

**2024 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 4, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Jon Lindgren, Chairman, called the Reorganizational Meeting to order as required by Nebraska State Statute. Commissioners present for roll call were Brian J Yosten, Jon Lindgren and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune on December 27, 2023 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 2, 2024. Chairman Lindgren 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 Yosten, second by Niewohner to appoint Jon Lindgren as Chairman of the Boone County Board of Commissioners for the year 2024. Roll call vote: Yeas: Yosten and Niewohner. Abstain: Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to appoint Brian J. Yosten as Vice Chairman of the Boone County Board of Commissioners for the year 2024. Roll call vote: Yeas: Lindgren and Niewohner. Abstain: Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren that the budget committee for the ensuing 2024-2025 budget year is the Boone County Board of Commissioners, Boone County Clerk and Boone County Treasurer. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to reappoint Mueller & Honcik, P.C., Richard Martinsen, CPA, Albion, Nebraska, to prepare the County Budget for the 2024-2025 budget year, to be paid from the County General fund. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to appoint Daniel L. Stankoski, Fullerton, Nebraska, a full-time county employee as Boone County Highway Superintendent with a Class A License #S-1512, under the supervision of the County Board as an at-will employer for 2024, with a stipulation of annual evaluations. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to reappoint Christopher C. Hays, Osceola, Nebraska, as Boone County Surveyor for a four-year term commencing January 5, 2023 through December 31, 2026, per contract for services as provided in State Statute Section 23-1901.01. Roll call Vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to appoint Jacqueline Wells as interim part-time Boone County Veteran Service Officer under the supervision of the County Board as an at-will employer for 2024, with a stipulation of annual evaluations. In addition, there is a pending agreement with Greeley County for Boone County Veteran Service Officer to provide remote services for Greeley County. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to reappoint Randall Bruland as the Administrator and Maintenance Director of the Boone County Ambulance Service under the supervision of the County Board as an at-will employer for 2024. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to continue the agreement for patient billing and collection services for the Boone County Ambulance Service with Quick Med Claims, LLC. of Omaha, Nebraska pursuant to an Agreement effective December 9, 2019 that continues to termination by one of the parties. The County Clerk's office is to serve as liaison for the Boone County Ambulance Service/Quick Med Claims for 2024. Roll call vote: Yeas: Yosten, Niewohner Lindgren. Nays: None. Motion carried.

Zoning Administrator is currently vacant – no action taken.

Motion made by Yosten, second by Niewohner to appoint Jon Lindgren as the Boone County Weed Superintendent with no additional benefits and the understanding that advertisement will be published for an additional seasonal employee for 2024. Roll call vote: Yeas: Yosten and Niewohner. Abstain: Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to appoint Matt Niewohner as Courthouse Custodian supervisor for 2024. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to appoint the Boone County Sheriff and his staff to be the E911 Coordinator for 2023. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to appoint the Boone County Clerk as the Title VI representative for 2024. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten 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 day there is no scheduled Board meeting. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to appoint the Boone County Clerk as the contact person for Boone County for the NIRMA Insurance for 2024. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner 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 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren that the depository for the Boone County Clerk account will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska, and depository for the Boone County Imprest Vendor account will be the Boone County Bank, A Division of Madison County Bank, Albion, Nebraska. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren that the depository for the Clerk of the District Court will be the Cornerstone Bank of York, Albion Branch. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner that the depository for the Boone County Imprest Payroll account will be the Cornerstone Bank of York, Albion Branch. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner 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 Branch and Petersburg Branch), 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: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner 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: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten 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: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the IRS mileage reimbursement rate of 67 cents per mile, effective January 1, 2024 as referenced in the Boone County Employee Handbook. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to approve County meal reimbursable dollar amount, as referenced in the Boone County Employee Handbook, for 2022 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 excluding alcohol; (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, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner that the Boone County full time employees are to receive thirteen 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, Juneteenth and Columbus Day. In addition, Arbor Day shall be a floating holiday for full time employees in 2024 and is designated to be used for Christmas Eve on Tuesday, December 24, 2024. 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: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, 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: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner 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: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

As required by Nebraska State Statute §48-443, each Nebraska county must have a working safety committee. Motion made by Lindgren, second by Niewohner that (1) the following will serve on the Safety Committee for 2023: 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) Brian J. Yosten, Commissioner, will serve as safety chair and Rod Nelson, Maintenance, courthouse safety coordinator; and (5) the Safety Committee meetings are tentatively scheduled for February 20, May 20, August 19, and November 18, 2024, commencing at 9:00 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten 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 January 15, February 19 and May 27; and when a payroll meeting is scheduled on a different day of the week than Monday in the year 2024, 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 2024 were approved on December 11, 2023 and payroll meetings are subject to change from Monday to a different day for approval by the Board with the implementation of the time clock/attendance system and the 22/21 pay period. The Board meeting dates for payroll approval are as follows: January 29, February 26, March 27, April 24, May 29, June 26, July 29, August 28, September 25, October 28, November 25 and December 27, 2024. 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: Lindgren, Yosten and Niewohner. 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 had been using the 2013 pre-designated list of ten impartial members that had not been updated. Upon inquiry, seven members retired from the Grievance Board and the Commissioners have been looking for new members. The Board is adopting and approving the Grievance Board members as follows: Kevin Cruise, St. Edward; Mark Jensen, St. Edward; Mike Morgan, Cedar Rapids; and John Frey, Albion. Motion made by Niewohner, second by Lindgren to adopt the Grievance Board for 2024 as stated above and will continue to look for additional Board members throughout the year. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner 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, Niewohner and Yosten. 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 Lindgren, second by Niewohner 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	(2024-2025)
Boone County Sheriff's Department, shall serve two years	(2024-2025)
Albion Chief of Police, shall serve one year	(2024)

Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren 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 October 18, 2021. A term is three years with a maximum of six years. The terms are as follows:

Ryan Neidhardt	(2023-2025) – 1st term
M. Lisa Carder	(2024-2026) – 2nd term
Doug Koch	(2024-2026) – 2nd term
John Frey	(2022-2024) – 1st term

Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner 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 1<sup>st</sup> each year. The terms are as follows:

Irene Dresch	(2023-2026)
Marcus Johnson	(2023-2026)
Brian Yosten	(2023-2026)
Sundae Provencher	(2021-2024)
Kay Hellbusch	(2021-2024)

Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten 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, 2024:

Justin Frey, Chris Tenski and Morgan Mogensen	(2024)
Chris Baum, Mark Wagner and Vacancy	(2024-2025)
Paul Groeteke, Brad Stephens and Clyde Stuhr	(2024-2026)

Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, 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, 2024:

John Frey	(2024)
H. Thomas Fick and Deb Mitchell	(2024-2025)
Paul Kettelson and Clyde Stuhr	(2024-2026)
Vacancy	Alternate

Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to appoint the Boone County Veteran Service Officer as the American with Disabilities Act (ADA) Coordinator for 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Appointment to the various boards that the County of Boone, Nebraska is associated with for 2024:

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

Boone County Trails System	Brian J. Yosten
BCDA, Inc.	Brian J. Yosten Matt Niewohner - Alternate
Central Nebraska Joint Housing Authority, Loup City	Matt Niewohner Brian J. Yosten - Alternate
East-Central District Health Department, Columbus	Matt Niewohner Brian J. Yosten - Alternate
Local Emergency Planning Committee (LEPC)	Jon Lindgren
Northeast Nebraska Area Agency on Aging, Norfolk	Jon Lindgren Matt Niewohner - Alternate
Northeast Nebraska Economic Development, Norfolk	Matt Niewohner
Northeast Nebraska Juvenile Services, Inc., Madison	Brian J. Yosten Jon Lindgren – Alternate
Northeast Nebraska Solid Waste Coalition	Matt Niewohner Jon Lindgren – Alternate
Region 4 Behavioral Health System, Norfolk	Jon Lindgren Matt Niewohner - Alternate
Region IV, Inc. / NorthStar Services, Wayne	Matt Niewohner Jon Lindgren - Alternate
Region 44 Emergency Services Supervisory Committee	Jon Lindgren Matt Niewohner - Alternate

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

Boone County Agricultural Society, Inc.	Brian J. Yosten
Boone County Extension Board	Jon Lindgren
Boone County Fitness Center, Inc.	Brian J. Yosten
Boone County Health Center	Jon Lindgren
Boone County Historical Society	Brian J. Yosten

Motion made by Lindgren, second by Niewohner to accept and appoint the Local Emergency Planning Committee (LEPC) members for 2024 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
St Edward Fire	Richard Good
Boone Central Schools	Jeff Schwartz
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	Boone County Sheriff
Boone County Commissioners	Jon Lindgren
Tallgrass Energy	Josh Thayer
East Central District Health Dept.	
Boone County Health Center	Amy Zaruba
Region 44	Jenna Clark
Boone County Hwy Dept.	Dan Stankoski

Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

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

Chairman Temme declared the 2024 Boone County Board of Commissioners Reorganizational meeting adjourned at 10:36 A.M.

Sarah Robinson,  
Boone County Clerk

**BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS**  
**JANUARY 8, 2024**                      **ALBION, NEBRASKA**

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, January 8, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren and Matt Niewohner. Commissioner Yosten 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 January 3, 2024, 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 5, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of December 27, 2023 as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board of Equalization Public Hearing Proceedings of December 27, 2023 as presented. Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the County Board of Equalization Proceedings of December 27, 2023 as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board Reorganizational Proceedings of January 4, 2024 as presented. Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the County Board of Equalization Proceedings of January 4, 2024 as presented. Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Niewohner to approve the payroll claim filed for payment on the General Fund for the gross amount of \$835.00 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$65,304.46 Road - \$58,586.86; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$24,398.79; 911 Emergency Management (2910) - \$1,360.68; 911 Wireless Service (2913) - \$395.47; and Ambulance (5502) - \$5,962.19. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

As provided by State Statute, Section 23-1302(4), 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 Niewohner to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.



Motion made by Niewohner, second by Lindgren to approve the following reports of the County Officials as presented for December 2023:

- Clerk - \$20,959.75 (State of Nebraska \$14,714.42)(County of Boone \$6,245.33)
- District Court - \$439.78 (State of Nebraska \$326.00)(County of Boone \$113.78)
- Sheriff - \$922.91
- Treasurer - Miscellaneous Receipt Nos. 20809 – 20877 - \$847,355.22
- Treasurer - Total Collections - \$6,265,645.80

Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of December 31, 2023. Motion made by Lindgren, second by Niewohner to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

The County Treasurer submitted a Semiannual Statement for July 1, 2023 through December 31, 2023. Motion made by Lindgren, second by Niewohner to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-01, regarding the County's participation in the Northeast Nebraska Solid Waste Coalition and authorizing the Chairman to sign the Third Amended and Restated Interlocal Solid Waste Management Agreement on behalf of the County was presented for the Board to review. Bud's Sanitary Services reached out the Board to update them on changes with the Coalition's policy regarding non-members waste and raised charges, and the Board decided to move forward to become a member to help with those costs. Motion made by Lindgren, second by Niewohner to approve and accept Resolution No. 2024-01 as stated above. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented a Customer Value Agreement with NMC Exchange LLC for a District 2 Motor Grader oil change kits. Motion made by Lindgren, second by Niewohner to approve and accept the Customer Value Agreement as presented. Roll call vote: Yeas: Lindgren and Niewohner. 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 11, 2023 prior to the County Board leasing the county owned cropland. On December 27, 2023 the Board approved and accepted the sealed bid from Nathan Olson of \$230.00/acre for the 2024, 2025 and 2026 crop years ending December 31, 2026. Motion made by Lindgren, second by Niewohner 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 21.34± acres, according to a boundary survey dated March 27, 2023 for the 2024, 2025 and 2026 crop years ending December 31, 2026. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented his feasibility study for Third Street, Loretto, Nebraska. Third Street will be divided into three legal descriptions as provided in the feasibility study for the three land owners that have adjoining property to Third Street. Stankoski reported that it was in the County's best interest to go forward with a public hearing to vacate Third Street, Loretto, Nebraska. Motion made by Lindgren, second by Niewohner to approve and accept the feasibility study of Third Street, Loretto, Nebraska as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

Resolution No. 2024.02, regarding setting a public hearing to hear comments in favor of or opposition to the vacation of Third Street, Loretto, Nebraska was presented to the Board to review. Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-02 to set the public hearing for the vacation of Third Street, Loretto, Nebraska for January 29, 2024 at 10:00 A.M. Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

A Memorandum of Understanding (MOU) between the County of Boone and the Nebraska Department of Veterans Affairs was presented to the Board for review. The MOU was for the continued use of the Veterans program VetraSpec and for login permission. Motion made by Lindgren, second by Niewohner to approve the Memorandum of Understanding and authorize the Chairman to sign the agreement as presented. Roll call vote: Yeas: Lindgren and Niewohner. Nays: None. Motion carried.

An Interlocal Agreement between the County of Greeley and the County of Boone was presented for the Board to review. Boone County's Veterans Service Officer (VSO) provides mostly remote services to the Veterans of Greeley County with occasional in person visits. This is an annual agreement that the Counties enter into and review. Motion made by Niewohner, second by Lindgren to approve the agreement and authorize the Chairman to sign the agreement as presented. Roll call vote: Yeas: Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- The Board and the Highway Superintendent discussed the Zoning Administrator vacancy and will put it on the next agenda.
- Discussed the Courthouse closure policy and procedure with the Highway Superintendent.

Chairman Lindgren declared the meeting adjourned at 11:18 A.M., with the next Board meeting scheduled for Tuesday, January 16, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JANUARY 16, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, January 16, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Matt Niewohner and Brian J. Yosten. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on January 10, 2024, and the convened meeting was open to the public.

The agenda was posted on the Boone County website; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Friday, January 12, 2024. Due to the Courthouse being closed because of inclement weather the agenda was not posted in the North Entrance. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of January 8, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Mark Wagner, Chairman of the Zoning Board, and the Board discussed the current Zoning Administrator vacancy. What was discussed includes the training of the administrator and by whom, the overall duties expected of the administrator and applications received to date. Wagner stated that he would be willing to train the administrator with Boone County's regulations and help with needed meetings until they were fully trained. The Board felt that Wagner would need to be compensated for his time and will ask the County Attorney to draw up a contract between Wagner and the County. No action taken at this time.

Caleb Poore, Boone County Health Center, President/Chief Executive Officer, presented a Home Health Agency Renewal Licensure Application for the Board to review. The Boone County Health Center provides in home services for physical, occupational, speech and intravenous therapy; nursing; social work; and home health aide. The Boone County Health Center serves patients in the counties of Antelope, Boone, Greeley, Madison, Nance, Platte and Wheeler. Motion made by Niewohner, second by Lindgren to approve and authorize the Board Chairman and Vice Chairman to sign the Home Health Agency Renewal Licensure Application as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented the following general road report:

- Three machinery units were down, but two are now back up and running.
- A complaint was received regarding 280<sup>th</sup> and 290<sup>th</sup> Avenues but have been taken of.
- Cold temps have been making it difficult to run the machines but the department is managing.
- Update on personnel and snow policy.

Motion made by Lindgren, second by Niewohner to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

A quote from Creative Window Coverings was previously approved on November 20, 2024 for \$8,600.12 for the County Clerk, DMV and Treasurer's offices. Motion made by Yosten, second by Lindgren to approve this vendor claim to be paid out of American Rescue Plan Act funds. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented their 4<sup>th</sup> Quarter-Office Quarterly report for the Board to review:

- October Total-\$2,945.00
- November Total-\$1,674.39
- December Total-\$2,940.41

Motion made by Lindgren, second by Yosten to accept and approve the 4<sup>th</sup> Quarter-Office Quarterly report as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. 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. St. Michael's Parish requested assistance to advertise the St. Patrick's Carnival event scheduled for March 17, 2024. Motion made by Lindgren, second by Yosten to approve the application requesting funding assistance from St. Michael's Parish for the St. Patrick's Carnival event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The 2023-2024 County budget was adopted on September 27, 2023 and Resolution No. 2023-36 was approved on September 27, 2023 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2023-2024 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 Niewohner 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: Lindgren, Niewohner and Yosten. 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:

- Discussed Boone County Agricultural Society reports.
- Commissioner Lindgren will be attending Region 4 Behavioral Health, Nebraska Area on Aging and Emergency Management meetings.
- Commissioner Yosten will be attending the Juvenile Services meeting.

Chairman Lindgren declared the meeting adjourned at 12:26 P.M., with the next Board meeting scheduled for Monday, January 29, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JANUARY 29, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, January 29, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on January 24, 2024, 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 26, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of January 16, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the County Board of Equalization Proceedings of January 16, 2024 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of December 22, 2023 through January 21, 2024. Motion made by Niewohner, second by Lindgre to approve the County Payroll Claims filed for payment from the various funds: General \$135,551.00; BCBS \$44,017.90; Ameritas Ret \$9,650.06; EFTPS \$10,080.66 LTD Premiums \$0.00; Section 125 Fees \$45.00; HRA Admin Fees \$208.00; Funded HRA Fees \$3,595.00; BC/BS Deductible Buydown \$261.59; Wellness Program \$140.00; Road \$79,079.81; BCBS \$21,577.80; Ameritas Ret \$5,283.87; EFTPS \$5,929.47; HRA Admin Fees \$112.00; Funded HRA Fees \$1,840.00; BC/BS Deductible Buydown \$0.00; Ambulance \$5,578.17; Ameritas Ret \$166.96; EFTPS \$426.74. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

The 2023 Weed Reports that were presented were as follows: Budget Report, Activity Report, Noxious Weed Control Plan, Noxious Weed Infestation Report, Nebraska Invasive Plant Watch List. The Board reviewed the reports as presented. Motion made by Yosten, second by Niewohner to approve and authorize the Chairman and Weed Superintendent to sign the 2023 Weed reports as previously stated. Roll call vote: Yeas: Yosten, Niewohner and Yosten. Nays: None. Motion carried.

Steve Pritchard and Ashton Figner, Extension Educators, presented the 2023 Annual Extension Report. Pritchard reported on activities as well as participation. Motion made by Lindgren, second by Yosten to accept the 2023 Annual Extension Report as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Steve Pritchard, Extension Educator, was present to discuss their next summer intern. Pritchard is looking for a High school Senior or 1<sup>st</sup>-2<sup>nd</sup> Year College Student, but finding adequate housing in the County has proven to be difficult. Pritchard would like to advertise in local newspaper for a local intern. He has also talked to the 4H Council for contribution toward the costs of having an intern. Pritchard will also use the same agreement as last year. Motion made by Yosten, second by Niewohner to authorize the Extension Office to advertise for a summer intern for the period of May 20 through July 19, 2024. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Klint Arnold, Stealth Broadband, was present to discuss an update of county projects. Arnold stated that the Albion, St. Edward and Petersburg communication towers have all been updated and are running smoothly. The first submission to the Broadband Bridge project was approved and will be helping around 80 customers North of Albion and should be starting sometime in the Spring. The second submission that they will be applying for will help customers in the Primrose and Cedar Rapids area. After

approval Stealth has 18 months to complete the submitted/approved project. Motion made by Lindgren, second by Niewohner to authorize a Board member to sign a support letter and form for the second submission when received. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. 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. Akron Community Church Inc. requested assistance to advertise the Christian Comedy & Dinner Show event scheduled for February 24, 2024. Motion made by Niewohner, second by Lindgren to approve the application requesting funding assistance from Akron Community Church Inc. for the Christian Comedy & Dinner Show event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. 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 Lindgren, second by Yosten to approve Resolution No. 2024-03, to set a public hearing for 10:00 A.M. on Monday, February 26, 2024 for the County One and Six Year Road Improvement Program. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Denny Johnson, County Sheriff, and Laurie Krohn, County Treasurer, submitted a Distress Warrant Report regarding the 2022 personal property taxes. The distress warrants that were issued in November 2023, were all collected by the County Sheriff's office and returned back to the County Treasurer's office on January 26, 2024. The total collected on eleven distress warrants without penalties was \$2,278,574. There are no distress warrants unpaid as of January 26, 2024. Motion made by Niewohner, second by Yosten to accept and approve the County Sheriff and Treasurer's Distress Warrant Report as submitted. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Public Comments:

- Highway Superintendent outlined the snow policy.
- Commissioner Yosten reported on the Boone County Ag Society meeting and the Juvenile Services meeting was canceled.
- Commissioner Lindgren reported on the Northeast Nebraska Area on Aging meeting and that they will be changing locations.
- Commissioner Niewohner gave an update on the East Central Health District meeting that he attended.

Chairman Lindgren declared the meeting adjourned at 11:20 A.M., with the next Board meeting scheduled for Monday, February 12, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
FEBRUARY 12, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, February 12, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 7, 2024, 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 9, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of January 29, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the County Board of Public Hearing Proceedings of January 29, 2024 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Niewohner to approve the payroll claim filed for payment on the Road Fund for the gross amount of \$249.27 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$62,141.63; Road - \$182,681.79; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$49,084.27; Inheritance Tax Fund (2700) - \$2,500.00; 911 Emergency Management (2910) - \$242.39; 911 Wireless Service (2913) - \$395.47; and Ambulance (5502) - \$2,332.31. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the following reports of the County Officials as presented for January 2024:

- Clerk - \$18,225.25 (State of Nebraska \$12,250.35)(County of Boone \$5,974.90)
- District Court - \$321.40 (State of Nebraska \$113.00)(County of Boone \$208.40)
- Sheriff - \$1,265.72
- Treasurer - Miscellaneous Receipt Nos. 20878 – 20931 - \$2,448,577.42
- Treasurer - Total Collections - \$4,022,391.27

Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Matt Childress and Travis Petsche, Applied Connective Technologies, were present to discuss the State and Local Cybersecurity Grant's second submission that was due February 4, 2024. Applied was hoping to submit more network upgrades for this round, but the parameters didn't allow for that submission. So, they pivoted for the second submission to take over some of the current costs of cybersecurity that the County already has in place and also add new cybersecurity that will only be added if the second-round submission is approved. The cost share is 80 percent grant funded and 20 percent county funded. Motion made Lindgren, second by Niewohner to accept the second-round submission as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Klint Arnold, Stealth Broadband, was present to discuss the Extension Office's broadband. Arnold stated that the service could be upgraded from 25 megabytes to 100 megabytes and would greatly improve the speed. This will help the Extension offices internet and their phone system that is connected to the courthouses through the internet. Arnold also gave an update on the three different broadband grants that are currently out there. Motion made by Niewohner, second by Yosten to approve the internet service upgrade for the Extension office as stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Jacqueline Wells and Tana McMillan-Dozler, Veterans Service Office, were present along with some Veterans Boards members to present the Boone and Greeley Veterans Boards' recommendations and the Affidavit of Residency for the Board to review. McMillan-Dozler will be a permanent part-time employee working Tuesday through Thursday. Motion made by Lindgren, second by Yosten to appoint Tana McMillan-Dozler as a permanent part-time Boone County Veteran Service Officer under the supervision of the County Board for 2024, with a stipulation of annual evaluations effective February 12, 2024. In addition, there is an agreement with Greeley County for Boone County Veteran Service Officer to provide remote services for Greeley County. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to appoint Terri Jasa as County Planning and Zoning Administrator, Regulatory Zoning Investigator and Floodplain Manager under the supervision of the County Board for 2024, with a stipulation of annual 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: Niewohner, Lindgren and Yosten. 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 Niewohner to approve the Albion Country Club, Inc's manager application for Wesley J. Beller as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Jon Lindgren, Weed Superintendent, wanted to discuss a candidate to take over the Weed Superintendent duties. They have all of their licenses that is required and are willing to start whenever the Board decides. They have experience with the position, but Lindgren wanted a seasonal personnel to stay on this first year to show the problem areas for the new Superintendent to learn the County. The new Superintendent would be permanent part-time at \$20.00 per hour up to 29 hours per week. This position would not include benefits other than retirement contributions. The Board still wants to advertise for Seasonal weed personnel from May to September at \$20.00 per hour up to 19 hours per week. These items will be placed on the February 20, 2024 agenda for further discussion and action.

Resolution No. 2024-04, regarding the boring of a tiled line for drainage purposes across a certain county road commonly known as 150<sup>th</sup> Street. The tiled line is for drainage purposes going from Section 26 to Section 35, all in Township 22 North, Range 5 West of the 6<sup>th</sup> P.M. Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-04 as presented and stated above. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.



Public Comments:

- The Highway Superintendent discussed number of personnel and training and discussed the possibility of part-time help.
- Commissioner Yosten has the Boone County Development Agency and Boone County Fitness Center's meetings. Juvenile Services will not be having a meeting this month.
- Commissioner Niewohner has the Nebraska Region IV meeting.
- Eakes Office will be delivering and installing the new courthouse furniture that was approved out of the American Rescue Plan Act Funds.

Chairman Lindgren declared the meeting adjourned at 1:10 P.M., with the next Board meeting scheduled for Tuesday, February 20, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
FEBRUARY 20, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, February 20, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 14, 2024, 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 16, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of February 12, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of February 12, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Commissioner Brian J. Yosten, 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 Brian J. Yosten, Matt Niewohner and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Jenna Clark, Emergency Manager; and Sarah Robinson, County Clerk. Old business that was addressed/reviewed: (1) Safety Minutes secretary position is still vacant; (2) Icey/Slippery signs have been received and installed; (3) Tornado/Fire signs are still being worked on; (4) Lobby AED battery has been replaced; (5) Sheriff Johnson was not present to update on possible NIRMA training; New business: (1) Panic buttons were installed and Nelson has just started a new monthly testing system and suggested to keep the old system for coverage during a power outage; (2) Additional cameras were installed and has caused issues with the jail cell feed that was originally installed – Applied has been contacted and will be onsite for training and system assessment; (3) Emergency Action Procedures have not been updated since Tom Smith left and Clark stated that she will look into updating this and emailing the Safety Committee with an updated version for review; (4) No NIRMA incidents to report. While in session, Lisa Langan, County Court Magistrate, suggested an updated metal detector for courtroom security. The Safety Committee meeting was adjourned by Commissioner Brian J. Yosten, Chairman of the Boone County Safety Committee at 9:43 A.M. The next quarterly Safety Meeting will be determined at the reorganization meeting in January.

An application for a Margaret Valladao was received for the Weed Superintendent position. Chairman Lindgren has been filling this position for the last few years until another candidate was found. The Board reviewed the application and noted that Valladao has the required certifications/licenses as well as experience in the position. Motion made by Niewohner, second by Lindgren to hire/appoint Margaret Valladao as Weed Superintendent effective February 22, 2024 at \$20.00 per hour with a maximum of 29 hours per week as a permanent part-time with retirement benefits only. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

The County will need a seasonal Weed Superintendent assistant to assist the new Weed Superintendent for \$20.00 per hour with a maximum of 16 hours per week. Motion made by Yosten, second by Lindgren to advertise February 28 and March 7, 2024 with applications being taken until March 15, 2024 for the seasonal position of May 1 to September 30, 2024. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Absent: Yosten. Motion carried.

With the hiring of a new Zoning Administrator, the Board and the Zoning Board Chairman discussed the position that has been in transition since March 2023. The training was discussed in depth at the January 16, 2024 meeting and it was decided that the Zoning Board would take a more active role moving forward. The Board was presented an agreement drafted by the County Attorney's office and reviewed by Mark Wagner, Chairman of the Zoning Board, and the Board of Commissioners. Motion made by Yosten, second by Lindgren to approve the agreement as presented for training services for the Zoning Administrator to be paid out of vendors. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a request for approval to pay the tenth bond interest payment for the Fairgrounds Building Bond, Series 2018. Motion made by Niewohner, second by Yosten to approve and authorize the County Treasurer to pay the bond interest of \$17,588.75 to Chase NYC for the Fairgrounds Building Bond, Series 2018. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

The 2023-2024 County budget was adopted on September 27, 2023 and Resolution No. 2023-36 was approved on September 27, 2023 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2023-2024 Tax Year on an as needed basis. The transfer will be done through the Accounts Payable Vendor Claims process. Motion made by Niewohner, second by Yosten 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 #4. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

John Morgan, County Attorney, was present to discuss the possibility of drafting a labor contract for the road department when additional personnel are needed. It would be similar to the Backhaul agreement that the county used to use and payment would be through the Vendor process. Liability, insurance and machinery was discussed. No action taken at this time.

Steve Pritchard, Extension Educator, was present to discuss proposed quotes from the University of Nebraska – Lincoln for a new unit for County Extension employee. The quote had the following:

Dell Latitude 7440	14 inch laptop with accessories	\$1,901.75
Dell Precision 3581	15.6 inch laptop with accessories	\$2,178.97
Dell Latitude 7440-Dual Monitors	14 inch laptop w/ docking station	\$2,468.01
Dell Precision 3581-Dual Monitors	15.6 inch laptop w/ docking station	\$2,745.23

Pritchard stated that the County Extension employee prefers the dual monitor/docking station setup and with that option the County would pay \$2,200.00 and the Extension Office would be responsible for the remaining \$268.01. Motion made by Lindgren, second by Niewohner to approve the Dell Latitude 7440 – Dual Monitor option for \$2,468.01 with the County being responsible for approximately \$2,200.00. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. 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. Petersburg Community Foundation requested assistance to advertise the Bike Ride Across Nebraska event scheduled for June 5-6, 2024. Motion made by Yosten, second by Niewohner to approve the application requesting funding assistance from Petersburg Community Foundation for the Bike Ride Across Nebraska event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Jenna Clark, Emergency Manager, will be gone March 3-7 and a Nance County deputy will be handling any phone calls during that time.
- Commissioner Yosten attended the Boone County Development Agency, Boone County Fitness Center and Boone County Ag Society meetings last week and updated the Board respectively.
- Commissioner Niewohner attended the Region IV Behavioral Health meeting and will be attending the East Central Health District meeting this week.
- Commissioner Lindgren attended and updated the Board on Nebraska Area on Aging Agency's meeting.
- The Highway Superintendent updated the Board regarding the District 3 road shop's roof and personnel matters.

