



Boone County Board Minutes



2021 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 7, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Larry Temme, Chairman, called the Reorganizational Meeting to order as required by Nebraska State Statute. Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News, Petersburg Press and St. Edward Advance on December 23, 2020; Cedar Rapids Press on December 25, 2020; and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Tuesday, January 5, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to appoint Larry Temme as Chairman of the Boone County Board of Commissioners for the year 2021. Roll call vote: Yeas: Rutten and Lindgren. Abstain: Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to appoint Ben Rutten as Vice Chairman of the Boone County Board of Commissioners for the year 2021. Roll call vote: Yeas: Lindgren and Temme. Abstain: Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren that the budget committee for the ensuing 2021-2022 budget year is the Boone County Board of Commissioners, Boone County Clerk and Boone County Treasurer. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to reappoint Schmeits, Mueller & Martinsen, P.C., Richard Martinsen, CPA, Albion, Nebraska, to prepare the County Budget for the 2021-2022 budget year, to be paid from the County General fund. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to reappoint Stacey L. Ziemba, Fullerton, Nebraska, a full time county employee as Boone County Highway Superintendent with a Class B License #S-1586, under the supervision of the County Board for 2021, with a stipulation of quarterly evaluations. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to reappoint Christopher C. Hays, Osceola, Nebraska, as Boone County Surveyor for a four year term commencing January 3, 2019 through December 31, 2022, per contract for services as provided in State Statute Section 23-1901.01. Roll call Vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.



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Motion made by Temme, second by Lindgren to reappoint Jacqueline Lynne Wells as full time Boone County Veteran Service Officer under the supervision of the County Board for 2021, with a stipulation of quarterly evaluations. In addition, there is a signed agreement with Greeley County for Boone County Veteran Service Officer to provide services for Greeley County. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to continue the contract for the services of Public Defender for Boone County with Jeffrey C. Jarecki of Jarecki Lay & Sharp P.C., L.L.O., Albion, Nebraska, pursuant to the terms of an Agreement that shall commence on January 1, 2020 and continue until January 1, 2022. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to reappoint Randall Bruland as the Administrator and Maintenance Director of the Boone County Ambulance Service under the supervision of the County Board for 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten 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 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to reappoint Mary Ziemba as County Planning and Zoning Administrator, Regulatory Zoning Investigator and Floodplain Manager under the supervision of the County Board for 2021, with a stipulation of quarterly evaluations. The county road department clerical duties for the County Highway Superintendent's office are also included as part of the County Planning and Zoning Administrator duties. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to reappoint Jack Nordeen as a full time Boone County Weed Superintendent/Signage Technician under the supervision of the County Board for Weed Superintendent for 2021, with a stipulation of quarterly evaluations and under the supervision of the County Highway Superintendent for Signage Technician for 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to appoint Ben Rutten as County Weed Superintendent supervisor for 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to appoint Larry Temme as Courthouse Custodian supervisor for 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to appoint the Boone County Sheriff and his staff to be the E911 Coordinator for 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to appoint the Boone County Clerk as the Title VI representative for 2021. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to appoint Jon Lindgren 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



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day there is no scheduled Board meeting. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to appoint the Boone County Clerk as the contact person for Boone County for the NIRMA Insurance for 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren 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 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Temme that the depository for the Boone County Clerk account will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska 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, Nebraska with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

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

Motion made by Temme, second by Lindgren that the depository for the Boone County Imprest Payroll account will be the Cornerstone Bank of York, Albion Branch, with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Kathy Thorberg, Lorrie Nicklasson and Sarah Robinson as signees authorized to exercise the powers for said account. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren 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; and Homestead Bank (Albion Branch), Cozad, 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. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

Motion made by Rutten, second by Lindgren that the courthouse hours shall be 8:00 AM to 4:30 P.M. with a one-half 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. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



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Motion made by Temme, second by Lindgren to approve the IRS mileage reimbursement rate of 56 cents per mile, effective January 1, 2021 as referenced in the Boone County Employee Handbook. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve County meal reimbursable dollar amount, as referenced in the Boone County Employee Handbook, for 2021 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. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren 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 for full time employees in 2021 and shall be used beginning April 30, 2021 and before December 21, 2021, if floating holiday is not used by employee, employee shall lose the benefit. In addition, the Courthouse "Closed" notices will be posted by Board directive on the north and west outside entrance courthouse doors. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

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

Motion made by Temme, second by Lindgren that agenda items must be provided to the Boone County Clerk's Office no later than noon (12:00 P.M.) on the Friday preceding a Board meeting in order to be considered for said Board meeting. Any agenda item submitted after 12:00 P.M. on Friday preceding a Board meeting will be an agenda item for the next scheduled Board meeting. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

As required by Nebraska State Statute §48-443, each Nebraska county must have a working safety committee. Motion made by Temme, second by Lindgren that (1) the following will serve on the Safety Committee for 2021: Region 44 Emergency Management Director; County Sheriff; Board of Commissioners; County Highway Superintendent; County ADA Coordinator; and Custodial Maintenance Supervisor; (2) a tornado drill will be held in March at the same time/date as the Statewide tornado drill; (3) fire drills will be conducted in May and October; (4) Ben Rutten, Commissioner, will serve as safety chair and Rod Nelson, Maintenance, courthouse safety coordinator; and (5) the Safety Committee meetings are tentatively scheduled for February 16, May 17, August 16, and November 15, 2021, commencing at 9:00 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten that the Boone County Board of Commissioners will hold their Board meetings on Monday's **except** for the first Monday of each month; no meeting scheduled for August 30 and November 29, 2021; and when a payroll meeting is scheduled on a different day of the week than Monday in the year 2021, commencing at 9:00 A.M. Meeting dates/times are subject to change due to state statute regulations. Monday meetings that are 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 Board meeting dates for 2021 were approved on November 25, 2020 and payroll meetings are subject to change



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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 27, February 24, March 29, April 26, May 26, June 28, July 26, August 26, September 27, October 27, November 24 and December 28, 2021. 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 Bank, Petersburg, NE. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

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 Temme, second by Rutten to make no changes in 2021 to the above adopted pre-designated list approved in December 2013. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to continue the Interlocal Agreement for Emergency Management Services, known as Region 44 Emergency Management, between the Counties of Boone, Nance and Merrick beginning on July 1, 2020 through June 30, 2024. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

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 Rutten, second by Lindgren 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	(2021-2022)
Boone County Sheriff's Department, shall serve two years	(2021-2022)
Albion Chief of Police, shall serve one year	(2021)

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

Motion made by Lindgren, second by Rutten 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:

Amanda Mogensen	(2019-2021) – 2nd term
Roger Voichoski	(2020-2022) – 2nd term



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M. Lisa Carder (2021-2023) – 1st term
Doug Koch (2021-2023) – 1st term

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

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

Irene Dresch	(2019-2022)
Marcus Johnson	(2019-2022)
Brian Yosten	(2019-2022)
Sundae Provencher	(2021-2024)
Shannon Braaten	(2021-2024)

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

Motion made by Temme, second by Rutten 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, 2021:

Justin Frey, Mark Jensen and Morgan Mogensen	(2021)
Chris Baum, Mark Wagner and Shelley Towey	(2021-2022)
Paul Groeteke, Brad Stephens and Clyde Stuhr	(2021-2023)

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

Motion made by Rutten, second by Lindgren that the following members of the Boone County Board of Adjustment are appointed to the following terms of office, effective January 1, 2021:

John Frey	(2021)
H. Thomas Fick and Deb Mitchell	(2021-2022)
Paul Kettelson and Mark Jensen	(2021-2023)
Vacancy	Alternate

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

Motion made by Rutten, second by Temme to appoint the Boone County Veteran Service Officer as the American with Disabilities Act (ADA) Coordinator for 2021. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Appointment to the various boards that the County of Boone, Nebraska is associated with for 2021:

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



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Boone County Trails System	Ben Rutten
BCDA, Inc.	Larry Temme Jon Lindgren - Alternate
Central Nebraska Joint Housing Authority, Loup City	Larry Temme Ben Rutten - Alternate
East-Central District Health Department, Columbus	Jon Lindgren Larry Temme - Alternate
Local Emergency Planning Committee (LEPC)	Ben Rutten
Northeast Nebraska Area Agency on Aging, Norfolk	Jon Lindgren Larry Temme - Alternate
Northeast Nebraska Economic Development, Norfolk	Larry Temme
Northeast Nebraska Juvenile Services, Inc., Madison	Ben Rutten Jon Lindgren - Alternate
Region 4 Behavioral Health System, Norfolk	Jon Lindgren Larry Temme - Alternate
Region IV, Inc. / NorthStar Services, Wayne	Ben Rutten Larry Temme - Alternate
Region 44 Emergency Services Supervisory Committee	Jon Lindgren Ben Rutten - Alternate

Quarterly Attendance by the Board of Commissioners (Non-Voting):

Boone County Agricultural Society, Inc.	Larry Temme
Boone County Fitness Center, Inc.	Ben Rutten
Boone County Health Center	Jon Lindgren

Motion made by Rutten, second by Lindgren to accept and appoint the Local Emergency Planning Committee (LEPC) members for 2021 as submitted by the Region 44 Emergency Manager:

Albion Fire and Rescue	Bruce Benne
RROMRS	Dennis Colsden
Albion News	Jim Dickerson
Petersburg Fire and Rescue	Kim Fangman



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St Edward Fire	Richard Good
Boone Central Schools	Nicole Hardwick
Cedar Rapids Fire and Rescue	Adam Holka
Boone County Sheriff	Denny Johnson
Helena	
Riverside School	Stephanie Kaczor
Cedar Rapids Fire and Rescue	Lisa Kennedy
Boone County Health Center	Anthony Kusek
State Dept. of Roads	
Albion PD	Brent Lipker
Valero Renewables	Sarah Moeller
St Edward PD	Monte Olson
Boone County Commissioners	Ben Rutten
Tallgrass Energy	Josh Thayer
East Central District Health Dept.	
Boone County Health Center	Amy Zaruba
Region 44	Denise Ziemba
Boone County Hwy Dept.	

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

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

Chairman Temme declared the 2021 Boone County Board of Commissioners Reorganizational meeting adjourned at 10:58 A.M.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 11, 2021

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, January 11, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on January 6, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, January 8, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$33,433.52; Road/Weed - \$134,274.62; 911 Emergency Management (2910) - \$486.29; 911 Wireless Service (2913) - \$458.57; and Ambulance - \$5,501.77. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Road Department employee. Motion made by Temme, second by Rutten to accept and approve the resignation of Justin Russell effective January 6, 2021 as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board accepted and approved a written resignation from a full-time County Road Department employee on January 11, 2021. Motion made by Lindgren, second by Rutten to approve the payroll claim filed for payment on the Road Fund for a net amount of \$1,007.99 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of December 28, 2020 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board of Equalization Public Hearing Proceedings of December 28, 2020 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Reorganizational Proceedings of January 7, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board of Equalization Reorganizational Proceedings of January 7, 2021 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



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Motion made by Temme, second by Lindgren to approve the following reports of the County Officials as presented for December, 2020:

- Clerk - \$18,350.50 (State of Nebraska \$11,413.83)(County of Boone \$6,936.67)
- Clerk of the District Court - \$1,093.02 (State of Nebraska \$669.00)(County of Boone \$424.02)
- Sheriff - \$1,650.84
- Treasurer - Miscellaneous Receipt Nos. 18292-18354 - \$225,581.95
- Treasurer - Total Collections - \$4,394,703.23

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

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of December 31, 2020. Motion made by Rutten, second by Lindgren to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The County Treasurer submitted a Semiannual Statement for July 1, 2020 through December 31, 2020. Motion made by Lindgren, second by Temme to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board heard a General Assistance request for utilities (electricity and water, sewer, garbage). The Board explained to the requestor the County protocol procedure and that the County does not pay the taxes, late fees or reconnect fee associated with utility billings. The taxes and fees are the requestor's responsibility. The Board informed the requestor that this is a one-time assistance. Motion made by Lindgren, second by Temme to approve partial payment of the utility billings for (electricity and water, sewer, garbage) less the taxes and late fees payable directly to the entities. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Nebraska Revised Statutes, Section 49, provides that County officers with an interest in any contract to which his or her governing body or anyone for its benefit is a party must disclose the interest on the record of the governing body responsible for approving the contract. Commissioner Larry Temme submitted a NADC Form C-3, Contractual Interest Statement for the Board to review. Commissioner Temme is the owner of Rae Valley Market, a grocery store where the County may possibly purchase paper products and food items. This is a non-exclusive open contract between the County of Boone, Nebraska and Rae Valley Market, LLC. Motion made by Lindgren, second by Rutten to approve the non-exclusive open Contractual Interest Statement for calendar year 2021 between the County of Boone, Nebraska and Rae Valley Market, LLC. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Abstain: Temme. Motion carried.

Each year the State of Nebraska, Department of Transportation, needs the County Board to designate the official county newspaper(s) in order to comply with state statute when advertising their projects for bids in the county. On November 9, 2020 the Board approved the official county newspapers for 2021. The Board has been informed that effective January 6, 2021 the St. Edward Advance will no longer be an independent newspaper. The Albion News will be modified starting with the January 6, 2021 issue as they transition into a countywide and area-wide weekly newspaper. Motion made by Temme, second by Lindgren to re-designate the official county newspapers for 2021 to include the Albion News and Boone County Tribune and the Petersburg Press. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The 1974 Legislature of the State of Nebraska created the Nebraska Comprehensive Community Mental Health Services Act forming Regional Mental Health authorities. The County of Boone, Nebraska has participated in said Region 4 Behavioral Health System, the designated regional mental health authority within northeast



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Nebraska since July 1, 1974. During a Region 4 Behavioral Health System board meeting it was agreed upon that the Interlocal Agreement be updated. Currently there are twenty-two counties that participate in said Region 4 Behavioral Health System. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-01, an Interlocal Agreement for County of Boone, Nebraska participation in Region 4 Behavioral Health System, and said resolution shall void and take precedence over the Boone County Board Resolutions/Agreements dated July 2, 1974; March 4, 1986; April 1, 1986; October 12, 1993; and any and all prior policies and agreement, written or verbal that pertained to Region 4 Behavioral Health System. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Larry Krings and Steve Bygland were present to discuss road concerns and possible dust control on 250th Street northeast of Albion and north of State Highway #91 with the Board and County Highway Superintendent. Concerned citizens have discussed the road and dust issues since June of 2018. Bygland provided information in regard to the cost of dust control products (example: calcium chloride); approximate days a coat of dust control lasts depending on traffic; the type of salty brine that kills grass/vegetation; and products not recommended for use of dust control. In addition, the group discussed the areas of the road that needs a crown so that water will run off; the washboard areas of the road; and possibly building the road up in the spring with red rock material to establish a solid base and then spray with a dust control product. The Board suggested that the County Highway Superintendent plan for this work on said portion of 250th Street in the spring of 2021.

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

- Updated the Board on road surplus/none used items to possibly be disposed of or sold.
- Updated the Board on the two newly hired road department employees.
- Possibly hire Seasonal Help for the road department during summer months for ditch work, culverts, tree removal, etc.
- Road conditions of the county asphalt/black top roads; conditions of the asphalt/black top roads that were milled/ground in 2020; snow pushed on edge of road, now melting and causing icy conditions at a highway intersection near Cedar Rapids; and trees/shrubs that may need removing from road right-of-ways.
- Areas within the county where minimum maintenance roads appear to be fenced off with livestock grazing the county road and road right-of-way.
- Trucks being parked on county roads while being loaded from a grain bin alongside a county road.

The County Highway Superintendent submitted a State Bid/Quote for a new Caterpillar 140 13A AWD Motor Grader with new snow plow for \$251,990.00 (\$241,440.00 motor grader/\$10,550.00 new v-plow) from Nebraska Machinery Company/NMC CAT of Norfolk, Nebraska. The quote includes an extended warranty of 5 year/5000/hr. premier; parts credit of \$20,000.00; and a delivery time of 16-19 weeks. The County Road District #1 John Deere Model 770GP motor grader has received several repairs the past year and CAT is allowing a trade-in of \$55,700.00 for the 2012 John Deere motor grader. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign the purchase quote for a new Caterpillar 140 Motor Grader with new snow plow for \$251,990.00 (Sale price \$297,140.00; Less trade-in \$55,700.00; Plus new snow plow from Nebraska Machinery Company/NMC CAT as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board and County Highway Superintendent have held several discussions since October 2017 in regard to a different breakroom for the County Road District #1, Cedar Rapids shop building. On November 13, 2018 the Board approved a bid for construction of an office/breakroom building of a finished 16' x 16' wooden frame



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with metal outer walls and concrete foundation. The breakroom building project was never completed and not a priority project after the March 2019 flooding. Therefore, the Board deems the 2018 construction bid no longer valid.

Stacey Ziemba, County Highway Superintendent, presented possible building structures for a new break room for the County Road District #1, Cedar Rapids shop building on December 21, 2021. The Board and Ziemba discussed the different custom designed buildings by Premier Portable Buildings of Norfolk, Nebraska. Ziemba submitted a purchase order form for the Board to review for a 14' x 36' unfinished premier portable steel building with no electrical hookup or insulation. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign a Premier Portable Buildings of Norfolk, Nebraska purchase order form for an unfinished 14' x 36' steel building for \$10,845.00. Roll call vote: Yeas: Rutten, Lindgren and Temme, Nays: None. Motion carried.

On February 26, 2020 the Board approved purchasing a new 2020 County Ambulance unit. The tentative delivery of the new ambulance is January 2021. The Board had decided not to trade-in the 2016 ambulance unit. The Board advertised the 2016 ambulance unit for sale with sealed bids to be opened on January 11, 2021. The Board received two bids: Commercial Bus & Vehicles, LLC of South Lyon, Michigan - \$11,123.00 and Petersburg Rescue of Petersburg, Nebraska - \$25,000.00. Motion made by Rutten, second by Temme to accept the bid of \$25,000.00 from Petersburg Rescue, Petersburg, Nebraska for the 2016 Braun Industries ambulance unit, with delivery of the county unit to Petersburg Rescue upon arrival of the new 2020 County Ambulance. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

On March 9, 2020 the Board and Randall Bruland, County Ambulance Administrator, discussed the defibrillator that was purchased in 2003 and is used in the 2016 County Ambulance unit. Bruland received information that the 2003 M Series defibrillators will no longer be supported by FDA or have parts available for repairs after February 2021. The Board tabled ordering a new defibrillator in March of 2020 to allow time to pursue a grant or outside funding to help pay for a new defibrillator. No grant or outside funding was obtained. The Board received a quote to review from Zoll Medical Corporation for a new X-Series Manual Monitor/Defibrillator for use in the new 2020 Demers Type 1 County Ambulance unit. Motion made by Temme, second by Lindgren to approve the purchase of a new X-Series Manual Monitor/Defibrillator and accessories for \$27,213.44 from Zoll Medical Corporation as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The County Board of Commissioners has power to lease real estate owned by the county. The Board held a Public Hearing on December 14, 2020 prior to the County Board leasing the county owned cropland. On December 28, 2020 the Board approved and accepted the sealed bid from Nathan Olson of \$230.00/acre for the 2021, 2022 and 2023 crop years ending December 31, 2023. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign a Farm Lease Agreement between the County of Boone, Nebraska and Nathan R. Olson, Lessee for the County owned dry cropland real estate of approximately 26.13± acres, according to a boundary survey dated March 19, 2020 for the 2021, 2022 and 2023 crop years ending December 31, 2023. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board discussed the disposition of a county owned vehicle that is seldom used. The vehicle is a 2004 Ford Crown Victoria LX 4 Door Sedan with 98,523 miles. Motion made by Temme, second by Lindgren to



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advertise for sale the 2004 Ford Crown Victoria for one week in the Albion News and Boone County Tribune and accept sealed bids until 4:00 P.M. on Friday, January 29, 2021 with sealed bids opened at 11:00 A.M. on Monday, February 8, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:

- Meetings: Boone County Agricultural Society, Inc. – January 18, 2021.
- The IRS mileage rate for 2021 is 56 cents, which means the County Sheriff can charge a rate of 59 cents on civil processing. In addition, there was a change made by LB 609 to State Statute §23-1112, where the county board may establish different mileage rates.
- Steve Pritchard, UNL Extension, updated the Board regarding a County Official Online Learning Network.
- Commissioner Lindgren participated in the NACO virtual new County Board Member orientation on January 9, 2021.

Chairman Temme declared the meeting adjourned at 12:22 P.M., with the next Board meeting scheduled for Tuesday, January 19, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 19, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Tuesday, January 19, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on January 13, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, January 15, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of January 11, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board previously asked Rod Nelson, Courthouse Maintenance, to obtain quotes for a deep clean of the courthouse public areas, including the court room. Nelson presented deep clean quotes: QHA Cleaning, LLC of Norfolk, NE - \$450.00 deep cleaning and \$300.00 carpet cleaning; and ServiceMaster Clean of Norfolk, NE - \$2,544.32. Nelson informed the Board that the courthouse cleaning would take place on a weekend. Motion made by Rutten, second by Lindgren to approve the QHA Cleaning, LLC approximate quote of \$750.00 for the deep clean of the courthouse public areas, including the court room as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

An annual Weed Superintendent report is due January 31st 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. Jack Nordeen, Boone County Weed Superintendent, submitted the 2020 year-end/2021 year-anticipated weed report for the Board to review. Motion made by Lindgren, second by Temme to approve and authorize the Board Vice Chairman and County Weed Superintendent supervisor to sign the annual weed reports as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented quotes for the Board to review for a new law enforcement vehicle. Johnson informed the Board that the new vehicle will replace the 2007 Ford Crown Victoria that will not be used as a trade-in, but will be sold separately as surplus property. Johnson presented quotes for a 2021 Durango Pursuit Vehicle AWD: Gene Steffy Auto Group of Fremont, NE – State bid of \$30,810.00 with no power seat adjustment; and Jonny Dodge-Chrysler-Jeep of Neligh, NE - \$31,671.00 includes power seat adjustment and four splash guards. Motion made by Temme, second by Rutten to approve and authorize the County Sheriff to order/purchase a 2021 Durango Pursuit Vehicle AWD from Jonny Dodge-Chrysler-Jeep of Neligh, NE for approximately \$31,671.00. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board held a meeting with the Elected Officials/Department Heads:



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- Chairman Temme asked all present to join in the Pledge of Allegiance.
- County officials/department heads (County Assessor, Highway Superintendent, Maintenance, Sheriff, Treasurer and Zoning) reported on activities with regard to their respective office.
- Discussed LB310, Inheritance Tax bill, and Chairman Temme plans to testify with NACO to oppose the elimination or reduction of County's share of Inheritance Tax. Most of Nebraska counties do not maintain a reserve as they are typically using their Inheritance Tax Fund as their reserve. Therefore, keeping the property tax levy down.
- Discussed several legislative bills that have been introduced during the current session.
- Reviewed the wording of the County Employee Handbook Funeral Leave. The group present felt that the benefit was well clarified and that it is the department head's responsibility that the funeral leave benefit is not abused.
- Motion made by Temme, second by Rutten to approve the Wellness Partners Preventive Care Clinic scheduled for Tuesday, March 9, 2021 from 6:00 A.M. to 10:20 A.M. for employees that would like to participate on their own time. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

County Attorney, John Morgan, was unable to attend the Board meeting. The Board was informed that the county's proposal, in regard to the pending litigation of Kaufmann Farm, LLC v. County of Boone, Nebraska, concerning a road issue, is being reviewed by the plaintiff's legal counsel. In addition, the Board was informed of an Order for Pretrial Conference has been scheduled for March 2, 2021 for said road issue.

The county road employee declined the closed executive session and requested an open public meeting. The County Highway Superintendent discussed behavior issues with the county road employee. It was agreed that there needs to be an improvement and increase of the lines of communication in the road department. No action was taken by the Board.

Public Comments:

- Meetings: East-Central District Health Department by Zoom – January 20, 2021; Region 4 Behavioral Health System by Zoom – January 21, 2021; Northeast Nebraska Juvenile Services, Inc. – January 22, 2021.
- Randall Bruland, County Ambulance Administrator, updated the Board in regard to the estimated arrival of the new ambulance and defibrillator.
- Rod Nelson, Courthouse Maintenance, updated the Board on the NMC generator located by the Sheriff's office.
- Commissioner Lindgren updated the Board of the NACO new County Board Member virtual orientation he participated in on January 9, 2021.
- The Board asked the County Highway Superintendent for updates of prior meeting discussions concerning road issues.

Chairman Temme declared the meeting adjourned at 11:45 A.M., with the next Board meeting scheduled for Wednesday, January 27, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 27, 2021

ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, January 27, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on January 20, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, January 22, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of December 22, 2020 through January 21, 2021. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$105,196.78, BCBS \$53,782.76, Ameritas Ret \$7,318.08, EFTPS \$7,824.60, LTD Premiums \$2.27, Section 125 Fees \$15.00, Wellness Program \$112.00; Road \$63,232.89, BCBS \$24,187.80, Ameritas Ret \$4,268.22, EFTPS \$4,756.12; Ambulance \$8,094.82, Ameritas Ret \$226.22, EFTPS \$619.26; and Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board Proceedings of January 19, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The County of Boone has engaged an Indirect Cost Allocation Services Consultant since 1990. The United States government and the State of Nebraska may pay (reimburse) a fair share of the Clerk of the District Court Title IV-D costs, if supported by an approved cost allocation plan. Wesley J. Ehlers, WJE Consulting LLC, submitted a one year Agreement for consulting services based upon year-end financial data for fiscal year 2020, which will result in cost reimbursement in fiscal year 2022. The consulting group plan and indirect cost rates as computed would be all inclusive for claiming indirect costs for all County grants including Title IV-D Claiming. The WJE Consulting LLC agreement of recovered funds will be shared 60% by the County and 40% by the Consultant not to exceed \$3,650.00 annually to the consultant. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign a one year Agreement for Indirect Cost Allocation Services with WJE Consulting LLC as submitted to provide professional consulting services to Boone County, Nebraska for the indirect cost allocation plan for fiscal year ending 2020 financial data, which results in cost reimbursement in fiscal year 2021-2022 as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board reviewed a written retirement resignation from a full-time County Road Department employee. Motion made by Temme, second by Lindgren to accept and approve the retirement resignation of Douglas Braband effective January 22, 2021 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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The consensus of the Board is to table the review of tractor rental prices to the February 8, 2021 Board meeting due to the County Highway Superintendent only had one quote available for the Board to review.

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

- Using the county road for loading trucks and trailers from grain bin sites on 240th Avenue/State Highway 32 and 290th Avenue/210th Street. The installation of driveways with tubes need to be installed properly and the County needs to regain the ditches/right-of-ways. The photos show where ditches have been filled in causing drainage issues that results in damage to the roads.
- County Highway Superintendent proposes that a County Zoning Regulation change be made to 83 foot offset from center of the road. Buildings, grain bins, feedlots, etc. are being built too close to the county roads and right-of-ways causing drainage problems and site distance hazards.
- The Bridge Project C-6(393) Petersburg East and Bridge Project C-6(398) Raeville East box culvert constructions are completed.
- On June 29, 2020 the Board signed the Natural Resources Conservation Service of the U.S. Department of Agriculture's documents to stabilize and protect eroding banks for the 2019 flood damaged FEMA bridge project for the Cedar Rapids Northwest Bridge 6(600715). The NRCS grant for federal funds is 75% and the county share 25% and have until June 1, 2021 to complete.
- Highway Superintendent informed the Board that the County has received some FEMA funds in regard to the 2019 flooding, but no NEMA funds received to date.

In addition, Brian McDonald, JEO Consulting Group, Inc., updated the Board regarding the status of road and bridge/culvert projects and the Pilot Knob FEMA bridge project:

- A bridge on 130th Street and 320th Avenue has been closed until it can be repaired.
- The St. Edward Southwest Bridge connects with the City of St. Edward sewage lagoon. McDonald suggested that the County transfer ownership by resolution of this bridge to the City of St. Edward because it does not connect to a county road.
- The Pilot Knob FEMA bridge project is not ready for bid letting to date.
- Boone County submitted bridge projects to the Nebraska Department of Transportation County Bridge Match program. None of the Boone County bridge projects were selected this year.
- Culvert replacement on Ridge Road west of Albion.
- McDonald estimated the repair/replacement of the black top/asphalt roads, listed below, possibly with concrete instead of asphalt with an approximate cost of seven million.
 - Cemetery Road (265th Street)
 - Fairgrounds Road
 - Country Club Road
 - Airport Road (230th Street)
 - Petersburg (one mile of 145th Street, possibly share cost with village)
 - Niewohner Road (255th Avenue)

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 the fourth quarter 2020 walk through visit of the county jail on December 28, 2020. The Board discussed with Denny Johnson, Boone County Sheriff, if there were possibly any changes since the December 2020 jail visit to warrant a routine visit in the first quarter 2021. Johnson informed the Board that there was no changes to the facility since the Board's last walk through visit on December 28, 2020 and updated the Board on law enforcement activity.



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Public Comments:

- Meetings: Northeast Nebraska Economic Development District by Zoom – January 27, 2021; Local Emergency Planning Committee (LEPC Tabletop Exercise) – February 4, 2021; Boone County Health Center – February 5, 2021.
- Commissioner Rutten updated the Board regarding the Northeast Nebraska Juvenile Services, Inc. meeting.
- Randall Bruland, County Ambulance Administrator, updated the Board in regard to the arrival of the new ambulance unit.
- Barb Hanson, County Assessor, reminded the Board of the Nebraska Equalization and Review Commission (TERC) hearing for Case No. 19R 0270 was rescheduled to March 8, 2021.
- Mary Ziemba, County Zoning Administrator, updated the Board of the zoning process in order to change current zoning regulations.

Chairman Temme declared the meeting adjourned at 12:35 P.M., with the next Board meeting scheduled for Monday, February 8, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
FEBRUARY 8, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, February 8, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 3, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, February 5, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$37,780.35; Road/Weed - \$122,132.06; Road/Bridge Buyback (0650) - \$319,521.13; County Visitors Promotion (0990) - \$27.20; Veteran's Aid (1900) - \$2,000.00; Inheritance Tax (2700) - \$100,000.00; 911 Emergency Management (2910) - \$506.79; 911 Wireless Service (2913) - \$485.55; and Ambulance (5502) - \$142,039.72. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve an Accounts Payable Vendor Claim filed for payment on the General Fund for Vendor ID No. 1399 in the amount of \$66.42 and the Road Fund for Vendor ID No. 1399 in the amount of \$12.56, a non-exclusive open contract for purchases for the county. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Abstain: Temme. Motion carried.

The Board accepted and approved a written retirement resignation from a full-time County Road Department employee on January 27, 2021. Motion made by Temme, second by Rutten to approve the payroll claim filed for payment on the Road Fund for a net amount of \$1,511.00 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to approve the County Board Proceedings of January 27, 2021 as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

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

- Clerk - \$15,253.50 (State of Nebraska \$9,599.02)(County of Boone \$5,654.48)
- Clerk of the District Court - \$1,696.46 (State of Nebraska \$912.67)(County of Boone \$783.79)
- Sheriff - \$1,418.57
- Planning & Zoning - \$200.50
- Treasurer - Miscellaneous Receipt Nos. 18355-18420 - \$1,714,242.01
- Treasurer - Total Collections - \$2,913,706.94

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



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The Board received Payment Application No. 1 from A & R Construction Co. of Plainview, Nebraska for two box culvert bridge projects. The Bridge Project C-6(393), Bridge 6(11215) Petersburg East, located on 150th Street east of 330th Avenue and Bridge Project C-6(398), Bridge 6(3340) Raeville East, located on 260th Avenue north of 120th Street are to be paid from the Road/Bridge Buyback Program Fund (0650).

Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign the contractor's application for payment number one from A & R Construction Co. of Plainview, NE in the amount of \$319,521.13 as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Nebraska Auditors of Public Accounts are completing the County of Boone audit for fiscal year ending June 30, 2020 as requested by the Boone County Board of Commissioners due to the last State Audit was completed for County of Boone in 1992. The Board decided they would be more comfortable if the State Auditor's office would complete an audit for fiscal year ending June 30, 2021 due to the possible transition of some of the present County offices. Motion made by Lindgren, second by Temme to request the Nebraska Auditor of Public Accounts to send the Boone County Board a contract to consider for the fiscal year ending June 30, 2021 audit. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Boone County Visitor's Promotion Committee (Committee) met on Thursday, January 28, 2021 at the Boone County Courthouse, Albion, Nebraska and welcomed two new members to the Committee. The Board of Commissioners appointed two new Committee members, Sundae Provencher and Shannon Braaten, at their Reorganizational Meeting on January 7, 2021. The Board reviewed the Committee documents, meeting discussion and material. The Committee discussed the acceptance of documents for reimbursement when organizations use Facebook advertisements. The Committee suggested no change to the present application funding guidelines. Motion made by Rutten, second by Lindgren that an organization should receive advertisement reimbursement for Facebook advertisements, upon submission of supporting documentation as outlined on the Application under funding guidelines. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. 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 Temme, second by Lindgren to approve Resolution No. 2021-02, to set a public hearing for 11:00 A.M. on Wednesday, February 24, 2021 for the County One and Six Year Road Improvement Program. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed repair quotes for the 2004 Caterpillar Motor Grader Serial#: CCA00885 from NMC CAT. The quotes are to rebuild the transmission and rebuild the differential and finals. Motion made by Lindgren, second by Rutten to approve and authorize the Board Chairman to sign the approximate quotes of \$6,652.21 to rebuild the differential and finals and \$30,321.54 to rebuild the transmission from NMC CAT for the 2004 Caterpillar Motor Grader as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board reviewed a Basic Customer Value Agreement with NMC CAT for the 2013 Caterpillar Motor Grader Serial #: R9P00143. The service kits included in the Agreement are engine oil changes, filters for engine oil/fuel and the fluid sampling. The hours are monitored on the motor grader in order for the oil and filter changes to be completed and tested in a timely manner. The Customer Value Agreement kit arrives at 250 hour intervals per service cost of \$367.38. The two year service total is approximately \$2,939.00. Motion made by Temme, second by Lindgren to approve and authorize the Board Chairman to sign the NMC CAT Basic Customer Value Agreement quote number 012621132410 for \$367.38 per service kit at 250 hour intervals for



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the 2013 CAT Motor Grader Serial #: R9P00143 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed a Basic Customer Value Agreement with NMC CAT for the 2015 Caterpillar Motor Grader Serial #: N9P00112. The service kits included in the Agreement are engine oil changes, filters for engine oil/fuel and the fluid sampling. The hours are monitored on the motor grader in order for the oil and filter changes to be completed and tested in a timely manner. The Customer Value Agreement kit arrives at 250 hour intervals per service cost of \$366.50. The two year service total is approximately \$2,932.00. Motion made by Temme, second by Lindgren to approve and authorize the Board Chairman to sign the NMC CAT Basic Customer Value Agreement quote number 012621130019 for \$366.50 per service kit at 250 hour intervals for the 2015 CAT Motor Grader Serial #: N9P00112 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

John Buck, Chief Deputy Sheriff, submitted a Memorandum of Understanding (MOU) for the Board to approve of and participate in the 2021-2025, Northeast Nebraska Juvenile Justice Partnership Comprehensive Community Plan. Boone County has participated in a Juvenile Services Comprehensive Community Plan since November of 2012. The purpose of the plan is to identify juvenile services needs in each community based on data relevant to juvenile and family issues. The legislative intent of the Juvenile Services Act was to create and implement community-based services for juveniles who come in contact with the juvenile justice system that will provide alternatives to juvenile detention. The Northeast Nebraska Juvenile Justice Partnership Plan consist of the Counties of Madison, Boone, Burt, Cuming, Knox, Pierce, Stanton and Wayne. Motion made by Rutten, second by Temme to approve and authorize the Board Chairman to sign the Memorandum of Understanding (MOU) for Boone County's approval of and participation in the 2021-2025, Northeast Nebraska Juvenile Justice Partnership Comprehensive Community Plan. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

The Board received two sealed bids for the advertised 2004 Ford Crown Victoria LX 4 Door Sedan County Car. The Board accepted sealed bids through January 29, 2021. The Board reserved the right to reject any and all proposals received. The Board discussed the two bids and felt one bid quote was inadequate and one bid quote arrived after the acceptance deadline. Motion made by Rutten, second by Lindgren to reject all bids and re-advertise for sale the 2004 Ford Crown Victoria for one week in the Albion News and Boone County Tribune and accept sealed bids until 4:00 P.M. on Friday, February 19, 2021 with the sealed bids to be opened at 11:00 A.M. on Wednesday, February 24, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Commissioner Larry Temme excused himself at 10:40 A.M. to attend a funeral.

Public Comments:

- Meetings: Boone County Agricultural Society, Inc. – February 15, 2021.
- Commissioner Rutten updated the Board regarding the Local Emergency Planning Committee (LEPC Tabletop Exercise).
- Randall Bruland, County Ambulance Administrator, and the Board accepted delivery of the new 2020 County Ambulance unit and Jim Dickerson provided a photo.
- Jeff Horn, Danko Emergency Equipment, updated the Board in regard to the new County Ambulance unit and thanked the Board for the purchase.
- Barb Hanson, County Assessor, updated the Board on office activity and explained the reappraisal process of the 2022 projects.

Vice Chairman Rutten declared the meeting adjourned at 12:20 P.M., with the next Board meeting scheduled for Tuesday, February 16, 2021.



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Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS FEBRUARY 16, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, February 16, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Larry Temme and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 10, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, February 12, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Commissioner Ben Rutten, Chairman of the Boone County Safety Committee, opened the safety meeting at 9:01 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Ben Rutten, Larry Temme and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Denny Johnson, County Sheriff; Stacey Ziemba, County Highway Superintendent; and Kathy Thorberg, County Clerk. Rod Nelson, Courthouse Safety Coordinator presented the old and new business. Old business that was addressed/reviewed: (1) Rentokil/Presto X Bird Control Division installed the bird spikes around the courthouse clock tower; (2) The law enforcement vehicle that received hail damage in 2020 has been repaired; and (3) Nelson said that there is currently a good supply of hand sanitizer and other disinfectant items on hand and that more disposable masks need to be ordered. New business that was addressed/reviewed: (1) the roof top heat/cool unit for the courthouse courtroom area is not working correctly; (2) Nelson said that there is plenty of ice melt on hand; (3) a deep clean of the courthouse public areas, including the court room, has been approved; (4) rolling blackouts in area communities due to the bitter cold, below zero temperatures; (5) plans are for a Courthouse tornado drill to be held the same day in March as the State wide tornado drill; (6) plans are for a Courthouse fire drill to be held in May; and (7) as of December 31, 2020 Boone County has no open claims with NIRMA for Work Comp or Liability. The Safety Committee meeting was adjourned by Commissioner Ben Rutten, Chairman of the Boone County Safety Committee at 9:11 A.M. The next quarterly Safety Meeting tentatively scheduled for Monday, May 17, 2021.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of February 8, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board of Equalization Public Hearing Proceedings of February 8, 2021 as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Abstain: Temme. Motion carried.

Denny Johnson, County Sheriff, and the Board discussed Johnson's requests to order/purchase a new light bar and new cage for the new law enforcement vehicle and to order ammo. Johnson provided quotes for five new Glock 17 9mm with front serrations Glock Night Sights and holsters with trade-in of the five Glock 21 Gen4 .45 ACP from Jack's Uniforms & Equipment of South Sioux City, Nebraska.



