

## PROCEEDINGS OF THE KNOX COUNTY BOARD OF SUPERVISORS

Center, Nebraska  
October 2, 2024  
9:30 a.m.

A regular meeting of the Knox County Board of Supervisors was held in the Boardroom at the Knox County Courthouse in Center, Nebraska on the date of Wednesday, October 2, 2024 at 9:30 a.m. Present were Supervisors Martin J. O'Connor District #1, Patrick J. Liska District #2, David L. Pierce District #3, James Sokol, Jr. District #4, Kevin D. Mackeprang District #5, Danny R. Schlote District #6 and James J. Borgmann District #7. Absent was none. Chairman Sokol, Jr. presiding.

Deputy County Attorney Jensen led the Board in the Pledge of Allegiance.

Chairman Sokol, Jr. announced to the public that a copy of the Public Open Meeting Act was posted in the Boardroom.

Notice of the meeting was given in advance thereof by publication in the Bloomfield Monitor newspaper, as shown by the Affidavit of Publication attached to these minutes.

Notice of this meeting was simultaneously given to all members and a copy of their acknowledgment and receipt of notice and agenda is attached to these minutes. All proceedings hereafter shown were taken while the convened meeting was opened to the attendance of the public.

Sr. Office Clerk Surface read the September 18, 2024 meeting minutes. Chairman Sokol, Jr. approved the minutes of the September 18, 2024 meeting.

The public comment session was held from 9:45 a.m. until 10:00 a.m. No one gave public comment.

Motion by Supr. Schlote, seconded by Supr. Mackeprang that all claims except Claims #24100088 and #24100091, audited and approved for payment by the Claims Committee, be allowed subject to delinquent personal taxes. By roll call vote. Ayes all Districts. Nays none. Motion carried. A full list of claims totaling \$508,115.95 are listed at the end of these proceedings.

Motion by Supr. Schlote, seconded by Supr. Pierce that Claim #24100091 in the amount of \$27,890.80 payable to Elder Law and Estate Planning payable from the Inheritance Fund, audited and approved for payment by the Claims Committee, be allowed subject to delinquent personal taxes. By roll call vote. Ayes Districts #1, #2, #3, #4, #6 and #7. Nays none. Abstain District #5 due to conflict of interest. Motion carried.

Chairman Sokol, Jr. moves the Board recess for Board of Equalization at 10:00 a.m.

The Knox County Board of Supervisors reconvened at 10:05 a.m. with all members present.

Motion by Supr. Borgmann, seconded by Supr. Schlote to place on file the Receipts Revenue List of September 16 – 27, 2024. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Pierce, seconded by Supr. Schlote to place on file Lease Agreement 65942025 – Addendum #3 between the County of Knox and the Department of Administrative Services, State Building Division, acting on behalf of the Department of Health and Human Services for the rental of a 1,764-foot portion of Annex #2 for four years starting October 1, 2024 noting that in addition the County provides 468 feet at no rental cost to the State as per statute and with the lease term amount to be \$27,675.00 October 1, 2024 – September 30, 2025; \$28,366.88 October 1, 2025 – September 30, 2026; \$29,076.48 October 1, 2026 – September 30, 2027 and \$29,803.08 October 1, 2027 – September 30, 2028. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Hwy. Supt. Barta met with the Board on the following: 1.) As per Statute 39-1811, roadsides are to be mowed sometime in July for the first time and sometime in September for the second time. Many of the roadsides are not being mowed; 2.) Update on the County Bridge Match Program. Several possible bridge projects were discussed; 3.) County Township Allocation update; 4.) The Weigand Bridge approaches have been raised; 5.) Oil Crew update. The center lines will be painted on approximately 60 miles of County oiled roads; 6.) Bridge Crew update; 7.) Discussed the recent auction held in Cedar County on September 30, 2024. The net sales of surplus Road Dept. equipment were \$12,472.50 and the net sales of surplus Sheriff Dept. vehicles was \$5,043.50; 8.) Motion by Supr. Liska, seconded by Supr. Pierce to authorize Chairman Sokol, Jr. to sign the Certification to Board of Public Roads Classifications and Standards. By roll call vote. Ayes all Districts. Nays none. Motion carried.

