



The Gage County Board of Supervisors met on September 20, 2023, at 8:45 a.m. with Terry Jurgens, Don Schuller, Erich Tiemann, Eddie Dorn, Dave Swavely and Gary Lytle present, Emily Haxby absent.

Notice of said meeting was posted at the County Clerk’s Office and published prior to the meeting in compliance with State Statutes.

Let the record show that all proceedings are electronically recorded.

Pledge of Allegiance recited.

Chairman Tiemann announced that a complete copy of the Open Meetings Act is posted at the back of the Board of Supervisors Room.

Consent Agenda included the following items: 1. General Agenda; 2. Minutes from previous meeting and committee meetings; 3. claims audit in the amount of \$552,749.58 which does not include claim #23090247 to Hard Rock Quarries, LLC in the amount of \$3,109.36 and claim #23090256 to R.L. Tiemann, Inc. in the amount of \$151,536.61, to be voted on separately; 4. approve correspondence received and place on file; 5. Approve receipt of \$24,458 – 2021 Child Support Enforcement Incentive – Co. Atty.; 6. Approve specifications and call for bids on 2023-2024 snow removal for the courthouse, Sheriff/Jail, Veterans Office, Former Buss Stop location and parking lots. Bids to be opened October 4, 2023 at 9:15 a.m.; 7. Approve cancelling check #23090033 issued to Eric Cullison in the amount of \$37.62, check #23090034 issued to Nathan Dorn in the amount of \$36.31, check #23090035 issued to David Duplissey in the amount of \$67.75, and check #23090036 issued to Lucinda Evans in the amount of \$57.27 due to amount submitted for payment was incorrect and cancel check # 23010143 issued to IAPE in the amount of \$65.00; 8. Approve sheriff’s distress warrant report; 9. Approve receiving treasurer’s list of delinquent taxes on parcels of real estate in the County, which remain unsold for want of bidders and directing the County Treasurer to issue county tax sale certificates; 10. Approve Utility Permit #1285 to Nextlink. Nextlink will be installing new fiber lines per the submitted DSA Virginia. All new fiber line will be installed in the county ROW per Nextlink plans. Nextlink will be installing fiber lines for DSA Virginia between Hackberry to Linden Road, between 80th Road to 190th. (DSA Virginia plans for details and locations will be available in the Highway Departments Office) Located in Logan, Filley, Rockford and Sherman Townships; 11. Approve Utility Permit #1286 to Mid-America Pipeline Company LLC. Mid-America Pipeline will be performing a pipe line repair on a propane line approximately 1500’ east of Hwy 77 on Oak Road. Dig site will be a 10’ x 10’ excavation in the north grader ditch. Mid-America will provide traffic control if necessary. Located South of section 34, Riverside Township; 12. Approve Utility Permit #1287 to Steve & Sandy Kostal. Mr. Kostal will be boring a new irrigation pipe line under SW 61st Road. Located SE ¼ of Section 25 Glenwood Township and Southwest ¼ of Section 30, Paddock Township; 13. Approve Utility Permit #1288 to Windstream Nebraska LLC, Windstream will be installing new communications line to Resident at 2331 West Ash Road. Starting at Pedestal 12BDI, Windstream will bore a 2” diameter line by 60” deep under Ash Road to edge of ROW and continue work on private property. Located South of Section 9 and North of Section 16, Highland Township; 14. Approve Utility Permit #1289 to Nextlink. Nextlink will be installing new fiber lines per the submitted DSA #5 East Beatrice. All new fiber line will be installed in the county ROW per Nextlink plans. Nextlink will be installing fiber lines for DSA #5 East Beatrice from Elm Road to Linden Road, between South 1st Road to 94th Road. (DSA #5 East Beatrice plans for details and locations will be available in the Highway Departments Office) Located in Logan, Midland, Riverside and Rockford Townships; 15. Approve Addendum #1 to DSA #1 Pickrell Permit #1270 to Nextlink. Nextlink will be installing new fiber lines per an addendum to the approved DSA #1 Pickrell. All new fiber lines will be installed in the county ROW per Nextlink plans. Nextlink will be installing fiber lines for DSA #1 Addendum #1 from Hickory Road to Dorsey Road, between 13th Street to South 10th Road. Located in Midland Township.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Salaries	161,812.20
Advanced Correctional Healthcare	Jail on-site medical svcs	7293.15
All Copy Products, Inc.	Copier leases	370.00
Anderson, Creager & Wittstruck, PC	Atty fees	2555.00
Applied Connective Technologies	IT consulting	9504.40
Axon Enterprise, Inc.	Taser certification	14,400.00
Beatrice Board of Public Works	Utilities	6808.39