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Johnson did not provide the Board with written quotes for the light bar, cage and ammo. Johnson informed the Board that a new cage is approximately \$800.00 and the new LED light bars are approximately \$1,400.00 to \$2,000.00. Johnson informed the Board that with the change of the law enforcement weapons from .45 ACP to 9mm there is a need to order different ammo. Johnson said that ammo is currently hard to find and that Jack's Uniform & Equipment of South Sioux City, Nebraska has been trying to provide ammo to law enforcement first.

Motion made by Lindgren, second by Temme to authorize the County Sheriff to order a new light bar, with the light bar style at his discretion, for approximately \$1,400.00-\$2,000.00 for the new law enforcement vehicle. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to authorize the County Sheriff to order a new cage for approximately \$800.00 for the new law enforcement vehicle. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to authorize the County Sheriff to order from Jack's Uniforms & Equipment new Glock 17 9mm with front serrations Glock Night Sights (\$2,045.00) with trade-in weapon credit of the present Glock 21 Gen4 .45 ACP (\$1,550.00) for approximately \$495.00; new Safariland 6280 Holsters for approximately \$532.70; and 9mm ammo for law enforcement practice and training qualification rounds. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board, Ex-officio Clerk of the District Court personnel being the County Clerk and Deputy County Clerk and County Court Clerk Magistrate discussed assigning the Clerk of the District Court duties to County Court Clerk Magistrate with Corey Steel, Nebraska State Court Administrator by zoom conversation. Steel explained the present State Statutes §24-507 and §32-524, statutory authority for agreement to assign Ex-officio Clerk of District Court duties to County Court Clerk Magistrate. A Boone County – Agreement between the Administrative Office of the Courts & Probation (AOCP) and Boone County, Nebraska to combine the two Boone County courts was reviewed and discussed. The combined courts of the county and district courts for Boone County would be staffed with the present county court (state) full-time employee and AOCP (state) plans to staff a full time Assistant Clerk II. The County would reimburse AOCP on a quarterly basis for 50% of the Assistant Clerk II salary and the AOCP would be responsible for 50% of the salary and all of the benefits.

The Boone County Clerk, Register of Deeds and Election Commissioner office received the Ex-officio Clerk of the District Court duties in January 2015 by a General Election vote of the people. To date there is still only three employees with the multiple office duties and it is time for the county court/district court duties to be combined state courts due to the state controls both judicial system programs. The Boone County Clerk's office plans to continue the Passport services. Motion made by Rutten, second by Temme to approve and authorize the Board Chairman to sign an Agreement between the Administrative Office of the Courts & Probation and Boone County, Nebraska for a term effective April 1, 2021 through December 31, 2023 for the Clerk Magistrate as Clerk of the County Court for Boone County shall be the Ex-Officio Clerk of the District Court and shall perform the duties of the Clerk of the District Court under the direction of the District Court Judge for Boone County and the State Court Administrator as presented. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.



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John Morgan, County Attorney; Stacey Ziemba, County Highway Superintendent; the Board and Brian McDonald, JEO Consulting Group present by telephone, discussed another response to the pending litigation, Kaufmann Farm, LLC v. County of Boone, Nebraska, concerning a road issue. The County Attorney is to respond to the plaintiff's legal counsel.

The County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance and projects. In addition, the consensus of the Board for the Highway Superintendent to obtain quotes for a box dump trailer.

The consensus of the Board to table the Non-Exclusive Contract(s) to back-haul aggregate from quarries to the county stockpiles to a future Board meeting until the form information is complete.

The County Highway Superintendent presented information for the Board to review in regard to two new hires for the County Road Department.

Public Comments:

- Meetings: Boone County Health Center – February 23, 2021.
- By telephone the Board asked Brian McDonald, JEO Consulting Group, for updates of prior meeting discussions concerning road issues.
- Jack Nordeen, County Weed Superintendent/Signage Technician, discussed weed concerns.
- Commissioner Temme updated the Board regarding the Boone County Agricultural Society, Inc. meeting.
- Commissioner Temme updated the Board in regard to the testimony he plans to present along with NACO on Thursday, February 18, 2021, opposition to LB310 in regard to Inheritance Tax.

Chairman Temme declared the meeting adjourned at 12:24 P.M., with the next Board meeting scheduled for Wednesday, February 24, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
FEBRUARY 24, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, February 24, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 17, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, February 19, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of January 22, 2021 through February 21, 2021. The Board noted/questioned several hours of overtime for the pay period. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$101,046.31, BCBS \$52,603.76, Ameritas Ret \$7,023.92, EFTPS \$7,510.32, LTD Premiums \$0.00, Section 125 Fees \$15.00, Wellness Program \$112.00; Road \$56,073.81, BCBS \$26,057.96, Ameritas Ret \$3,785.00, EFTPS \$4,208.43; Ambulance \$6,800.46, Ameritas Ret \$199.04, EFTPS \$520.26; and Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of February 16, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

On January 11, 2021 the Board approved the purchase of a new X-Series Manual Monitor/Defibrillator and accessories from Zoll Medical Corporation for the new County Ambulance unit. Randall Bruland, County Ambulance Administrator, presented to the Board for their review a quote/order for a D360 Zoll/PROPAC for the Zoll Monitor. Bruland informed the Board that when the quote for the new defibrillator and accessories was approved and ordered he thought that the accessories included the defibrillator mount. Bruland informed the Board that the Zoll/PROPAC quote/order for \$1,291.50 is for the bracket that is mounted to permanently hold the new defibrillator. Motion made by Lindgren, second by Rutten to approve and authorize the County Ambulance Administrator to order the bracket D360 Zoll/PROPAC for the new defibrillator from Ferno in the amount of \$1,291.50 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. 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 Agricultural Society, Inc. requested assistance to advertise the Boone County Fair scheduled for July 10-14, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the Boone County Agricultural Society, Inc. for advertisement of the Boone County Fair from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



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The Board, Denny Johnson, Sheriff, and Rod Nelson, Courthouse Maintenance, discussed possible remote monitoring of the County Communications Tower. The backup generator for the tower is tested/ran every other week on a Wednesday. The remote monitoring of a wireless monitor device would send a text or email for generator running, generator stopped, summary alarm and summary shutdown. The 24-hour remote wireless monitoring of automatic standby generators would provide alert notifications of critical generator events. Johnson and Nelson felt that the remote monitoring would be beneficial for electrical blackouts and when one of the emergency radios is not functioning correctly. NMC CAT provided a quote for remote monitoring installation for \$2,047.00 and an annual subscription charge of \$260.00. Johnson suggested that the Board table a decision to allow for more information to be obtained. Motion made by Temme, second by Lindgren to table a decision regarding the remote monitoring of the County Communications Tower to allow the County Sheriff and Courthouse Maintenance to obtain more information for the Board to review at a future Board meeting. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

A Memorandum of Understanding was received for the Board to review and approve regarding Juvenile Services grants. The purpose of the Memorandum of Understanding (MOU) is to designate the Madison County Attorney's Office as the official applicant and "lead county" for the Nebraska Crime Commission's 2021-2023 Community-Based Juvenile Services Grant application for Madison and Boone Counties. As such, the Madison County Attorney's Office will serve as the fiscal agent for the grant application program. Effective dates for the MOU will be from July 1, 2021 to June 30, 2023. Funds not used by Boone County will be used for other services in the Northeast Nebraska Juvenile Justice Partnership Plan. Motion made by Lindgren, second by Temme to approve and authorize the Board Chairman to sign the Memorandum of Understanding for the Nebraska Crime Commission's 2021-2023 Community-Based Juvenile Services Grant as submitted. Roll call Vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board appointed an advisory committee to serve for/during the construction of the new county owned building located at the county fairgrounds on August 27, 2018. The advisory committee consisted of six named individuals in the August 27, 2018 County Board Proceedings. The construction of the new fairgrounds building has been completed. Motion made by Temme, second by Lindgren to disband the appointed six member advisory committee that was approved for/during construction of the new building located at the county fairgrounds. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Keith Marvin, Marvin Planning Consultants, Inc. and Mary Ziemba, Boone County Planning and Zoning Administrator, presented a Contract for Services Agreement between Boone County, Nebraska and Marvin Planning Consultants, Inc. of Hastings, Nebraska for the Board to review. Also in attendance were Pam Jochum, County Attorney office employee and Stacey Ziemba, County Highway Superintendent. Marvin introduce himself to the Board and explained the services provided in the contract for zoning assistance to the Boone County Planning and Zoning Administrator. Ziemba informed the Board that Keith Marvin and David Ptak prepared the original Boone County Planning and Zoning Comprehensive Plan. The purpose of the agreement is for the project entitled Boone County, Nebraska Zoning Assistance. The agreement shall begin upon signing of the document and is estimated to be continuous until either party terminates said agreement. The agreement contains the scope of services, general conditions and payment rates (time Marvin leaves Hastings) for Keith A. Marvin, Marvin Planning Constants, Inc. and an annual retainer fee plus additional fees incurred through the use of David Ptak, Attorney at Law. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign the Contract for Services Agreement between Boone County, Nebraska and Keith A. Marvin, Marvin Planning Consultants, Inc., that includes an annual retainer fee for attorney David Ptak effective February 24, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



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Jack Nordeen, County Weed Superintendent and County Sign Technician, submitted a written resignation for the part-time County Weed Superintendent position of said full-time duties. The resignation from the County Weed Superintendent duties was effective February 19, 2021. Motion made by Lindgren, second by Temme to accept the written resignation from Jack Nordeen for the part-time County Weed Superintendent duties effective February 19, 2021 and a deduction of the \$.29/hour wage for the Weed Superintendent annual certification. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board; Jack Nordeen, County Weed Superintendent/Sign Technician; Stacey Ziemba, Highway Superintendent; Mary Ziemba, Zoning Administrator; and Pam Jochum, County Attorney office employee, discussed the appointed full-time County Weed Superintendent and Sign Technician combined employee position duties. In February 2017 the two part-time employee positions was combined and advertised as a full-time County Weed Superintendent/Sign Technician position and the employee may also assist with road maintenance and projects. A lengthy discussion was held in regard to change both positions back to seasonal part-time; only weed back to seasonal part-time; or signage and road maintenance together as full-time. Nordeen said the seasonal weed position would be May 1st to October 1st and usually spraying of weeds can only be done a couple hours in early morning without wind. The Board asked Ziemba what her plans were for Nordeen in regard to road maintenance due to the Sign Technician duties is not considered a full-time job position. Ziemba said that she can keep Nordeen busy with the signage and the wheel excavator in regard to road maintenance. The Board emphasized that if Nordeen stays on as a full-time road department employee, then Ziemba is not to come back to the Board and ask for seasonal help with installation of culverts, cleaning road ditches, etc. Motion by Temme, second by Lindgren to table the County Weed Superintendent position decision to obtain more information in regard to the County Boards statutorily responsibility for administration of the Noxious Weed Control Act. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The County Highway Superintendent prepared a Non-Exclusive Contract For Services for each of the interested truckers to back-haul aggregate/crushed rock for the County. The contracts are for the year 2021 with the contractor compensation being \$7.00 per ton for road gravel (as needed basis only) and \$11.00 per ton for other aggregate. The interested truckers needed to attach a copy of the truck driver's CDL and Certificate of Liability Insurance coverage to the contract. In addition, the back-hauler is to contact the County Highway Superintendent before any load is accepted by Boone County. The Board reviewed the Non-Exclusive Contract for Services submitted by Ken Luettel/JACK Dynamic, LLC; Jason Hoefer/Jason Hoefer Trucking; Rollie C. Huffman/RCH Transfer; and Randy Schlecht/Schlecht Trucking, LLC. Motion made by Rutten, second by Lindgren 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: Rutten and Lindgren. Nays: None. Abstain: Temme. Motion carried.

The Board received three sealed bids for the advertised 2004 Ford Crown Victoria LX 4 Door Sedan County Car. The Board accepted sealed bids through February 19, 2021. The Board reserved the right to reject any and all proposals received. The following bids were received: Dennis Krohn - \$665.00; James Smith - \$676.00; and Rodger Haselhorst - \$850.00. Motion made by Temme, second by Lindgren to accept the sealed bid of Rodger Haselhorst of \$850.00 for the 2004 Ford Crown Victoria LX 4 Door Sedan County Car and credit the revenue to the County General Fund. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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A lengthy discussion was held with the Board in regard to the relocation of offices in the courthouse and office space for DMV. Participating in the discussion were: Adam Giddings, Department of Motor Vehicles (DMV); Rod Nelson, Courthouse Maintenance; Barb Hanson, County Assessor; Jacqueline Wells, Veteran Service Officer; Stacey Ziemba, County Highway Superintendent; Mary Ziemba, County Zoning Administrator; and Pam Jochum, County Attorney office employee. Effective April 1, 2021 the Clerk Magistrate as Clerk of the County Court for Boone County shall be the Ex-Officio Clerk of the District Court and shall perform the duties of the Clerk of the District Court under the direction of the District Court Judge for Boone County and the State Court Administrator. With the county court/district court duties to be combined state offices the furniture, file cabinets, etc. will be moved back to their original location (before 2015) next to the county court office, therefore displaces the DMV room. The Board of Commissioners will return to their original room that is more sound proof for closed sessions, therefore freeing up the breakroom once again. The UNL Extension office moved to the new building at the fairgrounds in spring of 2020, leaving a nice large office space empty. The Board felt that DMV only being in Boone County every other Wednesday was not an efficient use of the large office space. The Assessor's office with four employees is the office that is the most crowded. Those in attendance each gave their opinions (pros and cons) as to what office may relocate to the empty large office space. The Board, DMV and those that chose to look at the office locations space in discussion toured each location. The Board acknowledged that the turnaround for relocation of offices is short (April 1, 2021), but with IT services notified and cooperation the project can be completed.

Motion made by Temme, second by Lindgren to relocate the following offices of District Court back to their original location next to County Court; Commissioners back to their original location next to County Clerk; Assessor to the former UNL Extension office; and DMV to the former Assessor's office and DMV allowing use of the space for attorney/client on court days. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:

- Meetings: Region IV, Inc. / NorthStar Services – February 25, 2021.
- Randall Bruland, County Ambulance Administrator, updated the Board in regard to that the Stryker Cot in the county ambulance unit passed inspection.
- Commissioner Lindgren updated the Board regarding the Region 44 Emergency Services Supervisory Committee meeting.
- Commissioner Lindgren updated the Board regarding the Boone County Health Center meeting.
- Commissioner Lindgren updated the Board regarding the Region 4 Behavioral Health System meeting.
- Commissioner Lindgren updated the Board regarding the Northeast Nebraska Area Agency on Aging meeting.
- Commissioner Temme updated the Board regarding the testimony along with NACO that he attended on February 18, 2021, opposition to LB310 in regard to Inheritance Tax.

Chairman Temme declared the meeting adjourned at 2:42 P.M., with the next Board meeting scheduled for Monday, March 8, 2021.

Kathy Thorberg,
Boone County Clerk



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PUBLIC HEARING PROCEEDINGS

2021 ONE AND SIX YEAR ROAD IMPROVEMENT PROGRAM BOONE COUNTY, NEBRASKA

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, February 24, 2021 at 11:00 A.M. in the County Commissioners Meeting Room, Boone County Courthouse in Albion, Nebraska. Motion made by Commissioner Temme, second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Stacey Ziemba, County Highway Superintendent, was present to answer the 2021 Road Improvement Program questions. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 17, 2021 and the Cedar Rapids Press on February 12, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; posted in the Post Offices in Albion, Cedar Rapids, Petersburg and St. Edward; and Courthouse west entrance. In addition, emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, February 19, 2021.

The public hearing is for the purpose of hearing testimony in favor of, or opposition to, and to answer questions in relation to the proposed 2021 One and Six Year Road Improvement Program for Boone County, Nebraska. The hearing is to remain open for one hour.

The Board moved the Road Public Hearing from the Commissioners Meeting Room to the County Courtroom to accommodate the public in attendance for the hearing.

Stacey Ziemba, Boone County Highway Superintendent, presented the 2021 One and Six Year Road Improvement Program for Boone County, Nebraska. The proposed one-year road improvement plan consists of eleven projects and the six-year plan consists of seven projects. Ziemba prepared a map to use as a visual aid showing the location of the proposed projects. Ziemba explained and answered questions in regard to the procedure and the necessity of a One and Six Year Road Improvement Program. Mary Ziemba, Zoning Administrator and nine county residents were present for the hearing.

The Board and Highway Superintendent reviewed and discussed each of the projects: One Year Projects – C-6(359); C-6(394); C-6(395); C-6(402); C-6(405); C-6(406); C-6(407); C-6(408); C-6(410); C-6(411); C-6(412); and Six Year Projects – C-6(386); C-6(390); C-6(392); C-6(397); C-6(399); C-6(404); and C-6(409). The plan serves as a guideline that can be amended if an unforeseen circumstance arises and needs immediate attention. Ziemba informed the Board that 2020 Bridge Projects C-6(393) and C-6(398) were completed last year.

The Board, Ziemba and the county residents present at the hearing discussed at length the status of the approximate four miles of 145th Street asphalt (black top) road that was milled in 2020 and has been discussed several times the past years with area county residents. The first mile of 145th Street west from the State Highway #14 intersection is Project C-6(394). The next three miles do not appear on the Road Improvement



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Plan. The county residents present asked that the Board include the approximate three miles to the Six Year Plan so that the condition and need for repair of the road is not forgotten.

Motion made by Lindgren, second by Temme to close said public hearing at 12:04 P.M. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to table approval of the 2021 One and Six Year Road Improvement Program for Boone County, Nebraska to a future date to allow for the discussed changes to be made to the 2021 One and Six Year Road Improvement Program and the proposed Boone County 2021 One and Six Year Plan is attached to the proceedings. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk



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Boone County 2021 One-and-Six-Year Plan

One Year Projects and Locations:

C-6(359): Bridge 6(00830); replace wooden structure with twin barrel CBC; T22N, R5W, between the SW qtr. Section 14 and the NW qtr. Section 23; 130th St.; \$200,000

C-6(394): Road Resurfacing; milling, resurfacing, shoulder work; T22N, R7W, Sections 26; 145th St., 1 mile going west from 210th Ave. to 170th Ave.; \$800,000

C-6(395): Road improvement; dig ditch, build up road to increase drainage, remove trees; T19N, T18N, R8W, between Sections 33 & 4; 340th St. for ¾ mile going west from 130th Ave.; \$5,000

C-6(402): Road lower than ditches; need to dig ditches, build up road and add culverts; T20N, R8W, Sections SE qtr. 25 and NE qtr. 36; 270th Street going west for ¼ mile off 160th Avenue; \$25,000

C-6(405): Remove and replace a 72" flat bottom CMP with a CBC; T21N, R6W, Sections 23 SE qtr. & 26 NE qtr.; 200th Street, west ¼ mile; \$160,000

C-6(406): Road Resurfacing; milling, resurfacing, shoulder work; T20N, R6W, NW qtr. of Section 21; between Highway 91 and 260th Street (Country Club Road) and between Highway 91 and 240th Avenue and 260th Avenue (Fairgrounds Road), approximately 1 mile; \$800,000

C-6(407): Road Resurfacing; milling, resurfacing, shoulder work; T20N, R6W, SE qtr. Of Section 21; 260th Street, between Country Club Road and 11th Street; approximately ½ mile; \$400,000

C-6(408): Road resurfacing, milling, resurfacing, shoulder work; T20N, R6W, center of Section 27; 265th Street, (Cemetery Road) between Highway Spur 6A and 6th Street; approximately 1 mile; \$800,000

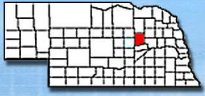
C-6(410): Road Resurfacing; milling, resurfacing, shoulder work; 220th Avenue between Highway 14 and Old Mill Road (Airport Road); T20N, R6W, Section 7 NW qtr. and Section 6 SW qtr. and NW qtr.; approximately 1.25 miles; \$875,000

C-6(411): Concrete box structure; remove existing structure and replace with 3 – 5' CMP with headwalls. Shift outlet to the north and regrade channel to match; T20N, R8W, Section 5 SE qtr. and 4 SW qtr.; Ridge Road (120th Ave.) north of 230th St., ¼ mile; \$50,000

C-6(412): Concrete box structure; remove existing structure and replace with new CBC; T19N, R8W, Sections 17 SE qtr. and 20 NE qtr.; 310th St. between 110th Ave. and 120th Ave.; \$250,000

Six Year Projects and Locations:

C-6(386): Replacement of an under 20' bridge with a CBC, T20N, R7W, SE qtr. of Sec. 28 and SW qtr. of Sec. 27; 190th Ave., north of 270th St.; \$250,000



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C-6(390): Bridge 6(11815); replace wooden deck with pre-cast slab deck with W-Channel guard rails; T21N, R6W, NW qtr of Section 11 and NE qtr. of Section 10; 180th St. east of 260th Ave.; \$300,000

C-6(392): 260th St. & Hwy 14 intersection,(Cargill Road); redo the intersection; T20N, R6W, beginning at Hwy 390 & Hwy 14, go east 0.43 miles along the NE qtr. of Section 27 and the SE qtr. of Section 22; 260th St.; \$308,000

C-6(397): Culvert structure; tear out existing structure and replace with CBC; T19N, R7W, between Sections 17 SE qtr. & 20 NE qtr.; 310th St. east of 175th Ave. ¼ mile.; \$70,000

C-6(399): Cattle pass, tear out existing cattle pass and replace with a new CBC single barrel cattle pass; T21N, R5W, Sec 7SE; 180th Street, 2/3 mile west of 290th Avenue; \$190,000

C-6(404): Bridge 6(00405); remove existing bridge, replace with new bridge structure, bring up to standards; T22N, R8W, between sections 6 and 7; 110th Street west of 110th Avenue.; \$370,000

C-6(409): Road Resurfacing; milling, resurfacing, shoulder work; 255th Avenue from Highway 91 going north to 210th Street; T20N, R6W, Sections 15 center, 10 center, 3 center NW qtr.: T21N, R6W, Section 34, center, approximately +/-4 miles; \$3.2 million



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 8, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 8, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 3, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 5, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$57,116.95; Road/Weed - \$101,649.06; County Visitors Promotion (0990) - \$118.00; 911 Emergency Management (2910) - \$840.87; 911 Wireless Service (2913) - \$1,303.47; and Ambulance (5502) - \$7,477.99. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of February 24, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board 2021 One and Six Year Road Improvement Program Public Hearing Proceedings of February 24, 2021 as presented and re-schedule the One and Six Year Road Improvement Program Public Hearing for Monday, March 29, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

- Clerk - \$9,120.00 (State of Nebraska \$5,180.15)(County of Boone \$3,939.85)
- Clerk of the District Court - \$1,490.92 (State of Nebraska \$962.50)(County of Boone \$528.42)
- Sheriff - \$1,299.82
- Planning & Zoning - \$345.00
- Treasurer - Miscellaneous Receipt Nos. 18421-18473 - \$637,990.28
- Treasurer - Total Collections - \$1,193,078.29

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



Boone County Board Minutes



Motion made by Temme, second by Rutten to go into executive session at 9:06 A.M., per the Open Meeting Act §84-1410, prevention of needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried. The Board reviewed an employee assistance request. Motion made by Rutten, second by Lindgren to come out of the executive session at 9:26 A.M. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried. Motion made by Temme, second by Lindgren to approve the employee assistance request. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 Home, Farm and Garden Show, Inc. requested assistance to advertise the Boone County Home, Farm and Garden Show event scheduled for March 26-27, 2021. Motion made by Lindgren, second by Rutten to approve the application requesting funding assistance from the Boone County Home, Farm and Garden Show, Inc. for advertisement of the Boone County Home, Farm and Garden Show from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Petersburg Volunteer Fire Department requested assistance to advertise the Petersburg Fire Dance and Cruise Night event scheduled for June 12, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the Petersburg Volunteer Fire Department for advertisement of the Petersburg Fire Dance and Cruise Night from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board, Tanya Sharp and Cindy Lesiak, Boone County Health Center, reviewed the Boone County Ambulance Service revenue and expenses for the County fiscal years of 2016-2017; 2017-2018; 2018-2019; 2019-2020; and July 2020 through February 2021. The County Ambulance Fund (5502) has been a self-supporting fund/service for several years and is a fund that does not receive levied taxes. The ambulance drivers and medical personnel have full time jobs and are thankful that their employers allow them to also provide service when there is a medical need for the Boone County Ambulance to transfer a patient to another hospital. The drivers and medical personnel are paid hourly and the patient charges for the ambulance service is provided by Quick Med Claims. The Boone County Ambulance Service transferred ninety-two patients in 2019; ninety-one patients in 2020; and already thirty-one patients in January and February of 2021. In prior years if there were sixty transfers in a year that was considered a lot. The concern being discussed is that the County Ambulance Fund appears to no longer be self-supported. The new 2020 County Ambulance unit cost of \$238,420.00 was paid for from the Ambulance Fund (5502) - \$138,420.00 and Inheritance Tax Fund (2700) - \$100,000.00. The patient billings revenue less the operating expenses for the last four fiscal years averaged a net revenue of \$262.87 per fiscal year. On the average a new County ambulance has been purchased every 4 to 5 years and a net revenue of even \$300.00 a fiscal year will not be enough to purchase a new ambulance five years from now. Sharp offered to contact the patient billing department, review the medical forms being used to code the transfer runs, review the hourly pay rates and contact similar sized hospitals to compare their ambulance transport service rates. Sharp plans to schedule a future meeting with the Board to review information that is received.



Boone County Board Minutes



The Board received two proposals for the advertised Courthouse Lawn Care for 2021. The Board opened and reviewed the two sealed proposals. The Board, Rod Nelson, Maintenance, Steve Schrad DBA Schrad's Klawn and Jim Jarecki DBA Jarecki Lawncare & Greenhouse, LLC discussed the 4-Step program and spraying of the entire lawn to control Yellow Nutsedge. The 4-Step program with fertilizer, weed control, grub control, insecticide, iron and Yellow Nutsedge control proposals were received from Schrad's Klawn - \$1,260.00 and Jarecki Lawncare & Greenhouse, LLC - \$1,241.09. The Board noted that the last several years the lawn care services have been alternated between the two businesses due to the businesses both being located in Boone County and do a good job. In addition, Jarecki included quotes for Aerification - \$270.00 and an estimate for Thatching - \$340.00. Motion made by Rutten, second by Temme to approve the 2021 lawn care proposal for the courthouse lawn care from Schrad's Klawn for \$1,260.00 for the year 2021 and Jarecki Lawn Care & Greenhouse for the Aerification and Thatching for the year 2021. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00, per the January 2021 Board Reorganizational Meeting Proceedings. The County Assessor's office submitted a quote from Eakes Office Solutions for nine storage modules in the amount of \$9,363.40. The Assessor's office will be moving to the former UNL Extension office space and are asking for new storage cabinets. Motion made by Temme, second by Lindgren to approve and authorize the County Assessor to order the nine storage modules for approximately \$9,363.40 that includes freight and installation from Eakes Office Solutions. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board received and reviewed information from Sandy Benson, fuels management specialist with the Nebraska Forest Service. The Nebraska Forest Service is developing Community Wildfire Protection Plans statewide to help obtain funding for wildfire mitigation, maximize safety, bolster communications between local and state resources and help communities understand the evolving role fire plays in Nebraska's landscape. Boone County is in Nebraska's Middle Northeast eight county regional planning area. Motion made by Lindgren, second by Rutten, to appoint Denise Ziemba, Region 44 Emergency Manager, to represent Boone County on the steering committee for the Middle Northeast Nebraska Forest Service Community Wildfire Protection Plan Region. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. 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 Rutten, second by Temme to approve Resolution No. 2021-03, to set a public re-hearing for 11:00 A.M. on Monday, March 29, 2021 for the County One and Six Year Road Improvement Program. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Tyler Seda requested permission to trench an electric cable across a county road commonly known as 200th Avenue running north and south between Sections 34 and 35, all in Township 22 North, Range 7 West of the 6th P.M., Boone County, Nebraska. The electrical cable commences from an electrical pole located in the SW1/4 of Section 35; running thence west to the SE1/4 of Section 34 all located in Township 22 North, Range 7 West of the 6th P.M., Boone County, Nebraska. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-04, granting permission to Tyler Seda to trench electric cable across a county road known as 200th Avenue from Section 35 to Section 34, all in Township 22 North, Range 7 West of the 6th P.M., Boone County, Nebraska, to a new irrigation well. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



CLW Properties Nebraska LLC, c/o Clarence L. Werner requested permission to trench an electric cable across a county road commonly known as 120th Street running east and west between Sections 9 and 16, all in Township 22 North, Range 5 West of the 6th P.M., Boone County, Nebraska. The electrical cable commences from an electrical pole located in the NW1/4 of Section 16; running thence north to the SW1/4 of Section 9 all located in Township 22 North, Range 5 West of the 6th P.M., Boone County, Nebraska. Motion made by Lindgren, second by Temme to approve Resolution No. 2021-05, granting permission to CLW Properties Nebraska LLC to trench an electric cable across a county road known as 120th Street from Section 16 to Section 9, all in Township 22 North, Range 5 West of the 6th P.M., Boone County, Nebraska, to convert the existing irrigation well from diesel to electric. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Nebraska Association of County Officials (NACO) takes great pride in being one of the premiere associations in the State of Nebraska. NACO knows the importance of continuity in management of the counties and the issues that are faced each day. The NACO Executive Director has dedicated his career to serving county government in Nebraska and across the United States for over 43 years. Motion made by Temme, second by Rutten to approve Resolution No. 2021-06, hereby declares September 13, 2021, as Larry Dix Day to honor him for his accomplishments. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Boone County Board of Commissioners entered into an Agreement with the Administrative Office of the Courts & Probation for the Clerk Magistrate as Clerk of the County Court for Boone County to perform the duties of Ex-officio Clerk of the District Court under the direction of the District Court Judge for Boone County and the State court Administrator. The employees of the merged offices of Boone County Court and District Court will be state employees. The County of Boone and WJE Consulting LLC entered into an Agreement dated January 27, 2021. The Agreement for preparation of cost allocation plans covered a one year agreement to prepare the plan based upon year-end financial date for FY 2020, which will result in cost reimbursement in FY 2022. The Boone County Clerk will no longer be Ex-officio Clerk of the District Court effective April 1, 2021. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign a letter of termination of the Professional Consulting Services Agreement dated January 27, 2021 with WJE Consulting LLC, Wesley J. Ehlers and the termination of the agreement is effective March 8, 2021. Roll call vote: Yeas Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board received an update from John Morgan, County Attorney, in regard to the Kaufmann Farm, LLC v. County of Boone, Nebraska, road issue. The Board and Morgan discussed the recent March 3, 2021 request from the plaintiff's legal counsel regarding the road issue. The County Attorney informed the Board that he responded to the plaintiff's legal counsel.

Chris Hays, County Surveyor, updated the Board of the surveyed land boundaries of 320th Ave between Sections 10 and 11, Township 18 North, Range 5 West of the 6th P.M., Boone County, Nebraska. The half mile of maintained road of 320th Avenue between Sections 10 and 11 allows access to the landowner's property to the SE1/4 of Section 10. Hays informed the Board that the fence line between the property owners of Section 10 should move back north approximately 12 feet. The culverts for the road/drainage issue are located in the SE1/4 of Section 10. The Board separately have conducted an onsite review of the 320th Avenue road issue since the February 24, 2021 Board meeting. Hays reviewed the boundary survey record and aerial maps with the Board and said that Kaufmann was with him at the time he completed the survey.



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Public Comments:

- Meetings: NACO County Budget Workshop – May 14, 2021 in Columbus, Nebraska.
- Commissioner Rutten updated the Board regarding his conversation with Mitch Coffin, State Weed Control.
- The Board reviewed information from Rob Schultz, Executive Director Nebraska Weed Control Association.
- Commissioner Temme updated the Board regarding the Boone County Agricultural Society.
- Barb Hanson, County Assessor, updated the Board in regard to the TERC Hearing that was held in Lincoln March 8, 2021.

Chairman Temme declared the meeting adjourned at 12:40 P.M., with the next Board meeting scheduled for Monday, March 15, 2021.

Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, March 15, 2021 at 9:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Dan Schroeter, Applicant. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on March 3, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 12, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Daniel R. Schroeter and Peggy L. Schroeter of Dan & Peggy Schroeter Farms, LLC. Dan & Peggy Schroeter Farms, LLC are the property owners of the real estate referenced herein. The application requested that 5.00± acres be divided from a parcel of farm land located in a fraction of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 35, Township 21 North, Range 5 West of the 6th P.M., Boone County, Nebraska.

Daniel Schroeter explained to the Board that the purpose for dividing the 5.00± acres from the parcel of farm land is to make sure the existing building site remains for future generations. A survey for 5.00± acres is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 5.00± acres from the parcel of farm land of the existing building site. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Planning Commission.

Motion made by Rutten, second by Lindgren to close said public hearing at 9:33 A.M. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to approve the Conditional Use Permit and attachment submitted by Daniel R. Schroeter and Peggy L. Schroeter of Dan & Peggy Schroeter Farms, LLC to divide 5.00± acres from a parcel of farm land located in a fraction of the Northeast Quarter of the Northeast Quarter (NE1/4 NE1/4) of Section 35, Township 21 North, Range 5 West of the 6th P.M., Boone County, Nebraska to make sure the existing building site remains for future generations. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, March 15, 2021 at 9:47 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Don Johnson, Applicant. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on March 3, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 12, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Donald S. Johnson. Donald S. Johnson and Claudia J. Johnson are the property owners of the real estate referenced herein. The application requested that 8.88± acres be divided from a parcel of farm land located in a fraction of the West Half of the Northwest Quarter (W1/2 NW1/4) of Section 11, Township 19 North, Range 6 West of the 6th P.M., Boone County, Nebraska.

Don Johnson explained to the Board that the purpose for dividing the 8.88± acres from the parcel of farm land is to make sure the existing building site remains for future generations. A survey for 8.88± acres is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 8.88± acres from the parcel of farm land of the existing building site. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Planning Commission.

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

Motion made by Lindgren, second by Rutten to approve the Conditional Use Permit and attachment submitted by Donald S. Johnson to divide 8.88± acres from a parcel of farm land located in a fraction of the West Half of the Northwest Quarter (W1/2NW1/4) of Section 11, Township 19 North, Range 6 West of the 6th P.M., Boone County, Nebraska to make sure the existing building site remains for future generations. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes



PUBLIC HEARING PROCEEDINGS AMENDMENTS TO THE BOONE COUNTY ZONING REGULATIONS

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, March 15, 2021 at 10:00 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions was Mary Ziemba, County Planning and Zoning Administrator. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on March 3, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 12, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to and to answer questions in relation to the approval or denial of amendments to the Boone County Zoning Regulations with regard to setback distances. The amendments are concerning the Articles listed below for structures to be built a set distance from the existing visual center of the county road, excluding the site triangles of intersections within the A-1, A-2 and A-3 Districts.

- Article 12: Primary Agricultural District A-1, Section 4, 4.3 D: change from 63 feet to 83 feet; excluding the site triangles of intersections.
- Article 13: Secondary Agricultural District A-2, Section 4, 4.3 D: change from 63 feet to 83 feet; excluding the site triangles of intersections.
- Article 14: Agricultural-Transitional District A-3, Section 3, 3.8: change from 63 feet to 83 feet; excluding the site triangles of intersections.

Mary Ziemba, County Planning and Zoning Administrator, explained that the present regulation states structures be built at 63 feet. The setback distances were changed from 83 feet to 63 feet in 2012. Ziemba said that the setback distance of 63 feet is creating some drainage and driveway issues onto county roads and suggested to change the above setback distances back to the 83 feet. The Boone County Planning Commission Board did not recommend approval of the regulation changes. The Board discussed the drainage issues onto the county roads and the appointed Boone County Planning Commission Board recommendation.

Motion made by Temme, second by Lindgren to close said hearing at 10:16 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren that the Board concurs with the Boone County Planning Commission Board not to change the setback distances of Articles 12, 13 and 14 and to deny the County Planning and Zoning Administrator's request to change the setbacks as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
MARCH 15, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 15, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 10, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 12, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of March 8, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Jeff Jarecki was appointed Boone County Public Defender in August of 2012. Jarecki reported that the cases assigned in 2012 through 2019 are all completed. Jarecki updated the Board in regard to Public Defender assigned cases: 2018 – 47 cases with 45 closed and 2 conflicts; 2019 – 38 cases with 37 closed, 1 conflict; 2020 – 35 cases with 18 closed, 4 conflicts and 13 open; and 2021 to date 8 open cases. Jarecki explained to the Board that some juvenile cases take a long time to complete and that some individuals may have more than one case. Juvenile cases may remain open until the court case is resolved or the age of nineteen. 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 defending or has already defended one of the parties involved. Jarecki explained that his office tries to emphasize rehabilitation for those facing criminal charges and treat the individuals with respect. The Board thanked Jarecki for the updated report and his diligent services. Jarecki thanked the Board and is very appreciative of the contract for public defender services. Motion made by Rutten, second by Lindgren to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to go into executive session at 9:08 A.M., per the Open Meeting Act §84-1410, prevention of needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried. The Board reviewed a contract request. Motion made by Lindgren, second by Temme to come out of the executive session at 9:24 A.M. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried. No action was taken by the Board.

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 Lindgren, second by Temme to approve and authorize the Board Chairman to sign Resolution No. 2021-07 an Interlocal Agreement between the County of Boone and City of Albion for law enforcement purposes commencing on April 1, 2021 as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.



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The Board concurred with the Boone County Planning Commission Board at the public hearing held at 10:00 A.M. on Monday, March 15, 2021, not to change the setback distances and denied the County Planning and Zoning Administrator request to change the setback distances. The County Planning and Zoning Administrator had prepared a resolution if the setbacks had been approved. Motion made by Rutten, second by Lindgren to not proceed with the resolution prepared for the amendments to the Boone County Zoning Regulations and authorize the County Clerk to use the Resolution No. 2021-08 for the next resolution document. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Steve Pritchard and Brad Schick, UNL Extension Educators, presented a 2020 Boone and Nance Extension annual report for the Board to review. Schick is an UNL Beef Systems Educator for seven counties. Pritchard and Schick answered questions and highlighted areas of their report. The Board asked Pritchard the status of the Interlocal Extension Agreements with University of Nebraska that were discussed in 2020. Pritchard said that the UNL Extension Engagement Zone Coordinators are still working from home and the revised Cooperative Extension Services Agreements are scheduled for review by the Board of Regents in April.

The Board, County Highway Superintendent, and Brian McDonald, JEO Consulting Group, Inc., discussed several road/bridge issues/projects. Some of the projects discussed were:

- Concrete overlay projects that have been in discussion several times with bid specifications being finalized: Cemetery Road; areas of Country Club Road; areas of Fairgrounds Road; Airport Road.
- McDonald said that there is a deep ditch along Cemetery Road that will need to be modified to resolve safety hazard.
- McDonald said that the project plan does not include a change of road elevation or drainage culvert for Fairgrounds Road.
- The one mile of concrete overlay of 145th Street and resurfacing of Hillview Drive are not included in the bid projects at this time.
- McDonald informed the Board that there will probably not be any excess asphalt millings left from the projects.
- McDonald said that the survey work has been completed and he has met with FEMA on the Pilot Knob bridge repair project. The next step is to draw the plans and advertise the project for bids.

