

(edited – official proceedings on file Clerk’s office)

BOARD OF EQUALIZATION PROCEEDINGS – February 22, 2022

A meeting of the Board of Equalization of Stanton County, Nebraska was held in the open and public session on February 22, 2022, at 8:00 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Douglas Huttman, Dennis Kment and Duane Rehak, Board of Equalization. Wanda Heermann, County Clerk and Cheryl Wolverton, County Assessor, were also present.

Advance notice of the meeting was given by publication in the Stanton Register on February 9, 2022, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

The meeting was called to order at 8:00 AM by Chairman Kment, who announced that the open meetings act is posted on the wall in the commissioner’s room and a copy may be obtained from the county clerk’s office upon request.

Motion made by Huttman, seconded by Rehak to approve the agenda.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Motion made by Huttman, seconded by Rehak to approve the minutes of January 18, 2022, meeting.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Cheryl Wolverton, county assessor, advised the board that there were no corrections sheets or no listings of clerical errors needing approval. General discussion held on future valuation updates.

Motion made by Huttman, seconded by Rehak to adjourn and set the next meeting for March 21, 2022, at 8:00 AM.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

/s/ Dennis Kment, Chairman, Board of Equalization, Stanton County, Nebraska

Attest: /s/ Wanda Heermann, County Clerk

COMMISSIONER’S PROCEEDINGS – February 22, 2022

A meeting of the Board of Commissioners of Stanton County, Nebraska was held in the open and public session on February 22, 2022, at 8:15 AM in the County Commissioner’s room in Stanton, Nebraska.

Present upon roll call were: Douglas Huttman, Dennis Kment and Duane Rehak, Board of Commissioners. Wanda Heermann, County Clerk was also present.

Advance notice of the meeting was given by publication in the Stanton Register on February 9, 2022, a copy of the proof of publication being attached to these minutes.

Notice of the meeting was given in advance to the Board members, a copy of their acknowledgement of the receipt of notice and the agenda being attached to these minutes.

All proceedings hereinafter shown were taken while the convened meeting was open to the attendance of the public.

Following the Pledge of Allegiance to the flag of the United States of America the meeting was called to order at 8:20 AM by Chairman Kment, who announced that the open meetings act is posted on the wall in the Commissioner’s room and a copy may be obtained from the County Clerk’s office upon request.

Motion made by Huttman, seconded by Rehak to approve the agenda.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Motion made by Huttman, seconded by Rehak to approve the minutes of January 18, 2022, meeting.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

The following correspondence was reviewed and placed on file:

- Michele York, NDNR – Project Updates for Lower Elkhorn Watershed, North Fork Elkhorn Watershed, Upper Elkhorn Watershed
- Dayton Murty, CP Strategies LLC – Summit Carbon Solutions co2 pipeline route map
- Jill Harvey, NAEM – EMA nomination forms
- LENRD – Public entity Funding; Nebraska EMA – rescind LEOP requirement letter
- NIRMA – NIRMA Safety Shorts – Vol.10 No.2
- NE Nebraska Solid Waste Coalition – Landfill Site Observations
- Jack Scherer – lawn service proposal

The board reviewed and discussed the proposal received from Jack Scherer LLC, Stanton for lawn maintenance at the Courthouse and Extension Building in the estimated amount of \$901.12 (courthouse) plus \$189.65 (extension building) for a total of \$1,090.77.

Motion made by Kment, seconded by Huttman to accept the proposal of Jack Scherer LLC for lawn maintenance in the estimated amount of \$1,090.77 for the courthouse and extension building lawn. This proposal includes early spring application, pre-emergent, bug & fertilizer, mid to late summer fertilizer and winter application.

Voting: Ayes: Kment, Huttman and Rehak. Nays: None. Motion Carried.

Motion made by Huttman, seconded by Rehak to approve the following Resolution to add and release pledged securities:

RESOLUTION No. 2022.02 – 06:

BE IT HEREBY RESOLVED, that First Nebraska Bank, Stanton, Nebraska hereby wishes to add the following security held in escrow to secure deposits of this county in said bank, to-wit: [Pledged to: Stanton County clerk]

US Treasurer Note No.912828T26 Due 9/30/2023 \$200,000.00

AND, BE IT HEREBY RESOLVED, that First Nebraska Bank, Stanton, Nebraska wishes to release the following security held in escrow to secure deposits of this county in said bank, to-wit:

US Treasury Note, No.912828H86 Due 1/31/2022 \$200,000.00

AND, that the same is hereby approved.

Dated this 22nd day of February, 2022.