Blackburn Technologies	Prob. equipment	539.88
Blue Valley Door Co., Inc.	Shf. svc call	105.00
Capital One, NA	Supplies	62.88
City of Beatrice	Utilities	287.96
Clerk of District Court	Court costs	144.74
Community Physicians Clinic, RHC	Pre-employment exam	143.00
Consolidated Management	Meals at training	175.75
Correctional Risk Services	Inmate medical	7530.67
Crete Veterinary Clinic	Investigative expns	1000.00
DAS St. Acctng Cntrl Fin 6507	Data processing	196.00
Datashield Corp.	Doc shredding	6.64
Diode Communications	Security monitoring	97.58
Dr. Eric Thomsen	Mntl hlth hrng	95.00
Eakes Office Solutions	Offc supplies	385.27
Echo Group	Lighting supplies	125.97
Electronic Contracting Co.	Alarm testing, panel batteries	780.94
Sandra Eltiste	Prior svc retirement	12.00
Engineered Controls, Inc.	Geothermal repairs	1732.80
Gage Co. Sheriff	Shf. fees/mlg	507.25
Garrison Law Firm	Atty fees	8559.50
Green Way Lawn Svcs.	Mowing	575.00
Hamm Glass	Glass removal	195.00
Jerry Shelton, Atty	Atty fees	2125.00
Jurors, Dist Ct	Jury fees	204.19
Joyce Kassing	Prior svc retirement	20.00
Ken's Pest Control	Pest control	140.00
Lammel Plumbing, Inc	Repairs, labor	166.13
Lepant Law Office	Atty fees	95.00
Mead Lumber	Supplies	81.74
Midwest Process Services	Civil process fees	204.12
MIPS, Inc.	IT support	5131.09
Naylor, Rappl Law Office	Atty fees	10,131.75
Nelson, Clark & Timan, PC LLO	Public Defender	6346.15
NI Government Services	Emer Mgmt sat phone	77.39
Noakes Heating & Air	Jail & Vets Offc repairs	6003.17
O'Reilly Auto Parts	Shf wiper blades	77.54
Paper Tiger Shredding, Inc.	Doc shredding	72.50
Prochaska & Associates	Needs assessment	3750.00
Quill – Ext.	Offc supplies	186.90
Quill – EMS	Offc supplies	187.96
Reagan Law Offices, PC LLO	Atty fees	380.00
Kristine Riekenberg	Mntl hlth bd hrng	95.00
Sapp Bros. Petroleum	Shf/Jail fuel	4869.44
SE Nebraska Communications	Falls City phones	109.93
Secretary of State	Atty cert copies	40.00
Sheridan Industries	Ext Offc janitorial svcs	150.00
Slims Body Shop	Shf veh repair	905.87
Smith, Schafer, Davis, LLC	Atty fees	3462.75
Soap Opera Laundry	Mop/rag cleaning	14.00
Stanard Appraisal Services	Appraisal maint.	1235.00
Staples Business Credit	Offc supplies	259.98
Stephen Kraviec, PC LLO	Child Suppt. Enf. Atty	2436.75
Summit Food Service, LLC	Jail meal svc.	5763.66
Sun Blockers	Jail veh window tint	140.00
T.O. Haas Tire	Grease, tires, repairs	2454.99
The Home Depot Pro	Restroom/janitorial supplies	876.40
Thomas & Thomas Court Reporters	Depo transcript	121.00
Thomson Reuters, West Pmt. Center	Law Library subscription	2602.54
UNL – Haskell Ag Lab	Offc mgr trng	95.00
U.S. Bank Corp – Purchase cards	Supplies, travel, equip.	1213.49
U.S. Post Service – Postmaster	EMS PO Box rent	118.00
Verizon Wireless – EMS 8923-1	Wireless phones	217.08
Verizon Wireless – EMS 6384-1	Wireless phones	327.89
Westlake Ace Hardware	Supplies	186.12
Windstream – Ext.	Phones	310.63
Windstream – Fillmore Cnty	Phones	433.43
Windstream – Hwy	Phones	310.63
Zoellner Ford of Beatrice	Shf veh repair	670.13

