condition of the county weed spraying equipment.
- The Board received information regarding the motto “In God We Trust” printed on eight foot vinyl banners.
- Meetings: Boone County Agricultural Society, Inc. – June 19, 2017; BCDA, Inc. – June 21, 2017; Boone County Planning & Zoning Commission – June 26, 2017; and Boone County Health Center – June 27, 2017.

Chairman Maricle declared the meeting adjourned at 11:50 A.M., with the next Board meeting scheduled for Wednesday, June 28, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JUNE 28, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, June 28, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

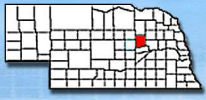
Motion made by Luettel, second by Maricle to approve the County Payroll Claims and Accounts Payable Vendor Claims filed for payment from the various funds: General Payroll \$96,929.64, Juror Costs \$1,891.86, BCBS \$49,711.10, Ameritas Ret \$6,711.91, EFTPS \$7,210.86, Section 125 Fees \$15.00, Wellness Program \$114.88; Road \$60,797.75, BCBS \$30,495.80, Ameritas Ret \$4,103.85, EFTPS \$4,588.65; Ambulance \$1,290.79, Ameritas Ret \$43.04, EFTPS \$98.73; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve the County Board Proceedings of June 19, 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Petersburg Community Club requested assistance to advertise the Petersburg Community Club 'Bash In The Burg' event scheduled for August 5, 2017. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Denny Johnson, County Sheriff, and Laurie Krohn, County Treasurer, submitted a Distress Warrant Report with regard to the 2015 personal property taxes. The distress warrants that were issued in November 2016, were all collected by the County Sheriff's office and returned back to the County Treasurer's office on June 23, 2017. The total collected on twenty distress warrants without penalties was \$3,207.92. There are no distress warrants unpaid as of June 23, 2017. Motion made by Maricle, second by Rasmussen to accept and approve the County Sheriff and Treasurer's Distress Warrant Report as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

An Agreement with Darla McIntosh to provide meals for the prisoner(s) held in the Boone County Jail expires June 30, 2017. The Boone County Sheriff's office submitted a renewal Agreement with the rates remaining the same that were approved and effective on September 19, 2016. Motion made by Luettel, second by Rasmussen to approve an Agreement with Darla McIntosh to provide meals for the prisoner(s) held in the Boone County Jail, effective July 1, 2017 and ending June 30, 2018, with the understanding that the Agreement may be extended on the same terms and conditions by written Agreement of the Boone County Board of Commissioners, Denny Johnson, Boone County Sheriff, and Darla McIntosh, Independent Contractor. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



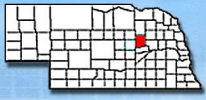
Chuck Rolf, Boone County Agricultural Society, Inc., Kurt Kruse of Albion, and Bill Robinson of Cedar Rapids, were present at the Board meeting to discuss the replacement of the existing livestock building located on the fairgrounds property. The group asked the Board for their support in regard to building a new building on the fairgrounds property to replace the deteriorating livestock building. Rolf said that the previous three year campaign project for a new enclosed arena/multi-purpose building project did not materialize. The enclosed arena/multi-purpose building campaign idea was for the facility to be built with public donation funding of approximately \$7,500,000.00. Kruse said that since the private funds for the previous project did not materialize the focus is to address the need for a more functional livestock building. Commissioner Maricle said we need a larger and updated arena for the memorial weekend and county fair livestock shows. Commissioner Luettel said that he recently toured the new fairgrounds building in Merrick County and felt that type of building may fulfill the livestock needs at the fairgrounds. The group asked the Board if they would support/provide funding for an architect/engineer design in order for the Boone County Agricultural Society, Inc. to move forward with replacement of the existing livestock facility.

The County Clerk was asked to work with Richard Martinsen, CPA, to determine the budgeting process and which entity is to pay for the architect/engineering costs to design a new livestock building to be located on the fairgrounds property. Motion made by Maricle, second by Rasmussen to support the Boone County Agricultural Society, Inc. in moving forward to seek an architect/engineering firm to design a new building to replace the existing livestock facility located on the fairgrounds property. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Ross Davidson of Albion discussed noxious weed problem areas and crops planted in the county road right-of-ways with the Board, Jack Nordeen, County Weed Superintendent and Stacey Robinson, County Highway Superintendent. The group held a lengthy discussion in regard to area pastures/fields that have an abundance of Leafy Spurge and Musk Thistle. Davidson said that they have asked neighboring landowner(s) to spray or remove the noxious weeds for years to help stop the spreading of the noxious weeds to their ground. Nordeen explained the protocol procedure of notifications to the landowner(s) before the county can spray the noxious weeds. Robinson explained the protocol procedure for landowner(s) planting crops in county road right-of-ways and the notifications that she plans to send to the landowner(s). The Board and Robinson said that the areas where the crops are planted in the county road right-of-ways which present safety and visibility issues will result in the crop(s) being removed.

Edmond Knott, Applied Connective Technologies LLC, and the Board discussed the Agreements that the County of Boone has regarding IT related needs for the county equipment, Managed Network/Firewall Services and Antivirus protection for the county owned computers. Knott informed the Board that the past years there were three separate Agreements expiring at different times of the year. Knott said that the three agreements have been consolidated into one agreement entitled "Responsive IT Service Agreement Includes Endpoint Protection and Managed Firewall Services" beginning on July 1<sup>st</sup> and ending on June 30<sup>th</sup> each fiscal year. Motion made by Maricle, second by Luettel to approve the "Responsive IT Service Agreement Includes Endpoint Protection and Managed Firewall Services" between the Boone County Courthouse and Applied Connective Technologies, LLC for \$13,463.00 for the fiscal year 2017-2018 to be billed and paid in monthly payments for only County owned equipment as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Denny Johnson, Sheriff, submitted a written resignation for the Board to review from a full time employee in the Sheriff's office. Motion made by Maricle, second by Luettel to accept the resignation of Maddison Oltjenbruns, Jail Dispatcher, effective June 30, 2017. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Meagan J. Deichert, Attorney, submitted a Termination of Lease document for the Board to review and sign regarding a release of bonds for Global Industries. In December of 2000 the Board of Commissioners signed a Site Lease and Memorandum of Lease in regard to Industrial Development Revenue Bonds. The bonds have been paid in full and Diechert submitted the Termination of Lease to be signed by the Board and recorded in the real estate records. Motion made by Luettel, second by Rasmussen to approve and authorize the Board Chairman to sign the Termination of Lease document and to be recorded in the Boone County Register of Deeds office as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Barb Hanson, County Assessor, presented two contracts for appraisal services from Stanard Appraisal Services, Inc. of Central City, Nebraska for the Board to review. The contracts are for appraisal review of the Commercial properties to properly equalize property values in Boone County, Nebraska. The compensation is for 369 Commercial parcels for \$73,800.00 and 37 Commercial Hog Operations for \$12,025.00 to be billed and paid in monthly payments. Motion made by Luettel, second by Rasmussen to approve and authorize the Board Chairman to sign the Contracts for Appraisal Services between the County of Boone and Stanard Appraisal Services, Inc. as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Doug Koch and Mitch Glesinger, Boone County Development Agency, Inc. representatives, appeared before the Board regarding the Membership Agreement and Disbursement Agreement for fiscal year, 2017-2018. Koch indicated that the information in the agreements were basically the same as the prior year and that pursuant to the terms of the agreements, they need to be approved on a yearly basis. The County of Boone, NE financial contribution to the BCDA, Inc. for fiscal year 2017-2018 is 80% of the operating budget. The \$105,784.80 is paid from the County Inheritance Tax Fund.

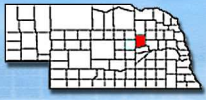
Motion made by Luettel, second by Rasmussen to approve and authorize the Board Chairman to sign the Membership Agreement for fiscal year, 2017-2018 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve and authorize the Board Chairman to sign the Disbursement Agreement for fiscal year, 2017-2018 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Doug Koch and Mitch Glesinger, Boone County Development Agency, Inc. representatives, updated the Board in regard to the economic development group activities and an overview of available resources to help business.

Jack Nordeen, County Weed Superintendent/Signage Technician presented to the Board a copy of his Commercial Pesticide Applicator License and a copy of the letter showing his Sign Technician certification. Nordeen updated the Board in regard to weed activity. Motion made by Luettel, second by Rasmussen to approve a twenty-nine cent hourly pay increase for the Weed Superintendent License and twenty-nine cent hourly pay increase for the Sign Technician certification retroactive to be effective with the beginning of the June 22, 2017 payroll period. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board and Nordeen discussed the County owned weed spraying equipment. Nordeen said that some parts need replacing on the sprayer. The Board suggested that Nordeen keep researching to see if he can find the necessary sprayer parts, before the Board discusses looking at new spraying equipment.



# Boone County Board Minutes



Tanya Sharp and Vic Lee, Boone County Health Center representatives, and the Board discussed the appointment of two members to the Boone County Health Center Board of Trustees. Ads have been in newspapers since the week of May 15, 2017 for residents to apply for the two open positions. The Board received two applications to review. Sharp informed the Board that the Board of Trustees By Laws state the applicant needs to be a resident of Boone County. One of the applicants is not a Boone County resident. Sharp said that the Health Center Board of Trustees discussed moving their time of day for their monthly meetings held on the fourth Tuesday of each month, to either morning or over the noon hour as several indicated that evening meetings do not work in their schedules. Sharp plans to contact the two applicants and update them on today's discussion. Motion made by Luettel, second by Maricle to continue advertising with a deadline of July 21, 2017 at 4:00 P.M. in the Albion News and to review applications at their Board meeting on July 26, 2017 at 11:00 A.M. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried

The Fund 2913 "911 Wireless Service Fund" was established by the Nebraska Auditor of Public Accounts and receives the Nebraska Public Service Commission funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 services. The Fund 2914 "911 Wireless Service Holding Fund" is for the funds set aside for future equipment and software purchases as required by the Public Service Commission from the Fund 2913. The percentage of the set aside funds left in Fund 2913 is to be transferred to the Fund 2914 before the close of the fiscal year end June 30<sup>th</sup> each year. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-14, authorizing Laurie Krohn, Boone County Treasurer, to transfer the sum of \$31,108.50 from the 911 Wireless Service Fund (2913) to the 911 Wireless Service Holding Fund (2914) as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road maintenance, hauling of aggregate materials, bridge projects and equipment repairs.

The Board reviewed information regarding the motto "In God We Trust" printed on eight foot vinyl banners. The Board decided not to display the motto with a vinyl banner. The motto is being prepared to be displayed in a frame.

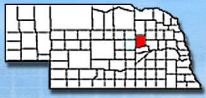
The Board reviewed a letter from Colorado City, Arizona. The letter did not pertain to government activity, no action taken.

The Board received notification that County Government Day may be scheduled for Wednesday, October 18, 2017. The Board checked their schedules and decided that day should work.

## Public Comments:

- Mary Ziemba, County Zoning Administrator, updated the Board in regard to the County Planning & Zoning Commission Board meeting held on June 26, 2017.
- Denny Johnson, Sheriff, updated the Board in regard to law enforcement activity.
- The Board received information regarding Meetings: Region 44 Emergency Management – June 29, 2017; and Boone County Fair – July 8-12, 2017.

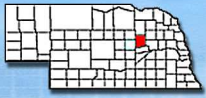
Chairman Maricle declared the meeting adjourned at 12:55 P.M., with the next Board meeting scheduled for Monday, July 10, 2017.



# Boone County Board Minutes



Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 10, 2017  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 10, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Luettel called the meeting to order and Commissioners present for roll call were Ken Luettel and Alan Rasmussen. Commissioner Hilary K. Maricle was absent. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Vice Chairman Luettel acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The accounts payable warrants/checks are approved/issued by the County Board and signed by its chairperson. The Nebraska statutes addresses the authority of the approval of the accounts payable by the County Board and the signature of the chairperson in the absence of the chairperson. Motion made by Luettel, second by Rasmussen to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$52,311.11; Road/Weed - \$211,382.90; Boone County Visitor's Promotion - \$1,250.45; 911 Emergency Management (2910) - \$462.77; 911 Wireless Service (2913) - \$575.92; Ambulance - \$1,478.07. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Motion made by Rasmussen, second by Luettel to approve a Payroll Claim filed for payment on the General Fund for a net amount of \$919.30 with the withholding amounts being included in the General Fund Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of June 28, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

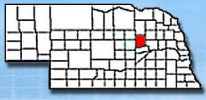
Motion made by Rasmussen, second by Luettel to approve the County Board of Equalization Proceedings of June 28, 2017 as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the following reports of the County Officials as presented for June, 2017:

- Clerk - \$9,676.75 (State of Nebraska \$5,400.65)(County of Boone \$4,276.10)
- Clerk of the District Court - \$1,309.37 (State of Nebraska \$458.75)(County of Boone \$850.62)
- Sheriff - \$738.20
- County Planning and Zoning - \$355.25
- Treasurer - Treasurer's Fees - \$0.00; Miscellaneous Receipt Nos. 15745-15802 - \$183,320.95; Total Collections - \$552,273.57
- County Veteran Service Office reports for the months of January, February, March, April and May, 2017.

Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

The Board heard a general assistance request regarding rent. The Board explained the protocol procedure and guidelines regarding general assistance. The Board referred the applicant to the County Veteran Service office



# Boone County Board Minutes



and asked the applicant to bring in a copy of the signed rental agreement. Motion made by Luettel, second by Rasmussen to table a decision to the July 17, 2017 Board meeting. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board in regard to the status of the bridge projects and road/ditch maintenance. In addition, the following topics were discussed:

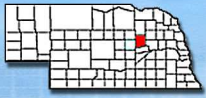
- The purchase of window air conditioners for each of the three road shop office areas.
- Robinson said that each road shop district is working on a list of equipment for disposal.

Mary Ziemba, County Zoning Administrator, presented a resolution to lift the moratorium on any new small parcel split conditional use applications in the A-1 Agricultural-Primary District. The resolution presented voids and takes precedence over the resolution approved by the Board on March 13, 2017. The change to remove the moratorium from the A-1 Agricultural-Primary District was recommended by the Boone County Planning and Zoning Commission at their June 26, 2017 meeting. The Boone County Planning and Zoning Commission reviewed and debated possible changes to the County Zoning regulations since February 2017. The County Planning and Zoning Board decided that they should continue to look at each rural land division on its own merits and recommended keeping the current regulations in regard to the A-1 Agricultural-Primary District. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-15, thus voiding and taking precedence over Resolution No. 2017-06, lifting the moratorium and the Boone County Zoning Administrator shall accept the filing of any application for conditional use permits as regulated in the Boone County Zoning Comprehensive Plan and the Boone County Zoning Regulations effective July 10, 2017. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The Fund 2913 “911 Wireless Service Fund” was established by the Nebraska Auditor of Public Accounts and receives the Nebraska Public Service Commission funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 services. The Fund 2914 “911 Wireless Service Holding Fund” is for the funds set aside for future equipment and software purchases as required by the Public Service Commission from the Fund 2913. The percentage of the set aside funds left in Fund 2913 is to be transferred to the Fund 2914 before the close of the fiscal year end June 30<sup>th</sup> each year. The Fund 2913 received additional funds in fiscal year 2016-2017 as refunds from expense checks issued to CenturyLink and Nebraska APCO-NENA in the amount of \$122.72. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-16, authorizing Laurie Krohn, Boone County Treasurer, to transfer the sum of \$122.72 from the 911 Wireless Service Fund (2913) to the 911 Wireless Service Holding Fund (2914) as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The Board asked Larry Pelan, NIRMA, to review documents regarding Lots 6, 7 and 8, Block 9, Mansfield’s 2<sup>nd</sup> Addition to Albion, Boone County, Nebraska known as the Boone County Fitness Center, Inc. Pelan suggested that the Board have the legal documents reviewed by Vince Valentino, Attorney at Law. The Board received and reviewed an Agreement for Legal Services from Vince Valentino to provide legal services as necessary in regard to document(s) between the County of Boone, Nebraska and Boone County Fitness Center, Inc. as presented. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

Rod Nelson, Courthouse Maintenance, and the Board discussed propane providers for the two county generators. The County owns the propane tank at the County Communications Tower location and rents the propane tank for the tower located by the Sheriff’s office. The propane tanks are being filled by two different



# Boone County Board Minutes



suppliers. Nelson asked the Board if they would consider one supplier to fill the two propane tanks. The Board suggested that Nelson obtain quote(s) for the purchase of a propane tank to replace the rented propane tank. Nelson plans to obtain quote(s) for the Board to review at their next Board meeting.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. St. John the Baptist Catholic Church of Petersburg requested assistance to advertise the St. John's Bazaar & Fall Festival event scheduled for September 3, 2017. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The County of Boone DBA Boone County Ambulance Service has an Agreement with EMS Billing Services, Inc. of Omaha, Nebraska to provide billing and collection services for the county ambulance services. The EMS Billing Services mail three billing statements to the patient for their ambulance service. If EMS Billing Services does not receive payment they send the file information to the Boone County Ambulance liaison. The Boone County Ambulance liaison mails three billing statements to the patient for the ambulance service with the third billing request saying, if no payment is received in 30 days the billing will be turned over to the County Attorney for collection. The Boone County Ambulance Service submitted an uncollectible ambulance account for a September 2016 ambulance service in the amount of \$1,087.50, as all methods of collection have been exhausted. The recommendation from the Boone County Ambulance Service liaison is to remove the \$1,087.50 from the EMS Billing Services account for purposes of bookkeeping and turn the account over to the County Attorney to attempt further collection. Motion made by Luettel, second by Rasmussen to turn the September 2016 County Ambulance Service account balance of \$1,087.50 over to the County Attorney for further collection. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried.

The Board reviewed the 2016-2017 fiscal year-end Boone County Ambulance Services report. The Board noted that beginning of June 2015 the uncollectible ambulance accounts of \$11,709.68 have been sent to and turned over to the county attorney for collection. Motion made by Rasmussen, second by Luettel to accept and approve as presented the Boone County Ambulance Service 2016-2017 fiscal year-end report. Roll call vote: Yeas: Rasmussen and Luettel. Nays: None. Absent: Maricle. Motion carried.

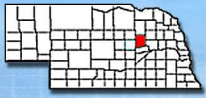
Motion made by Luettel, second by Rasmussen to go into executive session at 11:18 A.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried. The Board met with the County Highway Superintendent and the County General Road Foreman to discuss a personnel issue. Motion made by Luettel, second by Rasmussen to come out of the executive session at 11:41 A.M. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Absent: Maricle. Motion carried. No action was taken by the Board at this time.

## Public Comments:

- Meetings: Northeast Nebraska Economic Development District – July 11, 2017.

Vice Chairman Luettel declared the meeting adjourned at 12:05 P.M., with the next Board meeting scheduled for Monday, July 17, 2017.

Kathy Thorberg, Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 17, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 17, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Maricle, second by Luettel to recess said Board of Commissioners meeting at 9:01 A.M. in order to meet/reconvene as the Boone County Board of Equalization. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

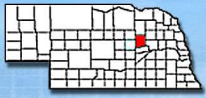
Motion made by Maricle, second by Rasmussen to reconvene said Board of Commissioners meeting at 11:01 A.M. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of July 10, 2017 as presented. Roll call vote: Yeas: Luettel and Rasmussen. Nays: None. Abstain: Maricle. Motion carried.

The Boone County Fitness Center Fund (5510) is a pass through fund for payroll and building insurance, being reimbursed each month by the Boone County Fitness Center, Inc. back to the County of Boone, Nebraska. Effective January 1, 2017 the Boone County Fitness Center, Inc. is processing payroll through their identification number and no longer passing through the County of Boone budget system. The Boone County Fitness Center, Inc. reimbursed the County of Boone for the building insurance of \$4,220.00. The NIRMA insurance premium(s) are paid from the County General Fund (0100). Motion made by Luettel, second by Maricle to approve Resolution No. 2017-17, authorizing the Boone County Treasurer to transfer the sum of \$4,220.00 from the Boone County Fitness Center Fund (5510) to the County General Fund (0100). Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Boone County Board of Commissioners and Boone County Fitness Center, Inc. board member representatives met and discussed the operation of the Boone County Fitness Center, Inc. on December 19, 2016. Effective January 1, 2017 the Boone County Fitness Center, Inc. is processing payroll through their identification number and no longer passing through the County of Boone budget system. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-18, to close the Boone County Fitness Center Fund (5510) as of August 1, 2017 and the County Treasurer is further directed to automatically transfer any future collections for the Boone County Fitness Center Fund (5510) directly to the General Fund (0100). Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Boone County Board of Commissioners have determined that there is no longer a need to have the Emergency and Protective Services Function (690) and the Grants (Economic) Function (912) within the County General Fund (0100). No expense transactions for Functions (690) and (912) since the 2012-2013 fiscal year. Motion made by Rasmussen, second by Luettel to approve Resolution No. 2017-19, to close the Emergency and Protective Services Function (690) and the Grants (Economic) Function (912) within the County General Fund (0100) effective August 1, 2017. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



The County Treasurer submitted a Semiannual Statement for January 1, 2017 through June 30, 2017. Motion made by Luettel, second by Rasmussen to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

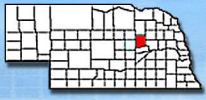
The County Clerk submitted a Statement of Receipts and Disbursements for fiscal year end June 30, 2017. Motion made by Maricle, second by Rasmussen to accept and approve as presented the County Clerk/Register of Deeds 2016-2017 fiscal year-end report. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of June 30, 2017. Motion made by Maricle, second by Luettel to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Jeff Jarecki, Public Defender, presented a report to the Board regarding the status of court cases since his appointment to the position in August 2012. Jarecki reported that the cases assigned in 2012, 2013, 2014 and 2015 are all completed. Jarecki reported that he was assigned forty-five cases in 2016 with two cases remaining open. Jarecki reported that he has been assigned twenty-three cases to date in 2017 with fifteen cases remaining open. Jarecki answered the Board's questions regarding conflict of interest and closed/open cases. Jarecki explained that there are times when he cannot defend the assigned case since he is already defending one of the parties involved. Jarecki explained to the Board that some juvenile cases take a longtime to complete. The Board thanked Jarecki for the updated report and his diligent services. Motion made by Luettel, second by Maricle to accept and approve the Boone County Public Defender report as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Jeff Jarecki, Jarecki Yosten PC LLO, introduced Katie Lesiak, a third year law student interning in their office this summer. Jarecki presented information for the Board to review. The Board asked Jarecki to review the County of Boone, Nebraska real estate deed transactions in regard to the Boone County Health Center facility. There were some changes made in regard to medical facilities operation and ownership authority within the Nebraska State Statutes Chapter 23 in 2012. Presently the real estate is recorded in the County of Boone, Nebraska and the operation/fixtures are under the Boone County Health Center. Jarecki said, after a short summary of the documents, statutes, and case law, that a County Hospital is a separate legal entity from the County and not an agency of the County, but is a separate and independent political subdivision. Jarecki's opinion/recommendation is for the real estate ownership be the same as the operation/fixture(s) ownership that being the Boone County Health Center. Jarecki and the Board discussed pros/cons in regard to the ownership of the real estate. The Board plans to visit with Tanya Sharp, Boone County Health Center Chief Executive Officer, and the Boone County Health Center Board of Trustees, regarding the real estate ownership. No decisions were made.

The Board and Rod Nelson, Maintenance, discussed propane providers for the two county generators at their July 10, 2017 Board meeting. The County owns the propane tank located at the County Communications Tower and rents the propane tank located at the County Sheriff's office. Nelson obtained a quote to purchase the present propane tank located at the County Sheriff's office. The Board and Nelson discussed owning both propane tanks that way only one supplier needs to be called to fill both tanks. Motion made by Luettel, second by Rasmussen to purchase the present 250 gallon propane tank for \$399.00 from Ferrellgas located at the Boone County Sheriff's office. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



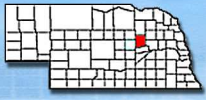
Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. Robinson said that the bridge that was under construction north of Albion was opened to the public on July 13, 2017 and she is hoping that the bridge project by St. Edward will be open to the public at the end of this week.

Stacey Robinson, County Highway Superintendent, presented a resolution for the Board to review. The State of Nebraska, Department of Roads submitted an Agreement for consultant inspection and load re-rating on county fracture critical bridges. The cost for the six bridge inspections is estimated to be \$21,592.16 for 2017. The state share is 80% (\$17,273.73) and the county share is 20% (\$4,318.43) of the estimated costs. Robinson said that Boone County may have soft match funds available to cover part of the 20% share. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-20 and authorize the Board Chairman to sign the Agreement between the Nebraska Department of Roads and Boone County for Project No. STP-NBIS(110), Control No. 00953A Fracture Critical Bridge Inspections and Load Re-ratings as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board held a meeting with the department heads:

- Commissioner Maricle asked all present to join in the Pledge of Allegiance.
- County officials/department heads reported on activities with regard to their respective office.
- Boone County Government Day is scheduled for October 18, 2017.
- The group agreed on a possible revision in regard to unused sick leave upon termination of employment to the Catastrophic Illness Donation Pool.
- County Office Inventories are due to the County Clerk's office August 18, 2017.
- The group discussed preliminary preparation of the 2017-2018 budget forms and possibly a Cost of Living wage increase in January 2018. No decisions were made.
- Commissioner Maricle informed the department heads that they are still waiting on a few employee(s) to complete the BCBS application form in order for the Board to obtain a stand-alone BCBS health insurance premium quote.
- Commissioner Luettel has completed a six year term on the Northeast Nebraska Economic Development District Board.