Board of Commissioners
Stanton County, Nebraska
/s/ Dennis Kment
/s/ Doug Huttmann
/s/ Duane Rehak

Attest: /s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Huttmann, Rehak and Kment. Nays: None. Motion Carried.

John Brandow, Stanton Nursing Home administrator, and Kathy Moore, Nursing Home Board president, appeared before the board to discuss the American Rescue Plan Act (ARPA) funds received by the county from the federal government. Mr. Brandow presented an overview of the services provided by the Stanton Health Center. The Stanton Health Center is in need of financial aid due to the loss of revenue and increase of expenses. The Health Center is requesting \$500,000.00 of the ARPA funds to alleviate the economic loss and expense created by the COVID-19 pandemic. Discussion held on the regulations and guidelines that will need to be established before awarding any funds. No action taken on the request at this time.

Mike Frohberg, Emergency Manager, and Ryan Wehrle, Maintenance/Custodian, joined the meeting. Mike presented a request received from the Sanitary and Improvement District No. 1 for ARPA funds to purchase a generator in the approximate amount of \$24,586.00 plus undetermined cost for fencing, concrete and labor. The generator would control the wells for Woodland Park and garage door access to emergency equipment in case of a power outage, if needed. Discussion held on the regulations and guidelines that will need to be established before awarding any funds. No action taken on the request at this time.

Mike updated the board on the generator for the communication tower. The original grant had requested a 60kW generator and Mike is going to submit a new request for a 30kW generator. The original grant awarded was in the amount of \$43,500.00. Formal quotes for the generator and installation needed before March 31st and decision determined on April 18, 2022.

Mike Unger, County Sheriff, joined the meeting. Discussion held on the fleet vehicles for the sheriff office, options for trade-in and replacement.

Bid letting was held on the removal and repairs to the courthouse parking lot, etc and the installation of a handicap walkway. Ryan Wehrle appeared for the bid letting. Concrete Bids were opened and publicly read from Laser Pro, Platte Center Nebraska and KV Quality Construction Inc, Clarkson Nebraska. Discussion held on the comparison of the bids received and the option to obtain a comparable quote of the proposed area from KV Quality Construction. The board requested Ryan to obtain a comparable site quote from KV Quality Construction.

Motion made by Huttmann, seconded by Rehak to table the decision on the concrete bid until the March 21, 2022 meeting.

Voting: Ayes: Huttmann, Rehak and Kment. Nays: None. Motion Carried.

Ryan presented to the board the quotes received for repair or replacement of the courthouse boiler heating system. Contacted for quotes were: Johnson's Inc, Norfolk; Volkman Plumbing and Heating Inc of Norfolk; Claussen Heating and Air of Norfolk and Custom Heating and Air of Norfolk. Quotes were received as follows:

Volkman Plumbing and Heating Inc	Installation 2 Lochinvar Boilers – \$38,588.00 (excludes electrical and control work
Johnson's Inc	Option 1: \$36,063.00 – replacement of existing LES boilers, install (2) new burners and controls, install new stainless steel flue pipe in place of existing.
	Option 2: \$35,845.00 – upgrade to High-Efficiency Boilers – remove and discard existing boilers, install (2) Lochinvar KBX400N 97%-efficient boilers, install new PVC intake and exhaust through existing flue pipe, connect onto existing gas and water piping as necessary.

Discussion held on the quotes received.

Motion made by Huttmann, seconded by Kment to accept the quote for Option 2 of Johnson's Inc in the amount of \$35,845.00.

Voting: Ayes: Huttmann, Kment and Rehak. Nays: None. Motion Carried.

LaLene Bates, Planning and Zoning Administrator, Mark Mainelli, Highway Superintendent and W. Bert Lampli, County Attorney, joined the meeting.

Chairman Kment opened the hearing at 9:50AM to consider the recommendation of the Stanton County Planning Commission for an amendment to the Future Land Use Map and Change of Zoning. The purpose of the hearing is to receive public comment and input from the general public. Advance notice of the hearing was given by publication in the Stanton Register on February 2, 2022. No members of the public appeared. LaLene explained the reason for the amendment to the Future land Use Map and Change of Zoning.

Motion made by Huttmann, seconded by Rehak to close the hearing.

Voting: Ayes: Huttmann, Rehak and Kment. Nays: None. Motion Carried.