Road Fund

Highway Department Employees	Salaries	41,762.58
Beatrice Area Solid Waste Agency	Waste disposal	200.00
Beatrice Board of Public Works	Utilities	471.59
Beatrice Concrete Sand & Gravel	Rock & gravel	54,926.84
Beatrice Iron & Metal	Parts, tools, supplies	856.31
City of Beatrice	Garbage svc.	74.24
City of Wymore	Utilities	78.13
Farmer's Cooperative	Propane	24.82
Gage County Equipment	Parts, labor	897.27
Hard Rock Quarries, LLC	Rock	3109.36
Heartland Tires & Treads	Tires	1169.72
Inland Truck Parts & Svc.	Parts	565.64
Jim Hawk Truck Trailers	Part, supplies	277.66
Larry's Tire & Service	Tire repairs, mounts	315.00
Mead Lumber Co.	Supplies	59.72
MIPS, Inc.	Hwy program	192.32
NMC	Parts, oil	690.90
O'Reilly Auto Parts	Parts, tools, supplies	1647.77
R.L. Tiemann Construction	Gravel, hauling	151,536.61
RDO Truck Centers	Parts	619.85
Rock On, Inc.	Hauling material	7912.47
Sapp Bros.	Fuel, oil	36,426.64
Smith Auto, Inc.	Part	100.00
GB Auto Service, Inc.	Tire	173.56
Truck Center Companies	Parts	786.02
Westlake Ace Hardware	Pole saw, supplies	685.63
Zoellner Ford-Lincoln	Parts	93.17

Register of Deeds Preservation & Modernization Fund

MIPS, Inc.	Deeds online w/ numerical indexes	220.08
------------	-----------------------------------	--------

Insurance Fund

Gage County Health Insurance	Employee health ins. claims paid	44,789.94
Mutual of Omaha	Ins premiums, admin fees	560.11

General Fund

Ameritas	County share of Employees Retirement	11,737.77
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	11,793.59
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	26,861.25

Road Fund

Ameritas	County share of Employees Retirement	2,818.97
Security First Bank	Co. share of Empl. Soc. Sec. & Medicare	3,067.41
Gage County Clerk – Health Plan	Co. share of Empl. health insurance	9,011.75

Motion made by Swavely, seconded by Schuller to approve the consent agenda. Motion carried 6-0.

Motion made by Jurgens, seconded by Dorn to approve claim #23090247 to Hard Rock Quarries, LLC in the amount of \$3,109.36 and claim #23090256 to R.L. Tiemann, Inc. in the amount of \$151,536.61, bringing the total amount of claims paid through September 20, 2023 to \$707,395.55. Motion carried 5-0-1 with Tiemann abstaining due to conflict of interest.

Ralph Bodie, 70688 606th Ave., Liberty NE, spoke to the board during public comments. He said he's lived through the Cuban Missile Crisis and watched 50,000 men die in Vietnam serving in the military, all due to communism, and what's happening now in Ukraine with Russia, it's all from communism. And now we're inviting communists to raise hogs in America? He sold his hogs 3 years ago and only got 15% of what the value should have been. He said these hog operations destroy the water table with antibiotics and nitrogen gets in the water table. He is not against free enterprise but he is against communism. He tried to contact the Governor and the Lt. Governor and neither were accessible or take responsibility for what's happening. He said the board has a responsibility to the citizens of Gage County, to veterans, and to the flag and the republic for which it stands. The flag means something to him because he served his time in the military and served it well. He wants the board to have the knowledge needed to refuse these operations in Gage County.

Clint Ruyle, 60619 710th Rd., Liberty NE, spoke under public comments. He wanted to remind everyone that on June 28th the road where the CAFO is proposed was considered unsafe but the CAFO wasn't concerned about safety until we held their feet to the fire and made them come up with a route. He's concerned that it will be the same when they go to apply manure, and where they apply it, and the available acres, and that they're not going to comply until we hold their feet to the fire again. He has had several family members serve in the military and is concerned about what it says to our veterans when we give away our quality of life and what they fought for to a foreign entity. Quality of life means a lot to them in their community. A hog operation used a manure injector like the ones Summit is using to inject manure in a field five miles away from his residence and they could smell it – it's going to stink! He said his dad and son both served in the military and he has a grandson who just graduated from Air Force boot camp who wants to serve, and he feels we need to respect our veterans and not give away the quality of life they fought for to a foreign entity.

Committee reports were given by Dave Jones on Bldg. & Grounds/Winter Lights, Tiemann on Equalization, Jurgens on Finance/Insurance, Shf. Gustafson on Law Enforcement, Lisa Wiegand on Emergency Management and P&Z, and Jurgens on Road & Bridge. Topics of discussion included continuing masonry work on courthouse exterior; property valuations; placement of acoustic panels; re-seeding parking areas; P&Z meeting Sept. 26th at 6:30 p.m.; Shf. officers training; and update on seized horses.

Motion made by Lytle, seconded by Swavely to approve Gage County Tourism Agreement between County of Gage and Beatrice Area Chamber of Commerce for 2 years, effective July 1, 2023 through June 30, 2025. Motion carried 6-0.