Chairman Lindgren declared the meeting adjourned at 12:11 P.M., with the next Board meeting scheduled for Monday, February 26, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
FEBRUARY 26, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, February 26, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on February 21, 2024, 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 23, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of February 20, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of January 22, 2024 through February 21, 2024. Motion made by Yosten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$139,604.35; BCBS \$44,999.25; Ameritas Ret \$9,876.93; EFTPS \$10,390.03; LTD Premiums \$0.00; Section 125 Fees \$45.00; HRA Admin Fees \$200.00; Funded HRA Fees \$3,511.00; BC/BS Deductible Buydown \$2,173.90; Wellness Program \$140.00; Road \$71,123.98; BCBS \$21,853.78; Ameritas Ret \$4,746.86; EFTPS \$5,316.98; HRA Admin Fees \$104.00; Funded HRA Fees \$1,756.00; BC/BS Deductible Buydown \$0.00; Ambulance \$8,407.29; Ameritas Ret \$178.16; EFTPS \$643.15. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Jenna Clark, Emergency Manager, was present to discuss the two 16 foot enclosed trailers previously used as Portable Emergency Hospitals that were paid for by RROMRS (Rural Region One Medical Response System) need to be transferred to the ownership of the Cedar Rapids and Albion Fire Departments. Clark presented two Memorandums of Understanding that outlines the transfer. Motion made by Yosten, second by Niewohner to authorize the Chairman to sign the MOU as presented for the of the two trailers. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Resolution No. 2024-05, regarding the trenching of 3 phase underground electrical cable in the County's Right-of-Way and under a county road commonly known as 325<sup>th</sup> Street on behalf of Cornhusker Public Power District. Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-05 as described above. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Steven Pritchard, Extension Educator, was not present for the Board meeting, but submitted a quote from Redefining Design (NET) for a set of two Cassette Roller Shades for the extension office conference room doors. Motion made by Niewohner, second by Yosten to approve the quote from Redefining Designs (NET) for approximately \$931.60 to be paid out of ARPA funds as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

After the installation of the Courthouse lobby furniture two issues were brought up. One was an additional two-seater chair for people waiting from the Treasurer's office and an ADA desk. Eakes prepared a quote for the two-seater chair that would match the furniture that was just delivered. Motion made by Niewohner, second by Lindgren to approve Eakes Quote 60427 for an additional two-seater chair for the Courthouse Lobby for approximately \$1,285.00 as presented to be paid out of ARPA funds. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, presented a quote for the electrical work for the new Courthouse Maintenance Shed from BJ's Sandhill Electric. It includes a breaker, lights, heater, conduits and permits. Motion made by Lindgren, second by Yosten to approve the BJ's Sandhill Electric quote for approximately \$4,392.00 as presented to be paid out of ARPA Funds. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented the following topics for the general road report:

- Tree removal;
- Discussed additional estimates for the District 3 road shop;
- Ed Hoevet Excavating will be doing an estimate for 330<sup>th</sup> Avenue off Highway 32 going South to extend the wings of a culvert;
- Called Dinkle's about leasing a tractor – may will hold off for now.

Motion made by Lindgren, second by Niewohner to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

With the appointment of the new Weed Superintendent it was found that the Weed laptop had failed and was over ten years old. A quote from Applied Connective Technologies was requested and was received. It contained the following:

Dell Latitude 5540 Commercial 15.6 inch Laptop	\$1,395.00
Microsoft Surface Pro 9	\$1,600.00
Keyboard for Surface Pro 9	\$ 260.00

Motion made by Yosten, second by Niewohner to approve the quote from Dell Latitude 5540 15.6 inch laptop for approximately \$1,395.00 as presented to authorize the County Clerk to electronically sign the quote. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Resolution No. 2024-06, regarding the adoption of the 2024 One and Six Year Road Plan was presented for review. The Board and Highway Superintendent held the hearing on February 26, 2024 to hear and discuss any questions or concerns from the public. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-06, regarding the adoption of the 2024 One and Six Year Road Plan as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

#### Public Comments:

- Margaret Valladao, Weed Superintendent, introduced herself and updated the Board on what she wants to get started doing.
- Terri Jasa, Zoning Administrator, and Mark Wagner, Chairman of the Zoning Board, were present to update the Board on their activities and Jasa attending a conference in the County van.
- Commissioner Niewohner attended the East Central Health District meeting and updated the Board.
- Commissioner Lindgren will be attending the Boone County Health Center's meeting.

Chairman Lindgren declared the meeting adjourned at 11:48 A.M. with the next Board meeting scheduled for Monday, March 11, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

# **PUBLIC HEARING PROCEEDINGS**

## **2024 ONE AND SIX YEAR ROAD IMPROVEMENT PROGRAM BOONE COUNTY, NEBRASKA**

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, February 26, 2024 at 10:00 A.M. in the County Commissioners Meeting Room, Boone County Courthouse in Albion, Nebraska. Motion made by Commissioner Lindgren, second by Commissioner Yosten to open said public hearing. Commissioners present for said public hearing were Matt Niewohner, Jon Lindgren and Brian J. Yosten. Daniel Stankoski, County Highway Superintendent, was present to answer the 2024 Road Improvement Program questions. Chairman Lindgren 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 7, 14 and 21, 2024. 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, February 23, 2024.

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 2024 One and Six Year Road Improvement Program for Boone County, Nebraska.

Daniel Stankoski, Boone County Highway Superintendent, presented the 2024 One and Six Year Road Improvement Program for Boone County, Nebraska. The proposed one-year road improvement plan consists of nine projects and the six-year plan consists of eight projects. Stankoski prepared a map to use as a visual aid showing the location of the proposed projects. Stankoski explained and answered questions in regard to the procedure and the necessity of a One and Six Year Road Improvement Program. Jim Jarecki, Albion News and Boone County Tribune and two members of the public were present for the hearing.

Ralph Pieke of Newman Grove was present to discuss Project 423, 340<sup>th</sup> Avenue, which is shared with Madison County. He is against milling down the existing asphalt to gravel due to it being a bus route. The Board and Stankoski stated that it comes down to Madison County and cost before a firm plan is in place.

The Board and Highway Superintendent reviewed and discussed each of the attached projects. The plan serves as a guideline that can be amended if an unforeseen circumstance arises and needs immediate attention.

Motion made by Lindgren, second by Yosten to close said public hearing at 10:45 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the 2024 One and Six Year Road Improvement Program for Boone County, Nebraska attached hereto as part of the proceedings is a copy of the 2024 proposed projects as presented by Daniel Stankoski, Boone County Highway Superintendent. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## Boone County 2024 One-and-Six-Year Plan

### One Year Projects and Location

1. C-6(419) Remove wooden bridge structure and replace with a triple concrete box culvert 3x12X6, 46 foot long ,160ST WEST OF HWY 14 BETWEEN SECTIONS 4 & 33 OAKIAND EAST TOWNSHIP. COST \$200,000 share project with State 55% 45% split BRIDGE #601415
2. C-6(390): Bridge 611815; replace wooden bridge with a 3x10x8 concrete box culvert. T21N, R6W, NW qtr. of Section 11 and NE qtr. of Section 10; 180<sup>th</sup> St. east of 260<sup>th</sup> Ave.; \$260,000. SHARE PROJECT WITH THE STATE 55% 45% SPLIT.
3. C-6(415) Replace CMP WITH a single barrel 8x10 concrete box culvert 82 FEET LONG ,240 ST AND OLD MILL ROAD. T20 N, R7W, BETWEEN SECTIONS 12&13 cut hills down on both sides from structure. Purchase ROW EST COST \$560,000
4. C-6(423) Roadway milling existing asphalt and turning it back to gravel, shoulder work.340 AVE AND 220 ST GOING NORTH FOR 3.5 MILES. BOONE MADISON COUNTY LINE.EST COST \$300,000
5. C-6(414): Replace conc box culvert with a wider and larger 3-barrel CBC, intersection of 220 AVE AND320 ST, T19N, R6W BETWEEN SECTION 25 & 30, TAKE OUT TREES, BUILD UP ROAD AND GRAVEL. \$250,000
6. C-6(416): REPLACE 48-inch concrete culvert pipe with a Conc Box Culvert, remove trees and build up roadway. HWY 56 & 220 AVE NORTH. T19, R7W, BETWEEN SECTIONS 31&36. EST \$180,000
7. C-6(421) MILL EXISTING ROADWAY AND POUR CONCRETE, CEDAR TOWNSHIP 170 AVE BETWEEN SECTIONS 5&6 ESTIMATED COST \$500,000
8. C-6(409): Road Resurfacing; milling, resurfacing, shoulder work; 255<sup>th</sup> Avenue from Highway 91 going north to 190 Street; T20N, R6W, Sections 15 center, 10 center, 3 center NW qtr.: T21N, R6W, Section 34, center, CONCRETE approximately 7 MILES EST COST\$10,000,000.
9. C-6(413): Road Resurfacing; milling, resurfacing, shoulder work; 145<sup>th</sup> St. and 200<sup>th</sup> Ave., going west to 170<sup>th</sup> Ave.; T22N, R7W, Sections 27, 28 & 29; 3 miles; \$3 million.

#### 1. Six Year Projects and Locations:

C-6(420) Valley road, Boone East Township Between Sections 16 &17, replace pony truss bridge with new concrete bridge and rail ,Est cost 1,000,000

C-6(392): 260<sup>th</sup> St. & Hwy 14 intersection, (Cargill Road); redo the intersection; T20N, R6W, beginning at Hwy 39 & Hwy 14, go east 0.43 miles along the NE qtr. of Section 27 and the SE qtr. of Section 22; 260<sup>th</sup> St.; \$500,000

C-6(417): Replace a single barrel CBC With a larger and wider Conc box culvert. SIZE TBD, 130 AVE& 380 ST:100 feet North between sections 21 &22. EST \$220,000



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

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; 190<sup>th</sup> Ave., north of 270<sup>th</sup> St.; \$250,000

C-6(397): Culvert structure; tear out existing structure and replace with CBC; T19N, R7W, between Sections 17 SE qtr. & 20 NE qtr.; 310<sup>th</sup> St. east of 175<sup>th</sup> Ave. ¼ mile.; \$300,000

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

C-6 (422) Remove existing wooden bridge, replace with new concrete box culvert. 230 ST ¼ mile west of 255 AVE T20 N R6W BETWEEN SECTIONS 3 & 10 NORTH MANCHESTER C ESTIMATED COST \$250,000

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
MARCH 11, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 11, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 6, 2024, 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 8, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of February 26, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Public Hearing Proceedings of February 26, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Randall Bruland, Ambulance Administrator, was present to discuss an Applied Connective Technologies quote for a new laptop in the County unit. The quote had the following:

Dell Latitude 13.3 inch Touchscreen	\$1,174.80
Dell Latitude 14 inch Rugged Laptop	\$1,858.20

Applied's suggestion was to go with the Rugged Laptop to make sure that the laptop lasts longer. Motion made by Lindgren, second by Yosten to approve the Applied Connective Technologies quote for the Dell Latitude laptop for approximately \$1,858.20 and to authorize Randall Bruland or Amy Zaruba to sign the quote. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Mark Wagner, Zoning Board Chairman, was present in place of Terri Jasa, Zoning Administrator, regarding the general Zoning update. The following topics were discussed:

- Keith Marvin, Marvin Planning Consultants, retains Dave Ptak so the County does not need to retain him individually as an additional cost.
- Wagner/Jasa will get an estimated cost for the corrections that need made regarding the Zoning regulations and a remainder of the original contract price remaining.
- Courthouse policy regarding conference/meeting time were discussed.

Terri Jasa, Zoning Administrator was asked to attend the commissioner's meeting for a performance evaluation and position description recap. Motion made by Lindgren, second by Niewohner to open an executive session at 10:02 A.M. for a performance evaluation and to prevent needless injury of an employee's reputation to include Dan Stankoski, Terri Jasa, Mark Wagner, Sarah Robinson and the Board. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to close the executive session at 10:26 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

No action taken with the general Zoning update or the executive session.

Motion made by Niewohner, second by Yosten that the following Boone County Planning and Zoning Board member is appointed to the following terms of office to represent the Boone County Joint Planning Commission, effective March 11, 2024 to fill the vacancy left by Shelley Towey:

Eric Braun (2024-2025)

Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Klint Arnold, Stealth Broadband, was present to discuss a request for ARPA Funds for a fiber optic project. He stated that the Cedar Rapids area is underserved and is working on this project to get this area to be better served. Arnold stated that even if the County doesn't contribute any ARPA Funds that the project will most likely proceed without it. The Board did not take action on this topic at this time, but it will be revisited at the March 18, 2024 meeting.

Steve Pritchard, Extension Educator, was present to discuss a new copier lease for the Extension Office. He presented a lease agreement for a Sharp 36 PPM Digital Color copier which is the newer version of what the office currently has. The current lease payment is \$280.00 per month and the following are the monthly payments:

48 Month Lease \$255.65

60 Month Lease \$213.22

Both monthly payments are less than what the Extension office is currently paying on their current lease. Motion made by Yosten, second by Niewohner to approve the 60 month lease with \$213.22 payments and to authorize Steve Pritchard to sign the lease agreement. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$ 60,884.44; Road - \$ 225,509.66; Visitor Promotion Fund (0990) - \$466.95; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$36,804.84; 911 Emergency Management (2910) - \$242.39; 911 Wireless Service (2913) - \$395.47; and Ambulance (5502) - \$2,836.08. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve the following reports of the County Officials as presented for February 2024:

- Clerk - \$21,621.75 (State of Nebraska \$14,185.91)(County of Boone \$7,435.84)
- District Court - \$650.33 (State of Nebraska \$314.00)(County of Boone \$336.33)
- Sheriff - \$913.30
- Treasurer - Miscellaneous Receipt Nos. 20932 – 20992 - \$1,262,457.93
- Treasurer - Total Collections - \$1,936,457.93

Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

John Morgan, County Attorney, was present to discuss an Applied Connective Technologies quote for a office laptop. The attorney's office had a desktop unit until the County Attorney that started in 2015 opted to use their personally owned desktop unit. The office has been short a computer/laptop since then. The quote includes a Dell Latitude 15.6 inch laptop with a docking station and a wireless keyboard/mouse combo. Motion made by Lindgren, second by Niewohner to approve the Applied Connective Technologies quote including the beforementioned items for approximately \$1,724.99 as presented and to authorize John Morgan to sign the quote. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Tana McMillan-Dozler, Veteran Service Officer, was present to discuss an Eakes Office Solutions quote for two desk credenzas in different sizes for additional storage space. Jacqueline Wells, Veterans Service Officer, stated that there is enough in the Veterans' budget for this purchase. Motion made by Niewohner, second by Lindgren to approve the Eakes Office Solutions quote for the two credenzas from Eakes Office Solutions for approximately \$2,293.20 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, was present to discuss the following:

- Three bids received for the District 3 road shop roof that has been leaking. The quotes were:
  - Armour Roof Co. Omaha, NE 15 yr. warranty \$22,995.00
  - Schoen's Roofing LLC Beatrice, NE 10 yr. warranty \$26,751.70
  - Tillotson Enterprises Kearney, NE 12 yr. warranty \$27,546.00
  - Tillotson Enterprises Kearney, NE 6 yr. warranty \$23,319.00

Motion made by Lindgren, second by Yosten to table further discussion on the road shop roof until the March 18, 2024 meeting to allow for Armour Roof Co. to prepare a quote for a 20 yr. warranty roof. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

- A quote for a Construction Dump Truck received from Cornhusker International Trucks out of Norfolk, NE that included a trade-in for the County's 2021 Dump Truck. Stankoski stated that he had asked for additional quotes from various vendors, but only Cornhusker produced a quote. Cornhusker's quote is not a Sourcewell quote.

Motion made by Yosten, second by Lindgren to table a decision on a dump truck quote until Cornhusker can produce a Sourcewell quote, and if not then the County would need to advertise for sealed bids. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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. Piecin' Pals Quilt Guild requested assistance to advertise the My Quilting Journey event scheduled for June 23, 2024. Motion made by Yosten, second by Niewohner to approve the application requesting funding assistance from Piecin' Pals Quilt Guild for the My Quilting Journey event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

#### Public Comments:

- Summit Carbon Solutions members introduced themselves to the Board and let them know that Boone County's safety tour is March 12, 2024. They will be on the Board's April 15<sup>th</sup> agenda at 9:30 A.M.
- Rod Nelson, Courthouse Maintenance, informed the Board that there has been water in the BCDA's basement. He noted it when doing the monthly fire extinguisher/smoke detector checks. Nelson stated he will be contacting SpeedO Plumbing to see what it would cost to cap the toilet and sink to stop this from reoccurring.
- The Board updated the Highway Superintendent on various road issues that have been reported to them.
- Commissioner Yosten will be attending the Boone County Development Agency's meeting this week.

Chairman Lindgren declared the meeting adjourned at 1:02 P.M., with the next Board meeting scheduled for Monday, March 18, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

**BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS**  
**MARCH 18, 2024**                      **ALBION, NEBRASKA**

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, March 18, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren and Brian J. Yosten. Commissioner Matt Niewohner 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 March 13, 2024, 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 15, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of March 11, 2024 as presented. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Motion carried.

Mark Wagner, Zoning Board Chairman, discussed the Marvin Planning Consultants current contract which is to update the County's Zoning Regulation. Wagner was going to see if they would be willing to expand their contract or to have a new contract to take over the County's zoning administrator duties until a new one was found. Motion made by Yosten, second by Lindgren to table further discussion until March 27, 2024. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Absent: Niewohner. Motion carried.

Mark Wagner, Zoning Board Chairman, was present to discuss the Zoning Administrator position with the Board. Terri Jasa left the position on March 13, 2024 and the County needs to start looking for a new administrator soon. Wagner thinks that the County is in a bad position after Ziemba retired, Evans left and now Jasa leaving. The County hasn't had time to train and then catch up on items that have been pending since March 2023. The Board and Wagner discussed if the position should be split between Zoning and Roads administrative work or if it should just be part-time Zoning. Motion made by Yosten, second by Lindgren to table further discussion until March 27, 2024. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Absent: Niewohner. Motion carried.

Boone County Ag Society Inc. applied for a Special Designated License (SDL) for July 6, 8, 9, 10, 2024. The Board reviewed the application for Special Designated License (SDL) for the Boone County Fair for Saturday-Wednesday, July 6-10, 2024 at the Boone County Fairgrounds, 2624 Fairgrounds Road, Albion, Nebraska. Motion made by Yosten, second by Lindgren to approve the Application for Special Designated Liquor License request from Boone County Ag Society Inc. for the Boone County Fair to be held at the Boone County Fairgrounds in Albion, NE on July 6, 8-10, 2024 as submitted. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Absent: Niewohner. Motion carried.

The Board continued the discussion presented by Klint Arnold, Stealth Broadband, to request ARPA Funds for a fiber optic project at the March 11, 2024 meeting. Arnold previously stated that the Cedar Rapids area is underserved and is working on this project to get this area to be better served. Arnold stated that even if the County doesn't contribute any ARPA Funds that the project will most likely proceed without it. Motion made by Yosten, second by Lindgren to designate \$50,000.00 of ARPA funds for the fiber optic/broadband uses with the agreement to be presented at a future meeting. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Absent: Niewohner. Motion carried.

The Board advertised for the Boone County Weed Seasonal position. The seasonal position is to be from May 1, 2024 through September 30, 2024. The Board received and reviewed one application by the deadline. Motion made by Lindgren, second by Yosten to accept the application and approved the seasonal applicant to assist the Weed Superintendent for 19 hours a week or less, at \$20.00 per hour. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Absent: Niewohner. Motion carried.

Boone County's ADA coordinator let the Board and the Clerk's Office know that an ADA lobby desk was needed to be ADA compliant. A quote was requested from Eakes Office Solutions and received to match the already installed lobby furniture. Motion made by Yosten, second by Lindgren to approve the Eakes Office Solutions quote for approximately \$497.03 to be paid out of ARPA funds. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Motion carried.

Agenda item regarding estimates for the roof of the District 3 road shop was not discussed due to the Highway Superintendent being unavailable. Motion made by Lindgren, second by Yosten to table this discussion until March 27, 2024 meeting. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Absent: Niewohner. Motion carried.

Agenda item regarding the quote received from International Trucks-Norfolk was not discussed due to the Highway Superintendent being unavailable. Motion made by Lindgren, second by Yosten to table this discussion until March 27, 2024 meeting. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Absent: Niewohner. 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. Albion Area Arts Council requested assistance to advertise the Not Too Far Distant event scheduled for April 14, 2024. Motion made by Lindgren, second by Yosten to approve the application requesting funding assistance from Albion Area Arts Council for the Not Too Far Distant event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Absent: Niewohner. Motion carried.

The Board and Margaret Valladao, Weed Superintendent, discussed office space for the Weed Superintendent. The Courthouse did not have space designated for this position and so Valladao does not have any space to keep her files. Two different spaces were discussed. One space was the previous County Assessor's back office, now currently unoccupied. This space has two entrances for when DMV is using the front office there is still access to it. The second space is the Sheriff's Video/Telephone office that is used by visitors for those being held in the County Jail. This office wouldn't always be available and doesn't have a set schedule. The Board felt that the old County Assessor's office would be more suitable. No action taken.

A proposal from MDT LLC/Cruise & Associates was received and reviewed by the Board for the 2024 Fiscal Year End Audit. The proposal was for \$14,000.00 for the regular audit with \$6,000.00 for a federal audit if one was needed. Motion made by Yosten, second by Lindgren to authorize the Chairman to sign the 2024 Fiscal Year End Audit Proposal a possible \$20,000.00 total for services. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Absent: Niewohner. Motion carried.

The sealed bidding process for a new County Ambulance unit was conducted at the beginning of 2023 and decided on at April 10, 2023 meeting. The motion to accept the DEMERS Inc's bid did not include that the ambulance unit should be paid out of the ARPA Funds. Motion made by Lindgren, second by Yosten to approve the new County Ambulance unit from DEMERS, Inc to be paid out of ARPA Funds. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Motion carried.

Public Comments:

- Margaret Valladao, Weed Superintendent, gave the Board an update on what she has been working on since being sworn in.
- Commissioner Yosten will be attending the Boone County Ag Society, Boone County Historical Society and the Northeast Nebraska Juvenile Service meetings this week.
- Commissioner Lindgren will be attending the Region 4 Behavioral Health and Northeast Nebraska Area on Aging meetings.

Chairman Lindgren declared the meeting adjourned at 11:08 A.M., with the next Board meeting scheduled for Wednesday, March 27, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
MARCH 27, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, March 27, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on March 20, 2024, 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, March 25, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of February 20, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of February 22, 2024 through March 21, 2024. Motion made by Lindgren, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$134,856.97; BCBS \$44,017.90; Ameritas Ret \$9,454.57; EFTPS \$10,027.56; LTD Premiums \$0.00; Section 125 Fees \$45.00; HRA Admin Fees \$208.00; Funded HRA Fees \$3,595.00; BC/BS Deductible Buydown \$3,203.90; Wellness Program \$140.00; Road \$63,326.05; BCBS \$21,853.78; Ameritas Ret \$4,220.51; EFTPS \$4,719.62; HRA Admin Fees \$104.00; Funded HRA Fees \$1,756.00; BC/BS Deductible Buydown \$3,600.00; Ambulance \$4,294.68; Ameritas Ret \$92.05; EFTPS \$328.56. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Mark Wagner, Zoning Board Chairman, and the Board continued the discussion regarding the following:

- Marving Planning Consultants –
  - Further discussed whether Marvin Planning Consultants would assume some of the Zoning Administrator's duties while the search for a replacement continues. Wagner reported that he was still not able to get ahold of Marvin, but doubted that they would have the manpower to also cover the Zoning Administrator position, even part-time.
    - Motion made by Lindgren, second by Niewohner to table this discussion further until the April 8, 2024 to evaluate what duties might be requested to be covered. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Zoning Administrator Position –
  - Previously discussed possibly changing the duties of the Zoning Administrator such as splitting the position into two part-time positions. It was proposed to keep the position as is for the time being and to start advertising and review applicants.
    - Motion made by Yosten, second by Niewohner to advertise with Zelle on Indeed; in Albion News/Boone County Tribune and Petersburg Press on April 3 and 8, 2024 and reviewed April 15, 2024; and Boone County Development Agency's website. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to appoint Commissioner Brian J Yosten as Interim County Planning and Zoning Administrator, Regulatory Zoning Investigator and Floodplain Manager with no additional benefits. Roll call vote: Yeas: Lindgren and Niewohner. Abstain: Yosten. Nays: None. Motion carried.



A continuation of the County's Zelle Human Resource Solution Agreement was presented for the Board to review. This would continue the County's HR assistance with recruitment, termination, policy, FMLA/General Leave, and Department of Labor for another fiscal year at \$2,500.00 per month. Motion made Niewohner, second by Yosten to authorize the Chairman to sign the agreement continuation as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Caleb Poore, Boone County Health Center, notified the Board that Ken Schmitz, Petersburg area, has completed his second six-year term as a Boone County Health Center Board of Trustee. The Board acknowledged the twelve years of service of Ken Schmitz as a member of the Boone County Health Center Board of Trustees. The Board and Poore decided to advertise the trustee position in the Albion News/Boone County Tribune and Petersburg Press as well as on the Boone County Health Center's website/social media. Motion made by Lindgren, second by Yosten to advertise the trustee position in the Albion News/Boone County Tribune and Petersburg Press the weeks of April 3 and 10, 2024, for a deadline of April 18, 2024 with applications/resumes reviewed by the Board on April 24, 2024. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-08, regarding the trenching of an electrical utility under 230<sup>th</sup> Avenue between Sections 7 and 8, all in Township 21 North, Range 6 West of the 6<sup>th</sup> P.M. for irrigation purposes was presented for the Board to review. Motion made by Yosten, second by Niewohner to approve Resolution No. 2024-08 as presented and stated above. Roll call vote: Yeas: Yosten and Niewohner. Nays: None. Abstain: Lindgren. Motion carried.

A Sub-Recipient Agreement for the State and Local Cybersecurity Grant Program for the 1<sup>st</sup> Submission was presented for the Board to review. The agreement is for the \$9,000.00 grant for Applied Connective Technologies to use for the County's cybersecurity upgrade. Motion made by Niewohner, second by Lindgren to authorize the Chairman to sign the Sub-Recipient Agreement for the State and Local Cybersecurity Grant program as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Randall Bruland, Ambulance Administrator, collected two quotes for six new tires/labor on the County Ambulance unit and they were presented to the Board for review. They were as follows:

Main Street Auto Sales & Service	\$2,803.98
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Cox Tire Service, LLC	\$2,865.00
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Motion made by Lindgren, second by Niewohner to approve the Main Street Auto Sales & Service quote of approximately \$2,803.98 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

At the March 18, 2024 meeting the Board approved awarding \$50,000.00 of ARPA Funds to Stealth Broadband after Klint Arnold's presentation on March 11, 2024. The following agreements were presented for the Board to review to pledge the funds.

- A Memorandum of Understanding for Broadband Infrastructure Development between the County of Boone and Stealth Broadband was presented. Arnold was present at the meeting and stated that he would be able to produce reports to give to the Board on what the County's funds were used for. Motion made by Niewohner, second by Yosten to authorize the Chairman to sign the Memorandum of Understanding for Broadband Infrastructure as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.
- A Nebraska Capital Project Fund Community Partner Contribution Certificate Form was presented for the Board to review. Arnold stated that if the project that was presented at the March 11, 2024 wasn't awarded to Stealth Broadband then the County would not be under any obligation to pay the \$50,000.00 funds. Motion made by Yosten, second by Niewohner to authorize the Chairman to sign the Capital Project Fund Certificate Form to pledge \$50,000.00 of the County's ARPA Funds as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Dan McKeon, Legislature District 41 Candidate, introduced himself to the Board.
- Dan Stankoski, Highway Superintendent, discussed the winter storm and the County's response to road closures.
- Rod Nelson, Courthouse Maintenance, discussed the lawncare services.
- Commissioner Niewohner will be attending the East Central Health District meeting.
- Commissioner Yosten gave an update on the Boone County Trails Systems, Boone County Historical Society, Northeast Nebraska Juvenile Services, and Boone County Ag Society's meetings.

Chairman Lindgren declared the meeting adjourned at 12:58 P.M. with the next Board meeting scheduled for Monday, April 8, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
APRIL 08, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, April 08, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on April 3, 2024, 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 5, 2024. Chairman Lindgren 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 Yosten, second by Lindgren to approve the County Board Proceedings of March 27, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the County Board Liquor License Public Hearing Proceedings of March 27, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of March 27, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

In November 2021 the sourcewell bid for a backup generator was approved and on October 11, 2022, \$38,290.50 of the total \$42,545.00 was approved to be paid out of ARPA funds. The remaining \$4,254.50 invoice was being paid for with the Roads NMC credits that were on the account. Motion made by Niewohner, second by Yosten to approve paying the remaining balance of the ONI000701 invoice of \$4,254.50 out of ARPA funds. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$71,584.18; Road - \$230,318.98; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$37,935.24; 911 Emergency Management (2910) - \$1,452.55; 911 Wireless Service (2913) - \$395.47; and Ambulance (5502) - \$4,210.09. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the following reports of the County Officials as presented for March 2024:

- Clerk - \$13,382.00 (State of Nebraska \$8,275.99)(County of Boone \$5,106.01)
- District Court - \$202.33 (State of Nebraska \$156.00)(County of Boone \$46.33)
- Sheriff - \$977.62
- Treasurer - Miscellaneous Receipt Nos. 20993 – 21053 - \$918,250.46
- Treasurer - Total Collections - \$1,894,554.49

Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Heidi Borg, Congressman Smith Representative, was present to visit with the Board. Borg outlined some of the issues that the Congressman was involved in and went through her area of expertise. Borg stated that she would be onsite for one hour following the Commissioner's meeting for anyone from the public to come in and discuss concerns. The Board thanked Borg for her presentation. No action taken.

Luke Bonkiewicz, Nebraska Association of County Officials, presented the following topics:

- June 2-14 – NACO Workshops;
- NACO West set to open Fall 2024;
- County Salary study to come out for non-elected official positions to be comparable statewide;
  - Hoping to present a version of this study at the June Workshops;
- Cybersecurity and resources;
- County history under County Explorer on the NACO website is available;
- Legislature Report comes out every Friday – five days left of legislature.
- WIR-Western Interstate Region, collaboration between most of the states in the U.S. handle similar topics like groundwater and infrastructure and they're developing best practices for these topics. NACO will now be a partner with WIR on the counties behalf to gain access to these practices.

The Board thanked Bonkiewicz for his presentation and update. No action taken.