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

The County Highway Superintendent and the Board discussed the asphalt portion of road going west out of Loretto, 205th Street, from State Highway #14 to the bridge. The Highway Superintendent suggested milling the approximate one-half mile of asphalt of 205th Street, west of State Highway #14 and return the portion of road to gravel. Motion made by Rutten, second by Lindgren to approve milling the approximate one-half mile of asphalt of 205th Street, west of State Highway #14 and authorize the County Highway Superintendent to contact Spud Construction Inc. of Clearwater, Nebraska for their asphalt milling services. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The County Highway Superintendent prepared a Non-Exclusive Contract For Services for each of the interested truckers to back-haul aggregate/crushed rock for the County. The contracts are for the year 2021 with the contractor compensation being \$7.00 per ton for road gravel (as needed basis only) and \$11.00 per ton for other



Boone County Board Minutes



aggregate. The interested truckers needed to attach a copy of the truck driver's CDL and Certificate of Liability Insurance coverage to the contract. In addition, the back-hauler is to contact the County Highway Superintendent before any load is accepted by Boone County. The Board reviewed the Non-Exclusive Contract for Services submitted by Joshua Hollibaugh/Country Partners Cooperative. Motion made by Lindgren, second by Temme 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: Lindgren, Temme and Rutten. Nays: None. Motion carried.

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

- The CAT Motor Grader transmission is repaired.
- The John Deere Motor Grader continues to have issues.
- The Board suggested that the County Highway Superintendent order a culvert for the 320th Avenue road/drainage issue.
- Drainage issue onto the east side of State Highway #14 by Loretto.

The Board discussed possibly filling the County Weed Superintendent vacancy within the County Road Department. The Board visited with two of the County Road Department employees of which neither were interested at this time. The consensus of the Board is to table a decision in regard to filling the County Weed Superintendent vacancy to a future Board meeting.

Lorrie Nicklasson, Deputy County Clerk, presented information for the Board to review in regard to the 2020 Census and the possibility of needing to set new precinct boundary lines for the three County Commissioner Districts. The three County Commissioner positions were elected At Large until the vote of the people decided that effective in 1988 the three County Commissioner positions be elected by District. Population totals of each of the three districts must be within five percent. Boone County presently has nine voting precincts. Depending on the 2020 Census population there may be a need to change some voting precinct lines to be in compliance with the redistricting of the three County Commissioner districts.

The final census number is usually available in April in order to complete redistricting lines for election purposes. The most recent information indicated that the census numbers may not be available until September 30, 2021, leaving a short time frame to have everything completed by December 1, 2021. In past years the County Clerk's office has completed the paperwork process, but with the short time frame the County Clerk's office presented information from gWorks that assists counties in drawing new boundary district maps. Nicklasson explained the difference of the three plans available from gWorks. Motion made by Temme, second by Lindgren to approve a Statement of Work with gWorks for Redistricting Services (Standard) project for the 2020 Census redistricting of the County Commissioner Districts for approximately \$4,550.00 payable from the General (Election) Fund after services are completed. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:



Boone County Board Minutes



- Meetings: Boone County Agricultural Society, Inc. – March 15, 2021; Region 4 Behavioral Health System – March 17, 2021; Northeast Nebraska Area Agency on Aging – March 18, 2021; Northeast Nebraska Association of County Officials – March 19, 2021; Boone County Health Center – March 23, 2021.
- The Board acknowledged receiving a letter from Nebraska Crime Commission, Jail Standards Board that the January 2021 evaluation of the Boone County Jail facility is in compliance with the Minimum Jail Standards.
- The Boone County Court and District Court will be a combined office effective April 1, 2021 and the state has posted a job position for an Assistant Clerk II.

Chairman Temme declared the meeting adjourned at 1:10 P.M., with the next Board meeting scheduled for Monday, March 22, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 22, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 22, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Jon Lindgren, Ben Rutten and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 17, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 19, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of March 15, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the three County Board Zoning Public Hearing Proceedings of March 15, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to approve the County Board of Equalization Proceedings of March 15, 2021 and the County Board of Equalization Public Hearing Proceedings of March 15, 2021 as presented. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Tanya Sharp, Boone County Health Center President/Chief Executive Officer, and Rita Liss, Boone County Health Center Chief Financial Officer, presented the Boone County Health Center audit report for year ending September 30, 2020 to the Board for their review. Liss reviewed areas of the financial audit in regard to the statements of net position; a statement of revenue, expenses and changes in net position; a statement of cash flows; and statistical highlights with the Board. The audit report shows composition of patient receivables to consist of the following: Medicare – 37%; Medicaid – 8%; Self Pay – 15%; and Other Third-party pay – 40%. Liss noted that revenue from the Medicare and Medicaid programs accounted for approximately 58% and 5%, respectively, of the Health Center's net patient revenue for year-end September 30, 2020. Liss reviewed areas of the history graph reports in regard to cash on hand, outpatient revenue, long-term debt, etc. Sharp said that assets increased in 2020 for the Health Center due to funds received as part of the Small Business Administrator (SBA) Paycheck Protection Program and CARES Act Provider Relief Funds, which is anticipated to be all forgiven in 2021. The Boone County Health Center Clinics are located in Albion, Elgin, Fullerton, Newman Grove and Spalding. Motion made by Lindgren, second by Temme to accept the Boone County Health Center audited financials for year-end September 30, 2020 as presented and a copy of the Boone County Health Center fiscal year audit of October 1, 2019 through September 30, 2020 is on file and may be reviewed at the Boone County Clerk's office. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

On March 8, 2021 the Board, Tanya Sharp and Cindy Lesiak, Boone County Health Center, discussed at length the Boone County Ambulance Service revenue/expenses and Sharp offered to contact the patient billing



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department, review the medical forms being used to code the transfer runs, review the hourly pay rates and contact similar sized hospitals to compare their ambulance transport service rates. On March 22, 2021 the Board, Sharp and Lesiak reviewed and discussed the information that Sharp received from Quick Med Claims (formerly EMS Billing Services, Inc.) and other hospitals. Sharp informed the Board that it appears there is only five counties that still own/operate a County Ambulance Service. Sharp reviewed suggested items for the Board to consider in regard to changes that may help with the revenues and expenses of the Boone County Ambulance Service. The Boone County Ambulance Service has been a self-supporting fund/service for several years and is a fund that does not receive levied taxes. The concern being discussed is that the County Ambulance Fund appears to no longer be self-supported for operation expenses and the purchasing of a new ambulance unit every five years. The Board plans to review the 2019 Resolution in regard to the hourly rate paid to ambulance personnel; rates charged to patients for transport to another hospital facility; loaded mileage rate; and negotiate rates and collection efforts with Quick Med Claims. Motion made by Temme, second by Rutten to authorize Tanya Sharp, Boone County Health Center, to negotiate rates and collection efforts with Quick Med Claims and set-up quarterly conference calls to review the ambulance service activity with the Board. Roll call vote: Yeas: Temme, Rutten and Lindgren. 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 Beaver Valley Senior Center requested assistance to advertise the Beaver Valley Senior Center, Memorial Day Luncheon, event scheduled for May 31, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the Beaver Valley Senior Center for advertisement of the Memorial Day Luncheon from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Denny Johnson, County Sheriff, and Laurie Krohn, County Treasurer, submitted a Distress Warrant Report with regard to the 2019 personal property taxes. The distress warrants that were issued in November 2020, were all collected by the County Sheriff's office and returned back to the County Treasurer's office on March 17, 2021. The total collected on fourteen distress warrants without penalties was \$25,869.43. There are no distress warrants unpaid as of March 18, 2021. Motion made by Lindgren, second by Temme to accept and approve the County Sheriff and Treasurer's Distress Warrant Report as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

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

- The Highway Superintendent provided the Board information in regard to the procedure in order to change classification of some local roads to minimum maintenance roads. A road classified as minimum maintenance must not provide primary property access or access to a residence. The Board suggested to advertise the location of the road(s) before changing the classification of a road to minimum maintenance.
- The Highway Superintendent and Board discussed the replacement of a dump truck for Road District #3.

Motion made by Temme, second by Rutten to authorize the County Highway Superintendent to advertise for two consecutive weeks for sealed bids for a new dump truck for Road District #3. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board, County Highway Superintendent and Jack Nordeen, County Road Employee/Sign Technician, discussed two quotes/bids obtained for box/crane/miscellaneous parts for the 2008 Ford County Road



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Department Sign truck. The detailed package quote from Matt Friend Truck Equipment, Inc. of Hastings, Nebraska was \$25,824.00 for box/crane/miscellaneous parts. The quote by telephone conversation with Gary Gross Trucks of Lincoln, Nebraska for utility box, lift gate and two different size crane quotes were \$26,900.00 and \$28,900.00. In discussion, the Board suggested transferring as much of the useable equipment, etc. from the 2003 Ford Sign Truck to the recently purchased 2008 Ford Sign Truck. The Highway Superintendent is to obtain clarification of the outrigger package portion of the Matt Friend Truck Equipment quote and obtain comparable quotes for the same size crane and other items. Motion made by Temme, second by Rutten to reject both quotes/bids submitted for box/crane/miscellaneous parts for the 2008 Ford County Road Department Sign truck presented by the County Highway Superintendent. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board and Brian McDonald, Engineer with JEO Consulting Group, Inc., have discussed at prior Board meetings as to why Bridge C000605015P is listed on Nebraska's Bridge Inventory as being owned by Boone County, Nebraska and not the City of St. Edward. The said bridge is located within the corporate limits of the City of St. Edward and its only function is access to the City of St. Edward owned sewage treatment lagoon. Public bridges located within city corporate limits are owned by the city in which they are located and not owned by the county. McDonald prepared a resolution for the Board to give notice to the City of St. Edward that the City is the owner of said bridge structure and that the County will no longer operate or maintain said bridge structure. Motion made by Temme, second by Rutten to approve Resolution No. 2021-08, that notice be given to the Nebraska Department of Transportation that Boone County is not the owner of Bridge C000605015P and that the structure is owned by the City of St. Edward, Nebraska, in which the structure is located and that a new bridge structure number be assigned reflecting the correct ownership. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board conducted a quarterly employment evaluation with Jack Nordeen, County Sign Technician and former County Weed Superintendent. Nordeen resigned on February 19, 2021 from the part-time County Weed Superintendent position of the said combined (weed/sign) full-time employment position. The consensus of the Board that the county email associated with the weed superintendent duties be cancelled and that there will be no cell phone reimbursement for fiscal year 2020-2021.

The Board reviewed and discussed information from the Nebraska Department of Agricultural, Executive Director Nebraska Weed Control Association and Nebraska Association of County Officials regarding the qualifications, education and licenses for County Weed Superintendents. The Board would have like to have filled the part-time County Weed Superintendent vacancy within the County Road Department. The road department maintenance employees are the ones most likely to notice when noxious weeds are located in the county road right-of-ways. There appears to be no interest to fulfill the County Weed Superintendent duties among the current County Road Department employees. Motion made by Rutten, second by Temme to advertise the County Weed Superintendent vacancy as a seasonal position from May 1, 2021 through September 30, 2021 at \$15.00 per hour with a maximum of 20 work hours per week. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

The Board conducted a quarterly employment evaluation with Stacey Ziemba, County Highway Superintendent.

The Board conducted a quarterly employment evaluation with Mary Ziemba, County Zoning Administrator.



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The Board conducted a quarterly employment evaluation with Jacqueline Wells, County Veteran Service Officer.

The Board conducted a quarterly employment evaluation with Rod Nelson, Courthouse Maintenance.

Public Comments:

- Meetings: Boone County Health Center – March 23, 2021.
- Commissioner Lindgren updated the Board regarding the Region 4 Behavioral Health System meeting.
- Commissioner Lindgren updated the Board regarding the Northeast Nebraska Association of County Officials spring workshop.
- Nebraska Association of County Officials has partnered with the National Association of Counties to provide Nebraska counties with a free flag collection box to aide residents to properly dispose of worn U.S. flags. The flag collection box will be located in the Boone County Veteran's Service office.
- Commissioner Temme updated the Board regarding the Boone County Agricultural Society meeting.
- The Board acknowledged receiving and reviewed the NIRMA 2020 Annual Report.

Chairman Temme declared the meeting adjourned at 1:24 P.M., with the next Board meeting scheduled for Monday, March 29, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS MARCH 29, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 29, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 24, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 26, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of February 22, 2021 through March 21, 2021. The Board noted/questioned several hours of overtime for the pay period. Motion made by Temme, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$95,939.94, BCBS \$52,603.76, Ameritas Ret \$6,657.12, EFTPS \$7,122.52, LTD Premiums \$0.00, Section 125 Fees \$15.00, Wellness Program \$144.00; Road \$57,122.70, BCBS \$28,837.40, Ameritas Ret \$3,855.77, EFTPS \$4,282.85; Ambulance \$2,874.07, Ameritas Ret \$90.98, EFTPS \$219.87; and Public Defender Contract \$3,358.21. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of March 22, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a request for approval to pay the fourth bond interest payment for the new fairgrounds building Limited Tax County Building Bonds, Series 2018. Motion made by Rutten, second by Temme to approve and authorize Laurie Krohn, County Treasurer, to pay the fourth bond interest of \$23,807.50 to Chase NYC for the new fairgrounds building Limited Tax County Building Bonds, Series 2018 as requested. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

The Nebraska Auditor of Public Accounts provided County Budget Fund and Revenue Code to the counties for use for possible revenue of the US Congress American Rescue Plan Act. The funds are not to be deposited in the County General Fund. Counties that fail to comply with the federal law and its related guidelines will be required to repay the US Treasury. The Nebraska Association of County Officials (NACO) are working on developing guidance for all Nebraska Counties for use of said funds and we need to be intentional in how the funds are directed. Motion made by Temme, second by Lindgren to authorize the Boone County Treasurer to set up a new Fund 2580, COVID American Rescue Plan; Revenue Code 339.25, American Rescue Plan Act, when said funds are received. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Nebraska Revised Statute §23-106(2) authorizes the Boone County Board of Commissioners to establish Petty Cash Funds for offices with a set dollar amount in order to make change when receiving payments of



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fees/copies/postage, etc. The Boone County Treasurer said that there is no longer a need for a petty cash amount for the Boone County Treasurer Cash Drawer. The Boone County Treasurer requested that the petty cash amount of \$25.00 for the Boone County Treasurer Cash Drawer be deposited back into the County General Fund. Motion made by Rutten, second by Lindgren to approve Resolution No. 2021-09 for the Boone County Treasurer Cash Drawer of \$25.00 be deposited back into the County General Fund and that said resolution shall void and take precedence over Resolution No. 2020-24 and any and all prior policies and agreements, written or verbal that pertained to petty cash for the Boone County Treasurer Cash Drawer. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Boone County Clerk, Register of Deeds and Election Commissioner office received the Ex-officio Clerk of the District Court duties in January 2015 by a General Election vote of the people. A resolution was approved to deposit \$1,000.00 from the General Fund Miscellaneous Budget into the Boone County Clerk of the District Court Checking Account until it was no longer needed in the account or if the account was closed. Effective April 1, 2021 the Boone County District Court and Boone County Court duties will be combined state courts. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-10 to remove the \$1,000.00 from the Boone County Clerk of the District Court Checking Account 37710 to be deposited back into the County General Fund and that said resolution shall void and take precedence over Resolution No. 2016-01 and any and all prior policies and agreements, written or verbal that pertained to the Boone County Clerk of the District Court Checking Account. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Boone County Clerk/Register of Deeds office submitted a quote from MIPS, Inc. Microfilm Division to preserve the County Register of Deeds real estate records for the Board to review. The quote included the Numerical Index Books and the Deed, Mortgage and Miscellaneous Record books. The quote includes a security microfilm roll for storage at the state archives. In discussion, if the courthouse was ever destroyed by tornado/fire the microfilmed records would be available for the history of the real estate records and to be able to regenerate the records. Motion made by Rutten, second by Temme to approve the approximate quote of \$39,605.55 from MIPS, Inc. Microfilm Division to preserve the Boone County Register of Deeds real estate records and payable from the Register of Deeds Preservation/Modernization Fund and County Inheritance Tax Fund. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Mary Ziemba, County Zoning Administrator, discussed zoning services with the Board in regard to the Interlocal Agreement with the City of St. Edward. Ziemba informed the Board that the City of St. Edward planned to form their own Planning/Zoning Board for the City of St. Edward and that the St. Edward City Council voted in 2020 not to utilize the Boone County Planning Commission. Ziemba informed the Board that the City of St. Edward has not formed their own Planning/Zoning Board to date. Ziemba informed the Board that she is no longer interested in providing zoning administrative services for the City of St. Edward. The present Interlocal Agreement/County Resolution No. 2020-17 and the City of St. Edward Resolution No. 2020-06-01R states "Either political subdivision may terminate this agreement with 90 days written notice to the other political subdivision." Motion made by Temme, second by Rutten to send a letter from the Boone County Board of Commissioners to the St. Edward City Council, hereby giving a ninety day notice terminating the current Interlocal Agreement/County Resolution No. 2020-17 and the City of St. Edward Resolution No. 2020-06-01R between the County of Boone and City of St. Edward, with an effective termination date of June 30, 2021 with the City of St. Edward assuming responsibility for the City's zoning responsibilities.. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.



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Barb Hanson, County Assessor, did not receive quotes for two new desks for the County Assessor's office for the Board to review on March 29, 2021.

The County Highway Superintendent submitted a quote from Spud Construction, Inc. of Clearwater, Nebraska for grinding asphalt on 205th Street, Loretto west of State Highway #14 to the bridge and 125th Avenue, Ridge Road for the Board to review. Motion made by Lindgren, second by Temme to accept the estimated bid of \$6,573.60 for asphalt grinding of approximately 1660 feet of 205th Street and estimated bid of \$1,944.00 for asphalt grinding of approximately 600 feet of 125th Avenue from Spud Construction, Inc. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The County Highway Superintendent, presented the 2021 One and Six Year Road Improvement Program for County of Boone, Nebraska at the 11:00 A.M. public re-hearing. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-11, adopting the 2021 One and Six Year Road Improvement Program for County of Boone, Nebraska as presented at the public hearing. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:

- Larry Bird, Friends of the Trail Committee Chair, updated the Board on the Boone County Trails System and suggested planting native grasses in some areas around the trail that is located on the County cropland.

Chairman Temme declared the meeting adjourned at 12:16 P.M., with the next Board meeting scheduled for Monday, April 12, 2021.

Kathy Thorberg,
Boone County Clerk



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PUBLIC HEARING PROCEEDINGS

2021 ONE AND SIX YEAR ROAD IMPROVEMENT PROGRAM BOONE COUNTY, NEBRASKA

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public re-hearing on Monday, March 29, 2021 at 11:00 A.M. in the County Commissioners Meeting Room, Boone County Courthouse in Albion, Nebraska. Motion made by Commissioner Lindgren, second by Commissioner Rutten to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Ben Rutten and Larry Temme. Stacey Ziemba, County Highway Superintendent, was present to answer the 2021 Road Improvement Program questions. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public re-hearing was given in advance by publication in the Albion News and Boone County Tribune on March 10, 17 and 24, 2021. The public re-hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, March 26, 2021.

The public re-hearing is for the purpose of hearing testimony in favor of, or opposition to, and to answer questions in relation to the proposed 2021 One and Six Year Road Improvement Program for Boone County, Nebraska. The hearing is to remain open for one hour.

The Board moved the Road Public Hearing from the Commissioners Meeting Room to the County Courtroom to accommodate the public in attendance for the re-hearing.

Stacey Ziemba, Boone County Highway Superintendent, re-presented the 2021 One and Six Year Road Improvement Program for Boone County, Nebraska due to the notice of hearing for the February 24, 2021 public hearing was not published timely. The proposed one-year road improvement plan consists of eleven projects and the six-year plan consists of eight projects. Ziemba prepared a map to use as a visual aid showing the location of the proposed projects. Ziemba explained and answered questions in regard to the procedure and the necessity of a One and Six Year Road Improvement Program. Jim Dickerson, Albion News and Boone County Tribune and fifteen county residents were present for the hearing.

The Board and Highway Superintendent reviewed and discussed each of the projects: One Year Projects – C-6(359); C-6(394); C-6(395); C-6(402); C-6(405); C-6(406); C-6(407); C-6(408); C-6(410); C-6(411); C-6(412); and Six Year Projects – C-6(386); C-6(390); C-6(392); C-6(397); C-6(399); C-6(404); C-6(409); C-6(413). The plan serves as a guideline that can be amended if an unforeseen circumstance arises and needs immediate attention.

The Board, Ziemba and the county residents present at the public hearing on February 24, 2021 discussed at length the status of the approximate four miles of 145th Street asphalt (black top) road that was milled in 2020. The first mile of 145th Street going west from the State Highway #14 intersection is Project C-6(394) and is on the one-year plan. The area county residents were present for the One and Six Year Road Improvement Program re-hearing to continue discussion of the next three miles continuing west on 145th Street that has been added to the Six Year Road Improvement Program Plan as Project C-6(413).



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The Board and Ziemba answered several questions from the public in regard to FEMA funded projects from the 2019 flood; use of Road Highway Allocation funds for payment of the Highway Allocation Bonds; any passage of LB310 (part or all) may be changing the Inheritance Tax Fund revenue and the Inheritance Tax Fund is what the County has used for years as the reserve in order to have a low tax levy; how it is determined which road projects are priority each year; and how often the average daily traffic number counts are conducted to help determine road project priority.

Motion made by Rutten, second by Lindgren to close said public hearing at 12:01 P.M. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the 2021 One and Six Year Road Improvement Program for Boone County, Nebraska attached hereto as part of the proceedings is a copy of the 2021 proposed projects as re-presented by Stacey Ziemba, Boone County Highway Superintendent. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Kathy Thorberg,
Boone County Clerk



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Boone County 2021 One-and-Six-Year Plan

One Year Projects and Locations:

C-6(359): Bridge 6(00830); replace wooden structure with twin barrel CBC; T22N, R5W, between the SW qtr. Section 14 and the NW qtr. Section 23; 130th St.; \$200,000

C-6(394): Road Resurfacing; milling, resurfacing, shoulder work; T22N, R7W, Sections 26; 145th St., 1 mile going west from 210th Ave. to 170th Ave.; \$800,000

C-6(395): Road improvement; dig ditch, build up road to increase drainage, remove trees; T19N, T18N, R8W, between Sections 33 & 4; 340th St. for ¾ mile going west from 130th Ave.; \$5,000

C-6(402): Road lower than ditches; need to dig ditches, build up road and add culverts; T20N, R8W, Sections SE qtr. 25 and NE qtr. 36; 270th Street going west for ¼ mile off 160th Avenue; \$25,000

C-6(405): Remove and replace a 72" flat bottom CMP with a CBC; T21N, R6W, Sections 23 SE qtr. & 26 NE qtr.; 200th Street, west ¼ mile; \$160,000

C-6(406): Road Resurfacing; milling, resurfacing, shoulder work; T20N, R6W, NW qtr. of Section 21; between Highway 91 and 260th Street (Country Club Road) and between Highway 91 and 240th Avenue and 260th Avenue (Fairgrounds Road), approximately 1 mile; \$800,000

C-6(407): Road Resurfacing; milling, resurfacing, shoulder work; T20N, R6W, SE qtr. Of Section 21; 260th Street, between Country Club Road and 11th Street; approximately ½ mile; \$400,000

C-6(408): Road resurfacing, milling, resurfacing, shoulder work; T20N, R6W, center of Section 27; 265th Street, (Cemetery Road) between Highway Spur 6A and 6th Street; approximately 1 mile; \$800,000

C-6(410): Road Resurfacing; milling, resurfacing, shoulder work; 220th Avenue between Highway 14 and Old Mill Road (Airport Road); T20N, R6W, Section 7 NW qtr. and Section 6 SW qtr. and NW qtr.; approximately 1.25 miles; \$875,000

C-6(411): Concrete box structure; remove existing structure and replace with 3 – 5' CMP with headwalls. Shift outlet to the north and regrade channel to match; T20N, R8W, Section 5 SE qtr. and 4 SW qtr.; Ridge Road (120th Ave.) north of 230th St., ¼ mile; \$50,000

C-6(412): Concrete box structure; remove existing structure and replace with new CBC; T19N, R8W, Sections 17 SE qtr. and 20 NE qtr.; 310th St. between 110th Ave. and 120th Ave.; \$250,000

Six Year Projects and Locations:

C-6(386): Replacement of an under 20' bridge with a CBC, T20N, R7W, SE qtr. of Sec. 28 and SW qtr. of Sec. 27; 190th Ave., north of 270th St.; \$250,000

C-6(390): Bridge 6(11815); replace wooden deck with pre-cast slab deck with W-Channel guard rails; T21N, R6W, NW qtr of Section 11 and NE qtr. of Section 10; 180th St. east of 260th Ave.; \$300,000



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C-6(392): 260th St. & Hwy 14 intersection,(Cargill Road); redo the intersection; T20N, R6W, beginning at Hwy 390 & Hwy 14, go east 0.43 miles along the NE qtr. of Section 27 and the SE qtr. of Section 22; 260th St.; \$308,000

C-6(397): Culvert structure; tear out existing structure and replace with CBC; T19N, R7W, between Sections 17 SE qtr. & 20 NE qtr.; 310th St. east of 175th Ave. ¼ mile.; \$70,000

C-6(399): Cattle pass, tear out existing cattle pass and replace with a new CBC single barrel cattle pass; T21N, R5W, Sec 7SE; 180th Street, 2/3 mile west of 290th Avenue; \$190,000

C-6(404): Bridge 6(00405); remove existing bridge, replace with new bridge structure, bring up to standards; T22N, R8W, between sections 6 and 7; 110th Street west of 110th Avenue.; \$370,000

C-6(409): Road Resurfacing; milling, resurfacing, shoulder work; 255th Avenue from Highway 91 going north to 210th Street; T20N, R6W, Sections 15 center, 10 center, 3 center NW qtr.: T21N, R6W, Section 34, center, approximately +/-4 miles; \$3.2 million

C-6(413): Road Resurfacing; milling, resurfacing, shoulder work; 145th St. and 200th Ave., going west to 170th Ave.; T22N, R7W, Sections 27, 28 & 29; 3 miles; \$3 million.



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS APRIL 12, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 12, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on April 7, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, April 9, 2021. Chairman Temme 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. The Board reviewed Vendor ID No. 747 in the amount of \$86.00 submitted for a subscription renewal. The Board discussed the two year subscription renewal request as being pre-paid too far in advance due to the current subscription was paid in September 2020 and expires in October 2021. Motion made by Rutten, second by Temme to deny Vendor ID No. 747 a two year subscription renewal in the amount of \$86.00, due to pre-paying too far in advance of the current subscription expiration. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds, except the Vendor ID No. 747 denied as stated above: General - \$68,224.29; Road/Weed - \$207,550.43; Inheritance Tax (2700) - \$54,500.00; 911 Emergency Management (2910) - \$497.03; 911 Wireless Service (2913) - \$458.57; 911 Wireless Service Holding (2914) - \$11,212.00; and Ambulance - \$6,232.19. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve an Accounts Payable Vendor Claim filed for payment on the General Fund for Vendor ID No. 1399 in the amount of \$23.65 and the Road Fund for Vendor ID No. 1399 in the amount of \$19.63, a non-exclusive open contract for purchases for the county. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Abstain: Temme. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of March 29, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board 2021 One and Six Year Road Improvement Program Public Re-Hearing Proceedings of March 29, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.



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

- Clerk - \$17,909.75 (State of Nebraska \$10,661.30)(County of Boone \$7,248.45)
- District Court - \$1,109.30 (State of Nebraska \$386.00)(County of Boone \$723.30)
- Sheriff - \$3,044.08
- Planning & Zoning - \$125.50
- Treasurer - Miscellaneous Receipt Nos. 18474-18593 - \$1,999,472.16
- Treasurer - Total Collections - \$3,191,481.57

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

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

The Board reviewed a quote submitted from the Boone County Assessor's office for two new desks from Eakes Office Solutions. Motion made by Rutten, second by Lindgren to approve and authorize the County Assessor to purchase two new desks from Eakes Office Solutions for approximately \$6,874.64. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Boone County Court and District Court are a combined office as of April 1, 2021 and the employees are state employees. Motion made by Temme, second by Lindgren that the depository for the County of Boone, Boone County District Court Account (710) and Appeal Bond Account (664) will be the Cornerstone Bank of York, Albion Branch, with Lisa Langan and Kathleen Yrkoski as signees authorized to exercise the powers for said account retroactive to April 1, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren that the depository for the County of Boone, Boone County Imprest Payroll Account (547) will be the Cornerstone Bank of York, Albion Branch, with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Sarah Robinson, Cheryl Young and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective May 1, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten that the depository for the County of Boone, Boone County Clerk Account (554) will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska with Sarah Robinson, Cheryl Young and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective May 1, 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten that the depository for the County of Boone, Boone County Imprest Vendor Account (603) will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Sarah Robinson, Cheryl Young and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective May 1, 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



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The Board reviewed the Boone County Treasurer report from the public sale of delinquent real estate tax in Boone County that was held on Monday, March 1, 2021 per Nebraska State Statute. There were four investors at the public sale. Motion made by Temme, second by Lindgren to accept the Boone County Treasurer delinquent real estate taxes for 2019 and prior report as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The 2020-2021 County budget was adopted on September 14, 2020 and Resolution No. 2020-30 was approved on September 28, 2020 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2020-2021 Tax Year on an as needed basis. In accordance with the Nebraska State Auditor of Public Accounts the Board is to authorize the dollar amount for the County Treasurer to transfer. Motion made by Temme, second by Lindgren to approve and authorize the Boone County Treasurer to transfer the amount of two million dollars (\$2,000,000.00) from the General Fund (0100) to the Road Fund (0200) for the 2020-2021 Tax Year. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Sheriff's office employee. Motion made by Temme, second by Lindgren to accept and approve the resignation of Ashley Pedro effective April 13, 2021 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board received and reviewed a County funeral/burial request. Motion made by Rutten, second by Lindgren to approve the maximum amount that the County provides, per resolution, for an individual (county resident) funeral/burial expense paid directly to Levander Funeral Home. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Fees set by Nebraska State Statute for each respective office are to be collected and deposited by the respective office according to state statute. Nebraska State Statute Chapter 84 allows custodians of public records to charge a fee for providing copies of public records and services that are not set by Nebraska State Statute. Nebraska State Statute Chapter 53 allows the County to impose occupation taxes on the business licensed under the Nebraska Liquor Control Act. It is the desire of the County to establish reasonable fees for occupation taxes on liquor licenses; road easements/signage; road materials; public service requests, etc. The fees collected that are not set by Nebraska State Statute are to be set in a resolution by the County Board. All fees set by Nebraska State Statute for each respective office are to be collected and deposited by the respective office according to statute. In addition, all fees collected that are not set by state statute are to be turned over to the Boone County Treasurer and the collected fees shall be credited to the respective fund. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-12, effective April 12, 2021 and shall void and take precedence over Resolution No. 2020-44 and any and all prior policies and agreements, written or verbal that pertained to official office fees not set by Nebraska State Statute. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed information they received in regard to becoming a Second Amendment Sanctuary County. The Second Amendment to the United States Constitution, adopted in 1791 as part of the Bill of Rights, protects the inalienable and individual right of the people to keep and bear arms. It is the desire of the County Board of the County of Boone, Nebraska to declare its support of the Second Amendment to the United States Constitution and the Nebraska Constitution protecting citizens' inalienable and individual right to keep and bear arms. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-13, affirming the right to bear arms and support decisions by the Boone County Sheriff to defend the Constitution of the United States and the Constitution of the State of Nebraska. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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The Board reviewed a resolution that was approved on October 28, 2019 that appointed Stacey L. Ziemba, Boone County Highway Superintendent, to do a feasibility study in regard to the vacation of a portion of county road known as 320th Avenue. As of April 12, 2021 the feasibility study by the Boone County Highway Superintendent has not been completed and a portion of 320th Avenue is in the Kaufmann Farm, LLC v. County of Boone, Nebraska Case ID: CI 20-36. Motion made by Rutten, second by Lindgren to approve Resolution No. 2021-14, that the governing body, Boone County Board of Commissioners of the County of Boone, Nebraska, hereby rescinds all of Resolution No. 2019-41 and all prior Board of Commissioner proceedings, pertaining to a feasibility study in regard to the vacation of a portion of a county road known as 320th Avenue. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

- The new break room structure (14' x 36') for the County Road District #1, Cedar Rapids shop building has been delivered to the site by Premier Portable Buildings of Norfolk, Nebraska.
- Updated the Board of the Pilot Knob FEMA bridge project.
- Discussed applying dust control product from Spud Trucking, LLC after grinding the asphalt on 205th Street, Loretto west of State Highway #14 to the bridge.
- Discussed applying dust control product from Sinclair Sand & Gravel, Inc. on a portion of 250th Street northeast of Albion.

The Board moved the Board meeting from the Commissioners Meeting Room to the County Courtroom to accommodate the public in attendance for the agenda item regarding re-classification of local road to minimum maintenance road.

A group of nine concerned citizens met with the Board; County Highway Superintendent; and Brian McDonald, Engineer with JEO Consulting Group, to discuss the re-classification of local road to minimum maintenance road that was discussed at the March 22, 2021 Board meeting. The approximate six miles of county roads discussed are in the townships of North Branch Shell Creek West and North Branch Shell Creek East. The classification for the roads of concern are collector and local roads. Collector roads are the main school bus routes, mail routes and farm-to-market routes. Local roads shall consist of all remaining rural roads, except minimum maintenance road and remote residential roads. Paul Kettelson spoke on behalf of the group present and submitted written information to the Board to review regarding the citizens' concerns if portions of 170th Street; 270th Avenue; and 280th Avenue are reclassified as minimum maintenance roads. A lengthy discussion included road maintenance, culverts/bridges, possible undermining of bridges; the area has several underground springs, Shell Creek carries an abundance of water after a rain; and a school bus was stuck in March 2021 on 290th Avenue. The group thanked the Board for the opportunity to present their concerns.

The County Highway Superintendent recommended that the said roads be left as they are presently classified. The Board and County Highway Superintendent thanked the group of citizens and appreciated them for bringing the road/bridge conditions to their attention. Motion made by Temme, second by Lindgren to deny reclassifying the approximate six miles of county roads located in the townships of North Branch Shell Creek West and North Branch Shell Creek East. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board, County Highway Superintendent, and Brian McDonald, Engineer with JEO Consulting Group, Inc. discussed several concrete overlay projects on March 15, 2021 and said concrete overlay projects were



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advertised for bid letting in the Albion News and Boone County Tribune to open sealed bids on Monday, April 12, 2021. One sealed bid with Bid Bond was received for said concrete overlay projects: A & R Construction Co. of Plainview, NE - \$2,433,134.82. The bids were divided into three groups: Group A for \$595,091.40 for 265th Street (Cemetery Road); Group B for \$1,270,389.25 for Albion area (Country Club and Fairgrounds area roads); and Group C for \$567,654.17 for 220th Avenue (Airport Road). McDonald explained that the plan is a six inch concrete overlay where asphalt was ground and eight inch concrete overlay where there was no asphalt to grind. In discussion, McDonald said that a change order can be made to add the one mile of 145th Street, Petersburg. Motion made by Temme, second by Lindgren to accept and recommend approval of the A & R Construction Co., of Plainview, NE bid for the concrete overlay projects of approximate four miles for approximately \$2,433,134.82, and a change order for one mile of 145th Street, Petersburg, dependent upon full review of the construction cost bid by Brian McDonald, JEO Engineer. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board advertised for road gravel and aggregate, culverts, bridge planks, grader blades and other materials in the Albion News and Boone County Tribune. The Board received three bids/quotes for gravel and other aggregate. The bid/quotes received were from Kerford Limestone Co., Martin Marietta and Spud Sand and Gravel. No bids/quotes were received for culverts, grader blades, etc. Motion made by Temme, second by Rutten to reject any and all bids and that the county will continue purchasing road gravel and aggregate, culverts, bridge planks, grader blades and other materials as needed at the available price and quality on the open market. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, presented an estimate for crack sealing of approximately 12 miles of asphalt roads for the Board to review. The Board discussed adding the Cedar Rapids Cemetery Road to the estimate for crack sealing. Motion made by Temme, second by Lindgren approving the estimate of \$21,990.00 for crack sealing of asphalt roads from Bader's Highway & Street of Norfolk, NE and authorized the County Highway Superintendent to add the Cedar Rapids Cemetery Road to the Bader's Highway & Street of Norfolk, NE estimate. Roll call vote: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The County Highway Superintendent prepared a Non-Exclusive Contract For Services for each of the interested truckers to back-haul aggregate/crushed rock for the County. The contracts are for the year 2021 with the contractor compensation being \$7.00 per ton for road gravel (as needed basis only) and \$11.00 per ton for other aggregate. The interested truckers needed to attach a copy of the truck driver's CDL and Certificate of Liability Insurance coverage to the contract. In addition, the back-hauler is to contact the County Highway Superintendent before any load is accepted by Boone County. The Board reviewed the Non-Exclusive Contract for Services submitted by Corey Dobson/Dobson Transfer, LLC. Motion made by Rutten, second by Lindgren to authorize the Board Chairman to sign the Non-Exclusive Contracts for Services for Corey Dobson/Dobson Transfer, LLC as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board, Highway Superintendent and Brian McDonald, Engineer with JEO Consulting Group, Inc. discussed repair to a box culvert on 120th Avenue in the Akron area west of Albion. McDonald informed the Board that the plan is to obtain three quotes for the material for the box culvert and said quotes to be opened on April 26, 2021.

Stacey Ziemba, County Highway Superintendent, presented a quote from Schalk Auto for a used pickup with a service box for the Board to review. The 2012 Ford F350 SRW 4WD Pickup would be used as the County Road Department Sign Truck. Ziemba informed the Board that the 2008 Ford F550 truck purchased in



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November 2020 with the intention to be the County Road Sign Truck will instead be used to pull trailers to haul equipment to work sites. The quote for the 2012 Ford pickup is \$19,000 and the two door regular cab pickup has 125,000 miles. Motion made by Lindgren, second by Rutten to approve and authorize the County Highway Superintendent to purchase the 2012 Ford Pickup for use as the County Road Department Sign Truck for \$19,000.00 from Schalk Auto of Albion as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Mary Ziemba, County Zoning Administrator, updated the Board in regard to St. Edward Zoning matters and submitted a report of zoning activity for the Board to review. No action was taken by the Board.

The Board advertised for the Boone County Weed Superintendent position. The seasonal position to be from May 1, 2021 through September 30, 2021. The Board received and reviewed one application. The Board visited with the applicant by speaker telephone. Motion made by Lindgren, second by Temme to appoint Bryce Schilousky as Boone County Weed Superintendent and reimburse his expenses to attend the New Weed Superintendent Orientation in Kearney on April 14, 2021. Roll call vote: Yeas: Lindgren and Temme. Nays: None. Abstain: Rutten. Motion carried.

The Board reviewed a written retirement resignation from a full-time County Clerk office employee. Motion made by Lindgren, second by Temme to accept and approve the retirement resignation of Kathy Thorberg effective April 30, 2021 as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Public Comments:

- Meetings: Region IV, Inc. / NorthStar Services – April 15, 2021; Local Emergency Planning Committee (LEPC) – April 15, 2021; Boone County Agricultural Society, Inc. – April 19, 2021; NACO County Budget Workshop – May 14, 2021 in Columbus, Nebraska.
- Commissioner Rutten updated the Board regarding the Village of Cedar Rapids meeting in regard to zoning matters.
- Board acknowledged receiving a letter from NIRM in regard to a NIRMA Board member vacancy.