The Board reviewed an Amendment One, October 2017, to the Subgrant Agreement between the County of Boone and the Nebraska Department of Health and Human Services (DHHS), Division of Children and Family Services Child Support Enforcement (CSE) Program signed in 2016. The purpose of this agreement is to account for the work of the Clerk of the District Court as it relates to Child Support Enforcement. This Agreement also offers the mechanism for DHHS to provide reimbursement to the County for child support related work. The term of the amended subaward agreement is in effect from October 1, 2016 through September 30, 2018, the completion date. Upon notice to the Subrecipient, DHHS may, in its sole discretion, renew this award for one (1) additional one (1) year term. The purpose of this agreement is for a cooperative arrangement with Boone County, Nebraska on behalf of the court pursuant to Nebraska Revised Statutes. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the Amendment One, October 2017, Subgrant Agreement between the Nebraska Department of Health and Human Services, Division of Children and Family Services Child Support Enforcement and the County of Boone as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



The Board heard a general assistance rent request on July 10, 2017. The Board referred the applicant to the County Veteran Service office on July 10, 2017 for possible assistance and asked the applicant to bring in a copy of the signed rental agreement for the Board to review. The Board discussed the applicant's request and status with the County Veteran Service Officer. Motion made by Luettel, second by Rasmussen to approve payment of the July rent request payable directly to the landlord and the August rent request approval pending on confirmation of a full month of residency at the same location. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

## Public Comments:

- Rod Nelson, Maintenance, updated the Board regarding the Courthouse lawn and sprinkler system and spraying of the weeds at the County Communications Tower site.

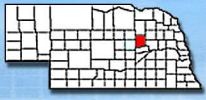
Motion made by Maricle, second by Luettel to recess said Board of Commissioners meeting at 2:00 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to reconvene said Board of Commissioners meeting at 2:30 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to go into executive session at 2:31 P.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried. The Board met with the County Highway Superintendent and the County General Road Foreman to discuss a personnel issue. Motion made by Luettel, second by Rasmussen to come out of the executive session at 3:14 P.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. No action was taken by the Board at this time.

Chairman Maricle declared the meeting adjourned at 3:20 P.M., with the next Board meeting scheduled for Wednesday, July 26, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JULY 26, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, July 26, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Maricle to approve the County Payroll Claims filed for payment from the various funds: General \$92,107.46, BCBS \$51,758.56, Ameritas Ret \$6,381.94, EFTPS \$6,840.44, Section 125 Fees \$15.00, Wellness Program \$103.46; Road \$54,928.13, BCBS \$30,495.80, Ameritas Ret \$3,707.67, EFTPS \$4,139.60; Ambulance \$2,527.75, Ameritas Ret \$84.58, EFTPS \$193.36; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

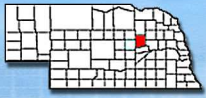
Motion made by Maricle, second by Luettel to approve the County Board Proceedings of July 17, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board of Equalization Proceedings of July 17, 2017 and 2017 Final Board of Equalization Proceedings as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The County Treasurer submitted to the Board a list of delinquent 2014 real estate taxes not sold at the tax sale held in March 2017, as per Nebraska State Statute. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-21, hereby directing the Boone County Treasurer to issue Treasurer's Certificates of Tax Sale in favor of Boone County on all parcels of real estate with delinquent real estate taxes for 2014 and subsequent years offered for sale for less than three consecutive years that were not sold for want of bidders as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

As part of the East Central PET & Interoperable Communications Region, the East Central 911 Service Providers in this region recognized the extreme importance of organizing and entering into Interlocal Agreements, thus creating the East Central Equipment Consolidation Project in 2012. This group purchased and are sharing 911 equipment. The County of Boone, Nebraska is part of the ten county member of the East Central PET & Interoperable Communications Region. Motion made by Luettel, second by Rasmussen to appoint Denny Johnson, Boone County Sheriff, as the primary representative and Pamela Sybrant, Communications Coordinator for the Boone County Sheriff's Office, as the secondary representative, to the EC-911 Consolidation Project, which is part of the East Central PET & Interoperable Communications Region, effective July 26, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Ross Davidson of Albion discussed irrigation pivots that are spraying water onto county roads and noxious weed problem areas with the Board, Denny Johnson, Boone County Sheriff, and Stacey Robinson, County



# Boone County Board Minutes

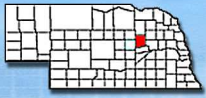


Highway Superintendent. The group held a lengthy discussion in regard to dangerous road conditions caused by the irrigation pivots spraying water onto the county roads. Davidson informed the group that within a two mile area that he travels there are five irrigation pivots that spray water onto the county roads. Sheriff Johnson explained the procedure that his office follows when they receive a telephone call complaint regarding any issue. Johnson showed the Board and Davison a copy of a file showing the date, time, location, type of complaint and any details/information provided during the telephone call. The Board asked the County Highway Superintendent to review state statutes, policies and legal enforcement procedures. Following review of the legal documents/requirements a policy may be drafted in regard to the county road issues. In addition, Davidson inquired of the status regarding the noxious weed issue he discussed with the Board on June 28, 2017. Robinson said that the county weed superintendent started the process with the certified letter notifications. The Board plans to visit with the county weed superintendent to discuss the status of the noxious weed complaint.

Tom Smith, Region 44 Emergency Manager, and Denny Johnson, Boone County Sheriff, presented information regarding the Emergency Management Project EM4420172, a study for a proposed joint communications center for the three counties. The Region 44 Emergency Management counties are Boone, Nance and Merrick. Smith presented comparisons and estimations regarding the operation of a joint communications center. The detailed analysis of costs estimates over five/ten years did show a potential sizeable cost savings for Boone County. The detailed analysis of costs included new building/equipment and costs savings after building/equipment payments are completed. Commissioner Luettel felt that there is a loss of local control when consolidating services. Commissioner Maricle said that from all of the meetings we have attended, we have heard and know that 'Next Generation 911' communications system is coming. Maricle asked the Board, should we be proactive and set up a Regional 44 Communications Center, or wait to see what changes the counties will need or be forced to make when the 'Next Generation 911' becomes effective. The Board asked about the Nebraska Regional Interoperability Network (NRIN) communications project that Homeland Security Funds helped place in counties. Smith said that the NRIN communication equipment dishes are in place and that the Homeland Security Funds were to start the project for equipment but not to sustain the operation or maintenance of the NRIN equipment. The maintenance of the equipment will possibly become the county governance responsibility. Smith said that the communications project goal that started in December 2016 was to complete an assessment of each of the three counties communications equipment and the equipment that needs updating/replaced has been accomplished. The Board said that they are open to future consolidation reviews as communication requirements and regulations change. Motion made by Luettel, second by Rasmussen saying no to the three county communications center consolidation due to loss of local control. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Lower Loup Natural Resources District submitted a resolution for the Board to review. The purpose of the mitigation plan is to lessen the effects of disasters by increasing the disaster resistance of the Lower Loup Natural Resources District and prioritize mitigation strategies to reduce potential loss of life and property from hazards. FEMA regulations require documentation that the plan has been formally adopted by the governing body. This resolution shall supersede/void and take precedence over Resolution No. 2013-01 and all prior resolutions and written/unwritten policies that pertain to a Hazard Mitigation Plan for the County of Boone, Nebraska. Motion made by Luettel, second by Maricle to adopt and approve Resolution No. 2017-22, the Lower Loup Natural Resources District Multi-Jurisdiction Hazard Mitigation Plan Update as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Denny Johnson, Sheriff, and the Board discussed base wages for starting a new law enforcement deputy employee. Johnson provided the Board with starting base wages from area counties and counties similar in



# Boone County Board Minutes



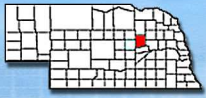
population with some of the figures including the insurance benefits to review. Johnson explained that the law enforcement academy is a sixteen week training that is available three times a year. Johnson said that a new non-certified law enforcement employee basically rides with a certified law enforcement employee for approximately a year. Johnson asked the Board to change the employee handbook starting base wage for new hired certified and non-certified law enforcement employees to a base wage range depending on their completed certifications and years of experience. Motion made by Luettel, second by Rasmussen to approve a change to the employee handbook starting base wage to a range base wage for non-certified law enforcement to be \$15.00 – \$16.00 per hour and certified law enforcement to be \$15.58 - \$18.50 per hour based on the certification(s) completed and years of experience and any cost of living increases that are figured on the base wages, will be figured on the lower amount of a base wage range effective January 1, 2018. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board reviewed Cost of Living scenarios that included two, three and four percent figured on the employee handbook current base wages for the respective employee's base wage. In addition, the two, three and four percent was figured by using the Elected Official's base wage including the respective sixty-five percent of the official's base for the chief deputies. In addition, the Board reviewed the June 2017 consumer price index of 1.6% that is sometimes used for a cost of living wage increase. The following figures using the official's base wage: 2%-\$50.00/month-\$29/hour; 3%-\$76.05/month-\$44/hour; and 4%-\$100.00/month-\$58/hour. The Board reviewed the health insurance premium increase that the county full time employees receive based on monthly premium: Employee only - \$.63/hour; Employee & spouse/children - \$1.27/hour; and Employee & family - \$1.45/hour. Motion made by Maricle, second by Luettel to approve the following cost of living wage increase as follows: \$.44 per hour wage increase for all full-time employees added to the employees present hourly wage at the end of the 2017 year; and Elected officials are to receive a 3% cost of living increase on their base wage and the four chief deputies to receive 65% of the respective elected official's cost of living, all being effective December 22, 2017 to coincide with the 22/21 pay period. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road maintenance, hauling of aggregate materials, bridge projects and equipment repairs. Robinson said that the bridge project by St. Edward is completed and open to the public. Robinson plans to attend the Nebraska Department of Roads LTAP meeting/training in Lincoln on August 1 and 2, 2017.

The Board and Tanya Sharp, Boone County Health Center Chief Executive Officer, reviewed the applications and interviewed the applicants, beginning at 11:00 A.M., for the Boone County Health Center Board of Trustees. The Health Center Board of Trustees meet on the fourth Tuesday of each month. Motion made by Maricle, second by Rasmussen to table the Boone County Health Center Board of Trustees decision to the July 31, 2017 Board meeting at 10:00 A.M. Roll call vote: Yeas: Maricle and Rasmussen. Nays: Luettel. Motion carried.

The Board informed Tanya Sharp, Boone County Health Center Chief Executive Officer, of the information they received in regard to hospital real estate ownership. There were some changes made in regard to medical facilities operation and ownership authority within the Nebraska State Statutes Chapter 23 in 2012. The County Clerk's office will forward the information to Sharp for review.



# Boone County Board Minutes



The Board discussed the necessary procedure(s) in accordance with Nebraska State Statute 23-107.01, real estate owned by the County. The County is the owner of Lots 6, 7, and 8, Block 9, Mansfield's 2<sup>nd</sup> Addition to Albion, Boone County, Nebraska, known as the Boone County Fitness Center, Inc. Motion made by Luettel, second by Maricle to advertise the required two weeks for a public hearing in accordance with state statute prior to any such lease to be held on Monday, August 14, 2017 at 11:00 A.M. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to go into executive session at 2:04 P.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. The Board met with the County Highway Superintendent and the County General Road Foreman to discuss a personnel issue. Motion made by Rasmussen, second by Luettel to come out of the executive session at 2:22 P.M. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

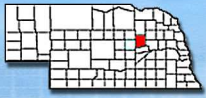
Motion made by Maricle, second by Rasmussen to approve the recommendation of the County Highway Superintendent. Roll call vote: Yeas: Maricle and Rasmussen. Nays: Luettel. Motion carried.

## Public Comments:

- Commissioner Maricle informed the Board that BCDA, Inc. has hired a new executive director.
- Commissioner Maricle informed the Board that the potential trail project at the Albion City Park and Boone County Fairground areas is on hold at this time.

Chairman Maricle declared the meeting adjourned at 2:28 P.M., with the next Board meeting scheduled for Monday, July 31, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 31, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 31, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

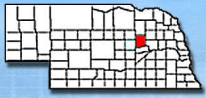
Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of July 26, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Albion Chamber of Commerce requested assistance to advertise the Rhythm & Ribs Competition event scheduled for August 26, 2017. Motion made by Rasmussen, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Pat Boilesen, President, and Mary Jane Noble, Vice President, of the Boone County Historical Society, Inc., presented information regarding the increased activity at the Boone County Historical Society Museum facility and the facility utility expenses for the Board to review. Boilesen and Noble said that it is exciting to see an increase of people spending more time going through the museum buildings since the installation of a heat/cool system in 2016. The Historical Society has been operating with volunteers and donations since 2000. The County has helped with a portion of funding for the telephone and internet expenses since 2010. The museum building(s) received new roofing, paint and windows the past few years through grants, donations and County assistance. The installation of the heat/cool system is helping with the air control for preservation of the artifacts, which has increased the utility expenses that will probably not be covered by donations. The Boone County Historical Society, Inc. is submitting a preliminary budget request of \$8,500.00 levy allocation for the 2017-2018 fiscal year to cover estimated utility expenses. Noble informed the Board that Rick Martinsen, CPA, will be helping the Historical Society prepare a budget and meet county audit requirements. Noble and Boilesen thanked the Board for their support of the Boone County Historical Society Museum and consideration in regard of their budget request.

The Board and Tanya Sharp, Boone County Health Center Chief Executive Officer, interviewed applicants for the Boone County Health Center (BCHC) Board of Trustees on July 26, 2017. The Board of Commissioners tabled a decision to their July 30, 2017 board meeting. BCHC Board of Trustees members Don Casper and Paul Groetke were present to discuss the number of board members to represent the BCHC Board of Trustees with the Board of Commissioners, Tanya Sharp and Dr. Anthony Kusek. Sharp said that the BCHC is the only facility in Nebraska that is currently represented by a seven- member board. The group held a lengthy discussion in regard to Sharp's recommendation to reduce the number of members on the BCHC Board of Trustees from seven to five. Sharp informed the group that the new board member's training takes about a year and felt that a benefit to a five-member board would be efficiency.



# Boone County Board Minutes



Casper felt that there are difficulties at times to have a quorum with a larger board and that a five-member board should be sufficient. Groetke felt that all communities are and could still be represented with a five-member board. Kusek felt that a five-member board would be sufficient. Commissioner Luettel felt that they went through the effort of advertising and interviewing applicants and that the timing is wrong to reduce from a seven-member board to a five-member board. Commissioner Maricle felt that with the administration changes at the BCHC, she would support what is recommended by the CEO for the board of trustees. Commissioner Rasmussen agreed that the timing is not perfect for the reduction of board members, but to consider what the new CEO feels is best in regard to board members. Motion made by Maricle, second by Rasmussen to approve and allow the Boone County Health Center Board of Trustees to change their bylaws from trustee representation of a seven-member board to a five-member board as requested. Roll call vote: Yeas: Maricle and Rasmussen. Nays: Luettel. Motion carried.

Richard Martinsen, CPA, Schmeits, Mueller & Martinsen, P. C., prepares the annual county budget and submitted a preliminary 2017-2018 budget for the Board to review. The Board and Martinsen discussed the preliminary 2017-2018 budget requests submitted by the county departments. The courthouse renovation bonds are retired. The Inheritance Tax Fund has been used for several years to reduce the county's property tax request, resulting in a low levy. The Noxious Weed budget has been a function within the County General Fund since 2010. The Noxious Weed budget is now a function within the County Road Fund as of February 2017 due to a full time position of County Weed Superintendent/Signage Technician. The preliminary expense requests submitted decreased \$28,585.00 from the prior fiscal year expense requests.

Motion made by Maricle, second by Luettel to set the budget hearing for the Fiscal Year 2017-2018 County Budget on Monday, September 11, 2017 at 10:00 A.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Boone County Board of Commissioners Reorganizational meeting each January addresses the appointment of the Board members to various supervisory positions and representation on boards that the county is affiliated with throughout the year. The Boone County Board of Commissioners are also the Boone County Weed Board. The Board discussed the appointment of a member of the Boone County Weed Board as supervisor of the appointed Boone County Weed Superintendent. Motion made by Maricle, second by Rasmussen to appoint Ken Luettel as the County Weed Superintendent supervisor for 2017 and to fulfill the appointment to the 2018 Board of Commissioners Reorganizational meeting. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

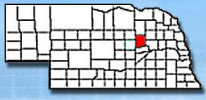
It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute 47-109. The Board conducted a routine visit of the Boone County Jail per Nebraska State Statute.

## Public Comments:

- Mark Jensen, Boone County Planning and Zoning Board member, informed the Board that there is a vacancy on the County Zoning Board of Adjustments.
- Commissioner Maricle informed the Board that Dustin Will, Benefits Management, plans to re-visit with the Board this fall in regard to health insurance quotes.

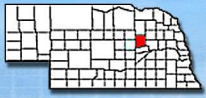
Chairman Maricle declared the meeting adjourned at 11:29 A.M., with the next Board meeting scheduled for Monday, August 14, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes





# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
AUGUST 14, 2017  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 14, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

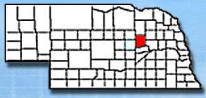
The County Safety Committee met at 9:00 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Alan Rasmussen, Hilary K. Maricle, and Ken Luettel, Denny Johnson, Laurie Krohn, Rod Nelson, Stacey Robinson, Tom Smith and Kathy Thorberg. Nelson addressed old business regarding the safety walk through on May 23, 2017 by Terry Baxter, NIRMA Safety Specialist; sidewalk repair is completed; weather radios are to be checked following a power outage; sirens that did not work for the drill held on March 29, 2017 have been repaired and plans are to test the sirens on August 21, 2017. New business was discussed: (1) Smith presented the Board a copy of the NIRMA suggestions following the safety walk through of the courthouse. Smith will contact Terry Baxter, NIRMA, to set a date and time in September to meet with the Board to discuss/review the suggested information. Smith reminded the Board, Johnson and Nelson that the copies they received are confidential. (2) Smith reminded the group that August 21, 2017 is the solar eclipse and that the safety glasses have to be ISO. (3) Smith reminded the group that October is fire safety month. Smith will set up a fire evacuation drill sometime in October. Boone County had no accidents reported for second quarter 2017. The next safety committee meeting is scheduled for 9:00 A.M. on Monday, November 20, 2017. The Safety Committee meeting was adjourned by Alan Rasmussen at 9:18 A.M.

The Board reviewed and discussed the Accounts Payable Vendor Claims filed for payment. The Board tabled payment of Vendor ID No. 823 and asked the submitter to attach documentation to the claim and resubmit for payment in September. The Board rejected the payment of Vendor ID No. 1162, the County only pay's for elected and appointed officials' association dues. Motion made by Luettel, second by Maricle to table payment of Vendor ID No. 823 and reject Vendor ID No. 1162 as stated. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$44,449.14; Road/Weed - \$225,747.64; County Visitors Promotion - \$416.50; 911 Emergency Management (2910) - \$727.25; 911 Wireless Services (2913) - \$640.72; Ambulance - \$2,219.73. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$1,208.72, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of July 31, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



Motion made by Rasmussen, second by Maricle to approve the following reports of the County Officials as presented for July 2017:

- Clerk - \$8,576.00 (State of Nebraska \$4,361.12)(County of Boone \$4,214.88)
- Clerk of the District Court - \$1,038.72 (State of Nebraska \$365.00)(County of Boone \$673.72)
- Sheriff - \$1,451.75
- Planning & Zoning - \$702.79
- Treasurer - Treasurer's Fees - \$0.00; Miscellaneous Receipt Nos. 15803-15864 - \$250,335.85; Total Collections - \$592,898.73
- County Veteran Service Office report for the month of June 2017.

Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

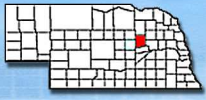
Jack Nordeen, County Weed Superintendent, and the Board discussed the next step of action for the County Weed Board and Superintendent to take, due to no response to the certified letter in regard to a noxious weed infested pasture. Nordeen said that the pasture ground being discussed has several horses grazing the pasture that has an abundance of Leafy Spurge and Musk Thistle. The Board and Nordeen feel the next step of action needs to be taken regarding this ongoing noxious weed issue. Nordeen plans to discuss the protocol procedure with Dave Boschult, Nebraska Department of Ag Inspection Specialist, regarding the noxious weed issue.

William W. Black, Office of the Attorney General Chief of Investigators, was present to ask the Board if their office may use the courthouse grounds for a press conference on October 3, 2017. Black said that the office has spent several years working on the unsolved murder case of the Boone County Sheriff Lawrence I. Smoyer and Constable William H. Wathen. Black said that the Attorney General's office would like to have a press conference on the courthouse grounds regarding the results of the investigation and a closure for the case. The Attorney General's press office will send notifications to the area newspapers. Black said that Sheriff Smoyer died at the scene and that the October 3, 2017 date was chosen for the press conference due to the death of Constable Wathen on October 3, 1937, as a result of the wounds he suffered from the June 17, 1937 shootings. The Board discussed a county contact person for the Attorney General's office to help coordinate the setting for the press conference such as speaker system, chairs and an alternate site for inclement weather. Motion made by Luettel, second by Rasmussen to approve and allow the Attorney General's office use of the courthouse grounds for a press conference at 1:00 P.M. on October 3, 2017 and Alan Rasmussen as the county contact person for the event. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board approved an Interlocal Agreement for Cooperative Development and Use of the Nebraska Regional Interoperability Network (NRIN) on August 17, 2015, to be a part of establishing NRIN and NRIN Governing Board. The Board approved resolutions in 2015 and 2016 to enter into the Interlocal Agreement for the formation and participation in the Nebraska Regional Interoperability Network (NRIN). The Board believes it is in the best interest to its citizens to continue participation with other Nebraska Public Agencies participating in the Nebraska Regional Interoperability Network (NRIN). Motion made by Maricle, second by Luettel to approve Resolution No. 2017-23 to continue participation in the Interlocal Agreement for the formation and participation in the Nebraska Regional Interoperability Network (NRIN) through December 31, 2025 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board did not take up the agenda item relating to the county general assistance request at 9:30 A.M. because the person requesting the assistance did not appear.

The Board did not move forward or set a date for lease quotes at this time following the public hearing held at 11:00 A.M. on August 14, 2017 regarding the Boone County Fitness Center, Inc.



# Boone County Board Minutes



Russell Zarek, County Road Employee, asked the Board to discuss personnel matters. Chairman Maricle asked Russell Zarek if he wanted to discuss the personnel matter in executive session. Zarek replied with an answer of no. The Board, Stacey Robinson, County Highway Superintendent and Russell Zarek discussed a filed warning in his personal file for a violation of handbook policy that the highway superintendent had written him up for. Zarek was notified by the public of an unsafe road condition and talked to Commissioner Luettel and later repaired the road. Robinson said she didn't feel she was informed of the situation and therefore filed the warning. Zarek felt the concern was a public road safety issue not a chain of command issue. The discussion included various topics such as: chain of command when a telephone call is received from the public concerning road/bridge issues that may need immediate attention; communication among the employees and department heads; and team work for the safety of the citizens. Motion made by Rasmussen, second by Luettel approving the removal of the verbal/written Record of Disciplinary Action document from Russel Zarek's personal file by the County Highway Superintendent as of August 14, 2017. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that the micro-surfacing project is completed.
- Discussed the procedure to possibly vacate one-half mile of 190<sup>th</sup> Street between 260<sup>th</sup> Avenue and 270<sup>th</sup> Avenue.
- Robinson submitted information for the Board to review regarding center pivot irrigation systems diverting water onto public roads.

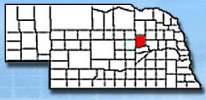
Motion made by Luettel, second by Maricle to go into executive session at 12:25 P.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried. The Board met with the County Highway Superintendent to discuss a personnel issue. Motion made by Rasmussen, second by Luettel to come out of the executive session at 12:45 P.M. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried. No decisions were made.

## Public Comments:

- Courthouse offices will not be available for normal business from 12:45 p.m. to 1:15 p.m. on August 21, 2017 in order to view the solar eclipse.
- Commissioner Maricle informed the Board that the NRIN dish has been installed on the County Communications Tower.
- Commissioner Maricle updated the Board on the wrap-up of the Emergency Management Project EM4420172, a study for a proposed joint communications center for the three counties and that Merrick and Nance Counties expressed their disappointment with the Boone County Board's decision not to proceed with a joint communication center.

Chairman Maricle declared the meeting adjourned at 1:11 P.M., with the next Board meeting scheduled for Monday, August 21, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## MINUTES OF PUBLIC HEARING PROCEEDINGS

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners called for a motion to open a public hearing on Monday, August 14, 2017 at 11:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Luettel, second by Commissioner Rasmussen to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Commissioners present for said public hearing were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Chairman Maricle read the notice for the record.

The County Board of Commissioners has power to lease real estate owned by the county, specifically Lots 6, 7, and 8, Block 9, Mansfield's Second Addition to Albion, Boone County, Nebraska. The County Board shall hold an open and public hearing in accordance with Nebraska State Statute 23-107.01 prior to any such lease at which any interested party may appear and speak for or against the lease and raise any issue(s) concerning the County Board leasing said property.