Motion made by Huttmann, seconded by Kment to approve the Resolution to amend the Future Land Use Map and the Change of Zoning:

RESOLUTION No. 2022.02 – 07:

WHEREAS, the County Planning Commission held public meetings and hearings as required by law and has submitted its recommended change to the Future Land Use Map and Change of Zoning on property located in the SE Section 6, Township 23 North, Range 1 East from I-1 (Light Industrial) to C-1 (Commercial) to the Stanton County Board of Commissioners; and

WHEREAS, the Stanton County Board of Commissioners caused notice of meeting and hearing to be given as required by law;

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the Stanton County Board of Commissioners hereby approve the amendment to the Future Land Use Map and Change of Zoning presented on property located in the SE Section 6, Township 23 North, Range 1 East from a Light Industrial District (I-1 District) to a Commercial District (C-1 District).

Dated and passed this 22nd day of February, 2022.

By the Board of Commissioners
Stanton County, Nebraska
/s/ Dennis Kment, Chairman

Attest: /s/ Wanda Heermann
Stanton County Clerk [seal]

Voting: Ayes: Huttmann, Kment and Rehak. Nays: None. Motion Carried.

The chairman opened the hearing at 9:55AM on the Residential Use Permit application of Duane Wolff to construct a residence on property located in Pt NE SE 6-23-1. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Huttmann, seconded by Kment to close the hearing.

Voting: Ayes: Huttmann, Kment and Rehak. Nays: None. Motion Carried.

Motion made by Huttmann, seconded by Rehak to approve the Residential Use Permit application of Duane Wolff to construct a residence on property located in Pt NE SE 6-23-1, as per Planning Commission recommendations.

Voting: Ayes: Huttmann, Rehak and Kment. Nays: None. Motion Carried.

The chairman opened the hearing at 9:57AM on the Conditional Use Permit application of Mary Drott/Ryan Hansen/Shari Achille to apply nutrients/liquid and dry manure from an out of county livestock feeding operation on property located in the N½ 33-22-2. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Rehak, seconded by Huttmann to close the hearing.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

Motion made by Kment, seconded by Rehak to approve the Conditional Use Permit application of Mary Drott/Ryan Hansen/Shari Achille to apply nutrients/liquid and dry manure from an out of county livestock feeding operation on property located in the N½ 33-22-2, as per Planning Commission recommendations.

Voting: Ayes: Kment, Rehak and Huttmann. Nays: None. Motion Carried.

The chairman opened the hearing at 9:59AM on the Conditional Use Permit application of Dwight Kumm to apply nutrients/dry manure from an out of county livestock feeding operation on property located in the S½ NE 1-22-3 and the NE & SW 25-23-3. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Huttmann, seconded by Kment to close the hearing.

Voting: Ayes: Huttmann, Kment and Rehak. Nays: None. Motion Carried.

Motion made by Rehak, seconded by Kment to approve the Conditional Use Permit application of Dwight Kumm to apply nutrients/dry manure from an out of county livestock feeding operation on property located in the S½ NE 1-22-3 and the NE & SW 25-23-3, as per Planning Commission recommendations.

Voting: Ayes: Rehak, Kment and Huttmann. Nays: None. Motion Carried.

The chairman opened the hearing at 10:02AM on the Conditional Use Permit application of Steve Meister to apply nutrients/dry manure from an out of county livestock feeding operation on property located in Pt N½ 25-21-3. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Rehak, seconded by Huttmann to close the hearing.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

Motion made by Rehak, seconded by Huttmann to approve the Conditional Use Permit application of Steve Meister to apply nutrients/dry manure from an out of county livestock feeding operation on property located in Pt N½ 25-21-3, as per Planning Commission recommendations.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

The chairman opened the hearing at 10:03AM on the Conditional Use Permit application of Carter Urwiler to apply nutrients/dry manure from an out of county livestock feeding operation on property located in Pt SW 13-24-3. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Huttmann, seconded by Kment to close the hearing.

Voting: Ayes: Huttmann, Kment and Rehak. Nays: None. Motion Carried.

Motion made by Rehak, seconded by Huttmann to approve the Conditional Use Permit application of Carter Urwiler to apply nutrients/dry manure from an out of county livestock feeding operation on property located in Pt SW 13-24-3, as per Planning Commission recommendations.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

The chairman opened the hearing at 10:05AM on the Conditional Use Permit application of Mark Schweers to apply nutrients/liquid and dry manure from an out of county livestock feeding operation on properties located in the E½ SW and Pt S½ SE 11-24-3; Pt SE SW & Pt SE 5-23-3; W½ NE & NE NW 8-23-3; NW & S½ NE & N½ SE 20-23-3; NE 26-23-3; N½ 30-23-3; and Pt SW 10-22-3. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board.

Motion made by Rehak, seconded by Huttmann to close the hearing.