Chairman Temme declared the meeting adjourned at 1:16 P.M., with the next Board meeting scheduled for Monday, April 19, 2021.

Kathy Thorberg,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
APRIL 19, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 19, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on April 14, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, April 16, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of April 12, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Branding Iron Grill and Pub submitted an application for Special Designated License (SDL) for June 19, 2021. The Board reviewed the application for Special Designated License (SDL) for a wedding reception scheduled for Saturday, June 19, 2021 at the Creek Road Barn, 1846 330th Avenue, Newman Grove, Nebraska. Motion made by Rutten, second by Lindgren to approve the Application for Special Designated Liquor License request from Branding Iron Grill and Pub for a wedding reception to be held at the Creek Road Barn, Newman Grove, Boone County, Nebraska on June 19, 2021 as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. 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 Bash in the Burg event scheduled for July 24, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the Petersburg Community Club for advertisement of the Bash in the Burg event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren, and Rutten. Nays: None. Motion carried.

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

The Board reviewed a quote submitted from the Boone County Veteran's office for a new Dell Optiplex 3080 Workstation from Applied Connective Technologies. Motion made by Lindgren, second by Rutten to approve and authorize the Veteran's Service Officer to purchase a new Dell Optiplex 3080 Workstation from Applied Connective Technologies for approximately \$831.00. Roll call vote: Yeas: Lindgren, Rutten, and Temme. Nays: None. Motion carried.

The Board reviewed the audit report for fiscal year end June 30, 2020 and acknowledged that the notice of audit was published in the Albion News and Boone County Tribune on April 14, 2021. Motion made by Lindgren,



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second by Temme to accept the audit report for fiscal year end June 30, 2020. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Stacey Ziemba, Boone County Highway Superintendent discussed a feasibility study that was directed by the Board per Resolution No. 2018-16 in regard to a portion of county road known as 110th Avenue. The Highway Superintendent's recommendation is to deny the request to vacate a portion of 110th Avenue. Motion made by Temme, second by Rutten to accept the Highway Superintendent's recommendation to not vacate the road but to keep it open to the traveling public. Roll Call Vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board reviewed a letter from Bryce Schilousky declining the offered position of the seasonal Boone County Weed position. Motion made by Temme, second by Lindgren to accept and approve the letter to decline offered position from Bryce Schilousky, effective April 14, 2021 as submitted. Roll call vote: Yeas: Temme and Lindgren. Nays: None. Abstain: Rutten. Motion carried.

The Board discussed the County Weed Superintendent position vacancy. Motion made by Temme, second by Lindgren to advertise in the Albion News and Boone County Tribune, Petersburg Press and Cedar Rapids Press for two consecutive weeks with the applications being due by 4:00 P.M. on Friday, May 7, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 walk through visit of the Boone County Jail per Nebraska State Statute.

Public Comments:

- Commissioner Rutten updated the Board about Region IV, Inc. / NorthStar Services and the Local Emergency Planning Committee (LEPC) meetings.
- Commissioner Rutten confirmed with an Albion Fire & Rescue representative that storage for the Boone County Ambulance can continue as set by Resolution No. 2018-08.
- Commissioner Lindgren will look into when the next Region 44 Emergency Services Supervisory Committee meeting is scheduled.
- Meetings: Boone County Agricultural Society – April 19, 2021 and Northeast Nebraska Juvenile Services, Inc. – April 23, 2021.
- Denny Johnson, Boone County Sheriff had a short discussion in regard to the option for new addresses and the Board gave their preference in regard to adding either .5 or A to the house number.
- Stacey Ziemba, Boone County Highway Superintendent, updated the Board on the following:
 - A possible solution to the dust issue on 170th Avenue South of Cedar Rapids.
 - Any and all requests for labor made by the Boone County Ag Society.
 - Kaufmann matter in regard to purchasing a useable culvert.
 - A bridge west of 110th Avenue and 110th Street (Baum's Bridge) was fixed as of this morning.

Chairman Temme declared the meeting adjourned at 11:15 A.M., with the next Board meeting scheduled for Monday, April 26, 2021.

Sarah Robinson,
Deputy Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS APRIL 26, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 26, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on April 21, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, April 23, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of March 22, 2021 through April 21, 2021. The Board noted/questioned several hours of overtime for the pay period. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$104,705.56, BCBS \$49,840.04, Ameritas Ret \$7,330.43, EFTPS \$7,806.08, LTD Premiums \$0.00, Section 125 Fees \$17.50, Wellness Program \$128.00; Road \$66,579.10, BCBS \$28,756.44, Ameritas Ret \$4,494.09, EFTPS \$5,004.35; Ambulance \$2,400.87, Ameritas Ret \$67.40, EFTPS \$183.67; and Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board Proceedings of April 19, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Boone County Sheriff submitted a quote for the Board to review for the construction of walls inside a building at the fairgrounds to store law enforcement impounded items. Motion made by Rutten, second by Temme to approve the estimate from T & C Construction, LLC of Albion, Nebraska for approximately \$2,825.00 for the construction of walls inside a building at the fairgrounds to store law enforcement impounded items. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

An Interlocal Agreement between the County of Boone, Boone County Agricultural Society, Inc. and the City of Albion, all located in Nebraska in regard to construction of a municipal well upon property owned by the County and water for the fairgrounds was approved on March 19, 2018. The City of Albion Well #5 construction has been completed and the ownership of the property described in the March 2018 agreement has been transferred to the City of Albion. The Board reviewed an Interlocal Agreement with the City of Albion that updates the completed well construction, ownership of property and reflects the newly surveyed property legal descriptions. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-15, Interlocal Agreement related to the municipal well site on County owned property with updated property legal descriptions and supersedes and replaces the March 2018 agreement between the County of Boone, Boone County Agricultural Society, Inc. and the City of Albion, all located in Nebraska. Roll call vote: Yeas: Temme Lindgren and Rutten. Nays: None. Motion carried.



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A County Weed evaluation report for the year 2020 was received from the Nebraska Department of Agriculture. The Board reviewed the report and discussed the current County Weed Superintendent vacancy. Motion made by Lindgren, second by Rutten to approve and authorize the Board Chairman to sign the County Weed evaluation report for the year 2020. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Tanya Sharp and Cindy Lesiak, Boone County Health Center, visited with the Board in regard to the County Ambulance Service rates. The service rates were last updated April 1, 2019. The Board, Sharp and Lesiak discussed the range of rates for transports and range of mileage rates per patient loaded miles charged by other ambulance service entities. The consensus was that overall the Boone County Ambulance Service is charging on the low end of the transport and mileage ranges. The consensus of the Board to table a decision to a later date in order to have time to review the information presented by Sharp and Lesiak.

The Board reviewed a request for installation of a residential driveway on a minimum maintenance road with Jacqueline Prothman, landowner; Eric Prothman, driveway requestor; and legal counsel, Jeff Jarecki, Jarecki Lay & Sharp, PC LLO. Also, present for the discussion of a residential driveway were the Boone County Highway Superintendent; Boone County Zoning Administrator; and Brian McDonald, JEO Consultant Group. Items discussed included the Conditional Use Permit process and if it was needed in this instance, bringing the minimum maintenance road up to current Nebraska Department of Transportation (NDOT) road standards, and also the condition of the bridge on 270th Street west of 280th Avenue. The consensus of the Board was for Prothman and Jarecki to start the Conditional Use Permit process while waiting for an estimate from the County Highway Superintendent and JEO Engineer for bringing the minimum maintenance road up to NDOT standards. No action was taken at this time.

Two sealed quotes were received and opened by the Board for the Ridge Road Project No. C-6(411) and reviewed with Brian McDonald, JEO Consultant Group. Dennis Coufal, Midwest Service and Sales Co. of Schuyler, Nebraska was present for any questions regarding their quote for \$55,237.07 with a completion date of December 1, 2021. Contech Engineered Solutions of Lincoln, Nebraska mailed their quote for \$51,886.25 with completion date being 6 to 7 weeks after approval of shop drawings. Motion made by Lindgren, second by Temme to accept the Contech Engineered Solutions quote for \$51,886.25 with a completion date of 6 to 7 weeks after approval of shop drawings. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Stacey Ziemba, Boone County Highway Superintendent, presented quotes for the Board to review in regard to purchasing a grapple fork for a Bobcat that the County rents. Ziemba informed the Board that it is \$2,500.00 to rent the Bobcat for a year, but \$100.00 a day to rent a grapple fork. The quotes received: Kayton International, Inc. of Albion - Bobcat 72" Root Grapple \$3,150.00 and Bobcat 82" Root Grapple \$3,450.00; and a new Monster Grapple Root Rake out of Columbus, Nebraska for \$1,650.00. The consensus of the Board to table a decision until Ziemba has time to look into the new vendor out of Columbus, Nebraska.

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

- Brian McDonald, JEO Consultant Group, updated the Board on the condition of three box culverts located along a Shell Creek tributary. Extensive work will need to be done on all three box culverts.
- McDonald updated the Board on what the culvert status is on the Kaufmann matter.
- The City of Albion is redoing their water meters and the location of the shut-off valve at the Albion road shop is unknown. The County has reached out to local plumbers for assistance.



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The Board has allowed smaller surplus county office equipment/furniture that is valued under \$100.00 to be tagged for sale in the hallway of the courthouse in past years. The Board discussed disposal of smaller county office equipment/furniture that is in storage or no longer in use by the county offices. The Board said that it is time to dispose of some of the items in storage that are not presently located in the courthouse and are being moved from one storage location to a new storage location. Motion made by Temme, second by Lindgren to allow smaller surplus county office equipment/furniture that is valued under \$100.00 to be tagged for sale by said office with tags identifying the office selling and dollar amount, all payable to the County Treasurer, in the hallway of the courthouse from April 28, 2021 through May 12, 2021 and authorized the County Highway Superintendent to advertise for sale any larger Road Department items. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Edmond Knott, Applied Connective Technologies, LLC (Applied) and the Board discussed the removal of the “Kohtz” tower, its guidewire anchors and cement building. Knott informed the Board that the tower was taken down on April 18, 2021 with no incidents. After a short discussion it was decided that Applied would remove the cement building and would also remove the cement slab that the tower stood on. The County would look into removing the guidewire anchors due to the removal of those may require larger equipment. If the cement slab the tower stood on requires larger equipment, Applied is to let the Board know. The consensus of the Board to table the Termination of Lease document to a later date.

On April 12, 2021 the Board accepted the retirement resignation of Boone County Clerk, Kathy Thorberg effective April 30, 2021. The County Clerk office vacancy shall be filled by the County Board. Motion made by Temme, second by Rutten to appoint Lorrie Nicklasson, Deputy County Clerk from 2006 to mid-March 2021 to complete the vacancy term of Boone County Clerk. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Lorrie Nicklasson presented the Board with a letter declining the appointment of County Clerk. Motion made by Rutten, second by Lindgren to accept the letter from Lorrie Nicklasson declining the appointment of County Clerk. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to appoint Sarah Robinson, current Deputy County Clerk, to complete the vacancy term of Boone County Clerk effective May 1, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board moved the Board meeting from the Commissioners Meeting Room to the County Courtroom to accommodate the public in attendance for the agenda item regarding quotes for removal and disposal of the former small livestock (hog/sheep) barn at the county fairgrounds.

A group of seven concerned citizens (three board members of the Boone County Agricultural Society, Inc.; UNL Extension Educator; a member of the Boone County Agricultural Education Center, Inc.; and two citizens) met with the Board to discuss the quotes for removal and disposal of the former small livestock (hog/sheep) barn. During several of the discussions prior to the construction of the new fairgrounds building known as Boone County Agricultural Education Center, the former small livestock building was in poor condition and no longer useable. Upon the completion of the new fairgrounds building the small animal (hog/sheep) barn would be removed to allow for additional parking space especially for the public attending events at the grandstand and event center. Chuck Rolf acknowledged that he was one of the new building committee members that agreed to the removal of said building to allow for additional parking space. Dave Noble informed the Board that the former livestock building is currently being used to stall horses during the horse events being held at the new fairgrounds building arena. Jeryl Kettelson informed the Board that they



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plan to move the County Fair small pet show to the former old indoor arena area. Rolf informed the Board that he estimates a renovation cost of approximately \$10,000.00 for additional horse stalls to be added in the former small livestock (hog/sheep) barn.

The group wanted to convey that prior to the new fairgrounds building construction, this interest and usage of horse events and stalling was not planned for or anticipated, but it is welcomed. The quotes for removal and disposal of the former small livestock (hog/sheep) barn were: Bygland Dirt Contracting, Inc. - \$5,850.00 and Seda Land Handling, LLC - \$6,450.00. The consensus of the Board that they want to see that the former small livestock (hog/sheep) barn appearance be improved, used and maintained and that the cost will not be at the expense of the County. Motion made by Lindgren, second by Rutten to reject the quotes submitted for removal and disposal of the former small livestock (hog/sheep) barn and re-address the removal of buildings and additional parking space at the expiration of the current three-year lease in December 2022. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

In 2019-2021 there were regulation changes and the Board approved various changes to the Boone County Employee Handbook. Updates to the Boone County Employee Handbook pages: Classification of Employees (Seasonal), Page 17; Work Hours (Road), Page 18; Salary Schedule (Remove Merit Program), Page 20; Programs Eliminated, Page 21; Safety Policy, Page 37; Drug-Free Workplace, Page 41 and Exhibit "L"; Nepotism, Page 51 and Exhibit "D"; Exhibit "F-1" (Mileage); and Remove Exhibit "F-3". In addition, the Employer Handbook 3.0 and remove 5.1. Motion made by Temme, second by Lindgren to approve and sign the Resolution No. 2021-16, the revised Boone County Employee Handbook and Employer Handbook portion as mentioned above. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

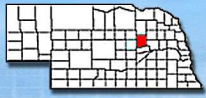
The Board discussed tabling a decision in regard to rescinding a resolution dated February 26, 2020. Motion made by Temme, second by Rutten to table any action regarding Resolution No. 2020-04 until the requested documentation is received. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Public Comments:

- Commissioner Rutten updated the Board regarding the Boone County Trails Systems and Northeast Nebraska Juvenile Services, Inc. meetings.
- Commissioner Temme updated the Board regarding the Boone County Agricultural Society, Inc. meeting.

Chairman Temme declared the meeting adjourned at 12:52 P.M., with the next Board meeting scheduled for Monday, May 10, 2021.

Sarah Robinson,
Deputy Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS May 10, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, May 10, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on May 5, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, May 7, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$39,658.21; Road/Weed - \$185,053.71; Visitor Promotion Fund (0990) - \$500.00; 911 Emergency Management (2910) - \$497.03; 911 Wireless Service (2913) - \$458.57; and Ambulance - \$29,651.64. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

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

- Clerk - \$21,632.00 (State of Nebraska \$13,225.13)(County of Boone \$8,406.87)
- District Court - \$601.80 (State of Nebraska \$42.00)(County of Boone \$559.80)
- Sheriff - \$756.18
- Planning & Zoning - \$211.25
- Veteran's Service Office reports: April 2020 through March 2021
- Treasurer - Miscellaneous Receipt Nos. 18594-18677 - \$531,761.84
- Treasurer - Total Collections - \$8,421,267.12

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

Andy Roberts, Valero Renewable Fuels; Denny Johnson, Boone County Sheriff; and Stacey Ziemba, Highway Superintendent were all present to discuss semi-trucks parking on the shoulder and sometimes in the ditch along a county road known as 260th Street by the Valero plant. This is occurring when the plant is not open during the night and could cause a potential hazard if their lights are not on when parked. Roberts offered to post signs, at Valero's expense, along their fence line. Johnson said that they could patrol the area and direct truck drivers on where they can park safely for the night and how to turn around to get back to the highway. Ziemba said they could also post "No Parking" signs in the ditch to discourage anyone from parking there. Motion made by Lindgren, second by Rutten to authorize Ziemba to purchase and post the "No Parking" signs as discussed. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



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The Highway Superintendent advertised for sealed bids for a new dump truck. Four sealed bids were received from RDO Truck Centers, Norfolk, NE - \$156,269.44; Truck Center Companies, Norfolk, NE - \$173,484.00; and two from Cornhusker International Trucks, Norfolk, NE, 2022 - \$167,920.25 and 2021 - \$159,800.00. The bid from Cornhusker International Trucks for a 2022 model that was not in stock was eliminated due to the truck being needed as soon as possible. The Board reviewed the remaining bids and decided to proceed with the 2021 Mack Truck with 16 ½ foot bibeau box with extended warranty included from RDO Truck Centers. Motion made by Temme, second by Rutten to accept the RDO Truck Centers bid with extended warranty for approximately \$156,269.44. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board reviewed a drafted Letter of Request for Extension to be submitted to the State Conservation Engineer's office in regard to one of the county's road projects. Motion made by Lindgren, second by Rutten to approve and authorize the Board Chairman to sign the Letter of Request for Extension. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Brian McDonald, JEO Consulting Group, Inc., and Stacey Ziemba, Highway Superintendent were present to answer questions in regard to the Notice to Proceed and Agreements for the concrete overlay project. Motion made by Temme, second by Lindgren to approve and authorize the Board Chairman to sign the Notice to Proceed and Agreements needed for the concrete overlay project. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

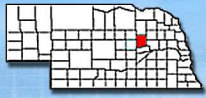
John Morgan, County Attorney; Brian McDonald, JEO Consulting, Inc.; Stacey Ziemba, Highway Superintendent and the Board discussed a proposed settlement agreement in regard to the Kaufmann Farm, LLC matter. Morgan and the Board were in agreement that the proposed agreement was acceptable and to go forward with the paperwork presented. The settlement payment will be taken out of the Inheritance Tax (2700) when everything is signed and filed. Motion made by Rutten, second by Lindgren to approve the proposed settlement with the understanding that the culvert will be installed when available. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

Motion made by Temme, second by Lindgren to authorize Stacey Ziemba, Highway Superintendent to obtain right-of-way for the Primrose South EWP project. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

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

- Update on overall employee matters.
- The new maintainer is on schedule to be here by June.
- Millings for 170th Avenue, south of Cedar Rapids is still needed for approximately 300 yards of county road.



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All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

The Board reviewed a quote submitted from the Boone County Clerk's office for a new Dell Latitude 5520 Laptop from Applied Connective Technologies. Motion made by Rutten, second by Lindgren to approve and authorize the County Clerk to purchase a new Dell Latitude 5520 Laptop from Applied Connective Technologies for approximately \$1,295.00. Roll call vote: Yeas: Rutten, Lindgren, and Temme. Nays: None. Motion carried.

A quote from Bear Graphic's was received from the County Clerk's office for 10 reams of recording paper at \$102.75 per ream and 5 recording binders at \$100.00 each. Motion made by Temme, second by Lindgren to approve and authorize the County Clerk to order 10 reams of recording paper and 5 recording binders from Bear Graphic's for approximately \$1,527.50. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

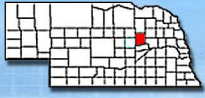
The Board reviewed a quote submitted from the County Sheriff's office for a new camera system from Digital Ally for a new sheriff department vehicle. Motion made by Lindgren, second by Temme to approve and authorize the County Sheriff to purchase a new camera system for one of their vehicles from Digital Ally for approximately \$4,055.00. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Sheriff's employee. Motion made by Temme, second by Rutten to accept and approve the resignation of John Keck effective May 21, 2021 as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Kurt Kruse, Boone County Agricultural Education Center, Inc., and the Board discussed Resolution No. 2020-04 and the documentation requested to show the movement of the amount of funding specified in the resolution. Kruse provided the documentation for the Board to review. No action was taken at this time.

The Board received a quote from T & C Construction, LLC to replace the existing overhead door with a new one that also has a walk-in door on the quonset building the county is using for storage and impounded items. Motion made by Temme, second by Lindgren to approve the estimate from T & C Construction, LLC of Albion, Nebraska for approximately \$6,985.00 for a new overhead door with walk-in door on the quonset building being used by the county. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed the information provided by NACO BCBS regarding the employee health/dental insurance. This year the overall increase to the NACO Health and Dental insurance pool with Blue Cross Blue Shield Nebraska will be 3.28% for health and 0% dental base rates for fiscal year 2021-2022. The sub-group application/coverage election form needs to be received at BCBS Nebraska no later than May 19, 2021. The County Clerk's office plans to distribute a copy of the premium rates 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. The NACO BCBS policy premium also includes Cobra administration by NACO, Long-Term Disability and a \$15,000.00 Life Insurance on the policyholder. Motion made by Rutten to table the authorization to sign until the meeting on May 17, 2021 and then after further discussion withdrew his motion. Motion made by Lindgren, second by Temme to approve the NACO BCBS Medical PPO Health Plan with \$1,500.00 deductible and Dental PPO Plan (Premier Option 3) for the period of July 1, 2021 through June 30, 2022 and authorize Larry Temme, Board Chairman, to sign the 2021



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NACO Subgroup Application Coverage Election Form. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board discussed the Weed Superintendent vacancy and inquired if any applications were received for the May 7, 2021 deadline. No applications were received for the Board to review. A lengthy discussion ensued which covered interlocal agreements between Boone County and a neighboring county, between Boone County and a local company or if the County should advertise again to see if anyone expresses any interest. The Board also discussed how to handle immediate concerns that may arise while trying to fill the Weed Superintendent position. Motion made by Temme, second by Rutten to advertise in the Albion News and Boone County Tribune, Petersburg Press and Cedar Rapids Press for two consecutive weeks with the applications being due by 4:00 P.M. on Friday, May 21, 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Rae Valley Market, LLC submitted an application for Special Designated License (SDL) for June 19, 2021. The Board reviewed the application for Special Designated License (SDL) for a wedding reception scheduled for Saturday, June 19, 2021 at the Raeville Church Hall, R Road, Raeville, Nebraska. Motion made by Lindgren, second by Rutten to approve the Application for Special Designated Liquor License request from Rae Valley Market, LLC for a wedding reception to be held at the Raeville Church Hall, Boone County, Nebraska on June 19, 2021 as submitted. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Abstain: Temme. Motion carried.

Public Comments:

- Commissioner Rutten and Clerk's office staff will be attending the NACO County Budget Workshop in Columbus, NE.
- Chuck Rolf, Boone County Ag Society clarified his previous request to the Roads Department and updated the Board about the old beef barn refurbishing process.
- Commissioner Rutten and Lindgren discussed an upcoming Region 44 Emergency Services meeting and when it will be.
- Brent Pribnow updated the board on weed concerns along certain county roads.
- Denny Johnson gave an update on dispatch numbers and brought concerns regarding the golf course speed limit.

Chairman Temme declared the meeting adjourned at 1:38 P.M., with the next Board meeting scheduled for Monday, May 17, 2021.

Sarah Robinson,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS May 17, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, May 17, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on May 12, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, May 14, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Commissioner Ben Rutten, Chairman of the Boone County Safety Committee, opened the safety meeting at 9:01 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Ben Rutten, Larry Temme and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Denny Johnson, County Sheriff; Jacqueline Wells, Veterans Service Officer; and Sarah Robinson, County Clerk. Rod Nelson, Courthouse Safety Coordinator presented the old and new business. Old business that was addressed/reviewed: (1) QHA Cleaning, LLC completed their deep clean as of March 20, 2021; (2) The tornado drill was conducted successfully on March 24, 2021; and (3) Nelson said that there is currently a good supply of hand sanitizer and other disinfectant items on hand and that more disposable masks need to be ordered as needed. New business that was addressed/reviewed: (1) Fire drill scheduled for May 21 at 8:15 A.M.; (2) Nelson said that he contacted BJ Electric for a quote on Exit sign batteries; (3) Johnson said that he would be scheduling a CPR class and would check into having it open to all County Employee's; (4) Clorox 360 machines and their cost/effectiveness were discussed, County Clerk to get additional information; and (5) As of March 31, 2020 Boone County has no open claims with NIRMA for Work Comp or Liability. The Safety Committee meeting was adjourned by Commissioner Ben Rutten, Chairman of the Boone County Safety Committee at 9:10 A.M. The next quarterly Safety Meeting tentatively scheduled for Monday, August 16, 2021.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of May 10, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Chuck Rolf, Boone County Ag Society, was present to discuss a request for assistance in purchasing clay for the refurbishing of the former small livestock barn at the fairgrounds that is being used as overflow stalls when there are events at the Boone County Agricultural Education Center. The Board discussed if the yellow clay contained in the hill south of the Center would suffice or if it would be more cost effective to order from a vendor. Motion made by Rutten, second by Lindgren to pay the first \$1,000.00 in procuring the clay from Bygland Dirt Contracting, Inc with the understanding that the Ag Society will be responsible for any additional costs and placement of the clay once delivered to the former small livestock barn. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



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The Boone County Ag Society submitted an application for Special Designated License (SDL) for July 10 and 12-14, 2021. The Board reviewed the application for Special Designated License (SDL) for the Boone County Fair scheduled for Saturday, Monday, Tuesday and Wednesday, on July 10, 12, 13 and 14, 2021 at the Boone County Fairgrounds, 2616 Fairgrounds Road, Albion, Nebraska. Motion made by Temme, second by Lindgren to approve the Application for Special Designated Liquor License request from the Boone County Ag Society for the Boone County Fair to be held at the Boone County Fairgrounds, Albion, Boone County, Nebraska on July 10 and 12-14, 2021 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Boone County Treasurer requested authorization from the Boone County Board of Commissioners to set up a separate bank account for the Limited Tax County Road Bonds, Series 2019 (Highway Allocation Fund Pledge Bonds) in October of 2019. The account received said bond proceeds as revenue for road/bridge infrastructure repair due to the adverse weather conditions of 2019. The third interest payment is due June 15, 2021. Motion made by Temme, second by Rutten to approve and authorize Laurie Krohn, County Treasurer, to pay the third bond interest payment of \$37,873.75 for the Limited Tax County Road Bonds, Series 2019 prior to June 15, 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board reviewed a general status inquiry from A & R Construction Co. regarding the Petersburg East/Raeville East project. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign the general status inquiry from A & R Construction Co. Roll call vote: Yeas: Rutten, Lindgren and Temme. 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 Carnival Days event scheduled for June 22-23, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the Petersburg Community Club for advertisement of Carnival Days from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board discussed the Weed Superintendent vacancy and how to handle immediate weed issues until the vacancy is filled. One commissioner has a Right-of-Way license and offered to handle any issue covered by his license and only if immediate control is required. Motion made by Rutten, second by Temme to approve the temporary agreement between the County of Boone and Jon Lindgren for imminent weed control issues until the vacancy is filled for \$20.00 an hour to be paid out by vendor claim submission. Roll call vote: Yeas: Rutten and Temme. Nays: None. Abstain: Lindgren. Motion carried.

The Board discussed rescinding Resolution No. 2020-04 dated February 26, 2020 regarding the approved transferring of funds by the Boone County Agricultural Education Center, Inc. The Board reviewed the requested and received documentation to show the transfer of funds between the Boone County Agricultural Education Center Inc.'s Bond Payment account and Building Improvement Account. Motion made by Temme, second by Rutten to rescind Resolution No. 2020-04. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The County Clerk's office deputy position has been vacant since former Clerk Thorberg's retirement. The County Clerk and the Board discussed who would be filling that position and when it would be effective. Motion made by Rutten, second by Lindgren to approve the appointment of Lorrie Nicklasson at her current



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rate of pay, effective May 22, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Great Plains Communications, LLC requested permission to plow fiber optic cable along 325th Avenue, 350th Street, 357th Street and 360th Street located in Sections 1, 2, 3, 11, 12, 13 and 14 all in Township 18 North, all in Range 8 West of the 6th P.M., Boone County, Nebraska. Due to multiple locations within Township 18 North, Range 8 the complete legal descriptions will be retained in the County Clerk's office if inspection by the public is needed. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-18, granting permission to Great Plains Communications, LLC to plow fiber optic cable along 325th Avenue, 350th Street, 357th Street and 360th Street located in Sections 1, 2, 3, 11, 12, 13 and 14 all in Township 18 North, all in Range 8 West of the 6th P.M., Boone County, Nebraska as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Great Plains Communications, LLC requested permission to plow fiber optic cable along various locations located in Sections 3, 4, 5, 6, 7, 8, 9, 10, 16, 17, 18, 20, 21, 22, 27, 28, 29 and 30 all in Township 19 North, all in Range 5 West of the 6th P.M, Boone County, Nebraska. Due to multiple locations within Township 19 North, Range 5 the complete legal descriptions will be retained in the County Clerk's office if inspection by the public is needed. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-19, granting permission to Great Plains Communications, LLC to plow fiber optic cable along various locations located in Sections 3, 4, 5, 6, 7, 8, 9, 10, 16, 17, 18, 20, 21, 22, 27, 28, 29 and 30 all in Township 19 North, all in Range 5 West of the 6th P.M, Boone County, Nebraska as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Dan Stankoski, County Road Foreman, presented three quotes from Ed Hoevet Excavating, Ord, NE for maintenance on the wings of three box culverts. One estimate for a box culvert is of immediate need of maintenance in the Akron area. Motion made by Rutten, second by Lindgren to approve the Akron repair by Ed Hoevet Excavating, Ord, NE for approximately \$7,600.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The other two estimates from Ed Hoevet Excavating will be tabled until May 26, 2021 to give time to the Road Foreman to obtain an additional quote to compare pricing.

Tanya Sharp, Boone County Health Center, was present to discuss the suggested Ambulance rate changes to be effective July 1, 2021. The procedure to get this changed was discussed as well as changes to the contract in regard to Personnel Contacts for the County. Motion made by Temme, second by Lindgren to approve the suggested rates as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Keith Marvin, Marvin Planning Consultants, Inc and Mary Ziemba, Zoning Administrator, were present to discuss the Boone County Comprehensive Plan update. Marvin presented two contracts for the Board to review. Discussion in regard to payment, term of contract and reimbursement to the County from two villages for paying the upfront contract fee took place. Motion made by Temme, second by Lindgren to approve the contract with Marvin Planning Consultants, Inc. to be completed by January 2023 for approximately \$43,400.00 to update the Boone County Comprehensive Plan. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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Public Comments:

- Dan Stankoski, Road Foreman gave updates on:
 - Baum Bridge on 110th Street.
 - Status of millings for 170th Avenue, south of Cedar Rapids for approximately 300 yards.
 - Potholes on Cedar Rapid's cemetery road need filled.
- Commissioner Rutten and Lindgren discussed an upcoming Region 44 Emergency Services meeting and when it will be.
- Commissioner Lindgren and Temme discussed attendance for the Region 4 Behavioral Health System, East-Central Health District and Northeast Nebraska Area on Aging.
- Jane Klassen went over questions and concerns regarding NACO Blue Cross Blue Shield coverage.

Chairman Temme declared the meeting adjourned at 12:22 P.M., with the next Board meeting scheduled for Wednesday, May 26, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS May 26, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, May 26, 2021 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on May 19, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Monday, May 24, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of April 22, 2021 through May 21, 2021. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$100,933.23, BCBS \$47,590.48, Ameritas Ret \$7,055.45, EFTPS \$7,518.42, LTD Premiums \$0.00, Section 125 Fees \$17.50, Wellness Program \$128.00; Road \$63,781.62, BCBS \$28,837.40, Ameritas Ret \$4,305.25, EFTPS \$4,790.35; Ambulance \$5,546.48, Ameritas Ret \$107.06, EFTPS \$424.29; Public Defender Contract \$3,358.21 and Resignation Payroll Vendor \$275.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of May 17, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board of Equalization Proceedings of April 26, 2021 and May 17, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

The Board reviewed a quote submitted from the Boone County Sheriff's office for a new Dell Optiplex 3080 Workstation from Applied Connective Technologies to replace their booking computer. Motion made by Rutten, second by Lindgren to approve and authorize the County Sheriff to purchase a new Dell Optiplex 3080 Workstation from Applied Connective Technologies for approximately \$881.00. Roll call vote: Yeas: Rutten, Lindgren, and Temme. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, submitted a quote from Eller Heating & Air Conditioning, LLC. The quote was for a courthouse rooftop unit and had an option for replacing the part that was broken for approximately \$6,234.00 or an option for replacing the entire unit including materials needed to install it for approximately \$10,493.00. The Board and Nelson discussed the two different options in length and decided to purchase the new unit. Motion made by Temme, second by Rutten to authorize Nelson to purchase the new



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rooftop unit from Eller Heating & Air Conditioning, LLC for approximately \$10,493.00. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Brent Pribnow, Road Employee; Stacey Ziemba, County Highway Superintendent; and Roy Pribnow were in attendance to discuss current employee wages and ongoing road concerns with the Board. Pribnow wanted further explanation as to why the Board offered the two road employees who showed interest in the Weed Superintendent's position the same hourly increase of \$0.29 that the previous Weed Superintendent received instead of the hourly rate of \$20.00 that was advertised this final time and what Jon Lindgren, Commissioner, would have received if he had to do any emergency weed control per the temporary agreement approved at the May 17, 2021 meeting. The Board explained that due to lack of interest from the road employees and public to fill the weed superintendent position they felt the temporary agreement for emergency weed control was needed to handle any public concerns that would have been covered by Lindgren's license. To date, Lindgren has not sprayed anything on the County's behalf. No action was taken at this time.

Ann Giebler, LegalShield and IDShield Representative, updated the Board on the services they have been providing since 2017 and explained that if any current or new employee wanted to sign up for LegalShield and identity theft services that she was going to visit the offices to answer any questions. The employee will continue to be responsible for signing up for the LegalShield, IDShield or both policies; setting up payment options with personal banking information; and termination of any policy they initiated.

Ed Knott, Applied Connective Technologies, was present to discuss the proposed agreements for a Managed Service (IT) Agreement and a Software As A Service (SaaS) Agreement. The IT Agreement didn't have any major changes from prior years other than a slight increase for covered hours was needed. Knott presented four different variations for the SaaS Agreement. The differences came down to two newly offered programs, Cylance PROTECT and IronScales Email Security. Cylance would replace the previously used Webroot Endpoint Protection and IronScales would be brand new to help cut down on potential phishing threats. Motion made by Temme, second by Lindgren to approve the IT Agreement for \$1,250.00 per month and the SaaS Agreement with Cylance PROTECT and IronScales included for approximately \$845.75 per month. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, presented the following with her general report:

- Millings were spread on 170th Avenue, south of Cedar Rapids for approximately 300 yards.
- The Kohtz tower anchors have been taken care of and removed.
- Obtaining ROW for the Primrose EWP Project from two landowners.
- Bridge project 130th Street, between 330th and 320th Avenue.

The Board and the County Highway Superintendent discussed the remaining two box culverts that are in need of maintenance and upkeep. Ziemba was unable to get an additional quote to compare with the Ed Hoevet Excavating quote from the previous meeting. The Board discussed the cost of the project and if additional quotes could be obtained due to the nature of the work. Ziemba is supposed to look into additional vendors for the next meeting. No action was taken at this time.

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 21-26, 2021. Motion made by Lindgren, second by Rutten to approve the application requesting funding assistance from the Albion Area Arts Council to advertise the Missoula Children's Theatre event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



The Board had advertised to fill the Weed Superintendent vacancy with applications being due by 4:00 p.m., Friday, May 21, 2021. One application was received by the deadline with the applicant already having the required licenses. The Board reviewed the application and discussed the current weed concerns that have been received over the last few weeks. Motion made by Lindgren, second by Temme to approve the application as received, pending the acceptance of the position by the applicant. Roll call vote: Yeas: Lindgren and Temme. Nays: None. Abstain: Rutten. Motion carried.

At the previous meeting the Board approved the new Ambulance Service rates, effective July 1, 2021. The Board reviewed the Resolution No. 2021-20 and the 2021 Rate Change Request form to be submitted to Quick Med Claims with the new rates entered as discussed. Motion made by Lindgren, second by Temme to approve Resolution No. 2021-20 and authorize the Board Chairman to sign the 2021 Rate Change Request form as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Topics for possible Handbook changes/additions included:

- Fire/Rescue Volunteer Payroll Policy
- Vehicle Inspection Policy
- Wording needs changed on Holiday/Funeral Leave to reflect difference in employee work shifts
- Update to the General Leave Policy
- Salary Schedule

No action was taken at this time, but any and all possible changes to the handbook will be discussed at a later commissioner's meeting.

Public Comments:

- Denise Ziemba, Region 44 Emergency Manager, was present to update the Board on:
 - Attendance to the Lower Loup Natural Resources District Hazard Mitigation Plan Update Meeting
 - Region 44 Meeting on May 24, 2021
 - Received award for 2020 Outstanding New Emergency Management Professional.
- Gayle Noble informed the Board of his weed concerns and said that he would like to be contacted when/if a Weed Superintendent was appointed.
- Commissioner Lindgren attended the Region 44 Emergency meeting and the Region 4 Health meeting.
- Commissioner Temme attended the Boone County Ag Society meeting.

Chairman Temme declared the meeting adjourned at 1:48 P.M., with the next Board meeting scheduled for Friday, June 4, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY COMMISSIONERS SPECIAL PUBLIC MEETING JUNE 4, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, held a special public meeting at 9:30 A.M. on Friday, June 4, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and present for roll call were Commissioners Larry Temme, Ben Rutten, and Jon Lindgren; and Brian McDonald, JEO Consulting Group, Inc. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on May 26, 2021 and the convened meeting was open to the public. The agenda was posted on the Boone County website and posted on the information board located in the Courthouse north entrance on Tuesday, June 1, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Brian McDonald, JEO Consulting Group, Inc., asked for a special meeting to be held before the next Commissioner's meeting on June 14, 2021 to help expedite the bid process for the Primrose South EWP, Project Nos. 190778.01 and 191578.01, that needs to be completed by August 6, 2021. The August deadline is to be in compliance with Nebraska Natural Resources Conservation Service deadlines to receive NRCS EWPP funds at the completion of the project.

Sealed bids were to be received in the County Clerk's office by 9:30 A.M., on June 4, 2021 to be eligible for review. Six sealed bids were received by the deadline and were as follows:

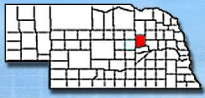
Bidder:	Site 197:	Site 497:
Husker Engineering, Burwell, NE	\$45,532.00	\$73,251.00
Bygland Dirt Contracting, Inc., Albion, NE	\$46,414.90	\$71,866.60
Rutjens Constrution, Tilden, NE	\$48,309.85	\$73,231.50
Kokes Construction LLC, Ord, NE	\$50,155.00	\$80,915.00
High Plains Enterprises, Inc., Martell, NE	\$54,355.00	\$98,263.00
Niewohner Construction, Inc., Onawa, IA	\$60,024.50	\$86,416.50

McDonald and the Board thanked those in attendance for their bids and stated that the apparent low bid for Site 197/Project No. 190778.01 is Husker Engineering, Burwell, NE for \$45,532.00 and the apparent low bid for Site 497/Project No. 191578.01 is Bygland Dirt Contracting, Inc., Albion, NE for \$71,866.60.

Additional time is needed to complete a bid tab and to confirm bid amounts, so no action is taken at this time. Further discussion and final decision will take place at the next commissioners meeting.