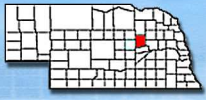
In accordance with Nebraska State Statute 23-107.01, real estate owned by the county; sale or lease; terms and procedures: any county board has power to sell or lease real estate owned by the county and not required for county purposes at a fair market value regardless of the value of the property. The county board of such county shall hold an open and public hearing prior to any such sale or lease at which any interested party may appear and speak for or against the sale or lease and raise any issue(s) regarding the fair market value of the property as determined by the county board. Public notice of any such public hearing shall be run once each week for two consecutive weeks prior to the hearing date in any newspaper or legal publication distributed general thought the county.

The County Board of Commissioners ran a public notice the weeks of July 31 and August 7, 2017, prior to the hearing date of August 14, 2017 in the Albion News newspaper in accordance with state statute to lease county owned real estate.

The following were present to voice their concern and oppose the leasing of the Boone County Fitness Center, Inc. (BCFC): Jeff Jarecki, Attorney representing Jay Wolf and BCFC; Jay Wolf, Wolf Foundation and BCFC board member; Anji Kendrick, BCFC Manager; Heather Rankin, BCFC board member; Melinda Johnson, BCFC Assistant Manager; Denny Johnson, Sheriff; Bryce Spann, BCFC board member and insurance provider; and Ed Knott and Tim Kayton, former BCFC board members.

Their opposition concerns to the government statutorily lease requirements is that the sealed bids are open to the general public and how the Board would explain to the public if the Board of Commissioners did not accept the highest bid. It was explained that the Board may advertise to reserve the right to reject any and all proposals received and to waive any informalities or technicalities. The Board is not obligated to accept the highest or lowest bid. If counties receive no bids or if the bids received are substantially lower than the fair market value, the County Board may negotiate a contract for lease of the real estate if such negotiated contract is in the best interests of the county.

Wolf said that the real estate was gifted to the County by his parents and that he felt the operation of the BCFC has worked well the past thirty years and that the BCFC is an asset to the community. BCFC wants to continue the successful relationship with the County. Wolf said that the Boone County Fitness Center, Inc. has adequate resources left by his parents, which is underwritten through the Wolf Foundation, to keep the BCFC operational for future years.



# Boone County Board Minutes



It was explained to those present that an entity reports business transactions under one federal identification number in regard to labor laws. The BCFC for several years has been reporting payroll under the County federal identification number and other operating expenses, etc. under a non-profit 501 (C)(3) federal identification number. The Board and BCFC held several discussions in 2016 regarding the payroll, audits and operation of the BCFC being reported under two separate federal identification numbers. The December 19, 2016 Board proceedings discussion references the ownership of the real estate, insurance coverage, lease agreement and operation/payroll changes effective January 1, 2017.

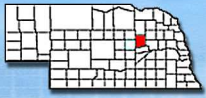
Kayton said that the BCFC is like the Boone County Health Center, the County owns the property. It was explained that the Health Center (medical facilities) are different as they are considered a separate political subdivision with separate governing state statutes. The BCFC is not a political subdivision.

Jarecki suggested an indemnification agreement between the County and BCFC instead of a lease agreement as discussed in December 2016. The Board informed Jarecki that they will not sign an agreement until it has been reviewed and agreed upon by Vince Valentino, Attorney at Law. The County signed an Agreement for Legal Services with Vince Valentino regarding the drafting of legal documents between the County of Boone, NE and BCFC. Jarecki has been asked by the Board to converse with Valentino and to have the County/BCFC documents ready to review for the September 27, 2017 Board meeting.

Motion made by Luettel, second by Rasmussen to close said hearing at 11:24 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to continue discussion with Boone County Fitness Center, Inc. and not move forward with an advertisement for lease bids on said property at this time. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
AUGUST 21, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 21, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

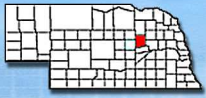
Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of August 14, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Public Hearing Proceedings of August 14, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board discussed allowing the employee's time to view the total solar eclipse. The Board notified the public that the courthouse offices will not be available for normal business from 12:45 p.m. to 1:15 p.m. on August 21, 2017 to allow employees to view the solar eclipse. The Board said it is not considered a closing with locked courthouse doors, that it is a notification to the public that someone may not be available in an office during the advertised time frame. Motion made by Luettel, second by Rasmussen to allow the employee's time to view the solar eclipse between 12:45 p.m. to 1:15 p.m. on August 21, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Andy Devine, Albion City Administrator, Chuck Rolf, Boone County Agricultural Society, Inc., and Rex Mahoney, Recreational Trails System Committee, presented information to the Board regarding a potential Boone County Recreational Trails System project. The Recreational Trails System Committee discussed a potential trails project with the Board on June 19, 2017. The trails committee presented a map of a proposed trail around the Albion City Park, County Fairgrounds and the County owned property south of the present fairgrounds. The trails committee presented the following:

- Phase 1 Project – The Fairgrounds & Fuller Loop - approximately 1.8 miles - \$250,000.00 estimated project budget – Goal is to start construction in 2018 utilizing local fundraising and local contractors.
- Project Entails: Complete a Fuller Park Loop and create a larger loop through and around Boone County Fairgrounds and then along the 8<sup>th</sup> Street new subdivision.
- Funding Plan: City is proposing to allocate \$45,000.00 of Capital Improvement Funds to the project; the trails committee is requesting that the County consider a similar commitment; remaining funds to be raised via the Big Give and facilitated by partnership with the Boone County Area Foundation Fund; and the trails committee recommends foregoing the Recreational Trails Program Grant that was previously discussed due to time, red-tape and additional costs associated with pursuing such grant.
- Upon successful fundraising – stakeholders from the County, the City, and the Committee will coordinate and direct the placement and construction of this trail section.
- Future phases of the trail system may also be considered in the future, but the committee is not requesting financial commitment for such future phases from the County at this time.
- The Recreational Trails System Committee: Rex Mahoney, Jay Wolf, Chuck Rolf, Ben Edwards, Mollie Sullivan, Michelle Keele, Mitch Glesinger, Hilary Maricle and Andrew Devine.



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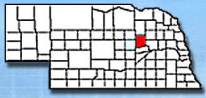
The group discussed recent area surveys that indicated there is interest for an area for individuals to walk safely and to not be walking in the city/village streets. The proposed trail is for the area around the City of Albion Fuller Park and extending south along Eighth Street, thence west to connect to County property at the southeast corner of the property the County purchased in November 2016, running thence west to the Fairgrounds Road, thence North along the County property and County Fairgrounds property, thence East through the County Fairgrounds property to Fuller Park. Devine informed the Board that the trails committee is proposing the trail to be 6' wide concrete. Commissioner Luettel asked if they thought about starting the trail with cinder material and change over to concrete as the funds become available. The group said they were proposing concrete. The group discussed maintenance when there is inclement weather, upkeep/replacement of concrete and liability insurance. Devine said that the City of Albion is asking for a participation partner. Motion made by Maricle, second by Rasmussen to table a decision to the August 28, 2017 Board meeting. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Rae Valley Heritage Association, Inc. requested assistance to advertise the Nebraska State Antique Tractor and Horse Plowing Bee event scheduled for August 25-27, 2017. Motion made by Luettel, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Russell Stokes, Eric Petsche, Corey Strokes and Roger Beckman were present to discuss their concerns regarding the asphalt portion of a county road known as 145<sup>th</sup> Street west of Petersburg with the Board and Stacey Robinson, County Highway Superintendent. The Board heard similar concerns from the Petersburg Volunteer Fire Department/Rescue Squad on June 12, 2017 regarding the same portion of 145<sup>th</sup> Street. The group said that 145<sup>th</sup> Street west of Petersburg is a main route for areas west and northwest of Petersburg. The first mile of asphalt that is mostly in Petersburg village limits is in good condition with a thicker base and the remaining length of asphalt is what is in need of good repair. The asphalt has been ground up and relayed with armor coat over the years, but is not holding up with increased traffic, weight of trucks and farm equipment. Even with the asphalt portion being patched often it is still not holding up which makes for a dangerous road. The discussion the last few years has been to keep the first mile as asphalt and restore the rest of the asphalt to a solid gravel surface or to appropriate funds for the present asphalt portion of 145<sup>th</sup> Street for a five inch asphalt road to handle the weight of trucks and equipment. Motion made by Maricle, second by Luettel to approve Stacey Robinson, County Highway Superintendent, to have an engineer study completed to determine costs and options for permanent repairs for the asphalt portion of 145<sup>th</sup> Street. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board held a meeting with the department heads:

- County officials/department heads reported on activities with regard to their respective office.
- Boone County Government Day has been changed to November 1, 2017.
- County Clerk reminded those present that the adopted Legislative Bills take effect on August 24, 2017, except the Bills passed with an emergency clause or specific operative date.
- 2017 Valuation Certifications have been delivered to the State of Nebraska and respective entities and shows a County valuation loss from previous year of \$13,835,719.00.
- The department heads present reviewed some of the County Employee/Employer Handbook changes that have been approved by the Board of Commissioners through the respective Board Proceedings since the approval of the newly revised handbook adopted in 2016. The 'Travel Expenses' Exhibit "F-1" in



# Boone County Board Minutes



the employee handbook was the main discussion. The County Handbook language updates are to be approved at a later date.

Laurie Krohn, County Treasurer, presented a quote from Applied Connective Technologies, LLC for two Dell OptiPlex 7450 All-in-One Non-Touch 23" Workstations with Microsoft wireless desktop set, office 365 business and quick books pro 2017 for \$2,793.50. Krohn informed the Board that the current units were purchased in 2012 and that they work together/share the same programming. One of the units has been needing technical service. Motion made by Luettel, second by Rasmussen to approve the quote of two Dell Workstations for the County Treasurer's office from Applied Connective Technologies for \$2,793.50 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The County budget document was prepared and filed with the Board on July 31, 2017 by Richard Martinsen, CPA. The fiscal year budget documents are to be filed with the County Board on or before August 1<sup>st</sup> each year. The Board discussed the respective office budget requests submitted for fiscal year 2017-2018 for possible adjustments with elected official(s) or department head(s) as requested. Motion made by Luettel, second by Rasmussen to correct the July 26, 2017 Board Proceedings motion by including the \$.44 per hour wage increase for permanent part-time, part-time and as needed employees all being effective December 22, 2017 to coincide with the 22/21 pay period. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Commissioner Luettel excused himself at 12:55 p.m. for a 1:00 p.m. medical appointment.

James Ely, County Attorney, asked to be placed on the Board agenda regarding 2017-2018 attorney's office budget. Ely did not file a preliminary budget with the Board by the July 31, 2017 Board meeting. The preliminary county budget on file included figures for a county attorney budget of \$97,701.00, more than the requested amount from the prior fiscal year. Ely submitted a budget request for \$109,675.48 on August 2, 2017. A quote of \$2,307.50 was submitted by Ely for a new Apple 27" iMac computer for his use for the Board to consider. Ely also submitted the following for the Board to review to support his request of a \$2.50 per hour wage increase for the office legal assistant vs. the \$.44 per hour January 2018 cost of living approved for county employees: letter of appreciation from U. S. Department of Justice for Pam's involvement from 2013-2017 of the Big Drive Cattle feedlot fraud case; replies from the survey sent to other Nebraska County Attorneys; base pay wage for starting new employees; letter from August 2014 former county attorney; and a revised January 2017 job description for a county attorney office legal assistance. The Board plans to review Ely's information and will be on the August 28, 2017 Board agenda.

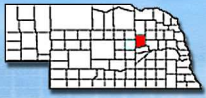
The Board received the County Officers Inventories that have been filed for the close of the fiscal year end June 30, 2017. The Board plans to review the respective office inventories with the department heads this week.

## Public Comments:

- Meetings: Boone County Ag Society, Inc. – August 21, 2017 and Boone County Health Center – August 22, 2017.
- BCDA, Inc. is co-sponsoring a marketing workshop with presenter Jon Schallert, Marketing Expert and Small Business Strategist, on Thursday, September 21, 2017 at the Cardinal Inn in Albion.
- The Board observed the solar eclipse.

Chairman Maricle declared the meeting adjourned at 2:05 P.M., with the next Board meeting scheduled for Monday, August 28, 2017.

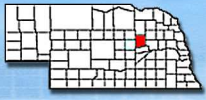
Kathy Thorberg,



# Boone County Board Minutes



Boone County Clerk



# Boone County Board Minutes



## **MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT**

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, August 21, 2017 at 9:01 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Rasmussen, second by Commissioner Luettel to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Alan Rasmussen, Ken Luettel and Hilary K. Maricle. Also present for said hearing to answer any questions was Roger L. Duhachek, Applicant. Chairman Maricle acknowledged the publication notice for the record.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by Roger L. Duhachek. Roger L. Duhachek is the property owner of the real estate referenced herein. The application request is to divide 3.00± acres from a parcel of farm ground for the existing residence located on the N1/2NE1/4 of Section 14, Township 21 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska.

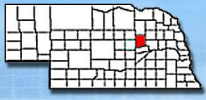
Roger Duhachek explained to the Board that the purpose for dividing the 3.00± acres from the farm ground is to separate the existing residence for estate planning purposes. A survey for 3.06± acres is completed. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 20 acres within the Agricultural 1 Zoning District, which gives priority to agricultural land uses.

The County Planning Commission Board recommended approval to divide 3.00± acres from the parcel of farm ground for the existing residence.

Motion made by Luettel, second by Maricle to close said public hearing at 9:03 A.M. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the Conditional Use Permit submitted by Roger L. Duhachek to divide 3.00± acres from a parcel of farm ground for the existing residence located on the N1/2NE1/4 of Section 14, Township 21 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for estate planning. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS AUGUST 28, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 28, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

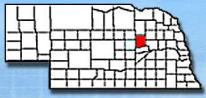
Motion made by Luettel, second by Maricle to approve the County Payroll Claims filed for payment from the various funds: General \$89,687.43, BCBS \$51,758.56, Ameritas Ret \$6,228.51, EFTPS \$6,655.28, Section 125 Fees \$15.00, Wellness Program \$103.46; Road \$53,206.90, BCBS \$30,495.80, Ameritas Ret \$3,591.47, EFTPS \$4,007.92; Ambulance \$2,285.86, Ameritas Ret \$79.42, EFTPS \$174.87; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of August 21, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Public Hearing Proceedings of August 21, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Pursuant to State Statute Section 23-347, within two calendar months after the close of each fiscal year, each county officer shall make, acknowledge under oath, and file with the County Board, of his or her county, an inventory statement of all county personal property in the custody and possession of said county officer. The County Board in each county shall examine into each inventory statement so filed, and, if said statement is correct and proper in every particular, the County Board shall deliver each of said inventory statements to the clerk of the county for filing as a public record in said county clerk's office in a manner convenient for reference. Motion made by Rasmussen, second by Luettel to approve the County Offices' 2016-2017 Inventories of county personal and real estate property as presented from the various offices and file the submitted inventories with the County Clerk's office as a public record in a manner convenient for reference. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Albion Chamber of Commerce requested assistance to advertise the Albion Chamber of Commerce Holiday Promotion event scheduled for November-December 2017. Motion made by Rasmussen, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



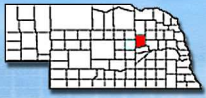
# Boone County Board Minutes



The Board discussed the potential Boone County Recreational Trails System project proposal that was discussed on August 21, 2017 with the Recreational Trails System Committee. The Board plans to discuss the potential trail project with NIRMA regarding the county liability coverage for a recreational trail. Commissioner Luettel is opposed to budgeting county funds for the proposed trail project and noted that other communities within the county could also want participation from the county funds for their projects. Commissioner Maricle looks at the trail project as capital improvement. Commissioner Rasmussen felt that funds could be allocated from the County/Agricultural Society for the trail project portion connected from the city park through the present fairgrounds to the grandstand. The Board plans to visit with the outlying public for input of using County funds for the proposed trail and continue discussion at a later date.

The Board, Bill Huey, Prochaska & Associates, and Denny Johnson, County Sheriff, were present to open and review the sealed bids for renovation of the Boone County Jail/Law Enforcement building at 9:30 A.M. on August 28, 2017. Three sealed bids were received for the advertised renovation of the Boone County Jail/Law Enforcement building. Bids were received from Integrated Construction Management Services, Inc. (ICMS) of Grand Island, Nebraska; Paladin, LLC of Omaha, Nebraska; and RaDec Construction Co., Inc. of Hartington, Nebraska. ICMS had a representative present for the bid opening. Huey informed the Board that when opening the bids the following should be enclosed: bid bond, acknowledgement of receiving addendums #1 & #2, construction calendar days, base bid price, alternate #1 detention door retrofit and additional under-slab compacted fill as required. The following base bids were received: ICMS - \$195,000.00; Paladin - \$225,000.00; and RaDec - \$172,700.00. The base bid figures do not include the bid quote for the alternate items. Huey informed the Board that the addendums were a result of questions after the walk-through of the present law enforcement building held on August 9, 2017 for interested contractors. Huey informed the Board that there were more contractors for the walk-through and less bids submitted for the project than expected. Huey said that typically general contractors like to bid against each other, whereas special authority bidding (example: detention industry) usually do not compete against each other. The group discussed the substantial differences in the bids. Huey explained the bidding process and asked that the Board table their decision today and recommended due diligence to make sure all bids are covering the same advertised construction phase and material. Motion made by Maricle, second by Rasmussen to approve Bill Huey, Prochaska & Associates, and Denny Johnson, County Sheriff, to review the opened bids/recommendations for comparability of advertised construction phase and to make sure all bids are covering the same material and submit their recommendation for the September 11, 2017 Board meeting. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Nebraska State Statutes provides that certain governmental entities must receive levy allocation authority from the County Board. The Boone County Board of Commissioners received levy allocation requests from various political subdivisions for the 2017-2018 fiscal year. The Albion, Cedar Rapids, Petersburg, Primrose and St. Edward Rural Fire Districts, Boone County Agricultural Society, Inc. and the Boone County Historical Society, Inc. have submitted their levy allocation for the 2017-2018 fiscal year. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-24, authorizing the levy allocation requests for the 2017-2018 fiscal year for the Albion, Cedar Rapids, Petersburg, Primrose and St. Edward Rural Fire Districts, Boone County Agricultural Society, Inc. and Boone County Historical Society, Inc. as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Ed Knott, Applied Connective Technologies, LLC, and the Board discussed email security on June 28, 2017 and previous meetings. Knott prepared information and a subscription quote for the Board to review. The recommendation is to convert the county email subscription from the current POP3 solution to a Hosted Microsoft Exchange platform. Currently the POP3 mail cost with SPAM filtering is \$2.50/mo. per user with 200MB of mailbox storage. Due to even more security being needed, the POP3 type services are being phased out. The Hosted Exchange is a subscription based service at \$5.00/mo. per user with 50GB of storage. All existing messages, contacts and calendars would be moved to Hosted Exchange. Motion made by Luettel, second by Maricle to approve the email subscription change from POP3 to Hosted Exchange and a fee of \$5.00/mo. per user with Applied Connective Technologies, LLC as presented. Roll call vote. Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Roberta Miksch and Caitlin Schneider, East-Central District Health Department (ECDHD), presented a report of public health activities in Boone County for January through June 2017. ECDHD has provided a number of different services to the residents of Boone County. Some of the services provided were: cancer prevention presentations, the WIC program and disease investigations. Miksch said that Boone County residents were assisted by Certified Application Counselors (CAC's) who assist people with applying for health care services and/or insurance. The CAC's are available at the Boone County Health Center on Thursday's to assist county residents.

Commissioner Alan Rasmussen excused himself due to illness at 10:35 A.M.

The Board and department heads discussed and reviewed County Employee Handbook changes/updates in regard to Catastrophic Illness Donation. Upon the termination/resignation/retirement of an employee, the remaining earned sick leave is a benefit that is not paid out. The Catastrophic Illness Donation Pool/Sick Leave will be updated to allow the unused sick leave of said employees to be automatically transferred to the pool beginning with those employees who were terminated, resigned or retired effective January 1, 2016 and subsequently thereafter. In addition, requests for sick hours from the pool shall be allowed to be submitted for consideration effective as of the August 22, 2017 payroll period. Motion made by Luettel, second by Maricle to approve the updated change to the Catastrophic Illness Donation Pool/Sick Leave section of the Employee Handbook to automatically transfer any unused sick leave of employees terminated, resigned or retired as of January 1, 2016 and subsequently thereafter to the Catastrophic Illness Pool and to allow requests for leave to be submitted and considered effective with the August 22, 2017 payroll period. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Absent: Rasmussen. Motion carried.

The Board and department heads have discussed and reviewed County Employee Handbook changes/updates in regard to Travel Expenses-Exhibit "F-1" during several Board meetings. The Travel Expenses-Exhibit "F-1" in the employee handbook will have several updates/changes to clarify mileage and meal reimbursement(s). Motion made by Maricle, second by Luettel to approve the changes/updates to the County Employee Handbook Travel Expense-Exhibit "J" effective August 28, 2017. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

Jim Ely, County Attorney, and the Board continued the discussion of the County Attorney Office budget that was submitted and discussed at the August 21, 2017 Board meeting. Ely submitted the attorney office budget on August 2, 2017 at 2:00 p.m. The preliminary budget prepared by CPA firm in accordance with state statute is to be filed with the Board on or before August 1<sup>st</sup> each year. The prepared preliminary budget was submitted and filed at the July 31, 2017 Board meeting by Richard Martinsen, CPA. The county attorney office budget was addressed using the preliminary 2017-2018 requested budget amount of \$97,701.00 due to the county attorney office budget not being filed in accordance with state statute(s).



# Boone County Board Minutes



The 2016-2017 requested amount was \$97,253.00 with expenses of \$86,559.17. Ely's budget submitted on August 2, 2017 was for \$109,675.48. Ely and the Board held a lengthy discussion in regard to the documents he submitted on August 21, 2017 to support a \$2.50 per hour increase for the office assistant's wage in comparison to a cost of living approval of \$.44 per hour wage for county employees in January 2018.

Ely's proposed budget request of \$109,675.48 which is \$12,422.48 more than the 2016-2017 requested amount includes: \$5,000.00 for a new computer for his office and if any other new equipment is necessary; \$2,000.00 for lease payments for a new color copy machine; \$1,000.00 for a new chair for the office assistant; \$5,220.00 additional wage above the approved \$.44 per hour increase for the office assistant; and less \$797.52 for other budget line items. Following a lengthy discussion of the preparation of the county attorney office budget request, the pro and cons of salaries and the statutory budget deadlines, the Board adjusted the line amounts within the preliminary budget. The adjustments are as follows: \$800.00 for a new chair for the office assistant; \$2,000.00 for a new colored copy machine lease; \$2,500.00 for a new office computer for Ely; and the office assistant salary as figured with the \$.44 per hour increase in January 2018. Motion made by Luettel, second by Maricle to approve the preliminary county attorney office budget of \$97,701.00 for fiscal year 2017-2018. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Absent: Rasmussen. Motion carried.

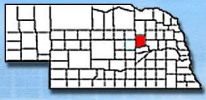
Richard Martinsen, CPA, met with the Board to discuss the proposed fiscal year 2017-2018 County Budget. The proposed property tax request is \$3,606,824.00, which is a decrease from the 2016-2017 property tax request of \$3,635,029.00. The proposed 2017 county tax rate is 0.150708, which is different from the 2016 county tax rate of 0.151013. Martinsen provided answers to questions asked with regard to the proposed budget. The new 2017 Nebraska Legislation eliminates delinquent tax allowance unless Federal Prime Rate is Above 10%; eliminates budgeting for anticipated litigation claims (LB 432) and Highway Allocation is removed from Authority and removed from restricted funds listings (LB 382). In addition, (LB 51) impacts the county budget in regard to Interlocal Agreement report, budget hearing, audits and contracts. The group discussed the overall County valuation loss from the previous year of \$13,835,719.00, with the possibility of additional valuation loss next year. Motion made by Maricle, second by Luettel to set the County of Boone, Nebraska budget hearing for 10:00 A.M. on Monday, September 11, 2017. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

## Public Comments:

- The Board received correspondence to review from City of St. Edward and Sequoia Consulting Group.
- Commissioner Maricle informed the Board that she attended the Governor's Breakfast at the Nebraska State Fair.

Chairman Maricle declared the meeting adjourned at 1:00 P.M., with the next Board meeting scheduled for Monday, September 11, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS SEPTEMBER 11, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 11, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Commissioner Maricle asked all present to join in the Pledge of Allegiance and a moment of silence in remembrance of the 2001 9/11 Attacks.

The Boone County Ambulance Service submitted an uncollectible ambulance account for a January 2016 ambulance service in the amount of \$2,890.00, as all methods of collection have been exhausted. The recommendation from the Boone County Ambulance Service liaison is to remove the \$2,890.00 from the EMS Billing Services account for purposes of bookkeeping and turn the account over to the County Attorney to attempt further collection. Motion made by Maricle, second by Rasmussen to turn the January 2016 County Ambulance Service account balance of \$2,890.00 over to the County Attorney for further collection. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$41,200.73; Road/Weed - \$281,355.47; County Visitors Promotion - \$704.25; 911 Emergency Management (2910) - \$223.97; 911 Wireless Services (2913) - \$575.92; Ambulance - \$3,708.58. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of August 28, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Rasmussen, second by Luettel to approve the following reports of the County Officials as presented for August 2017:

- Clerk - \$7,605.50 (State of Nebraska \$3,937.61)(County of Boone \$3,667.89)
- Clerk of the District Court - \$654.99 (State of Nebraska \$301.00)(County of Boone \$353.99)
- Sheriff - \$1,419.15
- Planning & Zoning - \$108.75
- Treasurer - Treasurer's Fees - \$0.00; Miscellaneous Receipt Nos. 15865-15917 - \$355,129.28; Total Collections - \$5,498,118.76

Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The Board received a telephone call inquiring about general assistance in regard to utility bills. The individual never appeared before the Board to complete the required paperwork. No action taken by the Board.