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 two bids for gravel and aggregate from Spud Sand & Gravel LLC and Jeffres Sand & Gravel Inc. Motion made by Lindgren, second by Niewohner 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: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

3C's Cleveland's Café and Catering applied for a Special Designated License (SDL) for May 4, 2024. The Board reviewed the application for Special Designated License (SDL) for a wedding reception, May 4, 2024 at the Creek Road Barn, 1846 330<sup>th</sup> Ave, Newman Grove, Nebraska. Motion made by Yosten, second by Niewohner to approve the Application for Special Designated Liquor License request from 3C's Cleveland's Café and Catering for a wedding reception to be held at the Creek Road Barn in Newman Grove, NE on May 4, 2024 as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, was present to discuss the following:

- Three bids received for the District 3 road shop roof that has been leaking. The quotes from the March 11, 2024 and the new bid are as follows:

○ Armour Roof Co.	Omaha, NE	15 yr. warranty	\$22,995.00	Rcvd 3/11/24
○ Armour Roof Co	Omaha, NE	20 yr warranty	\$29,717.88	Rcvd 3/27/24
○ Schoen's Roofing LLC	Beatrice, NE	10 yr. warranty	\$26,751.70	Rcvd 3/11/24
○ Tillotson Enterprises	Kearney, NE	12 yr. warranty	\$27,546.00	Rcvd 3/11/24
○ Tillotson Enterprises	Kearney, NE	6 yr. warranty	\$23,319.00	Rcvd 3/11/24

Motion made by Yosten, second by Lindgren to approve the 20 yr warranty quote from Armour Roof Co for approximately \$29,717.88 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

- The presented Cornhusker International quote was not a sourcewell quote. Since the quote is over \$50,000.00 the county will need to advertise for sealed bids.

Motion made by Lindgren, second by Niewohner to advertise for sealed bids for a 2024 or newer dump truck in Albion News/Boone County Tribune – April 10 and 17, 2024 to be collected by 4:30 p.m. on Friday, April 19, 2024 and opened on Wednesday, April 24, 2024 at 9:30 a.m. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

A letter/agreement was presented from Marvin Planning Consultants stating his rate and what he would be able to cover for the County until the Zoning Administrator has been filled. The County is currently advertising the position on Indeed and in the local newspaper. It is for applications, technical assistance etc at a rate of \$80.00 per hour with mileage being charged if presence is needed on-site. Motion made by Niewohner, second by Yosten to approve the agreement as presented and stated above and authorize the Chairman to sign said agreement. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Agenda item regarding the ADA Coordinator was not needed due to the Reorganizational minutes named the position of Boone County Veterans Service officer and not the individual. No action taken.

An agreement between the County of Boone and the Boone County Health Center was presented to be effective July 1, 2024 for the ambulance garage utilities to be paid in full by the County of Boone and for the County to bill half of the utilities to the Boone County Health Center on a quarterly basis. Both parties have reviewed the presented agreement and no changes are necessary. Motion made by Yosten, second by Niewohner to authorize the Chairman to sign the agreement as stated above. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The 2023-2024 County budget was adopted on September 27, 2023 and Resolution No. 2023-36 was approved on September 27, 2023 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2023-2024 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 Yosten 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 #5. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-08 was presented for the Board to review. On the agenda, it was stated as Cornhusker Public Power District was boring the cable, but the paperwork was reviewed and found that trenching was marked. The trenching fees were not collected and so the Board cannot approve as is. Motion made by Niewohner, second by Yosten to table Resolution No. 2024-08 until April 15, 2024 until fees are collected. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Public Comments:

- Dan Stankoski, Highway Superintendent, gave map/breakdown of road employee's assigned areas and NMC motor grader update that was ordered 7/10/2023.
- Briefly discussed the zoning administrator position and state of the office from Commissioner Yosten.
- Commissioner Yosten will be attending the Boone County Development Agency's meeting this week.

Chairman Lindgren declared the meeting adjourned at 12:55 P.M., with the next Board meeting scheduled for Monday, April 15, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
APRIL 15, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, April 15, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on April 10, 2024, 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 12, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of April 8, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented their 1<sup>st</sup> Quarter-Office Quarterly report for the Board to review:

- January Total-\$3,705.72
- February Total-\$2,297.60
- March Total-\$1,886.22

Motion made by Lindgren, second by Yosten to accept and approve the 1<sup>st</sup> Quarter-Office Quarterly report as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Caleb Poore, Chief Executive Officer/Boone County Health Center, was present to discuss a compensation package for the Boone County Health Center Board of Trustees. Poore proposed a compensation of \$100.00 per month with a total year compensation of \$1,200.00 to be paid out of the Boone County Health Center budget. They would also offer health insurance coverage to the Board of Trustees from Employee only to Family coverage to be paid by the Trustee. Motion made by Lindgren, second by Yosten to approve the compensation package as stated above to be provided/paid for by Boone County Health Center. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Caleb Poore, 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, 2023 to the Board for their review. Liss and Sharp noted that a new firm, EideBailley, completed the audit. Poore and Liss reviewed the changes from last year which included projected construction costs, Paycheck Protection Program loan and forgiveness, CARES funds and other grants. The Boone County Health Center Clinics are located in Albion, Elgin, Fullerton, Newman Grove and Spalding. Motion made by Yosten, second by Niewohner to accept the Boone County Health Center audited financials for year-end September 30, 2023 as presented and a copy of the Boone County Health Center fiscal year audit of October 1, 2022 through September 30, 2023 is on file and may be reviewed at the Boone County Clerk's office. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Board advertised the Zoning Administrator position in the legal papers of the County with the deadline being April 12, 2024 and no physical applications were received. There were applications received from Indeed that the Board will act on as needed for the interview process. No action taken at this time.

The Board discussed the Zoning Administrator position and proposed to change the position from Zoning Administrator/Road Administrative Assistant from the beginning of employment on to a Zoning Administrator Assistant/Road Administrator Assistant from the beginning with the opportunity to advance to the Zoning Administrator position. This change would reclassify the position's wage. Motion made by Yosten, second by Niewohner to change the position from Zoning Administrator/Road Administrative Assistant to Zoning Administrator Assistant/Road Administrator Assistant with a change of pay from Zoning Administrator at \$20.00 per hour to Office Clerical entry level at \$16.00-\$17.00 per hour. Roll call vote: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Board discussed the Roads Department need for an As-Needed contractual help agreement. They considered the number of employees, the comments that have been received from the public and the amount of budget that is already used for full-time employees. This led to whether it is cost effective to have the number of full-time employees plus the contractual help. No action taken at this time.

The Board discussed the maintenance of the Courthouse vehicles. Currently the policy is that a Board member will inspect the van/pickup once a month or Courthouse Maintenance will be notified by a county employee when an issue arises. This would be to ensure that the oil is changed on a regular basis and the tires are not too worn for long distance travel if needed. It was found that no changes were needed – no action taken at this time.

Brent Niese, Summit Carbon Solutions, was present to give an introductory presentation:

- The size of the pipe going through the county is predicted to be 8 inches.
- Estimated length predicted to go through Boone County is 13.7 miles.
- Currently working on voluntary easements, but as a last resort eminent domain could be used.
  - Construction estimated to be 1-1.5 years
  - 2026 is predicted to be first operating year.
- 3 Stages of Pipeline:
  - Capturing at plant.
  - Transferring to North Dakota.
  - To be stored in the porous rock.
- Pipeline will start in Boone County starting with 8 inches to 12 inches.

Seven members of the public were present for the presentation. At the end of the presentation there was a question and answer session. The Board thanked Niese for his presentation – no action taken at this time.

St. Bonaventure Church of Raeville applied for a Special Designated License (SDL) for May 18, 2024. The Board reviewed the application for Special Designated License (SDL) for a wedding reception, May 18, 2024 at the St. Bonaventure Hall, 2305 South R Road, Petersburg, Nebraska. Motion made by Niewohner, second by Lindgren to approve the Application for Special Designated Liquor License request from St. Bonaventure Church of Raeville for a wedding reception to be held at the St. Bonaventure Hall in Petersburg, NE on May 18, 2024 as submitted. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Agenda item regarding Senator Pete Ricketts representative was not needed – the representative only wanted to present to the attending public.

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.

Dan Stankoski, Highway Superintendent, was present to discuss whether to advertised for sealed bids, trade in or sell a 2004 District 2 motor grader. Stankoski stated that if traded in the District 2 motor grader would be used for the purchase of a new District 3 motor grader. Motion made by Lindgren, second by Niewohner to trade in the 2004 motor grader. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Resolution No. 2024-09, regarding the trenching of an electrical utility under 370<sup>th</sup> Street between Sections 14 and 23, all in Township 18 North, Range 7 West of the 6<sup>th</sup> P.M. for irrigation purposes was presented for the Board to review. Note that the resolution number was printed incorrectly on the agendas for the April 8 and April 15, 2024 meetings. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-09 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

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. Motion made by Yosten, second by Niewohner 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 22, 2024 through May 1, 2024. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Summit Carbon Solutions asked what the next steps should be and the Board stated to wait to present to the Zoning Board when other state permits were received and when they had something to present to them.
- Mark Wagner, Zoning Board Chairman, discussed some possible permit changes suggested by Marvin Planning Consultants.
- Dan Stankoski, Highway Superintendent, gave an update on the District 3 roof project and on two road projects being done by the State of Nebraska.
- Commissioner Lindgren will be attending the Northeast Nebraska Area Agency on Aging meeting.
- Commissioner Niewohner will be attending Region IV Behavioral Health's meeting.
- Commissioner Yosten has the Boone County Ag Society and Boone County Historical Society meetings, but will be unable to attend the Northeast Nebraska Juvenile Services meeting.

Chairman Lindgren declared the meeting adjourned at 1:06 P.M., with the next Board meeting scheduled for Wednesday, April 24, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
APRIL 24, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, April 24, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on April 17, 2024, 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, April 22, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of April 15, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Carlson-County Public Hearing Proceedings of April 15, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the Mogensen-County Public Hearing Proceedings of April 15, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the Nauenburg-County Public Hearing Proceedings of April 15, 2024 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of March 22, 2024 through April 21, 2024. Motion made by Lindgren, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$132,559.81; BCBS \$44,293.88; Ameritas Ret \$9,349.58; EFTPS \$9,849.90; LTD Premiums \$0.00; Section 125 Fees \$45.00; HRA Admin Fees \$200.00; Funded HRA Fees \$3,511.00; BC/BS Deductible Buydown \$15,455.34; Wellness Program \$140.00; Road \$66,579.74; BCBS \$24,072.24; Ameritas Ret \$4,440.14; EFTPS \$4,960.41; HRA Admin Fees \$104.00; Funded HRA Fees \$1,756.00; BC/BS Deductible Buydown \$0.00; Ambulance \$6,493.92; Ameritas Ret \$139.17; EFTPS \$496.78. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Three county residents; Dan Stankoski, Highway Superintendent; and the Board discussed drainage issues along 250<sup>th</sup> Street and Old Mill Road. A ditch that needs to be cleaned out and is privately owned so the County does not have authority to clean it. The bridge isn't on the County inventory, but the residents stated that the County replaced the bridge about 25 years ago. Stankoski stated that if the County wants to go further to study the drainage issue that the County should have JEO Consulting Group do a water study. The bridge in question is on a private drive off of 250<sup>th</sup> Street, so the question was asked if it is even a County road. Stankoski stated that the Board should talk to the County Attorney regarding county residents obstructing the natural flow of water. Stankoski also said that he would review the annual report to the Nebraska Department of Transportation to see if the private drive with the bridge on it is reflected on the report and as what. No action taken at this time – the Board will follow up with the County Attorney before going further.

The April 1, 2023 through March 31, 2024 Project and Expenditure report for the Covid / American Rescue Act Plan funds was presented to the Board for their review. Total obligations-\$696,100.09 and total expenditures-\$289,039.25 on ten Revenue Replacement projects for indoor/outdoor upgrades and updating equipment; and one infrastructure project/subaward for a Fiber Project with Stealth Broadband. Motion made by Lindgren, second by Yosten to approve the Project and Expenditure as presented and for the County Clerk to submit the report. Roll call vote: Lindgren, Yosten and Niewohner. Nays: None. Absent: Yosten. Motion carried.

The Board authorized the advertisement for sealed bids for a new dump truck for the County Roads Department with bids to be received before 4:30 P.M. on Friday, April 19, 2024 and reviewed today, April 24, 2024 at 9:30 A.M. One bid was received by the deadline and it was as follows:

Vendor	Model	List Price	Trade-In Allowance	County Price
Cornhusker International Trucks	2025 HX520 SFA	\$225,042.55	\$143,000.00	\$82,042.55

Motion made by Yosten, second by Niewohner to accept the bid for an approximate sale price to the County being \$82,042.55 from Cornhusker International Trucks. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented the following general road report:

- Projects:
  - Installed a 40 ft by 36 in round culvert pipe across 330<sup>th</sup> Street, east of 190<sup>th</sup> Avenue and built up the road.
  - Put a 40 ft by 18 in culvert pipe in a driveway on the east side of 300<sup>th</sup> Avenue, south of 280<sup>th</sup> Street.
  - Fixed a sluff off on 180<sup>th</sup> Avenue, south of Highway 91.
  - Will need to install a culvert at the intersection of 330<sup>th</sup> Avenue and 260<sup>th</sup> Street.
- Updates:
  - Armour started on the District 3 road shop roof.
  - The new motor grader has arrived in Petersburg.
  - Hauled large amounts of gravel to various locations – will need to build up stockpiles.
  - Contacted CAT about GPS systems on motor graders and trucks.

Motion made by Lindgren, second by Niewohner to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Board and a few employees were present to discuss next fiscal year's wages. Right now, there are two offices that the highest paid employee is within five to six dollars of the appointed deputy. Elected official and elected official deputies will not have an increase until January 2025. That date also coincides with the last step in the minimum wage increase which requires it to be \$15.00. With that in mind the Board asked the Clerk's office to do a spreadsheet showing what the wages/totals would be with a \$1.00, \$1.50, and \$1.75 wage increase would be that would be effective with January 2025's payroll. No action taken at this time.

The Board started discussing the benefit hour policy before the scheduled telephone call with Zelle. The Board and the same employees that were present for the wage discussion started discussing the policy the County has now and discussing a PTO policy instead. Zelle had stated in an email that most businesses are going away from PTO policies because it lessens the liability of a big payout if an employee were to be terminated/retired. The compensatory time policy was also discussed regarding whether the County should still accumulate compensatory time as time to be used later up to December 22 or if it should just be paid out as overtime. After a decent discussion the Board decided to keep the Vacation/Sick/Comp time policies the same. No action taken and Zelle was notified that no telephone call was needed.

At the April 15, 2024 meeting the Board approved a compensation package for the Boone County Health Center Board of Trustees. Resolution No. 2024-10 was presented to the Board outlining the same policy discussed at the previous meeting. Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-10 for a compensation package for the Boone County Health Center Board of Trustees as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Caleb Poore, CEO-Boone County Health Center, and Lara Swerczek, VP of Human Resources-Boone County Health Center, were present to discuss the applications that were received for the Board of Trustees position that will be vacant as of July 1, 2024. Four applications were received between the Health Center and the Courthouse. They were Matthew Winter-Petersburg, Cheryl Martinsen-Albion, James R. Schindel-Petersburg, and Dana Cox-Albion. The Board, Poore, Swerczek discussed all four applications and felt all four should be interviewed. Motion made by Lindgren, second by Niewohner for the Boone County Health Center to set up the four interviews and to invite the County Board member liaison to attend if available-the recommendation will be reviewed on May 20, 2024 at 9:30 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Cybersecurity is at the forefront of most businesses' minds with all of the information breaches and with it being an election year the Nebraska Secretary of States office is monitoring all of the counties networks to make sure all devices are receiving the needed security updates. Upon review of Boone County the Secretary of State's office noted two devices that needed to be upgraded since they would no longer be compatible with the Windows 11 launch. With this information Applied Connective was contacted to draft a quote to replace both workstations. Motion made by Yosten, second by Niewohner to approve the Applied Connective quote for two workstations and services for \$2,208.90 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Discussed a minimum maintenance road in the Northwest quarter of Section 36, Township 22, Range 5.
- Klint Stewart discussed a portion of 320<sup>th</sup> Avenue with the Board since he was told by a road operator it was vacated.
- Chief Deputy Buck updated the Board of one inmate transfer to DNE-Lincoln.
- Commissioner Niewohner was unable to attend the Region IV Behavioral Health meeting due to them having technical difficulties.
- Commissioner Lindgren gave an update on the Northeast Nebraska Area Agency on Aging.
- Commissioner Yosten was unable to attend the Boone County Fitness Center meeting and the Juvenile Services meeting was canceled.

Chairman Lindgren declared the meeting adjourned at 12:34 P.M. with the next Board meeting scheduled for Monday, May 13, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

Boone County Board of Commissioners Proceedings

May 13, 2024

Albion, Nebraska

The Boone County Board of Commissioners of Boone County, Nebraska, met in a regular session at 9:00 A.M. on Monday May 13, 2024 in the Commissioners Meeting Room located in the Courthouse in Albion, Nebraska whose address is 222 S. 4<sup>th</sup> Street.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten, and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on May 8, 2024, 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 north entrance of the Boone County Courthouse; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Monday May 10, 2024. Chairman Lindgren acknowledge 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 Yosten to approve the County Board Proceedings of April 24, 2024 as presented. Yeas: Lindgren, Yosten, and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of April 24, 2024, as presented. Roll call vote: Yeas: Yosten, Lindgren, Niewohner. Nays: None. Motion carried.

Planning and Zoning Commissioner Mark Wagner and Zoning Administrator Victoria Olsen we present to discuss with the Board updates regarding Conditional Use Permits. Mark Wagner expressed that he had concerns about the old system that the Zoning office uses and that he would like to update zoning procedures regarding zoning permits. Mark Wagner updated the County Board regarding the A2 Conditional Use Permits. The A2 Conditional Use Permits assist in the process of building a residential home on agricultural land; the Planning and Zoning Commission would like to add stipulations to the A2 permit. A new form will be added to assist in the notification of landowners and neighbors on who is accepted and approved for the conditional use permits. No action was taken for the A2 permits.

Mark Wagner notified the County Board of the resignation of Planning and Zoning Committee member, Morgan Mogensen. A new member will be appointed by Yosten. No action taken.

The County Board reviewed the County officials report from the Clerk of the District Court, Boone County Register of Deeds, Boone County Sheriff's Office, and the Boone County Treasurer. Motion made by Lindgren, second by Yosten to approve the reports from the various departments: Clerk of the District Court: \$1,514.40; Register of Deeds: \$14,056.50; Boone County Sheriff's Office: \$834.74; Boone County Treasurer \$9,874,965.45. Roll call vote: Yeas: Lindgren, Yosten, Niewohner. Nays: None. Motion carried.

The County Board reviewed a letter from NACO regarding Blue Cross Blue Shield coverage and rates. The County Clerk of Boone County completed the application to keep the current policy and copay regarding county employee health coverage. Niewohner made the motion for Chairman Lindgren to sign the Blue Cross Blue Shield letter, second by Yosten. Roll call vote: Yeas: Niewohner, Yosten, Lindgren. Nays: None. Motion carried for Lindgren to sign the Blue Cross Blue Shield letter.

The County Board reviewed a Settlement Agreement between Boone County and the NIRMA made on April 22, 2024. The Agreement involved the June 7, 2022, hailstorm damage to the Boone County Fitness Center. The claim stated that the damage exceeded the amount of \$50,000.00. The amount to be paid to Boone County by NIRMA in the amount of \$116,475.42. Motion made by Yosten for Jon Lindgren to sign the settlement agreement, second by Niewohner. Roll call vote: Yosten, Niewohner, Lindgren. Nays: None. Motion carried for Lindgren to sign the NIRMA Settlement Agreement.

Motion made by Lindgren, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$133,914.37; Road - \$528,407.29; Visitors Promotion Fund (0990) - \$404.53; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$1,782.03; 911 Emergency Management (2910) - \$1,593.18; 911 Wireless Service (2913) - \$2,599.40; and Ambulance (5502) - \$13,606.09.

Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Boone County imprest payroll account through Cornerstone Bank had former employees and former commissioners were listed as authorized users. As presented to the Board were to add current officials and employees to the payroll account Motion made by Lindgren , second by Yosten to remove Ben Rutten, Larry Temme, and Lorrie Nickalasson and to add Brian Yosten, Matt Niewhoner, and Brittney Reeder. Roll call vote: Lindgren, Yosten, Niewohner. Nays: None. Motion carried.

The Boone County imprest Vendor Account and the Boone County Clerk/Register of Deeds account through Boone CountyBank had former employees and former commissioners were listed as authorized users. As presented to the Board were to add current officials and employees to the vendor avcount and the Boone County Clerk/Register of Deeds account Motion made by Lindgren, second by Yosten to remove Ben Rutten, Larry Temme, and Lorrie Nickalasson and to add Brialn Yosten, Matt Niewhoner, and Brittney Reeder. Roll call vote: Lindgren, Yosten, Niewohner. Nays: None. Motion carried.

The Boone County Veteran Aid Fund account through Cornerstone Bank has listed a former Veteran's Service Officer as an authorized user. As presented to the Board were to add the current VSO to the Veteran's Aid Fund. Motion made by Yosten, second by Niewhoner to remove Jacquie Wells and add Tana McMillan-Dozler. Roll call vote: Yeas: Yosten, Niewhoner, Lindgren. Nays: None. Motion Carried

Highway Superintendent, Dan Stankoski, was present to discuss maintenance on county road equipment. The Boone County Department of Roads currently has 13 machines that need maintenance. Labor and warranty costs vary per company; warranty on equipment through NMC provides filter and oil change costs, but the county is to provide the labor to maintain the oil changes and filter installations. Motion made my Lindgren, second by Niewohner to keep with current road maintenance procedures. Roll call vote: Lindgren, Niewohner, Yosten. Nays: None. Motion carried.

Dan Stankoski contacted Auto Dealerships in the area regarding a purchase of a new county roads pick-up truck. Quotes from the following dealerships were presented to the Board:

Vendor:	Model:	List Price:	Trade-In Allowance:	County Price:
Schalk Auto Inc.	2022 Ram 1500	\$42,995	\$6,500	\$36,495
Courtesy Ford	2021 Ford F-150	\$40,9900	\$8,000	\$33,089
Cornhusker Auto	2021 Ram 1500	\$39,090.00	\$8,000	\$31,189.00

The Board of Commissioners approved the bid for the quote from Shalk Auto Inc. for the 2022 Ram 1500 for the price of \$36,495. Motion made by Yosten, second by Lindgren. Roll call vote: Yeas: Yosten, Lindgren, Niewohner. Nays: None. Motion carried.

The Boone County Attorney, John Morgan, and Highway Superintendent, Dan Stankoski, were both present to discuss a county road drainage issue. The road that is experiencing a drainage issue is a private road. With the drainage issue the county is unable to enter and as the said road is on a private road, they will need to allow the county to enter to fix the drainage issue. John Morgan stated that the county is not liable for maintaining/cleaning the creek that is causing the drainage issue. The Boone County Attorney will look into the issue further to see what the county can do in regard to the drainage issue. No action was taken.

The Boone County Sheriff's Office was present to present a quote regarding a console and light bar for the new pick up truck. No action was taken.

The Boone County Courthouse will be collecting quotes and taking bids for 30 cases of copy paper. Motion made by Lindgren, second by Yosten to obtain quotes from One Office Solutions, Eakes Office Plus, and Albion News/Petersburg Press. Roll call vote: Lindgren, Yosten, Niewohner. Nays: None. Motion carried.

Public Comments:

- Lindgren discussed his recent meeting with Region 4 Behavioral Health and the Northeast Nebraska Area on Aging
- Yosten discussed his recent meeting with the Boone County Development Agency and Juvenile Services

Chairman Lindgren declared the meeting adjourned at 11:51 AM with the next meeting scheduled for Monday May 20<sup>th</sup>, 2024.

Brittney Reeder  
Deputy County Clerk

ATTEST:

APPRIVED:

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Brittney Reeder, Deputy County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
MAY 20, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, May 20, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on May 15, 2024, 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 17, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of May 13, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of May 13, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Commissioner Brian J. Yosten, 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 Brian J. Yosten, Matt Niewohner and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Jenna Clark, Emergency Manager; Tana McMillan-Dozler, Boone County Veterans Service Officer; Dan Stankoski, Highway Superintendent; and Sarah Robinson, County Clerk. Old business that was addressed/reviewed: (1) Nelson and Clark are to update contacts and some procedures per Nelson's notes; (2) Panic button system was updated by ACT; New business: (1) Discussed signs to designate public spaces versus staff only spaces; (2) Stankoski stated that he would be conducting a Safety Meeting with the Roads Department sometime in the current quarter; (3) There was one NIRMA incident to report. The Safety Committee meeting was adjourned by Commissioner Brian J. Yosten, Chairman of the Boone County Safety Committee at 9:28 A.M.

Jenna Clark, Region 44 Emergency Manager, presented a Local Disaster Declaration for the April 26, 2024 Tornado/Storms. The estimated damage was from pivots overturned, homes destroyed/damaged, barns/outbuildings damaged, grain bins damaged/blown away and Public Power property damaged. Cornhusker Public Power damage estimate-\$106,287.00 and Nebraska Public Power District damage estimate-\$356,000.00. The threshold to declare a disaster has been met to allow grants to be filed for qualifying entities. Motion made by Yosten, second by Niewohner to authorize the Chairman to sign the Local Disaster Declaration for the April 26, 2024 Tornado/Storm. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Caleb Poore, President/CEO Boone County Health Center, and the Board discussed the Boone County Health Center Board of Trustee position that will be vacant as of June 30, 2024. Poore acknowledged that Ken Schmitz of Petersburg, has completed his second six-year term as a Boone County Health Center Board of Trustee and will be stepping down in June. There are five representatives from each of the City/Village areas of the County that are the Boone County Health Center Board of Trustees. A board member may serve two consecutive six-year terms and has a monthly meeting to attend. After conducting interviews of the four applications received, Poore, submitted the name of Dana Cox of Albion to be considered as a Board of Trustees member to fill the vacancy. Motion made by Lindgren, second by Niewohner to appoint Dana Cox of Albion to serve his first six-year term on the Boone County Health Center Board of Trustees beginning July 1, 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to appoint Victoria Olson as County Planning and Zoning Administrator, Regulatory Zoning Investigator and Floodplain Manager under the supervision of the County Board for the remainder of 2024, with a stipulation of annual 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: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Margaret Valladao, Weed Superintendent, presented a weed report/update with the following topics:

- Boone County Chemical Cost Share Program
  - Valladao gets product at government prices to distribute to county residents at lower costs to help incentivize residents to spray their weeds.
- Applied for a grant for weed control along the Cedar River and Beaver Creek using drone/helicopter and side-by-side. The grant is for matched funds and will only be used if awarded the grant.
- Asked the Board for suggested handling of a few situations where the County has prior history with a resident and wanted to know how it was handled previously.

Motion made by Lindgren, second by Yosten to accept the weed report as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

County resident did not appear to discuss a portion of 120<sup>th</sup> Avenue and the process for vacating it. The Board and Brian McDonald, JEO Consulting, did discuss the process when a county resident requests a road vacation. No action taken.

Laurie Krohn, County Treasurer, submitted a request for approval to pay the fifth bond interest payment for the Road Bond, Series 2021. Motion made by Yosten, second by Lindgren to approve and authorize the County Treasurer to pay the bond interest of \$5,910.00 to Chase NYC for the Road Bond, Series 2021. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

The 2023-2024 County budget was adopted on September 27, 2023 and Resolution No. 2023-36 was approved on September 27, 2023 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2023-2024 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 Niewohner 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 #6. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Brian McDonald, JEO Consulting Group, asked the Board to authorize the County Clerk's office to advertise for sealed bids for two projects that will be bid as one. The two projects are the Petersburg Southwest project and the Albion North project. Motion made by Yosten, second by Lindgren to authorize the County Clerk to advertise for sealed bids for the Petersburg Southwest (160<sup>th</sup> Street) and Albion North (180<sup>th</sup> Street) project on 5/29, 6/5 and 6/12/2024 that will be opened on June 17, 2024 at 9:30 A.M. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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.

- Albion Area Arts Council requested assistance to advertise the Missoula Children Theatre event scheduled for June 17-22, 2024. Motion made by Lindgren, second by Niewohner to approve the application requesting funding assistance from Albion Area Arts Council for the Missoula Children Theatre event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Petersburg Community Club requested assistance to advertise the Petersburg Carnival Days event scheduled for June 25-26, 2024. Motion made by Niewohner, second by Lindgren to approve the application requesting funding assistance from the Petersburg Community Club for the Petersburg Carnival Days event from the Visitor's Promotion fund as submitted. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.



Dan Stankoski, Highway Superintendent, presented a Customer Value Agreement from NMC Exchange for oil change kits for the new District 3 motor grader. The Board and Stankoski discussed whether to administer the kits every 250 hours or 500 hours. If they want to administer the kits every 500 hours then those will be covered by the purchase agreement. Motion made by Niewohner, second by Lindgren to continue with the 500 hour kits that were included with the purchase of the new motor grader. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Public Comments:

- Brian McDonald, JEO Consulting Group, discussed 240<sup>th</sup> Street project that will be coming up for completion in the next fiscal year, and it will also require permanent easement access. Also discussed Hillview Drive and how, if petitioned, the County would vacate the road.
- Commissioner Niewohner will be attending the East Central Health District meeting.
- Commissioner Yosten will be attending the Boone County Ag Society and Boone County Historical Society meetings.

Also asked about:

- The District 3 storage facility – does the County still need this space?
- Discussed the Cemetery Policy
- Discussed the Arbor Day county holiday and the County's benefit hour policy.