Chairman Temme declared the meeting adjourned at 10:02 A.M., with the next Board meeting scheduled for Monday, June 14, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



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

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

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

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

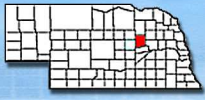
Stacey Ziemba, County Highway Superintendent, was present for the review of A & R Construction Co.'s Application for Final Payment, Change Order No. 1 and Certificate of Substantial Completion regarding the Petersburg East/Raeville East Project. The Board reviewed the provided documents and noted that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

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

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

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

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



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

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

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

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

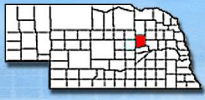
Motion made by Lindgren, second by Rutten to approve the following reports of the County Officials as presented for May 2021:

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

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

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

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



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

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

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

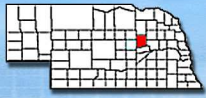
Mary Ziemba, County Zoning Administrator, and Stacey Ziemba, County Highway Superintendent, were present to discuss the possibility of hiring additional office personnel. The Board, Ziemba and Ziemba discussed the need for the position, what the position's duties would be and who the person would report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

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

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

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

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



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

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

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

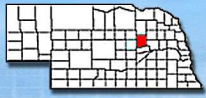
The County Clerk received a new Internet Banking Service Agreement and Originator Company Agreement regarding the County's ACH services with Cornerstone Bank for Payroll purposes. Motion made by Temme, second by Lindgren to authorize the County Clerk to sign the updated Internet Banking Service Agreement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

Public Comments:

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

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

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JUNE 21, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, June 21, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on June 16, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, June 18, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of June 14, 2021, as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board of Equalization Meeting Minutes of June 14, 2021, as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board of Equalization Hearing Minutes of June 14, 2021, as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Jeff Jarecki, County Public Defender, was scheduled to present his report to the Board. However, due to a scheduling conflict, this matter was rescheduled for June 28, 2021, at 9:15 A.M.

Cindy Lesiak, on behalf of the Boone County Health Center, presented the Board with the Home Health Agency Licensure Renewal for their review and signature by two board members. She indicated that this renewal is done every year and is a formality. Motion made by Lindgren, second by Rutten to authorize Larry Temme, Board Chairman, and Ben Rutten, Board Vice-Chairman, to execute the Home Health Agency Licensure Renewal. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Board met with the elected officials/department heads regarding migrating from the current .org domain to a .gov domain for email security purposes. Chairman Temme explained that it would provide more security for emails. Motion made by Temme, second by Lindgren to proceed with the migration from the current .org domain to a .gov domain for email purposes. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Board met with the elected officials/department heads regarding the Juneteenth Federal Holiday observed on Friday, June 18, 2021, since the actual holiday was June 19, 2021. Commissioner Temme indicated that the reason the courthouse was not closed was due to the short notice received regarding the holiday. A survey was presented to the Board regarding the counties that were open/closed based on information received by the offices of the County Clerk and County Treasurer. The Board felt that for 2021, a floating holiday would be given to the employees and that future consideration regarding the holiday will be made in January at the Reorganization Meeting when the holidays are designated. As with the floating holiday given for Arbor Day,



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the floating holiday needs to be used on or before December 21, 2021, or else it will be lost. Motion made by Temme, second by Lindgren to designate a floating holiday for the Juneteenth Federal Holiday for 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 Temme, second by Lindgren to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Schmeits, Mueller & Martinsen, P.C. submitted a Letter of Understanding regarding the preparation of the annual county budget for the purpose of fulfilling the State of Nebraska budget law requirements. Motion made by Rutten, second by Lindgren to approve the Letter of Understanding with Schmeits, Mueller & Martinsen, P.C. to assist in the preparation of the county budget for fiscal year 2021-2022 for approximately \$3,550.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

On February 8, 2021, the Board requested an audit proposal from the Nebraska Auditor of Public Accounts for the fiscal year ending June 30, 2021. The Board reviewed the Engagement Letter dated May 25, 2021, for auditing services for the 2020-2021 fiscal year submitted by Nebraska Auditor of Public Accounts. Motion made by Temme, second by Lindgren to approve and authorize the Board Chairman to sign the Audit Engagement Letter for auditing services for the 2020-2021 fiscal year as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 scheduled for July 24, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the Cedar Rapids Community Club to advertise the Cedar Rapids Community Picnic event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board conducted a quarterly employment evaluation with Bob Sandman, County Weed Superintendent.

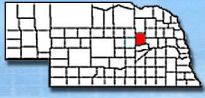
The Board conducted a quarterly employment evaluation with Stacey Ziemba, County Highway Superintendent.

The Board conducted a quarterly employment evaluation with Mary Ziemba, County Zoning Administrator.

The Board conducted a quarterly employment evaluation with Jacqueline Wells, County Veterans Service Officer.

The Board conducted a quarterly employment evaluation with Rod Nelson, Courthouse Maintenance.

Stacey Ziemba, County Highway Superintendent; Brian McDonald, Engineer with JEO Consulting Group; and Ralph Pieke appeared in person before the Board to discuss a drainage issue regarding 330th Avenue south of the 150th Street intersection. In addition, Dan Wondercheck was present by conference call. Brian McDonald provided to those present several aerial photos showing over the course of several years water ponding on either side of a culvert located on a minimum maintenance road adjacent to the property owned by Dan Wondercheck and Ralph Pieke. Dan Wondercheck and Ralph Pieke both spoke to Board regarding the measures they have taken over the years to alleviate the problem. Brian McDonald indicated that although it is not designated as a low water crossing, the culvert currently in place is effectively acting as a low water crossing. Some of the



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possible fixes to the problem discussed included making a spillway, putting in more culverts or removing the culvert that is presently there. The Board and Brian McDonald indicated that there was not a definitive way that the issue could be remedied. Removing the culvert was not an option because it would make the road impassable and there is no plan to close the road. The Board indicated that they would go and look at the area again and see what the County could do. The County will determine whether the culvert needs to be cleaned out first.

Denny Johnson, Boone County Sheriff, and John Buck, Chief Deputy Sheriff, appeared before the Board to discuss personnel wages. Sheriff Johnson indicated that in the past, when a Deputy Sheriff successfully completed training at the Law Enforcement Academy, that they would receive a 58¢ per hour wage increase. Sheriff Johnson feels that the law enforcement certificate should warrant a higher wage increase. Sheriff Johnson proposed that the law enforcement certification should come with a \$1.08 per hour increase, being an increase of 50¢ per hour over the prior rate. Also, at one point there had been a pay increase with the designation of Sergeant. That Sergeant designation had been eliminated and he would like to have that reinstated with a pay increase of 58¢ p/hour. The Board and Sheriff Johnson feels the wage increases are necessary to attract and keep personnel due to the shortage across the state of certified officers. Motion made by Lindgren, second by Rutten to change the wage increase for obtaining a law enforcement certificate from 58¢ per hour to \$1.08 per hour; and to reinstate the designation of Sergeant together with a wage increase of 58¢ per hour for such designation; both increases to be effective on June 22, 2021 (July Payroll Period). Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board discussed the vacancy on the Boone County Fitness Center Board due to the death of Alan Rasmussen, County Commissioner. It was decided that Ben Rutten would fill the vacancy. The County Clerk is to notify the Fitness Center of the Rutten's appointment. Motion mad by Lindgren, second by Temme to appoint Ben Rutten to fill the vacancy left by the death of Alan Rasmussen on the Boone County Fitness Center Board. Roll call: Yeas: Lindgren and Temme. Nays: None. Abstain: Rutten. Motion carried.

Public Comments:

- Commissioner Temme attended the Central Nebraska Joint Housing Authority Board Meeting on June 18, 2021.
- Commissioner Rutten attended the Northeast Nebraska Juvenile Services meeting on June 18, 2021.
- Commissioner Lindgren attended the Nebraska Agency on Aging on June 17, 2021.

Chairman Temme declared the meeting adjourned at 1:38 P.M., with the next Board meeting scheduled for Monday, June 28, 2021.

Lorrie Nicklasson,
Deputy Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JUNE 28, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, June 28, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Larry Temme, and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on June 23, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, June 25, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

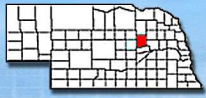
The Board reviewed the County Payroll Claims filed for the pay period of May 22, 2021 through June 21, 2021. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$94,236.87, BCBS \$49,272.77, Ameritas Ret \$6,520.27, EFTPS \$7,005.18, LTD Premiums \$0.00, Section 125 Fees \$17.50, Wellness Program \$128.00; Road \$62,659.39, BCBS \$31,654.43, Ameritas Ret \$4,147.15, EFTPS \$4,693.02; Ambulance \$2,502.62, Ameritas Ret \$70.00, EFTPS \$191.45; Public Defender Contract \$3,358.21; 911 Emergency Management (2910) - \$913.50; 911 Wireless Service (2913) \$2,236.50. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board Proceedings of June 21, 2021, as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to approve the County Board of Equalization Meeting Minutes of June 21, 2021, as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Boone County Ambulance Service submitted an uncollectible ambulance account that the Board reviewed April 29, 2019 and turned over to the County Attorney for further collection. The County Attorney has attempted by letter and court proceeding to collect on the balance with no payment being received to date. Motion made by Rutten, second by Lindgren to write off the uncollectible ambulance account in the amount of \$2,230.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Katie Sharp, Jarecki Lay & Sharp PC, LLO, reported that the cases assigned to the Public Defender in 2012 through 2019 are all completed. Sharp updated the Board in regard to Public Defender assigned cases: 2020 – 35 cases with 18 closed, 4 conflicts and 13 open and 2021 to date – 12 cases with 4 closed, 1 conflict and 7 open. Sharp explained to the Board that some juvenile cases take a long time to complete and that some individuals may have more than one case. Juvenile cases may remain open until the court case is resolved or the age of nineteen. The Board thanked Sharp for the updated report and their diligent services. Sharp thanked the Board and is very appreciative of the contract for public defender services. Motion made by Temme, second by Lindgren to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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The Board reviewed the Assurances of Compliance with Civil Rights Requirements and the U.S. Department of the Treasury Coronavirus Local Fiscal Recovery Fund Award Terms and Conditions agreements to claim the American Rescue Plan Act funds. The last day for guidelines for spending of these funds to be edited or changed is July 9, 2021. The Board also discussed who the point of contact should be within the courthouse. Motion made by Rutten, second by Lindgren to appoint the Boone County Clerk as the point of contact and to authorize the Chairman to eSign the agreements as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

A quote from Applied Connective Technologies, LLC was received to install a TV with accessories to be used for videoconferences. This will not only be used by the Board, but could be used by any County Employee if needed to attend a videoconference meeting. During the pandemic it was shown that this technology will be used more frequently going forward. Motion made by Rutten, second by Lindgren to approve the quote for a 55-Inch LED TV and accessories from Applied Connective Technologies, LLC for approximately \$2,575.09. Roll call vote: Rutten, Lindgren and Temme. Nays: None. Motion carried.

It was brought to several county employees' attention by probation, attorneys, and abstracters that the County's public Wi-Fi was not available anymore. When Applied Connective Technologies, LLC looked into the issue they found that the equipment used to amplify the Wi-Fi signal throughout the courthouse was outdated and needed to be replaced. Motion made by Temme, second by Lindgren to approve the quote for four new network access points from Applied Connective Technologies, LLC for approximately \$900.00. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 Primrose Rural Fire Department requested assistance to advertise the Primrose Tire and Car Show event scheduled for August 8, 2021. Motion made by Temme, second by Rutten to approve the application requesting funding assistance from the Primrose Rural Fire Department to advertise the Primrose Tire and Car Show event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

At the previous Commissioner's meeting, Ben Rutten was appointed to fill the vacancy on the Boone County Fitness Center Board due to the death of Alan Rasmussen. To balance the Board's responsibilities, it was suggested that a different Commissioner be appointed to oversee the Weed Superintendent. Motion made by Rutten, second by Temme to appoint Commissioner Jon Lindgren as the new Weed Superintendent. Roll call vote: Yeas: Rutten and Temme. Nays: None. Abstain: Lindgren. 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 percentage of the set aside funds left in Fund 2913 is to be transferred either to the Fund 2914 "911 Wireless Service Holding Fund" for the funds set aside for future equipment and software purchases or to the Fund 0100 "General Fund" for the funding of salaries for 911 dispatching services before the close of the fiscal year end June 30th each year. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-24, authorizing Laurie Krohn, Boone County Treasurer, to transfer the sum of \$34,719.53 from the 911 Wireless Service Fund (2913) to the payroll General Fund (0100) as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board met with the County Elected Officials/Department Heads to discuss several different topics which included the following:



Boone County Board Minutes



- Handbook changes discussed were in regard to the General Leave Policy; Salary Schedule; wording in the Benefits, Holidays and Funeral Leave Policies; and the addition of two new policies: Vehicle Inspection Policy and Volunteer Fire/Rescue Policy. No action taken at this time.
- 2021-2022 Budget and cost of living. The Board discussed budget preparation with the County Assessor, Clerk, Highway Superintendent, Treasurer, Veteran Service Officer, Courthouse Maintenance, County Attorney's Assistant and UNL Extension. The Board would like to make some spending cuts where possible. Due to the infrastructure damage from the March 2019 storms the Board asked that there be none or very little increase for operating line codes from the prior year request. The infrastructure damage in 2019 to the County roads, bridges, etc. is not all repaired yet. The employee benefits, and January cost of living wage increase for full time employees were discussed. Motion made by Temme, second by Lindgren to approve a 38 cent per hour cost of living wage increase for full time employees for year 2022. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.
- Personnel wages for the Road Department were tabled until a later date.
- Personnel wages for an employee in the County Assessor's office was discussed. Motion made by Rutten, second by Temme to approve a \$1.00 wage increase for an employee in the Assessor's office to be effective as of June 22, 2021. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.
- The possibility of reinstating the Longevity Program was discussed with the Board. Motion made by Temme, second by Lindgren to deny the reinstatement of the Longevity Program. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Stacey Ziemba, Highway Superintendent, presented the general report which updated the Board on the bank stabilization project on 150th Avenue, Project BR#21105; where the County is at in regard to the FEMA process for the Knob Bridge, Project BR#00715; and a safety meeting was held with the road shops. Due to the success of the safety meeting, there will be one schedule every other month. Motion made by Lindgren, second by Temme to accept the Highway Superintendent General Report as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Summer hours for the Road Department were discussed with Ziemba. Motion made by Lindgren, second by Rutten to approve a trial period for summer hours of 6:30 A.M.-3:00 P.M. with a half hour lunch to be taken from July 1 through September 21. Roll call vote: Yeas: Lindgren and Rutten. Nays: Temme. Motion carried.

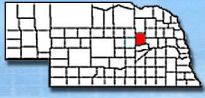
Stacey Ziemba, Highway Superintendent, wanted further clarification on the work to be done on the Loretto Street Project, east off of Highway 14 and on a county road 190th Street. The Board and Ziemba discussed the drainage issue what materials were needed. After clarification was given and an update on the overall project was given, there was no action taken.

Public Comments:

- Commissioner Lindgren plans to attend the East-Central District Health Department by videoconference.

Chairman Temme declared the meeting adjourned at 1:48 P.M., with the next Board meeting scheduled for Monday, July 12, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JULY 12, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 12, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Larry Temme, and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on July 7, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, July 9, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Lindgren, second by Temme to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$73,046.30; Road/Weed - \$412,363.92; 911 Emergency Management (2910) - \$1,511.60; 911 Wireless Service (2913) - \$2,442.74; and Ambulance - \$1,620.39. Roll call vote: Yeas: Temme, Rutten, and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of June 28, 2021, as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board of Equalization Meeting Minutes of June 28, 2021, as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

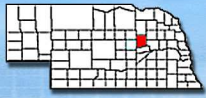
Motion made by Temme, second by Lindgren to approve the following reports of the County Officials as presented for June 2021:

- Clerk - \$11,014.00 (State of Nebraska \$5,736.66)(County of Boone \$5,277.34)
- District Court - \$229.03 (State of Nebraska \$36.00)(County of Boone \$193.03)
- Sheriff - \$376.24
- Planning & Zoning - \$163.00
- Treasurer - Miscellaneous Receipt Nos. 18743 - 18810 - \$440,364.27
- Treasurer - Total Collections - \$738,167.51

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

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of June 30, 2021. Motion made by Lindgren, second by Rutten to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The County Treasurer submitted a Semiannual Statement for January 1, 2021 through June 30, 2021. Motion made by Rutten, second by Lindgren to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



The County Clerk submitted a Statement of Receipts and Disbursements for fiscal year end June 30, 2021. Motion made by Lindgren, second by Temme to accept and approve as presented the County Clerk/Register of Deeds 2020-2021 fiscal year-end report. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, presented a quote for two roll-down security shutters for the County Assessor's new customer service windows/counter. Motion made by Rutten, second by Lindgren to approve the quote for two Model 6544 Aluminum Counter Shutters from Affordable Overhead Doors for approximately \$4,912.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Brian McDonald, JEO Consulting Group, Inc; Stacey Ziemba, County Highway Superintendent; and the Board opened four sealed bids for the FEMA Bridge Project #142607 (Knob Bridge), Bridge 6(00715) received by the County Clerk's office by 10:00 A.M. on July 12, 2021. They were as follows:

Bidder:

Amount:

Ed Hoevet Excavating	\$223,346.15
JJK Construction	\$311,985.72
Theisen Construction, Inc.	\$321,145.30
Kea Construction LLC	\$325,913.65

Motion made by Temme, second by Lindgren to award the bid to the apparent low, Ed Hoevet Excavating, pending a review of the numbers. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

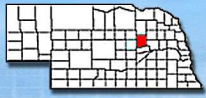
McDonald and Ziemba presented the Board with their general report:

- Driveway installation request update.
- Ditch issue along 325th Street south of St. Edward.
- Update on Ridge Road project.
- Signage clarification for changing speed limits.

Motion made by Temme, second by Lindgren to go into executive session at 10:49 A.M., per the Open Meeting Act §84-1410 (1a), strategy session with respect to pending litigation. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried. The Board; John Morgan, County Attorney; Stacey Ziemba, County Highway Superintendent; and Brian McDonald, JEO Consulting Group, Inc; were present during the session. Motion made by Temme, second by Lindgren to come out of the executive session at 11:11 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried. No action taken at this time.

Ziemba presented a quote from BJ's Sandhill Electric for the electrical installation for the breakroom in District #1. Motion made by Rutten, second by Lindgren to approve the quote for electrical installation at the District #1 breakroom for approximately \$5,200.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Ziemba present a quote from BJ's Sandhill Electric for installing underground powerline to the District #1 fuel tanks. Motion made by Temme, second by Lindgren to approve the quote for installing the underground powerline to the road shop's fuel tanks for approximately \$800.00. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Barb Hanson, County Assessor, presented the Board with a proposed contract with Stanard Appraisal Services, Inc. for the Rural Farms and Outbuildings Revaluation that needs to be done every six years. Motion made by Lindgren, second by Temme to approve and authorize the Chairman to sign the contract for approximately \$140,860.00 to be paid over a two-year period. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

On the State Auditor's report it was noted that the County should build in the Boone County Health Center's (BCHC) budget to be in compliance with State Statute and Attorney General's opinion. A new fund will need to be established to reflect this budget, but not for the BCHC to ask for funding from the County. Motion made by Temme, second by Lindgren to authorize the County Clerk to build a new Fund, Hospital Operating and Maintenance (5000), to be in compliance with the State Auditor's report and with no levy collected on the new fund. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Chairman signed a one-year agreement with the Nebraska Auditor of Public Accounts on June 21, 2021 instead of the three year plan for 2021, 2022 and 2023. Once they received that signed document they requested an Engagement Letter regarding the one year agreement that the County decided on. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Engagement Letter for the fiscal year 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. 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.

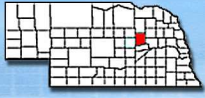
The St. John's The Baptist Catholic Church requested assistance to advertise the St. John's Bazaar Fall Festival event scheduled for September 5, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the St. John's The Baptist Catholic Church to advertise the St. John's Bazaar Fall Festival event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The St. Edward Community Club requested assistance to advertise the Beaver Valley Days event scheduled for August 6, 7 and 8, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the St. Edward Community Club to advertise the Beaver Valley Days event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Ben Rutten, Commissioner, was contacted by a Greeley County Commissioner with an idea to dedicate Highway 56 from Greeley, Nebraska to St. Edward, Nebraska as the Sam Foltz Memorial Highway. At this time the Board felt that more information was needed and no action was taken.

The agenda item regarding the previous County Ambulance Defibrillator was moved to a later date.

The Board discussed the disposition of a county owned vehicle that is seldom used. The vehicle is a 2007 Ford Crown Victoria 4 Door Sedan. Motion made by Temme, second by Lindgren to advertise for sale the 2007 Ford Crown Victoria for one week in the Albion News and Boone County Tribune and accept sealed bids until 4:00 P.M. on Friday, July 23, 2021 with sealed bids opened at 11:00 A.M. on Monday, July 26, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



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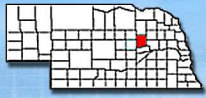


Public Comments:

- Commissioner Lindgren plans to attend the Northeast Nebraska Area Agency on Aging meeting that is coming up.
- Commissioner Temme plans to attend the BCDA meeting.
- Commissioner Rutten volunteered to attend a NIRMA seminar on August 4 in Norfolk, NE.

Chairman Temme declared the meeting adjourned at 1:26 P.M., with the next Board meeting scheduled for Monday, July 19, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY COMMISSIONERS SPECIAL PUBLIC MEETING JULY 15, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, held a special public meeting at 5:31 P.M. on Thursday, July 15, 2021, in the Dining Hall of the Event Center, 2426 Fairgrounds Road, Albion, Nebraska.

Chairman Temme called the meeting to order and present for roll call were Commissioners Jon Lindgren, Larry Temme, and Ben Rutten; along with approximately 30 county employees. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on July 7, 2021 and the convened meeting was open to the public. The agenda was posted on the Boone County website and posted on the information board located in the Courthouse north entrance on Wednesday, July 14, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Commissioner Temme opened the meeting with an overview of the budget using the forms submitted for last years' budget as a guide. There were packets that included these budget forms with other inserts to show the increased County's responsibility when it came to the benefits that are currently offered. Commissioner Temme also had a statewide sheet for the years 2016 and 2019 to compare Boone County against other counties of similar size in regard to their population, taxable value and tax rate. As of right now Boone County's tax rate is on the lower side compared to other counties. It was noted that the prediction for this year's valuation is to go down again. This will lower the amount of tax dollars the County can use toward various obligations, wages and benefits.

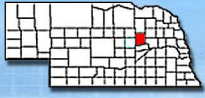
The Commissioners then opened the floor for comments, questions or concerns of those in attendance. Several employees had several questions about the insurance, vacation hours, and benefits as a whole. Some questioned the monthly allotment of vacation hours for offices/positions that have a work shift longer than the traditional 8 hour shift. Another questioned the process of reimbursements that are paid to the county through Interlocal Agreements and how they factor into the budget. Overall, there was a lot of open discussion with all present to voice their opinions directly to the Commissioners. Many expressed that they would attend another meeting if one was scheduled in the future.

The Commissioners informed all present that no guarantees are given at this time. They will keep everything discussed at this meeting in mind when they have their budget meetings after reviewing the budgets submitted by the offices and the County's valuation change. No action taken at this time.

The Board reviewed a drafted Letter of Request for Extension to be submitted to the State Conservation Engineer's office in regard to one of the county's road projects. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign the Letter of Request for Extension. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Chairman Temme declared the meeting adjourned at 7:06 P.M., with the next Board meeting scheduled for Monday, July 19, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JULY 19, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 19, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on July 14, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, July 16, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Lindgren, second by Rutten to approve the County Board Proceedings of July 12, 2021, as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

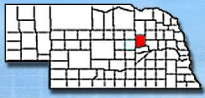
Motion made by Temme, second by Lindgren to approve the County Board Proceedings of July 15, 2021, as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board of Equalization Meeting Minutes of July 12, 2021, as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Albion Thrifty-Way, Inc. submitted an application for Special Designated License (SDL) for August 7, 2021. The Board reviewed the application for Special Designated License (SDL) for a wedding reception scheduled for Saturday, August 7, 2021 at the Creek Road Barn, 1846 330th Ave, Newman Grove, Nebraska. Motion made by Rutten, second by Lindgren to approve the Application for Special Designated Liquor License request from Albion Thrifty-Way, Inc. for a wedding reception to be held at the Creek Road Barn, rural Newman Grove, Nebraska on August 7, 2021 as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

A new fund is needed for the American Rescue Plan Act funds. At this time the county is waiting for further guidance before designating the funds for any particular use. Motion made by Lindgren, second by Temme to authorize the County Clerk to build a new Fund, COVID American Rescue Plan (2580), to be designated for use at a later date after further guidance is received. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, presented a quote to move the overhead electric to a different location for safety reasons. Motion made by Rutten, second by Lindgren to approve the quote from BJ's Sandhill Electric to move the overhead electric for approximately \$3,675.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



The Board and Ziemba discussed the Summer Hours Trial period that was discussed and approved at the June 28, 2021 commissioner's meeting. As of right now, not all road employees are participating in the trial period and after Ziemba discussed the trial period with several employees the interest to participate was not there. Motion made by Temme, second by Lindgren to terminate the Summer Hours Trial period effective July 19, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

JEO Consulting Group, Inc had conducted a sign study for the intersection of 260th Street and 300th Avenue and prepared a resolution to install stop signs to control eastbound and westbound traffic for the Board to review. Ziemba was present to answer any questions. Motion made by Temme, second by Lindgren to approve the sign study and Resolution No. 2021-25 to install stop signs for the intersection of 260th Street and 300th Avenue. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

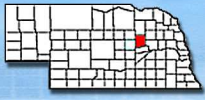
The Termination of Lease between Applied Connective Technologies, LLC (Applied) and the Board was previously discussed at the April 26, 2021. At that time Applied was to remove the cement building and attempt to remove the cement slab the tower stood on, while the county would remove the guidewire anchors and assist with anything requiring larger equipment. Applied has since removed the tower and cement building. They were unable to remove the cement slab the tower stood on, but Ziemba, County Highway Superintendent, has been notified and will be looking into its removal. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Termination of Lease since the remaining slab is to be the County's responsibility. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Denise Ziemba, Region 44 Emergency Manager, was present to give her quarterly report. Ziemba updated the Board on the current COVID variant concerns, as well as the status of the LEOP conversion from paper to electronic format. She also informed the Board about an upcoming class for elected officials that will go over their roles during emergencies and the overall FEMA reimbursement process. A date/time is not set, but she will keep the Board informed and strongly urged that at least one commissioner attend. Motion made by Lindgren, second by Temme to accept and approve the Region 44 Emergency Manager's Quarterly Report as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Mary Ann McQuillan, Greeley County Resident, presented the Board with further information about the process of dedicating 35.28 miles of State Highway 56 as the Sam Foltz Memorial Highway. The Board and McQuillan went over the application and supporting documentation that will be submitted. Motion made by Temme, second by Rutten to table this item for further review. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board reviewed the 2020-2021 fiscal year-end Boone County Ambulance Services report. The Boone County Ambulance beginning fund balance revenue \$274,031.44; receipted revenue \$157,930.44; expenses \$258,515.72; and a balance as of June 30, 2021 of \$173,446.16. the Ambulance Service Fund (5502) has no levy to receive taxes. Motion made by Lindgren, second by Rutten to accept and approve as presented the Boone County Ambulance Service 2020-2021 fiscal year-end report. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented a new GeoComm, Inc., 5 year Maintenance agreement for the GIS Map System for the Board to review. Johnson and the Board discussed the contract and systems covered. Motion made by Rutten, second by Lindgren to authorize the Chairman to sign the new GeoComm, Inc 5 year agreement for approximately \$32,891.00 with the first payment being due April 2022. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Public Comments:

- Stacey Ziemba, Highway Superintendent, updated the Board on the following:
 - Letter of Extension, approved at the July 15 meeting, was received and the deadline was moved to December 15 for the Primrose EWP Project.
 - Update on a ditch issue on 325th Avenue.
- Commissioner Lindgren updated the Board regarding the Northeast Nebraska Area Agency on Aging meeting.
- Commissioner Temme plans to attend the BCDA meeting.
- Mary Ziemba, Zoning Administrator updated the Board on a conditional use permit application.
- The dates for sealed bids for the 2007 Ford Crown Victoria advertisement and deadline were moved due to information needed for advertisement was late in submission.

Chairman Temme declared the meeting adjourned at 1:26 P.M., with the next Board meeting scheduled for Monday, July 19, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JULY 26, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, July 26, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Rutten called the meeting to order, and Commissioners present for roll call were Jon Lindgren and Ben Rutten. Commissioner Larry Temme was absent. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on July 21, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, July 23, 2021. Vice Chairman Rutten acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of June 22, 2021 through July 21, 2021. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$102,703.35; BCBS \$52,141.90; Ameritas Ret \$6,998.08; EFTPS \$7,625.26; LTD Premiums \$0.00; Section 125 Fees \$17.50; Wellness Program \$132.00; Road \$64,073.37; BCBS \$31,654.43; Ameritas Ret \$4,324.93; EFTPS \$4,812.71; Ambulance \$4,480.19; Ameritas Ret \$110.01; EFTPS \$342.73; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board Proceedings of July 19, 2021, as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board of Equalization Meeting Minutes of July 19, 2021 and July 23, 2021, as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board of Equalization 2021 Final Proceedings as presented. Roll call vote: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

The County Treasurer submitted to the Board a list of delinquent 2017 real estate taxes not sold at the tax sale held in March 2021 as per Nebraska State Statute. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-26, 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 2017 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: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes



The possibility of dedicating a portion of Highway 56 as the “Sam Foltz Memorial Highway” was tabled at the July 19 Commissioner’s meeting for further review. Discussion was resumed and Ed Braun of Cedar Rapids was present to express his opposition on the proposed dedication. Commissioners thanked him for taking the time to attend the meeting. Motion made by Rutten, second by Lindgren to reject the Resolution for dedicating the portion of Highway 56 in Boone County, Nebraska for the “Sam Foltz Memorial Highway.” Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Motion made by Rutten, second by Lindgren to set the budget hearing for the Fiscal Year 2021-2022 County Budget on August 26, 2021 at 1:00 P.M. and the property tax request hearing for the Fiscal Year 2021-2022 County Budget on September 13, 2021 at 1:00 P.M. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

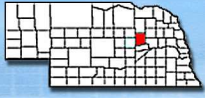
It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute § 47-109. The Board conducted a routine walk through visit of the Boone County Jail per Nebraska State Statute.

Richard Martinsen, CPA, Schmeits, Mueller & Martinsen, P. C., prepared the annual county budget and submitted a preliminary 2021-2022 budget for the Board to review. The Board and Martinsen discussed the preliminary 2021-2022 budget requests submitted by the county departments. The Inheritance Tax Fund has been used for several years to reduce the county’s property tax request, resulting in a low levy. The County budget property tax request for 2019-2020 fiscal year was \$4,262,835.00 with a 2019 levy tax rate of 0.176883 and the property tax request for 2020-2021 fiscal year was \$4,432,628.00 with a 2020 levy tax rate of 0.192076. The preliminary property tax request for 2021-2022 fiscal year budget is \$3,922,588.00 which is a \$510,040.00 decrease from last fiscal year budget request. Motion made by Lindgren, second by Rutten to accept and file the preliminary County of Boone, NE fiscal year 2021-2022 budget per state statute with possible changes to be made on August 5 and 16, 2021 before budget publication and hearing. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Stacey Ziemba, County Highway Superintendent, updated the Board in regard to an underground irrigation pipe located in a general area around 315th Street and 210th Avenue that was damaged while doing maintenance on a minimum maintenance road. Ziemba reviewed the recorded easements and found one had been filed for that location, but the required signs were not posted by the applicant at the time of the incident. Motion made by Lindgren, second by Rutten to table any action on this topic to give the landowner time to contact the County if needed. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

A drafted letter by Ziemba was presented to the Board to release Keystone Pipeline from any interest they may have had to two driveway approaches located in the SE1/4 of Section 4, Township 22, Range 5 in Boone County, Nebraska that were installed by Keystone Pipeline. Motion made by Rutten, second by Lindgren to approve and authorize the Vice Chairman to sign the drafted letter as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

At this time Ziemba had no In-County tractor rental rates to present to the Board. She asked the Commissioners for additional time to contact Out-of-County companies for presentation. Motion made by Lindgren, second by Rutten to table the review of tractor rental rates to give the County Highway Superintendent time to get Out-of-County rates to present to the Board. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes



Ziemba presented the following topics in her general report:

- Update on the 240th Avenue and Loretto Road projects.
- The Spud Mix product from Spud Construction Inc. could be a possible added finishing product to the Ridge Road and Loretto Roads projects.
- 170th Street and 280th Avenue maintenance issue.

Motion made by Lindgren, second by Rutten to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

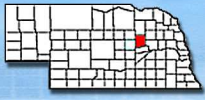
Discussion was held in regard to the termination of the Region 44 Emergency Manager. Denise Ziemba was notified by email on July 23, 2021 of this agenda item, but was not present for the meeting. Motion made by Lindgren, second by Rutten to terminate Denise Ziemba as Region 44 Emergency Manager effective July 26, 2021 per failure to uphold all of the Performance and Conduct Rules stated in the Boone County Employee Handbook. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Public Comments:

- Commissioner Lindgren noted that he attended the Region 4 Behavioral Health meeting.
- Commissioner Rutten will be attending a NIRMA seminar in Norfolk, NE on August 4.

Vice Chairman Rutten declared the meeting adjourned at 11:12 A.M., with the next Board meeting scheduled for Thursday, August 5, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY COMMISSIONERS SPECIAL PUBLIC MEETING AUGUST 5, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, held a special public meeting at 9:00 A.M. on Thursday, August 5, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

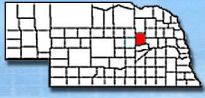
Chairman Temme called the meeting to order and present for roll call were Commissioners Larry Temme, Jon Lindgren, and Ben Rutten; and Rick Martinsen, CPA. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on July 28, 2021 and the convened meeting was open to the public. The agenda was posted on the Boone County website and posted on the information board located in the Courthouse north entrance on Tuesday, August 3, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board met with the County Elected Officials/Department Heads to discuss preparation for the 2021-2022 budget. The Board discussed budget preparation with the County Assessor, Clerk, Highway Superintendent, Treasurer, Veteran Service Officer, Courthouse Maintenance, and UNL Extension. The Board discussed a wage increase for all employee's outside of elected officials. No major changes were made to any office budget at this time.

Andy Forney, D.A. Davidson, was present to discuss the bonds the County currently has. One of them, the Limited Tax County Road Bonds, Series 2019, has a redemption date of November 21, 2021. Forney and the Board discussed that it was the understanding that FEMA funds would be received by the county after the completion of projects to fix damage done during the 2019 flood. No FEMA funds have been received to date for the projects set aside for 2019 flood damage. With that in mind, the Board and Forney further discussed the possibility of refinancing at a lower interest rate. Motion made by Temme, second by Rutten to allow D.A. Davidson to move forward with the process of refinancing the Limited Tax County Road Bonds, Series 2019. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to authorize the Chairman to sign an Underwriting Engagement and Disclosure Letter for D.A. Davidson. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The County Assessor, Clerk, Highway Superintendent, Treasurer, Veteran Service Officer, Courthouse Maintenance, Zoning Administrator and Sheriff were present to discuss the Salary Schedule, Exhibit 3.0, with the Board. After reviewing the preliminary budget the Commissioners felt comfortable with increasing the base wage of every employee, not including Elected Officials, by \$1.00 in addition to the 38 cent per hour cost of living wage increase previously approved on June 28, 2021, all effective for the January 2022 payroll. Discussion was had between the Department Heads and the Board about advertising and Deputy pay. Motion made by Lindgren, second by Rutten to approve raising any employee's pay that is under the base wage of the current Salary Schedule, adopted in December 2019; and then to increase the current Salary Schedule's base wage by \$1.00 for all departments/employees, not including Elected Officials, to be effective for the January 2022 payroll. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



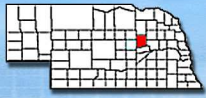
With discussion of a percentage change for all newly appointed Deputies being discussed and to be decided at the August 16, 2021 meeting, a request was made to reinstate the Deputy County Clerk's pay to what it was prior to March 2021. Motion made by Temme, second by Rutten to approve and reinstate the Deputy County Clerk's hourly wage to what it was for the January 2021 payroll. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Public Comments:

- John Morgan, County Attorney, updated the Board on a road ditch issue around the St. Edward area.
- Barb Hanson, County Assessor, updated the Board about details regarding the Enfield Cemetery.
- The County Clerk's office completed a Nebraska Public Employees Retirement Systems audit and on July 27, 2021 the results of "No findings or recommendations" was received.