The Board heard a general assistance request on July 10, 2017 for two months' rent. The Board approved the July rent in August. The approval for the August rent request was pending on the requestor's activity report to



# Boone County Board Minutes



the Board following the July discussion. The Board did not receive an updated report from the requestor. Motion made by Maricle, second by Rasmussen to send a letter to inform the requestor that the Boone County Board of Commissioners did not approve the general assistance request for the August 2017 rent. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

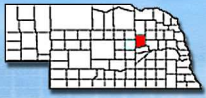
Sequoia Consulting Group submitted an Agreement for the Board to review for indirect cost allocation services for fiscal year end 2017, 2018 and 2019. The current contract for Sequoia's services is through the county fiscal year-ended 2016, which is work being completed during 2017 for reimbursement through June 30, 2018. The Board and Ex-officio Clerk of the District Court feel it is not necessary to approve a three year agreement with Sequoia Consulting Group at this time. A letter will be sent to Sequoia Consulting Group informing them that the Board is not interested in a three year agreement at this time.

Rod Nelson, Maintenance, and Denny Johnson, Sheriff, presented quotes regarding a new or used AED Defibrillator for the County Law Enforcement building. The quote presented for a used 2008 Phillips OnSite AED with no warranty is \$646.00 for the law enforcement building. The quote for five new HeartStart FRx Defibrillators with 8 year warranty is \$9,460.00, one for the law enforcement building and four for the sheriff patrol vehicles. The quote for one new HeartStart OnSite Defibrillator with a trade in of four used units is \$1,101.00 for the law enforcement building. The Board, Nelson and Johnson discussed the quotes and replacement of the AED Defibrillator(s). Johnson felt that there was a need to update/replace the defibrillator located in the law enforcement building and that it was not necessary at this time to place defibrillators in the patrol vehicles. Motion made by Maricle, second by Luettel to approve the quote of \$1,101.00 from Lifeguard MD for a new HeartStart OnSite Defibrillator with 8 year warranty and trade in of four used units as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Rod Nelson, Maintenance, presented quotes for the Board to discuss and review regarding a refrigerator for the courthouse building. The present refrigerator was purchased used in 2007 and the ice maker is no longer working. Nelson received quotes from Ray's Appliance Sales and Service of Columbus, NE and Criss Company of Spalding, Nebraska. Quotes for replacement of the side by side refrigerator were: Amana-\$1,099.00; Whirlpool-\$1,299.00; bottom mount freezer with dispenser will start at \$1,400.00 and up; and delivery-\$75.00. The price of refrigerator and delivery includes removal and disposal of old refrigerator and hookup water to existing supply line. Motion made by Luettel, second by Rasmussen to approve the purchase of a Whirlpool side by side new refrigerator for \$1,299.00 with no delivery charges from Criss Company of Spalding, Nebraska. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and bridge/culvert projects. In addition, the following topics were discussed:

- Robinson informed the Board that the bridge project signs are being installed.
- Robinson informed the Board that the plan is for the County Road Department to go back to working five, eight hour days beginning September 25, 2017. The hours may be 7:00 A.M. to 3:30 P.M. instead of the past eight hour days of 7:30 A.M. to 4:00 P.M., to allow more time in the evenings to attend school functions and an earlier start on snow removal. Robinson said that some of the road employees were okay with the change, while some were not in favor of starting at 7:00 A.M. due to less daylight at that hour in the winter time.



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Jim Zoucha, Ag & Industrial Equipment of Orchard, Nebraska, the Board and Stacey Robinson, County Highway Superintendent, discussed a furnace for the Albion District #2 Road Shop. Zoucha explained the different types, size and maintenance of waste oil heaters. Zoucha informed the group that the air supply and installation of a chimney are not included in the purchase of a waste oil heater. The discussion included smart pump control, location within the building for more efficient heating, monthly maintenance, tote filtration for removal of water/anti-freeze from the oil before use and proper disposal. Robinson plans to research where used oil is coming from and going to, if there will be enough used oil to change over to a waste oil heater and which road shop building is losing the most heat. Robinson will report back to the Board at a later date.

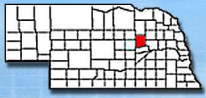
Cornhusker Public Power District requested permission to bury an electrical cable under a county road commonly known as 240<sup>th</sup> Avenue running north and south between Sections 16 and 17, all in Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The buried electrical line is for a new grain bin located in the NW1/4SW1/4 of Section 16. The electrical line commences from an electrical pole located on the west side of 240<sup>th</sup> Avenue in Section 17, running east to the NW1/4SW1/4 of Section 16, all in Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-25, granting permission to Cornhusker Public Power District to bury an electrical cable under a county road known as 240<sup>th</sup> Avenue to the NW1/4SW1/4 of Section 16, Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for service to Gerald Carder's new grain bin. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Jerad Reimers, representative for Congressman Adrian Smith's office, updated the Board and those present of Congressman Smith's committee assignments and agricultural trade agreements. Reimers and the group discussed concerns regarding farm bill, crop insurance, maintain trade relations and tax cuts/post card filers inflationary tax. Reimers was available to visit with the public and hear their concerns.

Randall Bruland, County Ambulance Administrator, and the Board discussed service option quotes for the ambulance cot and power-load devise. Scott Pufahl, Stryker, was unable to attend the meeting. The Board and Bruland reviewed the one, four and seven year service plans. The service plans included unlimited service visits, one scheduled preventative maintenance visit each year where bearings and other wearable parts will be replaced for both cot and power-load system. Any damages that take place inside the contract period will be covered in its entirety including all parts/labor/travel. Motion made by Luettel, second by Maricle to approve the four year service plan on the cot at \$695.73/year and four year service plan on power-load system at \$1,149.41/year, with payments on a quarterly basis to Stryker as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The 2017-2018 County Budget public hearing for the County of Boone, Nebraska was held at 10:00 A.M. on September 11, 2017. Motion made by Luettel, second by Maricle to approve exceeding the 2.5% lid limitation on restricted funds by an additional 1% budget authority growth for fiscal year 2017-2018. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Boone County Board of Commissioners created a new full time employee position by combining the County Weed Superintendent position with a new position of Sign Technician for the County Road Department



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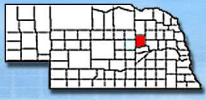
at their February 24, 2017 Board meeting. They approved the new position of County Weed Superintendent/Sign Technician effective March 1, 2017, with the position answering to the Board regarding the weed program and the Highway Superintendent regarding the signage program. The Noxious Weed Control budget is/was Function (733) within the County General Fund (0100) and in March 2017 with the new full time combined employee position the Noxious Weed Control/Sign Technician Function (733) is now within the County Road Fund (0200). The Boone County Board of Commissioners have determined that there is no longer a need to have the Noxious Weed Control Function (733) within the County General Fund (0100). Motion made by Luettel, second by Maricle to approve Resolution No. 2017-26, to close the Noxious Weed Control Function (733) within the County General Fund (0100) effective September 11, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Boone County Historical Society, Inc. requested a tax levy allocation for the Fiscal Year 2017-2018 for telephone, internet, utility expenses and building repair. The Boone County Board of Commissioners have determined that there is no longer a need to have the Historical Society Function (852) within the County General Fund (0100). The Boone County Board of Commissioners have authorized a levy allocation for the Boone County Historical Society, Inc. for the 2017-2018 fiscal year. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-27, to close the Historical Society Function (852) within the County General Fund (0100) effective September 11, 2017. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The County Budget Act (State Statute Section 23-904) requires a budget message to be completed by the budget making authority outlining the fiscal policy for the budget period. The budget message must include a list of all cash amounts being held by officials that do not appear in the County Treasurer's Office six month balance reports. The Board has approved and authorized accounts within County Offices to receive and disburse fees, etc. Some of the accounts balance to zero and some accounts have a beginning balance. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-28, authorizing the accounts within County Offices as stated in the resolution. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Nebraska Revised Statute 77-1601.02 provides that the property tax request for the prior year shall be the property tax request for the current year for purposes of the levy set by the County Board of Equalization unless the Governing Body of the County of Boone passes by a majority vote a resolution setting the tax request at a different amount. The Governing Body of the County of Boone, by a majority vote by the Boone County Board of Commissioners, resolves that: the 2017-2018 property tax request be set at \$3,606,824.00, which is different from the 2016-2017 property tax request of \$3,635,029.00; and the 2017 county tax rate is at 0.150708, which is different from the 2016 tax rate of 0.151013. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-29 at the September 11, 2017 public hearing to adopt and approve the County Budget for 2017-2018 as published and presented with the above property tax requests. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The County employees are directly responsible to an individual elected official or the County Board. Elected officials, in working with their employees, may develop different employment practices and policies than used by other offices. The different practices and policies can result in disharmony among the body of County



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employees. The Elected officials of Boone County adopted a Boone County Employee Handbook on June 13, 2016 and have approved revisions to the adopted 2016 Boone County Employee Handbook within the County Board Proceedings. Motion made by Rasmussen, second by Luettel to approve Resolution No. 2017-30, adopting revisions as stated in the resolution to the 2016 Employee Handbook which provides employment practices and policies common to all offices and departments. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

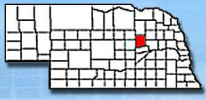
Motion made by Luettel, second by Rasmussen to set a Board of Equalization meeting to be held on Tuesday, October 10, 2017 at 11:00 A.M. to set the 2017 tax year levies. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

## Public Comments:

- The Board received a thank you from the Cedar Rapids Community Club regarding the Visitor's Promotion Fund reimbursement for advertisement of their community event.

Chairman Maricle declared the meeting adjourned at 12:21 P.M., with the next Board meeting scheduled for Monday, September 18, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## **PUBLIC HEARING PROCEEDINGS 2017-2018 COUNTY BUDGET**

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, September 11, 2017 at 10:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Maricle, second by Commissioner Rasmussen to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Commissioners present for said public hearing were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Chairman Maricle read the notice for the record. Richard Martinsen, CPA, for Schmeits, Mueller & Martinsen, P.C., was present to answer budget questions. Barb Hanson, County Assessor, was present to answer county valuation questions. Jim Dickerson, Albion News, was present for the budget hearing.

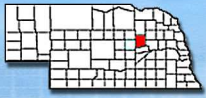
The public hearing was for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the 2017-2018 Boone County proposed budget in compliance with the provisions of State Statute Sections 13-501 to 13-513. Also, to set the final tax request for the 2017-2018 Boone County proposed budget at a different amount than the prior year tax request in compliance with the provisions of State Statute Section 77-1601.02. The hearing was open for one hour and the proposed budget was published in the September 6, 2017 issue of the Albion News, Albion, Nebraska.

The County Board and those present for the hearing discussed with Martinsen the differences from last year's fiscal budget in the areas of asking dollars, land valuation, tax rate, property tax requirement and fund balances. Martinsen provided answers to questions asked with regard to the proposed budget and publication. The proposed property tax request for 2017-2018 is \$3,606,824.00, which is different from the 2016-2017 property tax request of \$3,635,029.00, being a decrease of \$28,205.00 from fiscal year 2016-2017. The proposed tax rate for 2017 of 0.150708 is lower than the 2016 tax rate of 0.151013. It takes a 75% vote to exceed the 2.5% lid limitation by an additional 1% budget authority growth. The levy authority of 50 cents includes the County levy and all the entities such as Agricultural/Historical Societies, Fire Districts, etc. added together. The County allowable levy limit is 45 cents of the 50 cents. The 2017 County valuation is \$2,393,259,621.00 compared to the 2016 valuation of \$2,407,095,340.00 a decrease of \$13,835,719.00. The majority of the County valuation decrease is in regard to Personal Property.

The adopted 2017-2018 County Budget has a tax request expense decrease from the 2016-2017 County Budget. The County of Boone, Nebraska financial contribution to the BCDA, Inc. is 80% of the corporation budget and is from the Inheritance Tax Fund, no longer from County General Fund.

Motion made by Luettel, second by Rasmussen to close said public hearing at 11:00 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Discussion: The county tax rate will be 0.150708. If it were not for the use of inheritance tax dollars, the county rate would be increased in order to maintain the current level of services that are both mandated under state law and that our county taxpayers deserve and expect.



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Martinsen explained that Inheritance Tax funding is considered a local tax. Inheritance Tax funds stay in the respective county and benefit the respective county taxpayers with a lower property tax rate. If the legislature removes the Inheritance Tax funding, then the state and federal levels will receive the taxes generated from “Inheritance” and the local county level will need to increase their property tax rate to maintain mandated services.

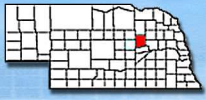
Martinsen explained that the new 2017 Nebraska Legislation eliminates the 2% delinquent tax allowance unless Federal Prime Rate is Above 10%; eliminates budgeting for anticipated litigation claims (LB 432) and Highway Allocation is removed from Authority and removed from restricted funds listings (LB 382). In addition, (LB 51) impacts the county budget in regard to Interlocal Agreement report, budget hearing, audits and contracts. The group discussed the overall County valuation loss from the previous year of \$13,835,719.00, with the possibility of additional valuation loss next year.

Motion made by Rasmussen, second by Luettel to approve and adopt the County Budget for 2017-2018 as published and presented with an Unused Budget Authority created for next year of \$182,835.22; and set the 2017 County Tax Rate at 0.150708, which is different than the County Tax Rate of 0.151013 for 2016. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve exceeding the 2.5% lid limitation on restricted funds by an additional 1% budget authority growth for fiscal year 2017-2018. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board expressed their appreciation to Martinsen for his assistance with the County Budget preparation throughout the years.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS SEPTEMBER 18, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 18, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle and Alan Rasmussen. Commissioner Luettel called earlier letting the Board know that he would arrive late for the meeting due to a medical appointment. Commissioner Ken Luettel arrived at 9:14 A.M. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

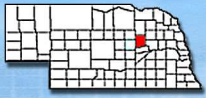
Motion made by Maricle, second by Rasmussen to approve the County Board Proceedings of September 11, 2017 as presented. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

Motion made by Rasmussen, second by Maricle to approve the County Board Budget Public Hearing Proceedings of September 11, 2017 as presented. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Absent: Luettel. Motion carried.

The General Fund receives the real estate and personal property taxes with a designated percentage transferred to the Road Fund on a monthly basis. The Boone County Treasurer is authorized to use all property tax collections, which would include real estate and motor vehicle taxes, to be in the transfer of funds. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-31, authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) 63.174% to the Road Fund (0200) for the 2017-2018 Tax Year on a monthly basis not to exceed \$2,277,000.00. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Absent: Luettel. Motion carried.

Stacey Robinson, County Highway Superintendent, appeared before the Board requesting the County Board to appoint Stacey Robinson, Boone County Highway Superintendent, to complete a feasibility study. The Boone County Board of Commissioners deemed it may be in the best interest of Boone County to consider vacating a portion of 190<sup>th</sup> Street. The proposed portion of a county road known as 190<sup>th</sup> Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, running thence east one-half (1/2) mile. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-32, appointing Stacey L. Robinson, Boone County Highway Superintendent, to do a feasibility study regarding the vacation of a portion of county road known as 190<sup>th</sup> Street. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

Andy Devine, Albion City Administrator, submitted an Interlocal Agreement for the Board to review between the County of Boone and City of Albion. The City of Albion requires a Street Superintendent and desires the



# Boone County Board Minutes



Street Superintendent to be licensed with the State of Nebraska. Stacey L. Robinson is a Class B Licensed County Highway Superintendent, a licensed Street Superintendent and a full time employee for the County of Boone. Robinson is a full time salaried employee of Boone County and City of Albion desires to remit payment directly to Boone County on a monthly basis for each month of this agreement. All parties on an annual basis shall review the Interlocal Agreement. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign Resolution No. 2017-33 an Interlocal Agreement between the County of Boone and City of Albion for licensed Highway and Street Superintendent services in effect for one year commencing on January 1, 2018 as presented. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

Commissioner Luettel arrived at 9:14 A.M.

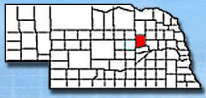
Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that the road department has been removing trees in the road right-of-ways where there is visibility issues.
- Robinson and the Board continued the September 11, 2017 Board meeting discussion regarding a waste oil heater for the Road District #2 Shop in Albion. The waste oil heater will be an agenda item for the September 27, 2017 Board meeting.

Larry Temme, Rae Valley Market LLC, presented an application for a Special Designated License (SDL) for October 28, 2017. The Board reviewed the application for a Special Designated License (SDL) for a wedding reception scheduled for Saturday, October 28, 2017 at the St. Bonaventure Church Hall in Raeville, NE. Motion made by Luettel, second by Maricle to approve, as presented, the Application for a Special Designated Liquor License request from Rae Valley Market LLC for a wedding reception at St. Bonaventure Church Hall, Raeville, Nebraska on October 28, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Rex Mahoney, Recreational Trails System Committee, and Tina Stokes, Big Give Committee, were present to ask the Board for their vote of support in regard to the fund-raising efforts and an application to the Lower Loup NRD for the funding of a potential Boone County Recreational Trails System project. The Recreational Trails System Committee discussed a potential trails project with the Board on June 19 and August 21, 2017. The trails committee presented a map of a proposed trail(s) around the Albion City Park, County Fairgrounds and the County owned property south of the present fairgrounds. Mahoney said that the Trails Committee is seeking grant funding from Lower Loup NRD. Stokes informed the Board that the trails project will be part of the 2017 Big Give in December to be known as the Boone County Trails System-Fairgrounds and Fuller Park Loop. The maintenance when there is inclement weather, upkeep/replacement of concrete, liability insurance and ownership agreement of the recreational trail will be discussed at a later date. Motion made by Maricle, second by Luettel to approve allowing a citizens committee to raise funds for a Boone County Recreational Trails System and to build a walking trail on the property known as the Boone County Fairgrounds and County of Boone, Nebraska property connected to the south of the Boone County Fairgrounds. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board received a written resignation from a full time County Sheriff's office employee. Motion made by Luettel, second by Maricle to accept the resignation of full time employee Shelby Hrabik effective October 6, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes

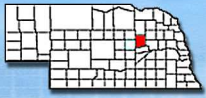


The Board and department heads present held a lengthy discussion with Benefit Management representatives. Dustin Will and Dan Duren are brokers for Benefit Management. Will and Duren presented information for those present to review and answered questions regarding other health insurance alternatives. They explained Health Savings Account and why employees were asked to fill out insurance questionnaire forms. In regard to health insurance, Nebraska considers a small employer with 49 employees and under and a large employer with more than 50 employees. A large group (50 and over) complete personal questionnaires for underwriters in order to obtain a health insurance quote. Will said that the goal is to find a sustainable plan that is beneficial to both the county and employees. Benefit Management representatives provided information regarding HSAs, Section 125 (flexible accounts) and answered several questions. The Board may have Benefit Management return at a later date to provide their information to all county employees. No action was taken at the meeting.

Jim Ely, County Attorney, presented information regarding a new color copy machine to replace the 2011 copy machine in the county attorney's office for the Board to review. Ely informed the Board that the price of a new color copy machine MX-3050N is \$6,600.00 and that he plans to lease a MX-3050N for 48 months at \$149.00/month. Ely said that there is no trade-in of the 2011 copy machine, because there's a possibility the sheriff's office plans to use the 2011 copy machine. Ely plans to sign a lease agreement upon delivery of the new copy machine from Eakes Office Solutions. Motion made by Luettel, second by Rasmussen to approve a 48 month lease at \$149.00/monthly payment for a new color copy machine for the County Attorney's office. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Jim Ely, County Attorney, requested approval from the Board to allow him to receive assistance from Rodney Wetovick, Nance County Attorney, to help him defend a juvenile parental rights case. The Board asked Ely what Wetovick's attorney fees would be to help him with the case. Ely said he had no idea but figured top around \$2,000.00. Motion made by Maricle, second by Rasmussen to approve Rodney Wetovick, Nance County Attorney, to assist Boone County Attorney, Jim Ely, with a juvenile case. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board, Bill Huey, Prochaska & Associates, and Denny Johnson, County Sheriff, were present at the August 28, 2017 Board meeting when the sealed bids for renovation of the Boone County Jail/Law Enforcement building were opened. Bill Huey, Prochaska & Associates, and Denny Johnson, County Sheriff, reviewed the three opened bids/recommendations for comparability of advertised construction phase and to make sure all bids are covering the same material. Huey submitted the recommendation of granting the bid to RaDec Construction Co., Inc. of Hartington, Nebraska. RaDec had submitted the lowest bid of the three bids received on August 28, 2017 for the advertised renovation of the Boone County Jail/Law Enforcement building. The Board and Huey discussed the possible changes and alterations of supplies that were quoted in the initial bidding. Engineering items that may be considered include the PVC pipe in lieu of cast-iron soil piping, PEX water piping in lieu of copper, clear sealer on floors and change all paint to water based paint system in lieu of an epoxy based system. The base bid was \$172,700.00 plus alternate #1 retrofit of detention doors of \$15,500.00 for a total of \$188,200.00. Huey said with the recap of addition/deletion changes, the project cost may possibly be \$153,108.00, which would be \$35,092.00 less than the original bid. Huey informed the Board that he would be responsible for contacting the three bidders regarding the Board's decision. Motion made by Rasmussen, second by Luettel to award the renovation project of the Boone County Jail/Law Enforcement building to RaDec Construction Co., Inc. of Hartington, Nebraska for approximately \$188,200.00 dependent upon addition/deletion conditions. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes

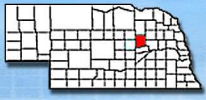


## Public Comments:

- Meetings: Boone County Ag Society, Inc. – September 18, 2017 and BCDA, Inc. – September 20, 2017.
- Sheriff, Denny Johnson, reported that the LETC fall training for jail dispatchers has been cancelled until spring, according to the NESCA Board.

Chairman Maricle declared the meeting adjourned at 12:20 P.M., with the next Board meeting scheduled for Wednesday, September 27, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS SEPTEMBER 27, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, September 27, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

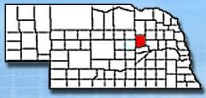
Motion made by Luettel, second by Rasmussen to approve the County Payroll Claims filed for payment from the various funds: General \$95,523.53, BCBS \$51,758.56, Ameritas Ret \$6,613.41, EFTPS \$7,101.76, Section 125 Fees \$15.00, Wellness Program \$103.46; Road \$59,247.11, BCBS \$30,495.80, Ameritas Ret \$3,999.19, EFTPS \$4,470.03; Ambulance \$2,143.01, Ameritas Ret \$58.12, EFTPS \$163.95; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of September 18, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve the County Board of Equalization Proceedings of September 18, 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Donny Baker, Farm 4 A Cure, Inc., presented an application for a Special Designated License (SDL) for September 30, 2017. The Board reviewed the application for a Special Designated License (SDL) for a cancer fundraiser event scheduled for Saturday, September 30, 2017 at 3386 360<sup>th</sup> Street, St. Edward, Nebraska. Baker informed the Board that the event includes several activities such as a silent auction, mud run and four bands. Motion made by Maricle, second by Luettel to approve, as presented, the Application for a Special Designated Liquor License request from Donny Baker, Farm 4 A Cure, Inc., for a cancer fundraiser event on September 30, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Boone County Board of Commissioners, in accordance with Nebraska State Statute Chapter §23-107.01, real estate owned by county, held a public hearing on August 14, 2017. The County Board of Commissioners has power to lease or sell real estate owned by the county, specifically Lots 6, 7, and 8, Block 9, Mansfield's Second Addition to Albion, Boone County, Nebraska. Jeff Jarecki, Attorney representing Jay Wolf and Boone County Fitness Center (BCFC) board members, and BCFC employees expressed their concerns and opposition to a lease agreement. Jarecki suggested an indemnification agreement between the County and BCFC instead of a lease agreement as discussed in December 2016. The Board informed Jarecki that they will not sign an agreement until it has been reviewed and agreed upon by Vince Valentino, Attorney at Law. The County signed an Agreement for Legal Services with Vince Valentino regarding the drafting of legal documents between the County of Boone, NE and BCFC. The Board asked Jarecki to converse with Valentino and to have the County/BCFC documents ready to review for the September 27, 2017 Board meeting.



# Boone County Board Minutes



The following were present at the September 27, 2017 Board meeting regarding the leasing of the Boone County Fitness Center, Inc. (BCFC): Jeff Jarecki, Attorney representing Jay Wolf and BCFC; Jay Wolf, Wolf Foundation and BCFC board member; Anji Kendrick, BCFC Manager; Melinda Johnson, BCFC Assistant Manager; Denny Johnson, Sheriff; Bryce Spann, BCFC board member and insurance provider; David Skillstad, BCFC board member; Dennis Tyson, former BCFC board member; and Todd Kramer. Their opposition concerns to the government statutorily lease requirements were similar to what was expressed at the August 14, 2017 Public Hearing.

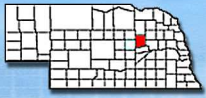
Valentino drafted a Lease and Bid Specification for Jarecki and the Board to review in accordance with state statute. Jarecki presented an Indemnification Agreement for the Board to review and sign. The Indemnifications Agreement was not forwarded to Valentino prior to the Board meeting for review.