Voting: Ayes: Rehak, Huttman and Kment. Nays: None. Motion Carried.

Motion made by Rehak, seconded by Huttman to approve Conditional Use Permit application of Mark Schweers to apply nutrients/liquid and dry manure from an out of county livestock feeding operation on properties located in the E½ SW and Pt S½ SE 11-24-3; Pt SE SW & Pt SE 5-23-3; W½ NE & NE NW 8-23-3; NW & S½ NE & N½ SE 20-23-3; NE 26-23-3; N½ 30-23-3; and Pt SW 10-22-3, as per Planning Commission recommendations.

Voting: Ayes: Rehak, Huttman and Kment. Nays: None. Motion Carried.

The chairman opened the hearing at 10:08AM on the Conditional Use Permit application of Doug Sunderman to apply nutrients/dry manure from an out of county livestock feeding operation on property located in the NW 29-23-1. No one appeared for the hearing. LaLene explained the application and reviewed the planning commission recommendations with the board. Discussion held on the 3 bridges located along the possible hauling route and concern with additional traffic causing damage to the county roads.

Motion made by Rehak, seconded by Kment to close the hearing.

Voting: Ayes: Rehak, Kment and Huttman. Nays: None. Motion Carried.

Motion made by Huttman, seconded by Rehak to approve the Conditional Use Permit application of Doug Sunderman to apply nutrients/dry manure from an out of county livestock feeding operation on property located in the NW 29-23-1, as per Planning Commission recommendations with additional examination of item 12 regarding damage to roads.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

The hearing on the Conditional Use Permit application of David and Cindy Goeller/Bluestem Systems for a hog facility on property located in Pt W ½ 21-23-3 to be rescheduled. No action taken by the board.

LaLene presented the Hartman Lot Split splitting 4.04 acres on property located in the SE 21-23-3. No one appeared for the lot split. Discussion held on the conservation easements attached to this property which does not allow 5 acres lot per zoning.

Motion made by Kment, seconded by Huttman to approve the Hartman Lot Split splitting 4.04 acres on property located in the SE 21-23-3 into two (2) lots, as per Planning Commission recommendations.

Voting: Ayes: Kment, Huttman and Rehak. Nays: None. Motion Carried.

LaLene presented and explained the Alvin Goeken's Lot Split splitting 7.83 acres on property located in the NE NE 24-24-1. No one appeared for the lot split.

Motion made by Rehak, seconded by Huttman to approve the Alvin Goeken's Lot Split splitting 7.83 acres on property located in the NE NE 24-24-1 into two (2) lots, as per Planning Commission recommendations.

Voting: Ayes: Rehak, Huttman and Kment. Nays: None. Motion Carried.

Joining the meeting were: Russ Stodola, Darrell Hansen and Bruce Anderson of the Stanton Co Road Dept and Tony McPhillips. Tony advised the board of the near completion of the NIRMA Road Dept Manual. The manual outlines job descriptions, employment review outlines and department reviews. He asked the board to review the manual.

Mark Mainelli discussed with the board the GPS equipment proposal received stating the per unit cost and monthly cost of the program in the amount of approximately \$823.40 per month. He also advised the board what the GPS program can provide the road maintenance information and mapping capability.

Motion made by Huttman, seconded by Rehak to proceed with the purchase and installation of GPS equipment in road department trucks and maintainer equipment.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Discussion held on the road haul permit of Dale Hornbacher to move a house from Colfax County through Stanton County (approximately 25-30 miles). Mark advised the board he discussed the route with Mr. Hornbacher and approved the route proposed with conditions to road and bridge damage. No action taken by the board.

Discussion held on the suggested settlement of the FEMA mitigation sites damaged in the 2019 Flood. Reconstruct the roadway to pre-disaster condition on Site 18 located on 837 Rd west of 568 Ave and Site 22 located on 559 Ave north of 835½ Rd to pre-disaster condition.

The board reviewed the 2022 Bridge Inspection fee information received from Mainelli Wagner & Associates Inc. There is 1 fracture critical structure due for inspection, 83 routine inspections and 1 non-Fracture Critical bridge due for inspection. For these inspections Mainelli Wagner & Associates proposes to provide the following services, including: 1) Routine inspections for 85 structures (per the most recent BrM data); 2) Taking site photographs as required by NDOT; 3) Inputting data into the BrM Program; 4) Generating a maintenance report for the County's use; 5) Labeling all pictures per the NDOT naming convention; 6) Submitting pictures and data to NDOT; 7) Submit disk with any Special Inspection report, Critical Findings Reports and pictures to County; and 8) Submit file with updated SIA sheets for all structures inspected. The rate for the routine inspections per bridge will be \$145.00 (84) and the rate for the fracture critical inspection will be \$1,870.00 (1).