Chairman Temme declared the meeting adjourned at 12:59 P.M., with the next Board meeting scheduled for Monday August 9, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
AUGUST 9, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 9, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Rutten called the meeting to order, and Commissioners present for roll call were Ben Rutten and Jon Lindgren. Commissioner Larry Temme was absent. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on August 4, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, August 6, 2021. Vice Chairman Rutten acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$44,111.03; Road/Weed - \$133,583.15; Visitors Promotion Fund - \$249.20; 911 Emergency Management (2910) - \$521.60; 911 Wireless Service (2913) - \$432.74; and Ambulance - \$510.007. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

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

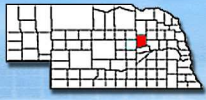
- Clerk - \$7,361.25 (State of Nebraska \$3,220.09)(County of Boone \$4,141.16)
- District Court - \$280.04 (State of Nebraska \$72.00)(County of Boone \$208.04)
- Sheriff - \$659.52
- Planning & Zoning - \$307.25
- Treasurer - Miscellaneous Receipt Nos. 18811 - 18872 - \$830,833.66
- Treasurer - Total Collections - \$1,188,488.87

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

Motion made by Lindgren, second by Rutten to approve the County Board Proceedings of July 26, 2021 and August 5, 2021 as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

The Board reviewed a written resignation from a full-time County Sheriff's Office employee. Motion made by Rutten, second by Lindgren to accept and approve the resignation of Kyle Davis effective August 4, 2021 as submitted. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

In March 2021 President Biden signed into law the American Rescue Plan Act which extended the two paid leave options provided under the Families First Coronavirus Response Act (FFCRA) to September 30, 2021. However, an employer's legal obligation to provide Emergency Paid Sick Leave and Emergency Family and Medical Leave expired on December 31, 2020. The Board discussed whether or not to continue the County's policies set in place under FFCRA. Motion made by Rutten, second by Lindgren to extend the County's policies for Emergency Paid Sick Leave and Emergency Family and Medical Leave until the new expiration date of September 30, 2021. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes



With the Commissioners approving the resignation of a County Sheriff's Office employee the County is required by statute to process their payroll in a timely manner, even if it means doing it out of a payroll cycle. Motion made by Lindgren, second by Rutten to approve the payroll claim filed for payment on the General Fund for a net amount of \$651.05 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. 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 requests for advertisement funding. St. Edward Economic Development requested assistance to advertise the Vintage in the Valley event scheduled for September 5, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the St. Edward Economic Development to advertise the Vintage in the Valley event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

An inquiry was made by a courthouse employee regarding adding an additional bin for confidential shredding with services provided by Paper Tiger Shredding. Two options were presented by Paper Tiger Shredding. One was to add the new bin for an extra \$30.00 or the Board could increase the frequency in which they stop at the courthouse. Motion made by Lindgren, second by Rutten to increase the frequency of stops from every 12 weeks to every 8 weeks. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

The Board, County Assessor, County Sheriff, County Clerk, and County Treasurer picked up the discussion regarding Deputy pay and if they should be entitled to the additional \$1.00 awarded to other county employees as well as further discussion on what percentage rate to award newly appointed Deputies. Between the above listed department heads it was three to one, in favor of awarding the \$1.00 to their deputies. Motion made by Lindgren, second by Rutten to approve the Deputies receiving the \$1.00 wage increase effective January 2022 payroll and to set the percentage for newly appointed deputies at 75%. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Tim Shanle, Shanle Brothers, LLC, was present to discuss an invoice from Carraher Electric to repair a buried utility pipeline installed in 1992 on a minimum maintenance road that was damaged when the County Road Department during regular maintenance. The required signage was not present to indicate the pipeline was buried there. Shanle and the Board discussed the details of the incident and Shanle agreed to buy new signs to post to avoid any future incident. Motion made by Rutten, second by Lindgren to reimburse Shanle Brothers, LLC half of the total invoice, approximately \$1,019.00, for the damage done to the buried pipeline. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Stacey Ziemba, County Highway Superintendent, presented the annual Federal Funds Purchase Program Agreement certification for the Board to review. The certification is for funds used between July 1, 2020 to June 30, 2021, and Boone County used \$200,197.64 of STP funds and \$139,832.74 of HBP funds. Motion made by Rutten, second by Lindgren to approve and authorize the County Highway Superintendent to sign the certification as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes



Ziemba and the Board further discussed the parking issue on 260th Street for further clarification. Motion made by Lindgren, second by Rutten to table this issue until all parties can be present for discussion. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Stacey Ziemba, Highway Superintendent were present to answer questions in regard to the Notice to Proceed and Agreements for the Primrose South, Project 190778.00. Motion made by Lindgren, second by Rutten to approve and authorize the Board Vice Chairman to sign the Notice to Proceed and Agreements needed for the Primrose South, Project 190778.00. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Ziemba asked the Board to approve authorization for the County Clerk to advertise for bids for the installation of culverts for Project #C-6(411) Ridge Road when JEO Consulting Group, Inc. finalizes the bid specifications. Motion made by Rutten, second by Lindgren to authorize the Boone County Clerk to advertise for bids for the installation of culverts for Project #C-6(411) Ridge Road, with/when the Invitation to Bid as/is prepared and submitted by JEO Consulting Group, Inc. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

The Board reviewed two quotes from NMC Exchange, Inc for a new motor grader for District #1. Quote QTO060924-1 is for \$309,460.00 and Quote QTO060923-1 is for \$294,890.00. The main difference between the two quotes is that 060923-1 has a joystick instead of a steering wheel. Motion made by Lindgren, second by Rutten to approve Quote QTO060923-1 for approximately \$294,890.00 for District #1's new motor grader. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

The County Highway Superintendent and the Board wanted to touch on the budget for this office to discuss if a possibility for a wage increase was possible. It was determined that this discussion was no longer needed and to move forward with the wage increase approved on August 5.

Ziemba presented the following topics in her general report:

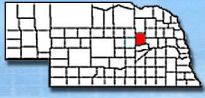
- Will be installing driveway tubes on 240th Street and 270th Avenue.
- Reviewed minimum maintenance concerns.
- Will continue to monitor Loretto Road to ensure that the road issue doesn't come back.

Motion made by Rutten, second by Lindgren to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

The Board received three sealed bids for the advertised 2007 Ford Crown Victoria 4 Door Sedan County Car. The Board accepted sealed bids through July 30, 2021 and of the three bids received, only two were received before the deadline. The Board reserved the right to reject any and all proposals received. The following bids were received:

Submission by:	Received on:	Amount:
Dan Lueken	July 29, 2021	\$1,000.00
Eric Johnson	August 2, 2021	\$750.00
Levi Slater	July 29, 2021	\$500.00

Motion made by Lindgren, second by Rutten to accept the sealed bid of Dan Lueken for the 2007 Ford Crown Victoria 4 Door Sedan County Car and credit the revenue to the County General Fund. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes

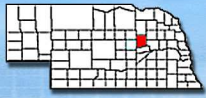


Public Comments:

- Commissioner Lindgren will attend an upcoming Region 44 Emergency Service Supervisory Committee.
- Commissioner Ruten will be attending a Boone County Health Center's meeting.
- Commissioner Ruten informed the Board about an inquiry made from the Boone County Trails System.

Vice Chairman Ruten declared the meeting adjourned at 11:15 A.M., with the next Board meeting scheduled for Monday, August 16, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
AUGUST 16, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 16, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

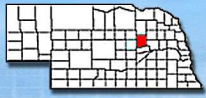
Chairman Temme called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on August 11, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, August 13, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Commissioner Ben Rutten, Chairman of the Boone County Safety Committee, opened the safety meeting at 9:02 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Ben Rutten, Larry Temme and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Denny Johnson, County Sheriff; Jacqueline Wells, Veterans Service Officer; and Sarah Robinson, County Clerk. Rod Nelson, Courthouse Safety Coordinator presented the old and new business. Old business that was addressed/reviewed: (1) Sanitizing machines were deemed too expensive; and (2) the Courthouse's Personal Protective Equipment supplies is still in good supply, but to continue order as needed. New business that was addressed/reviewed: (1) Fire drill to be scheduled sometime in October.; (2) Update on COVID-19 and the new Delta variant; (3) Johnson said that he would be scheduling a CPR class and would check into having it open to all County Employee's sometime in the Fall; (4) Grants to assist in the replacement of the Sheriff's generator; (5) The steps behind the Sheriff's Office have become a safety hazard due to the deicing salt used doing the Winter; and (6) Three incidents were reported to NIRMA for Work Comp and/or Liability since May 17, 2021. The Safety Committee meeting was adjourned by Commissioner Ben Rutten, Chairman of the Boone County Safety Committee at 9:30 A.M. The next quarterly Safety Meeting tentatively scheduled for Monday, November 15, 2021.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of August 9, 2021 as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Abstain: Temme. Motion carried.

Rae Valley Market, LLC submitted an application for Special Designated License (SDL) for September 25, 2021. The Board reviewed the application for Special Designated License (SDL) for a wedding reception scheduled for Saturday, September 25, 2021 at the Raeville Church Hall, South R Road, Petersburg, Nebraska. Motion made by Lindgren, second by Rutten to approve the Application for Special Designated Liquor License request from Rae Valley Market, LLC for a wedding reception to be held at the Raeville Church Hall, Petersburg, Nebraska on September 25, 2021 as submitted. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Abstain: Temme. Motion carried.



Boone County Board Minutes



On or before August 1st, all political subdivisions subject to county levy authority shall submit a preliminary request for levy allocation to the County Board. The Boone County Board of Commissioners received levy allocation requests from various political subdivisions for the 2021-2022 fiscal year. Motion made by Rutten, second by Temme Resolution No. 2021-27 authorizing levy allocation request for the 2021-2022 Fiscal Year with the Budget and Property Tax Request Hearings set for August 26, 2021. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

The BCDA, Inc Membership and Disbursement Agreements were tabled until August 26, 2021.

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. Rae Valley Heritage Association requested assistance to advertise the Nebraska State Antique Tractor and Horse Plowing event scheduled for August 27, 28 and 29, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the Rae Valley Heritage Association to advertise the Vintage in the Valley event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

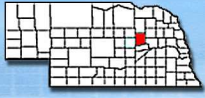
An inquiry was sent out to City of Albion, City of St. Edward, Village of Cedar Rapids, Village of Primrose, and Village of Petersburg to see what they plan to do with the funds received from the American Rescue Plan Act. At this time, it sounds like the majority plan to use the funds received to work on water/sewer infrastructure. The Board further discussed what the County could use the funds received for that would follow the guidelines currently provided. No action was taken at this time.

Andy Forney, D. A. Davidson was present to go over the next step in refinancing the Limited Tax County Road Bonds, Series 2019 to a lower interest rate for interest cost savings. The Board and Forney discussed what the new interest rate is anticipated to be and what to expect next. Motion made by Lindgren, second by Rutten to approve the Resolution No. 2021-28 to set the parameters for calling the Limited Tax County Road Bonds, Series 2019 for redemption and authorizing the issuance of Series 2021 Bond for the purpose of interest cost savings. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Andrew Roberts, Valero Renewables-Albion; Steven Flee, Cargill-Albion; Stacey Ziemba, County Highway Superintendent; and the Board were present as well as Brian McDonald, JEO Consulting Group, Inc., who was present by telephone to discuss the "No Parking" issue on 260th Street. It was previously approved to post "No Parking" signs only along Valero's property, but McDonald wanted to discuss the possibility of doing the whole street. Motion by Temme, second by Lindgren to approve the Resolution to include the "No Parking" zone from the state highway for 2,200 feet east. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Boone County Joint Planning Commission Board asked the Board of Commissioners to decide the use of a portion of county road along 270th Street and 280th Avenue. Stacey Ziemba, County Highway Superintendent; Brian McDonald, JEO Consulting Group, Inc (by telephone); and Mary Ziemba, Zoning Administrator were present to discuss their thoughts about this issue. Motion made by Temme, second by Lindgren to have the Landowner submit a design plan, with a survey and engineer's opinion to bring the driveway up to State standards, must be submitted to the Boone County Joint Planning Commission Board for approval in regard to a Conditional Use Permit on a portion of county road along 270th Street and 280th Avenue. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board discussed the disposition of a county owned vehicle that is seldom used. The vehicle is a 1993 GMC Sierra, 4X4 Pickup. Motion made by Rutten, second by Lindgren to advertise for sale the 1993 GMC Sierra,



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4X4 Pickup for one week in the Albion News and Boone County Tribune and accept sealed bids until 4:00 P.M. on Friday, September 10, 2021 with sealed bids opened at 11:30 A.M. on Monday, September 13, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

JEO Consulting Group, Inc sent the Change Order No. 1, Application for Payment No. 1 (Final) and the Certificate of Substantial Completion on Site 497, EWP Project for the Board to review. The original contract price was \$71,866.60 with Change Order No. 1 being a credit of \$572.21 leaving the total amount owed for the project to be \$71,294.39. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Change Order No. 1, Application for Payment No. 1 (Final) and the Certificate of Substantial Completion on Site 497, EWP Project. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Public Comments:

- The County Highway Superintendent updated the Board on:
 - Baum's Bridge issue on 110th Avenue and 110th Street.
 - Overall Employee update.
 - Weed and Pivot issues.
- Commissioner Lindgren will be attending a Region 44 meeting in regard to the application process to fill the current vacancy.

Chairman Temme declared the meeting adjourned at 12:10 P.M., with the next Board meeting scheduled for Thursday, August 26, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, August 16, 2021 at 11:10 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Derek Nelson, Applicant. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on August 4, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, August 13, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Derek Nelson. Jeannice Nelson is the property owner of the real estate referenced herein. The application requested that 5.00± acres plus 0.49± acres Right of Way, from a Boone County Road, be divided from a tract of land located in a fraction of the Southeast Quarter of Section 17, Township 20 North, Range 5 West of the 6th P.M., Boone County, Nebraska.

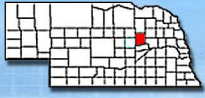
Derek Nelson explained to the Board that the purpose for dividing the 5.00± acres plus 0.49± acres Right of Way is to allow to build a residential building on family ground. A survey for the 5.00± acres plus 0.49± acres Right of Way is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide the 5.00± acres plus 0.49± acres Right of Way from the tract of land. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Joint Planning Commission.

Motion made by Temme, second by Rutten to close said public hearing at 11:16 A.M. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the Conditional Use Permit and attachment submitted by Derek Nelson to divide 5.00± acres plus 0.49± acres Right of Way from a tract of land located in a fraction of the Southeast Quarter of Section 17, Township 20 North, Range 5 West of the 6th P.M., Boone County, Nebraska to build a residential building on family ground. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



PUBLIC HEARING PROCEEDINGS 2021-2022 COUNTY BUDGET

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Thursday, August 26, 2021 at 8:31 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme, second by Commissioner Lindgren to open said public hearing. Notice of the hearing was given in advance by publication in the Albion News and Boone County Tribune on August 18, 2021 and the convened hearing was open to the public.

Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Chairman Temme read the notice for the record. Richard Martinsen, CPA, for Schmeits, Mueller & Martinsen, P.C., was present to answer budget questions. Six members of the public were present and Jim Dickerson, Albion News, arrived later for the budget hearing. Chairman Temme noted that the Open Meeting Laws are posted and available to the public.

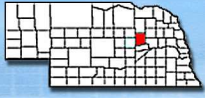
The public hearing was for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the 2021-2022 Boone County proposed budget in compliance with the provisions of State Statute Sections 13-501 to 13-513. The hearing was over the proposed budget that was published in the Wednesday, August 18, 2021 issue of the Albion News and Boone County Tribune, Albion, Nebraska.

Richard Martinsen, CPA, for Schmeits, Mueller & Martinsen, P.C., prepared the budget documents for fiscal year 2021-2022. The County Board and those present for the hearing discussed with Martinsen the differences from last year's fiscal budget. Martinsen provided answers to questions asked with regard to the proposed budget and publication. The proposed property tax request for 2021-2022 is \$3,903,659.00, which is different from the 2020-2021 property tax request of \$4,432,628.00, being a decrease of \$528,969.00 from prior fiscal year. The 2021-2022 total budget is \$99,102,786.00 which is an increase of \$68,841,475.00 from 2020-2021 total budget of \$30,261,311.00. This is due to including the Boone County Health Center's budget to be compliant with the opinion of the Attorney General and State Statute. The unused budget authority would be \$661,537.06.

The six members of the public were present to confirm the continuation of a previously approved road project in the Petersburg area. The Commissioners confirmed that those plans had not changed and that they hoped the discussed project would be completed this fiscal year.

Motion made by Temme, second by Lindgren to close said public hearing at 9:25 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



PUBLIC HEARING PROCEEDINGS 2021-2022 PROPERTY TAX REQUEST

At the conclusion of the Budget Hearing and when all attendee testimony was concluded, Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Thursday, August 26, 2021 at 9:26 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren, second by Commissioner Rutten to open said public hearing. Notice of the hearing was given in advance by publication in the Albion News and Boone County Tribune on August 18, 2021 and the convened hearing was open to the public.

Commissioners present for said public hearing were Jon Lindgren, Ben Rutten and Larry Temme. Chairman Temme read the notice for the record. Richard Martinsen, CPA, for Schmeits, Mueller & Martinsen, P.C., was present to answer property tax request questions. Jim Dickerson, Albion News, was present for the property tax request hearing. Chairman Temme noted that the Open Meeting Laws are posted and available to the public.

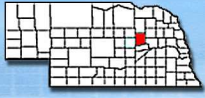
The public hearing was for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the 2021-2022 Boone County Final Tax Request in compliance with the provisions of State Statute 77-1601.02. The hearing was over the proposed tax request that was published in the Wednesday, August 18, 2021 issue of the Albion News and Boone County Tribune, Albion, Nebraska.

Richard Martinsen, CPA, for Schmeits, Mueller & Martinsen, P.C., prepared the budget documents for fiscal year 2021-2022. The County Board and those present for the hearing discussed with Martinsen the differences from last year's fiscal budget. Martinsen provided answers to questions asked with regard to the proposed tax request and publication. The proposed property tax request for 2021-2022 is \$3,903,659.00, which is different from the 2020-2021 property tax request of \$4,432,628.00, being a decrease of \$528,969.00 from prior fiscal year. The proposed tax rate for 2021 of 0.170066 is lower than the 2020 tax rate of 0.192076. The Governing Body of the County of Boone by a Board majority approval may 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 2021 County valuation is \$2,295,383,268.00 compared to the 2020 valuation of \$2,307,751,527.00, a decrease of \$12,368,259.00.

Motion made by Temme, second by Rutten to close said public hearing at 9:29 A.M. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board expressed their appreciation to the firm Schmeits, Mueller & Martinsen, P.C. for their assistance with the County Budget preparation throughout the years.

Sarah Robinson,
Boone County Clerk



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BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
AUGUST 26, 2021 ALBION, NEBRASKA

Upon the adjournment of the preceding budget and tax request hearings, which began at 8:30 A.M. and continued until all testimony was concluded, the Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:30 A.M. on Thursday, August 26, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on August 18, 2021, and the convened meeting was open to the public. All who were present participated in the Pledge of Allegiance.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Tuesday, August 24, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

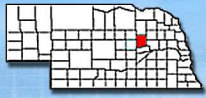
The 2021-2022 County Budget and Property Tax Request Hearings were held at 8:31 and 9:26 A.M. on Thursday, August 26, 2021. Motion made by Lindgren, second by Temme to approve and adopt the 2021-2022 County Budget that was published and presented in the August 18, 2021 issue of Albion News and Boone County Tribune, with an unused budget of \$661,537.06. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Governing Body of the County of Boone by a Board majority approval may exceed the 2.5% lid limitation on restricted funds by an additional 1% budget authority growth. Motion made by Temme, second by Rutten to approve exceeding the 2.5% lid limitation on restricted funds by an additional 1% budget authority growth for fiscal year 2021-2022. Roll call vote: Yeas: Temme, Rutten and Lindgren. 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 Rutten, second by Lindgren to approve Resolution No. 2021-29, authorizing the accounts within County Offices as stated in the resolution. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Nebraska Revised Statute 77-1601.02 provides that the Governing Body of Boone County can pass by majority vote, a resolution setting the property tax request at a different amount. The Governing Body of Boone County resolves that: the 2021-2022 property tax request be set at \$3,903,659.00, which is different from the 2020-2021 property tax request of \$4,432,628.00; and the 2021 county tax rate is at 0.170066, which is different from the 2020 tax rate of 0.192076. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-30 to adopt and approve the County Budget for 2021-2022 as published and presented with the above property tax requests. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of July 22, 2021 through August 21, 2021. Motion made by Lindgren, second by Rutten to approve the County Payroll Claims filed for payment from the various funds: General \$98,931.51; BCBS \$50,234.31; Ameritas Ret \$6,749.97; EFTPS \$7,340.90;



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LTD Premiums \$0.00; Section 125 Fees \$17.50; Wellness Program \$115.50; Road \$64,079.68; BCBS \$27,884.13; Ameritas Ret \$4,325.37; EFTPS \$4,813.16; Ambulance \$4,392.32; Ameritas Ret \$104.28; EFTPS \$336.02; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to set a Board of Equalization meeting to be held on Thursday, October 14, 2021 at 8:30 A.M. to set the 2021 tax year levies. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board Proceedings of August 16, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board Zoning Public Hearing Proceedings of August 16, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the Board of Equalization Public Meeting Proceedings of August 16, 2021 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Discussion regarding the Salary Schedule, “Exhibit 3.0”, has been going on since July 2021. The Deputy percentage and whether it should be a set amount or continue on with a longevity schedule; and the hourly wage changes called for the schedule to be updated. Motion made by Rutten, second by Lindgren to approve the Salary Schedule as presented to reflect the \$1.00/hour base wage increase and a set percentage for newly appointed Deputies retroactively effective August 16, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

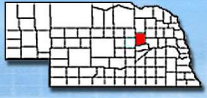
Semitrucks parking along 260th Street by Cargill and Valero have raised safety concerns with harvest coming up. JEO Consulting Group, Inc submitted a No Parking Sign Study and a proposed Resolution for the Board to review. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-31 as presented for No Parking from 4:00 P.M. – 4:00 A.M. along 260th Street for 2,200 feet. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, presented the following items for her general report:

- A request received from the City of St. Edward.
- Surplus items and what the next steps are for disposal.
- Projects C6-359-130th Street Culvert and C6-404 – Baum’s Bridge update.
- Weed and pivot issues and how to handle them.

Motion made by Lindgren, second by Temme to accept and approve the County Highway Superintendent’s general report as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Michelle Olson, BCDA, Inc. Executive Director, appeared before the Board regarding the Membership Agreement and Disbursement Agreement for fiscal year 2021-2022. Olson presented and reviewed a 2020-



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2021 BCDA RECAP report with the Board. Olson highlighted the areas of Business/Community Contributions, future grant opportunities, energizing entrepreneurs program, and a promotional campaign for the county. The County of Boone, Nebraska financial contribution to BCDA, Inc. for 2021-2022 would be \$117,000.00 which is an increase from last year's contribution of \$109,000.00. The total BCDA, Inc. 2021-2022 budget request is \$169,600.00.

Motion made by Lindgren, second by Rutten to approve and authorize the Board Chairman to sign the Membership Agreement for fiscal year 2021-2022 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve and authorize the Board Chairman to sign the Disbursement Agreement for fiscal year 2021-2022 committing a sum of \$117,000.00 payable to BCDA, Inc. from the County Inheritance Tax Fund payable in two payments as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

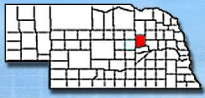
Chuck Rolf and Bill Robinson, Boone County Agricultural Educational Center, Inc., were present to update the Board on activities and events that will be happening at the Agricultural Building. Jeryl Kettelson, not present, and Rolf prepared a profit and loss report for the Board to review as well. The Board thanked Rolf and Robinson for the update on the upcoming activities and events. No action taken.

Jon Cannon and Elaine Menzel, NACO, were present by videoconference to update the County on upcoming meetings, legislative updates and to answer general ARPA questions. Barb Hanson, County Assessor and Jacqueline Wells, County Veterans Service Office were present for the videoconference as well. For the ARPA funds the county has to submit an Interim Report by August 31, 2021 and Cannon/Menzel were able to answer general questions as well as point out helpful resources to review. The Board thanked them for taking the time to visit with the County. No action taken.

The Board discussed possible uses for the ARPA funds after getting some feedback from Cannon and Menzel. The Board didn't come to any decisions but are going to look further into some ideas discussed. No action taken.

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

The Board reviewed a quote submitted from the Boone County Highway Superintendent's office for a new Dell Optiplex 3080 Desktop from Applied Connective Technologies. Motion made by Rutten, second by Lindgren to approve and authorize the County Highway Superintendent to purchase a new Dell Optiplex 3080 Desktop from Applied Connective Technologies for approximately \$905.00. Roll call vote: Yeas: Rutten, Lindgren, and Temme. Nays: None. Motion carried.



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At the August 16, 2021 meeting the Board approved a motor grader for District #1 from NMC Exchange, LLC. Stacey Ziemba, County Highway Superintendent, presented an updated quote that included the trade-in value. Motion made by Temme, second by Lindgren to authorize the Chairman to sign the updated sourcewell contract for approximately \$264,880.00 from NMC Exchange, LLC. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Commissioners have been contacted by concerned citizens regarding the 30 X 30 Land Preservation issue. The Board discussed their concerns and the opinions they have received while reviewing the proposed Resolution No. 2021-32. Motion made by Lindgren, second by Temme to approve Resolution No. 2021-32 opposing the 30 X 30 Land Preservation Goal. Roll call vote: Yeas: Lindgren, Temme and Rutten. 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 Temme, second by Rutten to approve the County Offices' 2020-2021 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: Temme, Rutten and Lindgren. Nays: None. Motion carried.

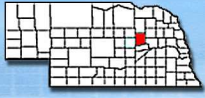
Ross Davidson could not attend the meeting as planned and the issue he wanted to discuss will be rescheduled for a later meeting.

Public Comments:

- The County Highway Superintendent updated the Board regarding the tractor rental rates and at this time no tractor rental rates are available to compare.
- Brian McDonald, JEO Consulting Group, Inc., gave an update on 240th Street and 190th Avenue on a silt erosion issue.
- The County Sheriff updated the Board on a Conditional Use Permit application issue.
- Commissioner Temme updated the Board regarding the Boone County Ag Society meeting that took place on August 23, 2021.

Chairman Temme declared the meeting adjourned at 1:38 P.M., with the next Board meeting scheduled for Monday, September 13, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, September 13, 2021 at 11:33 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Rutten and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Ben Rutten, Jon Lindgren and Larry Temme. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator; Mark Wagner, Planning and Zoning Commission; Jason and Lisa Reynoldson; and Wesley and Teresa Johnson. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on September 1, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, September 9, 2021. The convened hearing was open to the public.

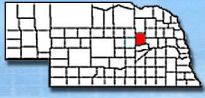
The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Tyler Kunzman. Tyler Kunzman is the property owner of the real estate referenced herein. The application requested that a fraction of the Southeast Quarter (SE1/4) in Section Thirty-Six (36), Township Twenty-One (21), Range Seven (7) West of the 6th P.M., Boone County, Nebraska be reviewed to meet the Zoning Regulation requirements for a firearm shooting range.

At 11:19 A.M., a phone call was received from Jeff Jarecki, Jarecki Lay & Sharp, PC LLO as representation of the applicant, that the applicant no longer wished to pursue the Conditional Use Permit and that he wanted his application withdrawn. The Commissioners opened the meeting to discuss the application and concerns of those present. Jarecki was asked to join the meeting and formerly withdrew the application at that time.

Motion made by Temme, second by Lindgren to close said public hearing at 11:50 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Due to the application being withdrawn, no action could be taken by the Board of Commissioners.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
SEPTEMBER 13, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:12 A.M. on Monday, September 13, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

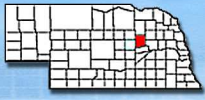
Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on September 8, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, September 9, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Randall Bruland, County Ambulance Administrator, was present for clarification on classifications listed on Resolution No. 2021-20 that was approved in May 2021. The Board and Bruland discussed the current payroll policy and the different duties required of each classification. Motion made by Lindgren, second by Rutten to keep the current pay rates as is and to approve any medical personnel that is driving the County Ambulance to be paid at the rate provided for Emergency Medical Technicians/Drivers. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Jeff Jarecki, Jarecki Lay & Sharp PC, LLO, reported that the cases assigned to the Public Defender in 2012 through 2019 are all completed. Jarecki updated the Board in regard to Public Defender assigned cases: 2020 – 35 cases with 28 closed, 4 conflicts and 3 open and 2021 to date – 16 cases with 9 closed, 0 conflicts and 7 open. Jarecki explained to the Board that some juvenile cases take a long time to complete and that some individuals may have more than one case. 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 their diligent services. Jarecki thanked the Board and is very appreciative of the contract for public defender services. Jarecki also wanted the Board to know that at the end of the current contract that the firm would not be pursuing renewing it. Motion made by Temme, second by Lindgren to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$47,809.93; Road - \$195,979.58; Visitors Promotion Fund - \$1,000.00; Inheritance Tax Fund (2700) - \$58,500.00; 911 Emergency Management (2910) - \$521.60; 911 Wireless Service (2913) - \$432.74; and Ambulance - \$4,645.93. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



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

- Clerk - \$14,004.25 (State of Nebraska \$8,555.99)(County of Boone \$5,448.26)
- District Court - \$161.21 (State of Nebraska \$40.00)(County of Boone \$98.21)
- Sheriff - \$892.50
- Planning & Zoning - \$389.50
- Treasurer - Miscellaneous Receipt Nos. 18873 – 18931 - \$305,970.55
- Treasurer - Total Collections - \$5,660,158.91

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

Brian McDonald, JEO Consulting Group, Inc; Stacey Ziemba, County Highway Superintendent; and the Board opened one sealed bid for the Primrose North, Project 190781.00 received by the County Clerk's office by 10:00 A.M. on September 13, 2021. It was as follows:

Bidder:

Husker Engineering Inc.

Amount:

\$72,000.00

Motion made by Temme, second by Rutten to award the bid to Husker Engineering Inc., pending a review of the numbers. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

McDonald asked the Board to approve authorization for the County Clerk to advertise for bids for the Petersburg East, 130th Street Culvert project. Motion made by Temme, second by Lindgren to authorize the Boone County Clerk to advertise for bids for the Petersburg East, 130th Street Culvert project as prepared by JEO Consulting Group, Inc. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

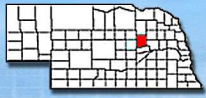
McDonald asked the Board to approve authorization for the County Clerk to advertise for bids for the Petersburg West, Baum's Bridge project. Motion made by Temme, second by Rutten to authorize the Boone County Clerk to advertise for bids for the Petersburg West, Baum's Bridge project as prepared by JEO Consulting Group, Inc. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board 2021-2022 Budget Hearing Proceedings of August 26, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board 2021-2022 Property Tax Request Hearing Proceedings of August 26, 2021 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

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

Suzanne Kibbe, Quick Med Claims; Tanya Sharp and Cindy Lesiak, Boone County Health Center; and the Board had their quarterly Zoom meeting to review the total ambulance run information from March to August 2021 to show received and lost revenue. The Board reviewed the presented information and were pleased that they would be able to review the information for a better understanding on when a write off is needed. Motion made by Temme, second by Lindgren to approve the quarterly report as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



The Board reviewed two written resignations from full-time County Sheriff's Office employees. Motion made by Rutten, second by Lindgren to accept and approve the resignations of Maddison Young effective September 10, 2021 and Andrea Buechter effective September 21, 2021 as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

With the Commissioners approving the resignation of a County Sheriff's Office employee effective on September 10, 2021 the County is required by statute to process their payroll in a timely manner, even if it means doing it out of a payroll cycle. Motion made by Temme, second by Rutten to approve the payroll claim filed for payment on the General Fund for a net amount of \$1,711.28 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board discussed the disposition of several county owned vehicle and property that is seldom used. They are as follows:

- 2003 Ford F-350, Super Duty
- 1991 Mack CH613 Truck-Tractor
- 1991 Cornhusker Pup 14' Rock Bed
- 2 Truck Bed Trailers

Motion made by Lindgren, second by Temme to advertise for sale the above listed items in the Albion News and Boone County Tribune for two weeks and accept sealed bids until 4:00 P.M. on Friday, October 8, 2021 with sealed bids opened at 10:30 A.M. on Monday, October 12, 2021. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent presented the following topics in her general report:

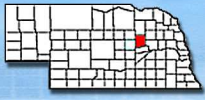
- Update on using Torch product for deicing can be used as a solution to dust control on county roads.
- Knob Bridge project update.
- Will start getting quotes for replacement pickups for District #2 road shop.
- The Tommy Lift could not be moved from the old sign truck to another pickup.
- Driveway installation update on 140th Avenue.
- Update on process for notices to landowners regarding mowing ditches.

Motion made by Rutten, second by Lindgren to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board received three sealed bids for the advertised 1993 GMC Sierra 4X4 Pickup County Pickup. The Board accepted sealed bids through September 10, 2021 at 4:00 P.M. The Board reserved the right to reject any and all proposals received. The following bids were received:

Submission by:	Received on:	Amount:
Dennis Krohn	September 9, 2021	\$1,025.00
Justin Klug	September 9, 2021	\$750.00
Tyler Iburg	September 7, 2021	\$350.00

Motion made by Temme, second by Lindgren to accept the sealed bid of Dennis Krohn for the 1993 GMC Sierra 4X4 Pickup County Pickup and credit the revenue to the County Road Fund. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Stacey Ziemba, County Highway Superintendent, presented the Board with a proposed maintenance agreement for the overhead doors at the road shops through Overhead Door Company of Columbus. Discussion between Ziemba and the Board took place on the frequency needed for the contract. Motion made by Rutten, second by Lindgren to authorize the Chairman to sign the maintenance agreement with Overhead Door Company of Columbus for approximately \$990.00 on a semiannual basis. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Online security has been a top topic of discussion for Counties statewide. The courthouse's email domain has already been migrated over to a more secure .gov domain and it was suggested by the Secretary of State's office to also move the County's website at this time. Motion made by Lindgren, second by Temme to approve the migration of the County's website, maintained by MIPS, to the County's .gov domain with help from Applied Connective Technologies, LLC. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Per guidance from Jon Cannon and Elaine Menzel, NACO, the Board discussed moving the American Rescue Plan Act funds from a non-interest bearing account to an interest bearing account. Before the interest would have had to be paid back to the Federal Government, but has since been made to be paid to the County's general fund. Motion made by Rutten, second by Lindgren to authorize the County Treasurer to set up an interest bearing account to move the American Rescue Plan Act funds to from the already existing non-interest bearing account. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

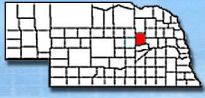
A manager application was received from the Nebraska Liquor Control Commission for the Albion Country Club, Inc for the Board to review. Motion made by Lindgren, second by Rutten to approve the Albion Country Club, Inc's manager application for Scott C Thornton as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Public Comments:

- Jim Webster, Albion, raised the Board's awareness to the culvert and water issues on Highland.
- Randall Bruland updated the Board on the need for a new cot and contract through Stryker for the County Ambulance.
- Brian McDonald, JEO Consulting Group, Inc updated the Board on current road projects and start dates.
- Commissioner Temme went over road and driveway inquires for private property.
- Stacey Ziemba, County Highway Superintendent, gave an update on 330th Avenue road issue and voiced the possibility of the County needing to adopt a revised drug policy.
- John Buck, Chief Deputy, updated the board on the current inmate medical needs and expenses.
- Commissioner Lindgren will be attending the Northeast Nebraska Area Agency on Aging meeting.
- Commissioner Rutten will be attending the Region IV / NorthStar Services meeting and the Northeast District Workshop.
- Commissioner Temme will be attending the BCDA, Inc; Central Nebraska Joint Housing Authority and the Boone County Ag Society meetings.

Chairman Temme declared the meeting adjourned at 1:19 P.M., with the next Board meeting scheduled for Monday, September 20, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
SEPTEMBER 20, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 20, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on September 15, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, September 17, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of September 13, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

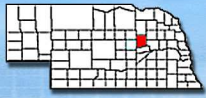
Motion made by Temme, second by Rutten to approve the County Board of Equalization Proceedings of September 13, 2021 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to approve the County Zoning Public Hearing Proceedings of September 13, 2021 as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Clerk's Office employee. Motion made by Lindgren, second by Rutten to accept and approve the resignation of Cheryl Young effective September 28, 2021 as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a request for approval to pay the fifth bond interest payment and the third bond principal payment for the new fairgrounds building Limited Tax County Building Bonds, Series 2018. Motion made by Temme, second by Lindgren to approve and authorize the County Treasurer to pay the bond interest of \$23,807.50 and bond principal payment of \$170,000.00 to Chase NYC for the Limited Tax County Building Bonds, Series 2018. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

On August 16, 2021 the Board approved a resolution authorizing the refinancing of the Limited Tax County Road Bonds, Series 2019, (Highway Allocation Fund Pledge Bonds) of the County of Boone, Nebraska for the purpose of interest cost savings. The principal payment of \$690,000.00 and bond interest payment of \$35,436.42 will be paid early to lower the amount being refinanced. Motion made by Rutten, second by Lindgren to approve Resolution No. 2021-33, authorizing the Boone County Treasurer to transfer the sum of \$725,436.42 from the Road Fund (0200) to the Highway Allocation Bond Repay Fund (3700) as stated in said resolution. Roll call vote: Yeas: Rutten, Lindgren and Temme. 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 one request for advertisement funding. The St. Edward Development Company requested assistance to advertise the Holiday Extravaganza event scheduled for November 4, 5 and 6, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the St. Edward Development Company for the Holiday Extravaganza event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

A list of possible uses for the American Rescue Plan Act funds that have been talked about or submitted to the County Clerk's office was prepared for the Board to review. NACO has acquired the services of Lutz & Company, PC to help counties with guidance on viable uses and drafting the paperwork if necessary. The Board organized the proposed list from highest priority to lowest. Motion made by Lindgren, second by Temme to submit the proposed list in order of priority to Lutz & Company for any feedback and guidance. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

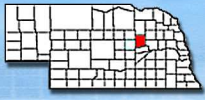
The county has two vehicles for employee use. It was brought to the attention of the Board that the windshield(s) needed crack repair or replacement. The van had already been repaired, but the pickup still required work to be done. Rod Nelson, Courthouse Maintenance, got two quotes from county shops. One was for repair and one was for replacement. Motion made by Lindgren, second by Rutten to approve the quote from Paulson Autobody for approximately \$266.64 to replace the County's Pickup windshield. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Tina Landauer was not able to attend the meeting, but Leon Magsamen was present to answer any questions for the Board.

Magsamen and Jacqueline Wells, Boone County Veteran Service Officer, asked the Board for permission to use the Courthouse/Courtroom for the 2021-2022 Oratorical Contest for the American Legion's District #5. Motion made by Temme, second by Rutten to authorize the American Legion and Wells to use the Courthouse/Courtroom for their 2021-2022 Oratorical Contest on December 4, 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Magsamen and Wells updated the Board regarding the 2021-2022 County Government Day. Right now, they are expecting participation from Boone Central, Riverside, St. Edward, Humphrey and Lindsey Public Schools. Motion made by Temme, second by Lindgren to approve having the 2021-2022 County Government Day on October 27, with an alternate date of November 10. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. 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 Street Superintendent to be licensed with the State of Nebraska. Stacey L. Ziemba is a Class B Licensed County Highway Superintendent, a licensed Street Superintendent and a full time employee for the County of Boone. The County Highway Superintendent 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 Temme, second by Lindgren to approve and authorize the Board Chairman to sign Resolution No. 2021-34 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, 2022 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Bob Sandman, County Weed Superintendent, was present to discuss the Board's idea about extending his employment term to October 21st to coincide with the payroll period. This extension would be used to spray leafy spurge to help control them for next spring. Motion made by Lindgren, second by Rutten to extend the County Weed Superintendent's employment term to October 21st for the fall of 2021 only. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Road's employee. Motion made by Temme, second by Lindgren to accept and approve the resignation of Todd Maricle effective September 29, 2021 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board conducted an employment evaluation with Bob Sandman, County Weed Superintendent.

Stacey Ziemba, County Highway Superintendent, and the Board discussed the already awarded \$1.00 base wage increase's effective date. Ziemba proposed it to be effective earlier with a start date of September 22. The Board did not want to change the effective date for the base wage increase, and instead suggested to increase the selected employee's wages to the top of their wage range. This change would only affect three County Road employees – not the whole department. Motion made by Rutten, second by Lindgren to approve a \$0.50 wage increase for three County Road employees to be designated by the County Highway Superintendent and to be effective September 22, 2021. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

No changes were made to the pay schedule.

The Board conducted an employment evaluation with Stacey Ziemba, County Highway Superintendent.

Mary Ziemba, County Zoning Administrator, was not able to attend and her evaluation was rescheduled for September 27, 2021.

The Board conducted an employment evaluation with Jacqueline Wells, County Veteran Service Officer.

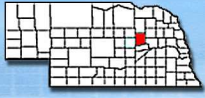
The Board conducted an employment evaluation with Rod Nelson, Courthouse Maintenance.

Public Comments:

- All the Commissioners had attended various meetings after the September 13th meeting and took this time to update each other on those topics.
- Commissioner Temme plans to attend the Boone County Ag Society meeting scheduled for the evening of September 20, 2021.