The Board contacted Valentino by telephone during the Board meeting. Valentino explained to the group the statute that the county government entity needs to follow, the bid specifications are well written to limit it to an operator who is qualified, the Board can accept any bid, an agreement/lease may be for 1, 2, or 3 years due to one Board cannot bind a future Board and explained the process of a lease renewal at the end of the third year as a Board agenda item unless there is questionable changes in the operation of the facility. The Board, Jarecki and Valentino held a lengthy discussion exchanging questions and opinions.

Commissioner Luettel said that we have the information regarding state statutes, documents and dates in order to publish for bids. Commissioner Maricle felt that the Indemnification Agreement looks like a really good fit for Boone County. Commissioner Rasmussen said that he needed more time to review both documents. Commissioner Maricle asked that Valentino and Jarecki correspond with each other regarding what the County can or cannot do statutorily and agree on a document. Motion made by Maricle, second by Rasmussen to table a decision to the October 10, 2017 Board meeting. Roll call vote: Yeas: Maricle and Rasmussen. Nays: Luettel. Motion carried.

Motion made by Luettel, second by Rasmussen to go into executive session at 10:00 A.M., per the Open Meeting Act §84-1410, §84-712.05(8) pertaining to the protection of the security of public property with Terry Baxter, NIRMA, following a safety walk through of the county courthouse. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. The Board met with the Terry Baxter, NIRMA, Tom Smith, Region 44 Emergency Manager, Denny Johnson, County Sheriff, and Rod Nelson, Courthouse Maintenance, to discuss the security assessment conducted on May 23, 2017. Motion made by Rasmussen, second by Maricle to come out of the executive session at 11:23 A.M. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried. No action was taken by the Board at this time.

The Board discussed the County employee health insurance premiums at previous meetings. The Board approved NACO Benefits to provide a stand-alone BCBS Health Insurance quote through the employee application procedure at their May 30, 2017 Board meeting. Judd Allen, NACO Benefits representative, presented to the Board for their review the results of the application procedure for a stand-alone BCBS Health Insurance policy that was provided by the BCBS underwriters. The Board discussed the premium differences between the group policy and a stand-alone policy with Judd Allen. Allen answered the Board's questions in regard to health insurance policy questions. Commissioner Maricle felt the Board did their due diligence in receiving comparable policy information. The Board expressed their appreciation to NACO Benefits for the work on the application process in order to obtain premium quotes. The Board may have NACO Benefits return in early November to conduct a health insurance policy education seminar with the county employees.



# Boone County Board Minutes



The department heads meeting with the Board to discuss a fire drill exercise was not held. Tom Smith, Region 44 Emergency Manager, and Rod Nelson, Courthouse Maintenance, informed the Board that the previous scheduled date of October 5, 2017 for a fire drill exercise is not a workable date. The department heads meeting with the Board will be rescheduled for Monday, October 16, 2017 at 11:30 A.M. to discuss the department head responsibilities during a fire drill and set a fire drill exercise date.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received two requests for advertisement funding.

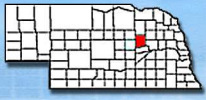
The Petersburg Community Club requested assistance to advertise the Petersburg Punkin' Chunkin' event scheduled for October 29, 2017. Motion made by Luettel, second by Rasmussen to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Boone County Agricultural Society, Inc. requested assistance to advertise the Murder Mystery Dinner Show event scheduled for February 10, 2017. Motion made by Rasmussen, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Groeteke Farms, Inc., C/o Paul T. Groeteke, requested permission to trench an electrical line and water line in the same trench across a county road commonly known as 300<sup>th</sup> Street running east and west between Sections 7 and 18, all in Township 19 North, Range 8 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The electrical line will commence from a power pole located on the North side of 300<sup>th</sup> Street, running south to the NW1/4 of Section 18 and the water line will commence from a well located in the SW1/4 of Section 7, running south to the NW1/4 of Section 18, all in Township 19 North, Range 8 West of the 6<sup>th</sup> P.M., all in Boone County, Nebraska, for agricultural use to water down feed and electrical for plugging in equipment. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-34, granting permission to Groeteke Farms, Inc. to trench an electrical line and water line in the same trench across a county road known as 300<sup>th</sup> Street to the NW1/4 of Section 18, Township 19 North, Range 8 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for agricultural use as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Jim Zoucha, Ag & Industrial Equipment of Orchard, Nebraska, presented and discussed information regarding a waste oil heater/furnace system on September 11, 2017 with the Board and Stacey Robinson, County Highway Superintendent. The Board and Highway Superintendent discussed the waste oil heater/furnace quote that had been presented on September 11, 2017 and the best road shop building to try this type of heater/furnace. Motion made by Rasmussen, second by Maricle to purchase a waste oil heater/furnace system for approximately \$9,700.00 from Ag & Industrial Equipment of Orchard, Nebraska for use in the County Road Shop District #2, Albion. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road maintenance, hauling of aggregate materials, bridge projects and equipment repairs. Robinson said that the road department plans to work on tree removal within the county road right-of-ways with first priority on the trees/shrubs that are sight and safety concerns.



# Boone County Board Minutes



Stacey L. Robinson, County Highway Superintendent, submitted for review and approval the annual Standardized System of Annual Reporting (SSAR). The annual report is submitted to the Board of Public Roads Classification and Standards pursuant to Neb. Rev. Stat. 39-2120 and 39-2510. The report includes administrative/operating expenses and cost per mile/hour for the road department equipment. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the annual SSAR report for fiscal year ending June 30, 2017 as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

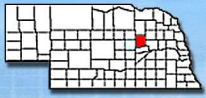
The Board appointed Stacey Robinson, County Highway Superintendent, at the September 18, 2017 Board meeting to complete a feasibility study regarding the vacation of a portion of county road known as 190<sup>th</sup> Street. Robinson presented the feasibility study for the Board to review. The feasibility study is in regard to a portion of a county road known as 190<sup>th</sup> Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, running thence east one-half (1/2) mile. The road is classified as a minimum maintenance road and the maintenance requirements on a minimum maintenance road are to only blade the road six times per year. The maintenance that is required on this one-half mile of road is greater than what the county can provide due to the minimum maintenance road classifications. There are safety concerns on this one-half mile of road not only for the general public and the employees of the company, but as well as for the safety of the county motor grader operator. Robinson recommends that the one-half mile of 190<sup>th</sup> Street be vacated and all right-of-way rights revert back to the adjacent landowners, thirty-three feet on each side as long as all landowners adjoining said road are in agreement. Motion made by Maricle, second by Luettel to approve Resolution No. 2017-35, to set a public hearing to be held on Wednesday, October 25, 2017 at 10:00 A.M. to hear comments in favor of or opposition to the vacation of said road known as 190<sup>th</sup> Street as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

## Public Comments:

- Commissioner Maricle updated the Board in regard to the recent Recreational Trails System Committee's meeting.
- Commissioner Maricle updated the Board in regard to the recent Central Nebraska Joint Housing Authority meeting.
- The Board reminded those present at the meeting of the October 3, 2017 Nebraska Attorney General's office press conference at 1:00 p.m. on the courthouse lawn regarding the resolution of the Smoyer-Wathen shootings that occurred June 17, 1937.
- Meetings: BCDA, Inc. – October 4, 2017.

Chairman Maricle declared the meeting adjourned at 12:53 P.M., with the next Board meeting scheduled for Tuesday, October 10, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 10, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, October 10, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle and Ken Luettel. Commissioner Alan Rasmussen arrived at 9:43 A.M. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of September 27, 2017 as presented. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

The Board received an amended written resignation from a full time County Sheriff's office employee. The Board approved an October 6, 2017 resignation date for Shelby Hrabik on September 18, 2017. Motion made by Luettel, second by Maricle to accept the amended resignation of full time employee Shelby Hrabik to be effective October 20, 2017. Roll call vote: Yeas: Luettel and Maricle. Nays: None. Absent: Rasmussen. Motion carried.

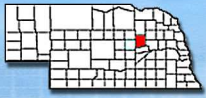
The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The St. Edward Development Co. requested assistance to advertise the St. Edward Extravaganza event scheduled for November 10, 11, and 12, 2017. Motion made by Maricle, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle and Luettel. Nays: None. Absent: Rasmussen. Motion carried.

Commissioner Rasmussen arrived at 9:43 A.M.

The Board reviewed and discussed the Accounts Payable Vendor Claims filed for payment from the various funds. Motion made by Maricle, second by Luettel to approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$36,821.64; Road/Weed - \$123,342.11; County Visitors Promotion - \$400.00; County Veteran's Aid - \$2,000.00; 911 Emergency Management (2910) - \$800.95; 911 Wireless Services (2913) - \$824.32; Ambulance - \$766.63. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$2,498.30, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Abstain: Luettel. Motion carried.

Tom Smith, Region 44 Emergency Manager, was present to discuss the Courthouse Emergency Action Plan. The Board and Smith decided to discuss the Courthouse Emergency Action Plan with the department heads on October 16, 2017. Motion made by Luettel, second by Maricle to table the Courthouse Emergency Action Plan discussion to the October 16, 2017 Board meeting. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



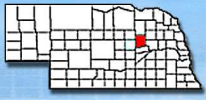
Motion made by Maricle, second by Rasmussen to approve the following reports of the County Officials as presented for September 2017:

- Clerk - \$4,241.00 (State of Nebraska \$1,828.80)(County of Boone \$2,412.20)
- Clerk of the District Court - \$735.95 (State of Nebraska \$480.00)(County of Boone \$255.95)
- Sheriff - \$979.67
- Planning & Zoning - \$823.75
- Treasurer - Treasurer's Fees - \$4.00; Miscellaneous Receipt Nos. 15918-15979 - \$236,756.44; Total Collections - \$1,300,422.65

Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board approved Boone County Surveyor, Chris Hays, Hays Land Surveying, LLC, to survey the County owned property presently known as the Boone County Fairgrounds for property line ownership with complete legal descriptions. It appeared that the present east and south fence lines of the present property known as the Boone County Fairgrounds are not located on the property lines in accordance with the metes and bounds legal descriptions on filed documents in the Register of Deeds office. Hays suggested a subdivision plat divided into four lots to be known as, Fairgrounds 1<sup>st</sup> Subdivision, to correct the discrepancies within the metes and bounds legal descriptions. The property known as Boone County Historical Society, Inc. (museum) to be Lot 1, and the present camp ground as Lot 2. The Lots 3 and 4 areas will be on the east and west side of 11<sup>th</sup> Street. A proposed South Park Subdivision on the east side of the present fairgrounds property cannot have a dead end street within a platted subdivision. The Fairgrounds 1<sup>st</sup> Subdivision allows for a street from the proposed South Park Subdivision to connect with 11<sup>th</sup> Street. The subdivision shall be known and designated as Fairgrounds 1<sup>st</sup> Subdivision, a subdivision of part of the NE1/4 of Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. All streets and alleys shown and not heretofore dedicated are hereby dedicated to the public unless specifically noted herein. Other public land shown and not heretofore dedicated are hereby reserved for public use. Said tract of land shall hereafter be known as Fairgrounds 1<sup>st</sup> Subdivision, consisting of Lots 1, 2, 3, and 4. Motion made by Rasmussen, second by Maricle to approve and designate this subdivision to be known as Fairgrounds 1<sup>st</sup> Subdivision, as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Jack Daily and Jerry Niewohner, representing Niewohner Bros., were present to discuss with the Board the possibility of transferring lagoon effluent by pipe to be buried in a county road right-of-way. Daily presented a written outline for the proposed project. Daily's project proposal included why the need for the underground pipe and how/type of pipe would be buried. The ten inch PVC pipe would be trenched seven foot deep. Dailey said that the pipe in the county road right-of-way would be trenched for approximately one mile and that they would tunnel bore under county roads in order not to disturb the road surface. Stacey Robinson, County Highway Superintendent, and Dan Stankoski, County General Road Foreman, physically viewed the area being discussed with Delmer Pelster. The lagoon is located in the NW1/4 of Section 2 and the property to receive the effluent would be the NW1/4 of Section 11, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Following the discussion the Board asked Dailey and Niewohner to bring back to the Board more information at a later date, after they call digger hot line to be sure of what is or is not in the one mile of the county road right-of-way and designate either east or west side of 260<sup>th</sup> Avenue for trenching in the county road right-of-way.



# Boone County Board Minutes

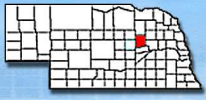


At their June 28, 2017 meeting, the Board made a motion to support the Boone County Agricultural Society, Inc. in moving forward to seek an architect/engineering firm to design a new building to replace the existing livestock facility located on the fairgrounds property. Due to a previous campaign project for an enclosed arena/multi-purpose proposed building for 7.5 million did not materialize the committee decided to down size the project and replace the existing arena and livestock building. Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion, Bill Robinson of Cedar Rapids, and Kevin Rasmussen of Albion, fairgrounds building committee; Steve Pritchard, UNL Extension; Andy Forney, D.A. Davidson & Co.; and Ryan D. Stearns, Joseph R. Hewgley and Associates, reviewed a proposed new livestock building for the Boone County Fairgrounds with the Board. The proposed all enclosed facility includes space of 220' x 250' for the UNL Extension office, a conference room, restrooms, concession stand, show arena, 100 large animal stalls, 100 small animal stalls. The approximate cost is 3.2 million and that does not include livestock panels, architect fees, etc. The plans would include a dirt floor for the show arena and concrete floor for the animal stalls. The building committee group plans to meet with the Board on Wednesday, October 25, 2017.

The Board contacted Vince Valentino by telephone during the Board meeting to continue their discussion with Jeff Jarecki, Attorney representing Boone County Fitness Center (BCFC), Jay Wolf, Anji Kendrick and Melinda Johnson, regarding Nebraska State Statute Chapter §23-107.01, real estate owned by county, specifically Lots 6, 7, and 8, Block 9, Mansfield's Second Addition to Albion, Boone County, Nebraska. Following a lengthy discussion at the September 27, 2017 Board meeting, the Board tabled a decision to their October 10, 2017 Board meeting. Motion made by Luettel, second by Maricle to proceed in accordance with state statute and advertise to accept sealed bids for the following property to be operated and leased as a fitness center: Lots 6, 7 and 8, Block 9 Mansfield's Second Addition to Albion, Boone County, Nebraska to be opened on Wednesday, October 25, 2017. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

David Merrell, requested permission to trench an electrical line across a county road commonly known as 290<sup>th</sup> Avenue running north and south between the SE1/4 of Section 31 and the SW1/4 of Section 32, all in Township 19, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The electrical line will commence from a power pole located in the SE1/4 of Section 31, thence running east to a bin to be located in the SW1/4 of Section 32, all in Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-36, granting permission to David Merrell to trench an electrical line across a county road known as 290<sup>th</sup> Avenue to a bin to be located in the SW1/4 of Section 32, Township 19 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, submitted an agreement for the Board to review regarding the State of Nebraska, Department of Transportation Project Number STP-56-5(107). The State intends to construct a Federal-Aid Resurfacing, Restoration, and Rehabilitation project along a portion of State Highway N-56 between Cedar Rapids and St. Edward. The State plans to remove and replace the existing bridge. Motion made by Maricle, second by Luettel to approve Resolution No. 2017-37 and authorize the Board Chairman to execute the agreement with the State of Nebraska, Department of Transportation, for Project Number STP-56-5(107) as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that she is seeking quotes for necessary repairs to the county road shop buildings located in Albion and Cedar Rapids.
- Robinson informed the Board that the 2002 Kenworth Truck located at the Cedar Rapids shop is in need of repair. Robinson and the Board discussed the repair quotes from NMC. An extended overhaul warranty and overhaul of the engine is approximately \$32,000.00. An overhaul counter boring the block and using JB weld to repair the engine with a one year new part warranty is approximately \$26,000.00. Motion made by Rasmussen, second by Maricle to approve the engine repair for the 2002 Kenworth Truck for approximately \$26,000.00 with NMC. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

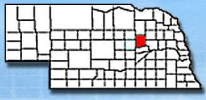
Jack Nordeen, County Weed Superintendent/Signage Technician and the Board discussed his concern with the county employee sick leave/vacation policies. No action was taken.

## Public Comments:

- Congratulations to Commissioner Ken Luettel, elected member of the NIRMA Board of Directors.
- The County of Boone, Nebraska received from NIRMA an insurance dividend in the amount of \$17,953.00.
- Mary Ziemba, County Zoning Administrator, updated the Board regarding zoning activity.

Chairman Maricle declared the meeting adjourned at 12:46 P.M., with the next Board meeting scheduled for Monday, October 16, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 16, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, October 16, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

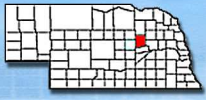
Motion made by Luettel, second by Maricle to approve the County Board Proceedings of October 10, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve the County Board of Equalization Levy Proceedings and County Board of Equalization Proceedings of October 10, 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The firm of Schumacher, Smejkal, Brockhaus & Herley, P. C. of Norfolk, Nebraska are providing audit services for the County of Boone, Nebraska's fiscal year end June 30, 2017. A Business Associate Agreement between Schumacher, Smejkal, Brockhaus & Herley, P. C. and County of Boone, Nebraska was submitted for the Board to review. The Business Associate Agreement is for the purposes of complying with the Health Insurance Portability and Accountability Act (HIPPA). Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the Business Associate Agreement between Schumacher, Smejkal, Brockhaus & Herley, P. C. and the County of Boone, Nebraska as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Albion Area Arts Council requested assistance to advertise the Bald Mountain Rounders concert scheduled for November 12, 2017. Motion made by Rasmussen, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

A Recreational Trails System Committee discussed a potential trails project with the Board on June 19, 2017, August 21, 2017, August 28, 2017, and September 18, 2017. The trails committee had presented a map of a proposed Boone County Recreational Trails System project around the Albion City Park, County Fairgrounds and the County owned property south of the present fairgrounds. The proposed trail is for the area around the City of Albion Fuller Park and extending south along Eighth Street, thence west to connect to County property at the southeast corner of the property the County purchased in November 2016, running thence west to the Fairgrounds Road, thence North along the County property and County Fairgrounds property, thence East through the County Fairgrounds property to Fuller Park. The Board and Recreation Trails System Committee discussed maintenance when there is inclement weather, upkeep/replacement of concrete, liability insurance and ownership agreement of the recreational trail at prior meetings with decisions to be made at a later date. The Board discussed funding for the Boone County Recreational Trails System and the Boone County Board of Commissioners do not plan to contribute tax funds for the trail project.



# Boone County Board Minutes

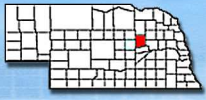


The Board approved allowing a citizens committee to raise funds for a Boone County Recreational Trails System and to build a walking trail on the property known as the Boone County Fairgrounds and County of Boone, Nebraska property connected to the south of the Boone County Fairgrounds at their September 18, 2017 Board meeting. The trails project will be part of the 2017 Big Give in December to be known as the Boone County Trails System-Fairgrounds and Fuller Park Loop. The Board received information that the Nebraska Community Foundation wants an edited Board motion in order to open the sub account for the 2017 Big Give trails project. Motion made by Rasmussen, second by Maricle to not contribute tax funding to the Boone County Recreational Trails System, but to approve the construction of a Boone County Recreational Trails System on the County of Boone, Nebraska property to be located on a fractional part of the NE1/4 of Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska presently referred to as the county fairgrounds and the cropland acreage south of the present fairgrounds, with such improvements to be owned and maintained by the County of Boone, Nebraska subject to a group of citizens raising sufficient funds for construction of the improvements. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Jack Dailey and Mark Niewohner met with the Board to discuss their concerns in regard to Zoning Conditional Use Permit applications for residential housing/acreages in the A-1, Agricultural Primary District (A-1 Zones). The Board is faced with four Zoning Conditional Use Permit Application Public Hearings today in regard to residential property in the A-1, Agricultural Primary District. Dailey asked the Board if the County Zoning Comprehensive Plan is for guidelines or regulations that are to be enforced and followed. Dailey said that the purpose of the A-1 Zones is to protect agriculture and allowing all the conditional uses for residential dwellings limits agricultural operations and expansion. Niewohner said that we are not opposed to any of these specific proposals we just want protection for agricultural uses in the A-1 Zones and that agriculture is the main resource for Boone County, Nebraska. Mark Wagner, County Planning and Zoning Commission Board member, informed the group that the push is to have the new residential housing built in the A-2, Agricultural Secondary District. Wagner pointed out that the County Zoning Comprehensive Plan allows twenty acres to be sold/split off in the A-1 Zones and that any acreage less than the twenty acres needs an application for a waiver through the Conditional Use Permit process. In addition, the current regulations require rectangular shaped lot splits and that this requirement has not been enforced in the past, but is still part of the regulations. Discussion included that if the Conditional Use Permit rectangular shape requirement is not going to be enforced, then the shape requirement should be eliminated from the regulations. Commissioner Maricle distributed zoning information for the Board and interested individuals to review from the counties of Adams, Cuming and Knox and a March 20, 2008 study by Chris Henry, Extension Engineer, University of Nebraska, regarding the impact of arbitrary setback distances on the land available for livestock siting and expansion. The group discussed what zoning regulation formality could be used in going forward to capture both livestock and residential development in order to stay ahead/continue the growth of the County both residentially and agriculturally, but still protect the livestock growth. The Board plans to seek a legal opinion in regard to applicants being required to sign waivers/easements and if such document(s) are enforceable and binding to the real estate.

The Board held a meeting with the department heads:

- County officials/department heads reported on activities with regard to their respective office.
- Boone County Government Day is scheduled for Wednesday, November 8, 2017.
- A Fire Drill Exercise for the Courthouse and Law Enforcement Building is scheduled for Friday, October 27, 2017 at 8:30 A.M.
- A reminder that the Boone County Health Center is sponsoring "Know Your Numbers" wellness blood profile on November 7, 8, and 9, 2017 between 6:30 a.m. and 8:30 a.m. for all interested individuals.
- A new defibrillator has been installed in the County Sheriff/Law Enforcement building.



# Boone County Board Minutes



Tom Smith, Region 44 Emergency Manager, Rod Nelson, Maintenance, and the Board reviewed and discussed the Courthouse Emergency Action Plan. Smith plans to schedule a date in January 2018 to review the safety plan with current employees. The Courthouse Emergency Action Plan will become a handout to new employees when they receive the County Employee Handbook. Each office will receive a condensed version of the safety plan to post on their office doors. Smith said that the Courthouse Emergency Action Plan is to be reviewed annually and updated every five years. The Board thanked Smith and the committee for their time and preparation of the Courthouse Emergency Action Plan. Rod Nelson, Maintenance, is the Courthouse Emergency Coordinator. Motion made by Maricle, second by Rasmussen to approve the Courthouse Emergency Action Plan as presented. Roll call Vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board approved the request from Jim Ely, County Attorney, at their Board meeting on September 18, 2017, to allow him to receive assistance from Rodney Wetovick, Nance County Attorney, to help him defend a juvenile parental rights case. Ely asked to be on the October 16, 2017 Board meeting in order to update the Board in regard to the appointment of Wetovick on September 18, 2017, as a special Boone County Prosecutor. The judge denied the County Attorney's Applications for Appointments of a Special Prosecutor. The proper procedure for Ely to ask for assistance in regard to the juvenile cases, is Nebraska State Statute §23-1204. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-38, that Rodney Wetovick is appointed Deputy Boone County Attorney, for the purpose of assisting James W. Ely, Jr. in regard to two juvenile cases filed in the Boone County Court at \$95.00 per hour as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

County of Boone has been a member of the Nebraska Intergovernmental Risk Management Association (NIRMA) pool since the agreement for the formation of the pool was signed in November 1987. NIRMA was formed pursuant to the Intergovernmental Risk Management Act (Neb. Rev. Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. §13-801 et seq.); and counties and other public agencies as defined in Neb. Rev. Stat. §44-4303 are allowed to participate in said cooperative undertakings. The current Intergovernmental/Interlocal Agreements (NIRMA and NIRMA II) will expire on June 30, 2018. The Board discussed the NIRMA insurance renewal and prior local insurance agencies requests to submit proposals. The Board acknowledged that NIRMA is focused on county government insurance needs and dividends received by County of Boone from NIRMA is a cumulative sum of \$288,786.00. Motion made by Maricle, second by Luettel to approve and adopt Resolution No. 2017-39 to extend Boone County's commitment to participate in NIRMA and NIRMA II for the period July 1, 2018 through June 30, 2021 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

## Public Comments:

- Meetings: Boone County Ag Society, Inc. – October 16, 2017, BCDA, Inc. – October 18, 2017 and Boone County Health Center – October 24, 2017.
- Meetings: Albion Planning Commission – November 6, 2017 and Albion City Council – November 14, 2017, regarding a tract of land to be known as Fairgrounds 1<sup>st</sup> Subdivision.
- Congratulations to Tom Smith, Region 44 Emergency Manager, received a Special Recognition Award from NIRMA.

Chairman Maricle declared the meeting adjourned at 1:15 P.M., with the next Board meeting scheduled for Wednesday, October 25, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, October 16, 2017 at 9:32 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Luettel, second by Commissioner Maricle to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mark Wagner, Boone County Planning Commission Board member; and Roslyn Bode, Applicant. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Chairman Maricle acknowledged the publication notice for the record.

The following attended the public hearing with several questions in regard to the County Zoning Regulations in general for all Conditional Use Permit Applications in the past, now and future: Jack Dailey, Mark Niewohner, Jim Dickerson, Jeff Jarecki, Michael Reichmuth, Virgil Reichmuth, Keith Reichmuth, Sandi Reichmuth and Lee Reichmuth.