Motion made by Jurgens, seconded by Swavely to approve agreement between Gage County and the State of Nebraska, Dept. of Transportation on a Statewide Upgrading of Existing Stop Sign Locations of Rural Roads. The state is funding a program to replace rural stop signs with new signs and posts with reflective tape, and the Hwy Dept. will provide the labor to replace them. Motion carried 6-0.

RESOLUTION

SIGNING OF THE PROJECT PROGRAM AGREEMENT

Gage County

Resolution No. 23-15

Whereas: Gage County is proposing a transportation project for which it would like to obtain Federal funds; and

Whereas: Gage County understands that it must strictly follow all Federal, State, and local laws, rules, regulations, policies, and guidelines applicable to the funding of the Federal-aid project; and

Whereas: Gage County and Nebraska Department of Transportation (NDOT) wish to enter into a new Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project.

Be It Resolved: by the Board of Supervisors of Gage County that:

The Chair of the Gage County Board of Supervisors is hereby authorized to sign the attached Project Program Agreement between Gage County and NDOT.

Gage County is committed to providing local funds for the project as required by the Project Program Agreement.

NDOT Project Number: HSIP-STWD(203)
NDOT Control Number: 01063
NDOT Project Name: Statewide Stop Sign Program

Adopted this 20th day of September, 2023 at Beatrice, Nebraska.

The Board of Supervisors of Gage County

/s/ Eddie Dorn /s/ Don Schuller
/s/ David Swavely /s/ Terry Jurgens

/s/ Gary Lytle

/s/ Erich Tiemann

Board Member Jurgens moved the adoption of said Resolution. Member Swavely seconded the motion. Roll Call: 6 Yes 0 No 0 Abstained 1 Absent Resolution adopted, signed and billed as adopted.

Attest:

/s/ Dawn Hill
Signature County Clerk

Motion made by Jurgens, seconded by Swavely to approve adopting Resolution #23-15 approving the signing of the Upgrading of Stop Signs Project Program Agreement. Motion carried 6-0.

RESOLUTION SETTING THE PROPERTY TAX REQUEST

RESOLUTION NO. 23-16

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provide that the Governing Body of GAGE County passes by a majority vote a resolution or ordinance setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE, the Governing Body of GAGE County resolves that:

1. The 2023-2024 property tax request be set at:

General Fund	\$ 11,053,715.74
0	\$ -
0	\$ -
0	\$ -
2. The total assessed value of property differs from last year’s total assessed value by 9.35 percent.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0.312411 per \$100 of assessed value.
4. GAGE County proposes to adopt a property tax request that will cause its tax rate to be 0.293388 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of GAGE County will increase last year’s budget by 0.82 percent.

Motion by Lytle, seconded by Swavely to adopt Resolution #23-16

Voting yes were:

- /s/ Eddie Dorn
- /s/ David Swavely
- /s/ Gary Lytle
- /s/ Erich Tiemann
- /s/ Terry Jurgens
- /s/ Don Schuller

Voting no were:

None

Dated this 20th day of September, 2023

/s/ Dawn Hill
Gage County Clerk

Motion made by Lytle, seconded by Swavely to approve adopting Resolution #23-16 setting the 2023-2024 tax request at a different rate than the 2022-2023 tax request. Motion carried 6-0.

RESOLUTION OF ADOPTION AND APPROPRIATIONS

#23-17

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2023, to June 30, 2024, prepared by the Budget Making Authority, was transmitted to the County Board on the 20th day of September, 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Gage County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2023, to June 30, 2024, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Gage County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2023, and ending June 30, 2024.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

DATED AND PASSED THIS 20th DAY OF SEPTEMBER, 2023.

COUNTY BOARD

/s/ Eddie Dorn

/s/ Terry Jurgens

/s/ David Swavely

/s/ Erich Tiemann

/s/ Gary Lytle

/s/ Don Schuller

Motion made by Dorn, seconded by Swavely to approve adopting Resolution #23-17 adopting the County Budget for Fiscal Year 2023-2024. Motion carried 6-0.

Schuller let the board know he has a meeting on November 2nd for renewable energy.

Chairman declared Board of Supervisors meeting adjourned at 9:32 a.m. until October 4, 2023.

Board minutes can also be viewed on the Gage County website at www.gagecountynebraska.us.

/s/ Dawn Hill

/s/ Erich Tiemann

Dawn Hill

Erich Tiemann, Chairman

Gage County Clerk

Gage County Board of Supervisors

I, Dawn Hill, County Clerk of Gage County, do hereby certify that the above records are true and accurate to the best of my knowledge.

Witness my hand and official seal this 20th day of September, 2023.

(SEAL)

/s/ Dawn Hill

Dawn Hill

Gage County Clerk