Chairman Temme declared the meeting adjourned at 12:44 P.M., with the next Board meeting scheduled for Monday, September 27, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS SEPTEMBER 27, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 27, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on September 22, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, September 24, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of September 20, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of August 22, 2021 through September 21, 2021. Motion made by Temme, second by Rutten to approve the County Payroll Claims filed for payment from the various funds: General \$102,876.37; BCBS \$45,201.45; Ameritas Ret \$7,006.12; EFTPS \$7,659.74; LTD Premiums \$0.00; Section 125 Fees \$17.50; Wellness Program \$132.00; Road \$64,147.26; BCBS \$30,290.10; Ameritas Ret \$4,329.93; EFTPS \$4,808.99; Ambulance \$5,092.44; Ameritas Ret \$143.24; EFTPS \$389.57; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: Road - \$796,730.81. Roll call vote: Yeas: Lindgren, Rutten and Temme. 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 one request for advertisement funding. The Albion Area Arts Council requested assistance to advertise the Sonic Escape event scheduled for October 24, 2021. Motion made by Lindgren, second by Temme to approve the application requesting funding assistance from the Albion Area Arts Council for the Sonic Escape event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Tanya Sharp, Boone County Health Center President & CEO, and Rita Liss, Boone County Health Center CFO, presented the Boone County Health Center statement of operations budget for their fiscal year October 1, 2021 through September 30, 2022 to the Board. Sharp and Liss reviewed the budget with the Board and explained that areas of the anticipated operating revenue of \$35,216,879.00, with operating expenses of \$35,146,893.00, leaving an increase in net position of \$502,637.00. Motion made by Lindgren, second by Rutten to accept the Boone County Health Center 2021-2022 operations budget as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Mary Ziemba, County Zoning Administrator, brought her new hire, Jenny Eastman, to the meeting for introductions to the Board.

The Board conducted an employment evaluation with Mary Ziemba, County Zoning Administrator.

The State of Nebraska Statutes require an annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards to be filed on or before October 31 each year. The LB82 became law on March 8, 2019, that changed the Nebraska Department of Transportation and county and municipal highway, road and street public record keeping and reporting requirements. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-35, the 2021 County Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent presented the following topics in her general report:

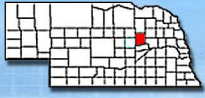
- Concrete and metal in County Right-of-Way issue on 160th Avenue and east 290th Street.
- Water issues at 160th Avenue and west 290th Street and 150th Avenue and west 285th Street.
- Update on Kaufmann matter and if no agreement is made, a hearing will be held on October 5.
- Employee update regarding routes, road coverage and work crew reassignments.
- Tube installation on 170th Avenue, a minimum maintenance road, by Niewohner's hog confinement.

Motion made by Lindgren, second by Rutten to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, and the Board discussed the \$0.50 per hour wage increase awarded to three County Road employees from the September 20, 2021 meeting. Ziemba requested that the wage increase be revoked for one of the employees. Motion made by Rutten, second by Temme to revoke the previously awarded \$0.50 per hour wage increase for one County Road employee. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

After submitting the proposed uses for the American Rescue Plan Act funds to Lutz & Company, PC they returned an Engagement Letter for the Board to review. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Engagement Letter for assistance and guidance with the American Rescue Plan Act guidelines with their fee(s) to be taken out of the awarded funds themselves. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Commissioner Temme left the meeting early at 10:25 A.M.



Boone County Board Minutes



Barb Hanson, Assessor, appeared before the Board regarding a Contractor/Lister Agreement between the County of Boone, Nebraska and Larry Petsche of Petersburg for pickup work in the County. Hanson informed the Board that the State advised that the contracts be written to show the contracted individual as a Contractor/Lister. The term “Lister” was included inasmuch as a Contractor can assess values and Metz does not do assessment of values. Motion made by Rutten, second by Lindgren to approve and authorize the Board Vice Chairman to sign the Contractor/Lister Agreement between the County of Boone, Nebraska and Larry Petsche for pickup work from September 27, 2021 through September 30, 2022 as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

All County Officials and Department Heads must contact the County Board, as an agenda item, before buying, leasing or doing any major maintenance to equipment or furniture over \$800.00 per the January 2021 Board Reorganizational Meeting Proceedings.

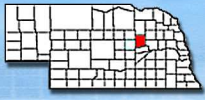
Two quotes were received by the County Sheriff’s Office for five new body armor vests. Motion made by Rutten, second by Lindgren to accept the quote from Galls for five new body armor vests for approximately \$1,040.00. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Public Comments:

- Commissioner Temme updated the Board on the September 20th Boone County Ag Society meeting.

Vice Chairman Rutten declared the meeting adjourned at 10:42 A.M., with the next Board meeting scheduled for Tuesday, October 12, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS OCTOBER 12, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, October 12, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Larry Temme and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on October 6, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, October 8, 2021. Chairman Temme 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. The Board reviewed Vendor ID No. 1582 in the amount of \$452.00 submitted for Visitor Promotion Reimbursement. The Board discussed the two entities involved in the submission and advertisements along with the Visitor Promotion Guidelines and responses received from the Visitor Promotion Fund Committee. Motion made by Lindgren, second by Temme to deny Vendor ID No. 1582 for Visitor Promotion Reimbursement of \$452.00, due to provided documentation did not match the application. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Board also reviewed Vendor ID No. 1731 in the amount of \$910.12 used for expenses accumulated on a prisoner transport. Denny Johnson, County Sheriff, was there to discuss the meal allotment in the County Handbook and how two meals went over the lunch amount of \$12.00. Due to these expenses being accrued on a prisoner transport and that the officers that volunteered paid for portions of the prisoner's snacks, Johnson requested that the overage, billed to the two deputies, be waived. Johnson also thought there should be a policy added to the handbook regarding this specific circumstance. Motion made by Rutten, second by Lindgren to allow the meal overage billed to the two deputies be waived. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$54,350.90; Road - \$367,650.07; Visitors Promotion Fund - \$1,700.00; 911 Emergency Management (2910) - \$257.68; 911 Wireless Service (2913) - \$523.19; and Ambulance - \$4,034.51. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

With the Commissioners approving the resignations of a County Clerk's Office employee and a Road employee the County is required by statute to process their payroll in a timely manner, even if it means doing it out of a payroll cycle. Motion made by Lindgren, second by Rutten to approve the payroll claim filed for payment on the General Fund for a net amount of \$1,088.14 and the Road Fund for a net amount of \$846.17 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of September 27, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board and Denny Johnson, County Sheriff had previously talked about a Training Agreement being implemented for deputies the County pays the training costs for. Johnson presented such an agreement for his newest deputy that is on track to graduate the academy in December of 2021. The term of the agreement is three years from the date of the Deputy's certification to stay employed with the County, and if the deputy fails to do so he/she agrees to reimburse the County for his/her schooling costs. Motion made by Temme, second by Lindgren to approve and authorize the Chairman to sign the Training Agreement as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Jenna Clark, Region 44 Manager, was present to introduce herself to the Board for the first time since being hired. The Board discussed upcoming meetings and verified that the contact information to get ahold of her had not changed.

Clark also presented the Board with additional information on the Middle Northeast Nebraska Community Wildfire Protection Plan that the Board received to review. The Board and Clark discussed their thoughts on the matter. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Middle Northeast Nebraska Community Wildfire Protection Plan as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Boone County Commissioners; Timothy Cornwell, Andrew Ditter, Ralph Horacek, Robert Small and Gary Juracek, Nance County Supervisors; Dave Varner, Interim Extension Dean; Annette Dubas, Tyler Foland, Amanda Mogensen and Doug Koch, Boone Nance Extension Board; Steve Pritchard, Sonya Glup and Brad Schick, UNL Educators; Hilary Maricle, Engagement Zone Coordinator; and Rodney Wetovick, Nance County Attorney were all present in the Boone County Commissioner's room or in attendance by videoconference to discuss the UNL Extension documents. The Interlocal Agreement, between UNL, Boone County and Nance County; Addendum to the Interlocal Agreement, between UNL, Boone County and Nance County; Constitution & Bylaws, between UNL, Boone County and Nance County; and the Interlocal Agreement, between Boone County and Nance County were discussed. Different points of the agreements were discussed in detail for clarification. Motion made by Temme, second by Lindgren to table the four agreements and the lease agreement for the Engagement Zone Coordinator's office space until October 18, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Deb Sherlock, Colonial Insurance Co., was present to discuss the process for changing Colonial's plan term from November 1 through October 31 to July 1 through June 30 to coincide with the County's other plans. Motion made by Temme, second by Lindgren to authorize the County Clerk to sign documents needed to change Colonial's plan term to July 1 through June 30. Roll call vote: Yeas: Temme, Lindgren and Rutten.

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

- Clerk - \$4,283.50 (State of Nebraska \$1,484.04)(County of Boone \$2,799.46)
- District Court - \$159.18 (State of Nebraska \$107.00)(County of Boone \$52.18)
- Sheriff - \$529.27
- Planning & Zoning - \$415.75
- Treasurer - Miscellaneous Receipt Nos. 18932 – 18998 - \$1,300,202.34
- Treasurer - Total Collections - \$2,672,401.61

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



Boone County Board Minutes



John Morgan, County Attorney, was present to discuss previously addressed road and water issues. Letters were sent to the parties that were causing the issues noted by Stacey Ziemba, County Highway Superintendent. To date, the issues have not been corrected. Motion made by Rutten, second by Lindgren to have the County Attorney proceed with litigation. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent and Brian McDonald, JEO Consulting Group, Inc presented the following topics in the general report:

- Concrete Overlay project update.
- Bridge #00715 (Knob Bridge) project update.
- Unapproved driveway installation and removal on 140th Avenue, 1/8th of a mile north of State Highway 91.
- Kaufmann Matter – Commissioners, Ziemba, Morgan, McDonald and Robinson were present.
 - Motion made by Lindgren, second by Temme to go into executive session at 11:10 A.M. for a strategy session regarding pending litigation under § 84-1410(1). Roll call vote: Yeas: Lindgren, Temme and Rutten.
 - Motion made by Rutten, second by Lindgren to come out of executive session at 11:31 A.M. No action taken at this time.

Motion made by Rutten, second by Lindgren to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board advertised a 2003 Ford F-350, 1991 Mack Truck-Tractor, 1991 Cornhusker Pup Trailer and a truck bed trailer as surplus items for two weeks and was accepting sealed bids until 4:00 P.M. on Friday, October 8. One bid was received by the deadline. It was from Dennis Krohn - \$5,800.00 for the 1991 Mack Truck-Tractor and \$1,700.00 for the 1991 Cornhusker Pup Trailer. Motion made by Lindgren, second by Temme to accept the bid as received with the proceeds to be deposited into the Road Fund (0200) and to readvertise the remaining surplus items for one more week. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The General Fund receives the real estate and personal property taxes with a designated amount transferred to the Road Fund on an as needed 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 Rutten, second by Lindgren to approve Resolution No. 2021-36, authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2020-2021 Tax Year on an as needed basis not to exceed \$2,550,546.00. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The County of Boone, Nebraska's present Public Defender Agreement expires January 1, 2022. The Nebraska State Statutes §23-3401 through §23-3408 addresses the Public Defender position. The County Board shall appoint a policy board (§23-3405) that consists of three members. Two of the members shall be practicing attorneys and one member shall be a layperson. Motion made by Lindgren, second by Rutten to appoint the same individuals that served in 2019 as the policy board and advertise the acceptance of applications for the appointed public defender position for years 2022 and 2023 in the county newspapers the weeks of October 18 and October 25, 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Per the direction of the Board, the County Clerk's office contacted the individuals, both still employed and retired, that would be affected if the County were to terminate their policy with Empower Retirement. From the feedback received by the County Clerk's office, it would be best to keep the current policy going. Motion made by Temme, second by Lindgren to authorize the County Clerk to sign the Administrative Services Agreement and to decline the Investment Advisory and Management Services Agreement. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

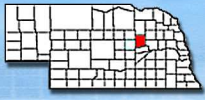
Daniel Wondercheck requested permission to bore a utility line under the County Road, commonly known as 160th Street, commencing from a pole located on the South side of 160th Street; thence North to a grain bin to be located in the W1/2SW1/4 in Section 36, Township 22, Range 7 West of the 6th P.M., Boone County, Nebraska. Motion made by Temme, second by Rutten to approve Resolution No. 2021-37, granting permission to Daniel Wondercheck to bore a utility line under 160th Street located between Sections 36, Township 22 North, Range 7 and Section 1, Township 21, Range 7 West of the 6th P.M., Boone County, Nebraska as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The County Clerk, Planning and Zoning, and the County Highway Superintendent were present to discuss their contracts with gWorks for the offices' individual tabs on the GIS website. The Assessor's office has used this feature for many years and are happy with the services. The public would be able to view the zoning district and voting precincts they live in as well as the types of county roads and sign placements throughout the county. With the County having four offices using these features, all offices will receive a 25% discount to be applied to their annual fee.

Motion made by Temme, second by Lindgren to approve the contract with gWorks for approximately \$2,000.00 for the implementation fee and then \$3,375.00 for a prorated annual fee until June 30 to be paid out of Inheritance Tax this fiscal year, but to be budgeted for next fiscal year. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to approve the contract with gWorks for approximately \$5,550.00 for the implementation fee and then \$2,925.00 for a prorated annual fee until June 30 to be paid out of Inheritance Tax this fiscal year, but to be budgeted for next fiscal year. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the contract with gWorks for approximately \$8,000.00 for the implementation fee and then \$4,500.00 for a prorated annual fee until June 30 to be paid out of Inheritance Tax this fiscal year, but to be budgeted for next fiscal year. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Public Comments:

- Andy Zouch and Rick Martinsen were present to discuss road concerns around the Golf Course View Subdivision.
- Jim Webster was present to inquire about road projects around Cuddy's Ark Acres area.
- Brian McDonald was present to open sealed bids for road Projects C6-359, 130th Street Culvert and C6-404, Baum's Bridge – final decision to be made on October 18, 2021.
 - Petersburg East, Project C6-359, 130th Street Culvert
 - A & R Construction Co. - \$199,621.50 – Start date: August 2022.
 - Midwest Infrastructure, Inc - \$269,023.11 – Start date: March 14, 2022.
 - Petersburg West, Project C6-404, Baum's Bridge
 - Midwest Infrastructure, Inc - \$139,882.78 – Start date: November 15, 2022.
- Commissioner Temme plans to attend the Boone County Foundation and Boone County Ag Society's upcoming meetings.
- Commissioner Lindgren plans to attend the East Central Health District meeting.

Chairman Temme declared the meeting adjourned at 1:02 P.M., with the next Board meeting scheduled for Monday, October 18, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS OCTOBER 18, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, October 18, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Rutten called the meeting to order, and Commissioners present for roll call were Jon Lindgren and Ben Rutten. Commissioner Temme was absent. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on October 13, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, October 15, 2021. Vice Chairman Rutten acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

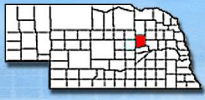
Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of October 12, 2021 as presented. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board of Equalization Proceedings of October 14, 2021 as presented. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Steve Pritchard, UNL Extension Educator, Hilary Maricle, Engagement Zone Coordinator, and the Board discussed the Interlocal Agreement, Addendum to the Interlocal Agreement, Interlocal Cooperation Agreement – Boone Nance Extension and the Boone Nance Extension Constitution that were introduced at last week's meeting. All changes that were noted from the previous meeting were reviewed in detail and all questions were answered. Motion made by Lindgren, second by Rutten to approve the four agreements as presented and to authorize the Vice Chairman to sign the agreements. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Pritchard and Maricle presented the Lease Agreement for Maricle's office space in the Boone County Agricultural Education Center located at the Fairgrounds for the Board to review. In consideration of Maricle using the space, the Board of Regents of the University of Nebraska would pay rent at the rate of \$225.00 per month to the County of Boone. Motion made by Lindgren, second by Rutten to approve the Lease Agreement as presented and to authorize the Vice Chairman to sign the agreement. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Tanya Sharp, Boone County Health Center, presented the 2022 Hospital License for the Board to review. Sharp answered all the Board's questions regarding the license. Motion made by Rutten, second by Lindgren to approve the 2022 Hospital License and to authorize the Vice Chairman and Member to sign the license. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.



Boone County Board Minutes



The County Clerk's office presented information received from MIPS, Inc regarding the next steps for getting the Register of Deeds records online for public use and convenience. The office had previously been approved to have MIPS, Inc bring the microfilmed records up to date since the last time it was done was prior to 2011. The office now needs to send the day-to-day records on a monthly basis to keep the records as current as possible. Monthly microfilming has a \$100.00/month fee and to have the records be available online is a \$121.68/month fee. Motion made by Lindgren, second by Rutten to authorize the County Clerk to go ahead with the next steps to get the Register of Deeds records available online. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Due to an oversight, the agenda item regarding the opening of sealed bids for the Petersburg East, Project C6-359 – 130th Street Culvert and the Petersburg West, Project C6-404 – Baum's Bridge, was left off of the October 12th agenda. Sealed bids that were opened at the October 12th meeting during public comments were as follows:

- Petersburg East, Project C6-359 - 130th Street Culvert
 - A & R Construction Co. - \$199,621.50 – Start date: August 2022.
 - Midwest Infrastructure, Inc - \$269,023.11 – Start date: March 14, 2022.
- Petersburg West, Project C6-404 - Baum's Bridge
 - Midwest Infrastructure, Inc - \$139,882.78 – Start date: November 15, 2022.

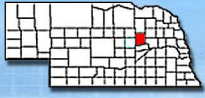
Motion made by Rutten, second by Lindgren to approve the sealed bids from Midwest Infrastructure, Inc - \$139,882.78 for the Petersburg West project and from A & R Construction Co. - \$199,621.50 for the Petersburg East project, pending a review of the numbers. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

Notices to Proceed and Agreements for Project No. 190781.00 – Primrose North/Ridge Road project were received for the Board to review. Stacey Ziembra, County Highway Superintendent, was present to answer any questions from the Board. Motion made by Lindgren, second by Rutten to approve the Notices and Agreements as presented and to authorize the Vice Chairman to sign the documents. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Ziembra brought a road ditch erosion issue on 300th Avenue to the attention of the Board. They discussed how the issue came to be and what the landowner was told in years prior. At this time, the erosion is affecting the landowner's fence line and two possible solutions were discussed. One was to slope the hill more to keep the fence line as is while maintaining the ditch and the other was to haul dirt in to replace what was lost. Motion made by Rutten, second by Lindgren to authorize the County Highway Superintendent to work with the landowner to get the ditch erosion issue fixed. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

The County had previously advertised four surplus items, bids were accepted for two of the items at the October 12th meeting and the remaining items were to be readvertised. Ziembra would also like to add an additional item that is no longer being used in District #3. It is a 1994 International Conventional Cab Dump Truck with 40,496 miles on it. Motion made by Rutten, second by Lindgren to add the additional 1994 International Conventional Cab Dump Truck with 40,496 miles on it to the for sale advertisement. Roll call vote: Yeas: Rutten and Lindgren. Nays: None. Absent: Temme. Motion carried.

There are four (4) snowplow blades that, three in District #3 and one in District #1, that are no longer in use. Ziembra wanted to know how to proceed with selling them since the County no longer has use for them. Motion made by Lindgren, second by Rutten to authorize the County Highway Superintendent to contact BigIron



Boone County Board Minutes



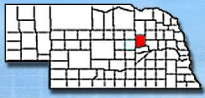
regarding selling the snowplow blades as is. Roll call vote: Yeas: Lindgren and Rutten. Nays: None. Absent: Temme. Motion carried.

Public Comments:

- Stacey Ziemba and Dan Stankoski will be attending a NIRMA self-defense meeting in Kearney on October 18, 2021.
- Stacey Ziemba looked into the 110th/115th Avenue road issues that were talked about previously. 110th Avenue is a minimum maintenance road and 115th Avenue is classified as a local road, but it does not have anyone living off of that road. Ziemba will look further into the cited concerns.
- Commissioner Rutten will be attending the Region 44 Emergency Services Supervisory Committee on October 20.
- Commissioner Rutten plans to attend the next Boone County Fitness Center meeting on October 26.

Vice Chairman Rutten declared the meeting adjourned at 10:45 A.M., with the next Board meeting scheduled for Wednesday, October 27, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS OCTOBER 27, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, October 27, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on October 20, 2021, and the convened meeting was open to the public.

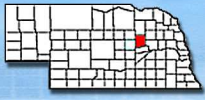
The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Monday, October 25, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of October 18, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of September 22, 2021 through October 21, 2021. Motion made by Temme, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$98,848.12; BCBS \$48,055.09; Ameritas Ret \$6,771.52; EFTPS \$7,344.80; LTD Premiums \$0.00; Section 125 Fees \$17.50; Wellness Program \$115.50; Road \$60,428.51; BCBS \$29,536.02; Ameritas Ret \$4,078.92; EFTPS \$4,529.16; Ambulance \$3,016.73; Ameritas Ret \$84.06; EFTPS \$230.78; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Three Extension Board member terms will be ending at the end of December 2021. The Board reviewed a notice for the paper to advertise for these positions to be filled. Applications will be due back in the Boone or Nance County Extension Offices by 4:00 P.M. on November 19, 2021. Motion made by Lindgren, second by Temme to authorize the County Clerk to advertise the Extension Board vacancies for two weeks in the Albion News/Boone County Tribune. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The 2021-2022 County budget was adopted on August 26, 2021 and Resolution No. 2021-36 was approved on October 12, 2021 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2021-2022 Tax Year on an as needed basis. The transfer will be done through the Accounts Payable Vendor Claims process. Motion made by Rutten, second by Lindgren to authorize the Boone County Treasurer to transfer the amount of \$550,546.00 from the General Fund (0100) to the Road Fund (0200) through the Vendor Claims process. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Colonial Life Insurance, Co. sent information on a new policy that will be available to the County's employees to be paid by the employee as a payroll deduction. Information on this new Critical Illness Plan will be sent out with the October paystubs. Motion made by Temme, second by Rutten to authorize the County Clerk to sign the application for Critical Illness Group Insurance. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Cornhusker Public Power requested permission to bore an electric power line under the County Road, commonly known as 160th Street, between NW1/4 in Section 1, Township 21, Range 7 West of the 6th P.M., and SW1/4 in Section 36, Township 22, Range 7 West of the 6th all in Boone County, Nebraska. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-38, granting permission to Cornhusker Public Power to bore an electric power line under 160th Street located in Section 36, Township 22 North, Range 7 and Section 1, Township 21, Range 7 West of the 6th P.M., all in Boone County, Nebraska as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Cornhusker Public Power requested permission to bore an electric power line under the County Road, commonly known as 300th Street, between Sections 8 and 17, all in Township 19, Range 5 West of the 6th P.M., Boone County, Nebraska. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-39, granting permission to Cornhusker Public Power to bore an electric power line under 300th Street located in Sections 8 and 17, all in Township 19 North, Range 5 West of the 6th P.M., Boone County, Nebraska as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

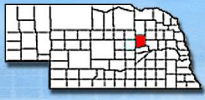
Bob Sandman, County Weed Superintendent, was present to present his year end report for 2021. He reported that he was having issues with the Weed Program and was waiting on the State to gain access to the needed forms. He gave a verbal report to update the Board on his first season. He reported that total miles covered came to 3,899 miles and that overall 4,675 gallons of various pesticides were used on weeds, spurge, brush and trees in the County's road right-of-ways. Motion made by Lindgren, second by Rutten to accept the County Weed Superintendent's verbal report and to schedule the form review when available. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent presented the following topics in the general report:

- The Department is working on getting ready for the Winter season.
- Update on the status of a Mack semi-truck having mechanical issues.
- Contact was made with BigIron Auctions for the sale of 3 snowplow blades – they will be for sale online soon.
- Personnel update on:
 - What they have been working on
 - Wages
 - Attendance
 - Advertising for a Full-Time Position

Motion made by Temme, second by Lindgren to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Before the filing date of the upcoming Primary Election terms for the County Clerk, Treasurer, Assessor, Sheriff, Attorney, and two Commissioners the salary for said offices are discussed and eventually set. All the offices were represented by the current Elected Officials. The "2023-2026 Salary Recommendations for County Officials," prepared by NACO was used in the discussion. The resolution to set the salaries will be reviewed, approved and signed at the November 8, 2021 Commissioner's meeting unless further discussion is needed. No action was taken at this time.



Boone County Board Minutes



The County has a number of abandoned or neglected cemeteries with few or no cemetery associations performing maintenance duties. The sections numbers under Nebraska Revised Statute Chapter 12 go over what role the County plays in this. Right now the County does not have a policy for anyone to readily refer to. The County Clerk, Highway Superintendent and Attorney were present with the Board to discuss the possibility of drafting one. Different scenarios and suggested provisions were talked over by everyone present to help the County in the future. Motion made by Temme, second by Lindgren to authorize the County Attorney to draft a Cemetery Policy for the Board to review at a later date. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

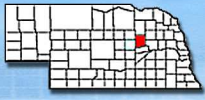
It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute § 47-109. The Board conducted a routine walk through visit of the Boone County Jail per Nebraska State Statute.

Public Comments:

- Lisa Langan, Clerk Magistrate/Ex-Officio Clerk of District Court, introduced Kathy Yrkoski to the Board.
- John Morgan, County Attorney, gave the Board his opinion on the Opioid Settlement Agreements and how they County should go forward.
- Commissioner Rutten attended the Boone County Fitness Center's meeting on October 26, 2021 as well as planning to attend the Northeast Nebraska Juvenile Services meeting on October 29, 2021.
- Commissioner Lindgren plans to attend the local Community Health Improvement Plan meeting on November 3, 2021.
- Denny Johnson, County Sheriff, updated the Board on an upcoming NRIN upgrade for the Sheriff's Office mapping system.

Chairman Temme declared the meeting adjourned at 1:12 P.M., with the next Board meeting scheduled for Monday, November 8, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 8, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, November 8, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Larry Temme and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on November 3, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, November 5, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Motion made by Lindgren, second by Temme to approve the County Board Proceedings of October 27, 2021 as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

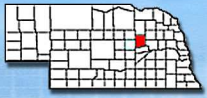
Motion made by Rutten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$590,278.99; Road - \$178,455.59; ROD Preservation/Modernization Fund (1150) - \$211.68; Inheritance Tax (2700) - \$62,599.43; 911 Emergency Management (2910) - \$826.64; 911 Wireless Service (2913) - \$432.74; and Ambulance - \$934.06. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

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

- Clerk - \$13,711.25 (State of Nebraska \$8,111.48)(County of Boone \$5,599.77)
- District Court - \$547.29 (State of Nebraska \$359.00)(County of Boone \$188.29)
- Sheriff - \$431.27
- Planning & Zoning - \$569.88
- Treasurer - Miscellaneous Receipt Nos. 18999 – 19064 - \$395,894.86
- Treasurer - Total Collections - \$736,108.48

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

Rod Nelson, Courthouse Maintenance, was present to discuss the County Sheriff's generator. Nelson presented a Sourcewell quote from NMC Cat Power Systems for a diesel generator and a manual switch. Estimated delivery times are expected to be 25 weeks for the generator and 3-6 for the manual switch. At this time the current generator is not automatically switching on and is why the manual switch is listed separately on the quote. With bad weather season coming up, having a working generator is crucial if the power goes out for the Sheriff's office to assist the public. Motion made by Rutten, second by Lindgren to authorize the Chairman to sign the Sourcewell contract with NMC Cat Power Systems for approximately \$35,892.00 for the generator and \$4,653.00 for the manual switch as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Chuck Rolf, Boone County Ag Society Manager, and Kurt Kruse, Boone County Agricultural Education Center, were present to give the Board an update on upcoming activities. The arena has events every weekend from November 13 to April 23, not including Christmas and Easter holiday weekends. There will be a concert coming in February 2022. They also wanted to talk to the Board about possibly using a portion of the land currently under lease through December 2023 by Nathan Olson. The Board let Rolf and Kruse know that per the Lease Agreement a notice to the Lessee would have had to be given by September 1st for any upcoming changes in the next year. The Board said that they would have to talk to Olson regarding this request before going further with the discussion. No action taken at this time.

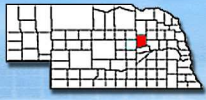
Nathan Olson leases the County owned dryland crop ground acres located in a fractional part of the NE1/4 of Section 28, Township 20 North, Range 6 West of the 6th P.M., Boone County, Nebraska. Some dirt work had been done to a portion of the leased acres and affected the yield in that area. Olson was not able to attend, but he sent a report to the Board to review regarding his harvest. Per the report Olson planted 23.8 acres and harvested 22.6 acres. Motion made by Temme, second by Rutten to approve and accept the 2021 cropland lease payment based on 22.6 acres of harvested crop at \$230.00 per acre from Nathan Olson as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Jacqueline Wells, Boone County Veterans Service Officer, presented her Letter of Resignation as the Veterans Service Officer for Greeley County, Nebraska. Per the Interlocal Agreement, notice has to be given 30 days prior to the termination date. Wells informed the Board that she had been approached about possibly serving the Greeley Veterans remotely from her Boone County office and said that she was open to the possibility. The Board drafted a letter to address the cancellation of the current Interlocal Agreement and the request for a new agreement regarding remote services for Greeley County Veterans. Motion made by Temme, second by Lindgren to accept the resignation from the current agreement as presented and authorized the Chairman to sign the letter addressed to the Greeley County Board. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Boone County Veteran that was going to be honored at the Commissioner's meeting was unable to attend due to COVID restrictions at the Good Samaritan Society. Wells said that she would get him the certificate at the home.

The State of Nebraska, Department of Transportation, needs the County Board to designate the official county newspaper(s) in order to comply with state statute when advertising their projects for bids in the county. Motion made by Temme, second by Lindgren to designate the official county newspapers for 2022 to include the Albion News/Boone County Tribune and Petersburg Press. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board discussed the prior year's expenditures for employee recognition. The consensus of the Board is that each elected official and full-time employee shall receive a certificate for either a turkey or ham not to exceed \$20.00 which they may redeem at any of the participating grocery stores. The certificates to be included with the employees November payroll information. The certificates would have to be redeemed on or before December 31, 2021 and would be good towards a turkey or ham only. Any amount over \$20.00 would be at the expense of the employee. Motion made by Temme, second by Lindgren to approve the expenditure of \$20.00 per elected official and full-time employee towards the purchase of a turkey or ham in the form of a certificate to be redeemable at participating grocery stores on or before December 31, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



The Board reviewed the 2022 calendar to set dates for the 2022 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 Lindgren, second by Rutten to approve the following meeting dates for 2022 which are subject to change: January 6, 10, 18 and 26; February 14, 24 and 28; March 14, 21 and 28; April 11, 18 and 27; May 9, 16 and 25; June 13, 21 and 27; July 11, 18 and 27; August 8, 15, 22 and 29; September 12, 19 and 26; October 11, 17 and 26; November 14, 21 and 28; December 12, 19 and 28. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board advertised a 2003 Ford F-350 and a 1994 International 2000 Series Truck as surplus items for one week and was accepting sealed bids until 4:00 P.M. on Friday, November 5. Three bids were received by the deadline.

For the 2003 Ford F-350:

Shawn Fuehrer	\$450.00
Dave Reinhart	\$510.00
MJK Ag	\$600.00

For the 1994 International 2000 Series Truck:

Dave Reinhart	\$ 760.00
MJK Ag	\$1,900.00

Motion made by Temme, second by Lindgren to accept the highest bid from MJK Ag for both items as received with the proceeds to be deposited into the Road Fund (0200). Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

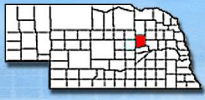
Stacey Ziemba, County Highway Superintendent presented the following topics in the general report:

- A Case Tractor in District #1 is having transmission issues.
- John Wagner to build a drag for District #1.
- Update on the Ridge Road project.
- Personnel updates and presented a written resignation that will be addressed as an agenda item on November 15, 2021.

Motion made by Lindgren, second by Rutten to accept and approve the County Highway Superintendent's general report as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board discussed the proposed Commissioners District lines. Their options are to keep the lines as is or to review and pick from one of the three proposals from gWorks. In order for the public to be able as well informed as possible, the Board asked Jim Dickerson, Albion News/Boone County Tribune, to highlight the meeting. Motion made by Temme, second by Lindgren to advertise a separate meeting for further discussion on the Commissioners District lines on November 24, 2021 at 1:00 P.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a Distress Warrant Report. The report indicates that there were five distress warrants delivered to the Boone County Sheriff on November 1, 2021 for collection of unpaid 2020 personal property taxes, not including penalties, in the sum of \$2,054.65. The total to be collected on the distress warrants with penalties is \$2,119.45. Motion made by Rutten, second by Lindgren to accept and approve the County Treasurer's Distress Warrant Report as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Motion made by Temme, second by Lindgren that the depository for the County of Boone, Boone County Imprest Payroll Account (547) will be the Cornerstone Bank of York, Albion Branch, with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Sarah Robinson and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective November 15, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme that the depository for the County of Boone, Boone County Clerk Account (554) will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska with Sarah Robinson and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective November 15, 2021. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten that the depository for the County of Boone, Boone County Imprest Vendor Account (603) will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska with Commissioners Larry Temme, Ben Rutten, Jon Lindgren and County Clerk's office Sarah Robinson and Lorrie Nicklasson as signees authorized to exercise the powers for said account effective November 15, 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Notices to Proceed and Agreements for Project No. 210206.00 – Petersburg East (130th Street Culvert) and for Project No. 201107.00 – Petersburg West (Baum's Bridge) road projects were received for the Board to review. Stacey Ziemba, County Highway Superintendent, was present to answer any questions from the Board.

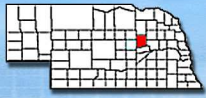
Motion made by Rutten, second by Lindgren to approve the Notices and Agreements for Project No. 210206.00 as presented and to authorize the Chairman to sign the documents. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the Notices and Agreements for Project No. 201107.00 as presented and to authorize the Chairman to sign the documents. Roll call vote: Yeas: Temme, Rutten and Lindgren. 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 Albion Area Arts Council requested assistance to advertise the String Beans Concert scheduled for December 4, 2021. Motion made by Lindgren, second by Temme to approve the application requesting funding assistance from the Albion Area Arts Council for the String Beans Concert from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

The Albion Area Arts Council requested assistance to advertise the Dawn Smith and Jill Nore Concert scheduled for December 12, 2021. Motion made by Lindgren, second by Rutten to approve the application requesting funding assistance from the Albion Area Arts Council for the Dawn Smith and Jill Nore Concert from the Visitor's Promotion Funds as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Jerry L. Bode requested permission to bore an electrical line over and across the County Road, commonly known as 100th Street, between Antelope County and Section 1, Township 22, Range 7, Boone County, Nebraska. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-40, granting permission to Jerry L. Bode to bore an electrical line over and across 100th Street located in Section 1, Township 22 North, Range 7 in Boone County, Nebraska as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Nebraska Revised Statute §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 General Election is to be held in 2022, the elective county offices to be on the ballot is County Commissioner for District Nos. 1 and 3, Assessor, Attorney, Clerk, Treasurer, Sheriff and Surveyor. The Board discussed a competitive increase to be more inline with the recommendations of NACO. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-41, setting the elected salaries as follows:

	<u>2023</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>
Assessor	\$63,000.00	\$66,000.00	\$69,000.00	\$72,000.00
Clerk	\$63,000.00	\$66,000.00	\$69,000.00	\$72,000.00
Treasurer	\$63,000.00	\$66,000.00	\$69,000.00	\$72,000.00
Attorney-PT	\$63,000.00	\$66,000.00	\$69,000.00	\$72,000.00
Sheriff	\$78,750.00	\$82,500.00	\$86,250.00	\$90,000.00
Surveyor	\$10,000.00	\$10,000.00	\$10,000.00	\$10,000.00
Commissioner	\$26,400.00	\$26,400.00		

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

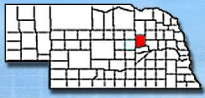
No applications were received by the November 5, 2021 deadline for the Public Defender position. Motion made by Lindgren, second by Temme to readvertise using the Northeast District circulation with a new application due date of December 3, 2021. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Public Comments:

- Barb Hanson, County Assessor, proposed a use for the America Rescue Plan Act funds.
- Stacey Ziemba, County Highway Superintendent, updated the Board on a road issue on 110th Avenue.
- The Board opened mail received regarding an Excise Tax Audit and the Wildlife Fire Protection Plan.
- Commissioner Lindgren attended the Nebraska Weed Association training.
- Commissioner Temme attended the CHIP meeting in place of Commissioner Lindgren.
- Commissioner Rutten attended the Boone County Trails System meeting.

Chairman Temme declared the meeting adjourned at 12:40 P.M., with the next Board meeting scheduled for Monday, November 15, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 15, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, November 15, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on November 10, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, November 12, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Commissioner Ben Rutten, Chairman of the Boone County Safety Committee, opened the safety meeting at 9:00 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Ben Rutten, Larry Temme and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Denny Johnson, County Sheriff; Jacqueline Wells, Veterans Service Officer; and Sarah Robinson, County Clerk. Rod Nelson, Courthouse Safety Coordinator presented the old and new business. Old business that was addressed/reviewed: (1) CPR Training was held on October 8; (2) Fall's Fire Drill was not held, was decided that there was no need to reschedule; (3) the diesel generator and manual switch were ordered, Region 44 Manager is looking into grants to offset the cost; (4) work on the Sheriff's office steps will be addressed during the concrete work for the new generator. New business that was addressed/reviewed: (1) revisited the idea of getting a mobile sanitizing machine and/or air purifying machines – Nelson said that he would look into the costs; (2) Rutten discussed the coming winter months and the rise of COVID cases – advised Nelson to keep masks and disinfectant stocked; and (3) addressed the three open incidents to date. The Safety Committee meeting was adjourned by Commissioner Ben Rutten, Chairman of the Boone County Safety Committee at 9:25 A.M. The next quarterly Safety Meeting is tentatively scheduled for Monday, February 28, 2022.