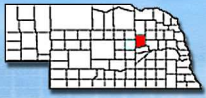
The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by Robert and Roslyn Bode. The Marjorie Bode estate is the property owner of the real estate referenced herein. The application request is to divide 3.87± acres from a parcel of agricultural land for the existing residence located on the SE1/4SE1/4 of Section 2, Township 22 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska.

Roslyn Bode explained to the Board that the purpose for dividing the 3.87± acres from the farm ground is to separate the existing residence where they have lived for forty-six years for estate purposes. A survey for 3.87± acres is completed. The Board asked why the divided acreage did not appear to meet the rectangular shape within the County Zoning regulations. Bode said no particular reason just went with the residential building sight area and left the corner for farmable crop ground. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 20 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses. Wagner pointed out that the current regulations require rectangular shaped lot splits and that this requirement has not been enforced in the past, but is still part of the regulations.

The County Planning Commission Board recommended approval to divide 3.87± acres from the parcel of farm ground for the existing residence. The County Planning Commission noted a condition on the application: "Acknowledging the fact that it does not meet the minimum requirements of the rectangular shape lots (Article 12: A-1 Agricultural – Primary District, Section 4. 4.1 A (1)). The lot shall be in rectangular shape pursuant to the changing of the rectangular shaped lots by the Boone County Commissioners."

Motion made by Luettel, second by Rasmussen to close said public hearing at 9:50 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

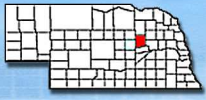
Motion made by Rasmussen, second by Luettel to approve the Conditional Use Permit submitted by Robert and Roslyn Bode and waive the County Zoning rectangular shape regulation to divide 3.87± acres from a parcel of agricultural land for the existing residence located on the SE1/4SE1/4 of Section 2, Township 22 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for estate purposes. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## **MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT**

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, October 16, 2017 at 10:05 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Maricle, second by Commissioner Luettel to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mark Wagner, Boone County Planning Commission Board member; Kevin Kunzman, Property Owner; and James Kunzman, Applicant. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Chairman Maricle acknowledged the publication notice for the record.

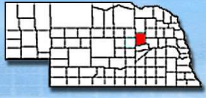
The following attended the public hearing with several questions in regard to the County Zoning Regulations in general for all Conditional Use Permit Applications in the past, now and future: Jack Dailey, Mark Niewohner, Jim Dickerson, Jeff Jarecki, Michael Reichmuth, Virgil Reichmuth, Keith Reichmuth, Sandi Reichmuth and Lee Reichmuth.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by James and Denee Kunzman. Kevin and Licia Kunzman are the property owners of the real estate referenced herein. The application request is to divide 5.62± acres from a parcel of farm land to residential located in a fraction of the SE1/4SW1/4 of Section 13, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska.

Kevin Kunzman and James Kunzman explained to the Board that the purpose for dividing the 5.62± acres from the farm land is for Kevin's son James and family to construct a new residential home on family property. A survey for 5.62± acres is completed. The Board asked why the divided acreage did not appear to meet the rectangular shape within the County Zoning regulations. Kunzman said no particular reason just keeping existing tree line on the east fence line for a barrier between houses and left the rest as farm land. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 20 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses. Wagner pointed out that the current regulations require rectangular shaped lot splits and that this requirement has not been enforced in the past, but is still part of the regulations.

The group discussed several items regarding the Boone County Zoning Comprehensive Plan and the Zoning Conditional Use Permits. Some of the issues discussed were minimum lot sizes, proximity of other houses and allowable housing density in the A-1 Agricultural Primary District, lower interest rates in the secondary mortgage market for smaller acreages with residential dwellings, the need to capture developments in agriculture and housing to keep the county progressing, possibility of enforceable waivers/easement requirement to be signed in regard to residential acreages in agricultural surroundings, more clarity in zoning regulations for applicants, the past approved Conditional Use Permit applications has set a precedence and the county needs to decide on the zoning regulations and stick with the decision. The Board plans to seek legal opinion regarding some of the concerns and what changes may/may not be made to the zoning regulations.

The County Planning Commission Board recommended approval to divide 5.62± acres from the parcel of farm land to construct a new residential home on family property. The County Planning Commission noted a condition on the application: "Acknowledging the fact that it does not meet the minimum requirements of the



# Boone County Board Minutes

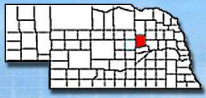


rectangular shape lots (Article 12: A-1 Agricultural – Primary District, Section 4. 4.1 A (1)). The lot shall be in rectangular shape pursuant to the changing of the rectangular shaped lots by the Boone County Commissioners and to keep the existing trees on the east border fence line and maintain them for a barrier between the two (2) houses.”

Motion made by Luettel, second by Maricle to close said public hearing at 10:32 A.M. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to table a decision to the Wednesday, October 25, 2017 Boone County Board of Commissioners meeting regarding the Conditional Use Permit submitted by James and Denee Kunzman to divide 5.62± acres from a parcel of farm land to construct a new residential home in a fraction of the SE1/4SW1/4 of Section 13, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, October 16, 2017 at 10:33 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Luettel, second by Commissioner Maricle to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mark Wagner, Boone County Planning Commission Board member; Maurice R. Palmer, Trustee, the Property Owner; Alison Kuester, Applicant; and Mark Palmer. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Chairman Maricle acknowledged the publication notice for the record.

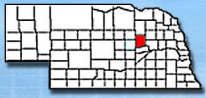
The following attended the public hearing with several questions in regard to the County Zoning Regulations in general for all Conditional Use Permit Applications in the past, now and future: Jack Dailey, Mark Niewohner, Jim Dickerson, Jeff Jarecki, Michael Reichmuth, Virgil Reichmuth, Keith Reichmuth, Sandi Reichmuth and Lee Reichmuth.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by Brock and Alison Kuester. Maurice R. Palmer, Trustee, is the property owner of the real estate referenced herein. The application request is to divide 5.67± acres from a parcel of farm land to residential located in a fraction of the N1/2 of the NE1/4 of Section 34, Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska.

Alison Kuester explained to the Board that the purpose for dividing the 5.67± acres from the farm land is to move back to the rural life to construct a new residential home on family property. A survey for 5.67± acres is completed. The Board asked why the divided acreage did not appear to meet the rectangular shape within the County Zoning regulations. Kuester said no particular reason just chose a spot close to highway access and left the rest as farm/pasture land. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 20 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses. Wagner pointed out that the current regulations require rectangular shaped lot splits and that this requirement has not been enforced in the past, but is still part of the regulations.

The group discussed several items regarding the Boone County Zoning Comprehensive Plan and the Zoning Conditional Use Permits. Some of the issues discussed were minimum lot sizes, proximity of other houses and allowable housing density in the A-1 Agricultural Primary District, lower interest rates in the secondary mortgage market for smaller acreages with residential dwellings, the need to capture developments in agriculture and housing to keep the county progressing, possibility of enforceable waivers/easement requirement to be signed in regard to residential acreages in agricultural surroundings, more clarity in zoning regulations for applicants, the past approved Conditional Use Permit applications has set a precedence and the county needs to decide on the zoning regulations and stick with the decision. The Board plans to seek legal opinion regarding some of the concerns and what changes may/may not be made to the zoning regulations.

The County Planning Commission Board recommended approval to divide 5.67± acres from the parcel of farm land to construct a new residential home on family property. The County Planning Commission noted a



# Boone County Board Minutes

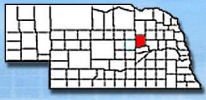


condition on the application: “Acknowledge the fact that it does not meet the minimum requirements of the rectangular shape lots (Article 12: A-1 Agricultural – Primary District, Section 4. 4.1 A (1)). The lot shall be in rectangular shape pursuant to the changing of the rectangular shaped lots by the Boone County Commissioners and the proximity to the other dwellings.”

Motion made by Maricle, second by Rasmussen to close said public hearing at 10:52 A.M. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to table a decision to the Wednesday, October 25, 2017 Boone County Board of Commissioners meeting regarding the Conditional Use Permit submitted by Brock and Alison Kuester to divide 5.67± acres from a parcel of farm land to construct a new residential home in a fraction of the N1/2 of the NE1/4 of Section 34, Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## **MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT**

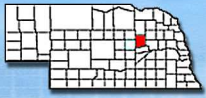
Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, October 16, 2017 at 11:01 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Luettel, second by Commissioner Rasmussen to open said public hearing. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Present for roll call were Commissioners Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mark Wagner, Boone County Planning Commission Board member; and Jeff and Lindsey Jarecki, Applicants. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Chairman Maricle acknowledged the publication notice for the record.

The following attended the public hearing with several questions in regard to the County Zoning Regulations in general for all Conditional Use Permit Applications in the past, now and future: Jack Dailey, Mark Niewohner, Jim Dickerson, Jeff Jarecki, Michael Reichmuth, Virgil Reichmuth, Keith Reichmuth, Sandi Reichmuth and Lee Reichmuth.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions concerning the approval or denial of an Application for Conditional Use Permit submitted by Jeffrey C. and Lindsey M. Jarecki. David A. and Kristine S. Weidner are the property owners of the real estate referenced herein. The application request is to divide 6.86± acres from a parcel of farm land to residential located in a fraction of the NE1/4SE1/4 of Section 1, Township 19 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska.

Jeff and Lindsey Jarecki explained to the Board that the purpose for dividing the 6.86± acres from the farm land is to construct a new residential home in a rural setting. A survey for 6.86± acres is completed. The Board asked why the divided acreage did not appear to meet the rectangular shape within the County Zoning regulations. Jarecki said they just drove around looking at rural living possibilities and this particular area has several trees that is currently non-productive farm ground and used the tree line/quarter line for the acreage. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 20 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses. Wagner pointed out that the current regulations require rectangular shaped lot splits and that this requirement has not been enforced in the past, but is still part of the regulations.

The group discussed several items regarding the Boone County Zoning Comprehensive Plan and the Zoning Conditional Use Permits. Some of the issues discussed were minimum lot sizes, proximity of other houses and allowable housing density in the A-1 Agricultural Primary District, lower interest rates in the secondary mortgage market for smaller acreages with residential dwellings, the need to capture developments in agriculture and housing to keep the county progressing, possibility of enforceable waivers/easement requirement to be signed in regard to residential acreages in agricultural surroundings, more clarity in zoning regulations for applicants, the past approved Conditional Use Permit applications has set a precedence and the county needs to decide on the zoning regulations and stick with the decision. The Board plans to seek legal opinion regarding some of the concerns and what changes may/may not be made to the zoning regulations.



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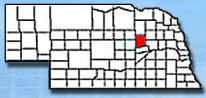


The County Planning Commission Board recommended approval to divide 6.86± acres from the parcel of farm land to construct a new residential home. The County Planning Commission noted a condition on the application: “Approved pursuant to the changing of the rectangular shape lots by the Boone County Commissioners and is not in total support of the Comprehensive Plan for the A-1 District.”

Motion made by Luettel, second by Rasmussen to close said public hearing at 11:24 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to table a decision to the Wednesday, October 25, 2017 Boone County Board of Commissioners meeting regarding the Conditional Use Permit submitted by Jeffrey C. and Lindsey M. Jarecki to divide 6.86± acres from a parcel of farm land to construct a new residential home in a fraction of the NE1/4SE1/4 of Section 1, Township 19 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS OCTOBER 25, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, October 25, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

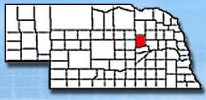
Motion made by Luettel, second by Rasmussen to approve the County Payroll Claims filed for payment from the various funds: General \$90,531.95, BCBS \$49,966.14, Ameritas Ret \$6,280.61, EFTPS \$6,719.89, Section 125 Fees \$15.00, Wellness Program \$103.46; Road \$50,533.73, BCBS \$30,495.80, Ameritas Ret \$3,411.03, EFTPS \$3,803.42; Ambulance \$997.00, Ameritas Ret \$39.97, EFTPS \$76.26; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of October 16, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the four County Board Zoning Public Hearing Proceedings of October 16, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The firm of Schumacher, Smejkal, Brockhaus & Herley, P. C. of Norfolk, Nebraska are providing audit services for the County of Boone, Nebraska's fiscal year end June 30, 2017. The firm emphasized that the County of Boone should have a Business Associate Agreement between the County of Boone, Nebraska d/b/a Boone County Ambulance Service and the Boone County Health Center. The Business Associate Agreement is for the purposes of complying with the Health Insurance Portability and Accountability Act (HIPPA). Motion made by Luettel, second by Rasmussen to approve and authorize the Board Chairman to sign the Business Associate Agreement between County of Boone, Nebraska d/b/a Boone County Ambulance Service and the Boone County Health Center as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Boone County Board of Commissioners, in accordance with Nebraska State Statute Chapter §23-107.01, real estate owned by county, advertised for sealed bids to be opened at the Board meeting on October 25, 2017, for the following property owned by the county to be operated and leased as a fitness center, specifically Lots 6, 7, and 8, Block 9, Mansfield's Second Addition to Albion, Boone County, Nebraska. Jeff Jarecki, Attorney representing Boone County Fitness Center, Inc., was present for the opening of the sealed bids. The Board received one sealed bid. The submitted sealed bid complied with the bid specification terms. Motion made by Luettel, second by Rasmussen to accept the three year renewable lease bid with an annual rental of One Dollar (\$1.00) from Boone County Fitness Center, Inc., with the terms of the Lease to be finalized on November 13, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.



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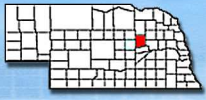


The Petersburg Community Club requested a temporary road closure for safety reasons for the Punkin' Chunkin' event scheduled for October 29, 2017. The road closure is for 140<sup>th</sup> Street, located between Sections 19 and 30, all in Township 22 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska; commencing at the junction of 220<sup>th</sup> Avenue and 140<sup>th</sup> Street, thence east one mile on 140<sup>th</sup> Street and terminating at the junction of 140<sup>th</sup> Street and 230<sup>th</sup> Avenue. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-40 for a temporary road closure relating to the Petersburg Community Club Punkin' Chunkin' event as presented. Roll call vote: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, Boone County Highway Superintendent, submitted a resolution for the Board to review in regard to NDOR Project Number: HRRR-STWD(128), County Bridge and Culvert Object Markers. The County of Boone and State of Nebraska, Department of Roads entered into an agreement entitled "LPA High Risk Rural Road County Bridge and Culvert Object Markers Project Program Agreement" in February 2016. The County Highway Superintendent has informed the Board that the project has been completed by the County in accordance with the terms of the Project Agreement. Motion made by Maricle, second by Rasmussen to approve Resolution No. 2017-41, Certificate of Completion of the State of Nebraska, Department of Roads Project Number: HRRR-STWD(128) as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Frontier Communications, requested permission to install a telecommunications cable and associated equipment along and across a county road commonly known as 240<sup>th</sup> Street/255<sup>th</sup> Avenue and in the county road right-of-way of 255<sup>th</sup> Avenue in Sections 15 and 22, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The telecommunications cable will primarily be placed by vibratory plow and the paved surfaces will be directionally bored along and/or across county controlled roads and county road right-of-way. Frontier Communications attached work prints to the applications showing the installation routes of the cable. Motion made by Maricle, second by Luettel to approve Resolution No. 2017-42, granting permission to Frontier Communications to install a telecommunications cable and associated equipment along and across a county road commonly known as 240<sup>th</sup> Street/255<sup>th</sup> Avenue and in the county road right-of-way of 255<sup>th</sup> Avenue as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Frontier Communications, requested permission to install a telecommunications cable along and across a county road commonly known as 255<sup>th</sup> Avenue/250<sup>th</sup> Street and in the county road right-of-way of 250<sup>th</sup> Street in Sections 15, 22, and 23, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The telecommunications cable will primarily be placed by vibratory plow and the paved surfaces will be directionally bored along and/or across county controlled roads and county road right-of-way. Frontier Communications attached work prints to the applications showing the installation routes of the cable. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-43, granting permission to Frontier Communications to install a telecommunications cable along and across a county road commonly known as 255<sup>th</sup> Avenue/250<sup>th</sup> Street and in the county road right-of-way of 250<sup>th</sup> Street as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.



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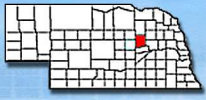


Frontier Communications, requested permission to install a telecommunications cable and associated equipment along a county road commonly known as 290<sup>th</sup> Street and in the county road right-of-way of 290<sup>th</sup> Street in Section 1, Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The telecommunications cable will primarily be placed by vibratory plow and the paved surfaces will be directionally bored along and/or across county controlled roads and county road right-of-way. Frontier Communications attached work prints to the applications showing the installation routes of the cable. Motion made by Luettel, second by Rasmussen to approve Resolution No. 2017-44, granting permission to Frontier Communications to install a telecommunications cable and associated equipment along a county road commonly known as 290<sup>th</sup> Street and in the county road right-of-way of 290<sup>th</sup> Street as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Frontier Communications, requested permission to install a telecommunications cable along a county road commonly known as 260<sup>th</sup> Street and in the county road right-of-way of 260<sup>th</sup> Street in Section 22, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The telecommunications cable will primarily be placed by vibratory plow and the paved surfaces will be directionally bored along and/or across county controlled roads and county road right-of-way. Frontier Communications attached work prints to the applications showing the installation routes of the cable. Motion made by Maricle, second by Luettel to approve Resolution No. 2017-45, granting permission to Frontier Communications to install a telecommunications cable along a county road commonly known as 260<sup>th</sup> Street and in the county road right-of-way of 260<sup>th</sup> Street as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road/bridge maintenance, materials and bridge/culvert projects. In addition, the following topics were discussed:

- The installation/completion of the new waste oil heater/furnace system in the County Road District Shop #2, Albion.
- The attached office space located at the County Road District Shop #1, Cedar Rapids has mold and is in very poor condition.
- Robinson informed the Board of the action taken regarding an ongoing driveway issue in the county road right-of-way west of Albion.
- Robinson and the Board discussed disposal procedure(s) of road equipment.
- Robinson and the Board discussed the condition of the asphalt portion of a county road known as 145<sup>th</sup> Street west of Petersburg.
- Robinson informed the Board that the county road employees will be attending a Nebraska Local Technical Assistance Program (LTAP) sponsored snow removal training in Norfolk on Monday, October 30, 2017.
- Robinson and the Board discussed the information they have received in regard to a recent inquiry of the possibility to obtain an easement from the County to transfer lagoon effluent by pipe to be buried in a county road right-of-way to an irrigation pivot and possibly a natural gas line in the same trench. The Board said that they have received several calls asking the Board not to allow such buried pipe in the county road right-of-way(s). Robinson has visited with DEQ, NIRMA and other counties in regard to the request. The information received from the research was not favorable for the County to allow said buried pipe transporting effluent in the County road right-of-way(s) due to liability risks. In addition, permission through a signed document will be needed from the adjacent landowners to the County road right-of-way(s) that a buried pipe would be placed in.



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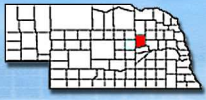
At their June 28, 2017 meeting, the Board made a motion to support the Boone County Agricultural Society, Inc. in moving forward to seek an architect/engineering firm to design a new building to replace the existing livestock facility located on the fairgrounds property. At their October 10, 2017 meeting, the Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion, Bill Robinson of Cedar Rapids, and Kevin Rasmussen of Albion, fairgrounds building committee; Steve Pritchard, UNL Extension; Andy Forney, D.A. Davidson & Co.; and Ryan D. Stearns, Joseph R. Hewgley and Associates, reviewed a proposed new livestock building for the Boone County Fairgrounds to replace the existing arena and livestock facility. The proposed all enclosed facility includes space of 220' x 250' for the UNL Extension office, a conference room, restrooms, concession stand, show arena, 100 large animal stalls, 100 small animal stalls. The plans would include a dirt floor for the show arena and concrete floor for the animal stalls. The Board received a resolution as an agenda item to discuss at their October 25, 2017 meeting, authorizing the issuance of limited tax building bonds for the purpose of a new county owned livestock building for the Boone County Fairgrounds as an agenda item. The Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion, Bill Robinson of Cedar Rapids, and Kevin Rasmussen of Albion, fairgrounds building committee; Steve Pritchard, UNL Extension; Josephine Weltruski, Boone County Extension office; Kristine Schrad, Boone County 4-H Council; Karen Benes; Andy Forney, D.A. Davidson & Co.; Ryan D. Stearns, Joseph R. Hewgley and Associates; and by telephone Mike Rogers, Gilmore & Bell, held a lengthy discussion regarding the Boone County Agricultural Society, Inc. and fairgrounds building committee request to build a new building to replace the present livestock facility.

The group discussed the issuance of bonds upon the taxable property in the County to build a new proposed building at the fairgrounds to be known as the Agricultural and Educational Activities Building. The group discussed other possibilities of funds, grants and fund raising events for the new building to help offset the project from being all funded through tax bonding. In accordance with State Statute the County of Boone, Nebraska (Board of Commissioners) would need to approve the issuance of tax bonds for the new building, the Boone County Agricultural Society, Inc. cannot issue bonds statutorily. The Board asked that there be a general public meeting outside the Board of Commissioners meeting for the public to have input and to answer questions. In addition, the Board asked that the architect and fairgrounds building committee/Agricultural Society put together an informational brochure, black/white plan of the building and cost of building so that everyone is answering questions with the same material. Motion made by Maricle, second by Rasmussen to table approval of a parameters resolution to their November 13, 2017 Board meeting. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to recess said meeting at 12:15 P.M. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to reconvene said meeting at 12:54 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

On October 16, 2017 the Board tabled their decision(s) to their October 25, 2017 meeting on three separate public hearings regarding Zoning Conditional Use Permit Applications. The Board received legal opinions regarding some of the concerns and what changes may/may not be made to the zoning regulations that were discussed on October 16, 2017. The following attended the public Board meeting in regard to the County Zoning Regulations and to discuss the information that the Board received: Mary Ziemba, County Planning and Zoning Administrator; James Ely, County Attorney; Jeff Jarecki, Attorney; Jim Dickerson, Albion News; Jack Dailey; Delmer Pelster; and Tiffani Stegemann.



# Boone County Board Minutes



Commissioner Maricle and Zoning Administrator Ziemba made several contacts in regard to zoning regulations following the public hearings discussions. The County Planning and Zoning Comprehensive Plan needs to be reviewed and discussed thoroughly during a moratorium. Several of the same issues were discussed on October 16, 2017 in regard to the precedence that has been set through the past years in regard to the present County Zoning Regulations. The group asked the Board to stop, review, update and then stick to the regulations that are adopted for the County Planning and Zoning Comprehensive Plan going forward. The Board is asking all interested agricultural and individuals with residential acreages in the A-1, Agricultural Primary District to be at the November 27, 2017 Zoning Commission Board meeting.

Kevin Kunzman and Mary Ziemba, Boone County Zoning Administrator, appeared before the Board regarding the Conditional Use Permit Application currently before the Board that was tabled from the Zoning Public Hearing held on October 16, 2017. The group discussed several items regarding the Boone County Zoning Comprehensive Plan and Zoning Conditional Use Permits. Motion made by Rasmussen, second by Luettel to approve the Conditional Use Permit submitted by James and Denee Kunzman and waive the County Zoning rectangular shape regulation to divide 5.62± acres from a parcel of farm land to construct a new residential home in a fraction of the SE1/4SW1/4 of Section 13, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, with a condition to maintain the existing trees on the east border fence line. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Brock and Alison Kuester; Mark Palmer; and Mary Ziemba, Boone County Zoning Administrator, appeared before the Board regarding the Conditional Use Permit Application currently before the Board that was tabled from the Zoning Public Hearing held on October 16, 2017. The group discussed several items regarding the Boone County Zoning Comprehensive Plan and Zoning Conditional Use Permits. Motion made by Luettel, second by Maricle to approve the Conditional Use Permit submitted by Brock and Alison Kuester and waive the County Zoning rectangular shape regulation to divide 5.67± acres from a parcel of farm land to construct a new residential home in a fraction of the N1/2 of the NE1/4 of Section 34, Township 19 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

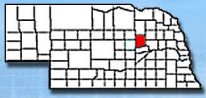
Jeff Jarecki and Mary Ziemba, Boone County Zoning Administrator, appeared before the Board regarding the Conditional Use Permit Application currently before the Board that was tabled from the Zoning Public Hearing held on October 16, 2017. The group discussed several items regarding the Boone County Zoning Comprehensive Plan and Zoning Conditional Use Permits. Motion made by Luettel, second by Rasmussen to approve the Conditional Use Permit submitted by Jeffrey C. and Lindsey M. Jarecki and to waive the County Zoning rectangular shape regulation to divide 6.86± acres from a parcel of farm land to construct a new residential home in a fraction of the NE1/4SE1/4 of Section 1, Township 19 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

## Public Comments:

- The Board discussed which meeting(s) they plan to attend this week.
- Commissioner Maricle updated the Board in regard to the recent BCDA, Inc. meeting.

Chairman Maricle declared the meeting adjourned at 2:25 P.M., with the next Board meeting scheduled for Monday, October 30, 2017.

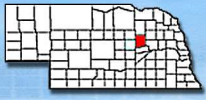
Kathy Thorberg,



# Boone County Board Minutes



Boone County Clerk



# Boone County Board Minutes



## MINUTES OF PUBLIC HEARING PROCEEDINGS COUNTY ROAD VACATION

Hilary K. Maricle, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, October 25, 2017 at 10:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Motion made by Commissioner Luettel, second by Commissioner Rasmussen to open said public hearing. Present for roll call were Commissioners Ken Luettel, Alan Rasmussen, Hilary K. Maricle and Stacey Robinson, County Highway Superintendent.