Chairman Lindgren declared the meeting adjourned at 11:51 A.M., with the next Board meeting scheduled for Wednesday, May 29, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
MAY 29, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, May 29, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on May 22, 2024, 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 24, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of May 20, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of April 22, 2024 through May 21, 2024. Motion made by Lindgren, second by Yosten to approve the County Payroll Claims filed for payment from the various funds: General \$136,620.55; BCBS \$46,236.36; Ameritas Ret \$9,685.18; EFTPS \$10,148.36; LTD Premiums \$0.00; Section 125 Fees \$47.50; HRA Admin Fees \$200.00; Funded HRA Fees \$3,503.00; BC/BS Deductible Buydown \$2,2511.09; Wellness Program \$140.00; Road \$69,258.96; BCBS \$22,157.05; Ameritas Ret \$4,620.99; EFTPS \$5,159.63; HRA Admin Fees \$104.00; Funded HRA Fees \$1,918.00; BC/BS Deductible Buydown \$0.00; Ambulance \$5,732.02; Ameritas Ret \$24.11; EFTPS \$438.52. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Board received and reviewed three quotes for the courthouse copy paper. The quote request was for 30 cases of no less than 96 bright and no less than 20 lb. paper.. A case of copy paper is 10 reams/5,000 sheets. The quotes received were:

- |                                    |                    |                  |
|------------------------------------|--------------------|------------------|
| • Albion News/Boone County Tribune | \$46.50 per carton | Office Paper 20# |
| • Albion News/Boone County Tribune | \$65.00 per carton | Navigator 20#    |
| • One Office Solution              | \$39.00 per carton |                  |
| • Eakes Office Solutions           | \$46.99 per carton |                  |

Motion made by Niewohner, second by Yosten to accept the copy paper quote from Albion News/Boone County Tribune and approve ordering the thirty cases as one order at \$46.50 per carton, \$1,395.00. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Steve Pritchard, Extension Educator, was present to discuss an Employment Contract between Boone County 4-H and Boone County to employ a summer intern for the Extension Office. The total amount of compensation will be approximately \$2,800.00 which will be paid partially by Boone County and Boone County 4-H. Through the application process Pritchard selected Riana Grotelueschen of Richland, NE for this position. Her employ will be from May 20-July 19, 2024. Motion made by Niewohner, second by Yosten to accept the Employment Contract as presented and to authorize the Chairman to sign the Contract. Roll call vote: Yeas: Niewohner, Yosten and Temme. Nays: None. Motion carried.

Public Comments:

- Commissioner Niewohner updated the Board regarding the East Central Health District meeting.
- Commissioner Yosten updated the Board regarding the Boone County Ag Society and Boone County Historical Society meetings.

Chairman Lindgren declared the meeting adjourned at 10:10 A.M. with the next Board meeting scheduled for Monday, June 10, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JUNE 10, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, June 10, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on June 5, 2024, 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 7, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of February 26, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Resolution No. 2024-11, regarding setting fees for Weed Management notices was presented to the Board for review. Margaret Valladao, Weed Superintendent, was present to discuss the resolution and informed the Board that the resolution is comparable to what other counties are using and allows the County to charge for forced control situations. Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-11, regarding setting fees for Weed Management notices. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Wages for the 2024-2025 was discussed with a small group of employees.

- Randall Bruland, Ambulance Administrator, stated that there had been a request from ambulance employees for a \$1.00 per hour increase. The Board stated that they would like to discuss the wages and run rates with Caleb Poore, Boone County Health Center, to see if the County is comparable to other like services before going further. Motion made by Lindgren, second by Niewohner to table further discussion regarding the Ambulance wages and run rates until feedback from Boone County Health Center is received. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Representatives from Sheriff, Zoning, Maintenance, Extension and Clerk's offices were present to discuss their wages. Denny Johnson, County Sheriff, presented some comparable wages for the Sheriff's office deputies. The Board reviewed the spreadsheet for \$1.00 wage increase to be effective for January payroll. The Board wants to review the information presented by Johnson before making more decision. Motion made by Lindgren, second by Yosten to table further discussion until a later June meeting. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$54,376.81; Road - \$236,930.05; Visitor Promotion Fund (0990) - \$468.64; ROD Preservation/Modernization Fund (1150) - \$228.92; American Rescue Plan Act Funds (2580) - \$11,762.00; 911 Emergency Management (2910) - \$1,467.89; 911 Wireless Service (2913) - \$2,394.97; and Ambulance (5502) - \$6,358.72. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the following reports of the County Officials as presented for May 2024:

- Clerk - \$8,040.25 (State of Nebraska \$3,685.61)(County of Boone \$4,354.64)
- District Court - \$310.68 (State of Nebraska \$250.00)(County of Boone \$60.68)
- Sheriff - \$878.80
- Treasurer - Miscellaneous Receipt Nos. 21151-21223 - \$950,613.40
- Treasurer - Total Collections - \$2,037,017.59

Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

The Courthouse courtyard benches haven't been maintained in several years. A county employee brought this topic up for the Board's attention and discussion. The Board discussed whether to sandblast the current metal benches and then repaint them or to replace the current benches with backless concrete benches. The Board asked for the County Clerk's office to look into either options and present the findings to the Board at a later time. No action taken at this time.

Mueller & Honcik PC submitted an agreement to the County for Budget preparation services for the 2024-2025 fiscal year. Motion made by Yosten, second by Niewohner to approve and authorize the Chairman to sign the agreement for approximately \$4,250-4,650 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

A county resident had requested a portion of 120<sup>th</sup> Avenue to be vacated. The Board, Dan Stankoski and Brian McDonald, JEO Consulting Group; discussed this request when McDonald was present to get approval for two road projects for the County. Per statute anyone who wants a road vacated must have a legal description, state the reason and get 10 signatures within a 10 mile radius of the requested vacated portion that are also registered voters. This petition was received, and all signatures were verified against their voter record. Upon review by the Board, it was found that the legal description had an error – it stated 120<sup>th</sup> Street instead of Avenue and the description didn't outright say that it was located in Section 17 instead of Section 16, which was used as a reference point. Resolution No. 2024-12 was presented for the Board to review appointing the Highway Superintendent to conduct a feasibility/road study for the described requested portion. Motion made by Lindgren, second by Yosten to appoint the Highway Superintendent for the requested portion of 120<sup>th</sup> Avenue as described in the presented resolution. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Klint Arnold, Stealth Broadband, was present to update the Board on two projects that involve Boone County.

- Boone County West Broadband project was the project proposed to the Board for the County to contribute \$50,000.00 of ARPA Funds if the project was awarded to Stealth. Arnold stated that Stealth was awarded the project and it is set to start in Spring 2025.
- Boone County East project was a previously started project and Arnold stated that it is completed engineered and permitted and it is ready to start.

Arnold stated that these projects are vital to the County since fiber broadband isn't available to the majority of the County. The Board thanked Arnold for these updates. No action taken at this time.

3C's Cleveland's Café and Catering applied for a Special Designated License (SDL) for July 27, 2024 event. The Board reviewed the application for Special Designated License (SDL) for a wedding reception, July 27, 2024 at the Creek Road Barn, 1846 330<sup>th</sup> Avenue, Boone County, Nebraska. Motion made by Niewohner, second by Yosten to approve the Application for Special Designated Liquor License request from 3C's Cleveland's Café and Catering for a wedding reception to be held at the Creek Road Barn in Boone County, NE on July 27, 2024 as submitted. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

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Great Plains Communications notified the County that the contract for the County's main internet service will be expiring soon. The representative stated that the County was currently on a plan that provided 50X50 MBPS internet service and that the County could be upgraded to 300X300 MBPS internet service at the same monthly price of \$200. Motion made by Yosten, second by Niewohner to approve and authorize the Agreement between the County of Boone and Great Plains Communications for a 36-month term at \$200 per month for the upgraded internet service. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Dan Stankoski, Highway Superintendent, and a small group of residents were present to discuss 340<sup>th</sup> Avenue that is shared with Madison County and what will happen with the road and Julsen Bridge. Madison County Highway Superintendent is to get on one of Boone County's upcoming agendas.
  - Stankoski and the Board also discussed road complaints received from the public and discussed department training/schooling.
- Victoria Olson, Zoning Administrator, updated the Board regarding the Waiver of Distance and the procedure to adopt it properly would include a public hearing.

Chairman Lindgren declared the meeting adjourned at 1:25 P.M., with the next Board meeting scheduled for Monday, June 17, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JUNE 17, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, June 17, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on June 12, 2024, 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 14, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of June 10, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the County Board of Equalization Proceedings of June 10, 2024 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Brian McDonald, JEO Consulting Group, Inc. and the Board opened three sealed bids for Petersburg Southwest/Albion North project received by the County Clerk's office by 9:30 A.M. on June 17, 2024. They were as follows:

Bidder:	Amount:
Vrba Construction Inc.	\$544,735.23
A & R Construction	\$378,037.19
Van Kirk Bros. Contracting	\$438,647.45

Motion made by Lindgren, second by Yosten to accept all bids and submit to Nebraska Department of Labor for review before awarding the project. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Fund 2913 "911 Wireless Service Fund" was established by the Nebraska Auditor of Public Accounts and receives the Nebraska Public Service Commission funding for public safety answering points for the implementation and provision of Enhanced Wireless 911 services. The 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 Lindgren, second by Yosten to approve Resolution No. 2024-13, authorizing the Boone County Treasurer, to transfer the sum of \$28,323.68 from the 911 Wireless Service Fund (2913) to the 911 Wireless Holding Fund (2914) through the vendor process as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. 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 Yosten, second by Niewohner to approve and accept the Certification from the County Clerk to the County Treasurer as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Carrie Rodriguez, District 5 Probation, submitted the 2023 District 5 Probation report and 2024-2025 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 2024-2025 fiscal year budget request is \$7,210.69, which is a \$594.43 increase 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 Niewohner to accept and approve the District 5 Probation 2023 activity report and the 2024-2025 fiscal year budget request as submitted. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Wages and Cost of Living Adjustment (COLA) for the 2024-2025 was discussed with a small group of Department Heads:

- Caleb Poore, Boone County Health Center, provided information for comparable Ambulance wages and run rates, but the Board felt that more understanding of the information was needed. Motion made by Lindgren, second by Niewohner to table further discussion until the Board has reached out to Boone County Health Center for more information. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Representatives from Sheriff, Treasurer, Maintenance and Clerk's offices were present to discuss their wages. Comparable wages for the Northeast District Law Enforcement deputies were received from MIPS and presented to all present. Discussion on wages in the law enforcement department versus the other county employees were discussed as well as how the COLA was traditionally awarded and calculated. Motion made by Yosten, second by Lindgren award a \$1.50 wage increase (\$1.00 base wage increase/\$0.50 COLA) to Courthouse/Highway Superintendent/Dispatchers employees and a \$3.00 base wage increase to all law enforcement deputies effective with January 2025 payroll. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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.

- Albion Area Arts Council requested assistance to advertise the 4<sup>th</sup> of July on Fourth Street event scheduled for July 4, 2024. Motion made by Lindgren, second by Yosten to approve the application requesting funding assistance from Albion Area Arts Council for the 4<sup>th</sup> of July on Fourth Street event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.
- Cedar Rapids Community Club requested assistance to advertise the Community Picnic event scheduled for June 29, 2024. Motion made by Yosten, second by Niewohner to approve the application requesting funding assistance from the Cedar Rapids Community Club for the Community Picnic event from the Visitor's Promotion fund as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dick Johnson, Madison County Highway Superintendent; and Dan Stankoski, Boone County Highway Superintendent and the Board discussed the shared county road known in Boone County as 340<sup>th</sup> Avenue as follows:

- Johnson stated that the proposed plan for 340<sup>th</sup> Avenue is to grind up the road, pack it back down and then armor coat it. Madison County tested the oil saturation and found it was still up to standard. The estimated cost was around \$430,000.00 with the two counties splitting it 50/50.
- Johnson stated that Madison County would bid the entire project including the grinding portion – Madison County had previously proposed using their equipment for grinding the existing road.
- The prediction for the proposed project is for it to hold up for 5-10 years depending on traffic and the condition of the base of the road.
- Madison County is to take the lead on the sealed bid process and will present all bids and apparent low to Boone County before the project is awarded.

The agreement will be presented for final review and approval at the June 26, 2024 meeting – no action taken at this time.



Public Comments:

- Dick Johnson, Madison County Highway Superintendent, updated all present on the Julsen Bridge on 340<sup>th</sup> Avenue. This will be a part of a separate agreement between the two counties and Julsen's. The agreement between the Julsen's and Madison County does not absolve Boone County of their responsibility due to it being a structure on a county line.
- Margaret Valladao, Weed Superintendent, updated the Board that the Riparian Vegetation Management Grant that she applied for reimbursement funds for was denied due to the grant budget being reappropriated to a different budget.
- Dan Stankoski, Highway Superintendent, discussed the following:
  - Status of the agreement to have vendors dump aggregate on county roads.
  - District 3 road shop-is it still needed for storage
  - Simulator/classes for motor grader training.
  - CDL Training-how to certify an inhouse CDL trainer
  - Discussed received road concerns from the public
- Commissioner Yosten will be attending Boone County Ag Society and Boone County Historical meetings.
- Commissioner Lindgren will be attending the Northeast Nebraska Area on Aging meeting.
- Commissioner Niewohner will be attending the Central Nebraska Joint Housing Authority meeting.

Chairman Lindgren declared the meeting adjourned at 12:51 P.M., with the next Board meeting scheduled for Wednesday, June 26, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JUNE 26, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Wednesday, June 26, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on June 19, 2024, 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, June 24, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of June 17, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of June 17, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of May 22, 2024 through June 21, 2024. Motion made by Lindgren, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$143,082.32; BCBS \$50,195.46; Ameritas Ret \$10,164.36; EFTPS \$10,644.52; LTD Premiums \$0.00; Section 125 Fees \$50.00; HRA Admin Fees \$208.00; Funded HRA Fees \$3,670.00; BC/BS Deductible Buydown \$4,578.50; Wellness Program \$122.50; Road \$72,286.25; BCBS \$24,052.81; Ameritas Ret \$4,798.33; EFTPS \$5,389.91; HRA Admin Fees \$104.00; Funded HRA Fees \$1,751.00; BC/BS Deductible Buydown \$3,600.00; Ambulance \$10,030.83; Ameritas Ret \$233.86; EFTPS \$767.38. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Brian McDonald, JEO Consulting Group, advised the Board to appoint the Highway Superintendent to negotiate possible easements for the 240<sup>th</sup> Street road project. Motion made by Lindgren, second by Yosten to appoint the Highway Superintendent to negotiate any possible easements that may be needed for the 240<sup>th</sup> Street road project. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Sealed bids that were received and opened at the June 17, 2024 meeting were accepted pending the approval of the Nebraska Department of Transportation (NDOT). Approval from the NDOT was received and confirmation of the figures presented were verified, so the Board was told to proceed with awarding the Petersburg Southwest/Albion North road project. Motion made by Lindgren, second by Niewohner to award the Petersburg Southwest/Albion North to A & R Construction for \$378,037.19 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Dick Johnson, Madison County Highway Superintendent; Dan Stankoski, Highway Superintendent; and the Board discussed the shared county road that was previously discussed at the June 17, 2024. The Interlocal Agreement was presented for review. Motion made by Yosten, second by Niewohner to approve the Interlocal Agreement between Boone County and Madison County for cost sharing on the 340<sup>th</sup> Avenue and authorize the Chairman to sign. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented the following general road report:

- Projects:
  - Worked on a tube at 310<sup>th</sup> Avenue and 220<sup>th</sup> Street.
  - Worked on the edge of 115<sup>th</sup> Avenue (North).
  -
- Updates:
  - Ordered more gravel – 15 loads to each district.
  - Been hauling rock – rock to be mixed with gravel.
  - Discussed budget – replacing equipment.
  - Simulator / Training – Stankoski stated that he talked to representative and it's a 2-5 day course and might send 3 for training.

Motion made by Lindgren, second by Yosten to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-14, regarding an Interlocal Agreement between the County of Boone and the City of Albion for shared police protection within city limits and joint jurisdiction for the extra-territorial zoning jurisdiction outside of the City of Albion but within the zoning jurisdiction of the City of Albion. The agreement has not changed since the previous year. Motion made by Yosten, second by Lindgren to accept and approve Resolution No. 2024-14 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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.

- Albion Area Arts Council requested assistance to advertise The Rascal Martinez event scheduled for July 11, 2024. Motion made by Lindgren, second by Yosten to approve the application requesting funding assistance from Albion Area Arts Council for The Rascal Martinez event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.
- Albion Area Arts Council requested assistance to advertise The Beggats concert event scheduled for July 18, 2024. Motion made by Lindgren, second by Niewohner to approve the application requesting funding assistance from Albion Area Arts Council for The Beggats concert event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Albion Area Arts Council requested assistance to advertise The Pioneer Band concert event scheduled for July 27, 2024. Motion made by Lindgren, second by Niewohner to approve the application requesting funding assistance from Albion Area Arts Council for The Pioneer Band concert event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Boone County Historical Society has been working on their building project since last year. Commissioner Yosten stated that they are now in the process of the sealed bids process. At their last meeting they were discussing the purchasing of materials as a 501(c)(3). Commissioner Yosten stated that he discussed their questions with the Department of Revenue and the Secretary of State's office and the Clerk's office consulted with the NACO attorneys. After the updates stated the Board felt that no further discussion was need. No action taken.

MDT, LLC/Cruise & Associations presented their engagement letter for auditing services for fiscal year end 2024. The letter stated that the presented work would be completed before June 30, 2025 for an approximate amount of \$14,000.00. Motion made by Niewohner, second by Yosten to approve the Engagement Letter for auditing services MDT, LLC/Cruise & Associates for approximately \$14,000.00 as presented and authorize the Chairman to sign the letter. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Devon Bartlett, iWorQ, presented a ticket/inventory system primarily for the road department's use. It would be a way to track work/projects that need to be done. All tickets would need to be created, assigned and then marked as completed at the end of the work/project. The system also has features for inventory such as gravel and other materials for the road department. This system seemed to be a straight forward system that is web-based so it could be accessed by anyone's phone that has internet capabilities on it. The application has an annual fee of \$2,400.00, but for the first year it would be \$3,900.00 due to the one-time setup fee. The Board stated they would like more time to consider this. Motion made by Yosten, second by Lindgren to table further discussion regarding the iWorQ application until the July 8, 2024 meeting. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Authorizing the Boone County Treasurer to transfer the sum of \$28,323.68 from the 911 Wireless Service Fund (2913) to the 911 Wireless Holding Fund (2914) through the vendor process as presented. Motion made by Yosten, second by Niewohner to authorize the Boone County Treasurer to transfer the amount of \$28,323.68 from the 911 Wireless Service Fund (2913) to the 911 Wireless Holding Fund (2914) through the vendor process as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Denny Johnson, County Sheriff, discussed a request from Boone County Health Center for medicine transportation in a unique emergency situation. The Board stated that they will discuss this with NIRMA regarding county liability before moving forward.
- Commissioner Niewohner updated the Board on the Central Nebraska Joint Housing Authority meeting and will be attending the East Central Health District meeting.
- Commissioner Yosten updated the Board regarding the Boone County Ag Society and Boone County Historical Society meetings.
- Discussed a post office request for the Sheriff's building.

Chairman Lindgren declared the meeting adjourned at 10:10 A.M. with the next Board meeting scheduled for Monday, July 8, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## MINUTES OF PUBLIC HEARING PROCEEDINGS ZONING REGULATION AMENDMENT – WAIVER OF DISTANCE

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, June 26, 2024 at 10:04 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Yosten to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Victoria Olson, Zoning Administrator. Chairman Lindgren 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 June 12, 2024. 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 Monday, June 24, 2024. 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 amending the current Zoning Regulations. The proposal is as follows:

In Article 12, Section 5.2, it currently states a non-farm resident shall be located no less than the following distances and those shown in table 2.

The Picture below is what is currently in the regulations

The resolution will add a point C, that will allow the waiver of distance. The waiver of distance is to decrease/ waiver of the required distance that was described above.

In Article 13 section 5.2 It currently states a non-farm resident shall be located no less than the following distances and those shown in table 2.

The Picture below is what is currently in the regulations

- (2) Open Lot Operations shall locate 1,320 feet from a non-farm residence or other residence not on the owners' property.
- 5.2 New non-Farm residences shall be located no less than at the following distances and those shown in Table 3, Non-farm Residence Spacing and Distance, from an existing agricultural operation having between 50 and 300 animal units and an LFO based upon the type of operation.
- A. New non-farm residences shall locate at least 3,960 feet from an ECH operation having between 100 and 300 animal units, at least 3,960 feet from an ECH operation having 301-1000 animal units, at least 6,600 feet from an ECH operation having 1001-5000 animal units, at least 11,880 feet from an ECH operation having 5001-10,000 animal units, and at least 14,520 feet from an ECH operation having more than 10,000 animal units.
- B. New non-farm residences shall locate at least 3,960 feet from an Open Lot Operation having between 100 and 300 animal units, at least 3,960 feet from an Open Lot Operation having 301-1000 animal units, at least 5,280 feet from an Open Lot Operation having 1001-5000 animal units, at least 7,920 feet from an Open Lot Operation having 5001-10,000 animal units, and at least 10,560 feet from an Open Lot Operation having more than 10,000 animal units.

**TABLE 3: NON-FARM RESIDENCE SPACING AND DISTANCE**(Distances given in miles)

	SIZE OF EXISTING AGRICULTURAL OPERATION AND LFO IN A.U.									
	100-300		301-1000		1001-5000		5001-10,000		10,000+	
	ECH	OPEN	ECH	OPEN	ECH	OPEN	ECH	OPEN	ECH	OPEN
New Non-farm Residence	3/4	3/4	¾	3/4	1 1/4	1	2 1/4	1 1/2	2 3/4	2

ECH = Environmentally Controlled Housing Operations

OPEN = Open Lot Operations

The resolution will add a point C, that will allow the waiver of distance. The waiver of distance is to decrease/ waiver of the required distance that was described above.

Olson explained that this was a needed change going forward and was the intention of the previous amendments.

Motion made by Yosten, second by Lindgren to close said public hearing at 10:09 A.M. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the proposed Waiver of Distance changes and authorize the Chairman to sign the Zoning Request as presented.. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

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

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, June 26, 2024 at 10:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Niewohner to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Mark Tisthammer, Applicant; and Victoria Olson, Zoning Administrator. Chairman Lindgren 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 June 12, 2024. 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 Monday, June 24, 2024. 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 Mark/Kelli Tisthammer. The owner of the real estate referenced herein is Janice Tisthammer. The application requested by Tisthammer is to divide 5.22± acres from a tract of land located in the Northwest (NW ¼) of Section Thirteen (13), Township Twenty-One (21) North, Range Six (6) West of the 6th P.M., Boone County Nebraska.

Tisthammer explained to the Board that the purpose for dividing the 5.03± acres is to build a house. The Boone County Planning and Zoning regulations require conditional use permits to split off any parcels of less than 20 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 5.22± acres.

Motion made by Lindgren, second by Yosten to close said public hearing at 10:45 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Conditional Use Permit and attachment submitted by Mark/Kelli Tisthammer to divide 5.22± acres from a tract of land located in the Northwest (NW ¼) of Section Thirteen (13), Township Twenty-One (21) North, Range Six (6) West of the 6th P.M., Boone County Nebraska for a house to be built with a condition that the resolution adopting the new waiver of distance is approved on July 8, 2024. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 8, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 8, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on July 3, 2024, 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 5, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of June 26, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of June 26, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the County Board-Zoning Proceedings of June 26, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board-Conditional Use Permit Proceedings of June 26, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Niewohner to approve the payroll claim filed for payment on the General Fund for the gross amount of \$3,380.94 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Tana McMillan-Dozler, Veterans Service Officer, turned in her written resignation with her last day being August 16, 2024. McMillan-Dozler stated that she would be available to occasionally be able to come in to help the new hire with the functions of the office. Motion made by Yosten, second by Niewohner to accept the written resignation of the Tana McMillan-Dozler as the appointed Veterans Service Officer with her last day being August 16, 2024. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

With the resignation of an appointed official the Board is responsible for filling the vacated position. Motion made by Lindgren, second by Yosten to advertise on Indeed and to advertise in Albion News/Boone County Tribune and Petersburg Press for two weeks. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.



A public hearing in favor of or opposition to was held on June 26, 2024 to amend zoning regulations regarding the Waiver of Distance form. At the public hearing the Board voted to approve the zoning regulations. Resolution No. 2024-15, regarding the adoption of the Zoning Regulation/Waiver of Distance amendments was presented for the Board to review. Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-15, regarding the adoption of the Zoning Regulation/Waiver of Distance amendments as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented his feasibility study for a portion of 120<sup>th</sup> Avenue, Primrose, Nebraska. A petition was received with the ten required registered voter signatures. Stankoski reported that it was in the County's best interest to go forward with a public hearing to vacate a portion of 120<sup>th</sup> Avenue, Primrose, Nebraska. Motion made by Lindgren, second by Niewohner to approve and accept the feasibility study of 120<sup>th</sup> Avenue, Primrose, Nebraska as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Resolution No. 2024-16, regarding setting a public hearing to hear comments in favor of or opposition to the vacation of a portion of 120<sup>th</sup> Avenue, Primrose, Nebraska was presented to the Board to review. Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-16 to set the public hearing for the vacation of 120<sup>th</sup> Avenue, Primrose, Nebraska for July 29, 2024 at 10:30 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The County Treasurer submitted a Semiannual Statement for January 1, 2024 through June 30, 2024. Motion made by Yosten, second by Niewohner to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of June 30, 2024. Motion made by Lindgren, second by Niewohner to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The County Clerk submitted a Statement of Receipts and Disbursements for fiscal year end June 30, 2024. Motion made by Lindgren, second by Niewohner to accept and approve as presented the County Clerk/Register of Deeds 2023-2024 fiscal year-end report. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to approve the following reports of the County Officials as presented for June 2024:

- Clerk - \$9,821.75 (State of Nebraska \$5,503.91)(County of Boone \$4,317.84)
- District Court - \$1,512.23 (State of Nebraska \$266.00)(County of Boone \$1,246.23)
- Sheriff - \$890.55
- Zoning - \$1,390.75 (April - \$305.50 / May - \$521.50 / June - \$563.75)
- Treasurer - Miscellaneous Receipt Nos. 21224-21300 - \$565,131.14
- Treasurer - Total Collections - \$929,618.12

Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General-\$70,315.72; Road-\$77,782.13; Visitors Promotion Fund (0990)-\$1,161.75; ROD Preservation/Modernization Fund (1150)-\$229.96; 911 Emergency Management (2910)-\$198.69; 911 Wireless Service (2913)-\$324.17; and Ambulance (5502)-\$8,990.43. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

With the adoption of LB644, each county is required to designate a print shop to receive the County's parcel, district and hearing information; print the postcards and then mail the postcards to the landowners. Some landowners will receive several postcards since they own several parcels. Each will contain the hearing for their parcel's Community College, School District, City and County hearing information. Motion made by Lindgren, second by Yosten to designate NACO/MIPS through CSG as the printing service for the 2024-2025 fiscal year joint public hearing process. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Board received a request to increase the County Ambulance wages by \$1.00. Currently the wages and ambulance rates are set in Resolution No. 2022-18. The Board reached out to the Boone County Health Center's Chief Executive Officer for some comparable wages and ambulance rates. After review the Board felt that the County's rates were still competitive without the increase in wage. Motion made by Niewohner, second by Yosten to deny the County Ambulance wage increase request for the 2024-2025 fiscal year. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

At the June 26, 2024 meeting the Board was presented a ticket/inventory system demonstrated for the Roads Department. The Board tabled a decision to review the proposed iWorQ Service Agreement. Motion made by Yosten, second by Niewohner to not approve/accept the proposed iWorQ Service Agreement at this time. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Victoria Olson, Zoning Administrator, updated the Board on the Marvin Planning Consultant agreement – stated that they're almost done with the County's Comprehensive Plan and Zoning Regulations. Also discussed a future conditional use permit application that will need to have input from Marvin Planning Consultants as well.
- Dan Stankoski, Highway Superintendent, discussed received road complaints with the Board and discussed the 2024-2025 budget as well.
- Commissioner Yosten will be attending the Boone County Trails System Committee meeting.

Chairman Lindgren declared the meeting adjourned at 4:00 P.M., with the next Board meeting scheduled for Monday, July 15, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 15, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 15, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on July 10, 2024, 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, July 11, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of July 8, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of July 8, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented their 2<sup>nd</sup> Quarter-Office Quarterly report for the Board to review:

- April Total-\$2,330.64
- May Total-\$5,841.30
- June Total-\$3,570.55

Motion made by Niewohner, second by Yosten to accept and approve the 2nd Quarter-Office Quarterly report as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Eight Akron residents were present to discuss the area's road conditions. Dan Stankoski, Highway Superintendent, was also present to hear the concerns. They were as follows:

- Training for newer maintainer operators were discussed.
  - The Board and Stankoski stated that the County is looking into new ways to train the newer operators and that the County is also trying to pair experienced operators with new operators.
- Discussed how many maintainers there were per district.
  - Resident stated that there have been four instances where there were two maintainers on the same road. In those instances it appeared that one was not doing anything.
- Ridge Road was brought up several times and is a main road that is heavily traveled, but the residents also wanted the side roads maintained just as much to keep them up.
  - Suggested that the road be built up and narrowed to cut down on gravel needed and easier to maintain.
- Stankoski stated that the County could order more rock to be used in place of gravel where it is needed to keep up with the heavier traffic.
  - A commissioner stated that they would also need to address drainage issues otherwise the rock will not be as effective.
- The residents requested the County look into county residents being able to do snow removal when needed without being liable to open up more roads.

The Board and Stankoski thanked the residents for their time and comments as the County looks into the Road Department and how we can help the department be more effective.

The Board asked representatives from each road district to attend the meeting to discuss areas that could be improved within the department. The following items were discussed:

- The need for more employees.
  - Hard to keep routes maintained when you have to move to another task/side duties.
- Training
  - Current employees feel that not all employees would be receptive to be completely cross trained in all areas of department.
- Payroll/policies:
  - Wage differential for CDL/Non-CDL holders
  - Compensatory time/holiday – 2 hour minimum paid for emergency call
  - Compensatory time policy
- Classification tiers with different compensation
- Gravel quality
- System to prioritize projects
- Foremans – at a later time.
- Certified welders needed for bridge welding.

The Board thanked those county employees who showed their time and opinions on how the County can improve this department. No action taken at this time.

The Board briefly reviewed each offices submitted, requested 2024-2025 budget. At this time they didn't feel any requests warranted a discussion. Will review the submitted budgets and discuss further at the July 29, 2024 meeting.