Motion made by Lindgren, second by Rutten to approve the County Board Proceedings of November 8, 2021 as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the County Board of Equalization Proceedings of November 8, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. 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 Boone County Home Farm and Garden Show, Inc. requested assistance to advertise the Reason for the Season event scheduled for December 2, 2021. Motion made by Rutten, second by Lindgren to approve the application requesting funding assistance from the Boone County Home Farm and Garden Show, Inc. for the Reason for the Season event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Boone County Building Committee requested assistance to advertise the Hairball Concert scheduled for February 11, 2022. Motion made by Lindgren, second by Rutten to approve the application requesting funding assistance from the Boone County Building Committee for the Hairball Concert from the Visitor's Promotion Funds as submitted. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

On October 18, 2021 Tanya Sharp, Boone County Health Center, presented the 2022 Hospital License for the Board to review. It was approved and the Vice Chairman and third Board Member signed the License since Commissioner Temme was absent. Upon submission Sharp was informed that the license required the Chairman's signature. Motion made by Temme, second by Rutten to approve the resigning of the 2022 Hospital License by the Chairman and Vice Chairman. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

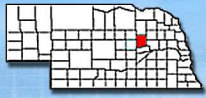
The Board reviewed a written resignation from a full-time County Extension office employee. Motion made by Temme, second by Rutten to accept and approve the resignation of Josephine Weltruski effective December 31, 2021 as submitted. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Road employee. Motion made by Temme, second by Lindgren to accept and approve the resignation of Stacey L. Ziemba effective November 19, 2021 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Brent Pribnow, Road Employee, was present with Stacey Ziemba, County Highway Superintendent, to discuss the \$0.50/hour wage increase that was offered originally in September. Discussion was had regarding past issues and improvements noted by Ziemba and she asked the Board to approve the requested increase. Motion made by Temme, second by Lindgren to approve the \$0.50/hour wage increase for a County Road Employee effective November 22, 2021 as requested by his Department Head. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Ziemba and the Board discussed the Highway Superintendent's upcoming vacancy. They asked if Dan Stankoski might possibly be interested in the position. He will be asked to discuss this proposition with the Board at the November 24, 2021 meeting. Advertising the position was also discussed with Ziemba. Motion made by Lindgren, second by Rutten to advertise the position for two weeks with a due date for applications being 4:00 P.M. on December 10, 2021 using the OnePress Statewide Regional Ad-Northeast District only. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to go into executive session at 9:58 A.M., per the Open Meeting Act §84-1410, prevention of needless injury to the reputation of a person and if such person has not requested a public meeting. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried. The Board reviewed an employee assistance request. Motion made by Rutten, second by Lindgren to come out of the executive session at 10:17 A.M. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried. Motion made by Temme, second by Lindgren to approve the employee assistance request. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



The American Rescue Plan Act funds that have been received by the County were moved to an interest bearing account after the approval of the September 13, 2021 meeting. The understanding was that the accrued interest would be moved to the General Fund (0100) on an as needed basis. Motion made by Rutten, second by Lindgren to approve Resolution No. 2021-42 authorizing the County Treasurer to transfer the accrued interest from the ARPA funds to the General Fund (0100) on an as needed basis. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Correspondence was received that a new resolution was needed for participation in the Northeast Nebraska Economic Development District due to adding the wording “including CDBG administration.” Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-43 with the additional administration as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The County of Boone is in the process of being audited for year 2018 regarding the submission for reimbursement on paid Excise Taxes. Upon submission of requested documents, the County was notified that under Publication 510, for reimbursement to be valid it had to be purchased with a credit card and with a statement from the credit card company used that they, as the ultimate purchaser, did not claim the Excise Taxes themselves. The Internal Revenue Service has been working with the County on what the next steps will be. In reviewing the County’s current fuel providers, the biggest is claiming the taxes and the others were not purchased using a credit card. Motion made by Temme, second by Rutten to discontinue the submission for Excise Taxes Reimbursement starting with calendar year 2021 and being reviewed thereafter. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Bruce Benne, Albion Volunteer Fire Department, and Randall Bruland, County Ambulance Administrator, were present to discuss the current Interlocal Agreement between the City of Albion and the County of Boone regarding housing of the county ambulance. Benne, acting as an informal agent for the City of Albion, wanted to get the discussion started for changing the storage facility for the County’s ambulance. The Board thanked Benne for letting the County know well in advance to start looking for alternative storage areas. No action was taken at this time.

Resolution No. 2021-44 was presented for the Board to review regarding the 2021 Year-End County Highway Superintendent Certification. With the acceptance of Stacey Ziemba’s resignation the resolution only addresses January 1-November 19, 2021. The remainder of the year will be addressed at the next Commissioner’s meeting on November 24, 2021. Motion made by Lindgren, second by Temme to approve and authorize the signing of the Year-End Certification for January 1-November 19, 2021 certifying the appointment of Stacey L. Ziemba as a licensed Highway Superintendent for that period. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Public Comments:

- Commissioner Lindgren plans to attend the Region 4 Behavioral Health and Northeast Nebraska Area Agency on Aging meetings.
- Commissioner Temme plans to attend the Ag Society and East-Central District Health Department meetings.
-

Chairman Temme declared the meeting adjourned at 11:13 A.M., with the next Board meeting scheduled for Wednesday, November 24, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 24, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Wednesday, November 24, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on November 17, 2021, and the convened meeting was open to the public.

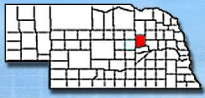
The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Monday, November 22, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Motion made by Temme, second by Lindgren to approve the County Board Proceedings of November 15, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of October 22, 2021 through November 21, 2021. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$96,148.74; BCBS \$48,055.09; Ameritas Ret \$6,657.20; EFTPS \$7,132.81; LTD Premiums \$0.00; Section 125 Fees \$20.00; Wellness Program \$115.50; Road \$60,242.07; BCBS \$28,110.88; Ameritas Ret \$4,066.34; EFTPS \$4,520.39; Ambulance \$5,528.69; Ameritas Ret \$146.21; EFTPS \$422.94; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The 2021-2022 County budget was adopted on August 26, 2021 and Resolution No. 2021-36 was approved on October 12, 2021 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2021-2022 Tax Year on an as needed basis. The transfer will be done through the Accounts Payable Vendor Claims process. Motion made by Lindgren, second by Rutten to authorize the Boone County Treasurer to transfer the amount of \$500,000.00 from the General Fund (0100) to the Road Fund (0200) through the Vendor Claims process for Transfer #2. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The First Concord Benefits Group submitted the Section 125 Cafeteria Plan re-enrollment forms for the calendar year 2022 and Cafeteria Plan-IRC Section 125 key employees questionnaire/highly compensated employee forms for 2022. Motion made by Rutten, second by Lindgren to approve and authorize the Board Chairman to sign all necessary documents regarding the Section 125 Cafeteria Plan re-enrollment for 2022. Roll call vote: Yeas: Rutten, Lindgren and Temme. 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 Petersburg Community Club requested assistance to advertise the Petersburg Community Club's Annual Christmas Supper & Entertainment event scheduled for December 20, 2021. Motion made by Temme, second by Lindgren to approve the application requesting funding assistance from the Peterburg Community Club for the Petersburg Community Club's Annual Christmas Supper & Entertainment event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Dan Stankoski, Road Foreman, was present to discuss the Highway Superintendent's position vacancy. The Board wanted to ask Stankoski for help with certain areas of management until the position is filled. The duties that need to be covered are signing of payroll time sheets, general reports and vendor claims. Stankoski said that he could help with those areas until a new Highway Superintendent was appointed. He felt that since the One and Six Year Road Plan wasn't due until the end of February that that didn't need to be addressed. Motion made by Temme, second by Lindgren to authorize Dan Stankoski, Road Foreman, to process payroll time sheets, vendor claims and present road general reports. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

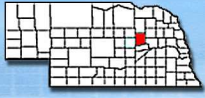
Dan Stankoski, presented the following topics in the County Road general report:

- The Ridge Road project is complete.
- The bridge inspector will be in the county inspecting 5 bridges in the next month.
- Placed a forty foot culvert on 290th Avenue at a resident's request to address dam drainage issues.
- The Baum's Bridge project will be the next road project to be worked on starting on November 29.
- Work on Knob Bridge will continue in 3-4 weeks until completion, weather permitting.

Motion made by Lindgren, second by Rutten to accept and approve the County Road general report as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Andrew Devine, City of Albion Administrator, was present to discuss the 2021 Interlocal Agreement, County Resolution No. 2020-27/City Resolution No. 113(20) and the 2022 Interlocal Agreement, County Resolution No. 2021-34/City Resolution No. 114(21). With Stacey L. Ziemba's resignation, the County is unable to meet the obligations of the 2021 agreement and does not know if the new Highway Superintendent will want to offer their services to the City for the 2022 calendar year. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the formal notice of termination for the 2021 and 2022 Interlocal Agreements with no payment being due in December to finish the 2021 agreement. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Resolution No. 2021-44 was presented and approved at the November 15th meeting for Stacey L. Ziemba's license for the period of January 1-November 19, 2021. The rest of the year needs to be addressed, and so Resolution No. 2021-45 was presented for the period of November 20-December 31, 2021. Motion made by Temme, second by Lindgren to approve and authorize the signing of the Year-End Certification for November 20-December 31, 2021 certifying the appointment of the County Board while the application process for appointing a new Highway Superintendent is underway. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



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 Temme, second by Rutten to approve as written Resolution No. 2021-46 to accept and approve the written applications of the following designated County Depositories of the County Funds for calendar year 2022: Boone County Bank, a division of Madison County Bank, Albion; Cedar Rapids State Bank, Cedar Rapids; Cornerstone Bank, York and Albion and St. Edward Branches; First Bank & Trust of Fullerton, St. Edward Branch; Great Plains State Bank, Petersburg; and Homestead Bank of Cozad, Albion Branch. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Barb Hanson, County Assessor, presented a contract/invoice from GeoLand Management, LLC for AgriData services for three (3) logins to be used by all Assessor employees. The Board reviewed the contract/invoice and Hanson was present to answer any questions. Motion made by Lindgren, second by Temme to approve the contract/invoice from GeoLand Management, LLC for approximately \$800.00 for three (3) logins. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

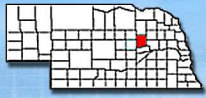
Steve Pritchard, Boone Nance Extension Educator; Doug Koch and Roger Voichoski, Boone Nance Extension Board members; Pam Jochum – County Attorney's Office; and Barb Hanson, County Assessor were present to discuss and listen in on the topic of the upcoming vacancy in the County Extension office and the currently offered wages and benefits. No action was taken at this time.

Public Comments:

- Andy Devine, City of Albion Administrator, brought concerns regarding the Kohtz Dam and an upcoming deadline of January 1, 2022 to the Board's attention.
- Commissioner Temme gave an update on the last Boone County Ag Society's meeting.
- Commissioner Lindgren plans to attend the rescheduled East-Central District Health Department meeting and the Region 44 Emergency Services meeting.

Chairman Temme declared the meeting adjourned at 11:27 A.M., with the next Board meeting scheduled for Monday, December 13, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS NOVEMBER 24, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met at 1:00 P.M. on Wednesday, November 24, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and present for roll call were Commissioner Larry Temme, Jon Lindgren and Ben Rutten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on November 10, 2021 and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Monday, November 22, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

As a result of the 2020 census and population changes within the county, a review is required regarding possible redistricting of the commissioners districts per Nebraska Revised Statute §32-553. The Board was presented with three proposals from gWorks, a contracted vendor, and the current district map to review. The total population for Boone County per the new census is 5,379. Legislature Resolution LR134, which was established for themselves, states that “No plan will be considered which results in an overall range of deviation in excess of 10% or a relative deviation in excess of plus or minus 5%, based on the ideal district population.”

The current map shows that the total population, 5,379, divided by the number of commissioner districts, 3, equals 1,793 or 0.3333%. The individual districts are as follows:

District #1	1,707 Total Population	0.3173% (-0.0160)
District #2	1,934 Total Population	0.3595% (+0.0262)
District #3	1,738 Total Population	0.3231% (-0.0102)

gWorks Proposal #1 takes a portion out of Southwest and Southeast Manchester Precincts in District #2 and moves them to District #3, which leaves the districts as follows:

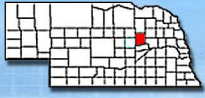
District #1	1,707 Total Population	-4.80%	Difference in Pop. -86
District #2	1,856 Total Population	+3.51%	Difference in Pop. +63
District #3	1,816 Total Population	+1.28%	Difference in Pop. +23

gWorks Proposal #2 takes a greater portion out of the Southwest Manchester Precinct and leave the Southeast Precinct alone in District #2 and moves it to District #3, which leaves the districts as follows:

District #1	1,707 Total Population	-4.80%	Difference in Pop. -86
District #2	1,874 Total Population	+4.52%	Difference in Pop. +81
District #3	1,798 Total Population	+0.28%	Difference in Pop. +05

gWorks Proposal #3 takes a portion out of Southwest Manchester Precinct in District #2 and moves it to District #1, which leaves the districts as follows:

District #1	1,768 Total Population	-1.39%	Difference in Pop. -25
District #2	1,873 Total Population	+4.46%	Difference in Pop. +80
District #3	1,738 Total Population	-3.07%	Difference in Pop. -55



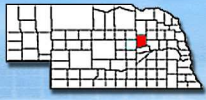
Boone County Board Minutes



The Board discussed the current district lines and the three proposals in depth. No one from the public attended the meeting. Jim Dickerson, Albion News/Boone County Tribune arrived after the meeting began. The final decision on the commissioners districts will be decided on December 13, 2021 at the next regularly scheduled meeting.

Chairman Temme declared the Boone County Board of Commissioners meeting adjourned at 1:45 P.M.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 13, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 13, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Jon Lindgren and Larry Temme. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on December 8, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, December 10, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of November 24, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

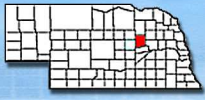
Motion made by Temme, second by Rutten to approve the County Board Proceedings, Redistricting Public Meeting of November 24, 2021. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$583,231.63; Road - \$151,664.42; Visitors Promotion Fund (0990) - \$531.20; ROD Preservation/Modernization Fund (1150) - \$211.68; COVID American Rescue Plan Fund (2580) - \$2,223.00; Inheritance Tax (2700) - \$5,000.00; 911 Emergency Management (2910) - \$2,319.90; 911 Wireless Service (2913) - \$4,087.59; and Ambulance - \$2,225.48. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

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

- Clerk - \$17,190.25 (State of Nebraska \$11,312.32)(County of Boone \$5,877.93)
- District Court - \$687.26 (State of Nebraska \$506.00)(County of Boone \$181.26)
- Sheriff - \$911.35
- Planning & Zoning - \$459.75
- Treasurer - Miscellaneous Receipt Nos. 19065 – 19121 - \$881,048.67
- Treasurer - Total Collections - \$1,135,691.18

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



Boone County Board Minutes



Neal Suess, Loup Power District, and Pat Pope, NPPD, were present to discuss a possible Memorandum of Understanding between the County, Loup Power District and Nebraska Public Power District. The Counties in this project, if all participated, would be Boone, Platte, Nance and Colfax. With the current project map, Boone's portion would include 120 miles of a 312-mile plan. The Board felt that further discussion and review at a later meeting was needed. No action was taken at this time.

Rod Nelson, Courthouse Maintenance, was present to discuss ongoing issues with a few of the courthouse's rooftop units. He requested quotes from Eller Heating, Air Conditioning & Plumbing, LLC and received two. The Board reviewed the two options: Option 1 was for a Daikin unit for approximately \$12,284.00 and Option 2 was for a York unit for approximately \$12,663.00. Availability and shipping were discussed as well. Motion made by Rutten, second by Lindgren to authorize the Chairman to sign the Acceptance Proposal for two Option 2's from Eller Heating, Air Conditioning & Plumbing, LLC to be paid out of the COVID American Rescue Plan Fund. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Steve Pritchard, Boone Nance Extension Educator, was present to discuss office personnel. Per the agenda, the Board reserves the right to enter executive session as provided by Nebraska Revised Statute §84-8410. Motion made by Lindgren, second by Temme to enter executive session at 10:08 A.M. for the prevention of needless injury to an individual. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

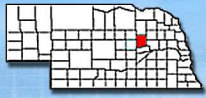
Motion made by Temme, second by Lindgren to come out of executive session at 10:20 A.M. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried. No action was taken at this time.

Lindsey Jarecki and Jay Wolf, Boone Beginnings, and Kendra Krohn, Daycare Provider, were present to discuss childcare services and the American Rescue Plan Funds. The Board thanked them for bringing their interest forward. The Board is still looking into the different branches the Interim Final Rule approves of while still doing the most to help the County as a whole. They are hoping to get more guidance on how we can distribute funds to County Childcare Providers as fairly as possible. Until that feedback is received and implemented, the Board did not feel comfortable going forward with anything definite at this time. Jarecki said that she and Krohn would have a meeting with the local providers and get back on the agenda after that is complete to give the feedback to the Board. No action was taken at this time.

Motion made by Lindgren, second by Temme to enter into executive session at 10:46 A.M. per the agenda with respect to pending litigation. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried. John Morgan, County Attorney, was present and Brian McDonald, JEO Consulting Group, Inc., was present by teleconference.

Motion made by Lindgren, second by Temme to come out of executive session at 11:04 A.M. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried. No action taken at this time.

In order to keep the Boone County Handbook as current as possible, a decision on the new Federal Holiday, Juneteenth – June 19th, needed to be decided on prior to the reorganizational meeting. Motion made by Lindgren, second by Rutten that Juneteenth – June 19th will be an observed, paid holiday. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Dan Stankoski, Road Foreman; Barb Hanson, Assessor; Jacqueline Wells, Veterans Service Officer; Mary Ziemba, Planning and Zoning Administrator; Sarah Robinson, Clerk; and Denny Johnson, Sheriff were present to discuss the proposed handbook changes. The changes included but are not limited to the following: update and clarification for the general leave policy; added Juneteenth holiday to the Holiday's page; added a Vehicle Policy and Volunteer Fire/Rescue Policy. Motion made by Temme, second by Rutten to approve the discussed changes with the Resolution to be signed a future meeting. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Road Foreman presented the following topics in the general report:

- Baum's Bridge project by Petersburg is completed.
- Sluff-off/dirt issue was addressed on 240th Avenue.
- Dirt work at the Fairgrounds has been completed.
- Fixed a hole in the minimum maintenance road on 360th Avenue and 230th Street.
- Will continue to work toward stocking up on white rock.
- Update on snowplows sold through BigIron – St. Edward.

Motion made by Lindgren, second by Temme to accept and approve the Road's general report as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

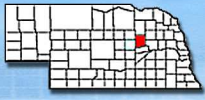
The Public Defender position was advertised at two different times, once through local papers and once through the Northeast Region – Nebraska Publication Association. The last deadline for applications was December 10, 2021. No calls or applications were received. Motion made by Lindgren, second by Temme to dissolve the previously appointed Policy Board. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the drafting of formal notices to the Policy Board, County Court and District Court. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

On November 8, 2021 the Board approved Nathan Olson's harvested acres of 22.6 at \$230.00 an acre. The Board was notified that the submitted acres were incorrect and needed to be adjusted. Motion made by Rutten, second by Lindgren to accept the adjusted 2021 cropland lease payment of 19.106 acres of harvested crop at \$230.00 an acre. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

The Northeast Nebraska Area Agency on Aging received the nomination of Liz French, Cedar Rapids, Nebraska to represent Boone County on the Advisory Board for a three-year term. In the twenty-two-county service area, the senior center(s) in the county nominate a person to represent them on the Advisory Board. Motion made by Temme, second by Lindgren to appoint Liz French to represent County of Boone, Nebraska for a three-year term on the Advisory Board of the Northeast Nebraska Area Agency on Aging. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

At the August 9, 2021 meeting the Board approved the extension of the County's policies for Emergency Paid Sick Leave and Emergency Family and Medical Leave until the expiration date of September 30, 2021. Since that date has lapsed the Board has not had any discussions on entering into a voluntary County policy for Emergency Paid Sick Leave or Emergency Family and Medical Leave. A county employee contracted COVID and had to use their own accrued leave. The employee asked if the Board would consider adopting a County policy using COVID American Rescue Plan Funds. Motion made by Lindgren, second by Temme to not proceed with drafting or entering into a voluntary County policy for COVID related reasons at this time. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



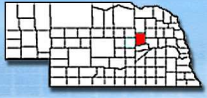
As a result of the 2020 census and population changes within the county, a review is required regarding the Commissioners districts. The Board held a public meeting on November 24, 2021 for all of the public to come, review and discuss the current districts plus three additional proposals from gWorks, a contracted Vendor. For information on the current districts, as well as the three proposals, please see the November 24, 2021 Redistricting Meeting minutes. Motion made by Temme, second by Lindgren to approve Resolution No. 2021-47, District #1 will include: Boone, Beaver and Cedar Precincts; District #2 will include: Southeast Manchester and Southwest Manchester Precincts; and District #3 will include: Dublin-Bonanza, North Branch-Shell Creek, North Manchester and Oakland Precincts as adopted this 13th day of December 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Public Comments:

- Lisa Langan, County Court and District Court, updated the Board on changes regarding the courtroom remodel process.
- Pam Jochum, County Attorney Assistant, discussed clarifications on wage requests and handbook policies.
- Commissioner Temme and Lindgren attended the NACO December conference and updated everyone on the material reviewed.

Chairman Temme declared the meeting adjourned at 1:39 P.M., with the next Board meeting scheduled for Monday, December 20, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 20, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 20, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on December 15, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, December 17, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

Motion made by Rutten, second by Lindgren to approve the County Board Proceedings of December 13, 2021 as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Lindgren to approve the County Board of Equalization Proceedings of December 13, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. 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 Lindgren, second by Rutten to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Billy Frey, County Employee, was present to discuss a voluntary County policy for paid leave due to COVID-related reasons. The Board had discussed this on December 13, 2021 and voted to not proceed with drafting a policy at this time. Frey wanted to discuss the reasoning behind this decision. The Board felt that using American Rescue Plan Act funds at this time for a county employee policy would not be the best use of these funds that could be potentially used to better the County as a whole. No action taken at this time.

Steve Pritchard, Boone Nance Extension Educator, was present to submit a written request for 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 Extension Board meets quarterly, alternating between the two counties. Amanda Mogensen has completed her second three-year term on the Extension Board. Motion made by Rutten, second by Lindgren to approve Amanda Mogensen's replacement, John Frey, to serve his first term on the Boone-Nance Extension Board beginning January 2022. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



Boone County Board Minutes



Boone County Ag Society submitted an application for Special Designated License (SDL) for February 11, 2022. The Board reviewed the application for Special Designated License (SDL) for a concert scheduled for Friday, February 11, 2022 at the Boone County Agricultural Education Center, 2426 Fairgrounds Road, Albion, Nebraska. Motion made by Temme, second by Lindgren to approve the Application for Special Designated Liquor License request from Boone County Ag Society for a concert to be held at the Boone County Agricultural Education Center in Albion, NE on February 11, 2022 as submitted. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Assessor office employee. Motion made by Temme, second by Lindgren to accept and approve the resignation of Pam Doughty as the Deputy County Assessor effective December 17, 2021 to start in the County Extension office as of December 20, 2021. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Correspondence was received from the Attorney General's office regarding two Opioid Settlements from Distributor and Janssen. Decisions on how the funds will be spent once received does not need to be determined at this time, but participation agreements have to be submitted by December 31, 2021. Motion made by Temme, second by Rutten to approve and authorize the Chairman to sign the Janssen Participation Agreement. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve and authorize the Chairman to sign the Distributor Participation Agreement. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Two Customer Value Agreements or Maintenance Agreements from NMC Exchange, LLC for two County Motor graders were presented to the Board for their review. The first agreement was for a motor grader in District #1 with a Serial No. N9P00195 for two years beginning December 25, 2021 and ending on December 25, 2023 for approximately \$2,921.00. The second agreement was for a motor grader in District #1 with a Serial No. N9500279 for two years beginning on November 28, 2021 and ending on November 28, 2023 for approximately \$2,986.00. Motion made by Lindgren, second by Temme to approve and authorize the Chairman to sign the two agreements from NMC Exchange, LLC for approximately \$2,921.00 and \$2,986.00 as presented. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

At the December 13, 2021, the Board discussed the upcoming Public Defender vacancy and if any applications were received. As of the second application deadline, December 10, 2021, no applications or phone calls were taken to show interest in the position. This was the second time the Board had advertised the position, and at the last meeting the Board decided to dissolve the appointed Policy Board and to give formal notice regarding Defendant's counsel appointments. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the formal notices to the Policy Board and Lisa Langan, Clerk of the Boone County Courts. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board conducted an employment evaluation with Mary Ziemba, Planning and Zoning Administrator.

The Board conducted an employment evaluation with Jacqueline Wells, County Veterans Service Officer.

The Board conducted an employment evaluation with Rod Nelson, Courthouse Maintenance.

The Board conducted an employment evaluation with Bob Sandman, County Weed Superintendent.



Boone County Board Minutes



Rod Nelson, Courthouse Maintenance, was told by Bill Becker, Eller Heating, Air Conditioning & Plumbing, LLC, that the County was not able to order two units without upfront payment. Statute §23-135, allows for payment to be submitted within 90 days from the time the materials or labor were furnished or performed – not before. Nelson asked Becker if it were possible to order one unit instead of two and be able to pay once the unit was received and installed. Becker said that they would be able to work with that understanding. Motion made by Temme, second by Lindgren to amend the previous decision to one Option 2 unit for approximately \$12,663.00 from Eller Heating, Air Conditioning & Plumbing, LLC as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

After the December 13, 2021 meeting the Clerk's office submitted Resolution No. 2021-47 to gWorks to complete the Redistricting process. Notice was sent to the Clerk's office that the interpretation of the statutes and guidelines that the Commissioners used to make their decision is not in compliance according to gWorks. The current districts and gWorks proposals were presented to the County Attorney's office before the Commissioners signed the resolution and were told that if the Commissioners decided to stay with the current districts that it would be acceptable. Motion made by Temme, second by Lindgren to amend the previous decision per gWorks guidance and to proceed with gWorks Proposal #3 with a new resolution to be signed at the December 28, 2021 meeting. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

A final revision of the Kaufmann Settlement and Release Agreement was submitted for Board discussion and review. John Morgan, County Attorney, was present by telephone and Brian McDonald, JEO Consulting Group, LLC and Dan Stankoski, Road Foreman, were present in person to take part in any discussion that may affect moving forward with the agreement. All previous revisions were addressed and Morgan expressed to the Board that he felt they could move forward with signing the agreement. Motion made by Rutten, second by Lindgren to approve and authorize the Chairman to sign the agreement as presented. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

John Morgan, County Attorney, wanted to formally ask the Board to change his office personnel classification on the salary schedule and to increase her wage according to that range. Morgan expressed his favor of having this approved due to his personnel's experience and past work record. Motion made by Lindgren, second by Rutten to approve reclassifying County Attorney's office personnel to Legal Assistant and to increase her wage to \$14.00 effective as of December 22, 2021 to coincide with the next pay period. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Bob Sandman, County Weed Superintendent, was unable to present the final weed report due to computer program issues. Will be rescheduled to the December 28, 2021 meeting.

Public Comments:

- Brian McDonald, JEO Consulting Group, LLC gave updates on the following:
 - Ed Hoevet Excavating is close to starting on the Knob Bridge Project.
 - A & R Construction will be working on two projects in the county in the upcoming weeks.
 - The County will have some Change Orders and Final Payment requests coming in due to some of the projects being completed.
- Chuck Rolf, Boone County Ag Society, requested clarification on Ag Society report and asked about the Boone County Fairgrounds Annexation.



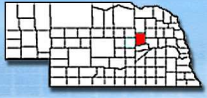
Boone County Board Minutes



- Denny Johnson, County Sheriff:
 - Will be submitting an application for approval from the Public Service Commission to use 2914 funds on a project.
 - Discussed the December 15th Storm and why some sirens did not go off and the status of the current generator.
 - Update on current inmate count and staffing numbers.
- Commissioner Rutten attended the Boone County Fitness Center meeting and updated the Board.
- Dan Stankoski, Road Foreman, will be asking for surplus property to be on the agenda soon and the possibility of needing to hire for new positions.
- Student, Braden Benes, was present during the meeting from 11:00 A.M. on to give a report for his American Government class.

Chairman Temme declared the meeting adjourned at 12:40 P.M., with the next Board meeting scheduled for Tuesday, December 28, 2021.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, December 20, 2021 at 11:05 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Aaron and Penny Niemann, Applicants with their counsel, Jeff Jarecki. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on December 8, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, December 17, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Aaron P. and Penny J. Niemann. Aaron P. and Penny J. Niemann along with Cornerstone Bank, Trustee of the Rose E. Niemann Testamentary Trust, are the property owners of the real estate referenced herein. The application requested that 4.70± acres plus 0.68± acres of Right-of-Way be divided from a parcel of land located in a fraction of the Southeast Quarter (SE1/4) of Section 6, Township 18 North, Range 5 West of the 6th P.M., Boone County, Nebraska.

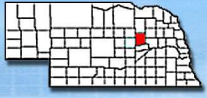
Aaron Niemann explained to the Board that the purpose for dividing the 4.70± acres plus 0.68± acres of Right-of-Way from the parcel of land is to correct the legal description to include the legal access and existing residence. A survey for 4.70± acres plus 0.68± acres of Right-of-Way is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 4.70± acres plus 0.68± acres of Right-of-Way from the parcel of land. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Planning Commission.

Motion made by Temme, second by Rutten to close said public hearing at 11:09 A.M. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Lindgren to approve the Conditional Use Permit and attachment submitted by Aaron P. and Penny J. Niemann to divide 4.70± acres plus 0.68± acres of Right-of-Way from a parcel of land located in a fraction of the Southeast Quarter (SE1/4) of Section 6, Township 18 North, Range 5 West of the 6th P.M., Boone County, Nebraska to correct the legal description to include the legal access and existing residence. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Sarah Robinson,
Boone County Clerk



Boone County Board Minutes



MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING APPLICATION FOR CONDITIONAL USE PERMIT

Larry Temme, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, December 20, 2021 at 11:31 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Temme and second by Commissioner Lindgren to open said public hearing. Commissioners present for said public hearing were Larry Temme, Jon Lindgren and Ben Rutten. Also present for said hearing to answer any questions were Mary Ziemba, County Planning and Zoning Administrator, and Donald Figgner, Applicant with his counsel, Jeff Jarecki. Chairman Temme read the notice for the record and noted that the Open Meeting Laws are posted and available to the public.

Notice of the public hearing was given in advance by publication in the Albion News and Boone County Tribune on December 8, 2021. The public hearing notice was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, December 17, 2021. The convened hearing was open to the public.

The purpose of the public hearing is to hear testimony in favor of, opposition to, and to answer questions regarding the approval or denial of an Application for Conditional Use Permit submitted by Gayleen M. Johnson and Donald L. Figgner. The Estate of Donald H. Figgner, represented by Gayleen M. Johnson and Donald L. Figgner as Co-Representatives, is the property owner of the real estate referenced herein. The application requested that 6.30± acres plus 0.47± acres of Right-of-Way be divided from a parcel of land located in a fraction of the Northeast Quarter (NE1/4) of Section 11, Township 20 North, Range 8 West of the 6th P.M., Boone County, Nebraska.

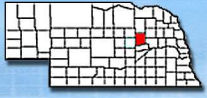
Donald L. Figgner explained to the Board that the purpose for dividing the 6.30± acres plus 0.47± acres of Right-of-Way from the parcel of land is to parcel off the surrounding farm real estate that was sold by the Estate of Donald H. Figgner. A survey for 6.30± acres plus 0.47± acres of Right-of-Way is completed and attached to the application. The Boone County Planning and Zoning regulations require conditional use permits in order to split off any parcels of less than 160 acres within the A-1, Agricultural Primary District, which gives priority to agricultural land uses.

The Boone County Planning Commission Board recommended approval to divide 6.30± acres plus 0.47± acres of Right-of-Way from the parcel of land. Ziemba informed the Board that a Waiver of Distance had been signed as requested by the Boone County Planning Commission.

Motion made by Temme, second by Rutten to close said public hearing at 11:34 A.M. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the Conditional Use Permit and attachment submitted by Gayleen M. Johnson and Donald L. Figgner to divide 6.30± acres plus 0.47± acres of Right-of-Way from a parcel of land located in a fraction of the Northeast Quarter (NE1/4) of Section 11, Township 20 North, Range 8 West of the 6th P.M., Boone County, Nebraska to parcel off the surrounding farm real estate that was sold by the Estate of Donald H. Figgner. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

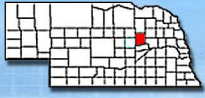
Sarah Robinson,



Boone County Board Minutes



Boone County Clerk



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 28, 2021 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Tuesday, December 28, 2021, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order, and Commissioners present for roll call were Ben Rutten, Larry Temme and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on December 22, 2021, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Thursday, December 23, 2021. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public. All who were present participated in the Pledge of Allegiance.

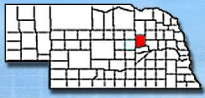
Motion made by Temme, second by Lindgren to approve the County Board Proceedings of December 20, 2021 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to approve the County Board Proceedings, Conditional Use Permit Hearing of December 20, 2021. Roll call vote: Yeas: Rutten, Temme and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Rutten to approve the County Board Proceedings, Conditional Use Permit Hearing of December 20, 2021. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of November 22, 2021 through December 21, 2021. Motion made by Temme, second by Rutten to approve the County Payroll Claims filed for payment from the various funds: General \$109,454.36; BCBS \$46,147.50; Ameritas Ret \$7,555.00; EFTPS \$8,159.92; LTD Premiums \$0.00; Section 125 Fees \$17.50; Wellness Program \$115.50; Road \$58,330.04; BCBS \$28,110.88; Ameritas Ret \$3,937.30; EFTPS \$4,387.51; Ambulance \$5,600.24; Ameritas Ret \$130.33; EFTPS \$428.42; Public Defender Contract \$3,358.21. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Temme to approve the Accounts Payable Vendor Claims filed for payment from the various funds: Inheritance Tax (2700) - \$7,000.00. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Jeff Jarecki, Jarecki Lay & Sharp PC, LLO, reported that the cases assigned to the Public Defender in 2012 through 2019 are all completed. Jarecki updated the Board regarding Public Defender assigned cases: 2020 – 35 cases with 30 closed, 4 conflicts and 1 open and 2021 to date – 27 cases with 12 closed, 0 conflicts and 15 open. Jarecki explained to the Board that some juvenile cases take a long time to complete and that some individuals may have more than one case. 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 their diligent services through the years. Jarecki thanked the Board for his time as public defender and made it known he truly appreciated the opportunity to be the County's Public Defender. With the contract expiring December 31, 2021 and no one filling the vacancy, Jarecki confirmed that he would stay on his current 16 cases, but would have to withdraw and then be reappointed as appointed counsel with compensation at the hourly rate. Motion made by Lindgren, second by Rutten to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

The 2021-2022 County budget was adopted on August 26, 2021 and Resolution No. 2021-36 was approved on October 12, 2021 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2021-2022 Tax Year on an as needed basis. The transfer will be done through the Accounts Payable Vendor Claims process. Motion made by Temme, second by Rutten to authorize the Boone County Treasurer to transfer the amount of \$500,000.00 from the General Fund (0100) to the Road Fund (0200) through the Vendor Claims process for Transfer #3. Roll call vote: Yeas: Temme, Rutten and Lindgren. 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 Bassoons Across Nebraska event scheduled for January 16, 2022. Motion made by Lindgren, second by Temme to approve the application requesting funding assistance from the Albion Area Arts Council for the Bassoons Across Nebraska event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Temme and Rutten. Nays: None. Motion carried.

Dan Stankoski, presented the following topics in the County Road general report:

- Currently working on clearing the brush and trees from the County road Right-of-Ways.
- Update on the assigned projects for the three shops.
- Clarified the Board's stance on how any employee exposed to or testing positive for COVID should proceed:
 - Use or exhaust all accrued sick/comp/vacation leave the employee may have.
 - If more time is needed to quarantine, isolate or recover – the employee would then be eligible to submit an application for time from the Catastrophic Fund.
 - If they decline to isolate or quarantine and wish to come back to work early, they will need to wear a mask when in the presence of others per East Central Health District's guidelines.
- Had several trucks haul rock last week and some this week to build up the stockpiles.
- District #1 tractor might need some extensive clutch work done – may need to look into renting a stand in tractor.

Motion made by Temme, second by Lindgren to accept and approve the County Road general report as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.



Boone County Board Minutes



Cody Gulbrandson, Jeryl Kettelson, and Chuck Rolf – Boone County Ag Society, were present to discuss the Board's request to present an annual report. A report has never been submitted before so the Ag Society wanted further clarification as to what the Board was wanted to comply with the request. After some discussion, it was determined how to proceed for calendar year for 2022 to make this presentation easier. The Ag Society said they would get the requested information to the Board to review after they were satisfied with what the Board was requesting. No action was taken at this time. Further review will be at a future Board meeting once the information is received from the Boone County Ag Society's accountant.

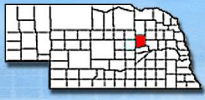
Neal Suess, Loup Power District, and Ed Knott, Applied Connective Technologies – present on request of the Board, were present to further discuss the proposed Memorandum of Understanding (MOU) for Broadband work between the Counties of Boone, Nance, Platte and Colfax. Suess gave further detail on what he hoped the project could become and how he believed this project would help bring future businesses here. Knott supported the MOU, stating that it was worth the County's time to see where this project could go. Motion made by Lindgren, second by Rutten to authorize the Chairman to sign the Public Entities Memorandum of Understanding for Broadband Infrastructure Development as presented. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Stacey L. Ziemba, Boone County Highway Superintendent, resigned from the position as of November 19, 2021. The Board received applications for the advertised Boone County Highway Superintendent position. The Board conducted the applicant interview today, December 28, 2021 at 10:30 A.M. The Board of Commissioners offered the position to Daniel L. Stankoski of Fullerton, Nebraska. Stankoski has been with the County since 2016 as Road Foreman and has retained his Class A License. Going forward, Stankoski will be the Highway Superintendent as well as the Foreman. Motion made by Temme, second by Rutten to approve Daniel L. Stankoski of Fullerton, Nebraska as the Boone County Highway Superintendent beginning January 1, 2022 with a monthly salary of \$4,837.73 or \$27.91 an hour. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Husker Engineering won the bids for two road projects in Boone County and have since completed their work. Certificates of Substantial Completion, Change Orders and Applications for Final Payment were received for them. On the EWP Program – Site 197 project the Change Order No. 1 was for additional rock. Motion made by Temme, second by Rutten to approve the Certificate of Substantial Completion, Change Order No. 1 for an additional \$4,054.20, and the Application for Final Payment of \$49,586.20 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

On the Primrose North project the Change Order No. 1 was a credit of \$840.00 for water and additional rock. Motion made by Temme, second by Lindgren to approve the Certificate of Substantial Completion, Change Order No. 1 for an additional \$1,592.52, and the Application for Final Payment of \$73,592.52 as presented. Roll call vote: Yeas: Temme, Lindgren and Rutten. Nays: None. Motion carried.

In 2021 there were regulation changes and the Board approved various changes to the Boone County Employee Handbook. Updates to the Boone County Employee Handbook pages: Your Benefits, Page 25; Holidays, Page 27; Funeral Leave, Page 28; General Leave, Page 29; Volunteer Fire/Rescue, Page 31; Vehicle Inspection Policy, Page 54 and Exhibits "R-1" and "R-2". In addition, the Employer Handbook 3.0. Motion made by Rutten, second by Lindgren to approve and sign the Resolution No. 2021-48, the revised Boone County Employee Handbook and Employer Handbook portion as mentioned above. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.



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The Board held a separate public meeting on November 24, 2021 and signed Resolution No. 2021-47 on December 13, 2021 to set the Commissioners Districts after the 2020 census. Upon submission of the resolution to gWorks, contracted vendor, the County was strongly urged to re-evaluate if the decision to keep the Commissioners Districts as is was compliant with the Secretary of States guidance. Further discussion was had on December 20, 2021 on whether to stay with the already approved and signed resolution or to change the district lines. Motion made by Lindgren, second by Rutten to approve Resolution No. 2021-49, which takes precedence and supersedes Resolution No. 2021-47 and sets the Commissioners Districts using Proposal #3 from gWorks. Roll call vote: Yeas: Lindgren, Rutten and Temme. Nays: None. Motion carried.

Public Comments:

- Bob Sandman, Weed Superintendent, presented his 2021 Annual Weed report which will be reviewed and final approval will be addressed at the January 10, 2022 meeting.
- Commissioner Temme updated the Board on the Albion Raceway sales tax issue and discussed an email he received from a representative from Heartland Greenway on behalf of Navigator Ventures LLC regarding a CO₂ pipeline.
- The Board reviewed the finished NIRMA property valuation for the refurbished Horse Barn at the fairgrounds that is currently being used for overflow stalls for liability coverage.

Chairman Temme declared the meeting adjourned at 12:38 P.M., with the Board 2022 Reorganizational meeting scheduled for Thursday, January 6, 2022 and the next regular Board meeting scheduled for Monday, January 10, 2022.

Sarah Robinson,
Boone County Clerk