The purpose of the public hearing was to hear testimony in favor of, opposition to, and to answer questions in relation thereto the proposed vacation of a portion of county road:

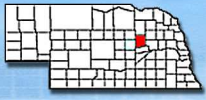
- A portion of a county road known as 190<sup>th</sup> Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, running thence east one-half (1/2) mile.

Stacey Robinson, County Highway Superintendent, had previously submitted a written feasibility study for the Board's review dated September 27, 2017 recommending that said portion of county road known as 190<sup>th</sup> Street be officially vacated, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, one-half on each side thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. This portion of road is classified as a minimum maintenance road in the county's current inventory with the Nebraska Department of Roads. The one-half (1/2) mile of road appears to be used heavily as a main travel artery for the landowner(s). The maintenance that is required for said portion of road is greater than what the county can provide because the road is classified as a minimum maintenance road. There are definite safety concerns for the general public, employees of the company and safety of the motor grader operator. It does not appear that vacating said road will land lock any landowners in this section. Robinson visited with the adjacent landowner and said that they have no problem with recommendation to vacate said portion of road. No opposition was received at the hearing.

Motion made by Luettel, second by Rasmussen to close said hearing at 11:00 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to officially vacate said portion of 190<sup>th</sup> Street, commencing at the SW corner of the SW1/4 of Section 14 and the NW corner of the NW1/4 of Section 23, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, running thence east one-half (1/2) mile, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, one-half on each side thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 30, 2017  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, October 30, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Maricle, second by Luettel to approve the County Board Proceedings of October 25, 2017 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Road Public Hearing Proceedings of October 25, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve Resolution No. 2017-46, vacation of a portion of a county road known as 190<sup>th</sup> Street. This resolution follows the public hearing held on October 25, 2017 at which time no opposition was received. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

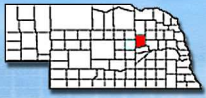
Mary Ziemba, County Zoning Administrator, presented a Resolution No. 2017-47, to place a moratorium on any new conditional use applications for small parcel splits in the A-1 Agricultural-Primary District, from October 31, 2017 through January 31, 2018 and/or until such time the approval of the new and/or revised zoning regulations are finalized by a vote of approval and signed by the Boone County Commissioners. Ziemba indicated that it would be best to work on the implementation of new and/or revised regulations without the threat of new applications. Ziemba said that the matter would be on the Planning & Zoning Commission agenda for November 27, 2017. This moratorium would not affect the A-2 District. Motion made by Luettel, second by Maricle to approve Resolution 2017-47, placing a moratorium on any new small parcel split conditional use applications effective October 31, 2017 through January 31, 2018 and/or until such time the approval of the new and/or revised zoning regulations are finalized. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the Material Testing Proposal with Thiele Geotech Inc. regarding 145th Street, Petersburg, Nebraska. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Discussion was held with regard to the subdivision approval of Fairgrounds 1st Subdivision and subsequent conveyance of part of the property to the City of Albion, Nebraska. The Board was concerned regarding water right to the fairgrounds buildings and museum. Commissioner Luettel indicated that he would talk to the City Administrator regarding a possible written agreement concerning these matters prior to conveyance of the real estate. Commissioner Maricle indicated that she would be attending the Albion Planning Commission meeting on November 6, 2017. It was noted that Chris Hays, County Surveyor, also would be present at the meeting.

It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute 47-109. The Board conducted a routine visit of the Boone County Jail per Nebraska State Statute.

Public Comments:



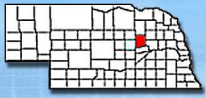
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- Commissioner Maricle shared correspondence received from the Department of Environmental Quality relating to Waste Reduction & Recycling Programs and Projects and Scrap Tire Programs and Projects.
- Commissioner Maricle indicated that notification was received from the Commission on Law Enforcement and Criminal Justice that the annual jail inspection will be held on November 20, 2017.
- After speaking with Sheriff Denny Johnson, it was noted that a NIRMA Assist Grant was submitted.
- Commissioner Maricle reported that the Emergency Management Meeting for Region 44 Commissioners has been postponed from November to December. An exact date in December is yet to be determined.
- Commissioner Luettel indicated that he had received feedback regarding the fire drill held on October 26, 2017. Further discussions regarding the fire drill will continue with the Emergency Manager when he submits his report.
- Commissioner Rasmussen indicated that he spoke with Rex Mahoney, a member of the trails committee, and that notification has been received that an NRD grant has been approved for the project.
- Commissioner Luettel noted that Stacey Robinson, County Highway Superintendent, and all road employees were taking part in LTAP training in Norfolk which included instruction in snow removal.
- Steve Pritchard, County Extension Agent, reported to the Board the progress being made regarding the upcoming County Government Day on November 8, 2017.

Chairman Maricle declared the meeting adjourned at 10:12 A.M., with the next Board meeting scheduled for Monday, November 13, 2017.

Lorrie Nicklasson  
Deputy Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 13, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, November 13, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Ken Luettel and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of October 30, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board reviewed and discussed the Accounts Payable Vendor Claims filed for payment from the various funds. The Board reviewed an Accounts Payable Vendor ID No. 1077 for \$222.25, for meeting mileage and meal reimbursement requests. The Boone County Employee Handbook addresses Travel Expense. The Board decided that the submitted evening meal ticket of \$22.03 did not qualify for reimbursement. Motion made by Luettel, second by Maricle to partially deny \$22.03 submitted for reimbursement from the General Fund on Vendor ID No. 1077 and approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$42,597.69; Road/Weed - \$137,675.43; County Visitors Promotion - \$659.20; Inheritance Tax - \$52,892.40; 911 Emergency Management (2910) - \$502.34; 911 Wireless Services (2913) - \$672.48; Ambulance - \$1,280.13. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

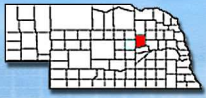
Motion made by Maricle, second by Rasmussen to approve the following reports of the County Officials as presented for October 2017:

- Clerk - \$3,299.25 (State of Nebraska \$1,053.53)(County of Boone \$2,245.72)
- Clerk of the District Court - \$884.97 (State of Nebraska \$468.00)(County of Boone \$416.97)
- Sheriff - \$925.28
- Planning & Zoning - \$145.00
- Treasurer - Treasurer's Fees - \$2.00; Miscellaneous Receipt Nos. 15980-16030 - \$246,030.51; Total Collections - \$537,188.49

Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Clerk's office was approached by courthouse employees to ask the Board if a Christmas tree may be purchased for the courthouse building. The Board discussed the request and the consensus of the Board is to allow up to \$250.00 for a Christmas tree/lights for the courthouse building.

The State of Nebraska, Department of Roads needs the county board to designate the official county newspaper(s) in order to comply with the state statute when advertising their projects for bids in the county. The Cedar Rapids Press no longer has their legal status. Motion made by Luettel, second by Maricle to designate the official county newspapers for 2018 to include the Albion News, Petersburg Press and The St. Edward Advance. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



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The Boone County Board of Commissioners accepted a three year renewable lease bid with an annual rental of One Dollar (\$1.00) from Boone County Fitness Center, Inc., at their meeting on October 25, 2017 with the terms of the Lease to be finalized on November 13, 2017, for the following property owned by the county to be operated and leased as a fitness center, specifically Lots 6, 7, and 8, Block 9, Mansfield's Second Addition to Albion, Boone County, Nebraska. Jay Wolf, representing Boone County Fitness Center, Inc., was present at the Board meeting. The Board contacted Larry Pelan, NIRMA, by telephone during the Board meeting to discuss changes within the Lease to items 8, 10 & 11. The Board, Pelan and Wolf discussed the changes that NIRMA will approve. Wolf said that the Boone County Fitness Center Board meeting to review/sign the Lease is scheduled for December 12, 2017. Motion made by Rasmussen, second by Maricle to approve and authorize the Board Chairman to sign the Lease by and between the County of Boone, Nebraska and Boone County Fitness Center, Inc. with the changes as discussed with NIRMA. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a Distress Warrant Report for the Board to review. There were eight distress warrants delivered to the Boone County Sheriff on November 1, 2017 for collection of unpaid 2016 personal property taxes. The amount of uncollected 2016 personal property taxes, not including penalties is \$2,835.39. The total to be collected on distress warrants, with penalties is \$2,962.78. Motion made by Luettel, second by Rasmussen to accept and approve the County Treasurer's Distress Warrant Report as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

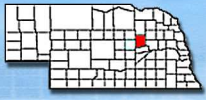
The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received four requests for advertisement funding.

The Albion Area Arts Council requested assistance to advertise the String Beans concert scheduled for December 2, 2017. Motion made by Luettel, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Albion Area Arts Council requested assistance to advertise the Jerry Barlow concert scheduled for December 10, 2017. Motion made by Rasmussen, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

The Boone County Historical Society, Inc. requested assistance to advertise the Boone County Historical Society, Inc. (museum fundraiser) open house and music by area musicians scheduled for December 1, 2017. Motion made by Maricle, second by Luettel to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Boone County Historical Society, Inc. requested assistance for printing of new museum brochures for distribution. Motion made by Luettel, second by Maricle to deny the application requesting funding assistance for printing of museum brochures based on the recommendation of the Visitor's Promotion Committee that printing of brochures does not qualify as an event. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



An annual certification of a County Highway Superintendent is due each year by December 31<sup>st</sup> to the Nebraska Department of Roads per Nebraska Revised Statutes §39-2501 through §39-2505. The performance of the duties listed in the certification determines federal highway allocation funds incentive payments. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign the Certification for the Nebraska Department of Roads of Stacey L. Robinson, Boone County Highway Superintendent, for the calendar year 2017 as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

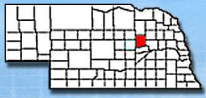
Stacey Robinson, County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson and the Board discussed necessary repairs to the county road shop buildings located in Albion, Cedar Rapids and Petersburg.
- Robinson and the Board discussed the installation of the new waste oil burner in the road shop building located in Albion.
- Robinson and the Board discussed low water crossing markings, maintenance and documentation.

Denny Johnson, Sheriff, was unable to attend the Board meeting for the agenda item #12. Rod Nelson, Maintenance, and the Board discussed courthouse security. No action was taken.

At their June 28, 2017 meeting, the Board made a motion to support the Boone County Agricultural Society, Inc. in moving forward to seek an architect/engineering firm to design a new building to replace the existing livestock facility located on the fairgrounds property. At their October 10, 2017 meeting, the Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion, Bill Robinson of Cedar Rapids, and Kevin Rasmussen of Albion, fairgrounds building committee; Steve Pritchard, UNL Extension; Andy Forney, D.A. Davidson & Co.; and Ryan D. Stearns, Joseph R. Hewgley and Associates, reviewed a proposed new livestock building for the Boone County Fairgrounds to replace the existing arena and livestock facility. At their October 25, 2017 meeting, the Board received a resolution as an agenda item to discuss authorizing the issuance of limited tax building bonds for the purpose of a new county owned livestock building for the Boone County Fairgrounds not to exceed \$4,250,000.00. The Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion, Bill Robinson of Cedar Rapids, and Kevin Rasmussen of Albion, fairgrounds building committee; Steve Pritchard, UNL Extension; Josephine Weltruski, Boone County Extension office; Kristine Schrad, Boone County 4-H Council; Karen Benes; Andy Forney, D.A. Davidson & Co.; Ryan D. Stearns, Joseph R. Hewgley and Associates; and by telephone Mike Rogers, Gilmore & Bell, held a lengthy discussion regarding the Boone County Agricultural Society, Inc. and fairgrounds building committee's request to build a new building to replace the present livestock facility.

The Board received a revised resolution as an agenda item to discuss at their November 13, 2017 meeting, authorizing the issuance of limited tax building bonds for the purpose of a new county owned Agricultural and Educational Activities Building for the Boone County Fairgrounds. The Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kurt Kruse of Albion and Bill Robinson of Cedar Rapids, fairgrounds building committee; Steve Pritchard, UNL Extension; Josephine Weltruski, Boone County Extension office; and Kristine Schrad, Boone County 4-H Council continued the lengthy discussion from the prior Board meetings regarding the new fairgrounds building project. Chuck Rolf said that the initial proposed building size has been changed to add fifty feet of length to the building, while eliminating the concrete floor under the large animal pen spaces,



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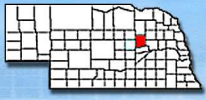
for about the same approximate total cost of \$4,250,000.00. The additional feet would make the arena more useable for horse show/events, such as barrel racing that require more space.

The proposed building size of 150 feet by 300 feet includes space for a show arena with dirt floor; pen space with dirt floor for 100 large animals; pen space with concrete floor for 100 small animals; two wash stations; portable pen panels; portable bleachers; insulated roof and walls and large ceiling fans to provide air movement. In addition, the proposed office area size of 70 feet by 150 feet to be located on the main entrance side of the building includes office area for UNL Extension; conference room; multi-use concession stand; restrooms; and this area will be heated and cooled for year-round use.

The Board had asked the fairgrounds building committee to prepare an informational brochure regarding the project. The following information was prepared and submitted to the Board:

- The current 80 plus year old facilities have limited use (show ring is not well lighted, not ADA accessible, un-safe when showing larger classes of livestock). Stall barn has narrow alleys that are unsafe when moving animals amongst the public, inadequate electrical power and outlets for modern show needs, and the building has spreading foundations. Currently large animals are stalled in two locations.
- The proposed location of the new facility allows the current outdoor arena to remain in place along with the concession stand/restrooms for the outdoor arena. Removal of the present show ring building and west livestock building creates additional parking in an area that has shade trees.
- The facility can accommodate 100 plus large animal stalls and 100 small animal pens including two wash stations accessible from inside the building. The entire new building will have maximum insulated roof and walls plus large ceiling fans that will provide air movement along with exhaust fans to aid in humidity control in the livestock area.
- A multi-use concession stand is located near the arena designed with serving capabilities to inside or outside events. The main show concession area and office space will be climate controlled with heating and air conditioning providing utilization throughout the year.
- Locating the Extension Office on site allows critical office and storage space needed in the Courthouse. It will also allow easy access for all Extension programs and activities that take place at the fairgrounds. Easy access and a large parking area contribute to the possibility of enticing events. Also, easy access to both the Boone County Event Center and the Casey Building provide additional classroom/meeting areas, if needed.
- The new facility provides the space, amenities and year-around-use options to host many events in our community, in addition to the usual county fair events. Examples of events include: livestock production sales, team penning's, bull rides, horse shows, machinery shows/auctions, small animal shows, cattle events, regional FFA events, Ag shows, 4-H shooting sports meetings/events, and car shows.

Commissioner Maricle and Rolf shared the information they received from visiting with representatives in Merrick County regarding their new fairgrounds building that is similar to the proposed building for Boone County. Merrick County has an electronic keypad for arena users to check in and out; the arena users pay an annual membership; there is a daily arena user fee for non-members; and the scheduling is handled by a web based calendar. Merrick held informational public meetings in each of their towns for public input in regard to their new facility before a final building/financial decision. The Board felt that informational public meetings



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should be held in each of the towns. Robinson said it is a waste of time to have area meetings and that the Board is the steward of the tax payers funds.

The actual cost of the proposed building has not been determined yet. The group discussed some options when determining ways to finance the project. The Boone County Board of Commissioners have the authority to issue County of Boone, Nebraska limited tax building bonds without the vote of the people for a set amount of years not to exceed twenty years. The Boone County Agricultural Society, Inc. cannot issue limited tax building bonds statutorily. Also, in accordance with State Statutes the Boone County Board of Commissioners have the authority to approve/allow the Boone County Agricultural Society, Inc. budget to levy an additional Building Levy of three and five-tenths cents on each one hundred dollars of taxable valuation, or any part thereof, separate from their general operation levy. In addition, the group discussed the possibility of fund drives, grants and private donations to help offset the full funding of the project. The Board of Commissioners have discussed an appropriation of \$1,300,000.00 from the County Inheritance Tax Fund for the project, leaving \$2,950,000.00 to bond or levy. If the County issues bonds for the project, the building becomes County owned until the bonds are paid. If the Agricultural Society budget institutes a building fund levy they pay on a loan for a set number of years.

Robinson and Kruse asked the Board to approve a commitment to the project so that the committee and Agricultural Society could move forward. Robinson said that at the prior meetings Andy Forney, D.A. Davidson & Co., said that the document is a "Parameters Resolution" and that if the Board decides not to issue limited tax building bonds they can rescind the resolution. The Board decided to hold one informational public meeting regarding the new fairgrounds building to be known as the Agricultural and Educational Activities Building on Wednesday, December 6, 2017 at 7:30 P.M. at the Albion Country Club. The Board will make a decision in regard to the funding of the project following more informational research and the public informational meeting.

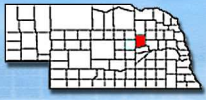
Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-48, known as a parameters resolution, authorizing the issuance, sale and delivery of limited tax building bonds of the County of Boone, Nebraska in the aggregate principal amount of not to exceed \$2,950,000.00 for the purpose of constructing, equipping and making site preparations for a building owned by the county and initially to be used as an Agricultural and Educational Activities Building for the County as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

## Public Comments:

- Commissioner Maricle updated the Board regarding the vision meeting held by BCDA, Inc.
- Meetings: Boone County Agricultural Society, Inc. - November 20, 2017; Fairgrounds building committee meeting – December 4, 2017; and Informational public meeting for a proposed new Boone County Fairgrounds Agricultural and Educational Activities Building – December 6, 2017.
- The Board extends an appreciation and thank you to the Boone County American Legion and American Legion Auxiliary for the Boone County Government Day event held on Wednesday, November 8, 2017.

Chairman Maricle declared the meeting adjourned at 1:14 P.M., with the next Board meeting scheduled for Monday, November 20, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 20, 2017

ALBION, NEBRASKA

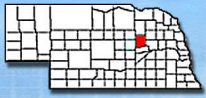
The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, November 20, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The County Safety Committee met at 9:00 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Alan Rasmussen, Hilary K. Maricle, and Ken Luettel, Denny Johnson, Laurie Krohn, Rod Nelson, Tom Smith and Kathy Thorberg. Nelson addressed old business regarding the county safety assessment meeting held with Terry Baxter, NIRMA Safety Specialist; solar eclipse observed in August; and courthouse fire evacuation drill in October. The courthouse fire drill went fairly well, as some of the employee participants did not join the briefing and discussion. Smith said that the employees that joined the briefing held a good discussion and questions that prompted some office responsibilities to be assigned in checking for people in the courthouse for an evacuation. Nelson and Johnson completed their responsibilities to make sure everyone was out of courthouse and said the evacuation took about four minutes for everyone to be across the street to an off-site location. New business was discussed: (1) Monday, December 4, 2017, county employees are highly encouraged to participate in the NIRMA Fire Extinguisher Training and Loss Leader Prevention Training that will be held at the courthouse; (2) Tornado awareness is a national/statewide drill one time a year in the spring the last Wednesday of March at 10:00 A.M.; (3) Smith said the suggestion is to have two fire evacuation drills a year, one in the fire safety month of October and one other time during the year. The group suggested spring season for a fire evacuation drill; and (4) The departments of Emergency Management, Road and Sheriff have applied for grant assistant through the NIRMA ASSIST program for the purchase of safety equipment. The committee discussed preventability and safety suggestions were addressed by the committee regarding a worker's compensation claim. The next safety committee meeting is tentatively scheduled for 9:00 A.M. on Tuesday, February 20, 2018. The Safety Committee meeting was adjourned by Alan Rasmussen at 9:20 A.M.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of November 13, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Petersburg Community Club requested assistance to advertise the Petersburg Community Club Christmas Supper and Entertainment event scheduled for December 18, 2017. Motion made by Luettel, second by Maricle to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



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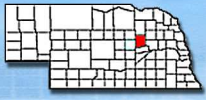


The Board; Richard Martinsen, CPA, Schmeits, Mueller & Martinsen, P.C.; Chuck Rolf, Boone County Agricultural Society, Inc.; and Steve Pritchard, UNL Extension discussed funding/budgeting scenarios of a proposed building project for the fairgrounds. The group discussed some options when determining ways to finance the project. The Boone County Board of Commissioners have the authority to issue County of Boone, Nebraska limited tax building bonds without the vote of the people for a set amount of years not to exceed twenty years. The Boone County Agricultural Society, Inc. cannot issue limited tax building bonds statutorily. Also, in accordance with State Statutes the Boone County Board of Commissioners have the authority to approve/allow the Boone County Agricultural Society, Inc. budget to levy an additional Building Levy of three and five-tenths cents on each one hundred dollars of taxable valuation, or any part thereof, separate from their general operation levy. Total cost of the building is estimated at \$4,250,000.00. The Board of Commissioners plan to appropriate \$1,300,000.00 from the County Inheritance Tax Fund. The \$2,950,000.00 is the portion being discussed to bond or levy. If the County issues bonds for the project, the building becomes County owned until the bonds are paid. If the Agricultural Society budget institutes a building fund levy they pay on a loan for a set number of years.

The 2017-2018 levy for the County of Boone, Nebraska governmental entity is 0.150708. The Board asked Martinsen if he foresees a significant change in the County of Boone levy if the Board appropriates the \$1,300,000.00 from the Inheritance Tax for said building project. The Inheritance Tax Fund acts as a reserve for the County of Boone, Nebraska. Martinsen said that the Inheritance Tax Fund balance (cash reserve) would be reduced by said amount, but probably would not affect the asking levy percentage unless there is a significant drop in the county valuation. The group discussed an estimate on financing/bond payments of \$2,950,000.00, over 10 years at three percent interest. Based on the current county valuation, a levy of approximately 1.47 cents on each one hundred dollars of valuation would amount to \$14.70 in property tax on a home valued at \$100,000.00. Martinsen noted that county entities are under an annual levy lid, allowing a maximum increase of 3.5 percent each year in operating budgets. A building fund levy is outside the operation levy and levy lid.

The actual cost of the proposed building has not been determined yet. The financing of the \$2,950,000.00 has not been determined yet. The Board needs to decide either County ownership (bonds) or Agricultural Society ownership (building levy). No contract has been signed yet with an architect and architect fees are usually based on a percentage of total project cost. A public meeting regarding the fairgrounds building project is scheduled for Wednesday, December 6, 2017 at 7:30 p.m. at the Albion Country Club. The Board encourages all county residents to attend.

Steve Pritchard, Extension Educator, presented the Boone-Nance County Extension Board's member recommendation. The Boone-Nance County Extension Board has four representatives from each county. The board members may serve two consecutive three-year terms. The board meets quarterly, alternating the meetings between the counties. Mark Grundmayer has completed two consecutive three-year terms. Ken Schriver has completed a one year term. The Boone-Nance County Extension Board recommends the appointment of Jeri Wies of Petersburg to serve her first three-year term and re-appoint Ken Schriver of Albion to serve his second three-year term on the Boone-Nance County Extension Board beginning January, 2018. Motion made by Luettel, second by Maricle to appoint Jeri Wies to serve her first three-year term and re-appoint Ken Schriver to serve his second three-year term on the Boone-Nance County Extension Board beginning January, 2018. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.



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Motion made by Luettel, second by Rasmussen to go into executive session at 11:00 A.M., per the Open Meeting Act §84-1410, strategy session threatened litigation. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. Motion made by Luettel, second by Rasmussen to come out of the executive session at 11:25 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. No action was taken by the Board.

Motion made by Rasmussen, second by Maricle to go into executive session at 12:01 P.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried. Motion made by Rasmussen, second by Luettel to come out of the executive session at 1:02 P.M. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried. No action was taken by the Board.

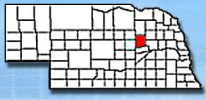
Motion made by Luettel, second by Rasmussen to go into executive session at 1:03 P.M., per the Open Meeting Act §84-1410, for the prevention of needless injury to the reputation of an individual and if such individual has not requested a public meeting. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. Motion made by Luettel, second by Rasmussen to come out of the executive session at 1:15 P.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried. No action was taken by the Board.

## Public Comments:

- The Board discussed clarification of responsibilities of the County Board and Elected Official(s) offices.
- The Board received an appreciation thank you from the Nebraska Attorney General's office for their assistance and preparation of the October 3, 2017 Nebraska Attorney General's office press conference on the courthouse lawn regarding the resolution of the Smoyer-Wathen shootings that occurred June 17, 1937.
- Meetings: Boone County Agricultural Society, Inc. - November 20, 2017 at 7:00 P.M.; Boone County Health Center – November 28, 2017 at 7:30 P.M.; Fairgrounds building committee meeting – December 4, 2017; and Informational public meeting for a proposed new Boone County Fairgrounds Agricultural and Educational Activities Building – December 6, 2017.

