

The Gage County Board of Supervisors met on April 1, 2026, at 8:45 a.m. as per public notice given on the county website and in the Beatrice Daily Sun on March 19, 2026, copy of the proof of publication being on file in the County Clerk’s Office. The agenda for all meetings is kept continually current and is available for public inspection at the County Clerk’s Office during normal business hours and was communicated in the advance notice of the meeting. The Board of Supervisors has the right to modify the agenda to include items of an emergency nature only, at such public meeting. All of the proceedings shown hereafter were taken while in the convened meeting which was open to the attendance of the public.

Supervisors Rex Adams, Rick Clabaugh, Emily Haxby, Erich Tiemann, Gary Lytle, Eddie Dorn, and Terry Jurgens present.

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 \$595,746.83 which does not include claim #2604000066 to Hard Rock Quarries LLC. in the amount of \$778.28 to be voted on separately; 4. approve correspondence received and place on file; 5. Receive 2025 annual report for Cortland Volunteer Fire & Rescue & Clatonia Rescue Squad; 6. Approve Utility Permit #1345 to Windstream Nebraska, LLC. Windstream will be removing temporary line and replacing it with a permanent line on the North side of Apple Road East of 96<sup>th</sup> Road. Windstream will start at pedestal 292OC in the North ditch of Apple Road, plow new communications line in the outer edge of the ROW and splice into existing line at pedestal 298OC. Located south of Section 1, T-6-N, R-7-E, Nemaha Twp.; 7. Approve Utility Permit #1346 to Windstream Nebraska, LLC. Windstream will be removing temporary lines and replacing them with permanent lines along Locust Road and S. 1<sup>st</sup> Road. Windstream will start at pedestal S468OC in the North ditch of Locust, plow new communications line in the outer edge of the ROW to pedestal S464OC along the West grader ditch of S. 1<sup>st</sup> Road and splice into existing line. Windstream will also remove another temporary line along S. 1<sup>st</sup> Road and replacing it with a permanent line. Windstream will start at pedestal S457OC in the West grader ditch of S. 1<sup>st</sup>, plow a new communication line in the outer edge of the ROW to pedestal S434OC and slice into existing line. Located South and East of Section 15, T-3-N, R-6-E, Riverside Twp.; 8. Approve RFP for Mobile Application Development. Bids to be opened on May 13, 2026, at 9:15 a.m.

<u>General Fund</u>	<u>Description</u>	<u>Amount Allowed</u>
Courthouse Employees	Gross pay	168,807.17
Advanced Correctional Healthcare	Jail on-site medical svcs	979.90
AT&T Mobility Accounts	Shf cell phones	695.18
Axon Enterprises, Inc.	Taser	170.18
Beatrice Board of Public Works	Ext offc utilities	222.63
Beatrice Postmaster	Ext offc stamps	234.00
Black Hills Energy Det 8852	Jail utilities	395.46
Black Hills Energy Ext 5089	Utilities	244.70
Black Hills Energy Shf 1674	Utilities	572.41
Capital Business Systems	ROD copier lease	91.00
Capital City Transfer Svcs.	Coroner transfer svcs	393.55
Charter Comm. Spectrum 2019	Jail cable TV	249.00
Cidnet	Data	999.90
City of Beatrice	Qtrly Prob utilities, qtrly EMS svcs	46,387.80
Clerk of District Court	Court costs	764.07
Column Software PBC	Publications	834.17
Community Physicians Clinic	Pre-empl exam	153.65
Correctional Risk Services	Jail medical	278.89
Cortland-Lancaster Rural Fire	Qtrly EMS svc	1500.00
Critical Hire	Reports	25.00
DAS St. Accntng Cntrl Fin 6505	Data proc., EV postcards	3444.29
Datashield Corp.	Doc shredding	7.60
Eakes Office Solutions	Offc supplies	8.40
Elite Court Reporting	Transcript	267.80
First Wireless	Twr rent, repairs	6661.57
Great Plains Uniforms	Supplies	243.38
Guardian RFID	Charger	28.50

General Fund cont.