As per request of County Sheriff Henery, motion by Supr. Pierce, seconded by Supr. Liska to go into closed session at 10:36 a.m. so as to not cause injury to individuals when discussing personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried. Chairman Sokol, Jr. reiterated the closed session will be held so as to not cause injury to individuals when discussing personnel. Also present during the closed session was County Clerk Fischer. The Board came out of closed session at 10:57 a.m.

Motion by Supr. Mackeprang, seconded by Supr. Borgmann to close at 10:57 a.m. the closed session held on personnel. By roll call vote. Ayes all Districts. Nays none. Motion carried.

At 11:00 a.m., Chairman Sokol, Jr. opened the advertised public hearing for a reuse loan to Michael and Katie Montagna to expand their daycare in Creighton. Jeff Christensen, Business Loan Specialist with NENEDD and Michael Montagna were present and presented information on the proposed daycare. Chairman Sokol, Jr. closed the public hearing at 11:05 a.m. Motion by Supr. Borgmann, seconded by Supr. Mackeprang to approve a reuse loan in the amount of \$42,000 to Michael and Katie Montagna to expand their daycare in Creighton with terms to be a 20-year loan at 4.5% fixed interest. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Motion by Supr. Mackeprang, seconded by Supr. Schlote that Claim #24100088 in the amount of \$42,000.00 payable to NED, Inc. payable from the Economic Development Fund, audited and approved for payment by the Claims Committee, be allowed subject to delinquent personal taxes. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Emergency Manager/Zoning Administrator Jelinek met with the Board on the following: 1.) Discussion was held on a consolidation of Emergency Management with Cedar County with Cedar County taking the lead. Deputy County Attorney Jensen and Emergency Manager Jelinek discussed a draft contract, wages, benefits, who will pay for equipment or percentage of costs, possible assistant position to help with both counties, funding, and creating a region. Communication will be made with the Cedar County Board of Commissioners and the Cedar County Emergency Manager.

At 11:15 a.m., Chairman Sokol, Jr. opened the advertised hearing for a public hearing on the HWY 12 LLC dba Lindy Bar & Grill Class C Liquor License Application. Darren and Becky Jensen were present and informed the Board of

their proposed operation at Lindy. Chairman Sokol, Jr. closed the public hearing at 11:23 a.m. There was no one present in opposition. Motion by Supr. Liska, seconded by Supr. Mackeprang to approve a Class C Liquor License Application for HWY 12 LLC dba Lindy Bar & Grill. By roll call vote. Ayes all Districts. Nays none. Motion carried.

Emergency Manager/Zoning Administrator Jelinek continued with the following: 2.) Discussed was a letter regarding Herzog Feedlot - South Lot Concentrated Animal Feeding Operation received from the Nebraska Department of Environment and Energy. Comments from the Board are due by October 12, 2024 on the Modified Construction and Operating Permit Application on the Herzog Feedlot South Lot. Questioned was whether the construction was being done on the permitted area; 3.) The Board, Deputy County Attorney Jensen and Emergency Manager/Zoning Administrator Jelinek discussed zoning and how to improve it for the Board when having to make decisions. More discussion will be held at the next meeting; 4.) The Board of Adjustments will be meeting on October 8, 2024.

Motion by Supr. Pierce, seconded by Supr. Borgmann to go into closed session at 11:45 a.m. with Attorney David Begley via telephone conference on pending North Fork wind litigation. By roll call vote. Ayes Districts #1, #2, #3, #4, #6 and #7. Nays none. Abstain District #5 due to conflict of interest. Motion carried. Chairman Sokol, Jr. reiterated the closed session will be held on pending North Fork wind litigation. Supr. Mackeprang excused himself from the closed session due to conflict of interest and left the meeting briefly. The Board came out of closed session at 12:28 p.m.

Motion by Supr. Schlote, seconded by Supr. Pierce to close the closed session at 12:28 p.m. that was held on pending North Fork wind litigation. By roll call vote. Ayes Districts #1, #2, #3, #4, #6 and #7. Nays none. Absent was District #5. Motion carried.