Dan Lueken, County Assessor, presented two appraisal contracts for mostly residential and a few commercial properties. The first contract reviewed was by Cardinal Assessment Group for 1,205 residential properties in the Albion, St. Edward and Petersburg areas for approximately \$96,400.00. The second contract was by Stanard Appraisal Services Inc. for 1,205 residential properties and 16 commercial properties in the Petersburg, St. Edward and Albion areas for approximately \$118,315.00. Motion made by Yosten, second by Niewohner to accept the Stanard Appraisal Services Inc. contract for approximately \$118,315.00 and to authorize the Chairman to sign. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Jenna Clark, Region 44 Emergency Manager, presented the Interlocal Agreement for Emergency Management Services for the Board to review. Clark informed the Board that no changes were made since the last Interlocal Agreement was presented and signed at the June 24, 2020 meeting. The presented Interlocal Agreement duration is July 1, 2024 through June 30, 2030; upon approval of the Supervisory Committee, funds remaining in the Emergency Management budget at the end of each budget year may be put in a sinking fund for Emergency Services and/or vehicle; transportation use and responsibility of a vehicle; and Region 44 Emergency Management Coordinator shall provide information reporting on this program to the Auditor of Public Accounts if requested. Motion made by Yosten, second by Niewohner to approve and authorize the Board Chairman to sign the Interlocal Agreement for Emergency Management Services by and between the Counties of Boone, Nance and Merrick for the duration of July 1, 2024 through June 30, 2030 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Board reviewed the 2023-2024 fiscal year-end Boone County Ambulance Services report. The Boone County Ambulance beginning fund balance revenue \$260,966.31; receipted revenue \$235,249.44; expenses \$162,187.08; and a balance as of June 30, 2024 of \$334,028.67. The Ambulance Service Fund (5502) has no levy to receive taxes. Motion made by Lindgren, second by Niewohner to accept and approve as presented the Boone County Ambulance Service 2023-2024 fiscal year-end report. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. 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:

- The Board discussed the Boone County Ag Society's budget request that was presented to Commissioner Yosten.
  - Commissioner Yosten will also be attending the Boone County Ag Society and Boone County Historical Society's this week so will be able to discuss the aforementioned budget request at that meeting.
- Boone County Sheriff's office received a request from the Albion Post Office regarding an adequate receptacle. The County contacted a governmental Post Office representative for further information and we are currently waiting on a further update.
- Commissioner Lindgren will be attending the Northeast Nebraska Area on Aging meeting.
- Commissioner Niewohner will be attending the Central Nebraska Joint Housing Authority meeting.

Chairman Lindgren declared the meeting adjourned at 3:54 P.M., with the next Board meeting scheduled for Monday, July 29, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
JULY 29, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, July 29, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on July 24, 2024, 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 26, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of July 15, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of July 15, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the County Board of Equalization Final Proceedings of July 15, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of June 22, 2024 through July 21, 2024. Motion made by Lindgren, second by Yosten to approve the County Payroll Claims filed for payment from the various funds: General \$133,733.51; BCBS \$50,475.91; Ameritas Ret \$9,493.33; EFTPS \$9,906.03; LTD Premiums \$0.00; Section 125 Fees \$100.00; HRA Admin Fees \$216.00; Funded HRA Fees \$3,670.00; BC/BS Deductible Buydown \$4,807.59; Wellness Program \$126.00; Road \$64,243.36; BCBS \$24,052.81; Ameritas Ret \$4,255.42; EFTPS \$4,765.93; HRA Admin Fees \$104.00; Funded HRA Fees \$1,751.00; BC/BS Deductible Buydown \$0.00; Ambulance \$6,557.24; Ameritas Ret \$124.95; EFTPS \$501.62. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Tina Stokes, BCDA, Inc. Public Relations & County Promotion; and Jackie Valasek, BCDA, Inc. Office Administrator; appeared before the Board regarding the Membership Agreement and Disbursement Agreement for fiscal years 2024-2025 and 2025-2026. Stokes noted that the agreement had not been altered beyond the asking amount and mirrors the previous two year agreement. The County of Boone, Nebraska financial contribution to BCDA, Inc. for the two fiscal years would be \$151,312.00 which is an increase of \$20,158.40. The total BCDA, Inc. budget request is \$189,139.00. Motion made by Yosten, second by Niewohner to approve and authorize the Chairman to sign the Membership Agreement and Disbursement for fiscal years 2023-2024 and 2024-2025 committing a sum of \$151,312.00 for each of those fiscal years payable to BCDA, Inc. from the County Inheritance Tax Fund as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Resolution No. 2024-17, regarding the amending of Zoning Regulations for multiple dwellings in A1 Agricultural Districts was presented to the Board for review. The resolution will remove the statement (2.3 A), which states, "The Maximum dwelling density, both existing and new dwellings, is no more than five dwelling units per Section," and replace it with a new statement "Minimum acres equal five (5) acers." The resolution will also add a point F, that will change the maximum dwellings to 2 per quarter. Motion made by Yosten, second by Niewohner to approve Resolution No. 2024-17 as presented above. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried. Note: Listed on agenda as 2024-16 in error.

Resolution No. 2024-18, regarding the transfer of funds from the 911 Wireless Holding Fund (2914) to the 911 Emergency Management Fund (2910). Two E911 checks totaling \$17.00 were receipted into the 911 Wireless Fund (2913) instead of the 911 Emergency Management Fund (2910). This was not caught until the Treasurer and Clerk's offices were working on fiscal year end balancing and was ultimately moved to the 911 Wireless Holding Fund (2914) per Resolution No. 2024-13. The State Auditor's office was contacted, and they stated that it was ok to close the 2023-2024 fiscal year and to correct the error in the 2024-2025 fiscal year. Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-18, regarding the transferring of \$17.00 from the from the 911 Wireless Holding Fund (2914) to the 911 Emergency Management Fund (2910) as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried. Note: Listed on agenda as 2024-17 in error.

Motion made by Yosten, second by Lindgren to approve and authorize the issuance of a \$17.00 check from the 911 Wireless Holding Fund (2914) for the County Treasurer to issue a miscellaneous receipt into the 911 Emergency management Fund (2910) as presented and approved in Resolution No. 2024-17. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-19, regarding the trenching of an electrical line for a utility pole in a Fraction of the NW 1/4 of Section 25, Township 21, Range 7 West of the 6<sup>th</sup> P.M. The request was submitted by Stealth Broadband for the use and installation of a utility pole in the County right of way. Legal description also known as Lots 8, 9, 10, 11, 12, 13 and 14, Block 1, Loretto, Boone County, Nebraska. Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-19 as described above. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried. Note: Listed on agenda as 2024-18 in error.

The County Treasurer submitted to the Board a list of delinquent 2020 real estate taxes not sold at the tax sale held in March 2024 as per Nebraska State Statute. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-20, 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 2020 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: Niewohner, Yosten and Lindgren. Nays: None. Motion carried. Note: Listed on agenda as 2024-19 in error.

Resolution No. 2024-16 was presented and approved at the July 8, 2024 meeting to set a public hearing to hear comments in favor of or opposition to the vacation of a portion of 120<sup>th</sup> Avenue, Primrose, Nebraska was presented to the Board to review. Per State Statute the notice for the public hearing is to be published for three consecutive weeks in the County's legal newspaper. The Highway Superintendent informed the Clerk's office that the notice had only been published one time instead of three. Resolution No. 2024-21, regarding re-setting a public hearing to hear comments in favor of or opposition to the vacation of a portion of 120<sup>th</sup> Avenue, Primrose, Nebraska was presented to the Board to review. Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-21 to set the public hearing for the vacation of 120<sup>th</sup> Avenue, Primrose, Nebraska for August 19, 2024 at 10:30 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried. Note: Listed on agenda as 2024-20 in error.

The Board reviewed all budgets presented at the July 15, 2024 meeting for the 2024-2025 budget. Upon further review the Board felt that all office requests were reasonable and did not feel that discussions were necessary. No action taken.

Rick Martinsen, Mueller & Honcik PC, discussed the preliminary 2024-2025 County Budget with the Board that was submitted by the county departments. The overall tax asking amount was lower than year's request by approximately \$23,553.00 which was due to the County's change in BCBS deductible plan lowering the monthly premiums. The Inheritance Tax Fund has been used for several years to reduce the county's property tax request, resulting in a low levy. The Board expressed their concerns regarding the continued push from Legislature to eliminate the Inheritance Tax revenue counties receive. There is also a push for the property taxes to be cut in half as well as a cap to be put on property tax requests (LB1). With this in mind the Board felt it was necessary to increase the tax asking amount to be in line with last year's amount. Martinsen stated that he would continue to work on the budget for the Board to further review at their August 12, 2024 meeting. Motion made by Lindgren, second by Niewohner to accept and file the preliminary 2024-2025 County Budget with changes to be made as discussed and presented at the August 12, 2024 meeting. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to set the budget hearing for the Fiscal Year 2024-2025 County Budget on September 9, 2024 at 8:30 A.M. with the Property Tax Hearing date to be determined after valuations have been certified. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Discussion regarding the County Handbook/policies and Pay Schedule were discussed.

- Pay Schedule:
  - Tiers for the Roads Department that would take into account if they had a CDL and if they had any experience with any of the equipment/machinery.
  - The only positions that would be outside of the tiers would be the Highway Superintendent, Foreman (if applicable) and a CDL Trainer.
    - As previously discussed, with the change of rules to obtain a CDL the County has been looking into having an in-house CDL Trainer and then have the employees who are ready take online classes. This would decrease the cost significantly.
- Compensatory (Comp) Time:
  - The current handbook policy states that, "Employees shall be required to use earned compensatory time before using vacation leave and sick leave."
  - When some Road Department representatives came to a previous meeting this policy was discussed.
  - The Board stated it was changed to decrease the amount of paid out comp time at the end of the calendar year since you are not able to carryover any comp time into the new year.
- 2-Hour Minimum:
  - The same Road Department representatives stated that there was previously a 2-hour minimum policy when a road employee would be called out.

No action was taken at this time with any of the above stated topics. Further discussion may take place in the future.

Jeryl Kettelson, Interim Ag Society Treasurer; Chuck Rolf, Ag Society Member; Monte Olson, Ag Society Member; Mikki Mangus, Ag Society Accountant; were present to discuss the proposed budget for the 2024-2025 year. The proposed budget was not the official request just a worksheet to show what the Boone County Agricultural Society is looking at for the next year. The Board stated that the Preliminary Budget Request/Resolution is due by the end of business day on August 1 and to date it has not been received. Rolf stated that they will be working with Jordan Mueller, Honcik & Mueller in getting that prepared. In total the request sounded like it will be significantly increased due to capital projects planned for the fairgrounds. The Board asked the present Ag Society members to provide the County with receipts to match the revenue/expenses that justify the substantial increase. When everything has been received the Board will invite the Ag Society back for further discussion. No action taken at this time.

Margaret Valladao, Weed Superintendent, presented three cases for the Board to review regarding noxious weeds in hay resident's hay fields. The hay once harvested cannot leave the field due to the threat of the spreading of the noxious weeds to other fields. The Quarantined Hay Notices were as follows:

Notice	Article	Section/Township/Range	Noxious Weed Types
Notice 1	Hay	17-19-8	Musk Thistle/Leafy Spurge
Notice 2	Hay	13-21-5	Musk Thistle
Notice 3.1	Hay	30-18-8	Musk Thistle
Notice 3.2	Hay	30-18-8	Musk Thistle/Leafy Spurge

Motion made by Niewohner, second by Lindgren to approve and authorize the Chairman to sign Notice 1 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve and authorize the Chairman to sign Notice 2 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve and authorize the Chairman to sign Notice 3.1/Notice 3.2 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.



No questions were presented in regard to the Notice of Award, Notice to Proceed and Agreements for the Albion North/Petersburg Southwest project. The bids were received and opened at the June 17, 2024 meeting and awarded to the apparent low at the June 26, 2024 meeting. Motion made by Yosten, second by Niewohner to approve and authorize the Chairman to sign the Notice of Award and Notice to Proceed and Agreements needed for the Albion North/Petersburg Southwest project as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Kroger Opioid Settlement has been reached and the County is eligible for funds. The Attorney General's office was contacted to confirm that the County will be able to reallocate any funds to the Nebraska Opioid Recovery Fund. It is their understanding that this would be allowable. Motion made by Niewohner, second by Yosten to authorize the Chairman to sign the Subdivision Participation and Release Form for the Kroger Opioid Settlement. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Victoria Olson, Zoning Administrator; and Mark Wagner, Chairman-Planning Commission; were present to discuss a floodplain opportunity. The Zoning Office was approached by surveyor, Thomas Tremel, regarding floodplain work. Per Wagner, Tremel has offered to present a six-month contract at no cost to the county to do the floodplain work of various zoning applications/permits. The Board stated that they would review the contract once received – no action taken at this time.

The Board received a vendor to review for concrete benches to continue to upgrade the Courthouse grounds using ARPA funds. The Board reviewed the vendor's website and discussed the various designs and prices. If they were to proceed the five steel benches would be replaced by three concrete benches. They also discussed sandblasting the current benches, repainting and then powder coating them for a longer finish. Motion made by Yosten, second by Niewohner to authorize Courthouse Maintenance to collect quotes for sandblasting/powder coating services to present to the Board at a later time and for ARPA funds to be used for this project. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- A concerned resident called the Commissioner's phone line while they were still in session and expressed their concerns on 340<sup>th</sup> Avenue.
  - The Board updated the resident on the current agreement for 340<sup>th</sup> Avenue between the County of Boone and the County of Madison.
- Commissioner Niewohner updated the Board regarding the East Central Health District meeting that he attended.
- Note that the resolution numbers were on the agenda incorrectly – and noted throughout the minutes.

Chairman Lindgren declared the meeting adjourned at 2:02 P.M. with the next Board meeting scheduled for Monday, August 12, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

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

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, July 29, 2024 at 10:02 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Niewohner to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Klint Arnold-Stealth Broadband, Applicant; and Victoria Olson, Zoning Administrator. Chairman Lindgren 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 July 17, 2024. 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, July 26, 2024. 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 Stealth Broadband. The owner of the real estate referenced herein is the County of Boone. The application requested by Stealth is to construct a 120 foot utility pole with Wi-Fi Antennas on a parcel of land located in a fraction of Northwest (NW ¼) of Section Twenty-five (25), Township Twenty-One (21) North, Range Six (7) West of the 6th P.M., Boone County Nebraska. Also know as Lots 8-14, Block 1, Loretto, Boone County, Nebraska.

Arnold explained to the Board that the purpose for the utility pole is to provide Wi-Fi wireless broadband services that are not currently being serviced within a 3,000 square foot radius.

The Boone County Planning Commission Board recommended approval to construct a 120-foot utility pole with Wi-Fi antennas.

Motion made by Lindgren, second by Niewohner to close said public hearing at 10:19 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Conditional Use Permit and attachment submitted by Stealth Broadband to construct a 120-foot utility pole with Wi-Fi antennas on a parcel of land located in a fraction of Northwest (NW ¼) of Section Twenty-five (25), Township Twenty-One (21) North, Range Six (7) West of the 6th P.M., Boone County Nebraska - also know as Lots 8-14, Block 1, Loretto, Boone County, Nebraska. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

**MINUTES OF PUBLIC HEARING PROCEEDINGS  
ZONING REGULATION AMENDMENT – MULTIPLE DWELLINGS**

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, July 29, 2024 at 10:23 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Yosten to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Victoria Olson, Zoning Administrator. Chairman Lindgren 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 July 17, 2024. 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, July 26, 2024. 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 amending the current Zoning Regulations. The proposal is as follows:

In article 12 section 2.3 (A) It stated that “the maximum dwelling density, both existing and new dwellings, is no more than five dwelling per quarter.”

- 2.3 Single-family dwellings on a minimum of five acres, provided the following minimum conditions are met:
- A. The maximum dwelling density, both existing and new dwellings, is no more than five dwelling units per Section.
  - B. The minimum lot size may include the R.O.W when it is part of the property's overall legal description.
  - C. All driveways shall be adjacent to an improved county/state road or highway.
  - D. All drives shall be arranged to provide adequate sight lines per State of Nebraska Department of Transportation standards and approved by the County Highway Superintendent.
  - E. All lots shall meet standards for well and septic systems as established by the Nebraska Departments of Health and Human Services and Environmental Quality.

The resolution will remove the statement (2.3 A) and replace it with a new statement “Minimum acres equal five (5) acres”

The resolution will also add a point F, that will change the maximum dwellings to 2 per quarter.

In 2019, the planning commission went through the process to change the dwelling density to 2 per quarter. Olson stated that it was never officially added to a resolution at the time. This is to correct and officially change the regulations to allow 2 dwelling per quarter.

Motion made by Lindgren, second by Yosten to close said public hearing at 10:24 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the proposed Maximum Dwelling changes and authorize the Chairman to sign the Zoning Request as presented.. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## **MINUTES OF PUBLIC HEARING PROCEEDINGS COUNTY ROAD VACATION**

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, July 29, 2024 at 10:31 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Motion made by Commissioner Lindgren, second by Commissioner Niewohner to open said public hearing. Present for roll call were Commissioners Jon Lindgren, Brian J. Yosten and Matt Niewohner.

The purpose of the public hearing was to hear testimony in favor of, opposition to, and to answer questions in relation thereto the proposed vacation of a portion of county road:

120th Avenue between 300th Road and Highway 52 located in Section 17, Township 19, Range 6 West of the 6th P.M. The intersection of 120th Street and 300th Road is located in the northwest quarter of Section 16, Township 19 North, Range 6 West of the 6th P.M. The Highway 52 intersection is located approximately 2600 feet South of the Highway 52 and 290th Road intersection;

Dan Stankoski, Highway Superintendent, was not in attendance, but notified the County Clerk's office that there was a publication error. The notice was to be published for three consecutive weeks, but was only published one time. Due to this error – it was the recommendation of the Highway Superintendent that the public hearing be moved to where proper notification can be given.

No members of the public were in attendance.

Motion made by Lindgren, second by Yosten to close said hearing at 10:32 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

A resolution will be presented in regular meeting to re-set the public hearing date and time. No action taken.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
AUGUST 12, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 12, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on August 7, 2024, 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 9, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of July 29, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board-Conditional Use Proceedings of July 29, 2024 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to approve the County Board-Zoning Proceedings of July 29, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board-Road Vacation Proceedings of July 29, 2024 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Niewohner to approve the payroll claim filed for payment on the General Fund for the gross amount of \$1,625.20 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General-\$87,168.42; Road-\$363,165.11; Visitors Promotion Fund (0990)-\$634.39; ROD Preservation/Modernization Fund (1150)-\$229.96; 911 Emergency Management (2910)-\$1,531.05; 911 Wireless Service (2913)-\$4,419.77; and Ambulance (5502)-\$6,374.81. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the following reports of the County Officials as presented for July 2024:

- Clerk - \$7,473.25 (State of Nebraska \$3,533.35)(County of Boone \$3,919.90)
- District Court - \$642.39 (State of Nebraska \$479.00)(County of Boone \$163.39)
- Sheriff - \$567.10
- Zoning - \$398.12 (July - \$261.87 / August - \$136.25)
- Treasurer - Miscellaneous Receipt Nos. 21301-21380 - \$624,524.22
- Treasurer - Total Collections - \$1,041,321.90

Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Agenda item regarding a portion of 330<sup>th</sup> Avenue was not acted on due to no appearance of the county resident. A brief discussion with the Board was had to explain what the request was about and a voicemail was left with the resident to reschedule if needed.

Motion made by Lindgren, second by Niewohner to reschedule the presentation of the Proposed 2024-2025 Budget until August 19, 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Matt Childress, Applied Connective Technologies, was at the meeting to present two different quotes/invoices for two different grants.

- Invoice No. 213416 was presented to the Board for their review. This invoice is for the previously approved application for Round 1 of the State and Local Cybersecurity Grant. The County is to pay the full invoice amount of \$10,226.00 and the grant will reimburse the County \$9,000.00. The invoice includes IronScales Complete Protect and Anti-Phishing package, IT Assessment, IT Policy Review and Creation and IT Documentation.
  - Motion made by Niewohner, second by Yosten to accept and approve Invoice 213416 for approximately \$10,226.00 as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.
- Quote 015456 was presented to the Board for their review. This quote is for the Help Americans Vote Act Grant through the Nebraska Secretary of State's office. The quote included managed firewall services, Watch Guard Firebox T85 Internet Security, upgrading access points, and battery backup upgrades. Childress stated that the Clerk's office laptop could also be covered by this grant since it is close to end of life-if the Board wanted to see if it would be covered. The Board stated that we should try if a new laptop would also be covered. Childress stated that funding through this grant is decreasing so the amount of reimbursement is not known until it is evaluated by the Secretary of State's office. The quote's total is approximately \$6,640.90 and the additional quote for the laptop is approximately \$1,407.00.
  - Motion made by Yosten, second by Lindgren to approve Quote 015456 for approximately \$6,640.90 with the laptop of \$1,407.00 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Dan Stankoski, 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, 2023 to June 30, 2024, and Boone County did not use any STP or HBP funds for the last fiscal year. Motion made by Lindgren, second by Niewohner to approve and authorize the County Highway Superintendent to sign the certification as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

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. 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 Niewohner, second by Yosten to approve Resolution No. 2024-22, the 2024 County Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards as submitted. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented the following topics for the general road report:

- Ongoing Projects:
  - Installing a 40 foot x 18 inch culvert pipe for a driveway for Doug Koch.
  - Cleaned out a ditch on 220<sup>th</sup> Avenue and 170<sup>th</sup> Street.
  - Installed a culvert east of Albion on 260<sup>th</sup> Street and 290<sup>th</sup> Avenue-40 foot x 24 inches.
  - Cleaned out a ditch on 250<sup>th</sup> Avenue-1 mile north of Highway 56.
- Projects Completed:
  - Installed culvert pipe on 310<sup>th</sup> Avenue south of St. Edward.
  - Installed a driveway culvert for Keith Carter on 350<sup>th</sup> Street.
  - Installed a field driveway tube of Bill Smith on 357<sup>th</sup> Street.
  - Installed culvert across 300<sup>th</sup> Avenue off of Highway 56.

Motion made by Yosten, second by Niewohner to accept and approve the general road report as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, and the Board discussed the appointed position of the Highway Superintendent since Stankoski has previously alluded to retirement. The Board asked for a firm date so that the County could start looking for a replacement. Stankoski stated that he is planning for the end of the year to be when he retires. The Board asked for a written resignation to formally act and then advertise the position. No action taken at this time.

Dan Stankoski, Highway Superintendent, presented two NMC Exchange LLC Customer Value Agreements (air filter kits) for two machines in the District 1 road shop. The Board and Stankoski started to discuss the kits, what was included in them and if Stankoski had ever asked for comparable kits from different vendors. The Board then asked Stankoski to ask different vendors for similar kits to compare prices against the NMC Exchange agreements/kits. No action taken at this time.

The agenda item regarding striping services quotes was not acted on due Dan Stankoski, Highway Superintendent, not having a quote(s) to present 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 one request for advertisement funding.

- St. John's Parish requested assistance to advertise the Parish Bazaar event scheduled for September 1, 2024. Motion made by Yosten, second by Niewohner to approve the application requesting funding assistance from St. John's Parish for the Parish Bazaar event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.
- Primrose Rural Fire Department requested assistance to advertise the Primrose Car Show scheduled for August 11, 2024. The Board discussed when the application was signed, received and added to the Commissioner's agenda. Motion made by Yosten, second by Niewohner for failure to follow submission guidelines by applying less than 30 days prior to the event. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

McKinsey Opioid Settlement is a new opioid settlement that was awarded to already participating opioid settlement subdivisions. Per the Attorney General's office this settlement is fast moving and that unlike the prior settlements the County cannot reallocate the rewarded funds to the State's fund. Motion made by Yosten, second by Niewohner to approve participation in the McKinsey Opioid Settlement and to reallocate the awarded funds to a local subdivision, Region 4 Behavioral Health and to authorize the Chairman to sign any participation paperwork if necessary. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

With the Courthouse experiencing the recent loss of a fellow resident and long-time employee of the County. The Board wanted to address that this passing may affect current employees in various ways and wanted all Courthouse employees to be aware of counseling options. The Board discussed the coverage for employees that are enrolled in the Blue Cross Blue Shield insurance and options for the County employees that have opted out of that coverage. Zelle reached out to Direction EAP on the County's behalf to set up services for those opted employees. Motion made by Yosten, second by Lindgren to allow up to three sessions to be paid by the County for employee's who aren't covered by Blue Cross Blue Shield through Direction EAP and to ask Zelle to draft a letter addressing the grief counseling options through Blue Cross Blue Shield and Direction EAP. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Steve Pritchard, Extension Educator, was at the meeting to present the County's new Livestock Systems Educator. Josie Crouch was presented to the Board. Crouch covers Boone, Hamilton, Merrick, Nance, Platte, Polk and York Counties. Crouch presented a flier outlining who she is, her interests and her plan for her covered area going forward. The Board welcomed her to the area and thanked her for her presentation. No action taken.

Public Comments:

- Dan Stankoski, Highway Superintendent, and the Board discussed the following topics from public comments received:
  - Type of aggregate purchased and quality.
  - Equally using fuel vendors within the County.
  - Pivot water on county roads washing away gravel.
  - Bush hog for bobcat – Stankoski to present quotes at a later meeting.
  - Overtime for road department – the Board is ok with any overtime as long as progress is made.
- Victoria Olson, Zoning Administrator, Tremel Floodplain agreement not ready to present.
- Commissioner Niewohner will be attending the East Central Health District meeting.
- Commissioner Yosten updated the Board regarding the Trails System meeting and will be attending the Boone County Fitness Center and Northeast Nebraska Juvenile Services meetings.
- Margaret Valladao, Weed Superintendent, discussed sending an educational postcard for noxious weeds.
- Rod Nelson, Courthouse Maintenance, gave update on courtyard bench sandblasting and repainting project and the filtration system.
- The Board and Nelson discussed the recent passing of a former employee who still had strong relationships throughout the courthouse. The Board and Nelson discussed the services that were approved at today's meeting and took a few moments to share memories.

Chairman Lindgren declared the meeting adjourned at 2:08 P.M., with the next Board meeting scheduled for Monday, August 19, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
AUGUST 19, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, August 19, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on August 14, 2024 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 16, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of August 12, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of August 12, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board of Equalization Proceedings of August 12, 2024 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Commissioner Brian J. Yosten, 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 Brian J. Yosten, Matt Niewohner and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Dan Stankoski, Highway Superintendent; and Sarah Robinson, County Clerk. Old business that was addressed/reviewed: (1) Nelson is waiting on feedback from Church (fka Clark) for updating of contacts and some procedures per Nelson's notes; (2) Nelson updated the Board on Fire/Tornado Maps – waiting on them to be made by County Surveyor; (3) Need to post signs clearly designating public and employee areas; New business: (1) Nelson will be painting stalls in parking lot-the paint has been ordered; (2) Safety Meeting members and attendance was discussed – an invite will be sent to encourage County wide participation. The Safety Committee meeting was adjourned by Commissioner Brian J. Yosten, Chairman of the Boone County Safety Committee at 9:19 A.M.

Chuck Rolf, Cody Gulbrandson, Jeryl Kettleson, and Mikki Mangus, Boone County Ag Society, was in attendance to discuss their Preliminary Levy Allocation request with it being \$90,000.00-General Fund and \$200,000.00-Sinking Fund. Last year's levy allocation was \$68,300.00-General Fund and \$68,300.00-Sinking Fund with a difference of \$153,400.00. The Board reviewed the reports and expense documentation that was provided. Discussed concerts revenue and expense, sponsorship for the grandstand and raceway, and liquor sales through the SDL for the fair only. Those present stated the main cause of the increase was due to a proposed concrete project. The Board discussed the sealed bidding process with those members present, and that the bid to specify that the project is to be done in phases. Phasing of the concrete project will allow for division of revenue between fiscal years. Motion made by Lindgren, second by Niewohner to award the Boone County Ag Society \$90,000.00-General Fund and \$100,000.00-Sinking Fund. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Rick Martinsen, Mueller & Honcik PC, was present to discuss the proposed budget with the Board. Martinsen stated that the tax asking amount was changed to match the tax asking of 2023-2024 at \$4,642,839.00. The County Assessor certified the valuations and the county's valuation increased to \$3,175,154,689.00. With the certified valuation the Board felt comfortable increasing their tax asking to allow for wage and insurance increase in the upcoming year. Motion made by Niewohner, second

by Yosten to increase their tax asking to account for wage and insurance increases-approximately \$119,000.00. Roll call vote: Yeas: Niewohner, Yosten and Lindgren.

Resolution No. 2021-42 was approved November 15, 2021 to authorize the County Treasurer to transfer the accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) on an as needed basis. The County Treasurer presented July 2024's accrued interest for the amount to be moved through the vendor process. Motion made by Yosten, second by Lindgren to authorize the transfer of accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) in the amount of \$3,030.96. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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 Yosten, second by Lindgren to approve the County Offices' 2023-2024 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: Yosten, Lindgren and Niewohner. 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 fees/copies/postage, etc. The Boone County Clerk said that there is no longer a need for a petty cash amount for the Boone County Clerk Cash Drawer. The Boone County Clerk requested that the petty cash amount of \$25.00 for the Boone County Clerk Cash Drawer be deposited back into the County General Fund. Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-23 for the Boone County Clerk 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. 2020-08 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: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, stated that three vendors were contacted regarding asphalt crack sealing services, but not all have responded. Stankoski requested additional time for those vendors to respond. No action taken at this time.

Dan Stankoski, Highway Superintendent, presented a quote from Straight-Line Striping Inc for striping services. Stankoski stated that no other quotes were received. The Board reviewed the presented quote for 15.5 miles of service at a rate of \$1,383.00. Motion made by Lindgren, second by Niewohner to approve the only presented quote from Straight-Line Striping Inc for approximately \$21,436.50. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented his written resignation for the Board to review. He has stated in the past months that he was planning to retire, but his written resignation now states an effective date of January 3, 2025. The Board and Stankoski discussed possible replacements and advertising. Motion made by Yosten, second by Niewohner to accept the written resignation of Dan Stankoski, Highway Superintendent, effective January 3, 2025 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

With the acceptance of the written resignation, the Board wanted to start advertisement of the position as soon as possible to hopefully have some training with the existing Highway Superintendent. A job description was discussed and once one is solidified and approved by Dan Stankoski, Highway Superintendent, it will be used for advertising. Motion made by Lindgren, second by Yosten to advertise by Indeed and local newspapers (Albion News/Boone County Tribune, Petersburg Press and Cedar Valley News) for two weeks once a description is decided on. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Andy Zoucha presented a signed petition to revert/grant Hill View Drive back to the homeowners who have formed a Home Owners Association. The Board received the petition for the County Clerk's office to review the signatures. No action taken.