Chairman Maricle declared the meeting adjourned at 1:21 P.M., with the next Board meeting scheduled for Tuesday, November 28, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 28, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, November 28, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Hilary K. Maricle, Alan Rasmussen and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

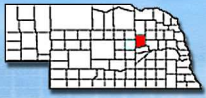
Motion made by Rasmussen, second by Maricle to approve the County Payroll Claims filed for payment from the various funds: General \$92,710.32, BCBS \$52,013.60, Ameritas Ret \$6,427.60, EFTPS \$6,878.63, Section 125 Fees \$15.00, Wellness Program \$88.68; Road \$55,301.08, BCBS \$30,495.80, Ameritas Ret \$3,732.83, EFTPS \$4,168.08; Ambulance \$2,102.80, Ameritas Ret \$75.97, EFTPS \$160.86; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of November 20, 2017 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Larry Temme, Rae Valley Market LLC, presented an application for a Special Designated License (SDL) for January 5, 2018. The Board reviewed the application for a Special Designated License (SDL) for a wedding reception scheduled for Friday, January 5, 2018 at the St. Bonaventure Church Hall in Raeville, NE. Motion made by Luettel, second by Maricle to approve, as presented, the Application for a Special Designated Liquor License request from Rae Valley Market LLC for a wedding reception at St. Bonaventure Church Hall, Raeville, Nebraska on January 5, 2018 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board summarized/discussed the issues/concerns that were discussed at the Boone County Planning and Zoning Commission meeting the Board attended on November 27, 2017. Mary Ziemba, County Zoning Administrator, was unable to attend the Board meeting today to discuss agenda item number four. The Boards are considering possible changes that would allow for growth of livestock operations and other types of agriculture in the A-1 Agricultural-Primary District. The group discussed setback distances that are different for enclosed vs. open facilities; lot split requirements difference for farm families vs. non-farm residential applicant; different lot split regulations for existing homes vs. new construction; and several other County Zoning Comprehensive Plan changes/regulations are being reviewed and discussed.

The First Concord Benefits Group submitted the Section 125 Cafeteria Plan re-enrollment forms for calendar year 2018 and Cafeteria Plan-IRC Section 125 key employees questionnaire/highly compensated employee forms for 2018. Motion made by Maricle, second by Luettel to approve and authorize the Board Chairman to sign all necessary documents regarding the Section 125 Cafeteria Plan re-enrollment and maintain the grace period plan for 2018. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes



The Board reviewed the year end June 30, 2017 audit report prepared by Schumacher, Smejkal, Brockhaus and Herley, P.C., Certified Public Accountants. A "Notice of Completion of Audit" was submitted to the Albion News for publication the week of November 27, 2017. Motion made by Luettel, second by Rasmussen to accept and approve the audit as presented for fiscal year ending June 30, 2017 and said audit is on file with the Boone County Clerk and the Nebraska Auditor of Public Accounts. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson and the Board discussed necessary repairs to the county road shop building located in Cedar Rapids.
- Robinson and the Board discussed box culvert inspections.

The Board conducted an employment evaluation with Rod Nelson, Courthouse Maintenance.

The Board conducted an employment evaluation with Stacey Robinson, County Highway Superintendent.

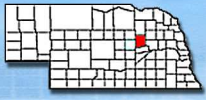
The Board conducted an employment evaluation with Jack Nordeen, County Weed Superintendent/Sign Technician.

## Public Comments:

- Boone County Safety Committee has scheduled a Fire Extinguisher Training and Loss Leader Prevention Training for Monday, December 4, 2017. Training will be in two sessions, 10:00 a.m. and 1:00 p.m. and County employees are encouraged to attend.
- Meetings: Boone County Health Center – November 28, 2017 at 7:30 P.M.; Fairgrounds building committee meeting – December 4, 2017; and Informational public meeting for a proposed new Boone County Fairgrounds Agricultural and Educational Activities Building – December 6, 2017.

Chairman Maricle declared the meeting adjourned at 12:10 P.M., with the next Board meeting scheduled for Monday, December 11, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 11, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 11, 2017, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Hilary K. Maricle and Alan Rasmussen. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed and discussed the Accounts Payable Vendor Claims filed for payment from the various funds. The Board reviewed an Accounts Payable Vendor ID No. 556 submitted for payment from office budget 0100-803 for \$321.25, for display cases and supplies. The Board discussed the supplies in the amount of \$22.98 that was ordered. The Board decided that the submitted supply items of \$22.98 did not qualify for a necessary county purchase. Motion made by Luettel, second by Maricle to partially deny \$22.98 submitted for payment from the General Fund on Vendor ID No. 556 and approve the Accounts Payable Vendor Claims filed for payment from the various funds as follows: General - \$59,620.84; Road/Weed - \$74,894.01; County Visitors Promotion - \$787.25; Veteran's Aid (1900) - \$2,000.00; 911 Emergency Management (2910) - \$353.39; 911 Wireless Services (2913) - \$289.45; Ambulance - \$1,181.99. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

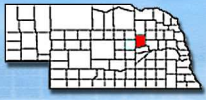
Motion made by Rasmussen, second by Maricle to approve an Accounts Payable Vendor Claim filed for payment on the Road fund for Vendor ID No. 801 in the amount of \$430.36, a non-exclusive contract for services to back-haul aggregate for the county. Roll call vote: Yeas: Rasmussen and Maricle. Nays: None. Abstain: Luettel. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of November 28, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to approve the following reports of the County Officials as presented for November 2017:

- Clerk - \$4,480.50 (State of Nebraska \$2,122.81)(County of Boone \$2,357.69)
- Clerk of the District Court - \$996.03 (State of Nebraska \$566.00)(County of Boone \$430.03)
- Sheriff - \$876.52
- Treasurer - Treasurer's Fees - \$10.00; Miscellaneous Receipt Nos. 16031-16077 - \$194,024.90; Total Collections - \$441,832.71

Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes

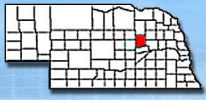


The Board; Chuck Rolf, Boone County Agricultural Society, Inc.; Kevin Rasmussen of Albion, fairgrounds building committee; and Steve Pritchard, UNL Extension, summarized their thoughts following the informational public meeting that was held at the Albion Country Club on December 6, 2017 regarding a new fairgrounds building to be known as the Agricultural and Educational Activities Building. They felt that the informational meeting was well attended with the overall impression being more positive for the project than negative. The group discussed approving a document with an architect. Ryan D. Stearns, Architect, Joseph R. Hewgley and Associates, has been working with the Boone County Agricultural Society, Inc. regarding a design for a proposed new livestock building for the fairgrounds. The group discussed some options when determining ways to finance the project. The Boone County Board of Commissioners have the authority to issue County of Boone, Nebraska limited tax building bonds without the vote of the people for a set amount of years not to exceed twenty years. The Boone County Agricultural Society, Inc. cannot issue limited tax building bonds statutorily. Also, in accordance with State Statutes the Boone County Board of Commissioners have the authority to approve/allow the Boone County Agricultural Society, Inc. budget to levy an additional Building Levy of three and five-tenths cents on each one hundred dollars of taxable valuation, or any part thereof, separate from their general operational tax levy. If the County issues bonds for the project, the building becomes County owned until the bonds are paid. If the Agricultural Society budget institutes a building fund levy, they pay on a loan for a set number of years. The group discussed the scenarios of ownership of building, types of organizations/activities using the building, upkeep, infrastructure, etc. Motion made by Luettel, second by Maricle to authorize the Boone County Agricultural Society, Inc. to proceed with the signing of a document with an architect and obtaining a loan for a new fairgrounds building to be known as the Agricultural and Educational Activities Building, with said loan payments to be paid by the Boone County Agricultural Society budget through an additional Building Levy of taxable valuation not to exceed three and five-tenths cents on each one hundred dollars of taxable valuation. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board reviewed the 2018 calendar to set dates for the 2018 Board meetings. The Board usually meets every Monday but the first Monday of the month and if the Monday is a holiday then Tuesday beginning at 9:00 A.M. The 22/21 payroll system requires the Board to change some of their meeting days from Monday to a different day for payroll approval. Motion made by Maricle, second by Rasmussen to approve the following meeting dates for 2018 which are subject to change: January 3, 10, 16, 22 and 29; February 12, 20 and 26; March 12, 19 and 26; April 9, 16, 25 and 30; May 14, 21 and 29; June 11, 18 and 27; July 9, 16, 25 and 30; August 13, 20 and 27; September 10, 17 and 26; October 9, 15, 22 and 29; November 13, 19 and 28; December 10, 17, 27 and 31. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board in accordance with Nebraska Revised Statute §77-2318 approves the applications and authorizes the deposit of county funds in designated banks as County Depositories each year. Motion made by Luettel, second by Maricle to approve as written Resolution No. 2017-49 to accept and approve the written applications of the following designated County Depositories of the County Funds for calendar year 2018: Boone County Bank, a division of Madison County Bank, Albion; Cedar Rapids State Bank, Cedar Rapids; Cornerstone Bank of York, Albion and St. Edward Branches; First Bank & Trust of Fullerton, St. Edward Branch; Great Plains State Bank of Petersburg; Homestead Bank of Cozad, Albion Branch; and alternate investment NPAIT, Lincoln. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance, materials and projects. Robinson and the Board discussed the heating unit and needed repairs to the Road District #1 Cedar Rapids Shop building.



# Boone County Board Minutes



The Board discussed Nebraska Revised Statutes regarding expenditures for one recognition dinner each year held for employees. The maximum cost per person for such dinner shall be established by formal action of the governing body, but shall not exceed twenty-five dollars. Motion made by Luettel, second by Rasmussen to approve allowing up to fifteen dollars as needed per employee in attendance of the event and this motion shall void and take precedence over any prior Board action in regard to expenditures for employee(s) recognition dinner as of December 11, 2017. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

The Board discussed vendor payments to non-profit entities. At the county district meetings one of the items discussed with the Nebraska State Auditor's office was counties making a vendor payment to another entity (example: libraries/museums/fire departments) without actual supporting documentation for how the money was or would be spent. The State Auditor's office had completed some county audits and are making the counties aware that a county must be able to point to a statute that says you can send money up front to a non-profit entity. The Board plans to obtain more information before making a decision.

The salaries of all elected county officers must be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices. The Nebraska Association of County Officials' (NACO) salary committee takes into account a variety of factors to establish a range of salaries for the respective categories of counties. The committee reviewed county population, valuation, annual inflation rates, market conditions, paid employee benefits, etc. The committee then established six categories for a salary minimum/high range recommendation. The County of Boone was placed in category three of the 2019-2022 Salary Recommendations for County Officials compiled by NACO with the 70% population/30% valuation range of \$650,000,001.00 – 825,000,000.00. There are ten counties in category three of which Boone is fifth position in valuation and tenth in population. The Board discussed the minimum recommended salary for 2019 of category three being \$54,300.00. It was noted that the elected County Assessor, Clerk, Treasurer and Part Time Attorney salaries for 2018 is \$51,948.00, being \$2,352.00 less than the recommended minimum salary for 2019. The Board plans to review the information provided by the NACO committee and visit with counties of like size before setting the 2019-2022 salaries for the elected county offices.

The Board conducted an employment evaluation with Mary Ziemba, County Planning and Zoning Administrator.

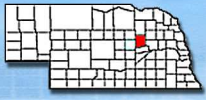
The Board conducted an employment evaluation with Jacqueline Wells, County Veteran Service Officer.

## Public Comments:

- Meetings: Boone County Fitness Center, Inc. – December 12, 2017; Nebraska Association of County Officials Annual Conference – December 13-15, 2017.
- Boone County Safety Committee held a Fire Extinguisher Training and Loss Leader Prevention Training on Monday, December 4, 2017 for county employees. Training was very beneficial to the employees that attended.

Chairman Maricle declared the meeting adjourned at 12:57 P.M., with the next Board meeting scheduled for Monday, December 18, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 18, 2017

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 18, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Ken Luettel, Alan Rasmussen and Hilary K. Maricle. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Jeff Jarecki, Public Defender, presented a report to the Board regarding the status of court cases since his appointment to the position in August 2012. Jarecki reported that he believes that the cases assigned in 2012, 2013, 2014, 2015 and 2016 are all completed. Jarecki reported that he has been assigned forty-seven cases to date in 2017 with thirty-three cases remaining open. Jarecki answered the Board's questions regarding conflict of interest and closed/open cases. Jarecki explained that there are times when he cannot defend the assigned case since he is already defending one of the parties involved. Jarecki explained to the Board that some juvenile cases take a longtime to complete. Juvenile cases may remain open until the court case is resolved or the age of nineteen. The Board thanked Jarecki for the updated report and his diligent services. Motion made by Rasmussen, second by Maricle to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Jarecki was appointed Public Defender in August of 2012. The Board and Jeff Jarecki, Public Defender, reviewed and discussed the Public Defender Agreement that commenced January 1, 2016 through January 1, 2018. Jarecki and the Board discussed the changes to item numbers 11, 17 and 18 of the prior agreement. The Public Defender Agreement proposes a monthly compensation of \$3,213.60 and limitation appointment to seventy-two cases annually. The initial term of the Agreement shall commence on January 1, 2018 and continue through January 1, 2020. Motion made by Luettel, second by Maricle to approve and authorize the Board Chairman to sign the Public Defender Agreement commencing on January 1, 2018 through January 1, 2020. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Rasmussen to go into executive session at 9:14 A.M., per the Open Meeting Act §84-1410 (1a), strategy session threatened litigation. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried. Motion made by Maricle, second by Luettel to come out of the executive session at 9:26 A.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried. No action was taken by the Board.

Motion made by Luettel, second by Rasmussen to approve the County Board Proceedings of December 11, 2017 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

As provided by State Statute, Section 23-1302, the County Clerk shall certify to the County Treasurer as of June 15 and December 15 each year the total amount of unpaid claims of the county. Motion made by Maricle, second by Luettel to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.



# Boone County Board Minutes

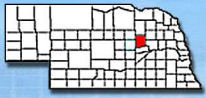


The Board; Chuck Rolf and Dave Noble, Boone County Agricultural Society, Inc.; Amanda Mogensen, Boone-Nance Extension Board; Steve Pritchard, UNL Extension; and Janice Rasmussen of Albion, discussed a new fairgrounds building to be known as the Agricultural and Educational Activities Building. Rasmussen asked the Agricultural Society Board members if they had a business plan in place in order to obtain a loan for the proposed building project. Rolf answered Rasmussen stating that there is no set business plan in place to date. The group discussed various aspects of the building project and Rolf said that they would like to form a seven to twelve member building committee this week. One member of the Board of Commissioners will serve on the building committee. The consensus of the Board is that Commissioner Maricle will serve as a member on the building committee and the Board will include the building committee appointment at their reorganizational meeting. In addition, the group discussed the Fairgrounds 1<sup>st</sup> Subdivision property and upcoming negotiation of the property with the City of Albion. The Agricultural Society has not been paying for water for the fairgrounds due to the City of Albion wells that were on county property. One of the wells is now capped and the other well is within the Fairgrounds 1<sup>st</sup> Subdivision property that the Board planned to deed ownership to the City of Albion. Rolf said that the Board should negotiate with the City of Albion so that the fairgrounds continues to receive free water. The Board plans to meet with the City of Albion and Boone County Agricultural Society, Inc. on January 16, 2018.

The Boone County Board of Commissioners met on December 11, 2017 and authorized the Boone County Agricultural Society, Inc. to proceed to execute a document regarding a design for the proposed Agricultural and Educational Activities Building at the fairgrounds with Ryan D. Stearns, Architect with Joseph R. Hewgley and Associates. The Board agreed to provide the sum of \$1,300,000.00 from the County Inheritance Tax Fund for use towards the proposed new Agricultural and Educational Activities Building at the fairgrounds in lieu of the issuance of bonds. The Boone County Agricultural Society, Inc. shall obtain a loan for the approximate amount needed to complete the project in the sum of \$2,950,000.00, with loan payments to be paid through an additional building levy not to exceed an additional levy of three and five-tenths cents on each one hundred dollars of taxable valuation. Motion made by Luettel, second by Maricle to approve Resolution No. 2017-50, funding of the proposed new Agricultural and Educational Activities Building at the Boone County Fairgrounds as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Nebraska Revised Statutes 23-1114 provides that “The salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices.” The Board reviewed the financial situation of County Government; the Nebraska Association of County Officials’ (NACO) salary study; employee benefits; and salaries of comparable positions in other governmental sectors. The Board and elected county officials present at the meeting discussed the NACO salary study, percentage of 1.5% - 3% of the 2018 elected official salaries and flat dollar amount salary increases for the elected officials 2019-2022 term. The Board plans to set the elected officials 2019-2022 salaries at their December 27, 2017 Board meeting.

Rod Nelson, Courthouse Maintenance, presented a repair estimate from NMC for the WINCO generator located at the Boone County Law Enforcement Building. The new supply pressure is limited to 5 psi due to a code change. The estimate to repair engine for a low power issue caused by different gas pressure regulator installed on fuel tank is \$4,075.00. The estimate repair is above the NMC yearly maintenance agreement. Motion made by Rasmussen, second by Luettel to approve and authorize the Board Chairman to sign the repair estimate of \$4,075.00 from NMC for the WINCO generator located at the Boone County Law Enforcement building. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.



# Boone County Board Minutes



Denny Johnson, County Sheriff, requested an exception in regard to the compensatory (overtime) policy for an employee in the sheriff's office. Johnson and the Board discussed payroll policy of the norm is what an employee earns (comp, vacation, and sick) during the pay period is available for use by the employee in the next pay period. Motion made by Luettel, second by Rasmussen to approve this one time unique exception for the requesting employee to use the compensatory time in the same pay period as when it was earned. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to recess said meeting at 11:36 A.M. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel to reconvene said meeting at 1:18 P.M. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The Board of Commissioners attended the Boone County Planning and Zoning Commission meeting scheduled for 1:30 P.M. on December 18, 2017 at the Boone County Courthouse. The Board of Commissioners and the County Planning and Zoning Commission Board discussed possible changes that would allow for growth of livestock operations and other types of agriculture in the A-1 Agricultural-Primary District. The group discussed setback distances that are different for enclosed vs. open facilities; lot split requirements differ for farm families vs. non-farm residential applicant; different lot split regulations for existing homes vs. new construction; and several other County Zoning Comprehensive Plan changes/regulations are being reviewed and discussed.

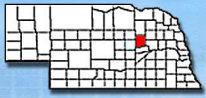
Commissioner Alan Rasmussen excused himself at 3:41 P.M.

## Public Comments:

- Meetings: BCDA, Inc. – December 20, 2017.
- Commissioner Luettel updated the Board regarding the Northeast Nebraska Juvenile Services meeting.

Chairman Maricle declared the meeting adjourned at 3:58 P.M., with the next Board meeting scheduled for Wednesday, December 27, 2017.

Kathy Thorberg,  
Boone County Clerk



# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
DECEMBER 27, 2017 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, December 27, 2017 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Maricle called the meeting to order and Commissioners present for roll call were Alan Rasmussen and Hilary K. Maricle. Commissioner Luettel called earlier letting the Board know that he would be arriving late for the meeting. Commissioner Ken Luettel arrived at 9:06 A.M. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Maricle acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Maricle, second by Rasmussen to approve the County Board Proceedings of December 18, 2017 as presented. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

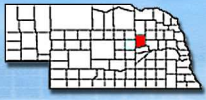
Kathy Thorberg, County Clerk, presented three quotes for HP LaserJet MICR Laser Printer(s). The present Lexmark T632 MICR printer was purchased in 2004 for flash check printing. The last several months the check printer has been jamming and not working correctly. Premium MICR Toner is needed when printing onto blank stock checks. If MICR Toner is not used when printing onto the blank stock checks, the checks are not valid through FDIC. Motion made by Maricle, second by Rasmussen to approve the purchase of a HP LaserJet M608N MICR Laser Printer and MICR Toner Cartridge for approximately \$1,225.00 from Advantage Laser Products, Inc. for the County Clerk's office to use for flash check printing. Roll call vote: Yeas: Maricle and Rasmussen. Nays: None. Absent: Luettel. Motion carried.

Commissioner Luettel arrived at 9:06 A.M.

Motion made by Rasmussen, second by Luettel to approve the County Payroll Claims filed for payment from the various funds: General \$101,198.15, BCBS \$52,013.60, Ameritas Ret \$6,989.43, EFTPS \$7,527.93, Section 125 Fees \$15.00, Wellness Program \$88.68; Road \$55,815.27, BCBS \$30,495.80, Ameritas Ret \$3,767.54, EFTPS \$4,207.41; Ambulance \$1,558.74, Ameritas Ret \$48.05, EFTPS \$119.23; and Public Defender Contract \$3,120.00. Roll call vote: Yeas: Rasmussen, Luettel and Maricle. Nays: None. Motion carried.

Stacey Robinson, County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

- Robinson informed the Board that Thiele Geotech has completed the sight visit in regard to the asphalt portion of a county road known as 145<sup>th</sup> Street west of Petersburg. Robinson has not received a recommendation report regarding repair/replacement of the asphalt portion to date.
- Robinson informed the Board that the Cedar Rapids Road District shop building has been without heat for a couple of days due to damage to the natural gas line that supplies the shop building.



# Boone County Board Minutes



The Board and Stacey Robinson, County Highway Superintendent, have held several discussions in regard to the County Road District #1 Shop Building, Cedar Rapids. The Board and Robinson held a lengthy discussion in regard to the quotes for repair of the present office space that is attached to the shop building and/or a new lean-to office space to be attached to the present shop building. Rasmussen and a contractor will physically inspect the present office portion of the road shop that is in need of repair. The Board will decide at a later date the feasibility of repair or a new lean-to in regard to the office space in question.

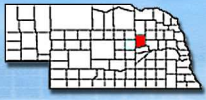
The Board held a lengthy discussion at their Board meeting on December 18, 2017 in regard to the setting of Elected County Officials salaries for the 2019-2022 term. The County Board of Commissioners of Boone County, Nebraska set the salaries for the elected officials of County of Boone, Nebraska as follows:

	<u>2019</u>	<u>2020</u>	<u>2021</u>	<u>2022</u>
Assessor	\$53,506.00	\$54,706.00	\$55,906.00	\$57,106.00
Clerk	\$53,506.00	\$54,706.00	\$55,906.00	\$57,106.00
Treasurer	\$53,506.00	\$54,706.00	\$55,906.00	\$57,106.00
Attorney-PT	\$53,506.00	\$54,706.00	\$55,906.00	\$57,106.00
Sheriff	\$60,366.00	\$61,566.00	\$62,766.00	\$63,966.00
Surveyor	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
Commissioner	\$23,650.00	\$23,650.00		

Motion made by Luettel, second by Maricle to approve Resolution No. 2017-51, elected county officials salaries and benefits as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

The Board approved a resolution on November 13, 2017 that pertained to the issuance of tax building bonds of the County of Boone, Nebraska for the purpose of constructing a new building at the Boone County Fairgrounds to be used as an Agricultural and Educational Activities Building. The Board approved a resolution on December 18, 2017 where the Boone County Agricultural Society, Inc. shall obtain a loan for the approximate amount needed to complete the project and make the loan payments through the Agricultural Society budget building levy. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2017-52, hereby rescinds Resolution No. 2017-48 dated November 13, 2017, known as a parameters resolution that pertained to the issuance of tax building bonds effective December 27, 2017 as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

The Board reviewed the information received from NACO for the procedure(s) to follow for a government entity to lease cropland acres. The Board leased the approximately 24.68 acres of dry cropland in 2017 that the County of Boone purchased south of the present County Fairgrounds property in 2016. The term(s) of the 2017 cropland lease expired December 31, 2017. In accordance with state statute, the Board will set a public hearing date prior to any such lease. Motion made by Maricle, second by Rasmussen to advertise the weeks of January 1<sup>st</sup> and 8<sup>th</sup>, 2018 for a Public Hearing to be held on Monday, January 22, 2018 at 11:00 A.M., an open and public hearing prior to any such lease at which any interested party may appear and speak for or against the lease and raise any issue concerning the County Board leasing cropland. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.



# Boone County Board Minutes



The Nebraska State Auditor's Office have audited several counties in 2016 and 2017. The State Auditor's Office is making County Government aware that the counties are not to be making a vendor payment to another entity without actual supporting documentation. A County must be able to point to a statute that allows a procedure to occur before the county can perform such procedure. Constitution XIII-3 outlines that subdivisions of the State cannot expend public money for private purposes. A non-profit is not a public entity.

The County has to restructure the manner in which it distributes funds to other agencies. The County has supported the five fire departments for several years with an annual amount to purchase supplies for the respective Ambulance. In addition, the County has supported the five public libraries for several years with an annual amount to purchase books/media for the respective library. The library support for books/media continued following the closing of the rural mobile libraries (bookmobiles on wheels). The County has no supporting documentation such as a procedure (agreement) in place or copies of invoices showing how the money was spent.

Motion made by Luettel, second by Maricle to forgo the annual support to the fire departments effective December 31, 2017 due to state statute, no supporting documentation and that fire departments have been receiving funding through a tax levy. In the future, if additional funding above a tax levy is necessary, the fire departments may approach the County Board of Commissioners for additional support. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Maricle, second by Luettel that effective December 31, 2017 the libraries will be required to submit paid itemized receipts showing the purchase of books/media material for the respective year on the first day of December each year. The books/media material reimbursement support will be in the amount of the itemized receipts and will not exceed the annual support. The submission for 2017 reimbursement support may be submitted in January or February 2018. The submission for 2018 and thereafter reimbursement support are to be submitted by the first of December each year. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

## Public Comments:

- Meetings: Fairgrounds Agricultural and Educational Activities Building committee – December 27, 2017.
- Commissioner Maricle updated the Board in regard to the recent BCDA, Inc. meeting.
- Commissioner Maricle updated the Board in regard to the recent Recreational Trails System Committee's meeting.
- Commissioner Luettel updated the Board in regard to the NIRMA Board orientation.

Chairman Maricle declared the meeting adjourned at 12:06 P.M., the next Board meeting is the 2018 Reorganizational meeting scheduled for Wednesday, January 3, 2018 and the next regular Board meeting scheduled for Wednesday, January 10, 2018.

Kathy Thorberg,  
Boone County Clerk