Motion made by Huttman, seconded by Rehak to approve the 2022 inspection rate for the routine inspections per bridge will be \$145.00 (84) and the rate for the fracture critical inspection will be \$1,870.00 (1) and authorize the chairman to sign the approval form.

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Discussion held on the Interlocal Agreement received from Madison County for construction of an asphaltic concrete paving, subgrade preparation, permanent pavement markings, and traffic control with an estimated shared cost for such improvement in the amount of \$122,748.00.

Motion made by Huttman, seconded by Kment to authorize the chairman to sign the Resolution approving the interlocal agreement with Madison County on Project No. C-84(394), Stanton Northwest in the estimated shared cost of \$122,748.00.

RESOLUTION NO. 2022.02 – 08:

Interlocal Agreement Between Madison County, Nebraska
And Stanton County, Nebraska
Asphaltic Concrete Paving Project C-84(394)

WHEREAS: Madison County, Nebraska and Stanton County, Nebraska desire to improve certain roadways on the County Road system more fully described hereinafter, now thereto,

BE IT RESOLVED: That Madison County, Nebraska is hereby requested to act for Stanton County, Nebraska and to program for Construction of an asphaltic concrete paving project described as:

Stanton Northwest, Project No. C-84(394)
Stanton County, Nebraska

and which construction includes: Asphaltic concrete paving, subgrade preparation, permanent pavement markings, and traffic control.

the ESTIMATED SHARED costs of such improvement:

Mobilization	\$	25,000.00
Asphaltic concrete Type "SPR" for Mainline		80,320.00
Subgrade Preparation		11,310.00
Water		210.00
Permanent Pavement Marking, Paint		908.00
Traffic Control		5,000.00
ESTIMATED TOTAL FOR PROJECT	\$	122,748.00

BE IT FURTHER RESOLVED: That the Chairman of the Madison County Board is authorized to sign any document in furtherance of this agreement on behalf of Madison County and Stanton County and that both Counties hereby approve the contemplated construction.

BE IT FURTHER RESOLVED: That sufficient funds of Madison County and Stanton County are now, or will be, available and are hereby pledged in the amount and at the required time to proceed with a 2022 project construction.

BE IT FURTHER RESOLVED: That each county will be responsible for all construction costs and for acquiring all required Right-of-Way or Temporary Right-of-Way Easements needed to construct the project occurring in their respective county.

BE IT FURTHER RESOLVED: That Madison County, Nebraska is responsible for the following funding: 100% of Preliminary Engineering occurring in Madison County, 100% of Right-of-Way Costs occurring in Madison County, 100% of Utility Relocation Costs occurring in Madison County, if any, and 100% of Construction Costs of Construction occurring in Madison County.

BE IT FURTHER RESOLVED: Stanton County, Nebraska is responsible for the following funding: 100% of Preliminary Engineering occurring in Stanton County, 100% of Right-of-Way Costs occurring in Stanton County, 100% of Utility Relocation Costs occurring in Stanton County, if any, and 100% of Construction Costs of Construction occurring in Stanton County.

BE IT FURTHER RESOLVED: That Madison County and Stanton County has previously entered into Engineering Agreements with Mainelli Wagner & Associates, Inc. for Preliminary Engineering for roadway design and that both Madison County and Stanton County will review and approve the prepared plans prior to construction.

Adopted this _____ day of _____, 2022, at _____, Nebraska.

Attest: _____
County Clerk

The Board of County Commissioners
Madison County, Nebraska

Chairman

Board Member _____

Moved the adoption of said resolution.
Roll Call: _____ yea _____ nay
Resolution adopted, signed, and billed as adopted.

Adopted this 22nd day of February, 2022, at Stanton, Nebraska.

Attest: _____
/s/ Wanda Heermann
County Clerk

The Board of County Commissioners
Madison County, Nebraska
/s/ Dennis Kment
Chairman

[seal]

Board Member Doug Huttman motioned _____
Dennis Kment seconded _____
Moved the adoption of said resolution.
Roll Call: 3 yea 0 nay
Resolution adopted, signed, and billed as adopted.

Voting: Ayes: Huttman, Kment and Rehak. Naves: None. Motion Carried.