The Board discussed the disposition of a county owned vehicle. The vehicle is a 2015 Dodge Charger Police 4 Door Sedan with approximately 144,000 miles. Motion made by Yosten, second by Niewohner to authorize the County Sheriff to advertise the sale of the 2015 Dodge Charger Police 4 Door Sedan for three weeks in the Albion News/Boone County Tribune and accept sealed bids until 4:00 P.M. on Friday, September 13, 2024 with sealed bids opened at 9:30 A.M. on Monday, September 16, 2024. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Veterans Service Officer position is still vacant and the Board is responsible for filling the vacated position. Motion made by Lindgren, second by Yosten to advertise the County Veterans Service Officer position in Albion News/Boone County Tribune, Cedar Valley News and Petersburg Press for an additional two weeks. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Public Comments:

- Discussed received road complaints from county residents.
- Rod Nelson, Courthouse Maintenance, gave an update regarding the Courtyard benches.
- Commissioner Niewohner will be attending the East Central Health District meeting.
- Commissioner Yosten will be attending the Boone County Ag Society, Boone County Historical Society and the Boone County Development Agency meetings.
- Commissioner Lindgren will be attending the Boone County Hospital meeting.

Chairman Lindgren declared the meeting adjourned at 2:49 P.M., with the next Board meeting scheduled for Wednesday, August 28, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## MINUTES OF PUBLIC HEARING PROCEEDINGS COUNTY ROAD VACATION

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, August 19, 2024 at 10:37 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Motion made by Commissioner Lindgren, second by Commissioner Yosten to open said public hearing. Present for roll call were Commissioners Jon Lindgren, Brian J. Yosten and Matt Niewohner; and Dan Stankoski, Boone County Highway Superintendent. David Primrose and George Rambourt were also present.

The purpose of the public hearing was to hear testimony in favor of, opposition to, and to answer questions in relation thereto the proposed vacation of a portion of county road:

120th Avenue between 300th Road and Highway 52 located in Section 17, Township 19, Range 6 West of the 6th P.M. The intersection of 120th Street and 300th Road is located in the northwest quarter of Section 16, Township 19 North, Range 6 West of the 6th P.M. The Highway 52 intersection is located approximately 2600 feet South of the Highway 52 and 290th Road intersection;

Dan Stankoski, Boone County Highway Superintendent, had previously submitted a written feasibility study for the Board's review dated July 8, 2024 recommending that said portion of county road known as 120<sup>th</sup> Avenue be officially vacated, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, one-half on each side thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. Upon completion of the road study it was found that the road is used by local traffic for farm and property access; would not cause any property to be landlocked; the road is classified as an Other Arterial on the State Classification map; and Cornhusker Public Power District has been notified and is aware of the changes to be made. The adjacent landowners were notified and they have no problem with the recommendation to vacate said portion of road.

No opposition was received at the hearing.

Motion made by Lindgren, second by Yosten to close said hearing at 10:48 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to officially vacate said portion of 120<sup>th</sup> Avenue as described above with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
AUGUST 28, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, August 28, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on August 21, 2024, 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, August 26, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of August 19, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board-Road Vacation Proceedings of August 19, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of July 22, 2024 through August 21, 2024. Motion made by Lindgren, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$138,803.15; BCBS \$50,475.91; Ameritas Ret \$9,857.00; EFTPS \$10,294.52; LTD Premiums \$0.00; Section 125 Fees \$95.00; HRA Admin Fees \$200.00; Funded HRA Fees \$3,754.00; BC/BS Deductible Buydown \$1,879.37; Wellness Program \$144.00; Road \$77,674.05; BCBS \$26,181.83; Ameritas Ret \$5,161.99; EFTPS \$5,792.62; HRA Admin Fees \$104.00; Funded HRA Fees \$1,751.00; BC/BS Deductible Buydown \$0.00; Ambulance \$8,009.50; Ameritas Ret \$124.68; EFTPS \$612.73. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Resolution No. 2024-24, was presented for the Board to review for the boring of an electrical utility line under a county road, commonly known as 270<sup>th</sup> Avenue. The location is in between Sections 13 and 14, Township 21, Range 6 West of the 6<sup>th</sup> P.M. Cornhusker Public Power District needs to bury the electrical line underground across 270<sup>th</sup> Avenue for a new pole. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-24 as presented above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Randall Bruland, Ambulance Administrator, presented a Stryker quote for a new cot power load system. Bruland stated that the cot will no longer be covered for annual inspections since it was originally purchased in 2014, but it still meets the state requirements. The power load system will have annual inspections since it will be under contract. Bruland said that comparable quotes were requested, but no others were received. Motion made by Niewohner, second by Lindgren to approve the Stryker quote 10975294 for a 36-month period with quarterly payments of \$968.00 for an approximate total of \$11,616.00. Roll call vote: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

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 2024-2025 fiscal year. Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-25 authorizing levy allocation requests for the 2024-2025 Fiscal Year with the Budget Hearing set for September 9, 2024 and the Joint Public Hearing set for September 18, 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-26, vacation of a portion of a county road known as 120<sup>th</sup> Avenue. This resolution follows the public hearing held on August 19, 2024 at which time no opposition was received. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-27, vacation of a portion of a county road known as 230<sup>th</sup> Street. This resolution follows the public hearing held on June 28, 2023 at which time no opposition was received. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-28, vacation of a portion of a county road known as Third Street, Loretto, Nebraska. This resolution follows the public hearing held on January 29, 2024 at which time no opposition was received. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Margaret Valladao, Weed Superintendent, was present to further discuss educational fliers to send to county residents to introduce the new Weed Superintendent. Valladao stated that she will find out if she can place a trifold mailing in the WeedWatch distribution that will be coming out in the Fall. Valladao stated that Albion News/Boone County Tribune could print the fliers at the following costs:

1 Side Color/1 Side Black and White	Folded (\$30.00)	\$840.00 Total or \$0.31 Each
Both Sides Color	Folded (\$30.00)	\$1029.22 Total or \$0.38 Each

Motion made by Yosten, second by Lindgren to approve mailing of educational fliers with WeedWatch if applicable or separately and to use Albion News/Boone County Tribune for printing for approximately \$840.00 for 1 side color/1 side black and white as stated above. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Rick Martinsen, Mueller & Honcik PC, worked on the County's 2024-2025 proposed budget with the tax levy rate of 0.15 to be presented on August 28, 2024. The proposed budget was presented to the Board for review. The County's total tax request is over the allowable growth, so the County will be participating in the Joint Public Hearing on September 18, 2024 at 6:00 PM. Motion made by Niewohner, second by Lindgren to accept and approve the proposed 2024-2025 County Budget. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, was present to discuss asphalt crack sealing service quotes. Stankoski that he still has not received any formal quotes to date. No action was taken at this time.

Rod Nelson, Courthouse Maintenance, was present to discuss the quotes for sandblasting and powder coating for the Courtyard benches. They were as follows:

Neidhardt Sandblasting	\$50/ea-Sandblasting	\$200/ea-Paint
Bierman Sandblasting Paint and Powder Coating	\$200/ea-Sandblasting	\$400/ea-Powder Coating
Powder Coating Plus		\$160/ea-Powder Coating
Kirby's Classics, LLC	\$120/ea-Sandblasting	\$75/ea-Delivery to other vendor

Commissioner Yosten stated that once the benches were sandblasted and powder coated that he has an enclosed trailer and could pick up and deliver them to the courthouse. Motion made by Lindgren, second by Niewohner to approve the Kirby's Classics, LLC estimate for \$120/ea-Sandblasting with \$75/ea delivery to Powder Coating Plus with their estimate being \$160/ea for Powder Coating and Commissioner Yosten to deliver to courthouse with both estimates being approved to be paid out of ARPA funds. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Victoria Olson, Zoning Administrator; Michelle Olson and Brandi Yosten, Boone County Development Agency; and Lee Greenwald, Baird Holm LLP-Boone County Development Agency's legal counsel were present for open discussion regarding the Boone County Industrial Park, 2<sup>nd</sup> Subdivision. During open discussion it was stated that all parties were aware of the Lot Split request. Greenwald stated that there had been a case filed, but all litigation had been settled due to the diligent help of the Boone County Development Members. No formal action needed with this agenda item.

Public Comments:

- Jake Ryba, Murphy Tractor & Equipment Co-Grand Island, was meeting with the Highway Superintendent and since the Board was in session, Ryba wanted to discuss the different motor grader options were for future Sourcewell bids.
- Victoria Olson, Zoning Administrator, updated the Board regarding the Floodplain services contract that will formally be presented at the September 9, 2024 meeting.
- Dan Stankoski, Highway Superintendent, discussed road conditions, upcoming road projects and personnel matters.
- John Morgan, County Attorney, was present to discuss handbook policies and office personnel.
- Commissioner Yosten updated the Board on the Boone County Agricultural Society, Boone County Historical Society and Boone County Development Agency Meetings that he attended last week.
- Commissioner Lindgren updated the Board on the Boone County Health Center meeting that he attended.
- Commissioner Niewohner updated the Board on the East Central Health District meeting that he attended last week.
- Discussed the possibility of a Department Head meeting with an appointed Commissioner in attendance or the need for a third party to evaluate interoffice relationships.

Chairman Lindgren declared the meeting adjourned at 12:55 P.M. with the next Board meeting scheduled for Monday, September 9, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

MINUTES OF PUBLIC HEARING PROCEEDINGS  
ZONING REGULATION AMENDMENT – PRELIMINARY LOT SPLIT

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, August 28, 2024 at 10:14 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Yosten to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Victoria Olson, Zoning Administrator; Micelle Olson and Brandi Yosten, Boone County Development Agency; and Lee Greenwald, Baird Holm LLP-Boone County Development Agency's Legal Counsel. Chairman Lindgren 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 14, 2024. 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 Monday, August 26, 2024. 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 the Lot Split request to split Lot 2, Boone County Industrial Park, 2<sup>nd</sup> Subdivision. The proposal is as follows: The lot split will divide Lot 2 into three separate lots to separate the two well locations that will eventually be parceled off to become their own land.

Victoria Olson, Zoning Administrator, stated that in a Subdivision, a parcel of land cannot be made without a road access to it. Boone County Development Agency had to establish a road easement to give road access to the proposed Lot 3, Boone County Industrial Park, 3<sup>rd</sup> Subdivision. Olson further stated that the road easement had been established before the Open Session held during the regular Commissioner Meeting at 10:00 A.M.

No opposition was received regarding the Preliminary Replat-Lot Split request.

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

Motion made by Yosten, second by Lindgren to approve the preliminary replat of Lot 2, Boone County Industrial Park, 2<sup>nd</sup> Subdivision following the recommendation for approval from the Boone County Zoning Board. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



MINUTES OF PUBLIC HEARING PROCEEDINGS  
ZONING REGULATION AMENDMENT – FINAL LOT SPLIT

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Wednesday, August 28, 2024 at 10:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren and second by Commissioner Yosten to open said public hearing. Commissioners present for said public hearing were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions was Victoria Olson, Zoning Administrator; Micelle Olson and Brandi Yosten, Boone County Development Agency; and Lee Greenwald, Baird Holm LLP-Boone County Development Agency's Legal Counsel. Chairman Lindgren 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 14, 2024. 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 Monday, August 26, 2024. 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 the Lot Split request to split Lot 2, Boone County Industrial Park, 2<sup>nd</sup> Subdivision. The proposal is as follows: The lot split will divide Lot 2 into three separate lots to separate the two well locations that will eventually be parceled off to become their own land.

Victoria Olson, Zoning Administrator, stated that in a Subdivision, a parcel of land cannot be made without a road access to it. Boone County Development Agency had to establish a road easement to give road access to the proposed Lot 3, Boone County Industrial Park, 3<sup>rd</sup> Subdivision. Olson further stated that the road easement had been established before the Open Session held during the regular Commissioner Meeting at 10:00 A.M. and the Preliminary hearing at 10:14 A.M.

No opposition was received regarding the Final Replat-Lot Split request.

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

Motion made by Lindgren, second by Yosten to approve the final replat of Lot 2, Boone County Industrial Park, 2<sup>nd</sup> Subdivision following the recommendation for approval from the Boone County Zoning Board. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
SEPTEMBER 9, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 9, 2024 after the conclusion of the Budget Hearing that concluded at 8:54 A.M. in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on September 4, 2024, 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 6, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of August 28, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Niewohner, second by Lindgren to approve the County Board-Zoning Preliminary Public Hearing Proceedings of August 28, 2024 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the County Board-Zoning Final Public Hearing Proceedings of August 28, 2024 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Resolution No. 2021-42 was approved November 15, 2021 to authorize the County Treasurer to transfer the accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) on an as needed basis. The County Treasurer presented August 2024's accrued interest for the amount to be moved through the vendor process. Motion made by Niewohner, second by Yosten to authorize the transfer of accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) in the amount of \$2,757.11. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: : General - \$67,656.73; Road - \$204,350.91; ROD Preservation/Modernization Fund (1150) - \$229.96; APRA Fund (2580) - \$2,757.11; Inheritance Tax Fund (2700) - \$78,156.00; 911 Emergency Management (2910) - \$479.01; 911 Wireless Service (2913) - \$580.45; and Ambulance (5502) - \$5,619.68. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve the following reports of the County Officials as presented for August 2024:

- Clerk - \$7,549.00 (State of Nebraska \$3,519.35)(County of Boone \$4,029.65)
- District Court - \$1,148.18 (State of Nebraska \$936.00)(County of Boone \$212.18)
- Sheriff - \$1,078.26
- Zoning - \$331.83
- Treasurer - Miscellaneous Receipt Nos. 21381-21447 - \$375,167.98
- Treasurer - Total Collections - \$4,777,031.89

Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Richard Johnson, Madison County Highway Superintendent, presented the only sealed bid received by Madison County for the shared road project for 340<sup>th</sup> Avenue. The bid presented to the Boone County Board was from Midwest Coatings Co. Inc. for \$350,530.60. The projected start date is listed as October 15, 2024 with an end date of November 15, 2024. Johnson stated that this quote was accepted by the Madison County Board. Motion made by Lindgren, second by Niewohner to accept the

sealed bid received by Madison County from Midwest Coatings Co. Inc. as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

John Morgan, County Attorney; Lisa Langan, County Clerk Magistrate; Janey Palmer, Assessor-Office Clerical; and Pam Jochum, Legal Assistant; were present to discuss the re-hiring of a former county employee. Per the County Handbook, the County Board must give their approval before the employee can start their employment with the County again. Morgan stated that he would take the Board's concerns into consideration. Motion made by Lindgren to not recommend the re-hiring of Jenny Eastman – no second was made. Motion made by Yosten, second by Niewohner to authorize the County Attorney to determine the re-hiring of a previous employee in the County Attorney's office. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented a Sourcewell quote and a State bid for a new Roads Department motor grader. They were as follows:

Murphy Tractor & Equipment	2024 John Deere 772G Motor Grader with Accessories	\$409,531.00
NMC Exchange LLC	2024 Caterpillar Motor Grader with Accessories	\$398,800.00

Jake Ryba, Murphy Tractor & Equipment, was present to answer any questions from the Board. Motion made by Yosten, second by Niewohner to accept the state bid from Murphy Tractor & Equipment for approximately \$409,531.00 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, presented a quote for a brush cutter attachment for the Roads Department. This will be used for cleaning out ditches and intersections. Motion made by Lindgren, second by Yosten to approve the NMC Exchange LLC quote for a rotary brush cutter attachment for approximately \$8,350.00 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Victoria Olson, Zoning Administrator; Mark Wagner, Chairman-Planning Committee; Tom Tremel/Teresa Bond, Tremel Surveying Inc.; were present to discuss the Agreement for the Provision of Limited Professional Services for Flood Plain Administration Services. If an permit application was received and Olson thought it needed to be reviewed to be compliance with current ordinances, Olson would notify Tremel Surveying for this review. The first six months will be at no cost to the County and after March 9, 2025 Tremel Surveying will start charging \$90.00/hour and \$0.62/mile. Motion made by Niewohner, second by Yosten to authorize the Chairman to sign the Agreement for the Provision of Limited Professional Services for Flood Plain Administration Services as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Resolution No. 2024-29, regarding the appointment of the Highway Superintendent to conduct a feasibility study of a county road known as Hill View Drive was presented for the Board to review. The Board received a petition for the Vacation and/or Abandonment of Hill View Drive to the residents who live on such drive. The signatures on the petition have been verified to be registered voters and within a ten-mile radius of the requested road. Motion made by Yosten, second by Niewohner to approve Resolution No. 2024-29 to appoint the Highway Superintendent to conduct a feasibility study on Hill View Drive. Roll call vote: Yeas: Yosten, Niewohner 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. St. Edward Economic Development Company requested assistance to advertise Holiday Extravaganza event scheduled for November 8 and 9, 2024. Motion made by Yosten, second by Niewohner to approve the application requesting funding assistance from St. Edward Economic Development Company for Holiday Extravaganza event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Resolution No. 2024-30, regarding the trenching of a power line under a certain county road commonly known as 220<sup>th</sup> Avenue. Cornhusker Public Power District will be trenching the power line for a house and will be going from Section 30, Township 20 North, Range 6 West and Section 25, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-30 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

An Applied Connective Technologies quote was presented for the Board to review a new replacement desktop unit for the County Treasurer's office. The current unit is outdated and extremely slow and when reviewed by Applied they stated that it would cost more to update/restore. Motion made by Niewohner, second by Lindgren to approve Quote 016154 for a new desktop unit for approximately \$911.00 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Public Comments:

- Various employees discussed steps that the Courthouse can take to increase interoffice relations.
- Discussed received road complaints with Highway Superintendent.
  - Highway Superintendent informed the Board of a road incident that will require a report to be filed with NIRMA.
- Commissioner Yosten updated the Board regarding the Historical Society meeting. The Boone County Trails Systems meeting was canceled.

Chairman Lindgren declared the meeting adjourned at 12:42 P.M., with the next Board meeting scheduled for Monday, September 16, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## **PUBLIC HEARING PROCEEDINGS 2024-2025 COUNTY BUDGET**

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, September 9, 2024 at 8:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Lindgren, second by Commissioner Niewohner to open said public hearing. Notice of the hearing was given in advance by publication in the Albion News and Boone County Tribune on September 4, 2024 and the convened hearing was open to the public.

Commissioners present for said public hearing were Jon Lindgren, Matt Niewohner and Brian J. Yosten. Chairman Lindgren read the notice for the record. Rick Martinsen, CPA, for Schmeits, Mueller & Honcik, P.C., was present to answer budget questions. One member of the public was present for the budget hearing. Chairman Lindgren noted that the Open Meeting Laws are posted and available to the public.

Ken McIntyre wanted to discuss the countywide valuation increase. McIntyre stated that the percentage increase in his village of Primrose didn't make sense due to the village's lack of businesses, school etc. The Board stated that the minimum tax valuation is set by the State and that the average sales from the prior three years are used for the calculation of county valuations. The Board asked McIntyre if he had discussed this with Dan Lueken, County Assessor, and he stated that he had.

The public hearing was for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the 2024-2025 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, September 4, 2024 issue of the Albion News/Boone County Tribune, Albion, Nebraska.

Richard Martinsen, CPA, for Mueller & Honcik, P.C., prepared the budget documents for fiscal year 2024-2025. The County Board discussed with Martinsen the differences from last year's fiscal budget. Martinsen provided answers to questions asked regarding the proposed budget and publication. The proposed property tax request for 2024-2025 is \$4,762,732.00, which is different from the 2023-2024 property tax request of \$4,642,839.00, an increase of \$119,893.00 from the prior fiscal year. The 2024-2025 total budget is \$81,788,518.00 which is a decrease of \$12,158,162.00 from 2023-2024 total budget of \$93,946,680.00. The unused budget authority would be \$331,080.92.

Motion made by Lindgren, second by Yosten to close said public hearing at 8:54 A.M. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
SEPTEMBER 16, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, September 16, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on September 11, 2024 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 13, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of September 9, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board Budget Hearing Proceedings of September 9, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Bryan Skillstad, Road Employee, and Dan Stankoski, Highway Superintendent, were present to discuss the District 2 Road shop yard, public access and an incident that occurred on September 9, 2024. The incident happened on county property between county property and a county resident parked on the county's property. Skillstad stated that the incident wouldn't have occurred if the public did not park on county property. The Board is aware of the issue but is unsure how to enforce the public parking on county property given the layout of the convenience store parking lot and the shop yard. Skillstad wanted to discuss the documentation that had to be filed with NIRMA and the County. The Board stated that all incidents involving County property should be documented. No action taken.

Denny Johnson, County Sheriff, was authorized to advertise for sealed bids for surplus property, a 2015 Dodge Charger at the August 19, 2024 meeting with the bids due on September 13, 2024 at 4:00 P.M. and sealed bids to be opened at 9:30 A.M. on September 16, 2024. Three bids were received by the deadline and were as follows:

Daniel Molt-Albion, NE	\$2,369.00
Tony Levander-Albion, NE	\$3,150.00
Rodger Haselhorst	\$3,500.00

Motion made by Yosten, second by Lindgren to accept the sealed bid from Rodger Haselhorst for \$3,500.00 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, presented an Ellers Heating, Air Conditioning & Plumbing LLC quote for unit 7 to be fixed. Nelson stated that the unit has a freon leak and Eller's has already tried a smaller solution that only last a couple of months. The unit is under two years old, but is out of warranty. Nelson talked with his Ellers representative and they stated that they would cover half of the quote due to the unit being so new and failing. Motion made by Niewohner, second by Lindgren to approve the Ellers Heating, Air Conditioning and Plumbing LLC quote for half of the quoted price (\$5,994.00), being \$2,997.00 as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, discussed the courtyard benches project. Nelson stated the Kirby's Classics LLC, who was responsible for sandblasting the benches, reached out to him and stated the labor required to get the benches ready for powder coating was more extensive than original thought. Kirby's Classics LLC requested an additional \$100.00 of the already approved price. Motion made by Yosten, second by Niewohner to approve the additional \$100.00 to Kirby's Classics LLC to be paid out of ARPA funds with the total being \$700.00 for sandblasting and \$75.00 for delivery. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, stated that there were still no quotes/estimates for crack sealing services to present. Stankoski requested additional time for those vendors to respond. No action taken at this time.

Dan Stankoski, Highway Superintendent, presented the following for his general road report:

- Projects completed:
  - The north ditch and culverts have been cleaned out along Oak Street, Loretto.
  - Installed a culvert pipe on 230<sup>th</sup> Avenue and tore out old driveway.
  - Took out an existing culvert on 260<sup>th</sup> Street and 310<sup>th</sup> Avenue and replaced it with a 24 inch x 40 foot long culvert.
  - Cleaned out the ditch and rebuilt the road back up along 285<sup>th</sup> Street.
- Projects to do:
  - Clean out a section of road on 250<sup>th</sup> Avenue and built the road back up.
  - Clean out a ditch on 160<sup>th</sup> Street southwest of Cedar Rapids and to open up a culvert pipe.
  - To install a 36 inch x 40 foot long culvert at the intersection of 180<sup>th</sup> Street and 330<sup>th</sup> Avenue
  - To install a new plank on a bridge on 170<sup>th</sup> Avenue, west of Petersburg.
  - Clean up road yards and load iron.
- New brush cutter is ready to be picked up
- Oil leak on District 2 gravel truck.

Motion made by Lindgren, second by Niewohner to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Randall Bruland, Ambulance Administrator, presented a new cot quote from Danko. Bruland stated that the current cot is still acceptable by the state and a new cot will be included in a new unit. Bruland just wanted the Board to be aware of the significant price of the cot. Motion made by Lindgren, second by Yosten to deny the purchase/quote from Danko for approximately \$65,700.00. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-31, regarding the trenching of an electric wire under a county road commonly known as 260<sup>th</sup> Avenue between Sections 14 and 15, all in Township 22 North, Range 6 West of the 6<sup>th</sup> P.M. was presented for the Board to review. The resolution was for electricity to a new grain bin and the resolution was reviewed and approved by the Highway Superintendent. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-31 as presented above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

#### Public Comments:

- Discussed County Employee morale and ideas to improve it.
- Rod Nelson, Courthouse Maintenance, updated the Board on the HVAC system being reviewed by Eller Heating, Air Conditioning and Plumbing LLC. They are verifying that all units are communicating with the thermostats. Once a quote for the replacement of damper motors Nelson will present it to the Board.
- The Board recommended to the Highway Superintendent to review the safety dress code with his employees.
- Commissioner Yosten updated the Board on the Boone County Historical Society's budget hearing and will be attending the Boone County Ag Society, BCDA Inc and Joint Public Hearing meetings.
- Commissioner Lindgren will be attending the Region 4 Behavioral Health meeting.
- Commissioner Niewohner will be attending the Region IV meeting.

Chairman Lindgren declared the meeting adjourned at 11:07 A.M., with the next Board meeting scheduled for Wednesday, September 25, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
SEPTEMBER 25, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Wednesday, September 25, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by posting in the Courthouse's entrances, Cedar Rapids State Bank (Cedar Rapids/Petersburg) Village Hall-Primrose, and Werts GW – St. Edward on September 18, 2024 due to a publication error in the Albion News and Boone County Tribune and the Petersburg Press, 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, September 23, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of September 16, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Joint Public Hearing Report of September 18, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of August 22, 2024 through September 21, 2024. Motion made by Niewohner, second by Yosten to approve the County Payroll Claims filed for payment from the various funds: General \$138,181.11; BCBS \$51,513.13; Ameritas Ret \$9,790.95; EFTPS \$10,244.84; LTD Premiums \$0.00; Section 125 Fees \$95.00; HRA Admin Fees \$200.00; BC/BS Deductible Buydown \$2,638.49; Wellness Program \$126.00; Road \$76,619.43; BCBS \$26,181.83; Ameritas Ret \$5,090.82; EFTPS \$5,711.96; HRA Admin Fees \$120.00; BC/BS Deductible Buydown \$0.00 Ambulance \$3,032.02; Ameritas Ret \$81.77; EFTPS \$231.96. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Matt/Ken Schriver were present to discuss two Zoning notification letters regarding a zoning violation. Schriver stated that they had previously talked to Brian Evans when he was the County's Zoning Administrator and Larry Temme who was Chairman and helping with Zoning inquiries. Schriver were told they didn't need any county permits to install the fence line/cement feed bunks at that time. Victoria Olson, Zoning Administrator, was present and stated that there was no documentation to confirm that verbal approval/discussion. Olson stated that the County Surveyor had been out to survey the portion of 320<sup>th</sup> Street to find the Section line and to confirm where the road currently is so that Olson can then measure to see if the fence line/cement feed bunks are still in violation of Zoning Regulations. Motion made by Lindgren, second by Niewohner to table this issue until the survey is received and reviewed by the Zoning Administrator. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

John Buck, Chief Sheriff Deputy, was present to present the lease agreements received for a new copier. They were as follows:

Eakes/Hometown Leasing	BP-70M31 Copy/Print/Scan	B/W Option Only	60 mo.	\$144.38/mo
Loffler/Canon Financial	imageRUNNER Advance DX		48 mo	\$59.30/mo

Buck stated that they have used Canon Financial Services/Loffler in the past and have had no issue with them. Motion made by Lindgren, second by Niewohner to approve the Lease Agreement with Loffler/Canon Financial Services for \$59.30 per month for a duration of 48 months as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None.