Huls Body Shop	Towing	196.80
Jerry Shelton, Atty	Atty fees	522.50
Kiesler's Police Supply	LE supplies	104.92
Kraviec, Maurstad Law	Child Suppt. Enf Atty	3076.92
MIPS, Inc.	Receipts, Programs	5812.65
Murray Law	Atty fees	737.50
NACO	Mtg fees	40.00
NE Health & Human Svcs.	St. Inst.	336.00
Nelson, Clark & Timan	Public Defender	6346.15
Nicholas Milke	Witness fees/mlg	66.40
Philippi Electric	Dishwasher hookup	125.00
Physicians Laboratory	Autopsy expns	5586.59
Priority Printing	Co Atty bus. cards, Prob supplies	182.20
Quill – Ext.	Supplies	232.57
Quill – EMS	Supplies	86.87
Quill – Prob.	Supplies	205.41
Region 5 Systems	EPC billing	4280.00
Spectrum (Charter)	EM cable TV	11.47
Summit Fire Protection	Semi-annl test	386.00
Summit Food Svc.	Jail meals	6408.18
Tad Eickman	Atty fees	3924.80
TechMasters	Dishwasher repair	615.50
TK Elevator Co.	Elev maint	59.58
TreviPay	Prob equipment	82.99
Tyler Technologies	VetraSpec program	951.88
Verizon Wireless EMS 8923-1	EM cell phones	223.97
Verizon Wireless VSat	Location updates	150.00
Wellness Recovery Action Plan	Supplies	458.54
Zachary Smith	Witness fees/mlg	21.45

Road Fund

Highway Department Employees	Gross pay	43,100.77
Beatrice Concrete Co.	Rock	2763.34
Black Hills Energy Hwy 6863	Utilities	120.17
Black Hills Energy Hwy 8861	Utilities	335.48
Bomgaars	Tools, oil, supplies	89.17
Column Software	Publications	315.82
Concrete Industries	Sealant	7050.00
Constellation NewEnergy Gas Div.	Utilities	751.62
DMC Wear Parts, LLC	Blades	4994.40
First Wireless, Inc.	Repeater rental	350.00
Gage Co. Reg. of Deeds	Easements	132.00
Hard Rock Quarries, LLC	Rock	778.28
Joel Pieper	Easements	482.23
Larry's Tire & Service	Repairs & changeovers	320.00
Medical Enterprises, Inc.	Drug/alcohol testing	113.00
MIPS, Inc.	Hwy program	192.32
NE Machinery Co.	Parts	2466.11
Norris Public Power Dist.	Utilities	482.32
Rewound Power Motors	Labor	121.50
Robert Bredwell	Easements	755.13
Wayne Wallman	Easements	1852.98

Visitor's Promotion Fund

Beatrice Area Chamber of Commerce	Lodging tax	5535.90
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Register of Deeds Preservation & Modernization Fund

MIPS, Inc.	Deeds online w/ numerical indexes	228.27
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Insurance Fund

Gage County Health Insurance	Employee hlth ins claims paid	107,008.30
Lucent Health Solutions	Ins. premiums, admin fees	40,809.72

Diversion Program Fund

Diversion Employees	Gross pay	2199.66
Yellow Cab of Beatrice, Inc.	Vouchers	210.00

Federal Grant Fund – Transportation Development

Felsburg, Holt & Ullevig Prof. svcs HUD Proj. 1410.00

Inheritance Fund

Estate of Loren Koch Inher. tax refund 1.70

General Fund

Ameritas County share of Employees Retirement 12,097.99

Security First Bank Co. share of Empl. Soc. Sec. & Medicare 12,256.22

Gage County Clerk – Health Plan Co. share of Empl. health ins. – Gen & Road 64,963.63

Road Fund

Ameritas County share of Employees Retirement 2,909.30

Security First Bank Co. share of Empl. Soc. Sec. & Medicare 3,166.09

Diversion Program Fund

Ameritas County share of Employees Retirement 100.38

Security First Bank Co. share of Empl. Soc. Sec. & Medicare 168.27

Motion made by Haxby, seconded by Lytle to approve the consent agenda with the change from May 27 to May 13, 2026. Motion carried 7-0.

Motion by Jurgens, seconded by Dorn to approve claim #2604000066 to Hard Rock Quarries LLC. in the amount of \$778.28, bringing the total amount of claims paid through April 1, 2026, to \$596,525.11. Motion carried 6-0-1 with Tiemann abstaining due to conflict of interest.

No public present for comments or request for future agenda items.

Committee reports were given by Dave Jones on Building & Grounds; Jurgens on Finance/Insurance; Lyle and Lisa Wiegand on Law Enf & Emg Mgmt; Haxby on Rd & Bridge. Topics included painting the Extension office, tree grant, sliding door, burn ban extended.