Discussion held on the documents received from the NDOT in reference to reimbursement for the 2019 March ER project. The total reimbursement cost for Project No.: ER-84(3), DDIR Site: L84-01 is \$1,697,251.20. This consists of \$127,196.49 in emergency repairs and \$1,570,054.71 in permanent repairs on 563 1/2 Ave and the 2-mile bridge located southwest of Stanton.

Motion made by Huttman, seconded by Rehak to authorize the chairman to sign the necessary documentation for reimbursement contingent on the verification of the figures submitted and authorize the chairman to sign the Resolution for Emergency Relief Program-Emergency/Permanent Repairs on Project No. ER-84(3), Control No. 32336, DDIR Site: L84-01.

RESOLUTION NO. 2022.02 – 09:

Resolution for Emergency Relief Program-Emergency/Permanent Repairs

Stanton County
Resolution No. 2022.02 – 09
Project No. ER-84(3)
Control No. 32336
DDIR Site: L84-01

Whereas: Certain transportation facilities have been designated as being eligible for Federal Assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

Whereas: Major highways and bridges in Nebraska that are part of the federal-Aid highway system suffered widespread serious damage as a result of flooding beginning on March 12, 2019 (Disaster #NE19) and were in need of emergency or temporary repair, or restoration; and

Whereas: The Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

Whereas: The County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

Whereas: The project has met all contract provisions as required by 23 CRF Part 633A; met the Davis-Bacon wage requirement; and abided by the Disadvantaged Business Enterprises (DBE) requirement, American with Disability Act (ADA) requirement, "Buy America" Provision, FHWA 1273 and Prohibitions against the use of convict labor (23 U.S.C. 114); and

Whereas: The State has completed the required NEPA document, along with resource agency concurrences, and right of way (RWO) was needed for completing permanent repairs; and

Whereas: All emergency repairs were completed within 180 days and are eligible for 100% federal reimbursement; and

Whereas: The total emergency repairs reimbursement is \$127,196.49 and no further costs relating to this project will be incurred or submitted to the State.

Whereas: The total permanent repairs reimbursement is \$1,570,054.71 and no further costs relating to this project will be incurred or submitted to the State.

Be It Resolved: That the Nebraska Department of Transportation is hereby requested to act on behalf of Stanton County to administer Federal funds.

Be It Further Resolved: That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

Adopted this 22nd day of February, 2022, at Stanton Nebraska.

By Board of Commissioners of Stanton County, Nebraska.
/s/ Dennis Kment, Chairman

Attest:
/s/ Wanda Heermann
County Clerk [seal]

Board member Doug Huttman Moved the adoption of said Resolution
Roll Call: 3 Yes 0 Nay
Resolution adopted, signed and billed as adopted

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Chairman Kment opened the hearing at 11:30 AM on the One and Six Year Road Plan. Notice of Public Hearing was published in the Stanton Register February 2 and 9, 2022 and posted February 22, 2022 at three (3) public places: Stanton County Courthouse, SID No. 1 Office, Norfolk and Cooper Community Center, Pilger.

The 2022-2027 One and Six Year Road Plan was reviewed. No one appeared for the hearing. Discussion held on road projects, bridge project, CBMP projects contained in the road plan. No public comments were received.

Motion made by Rehak, seconded by Huttman to close the One and Six Year Road Plan.

Voting: Ayes: Rehak, Huttman and Kment. Nays: None. Motion Carried.

Motion made by Huttman, seconded by Rehak to approve the Resolution to adopt the One and Six Year Plan for Highway Improvements:

Resolution No. 2022.02 – 10:

"Whereas, the County Highway Department has prepared and presented a One and Six Year Plan for Highway Improvements for Stanton County, Nebraska, and;

"Whereas, a public meeting was held on the 22nd day of February, 2022, to present this plan, and all objections and recommendations of said plan were considered;

"Therefore, be it resolved, by the County Commissioners of Stanton County, Nebraska, that the plan and data as furnished and/or revised are hereby in all things accepted and adopted."

Upon roll call vote as follows: Voting Yes: Huttman, Rehak, Kment; Voting No: _____.

Whereupon, the resolution was declared passed by the Stanton County Board of Commissioners on the 22nd day of February, 2022.

/s/ Dennis Kment
Chairman of the County Board

Attest:
/s/ Wanda Heermann, County Clerk [seal]

Voting: Ayes: Huttman, Rehak and Kment. Nays: None. Motion Carried.

Ken Beaudette, representative of Murphy Tractor, and Randi Hale and Kirk Kaiser, representatives of NMI, joined the meeting. A request was made to enter into a closed session.

Motion made by Kment, seconded by Rehak to enter into closed session at 11:50AM for the prevention of needless injury to the reputation of a public entity.