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. Some of the factors in compiling the 2024-2025 County Budget include inflation, infrastructure upgrades-including hard surface projects, and insurance premium increases. Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-32, authorizing the accounts within County Offices as stated in the resolution and acknowledge the factors compiling the budget. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

One Extension Board member's term will be ending at the end of December 2024. The Board reviewed a notice for the paper to advertise for that position to be filled. Applications will be due back in the Boone or Nance County Extension Offices by 4:00 P.M. on November 1, 2024. Motion made by Yosten, second by Niewohner to authorize the County Clerk to advertise the Extension Board vacancy for two weeks in the Albion News/Boone County Tribune and Petersburg Press. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The 2024-2025 County Budget Hearing was held on September 9, 2024 at 8:30 A.M. The County participated in the Joint Public Hearing held on September 18, 2024 at 6:00 P.M. 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 Yosten, second by Lindgren to approve Resolution No. 2024-33 to adopt the 2024-2025 County Budget that was published and presented in the September 4, 2024 issue of Albion News/Boone County Tribune, with an unused budget of \$331,080.92 and approve exceeding the 2.5% lid limitation on restricted funds by an additional 1% budget authority growth. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Nebraska Revised Statute 77-1632 provides that the Governing Body of Boone County shall pass a resolution to set the amount of its property tax request after holding the required public hearing. The Governing Body of Boone County resolves that: the 2024-2025 property tax request be set at \$4,762,732.00, which is different from the 2023-2024 property tax request of \$4,642,839.00 and the 2024 county tax rate is at 0.150000, which is different from the 2023 tax rate of 0.185000. Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-34 to adopt and approve the County Budget for 2023-2024 as published and presented with the above property tax requests. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to set a Board of Equalization meeting to be held on Tuesday, October 15, 2024 at 10:15 A.M. to set the 2024 tax year levies. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The County Treasurer submitted a request for approval to pay the sixth bond principal payment and the eleventh bond interest payment for the new fairgrounds building Limited Tax County Building Bonds, Series 2018. Motion made by Niewohner, second by Lindgren to approve and authorize the County Treasurer to pay the bond principal and interest of \$197,588.75 to Chase NYC for the Limited Tax County Building Bonds, Series 2018. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

The principal payment of \$735,000.00 and bond interest payment of \$5,910.00 will be paid on or before December 15, 2024 with another bond interest payment of \$4,440.00 to be paid on or before June 15, 2025. Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-35, authorizing the Boone County Treasurer to transfer the sum of \$745,350.00 from the Road Fund (0200) to the Highway Allocation Bond Repay Fund (3700) as stated in said resolution. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. 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 Yosten, second by Niewohner to approve Resolution No. 2024-36, authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2024-2025 Tax Year on an as needed basis not to exceed \$3,856,171.00. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Midstates Data Transport LLC on behalf of Stealth Broadband presented eighteen road easement resolutions for the Boone County East Project and they were as follows:

- Application 1: Trenching a utility fiber line for telecommunication purposes approximately 8.62 miles between Sections 7-10, Township 20, Range 5 West of the 6<sup>th</sup> P.M. and Sections 10-12, Township 20, Range 6 West of the 6<sup>th</sup> P.M. along a county road running East and West, commonly known as 240<sup>th</sup> Street.
  - Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-37 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.
- Application 2: Trenching a utility fiber line for telecommunication purposes approximately 0.44 miles in Section 11, Township 20 North, Range 5 West of the 6<sup>th</sup> P.M. along a county road running North and South, commonly known as 320<sup>th</sup> Avenue.
  - Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-38 as presented and stated above. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Application 3: Trenching a utility fiber line for telecommunication purposes approximately 0.46 miles in Section 17, Township 20 North, Range 5 West of the 6<sup>th</sup> P.M. along a county road running North and South, commonly known as 300<sup>th</sup> Avenue.
  - Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-39 as presented and stated above. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.
- Application 4: Trenching a utility fiber line for telecommunication purposes approximately 3.02 miles between Section 3, 10 and 15, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running North and South, commonly known as 255<sup>th</sup> Avenue.
  - Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-40 as presented and stated above. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Application 5: Trenching a utility fiber line for telecommunication purposes approximately 0.22 miles in Section 15, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running East and West commonly known as 245<sup>th</sup> Street.
  - Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-41 as presented and stated above. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.
- Application 6: Trenching a utility fiber line for telecommunication purposes approximately 2.35 miles between Sections 5 and 2, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running East and West, commonly known as 230<sup>th</sup> Street.
  - Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-42 as presented and stated above. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.
- Application 7: Trenching a utility fiber line for telecommunication purposes approximately 0.72 miles between Sections 5 and 8, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running North and South, commonly known as 240<sup>th</sup> Avenue.
  - Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-43 as presented and stated above. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.
- Application 8: Trenching a utility fiber line for telecommunication purposes approximately 0.40 miles between Sections 7 and 6, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running North and South, commonly known as 230<sup>th</sup> Avenue.
  - Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-44 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

- Application 9: Trenching a utility fiber line for telecommunication purposes approximately 0.19 miles in Section 15, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along a county road running East and West, commonly known as 250<sup>th</sup> Street.
  - Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-45 as presented and stated above. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.
- Application 10: Trenching a utility fiber line for telecommunication purposes approximately 4.17 miles between Sections 1, 12, 13 and 24, all in Township 20 North, Range 7 West of the 6<sup>th</sup> P.M. and Section 30, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. along and across a county road running North and South, commonly known as 220<sup>th</sup> Avenue.
  - Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-46 as presented and stated above. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.
- Application 11: Trenching a utility fiber line for telecommunication purposes approximately 0.52 miles between Sections 12 and 1, all in Township 20 North, Range 7 West of the 6<sup>th</sup> P.M. running East and West, commonly known as 230<sup>th</sup> Street.
  - Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-47 as presented and stated above. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.
- Application 12: Trenching a utility fiber line for telecommunication purposes approximately 0.46 miles between Section 7, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. and Section 12, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M. running East and West, commonly known as 240<sup>th</sup> Street.
  - Motion made by Yosten, second by Niewohner to approve Resolution No. 2024-48 as presented and stated above. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.
- Application 13: Trenching a utility fiber line for telecommunication purposes approximately 2.64 miles between Sections 16, 17 and 18, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. running East and West, commonly known as Old Mill Road.
  - Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-49 as presented and stated above. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.
- Application 14: Trenching a utility fiber line for telecommunication purposes approximately 0.22 miles in Section 18, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. running North and South, commonly known as 230<sup>th</sup> Avenue.
  - Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-50 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.
- Application 15: Trenching a utility fiber line for telecommunication purposes approximately 0.19 miles in Sections 17, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. running East and West, commonly known as 250<sup>th</sup> Street.
  - Motion made by Lindgren, second by Yosten to approve Resolution No. 2024-51 as presented and stated above. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.
- Application 16: Trenching a utility fiber line for telecommunication purposes approximately 0.26 miles in Section 21, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. running North and South, commonly known as 11<sup>th</sup> Street, Albion, Nebraska.
  - Motion made by Yosten, second by Lindgren to table a decision on Application 16 for further review by the Highway Superintendent regarding City/County limits. Roll call vote: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.
- Application 17: Trenching a utility fiber line for telecommunication purposes approximately 0.75 miles in Sections 21 and 28, all in Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. running North and South, commonly 240<sup>th</sup> Avenue.
  - Motion made by Niewohner, second by Yosten to approve Resolution No. 2024-52 as presented and stated above. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None Motion carried.
- Application 18: Trenching a utility fiber line for telecommunication purposes approximately 0.61 miles in Section 24, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M. running East and West, commonly known as 250<sup>th</sup> Street.
  - Motion made by Lindgren, second by Niewohner to approve Resolution No. 2024-53 as presented and stated above. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Public Comments:

- Rod Nelson, Courthouse Maintenance, discussed the courtyard benches with the Board – delivery will be later today.
- Commissioner Niewohner updated the Board on the Region IV and Central Nebraska Joint Housing Authority meetings.
- Commissioner Lindgren updated the Board on the Region 4 and Nebraska Area Agency on Aging meetings.
- Commissioner Yosten updated the Board on the Boone County Ag Society, Boone County Historical Society, Boone County Development Agency meetings.
- A few employees were in attendance to discuss an article in the newspaper with the Board.

Chairman Lindgren declared the meeting adjourned at 12:29 P.M., with the next Board meeting scheduled for Tuesday, October 15, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 15, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, October 15, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on October 9, 2024, 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 11, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of September 25, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board-Conditional Use Permit Proceedings of September 25, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Niewohner to approve the payroll claim filed for payment on the General Fund and Road Fund for the gross amount of \$8,098.36 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Rita Liss, Boone County Health Center CFO, presented the Boone County Health Center statement of operations budget for their fiscal year October 1, 2024 through September 30, 2025 to the Board. Liss reviewed the budget with the Board and explained that areas of the anticipated operating revenue of \$48,110,651.00, with operating expenses of \$47,910,593.00, leaving an increase in net position of \$200,058.00. Motion made by Lindgren, second by Niewohner to accept the Boone County Health Center 2024-2025 operations budget as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, had issued a feasibility study for Hill View Drive, Albion, Nebraska for the Board to review. A petition was received with the ten required registered voter signatures. Stankoski reported that it was in the County's best interest to go forward with a public hearing to vacate and relinquish right of way/maintenance responsibility of Hill View Drive, Albion, Nebraska to the Home Owners Association. Motion made by Yosten, second by Lindgren to approve and accept the feasibility study of Hill View Drive, Albion, Nebraska as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-54, regarding setting a public hearing to hear comments in favor of or opposition to the vacation of Hill View Drive, Albion, Nebraska was presented to the Board to review. Motion made by Niewohner, second by Lindgren to approve Resolution No. 2024-54 to set the public hearing for the vacation of Hill View Drive, Albion, Nebraska for November 12, 2024 at 10:30 A.M. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Agenda item regarding an additional regional Extension Educator will need to be rescheduled. No action taken.

Motion made by Yosten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General-\$72,250.07; Road-\$175,051.37; ROD Preservation/Modernization Fund (1150)-\$229.96; COVID ARPA Fund (2580)-\$6,048.55; 911 Emergency Management (2910)-\$879.74; 911 Wireless Service (2913)-\$352.04; and Ambulance (5502)-\$5,261.97. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the following reports of the County Officials as presented for September 2024:

- Clerk - \$13,174.75 (State of Nebraska \$8,296.99)(County of Boone \$4,877.76)
- District Court - \$2,134.79 (State of Nebraska \$1,780.00)(County of Boone \$354.79)
- Sheriff - \$1,119.26
- Zoning - \$526.05
- Treasurer - Miscellaneous Receipt Nos. 21448-21522 - \$493,742.03
- Treasurer - Total Collections - \$2,351,247.56

Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Knight's of Columbus-Elgin applied for a Special Designated License (SDL) for November 2, 2024. The Board reviewed the application for Special Designated License (SDL) for a reception, November 2, 2024 at the St. Bonaventure Church, 2305 S R Road, Raeville, Nebraska. Motion made by Niewohner, second by Lindgren to approve the Application for Special Designated Liquor License request from Knight's of Columbus-Elgin for a reception to be held at the St. Bonaventure Church in Raeville, NE on November 2, 2024 as submitted. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Dan Stankoski, Highway Superintendent, appointment was terminated on October 9, 2024. With the termination of this appointed position, the Board must fill it with a licensed Highway Superintendent. The Board discussed the position advertisement, the possible need for foreman(s) and the overall structure of the Road Department. Motion made by Yosten, second by Niewohner to authorize the collection of internal applications for a Foreman from each District to be received by October 18/reviewed on October 21 with a \$3.00 base wage increase and to authorize the advertisement of the Highway Superintendent position on Indeed, NACO website and local newspapers. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to appoint Brian McDonald, Norfolk, Nebraska, as Boone County Highway Superintendent with a Class A License #S-1132, under the supervision of the County Board as an at-will employer for 2024, with a stipulation of annual evaluations. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

#### Public Comments:

- Caleb Poore, Boone County Health Center, discussed the County Ambulance and how Hurricane Helene impacted hospital supplies.
  - Also updated the Board regarding a construction project to remodel a section of the hospital for an on-call/sleep room.
- Chuck Rolf, Boone County Ag Society, updated the Board regarding a Boone County Fairgrounds sign installation.
- John Morgan, County Attorney, discussed the status of two agreements/contracts the Board requested the office to draft.
- Rod Nelson, Courthouse Maintenance, updated the Board on the panic button system – monthly testing. The system has no technical errors, but the push notifications to Deputy cell phones can be a nuisance when the deputy just got off a night shift. It was discussed changing the monthly testing to a quarterly testing.
- Commissioner Yosten will be attending the Boone County Development Agency and Boone County Historical Society meetings.
- Discussed interim foreman responsibilities being divided between the Board throughout the meeting.

Chairman Lindgren declared the meeting adjourned at 12:35 P.M., with the next Board meeting scheduled for Monday, October 21, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 21, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:01 A.M. on Monday, October 21, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by posting in the Courthouse's entrances, Cedar Rapids State Bank (Cedar Rapids/Petersburg), Village Hall-Primrose, and Werts GW – St. Edward on October 16, 2024 due to a publication error in the Albion News and Boone County Tribune and the Petersburg Press, 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 18, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of October 15, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of October 15, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Denny Johnson, County Sheriff, presented their 3<sup>rd</sup> Quarter-Office Quarterly report for the Board to review:

- July Total-\$3,377.69
- August Total-\$3,998.26
- September Total-\$3,961.76

Motion made by Niewohner, second by Lindgren to accept and approve the 3<sup>rd</sup> Quarter-Office Quarterly report as presented. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Mike Mapel, Boone County Toys for Tots, was present to discuss the program going forward. Mapel stated that he had found three county residents to run Boone County Toys for Tots program. They are Joan Briese, Joan Bruland and Traci Gragert and they will be assisting Mapel in his last year of involvement. After this holiday season Mapel will step back from his role with the program. The Board thanked Mapel for all that he has done through his program for the community. No action taken.

Brian McDonald, Highway Superintendent, was present to discuss the Board's expectations of him going forward. He stated that Boone County will be his third county assisting with highway superintendent duties. The Board, McDonald and Victoria Olson, Zoning Administrator; discussed what everyone's roles will be going forward. McDonald stated that he could attend Board Meetings once a month and the County will be billed hourly for worked performed. The County will be responsible for the budget and equipment/equipment inventory. McDonald will be responsible for overweight permits, driveway permits (until a foreman is trained) and Right of Way Easements. No action taken.

Rori Erickson was present to continue discussion for a County Dog Park. Erickson last discussed this project with the Board at the August 15, 2022 meeting. Erickson stated that the location in mind is in the Southwest Quarter of Section 28, Township 20, Range 6 West of the 6<sup>th</sup> P.M. Discussed that the general rules of a dog park are: Not to be in use after dark; Owners are to clean up after their pets; Attending dogs are to be spayed or neutered. Also stated that there is a volunteer group to perform general maintenance such as mowing and trash removal. The Board and Erickson discussed if there was an alternate location that could be considered, and Erickson indicated that she did have another location in mind to pursue if the Board denied her request. Motion made by Yosten, second by Lindgren to deny the request to lease/sell a parcel from the Southwest Quarter of Section 28, Township 20, Range 6 West of the 6<sup>th</sup> P.M. for the use of a dog park. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Resolution No. 2021-42 was approved November 15, 2021 to authorize the County Treasurer to transfer the accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) on an as needed basis. The County Treasurer presented September 2024's accrued interest for the amount to be moved through the vendor process. Motion made by Lindgren, second by Niewohner to authorize the transfer of accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) in the amount of \$2,795.51. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Victoria Olson, Zoning Administrator, discussed a general zoning update with the Board. Olson reported that the County Surveyor had completed the needed survey of a one-mile section of 320<sup>th</sup> Street. Per the Zoning Regulations only the Board of Adjustments can issue a variance for the regulations and the right of way issue will be discussed at the next Zoning Meeting with the Zoning Board. No action taken.

With the restructuring of the road department the Board is looking to hire foremen's for each district through internal applications. Five applications were received for the Board to review. Motion made by Yosten, second by Niewohner to enter into an executive session for the prevention of needless injury to an individual(s) at 9:16 A.M. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried. Motion made by Lindgren, second by Niewohner to close the executive session at 9:38 A.M. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried. Motion made by Yosten, second by Niewohner to postpone the decision of district foremen's until the following meeting, October 28, 2024 and to consult with Zelle HR Consultants for a Foreman Job Offer Letter. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. 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:

- County Sheriff gave a mileage update on the Sheriff's Fleet.
- Courthouse Maintenance updated the Board regarding the HVAC unit that was evaluated by Rutt's. The Board and Nelson discussed next steps to resolve the issue.
- Commissioner Yosten updated the Board regarding shop concerns and issues from District 1.
- Commissioner Yosten will be attending the Boone County Ag Society and Boone County Fitness Center meetings.
- Commissioner Niewohner will be attending the East Central Health District meeting.

Chairman Lindgren declared the meeting adjourned at 12:41 P.M., with the next Board meeting scheduled for Monday, October 28, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 28, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, October 28, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on October 23, 2024, 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 25, 2024. Chairman Lindgren 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 Niewohner to approve the County Board Proceedings of October 21, 2024 as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Denny Johnson, County Sheriff; and John Buck, Chief Deputy; were present to discuss the current County policy regarding Conference/Training pay. Woods & Aitkins, Labor Law Attorney's office was contacted and the received opinion was discussed. The Board stated that going forward that if a Department Head/Elected Official states that an employee worked through a scheduled break at a conference that it will be paid in full. Also discussed is that any 15-20 break should be paid for since it is in the Employer's best interest to allow occasional breaks. The Board stated that a review of the current handbook and policies would need to be reviewed and discussed at multiple meetings in the future. No action taken at this time.

The Board reviewed the County Payroll Claims filed for the pay period of September 22, 2024 through October 21, 2024. Motion made by Niewohner, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$136,062.42; BCBS \$53,595.27; Ameritas Ret \$9,643.83; EFTPS \$10,083.12; LTD Premiums \$0.00; Section 125 Fees \$95.00; HRA Admin Fees \$200.00; BC/BS Deductible Buydown \$592.50; Wellness Program \$126.00; Road \$68,223.59; BCBS \$25,117.32; Ameritas Ret \$4,524.09; EFTPS \$5,082.66; HRA Admin Fees \$120.00; BC/BS Deductible Buydown \$6,884.10; Ambulance \$5,038.10; Ameritas Ret \$144.83; EFTPS \$385.41. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Carrie Gottschalk, Extension Educator, was present to discuss the update to a new extension educator that may have a home base of Boone County. Nebraska Extension didn't want to go forward with this position if the county wasn't on board with the proposal. Gottschalk stated that the County's only responsibility would be the office space. No mileage reimbursements or new agreements would be needed. Motion made by Lindgren, second by Yosten to approve Boone County being the home county for a new Extension Educator with the County furnishing the office space. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Robert McCurdy Jr. was present along with some Veterans Board members to present the Boone and Greeley Veterans Boards' recommendations and the Affidavit of Residency for the Board to review. McCurdy will be a full-time employee. Motion made by Yosten, second by Lindgren to appoint Robert McCurdy Jr. as a full-time Boone County Veteran Service Officer under the supervision of the County Board for 2024, with a stipulation of annual evaluations effective November 5, 2024. In addition, there is an agreement with Greeley County for Boone County Veteran Service Officer to provide remote services for Greeley County. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance, presented the only received damper motor replacement quote. The Board reviewed the quote received from Engineered Controls Inc. to provide and install 34 new zone damper actuators for approximately \$11,900.00. Nelson and the Board discussed the scope of the project and Nelson stated that the number of dampers needing to be replaced was more than anticipated. Motion made by Yosten, second by Niewohner to approve the Engineered Controls Inc for approximately \$11,900.00 as presented to replace 34 damper actuators. Roll call vote: Yeas: Yosten, Niewohner and Yosten. Nays: None. Motion carried.

Lisa Langan, Clerk Magistrate/Ex-Officio Clerk of District Court, was present to discuss the Courtroom project and the transition of ownership from the State of Nebraska to the County of Boone. Langan reiterated that the County taking ownership of the new equipment was always a part of the plan at the conclusion of the project. Langan presented a Statement of Acceptance of Possession and Future Responsibility to the Board for their review. Motion made by Yosten, second by Niewohner to authorize the Chairman the Statement of Acceptance of Possession and Future Responsibility as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

The Board discussed the applications/letters for the Foreman position that were received. Each district had at least one person express interest in the position. Motion made by Yosten, second by Niewohner to offer the Foreman position for to Brent Pribnow, Jack Nordeen, and Kent Hamilton for their respective districts with the Board offering a letter of employment/job description to each individual and then meet at the November 18, 2024 meeting with them assuming their new roles on November 22, 2024. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to appoint Commissioner Lindgren to be the Right of Way Easement negotiator on the 240<sup>th</sup> Street Road Project. Roll call vote: Yeas: Niewohner and Yosten. Nays: None. Abstain: Lindgren. Motion carried.

No discussion or action taken regarding agenda item for general road discussion.

Public Comments:

- Discussed winter hours for the Weed Superintendent.
- Victoria Olson, Zoning Administrator, updated the Board on tree removal in County right of way.
- Rod Nelson, Courthouse Maintenance, reported a fall in the West side parking lot.
- Commissioner Yosten updated the Board on the Boone County Ag Society meeting.
- Commissioner Yosten updated the Board on surrounding gravel vendors and their prices.
- Commissioner Lindgren attended the Local Emergency Planning Committee meeting.
- Jenny Eastman and Victoria Olson were present to discuss an internal committee for Courthouse employee events for the County's employees to participate in.

Chairman Lindgren declared the meeting adjourned at 12:29 P.M., with the next Board meeting scheduled for Tuesday, November 12, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
NOVEMBER 12, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, November 12, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren and Brian J. Yosten. Matt Niewohner was absent. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on November 6, 2024, 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 8, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of October 28, 2024 as presented. Roll call vote: Yeas: Lindgren and Yosten. Absent: Niewohner. Nays: None. Motion carried.

With the termination of County Employee(s), 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 Yosten to approve the payroll claim filed for payment on the Road Fund for the gross amount of \$1,420.86 with the withholding amounts being included in the Accounts Payable Vendor Claims also presented and approved today. Roll call vote: Yeas: Lindgren and Yosten. Absent: Niewohner. Nays: None. Motion carried.

Resolution No. 2021-42 was approved November 15, 2021 to authorize the County Treasurer to transfer the accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) on an as needed basis. The County Treasurer presented October 2024's accrued interest for the amount to be moved through the vendor process. Motion made by Yosten, second by Lindgren to authorize the transfer of accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) in the amount of \$2,636.37. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General-\$95,684.95; Road-\$117,830.27; ROD Preservation/Modernization Fund (1150)-\$229.96; COVID ARPA Fund (2580)-\$2,636.37; 911 Emergency Management (2910)-\$483.25; 911 Wireless Service (2913)-\$605.93; and Ambulance (5502)-\$4,877.53. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

Motion made by Lindgren, second by Yosten to approve the following reports of the County Officials as presented for October 2024:

- Clerk - \$12,902.50 (State of Nebraska \$7,064.95)(County of Boone \$5,837.55)
- District Court - \$726.30 (State of Nebraska \$667.00)(County of Boone \$59.30)
- Sheriff - \$758.74
- Zoning - \$337.50
- Treasurer - Miscellaneous Receipt Nos. 21523-21597 - \$426,413.13
- Treasurer - Total Collections - \$882,107.65

Roll call vote: Yeas: Lindgren and Yosten. Absent: Niewohner. Nays: None. Motion carried.

A new agreement from the Administrative Office of the Courts and Probation for Ex-Officio District Court duties with the County Court Clerk Magistrate acting as the Ex-Officio office. This agreement was for the calendar year 2025 where the County of Boone reimburses 50% of the Assistant Clerk Senior's salary. Motion made by Yosten, second by Lindgren to authorize the Chairman to sign the Agreement as presented. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

Resolution No. 2024-55, regarding waiving the tax notice requirements was presented for the Board to review. The resolution waives County Treasurer's requirement to issue a notice regarding a tax refund from political subdivisions who share a portion of the refund if it is two hundred dollars or less per LB 147. Motion made by Yosten, second by Lindgren to approve Resolution No. 2024-55 as presented and stated above. Roll call vote: Yeas: Yosten and Lindgren. Abstain: Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren that the depository for the County of Boone, Veterans Service Aid Fund Account (167) will be the Cornerstone Bank, Albion, Nebraska with Robert McCurdy Jr as signee authorized to exercise the powers for said account effective November 12, 2024 and to remove Tana McMillan-Dozler as an authorized signee. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

Dohmen Garage Door Inc prepared a quote for work needed at the District 3 road shop. The quote included replacing jamb, jamb trim, wall panel etc for approximately \$6,155.00. Motion made by Yosten, second by Lindgren to approve the presented estimate for work at the District 3 Road shop for approximately \$6,155.00 as presented. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

Margaret Valladao, Weed Superintendent, presented two options for a multifunctioning printer through Eakes. Both options were under \$800.00, but Valladao wanted the Board's input. Motion made by Yosten, second by Lindgren to approve the Brother Wireless Laser Multifunction Printer with Color for \$631.18 and toner package for \$521.00 as presented. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried.

John Morgan, County Attorney, presented the requested agreements for gravel hauling contracts where the vendor would use the county's equipment and be covered by the County's liability insurance. The Board and Morgan discussed some revisions that were requested to be made. Morgan stated that he can have the new agreements ready for review again on November 18, 2024. No action taken at this time.

Dan Stankoski, Former Highway Superintendent, had previously discussed crack sealing services, but only one quote was received. The Board asked Stankoski to try for more formal quotes. The only quote received was for Bader's Highway & Street for an approximate 8.5 miles on three different roads (two roads did not need sealed at this time). Motion made by Lindgren, second by Yosten to approve the quote from Bader's Highway & Street for approximately \$12,950.00 as presented. Roll call vote: Yeas: Lindgren and Yosten. Absent: Niewohner. Nays: None. Motion carried.

Highway Superintendent position and general road discussion:

- Discussed received applications for the Highway Superintendent position. No candidates to date have had the Highway Superintendent License. The Board stated that they were interested in one candidate that would be willing to move to the area and that could maybe start out as the Countywide Foreman.
- Discussed gravel quality and will have discussed vendor deliver 10 loads of gravel to each yard.
- Current plan for the road department – Keep Brian McDonald as the Highway Superintendent and will discuss with McDonald about possibly training a current employee to eventually take the Highway Superintendent test and then position.
  - The Board also stated that for right now – always keeping three district foremen seemed the best option.
- Discussed the salary schedule for the new position of Countywide Foreman. Motion made by Lindgren, second by Yosten to set the position of Countywide Foreman with a wage range of \$27.00-\$30.00 per hour effective November 12, 2024.

Public Comments:

- Commissioner Lindgren will be attending the Extension Board meeting.

Chairman Lindgren declared the meeting adjourned at 12:11 P.M., with the next Board meeting scheduled for Monday, November 18, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

## MINUTES OF PUBLIC HEARING PROCEEDINGS COUNTY ROAD VACATIONS

Jon Lindgren, Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Tuesday, November 12, 2024 at 10:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Notice of the hearing was given in advance by publication and the convened hearing was open to the public. Motion made by Commissioner Lindgren, second by Commissioner Yosten to open said public hearing. Present for roll call were Commissioners Jon Lindgren and Brian J. Yosten. Also present for the hearing were Andy Zoucha and Mark Niewohner.

The purpose of the public hearing was to hear testimony in favor of, opposition to, and to answer questions in relation thereto the proposed vacation of a county road located in Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska more particularly as follows:

Starting at the northeast corner of the North One Half (N 1/2) Northwest Quarter (NW 1/4) Northwest Quarter (NW 1/4) Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M. , Boone County, Nebraska running thence west on the section 35 feet; running thence south to a point 35 feet located directly west of the southeast corner of North One Half (N 1/2) Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 28; thence continuing south to the north line of Lot 1 Block C, Golf Course View Subdivision, and a part of Replat of Southside Acres Subdivision and a part of the West One Half (W 1/2) of the Northwest Quarter (NW 1/4) of Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M., Boone County, Nebraska thence east along the north line of said Lot 1 Block C 35 feet to the northeast corner thereof; thence continuing east 25 feet into Lot Four (4) Bob's Country Acres Subdivision in the Northwest Quarter (NW 1/4) Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M., Boone County, Nebraska, thence north to the north line of Lot 3 of Bob's Country Acres Subdivision, said point being 25 feet east of the southwest corner of Lot 3, thence continuing on the north line into Lot 2 of Bob's Country Acres Subdivision, thence continuing north through Lot 1 to the north line of said Section 28 thence west 25 feet to the place of beginning.

Dan Stankoski, County Highway Superintendent, had previously submitted a written feasibility study for the Board's review dated October 15, 2024 recommending that Hill View Drive located in Section 28, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska be officially vacated, with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, 25 feet will revert to the East lots and 35 feet will revert to the West lots, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property. It was also found that the drive is used for home, business, agricultural, and utility access. Once vacated it was Stankoski's recommendation that all the Right-of-Way be reverted to the Home Owners Association. No opposition was received at the hearing.

Motion made by Lindgren, second by Yosten to close said public hearing at 10:42 A.M. Roll call vote: Yeas: Lindgren and Yosten. Absent: Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to officially vacate the said Hill View Drive, described as follows:

Starting at the northeast corner of the North One Half (N 1/2) Northwest Quarter (NW 1/4) Northwest Quarter (NW 1/4) Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M. , Boone County, Nebraska running thence west on the section 35 feet; running thence south to a point 35 feet located directly west of the southeast corner of North One Half (N 1/2) Northwest Quarter (NW 1/4) of the Northwest Quarter (NW 1/4) of said Section 28; thence continuing south to the north line of Lot 1 Block C, Golf Course View Subdivision, and a part of Replat of Southside Acres Subdivision and a part of the West One Half (W 1/2) of the Northwest Quarter (NW 1/4) of Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M., Boone County, Nebraska thence east along the north line of said Lot 1 Block C 35 feet to the northeast corner thereof; thence continuing east 25 feet into Lot Four (4) Bob's Country Acres Subdivision in the Northwest Quarter (NW 1/4) Section Twenty Eight (28) Township Twenty (20) North, Range Six (6) West of the 6th P. M., Boone County, Nebraska, thence north to the north line of Lot 3 of Bob's Country Acres Subdivision, said point being 25 feet east of the southwest corner of Lot 3, thence continuing on the north line into Lot 2 of Bob's Country Acres Subdivision, thence continuing north through Lot 1 to the north line of said Section 28 thence west 25 feet to the place of beginning.

with all right-of-way rights to be relinquished and shall revert to the owners of the adjacent real estate, 25 feet will revert to the East lots and 35 feet will revert to the West lots thereof, with the understanding that all utilities with assets that may be affected by this vacation continue to have full access to their property with the conditions: A copy of the executed Home Owners Agreement shall be filed in the County Clerk's office and the Individual lot owners sign a Quitclaim Deed of their portion of the described road Right-of-Way to the beforementioned Home Owners Association. When all Quitclaim Deeds have been executed, all deeds will be filed in the Register of Deeds office. Roll call vote: Yeas: Yosten and Lindgren. Absent: Niewohner. Nays: None. Motion carried

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
NOVEMBER 18, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, November 18, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on November 13, 2024 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 15, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of August 12, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to approve the County Board of Equalization Proceedings of August 12, 2024 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Commissioner Brian J. Yosten, Chairman of the Boone County Safety Committee, opened the safety meeting at 9:03 A.M. to discuss routine business. The following committee members were present for the quarterly meeting: Commissioners Brian J. Yosten, Matt Niewohner and Jon Lindgren; Rod Nelson, Courthouse Maintenance; Jenna Church, Region 44 Emergency Manager; and Sarah Robinson, County Clerk. Old business that was addressed/reviewed: (1) Nelson completed the repainting of parking stalls; (2) Nelson was able to discuss the new Safety Maps with Hayes-Surveyor and they should be available soon; (3) Discussed safety meeting members and reason for meeting with all in attendance; New business: (1) Church presented a new draft Emergency Action Plan that was reviewed by all present; (2) Discussed the two incidents that occurred in the last quarter and came up with individual correction actions.. The Safety Committee meeting was adjourned by Commissioner Brian J. Yosten, Chairman of the Boone County Safety Committee at 9:39 A.M.

Brent Pribnow, Jack Nordeen and Kent Hamilton were present to discuss the foreman position that was offered to them. If accepted the position will be effective November 22, 2024. The Board discussed the following with them:

- The position description and expectations from them from the Board.
- Handbook/Safety Policies.
- Payroll sheet process – how to get them to and from the shops more efficiently.
  - Will ask for quotes from Applied Connective Technologies for two computers and multifunction printers for the District 1 and 3 shops.
- Discussed some equipment that will need to be replaced and possibly new equipment options-
  - Blue light options for the maintainers for snow removal.
  - Root grapple for the skid steer.
  - Pickups that are at each District.
  - Fuel tanks and berm for Districts 1 and 3.