**RESOLUTION NO. 26-04**

WHEREAS, the Gage County Board of Supervisors has been presented with a request and application for a special use permit, (SUP) #2026-1 for the placement of a Commercial Agriculture Building, with a stated intended purpose requiring the approval of an SUP per section 5.25 of the Gage County Zoning Regulations;

WHEREAS, the Gage County Planning and Zoning Commission has held a public hearing to consider this special use permit, the date of said public hearing being February 19, 2026, at 7:15 p.m., in the Board of Supervisors meeting room;

WHEREAS, the Gage County Planning and Zoning Commission has recommended approval of this special use permit #2026-1; and

WHEREAS, this special use permit is in a transitional agricultural zoning district (A2), located in the southeast quarter of Section 24-6-7, of the Nemaha Township; and

WHEREAS, the Gage County Board of Supervisors on March 18, 2026, at 10:00 a.m., held a public hearing to take input on this special use permit after proper notice and publication of said hearing for approving or disapproving Special Use Permit #2026-1; and

WHEREAS, the opportunity for public comments was heard in support of, as neutral to, and in opposition to the special use permit and were considered by the Gage County Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED BY THE GAGE COUNTY BOARD OF SUPERVISORS OF GAGE COUNTY, NEBRASKA, that the special use permit #2026-1 for the placement of a Commercial Agriculture Building, located in the southeast quarter of Section 24-6-7, of the Nehama Township, shall be;

approved for the reasons stated on the record.

approved with conditions: \_\_\_\_\_.

disapproved for the reasons stated on the record.

Motion made by Jurgens, seconded by Lytle to adopt the foregoing Resolution.

All members present as listed and voted as follows:

Yea: Adams, Clabaugh, Haxby, Tiemann, Lytle, Dorn, Jurgens

Nay: None

/s/ Erich Tiemann  
Chairman

Subscribed and sworn to before me this 1<sup>st</sup> day of April, 2026

/s/ Dawn Hill

Motion by Jurgens, seconded by Lytle to adopt Resolution #26-04 for Special Use Permit 2026-1 for the placement of a Commercial Agriculture Business to be located on a tract of land located on a part of the Southeast quarter of Section 24 – 6- 7 of Nemaha Twp. Motion carried 7-0.

Motion by Haxby, seconded by Dorn to approve recommendation of a Special Designated Liquor License to The Red Barn Farm for St. Paul’s Evangelical Lutheran fundraiser on April 24, 2026. Motion carried 7-0.

Discussion took place on a resolution to place a moratorium on data centers and requesting the Planning & Zoning Commission to study, develop and make recommendations to the Board of Supervisors. Tiemann stated he was not in favor of a moratorium as it sends a bad message to business. He wasn’t sure that when it had been done in the past that it had been done legally. He felt that the county still has a process in place if a permit would come it. That we have the right to place conditions. Tiemann feels before we shut down any development in the county, we need to step back and look at what kind of message it sends to the outside. He feels that we want to protect our citizens, our resources and what goes on in our county, we want to keep the doors open. Clabaugh indicated that he would be against a moratorium without more information. Haxby said a moratorium would just be a pause, not permanent. It allows time for review. She feels that we need to respect the investment that has already been made here by our constituents (as there were multiple individuals at the meeting). Haxby wants to send to P&Z to have a public hearing on a moratorium. Adams stated that he does not have enough information on this to vote.

Motion by Haxby, seconded by Jurgens to send concept of data centers/industrial facilities regulation to Planning & Zoning for review and give recommendation. Motion carried 7-0.

Short break @ 9:59 a.m. Back in session at 10:13 a.m.

Motion by Lytle, seconded by Dorn to go into closed session at 10:13 a.m. to consult legal counsel on pending litigation. Motion carried 7-0.

Motion by Adams, seconded by Dorn to come out of closed session at 11:00 a.m. Motion carried 5-0 with Jurgens and Haxby leaving during closed session.

Motion by Adams, seconded by Dorn to approve the county board’s response to the grievance filed by Deputy John Patsch. It was also stated that since Deputy Patsch was overpaid, repayment of those funds well as review of any others that were overpaid. Motion carried 5-0.

Chairman declared Board of Supervisors meeting adjourned at 11:04 a.m. until April 15, 2026.

Board minutes can also be viewed on the Gage County website at [www.gagecountyne.gov](http://www.gagecountyne.gov).

/s/ Dawn Hill  
Dawn Hill  
Gage County Clerk

/s/ Erich Tiemann  
Erich Tiemann, Chairman  
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 1<sup>st</sup> day of April, 2026.

(SEAL)

/s/ Dawn Hill  
Dawn Hill  
Gage County Clerk