Voting: Ayes: Kment, Rehak and Huttman. Nays: None. Motion Carried.

NMI representatives and the county clerk remained per the request of the board and all others in attendance left the meeting. The board came out of closed session at 12:30PM.

Motion made by Rehak, seconded by Huttman to resume the open meeting.

Voting: Ayes: Rehak, Huttman and Kment. Nays: None. Motion Carried.

The board advised the representatives of CAT they have until March 31, 2022 to resolve the issues with the machines or other options will be considered.

General discussion held on the equipment within the road department concerning repairs, trade in options and new purchase options.

Motion made by Rehak, seconded by Huttmann to approve for the month of January the Documentary Stamp Tax, co shr in the amount of \$3,770.62; County Clerk fees in the amount of \$2,733.95; P&M Fund fees in the amount of \$440.00; Game and Parks Agent fees in the amount of \$10.00; Misc Copy fees in the amount of \$0.00; Clerk of the District Court fees in the amount of \$313.76; Passport fees in the amount of \$70.00; County Treasurer's receipt of money received numbered 22323 – 22401, inclusive in the amount of \$1,796,549.33; Veterans Service Office 1st Quarter Report 2021-2022; Veterans Service Office 2nd Quarter Report 2021-2022; County Extension 2021 Report; and place them on file.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

Motion made by Rehak, seconded by Huttmann to approve the following Accounts Payable and Payroll claims as presented and order checks drawn on the various funds:

General Fund – 81 Auto Glass, services, 40.00; Abacus Data Sys, supplies, 1679.76; Mark Albin, atty fees, 1,937.49; Ameritas, ret-co shr, 8239.84; Antelope Co Shf, boarding etc, 2905.00; Appeara, services, 154.81; Applied Connective Tech, services, 1929.09; Axon Enterprise, fees, 375.00; Kim Bearnes, phone etc, 98.97; Shawn Beaudette, services, 103.00; Big Red Printing, supplies, 728.65; Black Hills Energy, utilities, 806.21; Donna Bloom, supplies, 159.21; BCBS, ins-co shr, 29541.31; Card Services, meals, 869.99; Gary Carson, dues etc, 127.30; Central Plains Valuation, contract fee, 12275.00; Gail Collins, atty fees, 3650.30; Cornhusker Auto Center, services, 1379.09; Co VSO Assn, fees, 60.00; DAS State Acct, costs, 43.88; Martha Detlefsen, prior service, 12.00; Eakes Office, supplies, 300.71; Egley Fullner Montag etal, atty fees, 1704.27; Elite Crt Reporting, fees, 308.55; Ewalt Law Office, public defender, 3000.00; Farmer's Coop, fuel, 802.23; First Concord Benefits, fees, 55.00; Fitzgerald Vetter etal, atty fees, 699.83; Floor Maintenance, supplies, 240.56; Great America Finc, postage meter, 174.00; Heartland Fire Prot Co, services, 117.50; IRS USA Tax Pymt, so sec tax-co shr, 9200.25; Diane Kander, 79.00; Kylee Klug, reimburse, 53.45; Stanton Hardware, supplies, 203.31; W Bert Lamli Jr, office allow, 949.00; Lancaster Co Shf, fees, 7.18; Law Enf Sys, supplies, 152.00; Luedeke Oil Co, fuel etc, 926.19; Madison Co Shf, boarding, 1700.00; Madison Natl Life Ins, ins-co shr, 40.82; Janet Meyer, fees, 100.00; Mid-American Benefits, hra fees-co shr etc, 15446.00; Midwest Special Services, fees, 166.50; MIPS, fees etc, 2874.40; NACO Plan Zone, fees, 40.00; NACO, reg fees, 210.00; Lavern Newkirk, prior service, 17.00; NE Nebr Child Advocacy Cntr, fees, 50.00; NE Nebr Juv Service, boarding, 1522.50; One Office, supplies, 1288.67; Pender Care Centre, services, 138.29; Pierce Dental, services, 509.00; Pilger Library, supplies, 132.59; Pitzer Digital, services, 540.49; Prime Sanitation, utilities, 39.75; Rita Roenfeldt, prior service, 20.00; Stanton Co Clk, fees, 20.00; Stanton Co Clk Dist, fees, 179.00; Stanton Co Crt, fees, 643.00; Stanton Co Imp Acct, fees, 20.00; Stanton Co PPD, utilities, 1166.53; Stanton Telecom, services, 2051.62; Stanton Water Sewer, utilities, 52.98; Nebr Dept Corr, boarding, 2258.75; Teeco, supplies, 52.45; Lil Store, fuel, 3451.25; Thurston Co Shf, boarding, 3400.00; Tyler Tech, fees, 449.00; Mike Unger Co Shf, fees, 25.32; Univ Nebr Ext, fees, 45.02; Univ Nebr Ext, equip, 1873.71; Verizon, service, 440.11; Wanek Pharmacy, services, 227.83; Winsupply, supplies, 388.30; Wolf's Den, meals, 18.50; Zee Medical, supplies, 104.85; Sandra Zoubek Co Treas, postage, 5000.00;