No action taken at this time.

Caleb Poore, Boone County Health Center, presented the 2025 Hospital License for the Board to review. Poore answered all the Board's questions regarding the license. Motion made by Niewohner, second by Lindgren to approve the 2025 Hospital License and to authorize the Chairman and the Vice Chairman to sign the license. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

Laurie Krohn, County Treasurer, submitted a Distress Warrant Report. The report indicates that there were eleven distress warrants delivered to the Boone County Sheriff on November 1, 2024 for collection of unpaid 2023 personal property taxes, not including penalties, in the sum of \$6,187.50. The total to be collected on the distress warrants with penalties is \$6,445.54. Motion made by Niewohner, second by Yosten to accept and approve the County Treasurer's Distress Warrant Report as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. 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, ham or prime rib not to exceed \$35.00 which they may redeem at any of the participating grocery stores. The certificates are to be included with the employees' November payroll information. The certificates would have to be redeemed on or before December 31, 2024, and would be good towards a turkey, ham or prime rib products only. Any amount over \$35.00 would be at the expense of the employee. Motion made by Lindgren, second by Niewohner to approve the expenditure of \$35.00 per elected official and full-time employee towards the purchase of a turkey, ham or prime rib product in the form of a certificate to be redeemable at participating grocery stores on or before December 31, 2024. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Motion made by Yosten, second by Niewohner to approve Resolution No. 2024-56, vacation of a portion of a county road known as Hillview Drive Albion, Nebraska. This resolution follows the public hearing held on November 12, 2024 at which time no opposition was received. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Brian McDonald, Highway Superintendent, was present to discuss the following:

- McDonald presented a map of existing structures and noted the structures that have been fixed or are scheduled to be fixed.
  - McDonald also presented 19 eligible structures/bridges that could be submitted to the County Bridge Match program that may be accepted to assist with updating the structure. Submissions are due November 22<sup>nd</sup>.
- McDonald requested his monthly salary be \$100.00 per month to be paid through the vendor process to begin January 2025.
  - Motion made by Lindgren, second by Yosten to approve the salary of Brian McDonald, Highway Superintendent, to be \$100.00 per month paid through the vendor process beginning January 2025. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

John Morgan, County Attorney, presented the two requested county agreements for the Board to review. One is for contracted labor to use the county equipment and paid through vendors to haul gravel, and the other is for gravel vendors to haul to the district stockpiles and/or a specific gravel road. The Board asked for a revision regarding the gravel vendor agreement. Morgan stated the revision would be quickly fixed and then resubmitted for review. No action taken at this time.

Public Comments:

- Rod Nelson, Courthouse Maintenance, discussed rain gutters for the Courthouse and general update.
- Commissioner Niewohner will be attending the East Central Health District meeting.
- Commissioner Yosten will be attending the Boone County Ag Society, Vision Meeting at the Cardinal Inn, the Boone County Development Agency and Northeast Nebraska Juvenile Services meetings.
- Commissioner Lindgren will be attending the Region 4 Behavioral Health meeting.

Chairman Lindgren declared the meeting adjourned at 3:00 P.M., with the next Board meeting scheduled for Monday, November 25, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Brian J. Yosten, Vice Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
NOVEMBER 25, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, November 25, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Vice Chairman Yosten called the meeting to order, and Commissioners present for roll call were Brian J. Yosten and Matt Niewohner. Commissioner Jon Lindgren was absent. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on November 20, 2024, 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 22, 2024. Vice Chairman Yosten 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 Niewohner, second by Yosten to approve the County Board Proceedings of November 18, 2024 as presented. Roll call vote: Yeas: Niewohner and Yosten. Absent: Lindgren. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of October 22, 2024 through November 21, 2024. Motion made by Yosten, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$140,073.93; BCBS \$51,485.84; Ameritas Ret \$9,946.26; EFTPS \$10,396.52; LTD Premiums \$0.00; Section 125 Fees \$95.00; HRA Admin Fees \$216.00; BC/BS Deductible Buydown \$0.00; Wellness Program \$126.00; Road \$70,819.79; BCBS \$22,707.85; Ameritas Ret \$4,699.34; EFTPS \$5,299.76; HRA Admin Fees \$104.00; BC/BS Deductible Buydown \$0.00; Ambulance \$5,306.76; Ameritas Ret \$143.44; EFTPS \$405.99. Roll call vote: Yeas: Yosten and Niewohner. Absent: Lindgren. Nays: None. Motion carried.

Agenda item regarding County Sheriff body cameras was moved to the December 9, 2024 meeting upon Johnson's request.

Whenever the courthouse's supply of copy paper runs low the Board is notified to acquire quotes from its vendors. Motion made by Niewohner, second by Yosten to acquire quotes from Eakes Office Solutions, One Office Solutions and Albion News/Boone County Tribune to be compared for 30 cases of copy paper for county office use. Roll call vote: Yeas: Niewohner and Yosten. Absent: Lindgren. Nays: None. Motion carried.

On September 25, 2024 the Board approved a resolution authorizing the payments of the Limited Tax County Road Bonds, Series 2021 due in December and June. The Boone County Treasurer will transfer funds from the Road Fund (0200) to the Highway Allocation Fund (3700) through the Account Payable Vendor Claims process. Motion made by Yosten, second by Niewohner to authorize the Boone County Treasurer to transfer the amount of \$740,910.00 from the Road Fund (0200) to the Highway Allocation Fund (3700) through the Vendor Claims process. Roll call vote: Yeas: Yosten and Niewohner. Absent: Lindgren. Nays: None. Motion carried.

The Board reviewed the 2024 calendar to set dates for the 2025 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 Yosten, second by Niewohner to approve the following meeting dates for 2025 which are subject to change: January 6, 13, 21 and 29; February 10, 18 and 26; March 10, 17 and 26; April 14, 21 and 28; May 12, 19 and 28; June 9, 16 and 25; July 14, 21 and 28; August 11, 18 and 27; September 8, 15 and 26; October 14, 20 and 26; November 10, 17 and 25; December 8, 15 and 29. Roll call vote: Yeas: Yosten and Niewohner. Nays: None. Motion carried.

Resolution No. 2024-57 was presented for the Board to review regarding the 2024 Year-End County Highway Superintendent Certification. Motion made by Niewohner, second by Yosten to approve and authorize the signing of the Year-End Certification for January 1-October 9, 2024 certifying the appointment of Daniel L. Stankoski as a licensed Highway Superintendent for that period. Roll call vote: Yeas: Niewohner and Yosten. Absent: Lindgren. Nays: None. Motion carried.

Resolution No. 2024-58 was presented for the Board to review regarding the 2024 Year-End County Highway Superintendent Certification. Motion made by Yosten, second by Niewohner to approve and authorize the signing of the Year-End Certification for October 10-December 31, 2024 certifying the appointment of Brian McDonald as a licensed Highway Superintendent for that period. Roll call vote: Yeas: Yosten and Niewohner. Absent: Lindgren. Nays: None. Motion carried.

Public Comments:

- Commissioner Yosten reached out to NMC Exchange for motor grader lights for all road events.
  - Discussed Murphy Tractor as a possible vendor for amber/white/blue light bars.
- Board discussed advertisement in local newspapers and Commissioner Yosten presented a suggested draft.
  - Discussed Zelle using Indeed and will follow up to see if Zelle could use other employment platforms.
- Auditors will be onsite December 3-5, 2024.
- Commissioner Niewohner updated the Board regarding the East Central Health District meeting.
  - Commissioner Niewohner also stated that he is on one of their subcommittees and will be participating in an informational video.
- Commissioner Yosten updated the Board regarding the Boone County Ag Society, Boone County Development Agency, Vision Meeting-Cardinal Inn, and Northeast Nebraska Juvenile Services meetings.
- The Board asked County Attorney's office for revised agreements. They were reviewed and will be presented to NIRMA for final approval before use.
- Update regarding the social committee, volunteers have until November 30, 2024 to sign up for the committee.
  - Present courthouse employees discussed guidelines to the committee, participation and overall purpose for the committee.
- Chuck Rolf, Boone County Agricultural Society, was present to discuss a possible loan for the society to finance the concrete/parking lot project.

Vice Chairman Yosten declared the meeting adjourned at 12:29 P.M., with the next Board meeting scheduled for Monday, December 9, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Brian J. Yosten, Vice Chairman

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

Brian J. Yosten, Vice Chairman of the Boone County Board of Commissioners, called for a motion to open a public hearing on Monday, November 25, 2024 at 10:30 A.M. in the Boone County Courthouse Commissioners Meeting Room in Albion, Nebraska. Motion made by Commissioner Yosten and second by Commissioner Niewohner to open said public hearing. Commissioners present for said public hearing were Brian J. Yosten and Matt Niewohner. Also present for said hearing to answer any questions were Rob Robinson, Applicant; and Victoria Olson, Zoning Administrator. Vice Chairman Yosten 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/Boone County Tribune on November 13, 2024. 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, November 22, 2024. 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 Jean Barrick. The owner of the real estate referenced herein is the Kay E Robinson Estate. The application requested by Barrick is to divide 5.00± acres from a tract of land located in the Southwest (SW ¼) of Section Twenty-four (24), Township Twenty-two (22) North, Range Eight (8) West of the 6th P.M., Boone County Nebraska.

Robinson explained to the Board that the purpose for dividing the 5.00± acres is to split off to sell the parcel with an existing structure to his niece. The farmhouse was built before the Zoning Regulations were in place, so the waiver of distance is not needed. The Boone County Planning and Zoning regulations require conditional use permits 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 with the Waiver of Distances and Agricultural District A1 Agreement to also be filed.

Motion made by Yosten, second by Niewohner to close said public hearing at 10:34 A.M. Roll call vote: Yeas: Yosten and Niewohner. Absent: Lindgren. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve the Conditional Use Permit and attachment submitted by Jean Barrick to divide 5.00± acres from a tract of land located in the Southwest (SW ¼) of Section Twenty-four (24), Township Twenty-two (22) North, Range Eight (8) West of the 6th P.M., Boone County Nebraska to split off to sell to applicant with Waiver of Distance(s) and Agricultural District A1 Agreements required. Roll call vote: Yeas: Niewohner and Yosten. Absent: Lindgren. Nays: None. Motion carried.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Brian J. Yosten, Vice Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
DECEMBER 9, 2024                      ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 9, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on December 4, 2024, 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 6, 2024. Chairman Lindgren 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 Yosten, second by Niewohner to approve the County Board Proceedings of November 25, 2024 as presented. Roll call vote: Yeas: Yosten and Niewohner. Abstain: Lindgren. Nays: None. Motion carried.

Motion made by Niewohner, second by Yosten to approve the County Board-Conditional Use Permit Proceedings of November 25, 2024 as presented. Roll call vote: Yeas: Niewohner and Yosten. Abstain: Lindgren. Nays: None. Motion carried.

Resolution No. 2021-42 was approved November 15, 2021 to authorize the County Treasurer to transfer the accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) on an as needed basis. The County Treasurer presented November 2024's accrued interest for the amount to be moved through the vendor process. Motion made by Lindgren, second by Niewohner to authorize the transfer of accrued interest from the Covid American Rescue Plan Fund (2580) to the General Fund (0100) in the amount of \$2,420.48. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

A Contractual Interest Statement, NADC Form C-3, for between the County of Boone and White Star Oil Company LLC and Beaver Bearing Company was presented for review for the remainder of 2024 calendar year. Motion made by Lindgren, second by Yosten to accept the NADC Form C-3's as presented. Roll call vote: Yeas: Lindgren and Yosten. Nays: None. Abstain: Niewohner. Motion carried.

Motion made by Yosten, second by Lindgren to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General-\$66,986.95; Road-\$523,842.24; Visitor Promotion (0990)-\$428.60; ROD Preservation/Modernization Fund (1150)-\$229.96; Veterans Aid Fund (1900)-\$1,500.00; COVID ARPA Fund (2580)-\$2,420.48; Inheritance Tax (2700)-\$2,500.00; 911 Emergency Management (2910)-\$975.54; 911 Wireless Service (2913)-\$5,583.08; 911 Wireless Service Holding Fund (2914)-\$37,068.39; and Ambulance (5502)-\$4,747.01. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Motion made by Yosten, second by Lindgren to Accounts Payable Vendor Claims filed for Vendor #1806, White Star Oil Company LLC: General-\$629.29, Roads-\$6,437.28 and Ambulance-\$517.85 and Vendor #155, Beaver Bearing Company: Road-\$152.76. Roll call vote: Yeas: Yosten and Lindgren. Nays: None. Abstain: Niewohner. Motion carried.

Motion made by Lindgren, second by Niewohner to approve the following reports of the County Officials as presented for November 2024:

- Clerk - \$26,503.00 (State of Nebraska \$17,932.76)(County of Boone \$8,570.24)
- District Court - \$486.37 (State of Nebraska \$251.00)(County of Boone \$235.37)
- Sheriff - \$624.20
- Zoning - \$421.43
- Treasurer - Miscellaneous Receipt Nos. 21598-21664 - \$1,104,497.47
- Treasurer - Total Collections - \$1,393,342.14

Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Nathan Olson leases the County owned dryland cropland 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. Olson was present to discuss his 2024 report with the Board. Per the report Olson harvested 19.1 acres. Motion made by Niewohner, second by Yosten to approve and accept the 2024 cropland lease payment based on 19.1 acres minus 3.49 acres to be paid to the City of Albion of harvested crop at \$230.00 per acre from Nathan Olson as submitted. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

A Memorandum of Understanding for the Community Based Juvenile Services Grant with Madison County for the period of 2025-2026 for the Board's review. This would just be continuing a previous agreement that the County has participated in in the past. Motion made by Niewohner, second by Yosten to approve and authorize the Chairman to sign the Memorandum of Understanding as presented. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Denny Johnson, County Sheriff; and Dustin Martin, Sargeant, presented quotes for six new body cameras and storage options. They were as follows:

<u>Vendor</u>	<u>Body Cam System (5 Years)</u>	<u>Storage Type</u>	<u>Storage Cost</u>	<u>Total</u>
Digital Ally	FirstVu Pro-1 Yr Warranty-\$17,819.00	Cloud Only	\$21,600 for 5 Years	\$39,419.00
Digital Ally	FVPRO-No Warranty-\$23,790.00	Cloud Only	\$21,600 for 5 Years	\$45,390.00
Public Safety Solutions	BWC Device-5 Yr Warranty-\$12,630.70	Cloud Only	\$21,600 for 5 Years	\$34,230.70
Motorola Solutions	VideoManager EL/EX-5 Yr Warranty-\$22,495.80	Cloud/External Drive	\$2,370.96 External Drive	\$24,866.76

Motion made by Yosten, second by Niewohner to approve the Motorola Solutions quote and the Applied Connective quote for the External Hard drive if needed and as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Klint Arnold, Stealth Broadband, was present to discuss some updates on the Boone County East and Boone County West projects. Jerry Lampe was unable to attend. Arnold stated that the Boone County East project should be done in June/July 2025. The Boone County West project should begin in the Spring/Summer 2025. Arnold also stated that he will be retiring from Stealth Broadband at the end of year and that Lampe will be taking over his role. The Board thanked him for his work with the County and congratulated him on his retirement.

The Board discussed parameters for a possible new committee for employee participation in employee appreciation events. The number of members, appointment period and if supplies were needed was discussed. Depending on the parameters and County employee participation in the committee itself the Board may appoint them for a term of one year during the Reorganizational Meeting. Two Board members will be attending the NACO December conference and one Board member plans to discuss the proposed parameters with our Zelle consultant. Motion made by Lindgren, second by Yosten to table further discussion until December 16 meeting to draft the parameters for the committee to present to Zelle. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance presented quotes for the conversion of the courthouse building lights to LED. They are as follows:

IBE LLC	335 Bulbs/Labor	\$6,263.75
BJ's Sandhill Electric	342 Bulbs	\$6,119.28

Motion made by Yosten, second by Lindgren to approve the BJ's Sandhill Electric quote as presented and to be paid out of the ARPA Fund. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Lisa Langan, Courts Clerk, presented a quote from Kenny Glenn Construction-Belgrade, NE to remodel the public window layout for the County Court/District Court offices. Langan has been trying to get a quote to reconfigure the offices to accommodate two personnel since November 2023. Kenny Glenn Construction's quote was for 2 sliding windows, demo existing window/door setup, reframing opening, removing light switch and installing new countertop. Motion made by Yosten, second by Lindgren to approve the Kenny Glenn Construction quote for approximately \$6,015.00 as presented to be paid out of the ARPA fund. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Public Comments:

- District 3 Foreman came in to discuss items regarding machinery, machinery contracts, containment systems, and Emergency Plans for the road shops
- The Board and Rod Nelson, Courthouse Maintenance, discussed the courthouse duct system and whether the cleaning of the system was necessary.
- A quote for the replacement of damper motors was approved and Nelson stated that they should be starting on that project soon.
- Discussed upcoming payroll periods and 2025 holidays.
- Commissioner Yosten will be attending the Boone County Fitness Center meeting.
- Discussed general road/bridge issues and received complaints.

Chairman Lindgren declared the meeting adjourned at 12:11 P.M., with the next Board meeting scheduled for Monday, December 16, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
DECEMBER 16, 2024 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 16, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News and Boone County Tribune and the Petersburg Press on December 11, 2024 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 13, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of December 9, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The 2024-2025 County budget was adopted on September 25, 2024 and Resolution No. 2024-36 was approved on September 25, 2024 authorizing the Boone County Treasurer to transfer funds from the General Fund (0100) to the Road Fund (0200) for the 2024-2025 Tax Year on an as needed basis. The transfer will be done through the Accounts Payable Vendor Claims process. Motion made by Yosten, second by Niewohner 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 #1. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Brent Pribnow, Jack Nordeen and Kent Hamilton and Victoria Olson, Zoning Administrator were present to go over the general road report. The Board discussed the following with them:

- Equipment:
  - Need John Deere tire rims for the new motor grader – Hamilton will follow up on this.
  - Need a lift gate to be shared between districts – Nordeen will follow up on this.
  - Discussed tractor inventory – will need lease bids from AKRS/Kayton International/Dinkle's/Claws for three tractors with a minimum of 215 HP with at least 500 hours for an annual period – Olson will follow up on this.
- Commissioner Yosten updated everyone regarding lightbars (Blue/Amber) mainly for motor grader and maybe pickups. Will look for additional vendors at the NACO conference.
- Discussed short staffing issues and nepotism issues.
  - Two individuals contacted Commissioner Lindgren and he will ask them to submit applications and they will be reviewed from there.
  - Nepotism issue was dealt with the employee reporting to a different foreman.
- Brian McDonald, Highway Superintendent, asked all foremen if they had a structure numbers map for when they needed to communicate issues. McDonald stated that if they didn't have one he would get one to the Zoning office to distribute.

Motion made by Lindgren, second by Niewohner to accept the general road report as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Board in accordance with Nebraska Revised Statute §77-2318 approves the applications and authorizes the deposit of county funds in designated banks as County Depositories each year. Motion made by Lindgren, second by Niewohner to approve as written Resolution No. 2024-59 to accept and approve the written applications of the following designated County Depositories of the County Funds for calendar year 2025: Boone County Bank, a division of Madison County Bank, Albion; Cedar Rapids State Bank, Cedar Rapids and Petersburg; Cornerstone Bank, York and Albion and St. Edward Branches; First Bank & Trust of Fullerton, St. Edward Branch; Great Plains State Bank, Petersburg; Homestead Bank of Cozad, Albion Branch, NPAIT, Lincoln, NE; and Union Bank & Trust, Lincoln, NE. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

A quote from Applied Connective Technologies for two desktop units and printer/scanners were presented to the Board for review. The units would be used for payroll purposes for emailing leave sheets and payroll sheets between the districts and the Clerk's office to expedite the process. The packages were as follows:

Option 1-

Standard Dell Optiplex 7020 desktop unit with 24-inch monitor (surge protector) with a HP LaserJet Pro MFP printer/scanner.

Approximate Total: \$3,448.90

Option 2-

Standard Dell Optiplex 7020 desktop unit with 24-inch monitor (surge protector) with a HP LaserJet Pro printer and Epson Wireless Duplex Scanner.

Approximate Total: \$4,088.86

The above totals are for two units and accessories, one for the District 1 shop and one for the District 3 shop. Motion made by Niewohner, second by Yosten to approve the Applied Connective Technologies quote – Option 1 for approximately \$3,448.90 to be paid out of the ARPA Fund. Roll call vote: Yeas: Niewohner, Yosten and Lindgren. Nays: None. Motion carried.

Motion made by Lindgren, second by Niewohner to authorize the District 3 Foreman to collect quotes for the District 1 and 3 road shop containment fuel systems to be presented at a later date. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

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 Lindgren, second by Yosten to designate the official county newspapers for 2025 to include the Albion News/Boone County Tribune and Petersburg Press. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Agenda item regarding the Boone County Ag Society concrete/parking lot project will be rescheduled for the December 27, 2024.

Rod Nelson, Courthouse Maintenance, presented a quote from The Glass Edge Inc for the Jail/Dispatch center windows. Nelson stated that he contacted two other companies for quotes and both companies either refused to bid the project or didn't prepare a quote. Motion made by Yosten, second by Niewohner to approve the approximate quote of \$10,982.00 from The Glass Edge Inc for the Jail/Dispatch Center four windows to be paid out of the ARPA Fund. Roll call vote: Yeas: Yosten, Niewohner 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. Petersburg Community Club requested assistance to advertise Petersburg Christmas Party event scheduled for December 16, 2024. Motion made by Niewohner, second by Lindgren to approve the application requesting funding assistance from Petersburg Community Club for the Petersburg Community Club event from the Visitor's Promotion Fund as submitted. Roll call vote: Yeas: Niewohner, Lindgren and Yosten. Nays: None. Motion carried.

The Board received and reviewed two quotes for copy paper for the courthouse. The quote request was for 30 cases of no less than 96 bright and no less than 20 lb. paper. A case of copy paper is 10 reams/5,000 sheets. The quotes received were: One Office Solution - \$37.50 per case; and Eakes Office Solutions - \$49.99 per case. Motion made by Lindgren, second by Niewohner to accept the copy paper quote from One Office Solutions and approve ordering the thirty cases as one order at \$37.50 per case. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Jenny Eastman, County Attorney Office, and the Board discussed a new Courthouse committee. Eastman stated that it was the intention of the committee to organize an event/social gathering every month for those willing to participate in. Currently those signed up to volunteer for the committee are Jenny Eastman, Lisa Langan, Janey Palmer, Victoria Olson and Robert McCurdy. It was the thought of the Board that the committee would be appointed for annual terms during the reorganizational meeting. It was proposed that there be a limit to two consecutive terms with one year off of the committee. The Board stated that they wanted to compose clear parameters and guidance for what the committee should be doing and how to do it. No action taken.

Brian McDonald, Highway Superintendent, was present to discuss the following:

- McDonald presented the Board with the 2024 One and Six Year Plan map so that they could discuss any new projects that needed to be added to the Plan. The Board and McDonald discussed several projects that have been completed, projects that needed to be moved to the one year side of the plan and several possible projects to be considered for future planning.
- The Board asked McDonald for guidance on an issue on 320<sup>th</sup> Avenue. The Board had been receiving complaints regarding a drainage issue and after reviewing the area the road crew stated that the area where the County is responsible for is clear. McDonald stated that he would look into what the County can do further, if anything at all.
- McDonald stated that he was going to review a couple of structures before heading out of the County.

No action taken.

Public Comments:

- Dan Lueken, County Assessor, updated the Board regarding a TERC determination from a 2023 filing.
- Commissioner Niewohner and Commissioner Yosten will be attending the Nebraska Association of County Officials December conference in Kearney this week.

Chairman Lindgren declared the meeting adjourned at 1:05 P.M., with the next Board meeting scheduled for Friday, December 27, 2024.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman

BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
DECEMBER 27, 2024  
ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:04 A.M. on Friday, December 27, 2024, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Lindgren called the meeting to order, and Commissioners present for roll call were Jon Lindgren, Brian J. Yosten and Matt Niewohner. Notice of the meeting was given in advance by publication in the Albion News/Boone County Tribune and the Petersburg Press on December 18, 2024, 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, December 23, 2024. Chairman Lindgren 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 Yosten to approve the County Board Proceedings of December 16, 2024 as presented. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

The Board reviewed the County Payroll Claims filed for the pay period of November 22, 2024 through December 21, 2024. Motion made by Lindgren, second by Niewohner to approve the County Payroll Claims filed for payment from the various funds: General \$146,107.29; BCBS \$53,595.27; Ameritas Ret \$10,374.19; EFTPS \$10,851.54; LTD Premiums \$0.00; Section 125 Fees \$90.00; HRA Admin Fees \$200.00; Funded HRA Fees \$3,735.00; BC/BS Deductible Buydown \$5,287.56; Wellness Program \$126.00; Road \$66,616.55; BCBS \$22,707.85; Ameritas Ret \$4,415.62; EFTPS \$4,978.19; HRA Admin Fees \$104.00; Funded HRA \$1,660.00; BC/BS Deductible Buydown \$3,292.58; Ambulance \$5,491.73; Ameritas Ret \$120.29; EFTPS \$420.15. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

Steve Pritchard, Extension Educator, was present to discuss the Boone/Nance County Extension Board recommendation for the vacancies that were left by John Frey's end of term. The vacancy was advertised and applications were taken for applicants to be interviewed. Pritchard presented John Frey to be re-appointed to fill the vacancy. Motion made by Lindgren, second by Niewohner to approve the re-appointment of John Frey to the Boone/Nance County Extension Board as presented. Roll call vote: Yeas: Lindgren, Niewohner and Yosten. Nays: None. Motion carried.

The Board conducted an employment evaluation with Victoria Olson, Zoning Administrator.

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

The Board conducted an employment evaluation with Robert McCurdy Jr., Veterans Service Officer.

The Board conducted an employment evaluation with Margaret Valladao, Weed Superintendent.

Margaret Valladao, Weed Superintendent, presented the 2024 Weed Reports. Valladao went through the differences between year 2023 and 2024's reports as well as noted areas. Motion made by Yosten, second by Niewohner to approve the 2024 Weed Reports as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Chuck Rolf, Boone County Ag Society, was present to discuss the possibility of pursuing a loan through a local bank for a concrete/parking lot project. Rolf had first stated the Ag Society's intent to do a concrete/parking lot project when they submitted their budget/tax levy request to the Board. Rolf and the Board discussed the awarded tax levy that was for the 2024-2025 year. The Board asked why the project and funds were needed to be done immediately versus over a period of time as previously

discussed. The Board also discussed for future tax levy requests to be adjusted to include the concrete/parking lot project and any other anticipated capital projects. Motion made by Lindgren, second by Yosten to deny the Boone County Ag Society request to pursue loans for their capital project. Roll call vote: Yeas: Lindgren, Yosten and Niewohner. Nays: None. Motion carried.

Denny Johnson, County Sheriff, was not able to attend the meeting, but provided the following quotes for the Board to review.

Vendors	Type	Area	Total
Rollie's Flooring	Carpet Only	All areas	\$4,289.00
Rollie's Flooring	Carpet/Laminate	Laminate for Entry/Carpet all other	\$5,795.00
Leifeld's Option 1	Carpet Only	All areas	\$2,699.22
Leifeld's Option 2	Carpet/Vinyl	Vinyl Restroom/Entry / Carpet all other	\$2,847.85
Leifeld's Option 3	Vinyl	All areas	\$4,785.25

It was noted that both vendors would use Johnson and Sons for the installation work. It will be the responsibility of the sheriff's office to move furniture for the project. Motion made by Yosten, second by Niewohner to approve the Leifeld's bid, Option 3 for approximately \$4,785.25 as presented. Roll call vote: Yeas: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Rod Nelson, Courthouse Maintenance; and Jenny Eastman, County Attorney office; and Brittney Reeder, Deputy County Clerk; were present to discuss a new courthouse committee. While at the NACO conference, Commissioner Yosten asked two NACO attorneys what the county can and cannot do regarding employee recognition. They responded by email and stated that the County cannot do a whole lot for funding toward employee recognition. The Board stated that the County could purchase additional supplies for the breakroom to also be used toward employee events. Other things that were discussed were the name of the committee, number of committee members, committee meetings should be open to all employees – only committee members can vote on events/ideas, two years on the committee with one year off, and will need to continue the Board on ideas of events before they are held. It was the intention to have this committee be recognized/appointed during the 2025 Reorganization Meeting but given that there were a lot of points still unresolved that it is unlikely that this will be done at the Reorganization Meeting. The Board discussed with all present that whoever wants to do an employee participation event can still do so if the Board is kept informed. No action taken.

The Board previously discussed the need for a shared brush grapple for the road districts with the road foremen at a previous meeting. District 1 foreman asked for quotes from Kayton International and Mullenhoff Sales, but only the Mullenhoff Sales quote was received. Motion made by Yosten, second by Lindgren to approve the Mullenhoff Sales brush grapple quote for approximately \$3,250.00 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. Nays: None. Motion carried.

Dan Lueken, County Assessor, presented quotes received for a new office copier/printer. They were as follows:

Vendor	Model	Type	Purchase Price	Pages
Eakes	BP-70C31	Copy/Print/Scan	\$9,248.74	BW \$0.00896/Color \$0.4679
One Office Solutions	BP-70C31	Copy/Print/Scan	\$3,905.00	BW \$0.004/Color \$0.032

Lueken stated that the office's current printer will be transferred to the Treasurer office's inventory. Motion made by Yosten, second by Lindgren to approve the One Office Solutions quote for the BP-70C31 copier for approximately \$3,905.00 as presented. Roll call vote: Yeas: Yosten, Lindgren and Niewohner. 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 Yosten, second by Niewohner 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: Yosten, Niewohner and Lindgren. Nays: None. Motion carried.

Public Comments:

- Discussed information received at the NACO conference and how some of the material presented can be implemented in the County.
- Presented a State and Local Cybersecurity Grant report for Round 1.
- Discussed the Weed Superintendent helping with notices to landowners regarding their responsibilities for hedges/trees in the county right of way and fence lines.
- Discussed county improvement projects.

Chairman Lindgren declared the meeting adjourned at 1:56 P.M., with the next Board meeting scheduled for Monday, January 13, 2025.

Sarah Robinson,  
Boone County Clerk

ATTEST:

APPROVED:

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Sarah Robinson, Boone County Clerk

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Jon Lindgren, Chairman