Road Fund – Ameritas, ret-co shr, 3478.67; Appeara, services, 38.77; ATCO Intl, supplies, 549.95; Bahns Auto Repair, services, 1553.21; Black Hills Energy, utilities, 967.58; BCBS, ins-co shr, 18522.24; Boelter Farm Repair, services, 694.31; Bomgaars, supplies, 696.35; Century Link, services, 77.44; Clarkson Plbg Htg, supplies, 116.58; Janice Coates, prior service, 17.00; Electrical Eng Equip, parts, 27.70; D&L Towing, services, 553.00; Doernemann Farm Service, parts, 330.64; James Duncan, prior service, 16.00; Farmer's Coop, fuel etc, 5062.92; Farmers Un Coop, fees, 18.35; Fastenal Co, supplies, 63.84; IRS USA Tax Pymt, so sec tax-co shr, 4037.78; Island Supply Welding, supplies, 49.60; John Deere Finc, parts, 285.98; Northeast Glass, services, 610.00; Kelly Supply, supplies, 43.95; Stanton Hardware, supplies, 95.57; Luedeke Oil Co, fuel etc, 15080.48; Mainelli Wagner Assoc, eng fees, 7155.48; Martin Marietta, gravel, 2367.72; Matteo Sand Gravel, gravel, 13257.92; Menards, supplies, 171.53; Mid-American Benefits, hra fees-co shr, 9100.00; Midwest Service Sales, signs etc, 21032.64; NMC Exchange, services, 742.32; Norfolk Specialties, steel, 30.00; Pilger Store, fuel etc, 1947.91; Pollard Pumping, services, 315.00; PowerPlan, services etc, 391.91; Prime Sanitation, services, 50.00; Quality Trans Align, services, 5512.96; Ramaekers, supplies, 75.00; Stanton Auto Parts, services etc, 484.33; Road Builders Mach, services, 474.78; Ron's Ag Auto Repair, supplies, 156.30; Rueter's Red Power, services, 1732.86; Seals and Service, supplies, 37.00; Sioux City Truck Sales, supplies, 189.84; Stanton Co PPD, utilities, 840.76; Stanton Telecom, services, 218.61; Stanton Water Sewer, services, 40.70; Teeco, services, 37.50; Truck Center Co, services, 5715.35; US Cellular, services, 54.02; Village Pilger, utilities, 129.76; Weldon Parts, parts, 292.60;

Emergency Mgmt Fund – Ameritas, ret-co shr, 309.37; Black Hills Energy, utilities, 149.30; Farmer's Coop, fuel etc, 279.96; Fire Cam, equip, 567.00; Mike Frohberg, reimburse, 174.33; IRS USA Tax Pymt, so sec tax-co shr, 428.26; Stanton Hardware, parts, 177.71; Luedeke Oil Co, supplies, 53.79; Madison Natl Life Ins, ins-co shr, 5.42; Menards, supplies, 1600.45; NACO, reg fee, 30.00; Nebr Assoc Emerg Mgmt, fees, 110.00; Prime Sanitation, utilities, 12.50; Stanton Co PPD, utilities, 82.02; Stanton Telecom, utilities, 56.10; Stanton Water Sewer, utilities, 38.25;

Inheritance Tax Fund – Stanton Co PPD, tower, 129.03;

Emergency 911 Fund – City Norfolk, dispatching, 7939.69; Stanton Telecom, services, 73.23;

Courthouse Improvement – Total Fire Security, fire alarm etc, 9229.67.

Total aggregate salaries of all county employees \$181,461.68.

Voting: Ayes: Rehak, Huttmann and Kment. Nays: None. Motion Carried.

Motion made by Huttmann, seconded by Rehak to adjourn and set the next meeting for March 21, 2022, at 8:15 AM.

Voting: Ayes: Huttmann, Rehak and Kment. Nays: None. Motion Carried.

/s/ Dennis Kment, Chairman, Board of Commissioners, Stanton County, Nebraska
Attest: /s/ Wanda Heermann, County Clerk