Supervisor Mackeprang rejoined the meeting at 12:29 p.m.

Officials' update was given by County Clerk Fischer on the following: 1.) Deer dumpsters will be delivered to the Niobrara and Creighton County yards later in October; 2.) Discussed was a pending county burial application. More research will be done on the application; 3.) Update on the recent Joint Public Hearing held on September 23, 2024.

**GENERAL FUND.** Salaries, 106,206.98; Bomgaars Supply Inc., supplies/repairs, 36.44; Classic Carpet Care, mop rental, 55.00; Collector of Internal Revenue, Social Security County pays, 7,997.16; County of Knox Employee Benefit c/o Healthcare Solutions Group Inc., insurance County pays, 24,431.45; DAS State Accounting- Central Finance, backup/radios, 874.50; DAS State Accounting -Central Finance, teletype, 537.60; Des Moines Stamp Mfg. Co., stamps, 194.30; Eakes Office Solutions, office supplies/paper/janitor supplies, 1,598.97; Echo Group Inc., bulbs, 162.00; Fire Protection Services LLC, inspection, 600.00; First National Bank Omaha, postage/gas/supplies/meals/lodging, 5,501.16; Floor Maintenance & Paper Supply Co. supplies, 527.91; Great Plains Communications, phone/internet/fax, 1,255.67; Hagge Glass, repairs, 45.00; Heartland Heating & Air Conditioning Inc, quarterly billing, 3,420.00; Kristine Tramp, mileage, 30.82; Landmark Surveying, surveyor fees, 1,145.86; Lincoln National Life Insurance Co., insurance County pays, 142.00; Loffler, copier contract, 387.53; Megan Hanefeldt, supplies, 33.57; Moody Motor Company, repairs, 3,582.95; North Central Public Power District, electricity, 2,657.47; Northeast Nebraska News, publishing, 80.16; Pitney Bowes, meter lease, 159.57; Pitzer Digital, publishing/subscription, 260.00; Principal Life Insurance Company, insurance County pays, 1,075.68; Region 4 Behavioral Health System, quarterly billing, 6,407.75; Retirement Plans Division of Ameritas, retirement County pays, 7,355.45; Security Shredding Services, shredding, 100.00; The Cornhusker Marriott Hotel, lodging, 118.25; Thomas & Thomas Court Reporting, court transcripts, 5,292.82; Top Quality Glove, gloves, 74.75; Village of Center, water/sewer/garbage, 846.00.

**ROAD FUND.** Salaries, 40,034.21; B's Enterprises Inc., signs/misc, 2,810.50; Black Hills Energy, heating fuel, 97.73; Blackburn Mfg. Co., flags, 238.50; Bomgaars Supply Inc., shop supplies/tools/tordon/def, 932.43; Cedar-Knox Public Power District, electricity, 129.27; City of Bloomfield, water, 28.00; Collector of Internal Revenue, Social Security County pays, 3,016.47; County of Knox Employee Benefit c/o Healthcare Solutions Group Inc., insurance County pays, 10,497.68; Crofton Journal/Niobrara Tribune, publishing, 31.40; Eakes Office Solutions, copier agreement, 135.74; First National Bank Omaha, registration, 125.00; Freeman Oil CO. LLC, diesel, 1,273.00; Great Plains Communications, phone, 201.04; Grossenburg Implement, repairs/filters/oil/wrench, 3,619.39; Jebro Inc., road oil, 99,770.78; Kelsey Schmidt, box sander, 2,500.00; Knox County Register of Deeds, recording, 112.00; Lincoln National Life Insurance Co., insurance County pays, 56.62; Mainelli Wagner & Associates Inc., engineer fees, 42,401.06; Midwest Spray Team & Sales Inc., spraying, 768.11; Nebraska Public Power District, electricity, 202.84; NMC Inc., repairs, 1,282.90; North Central Public Power District, electricity, 313.15; Northeast Nebraska Tire and Trailer, flatbed trailer, 17,900.00; K&S Door Co Inc, dba Overhead Door Co of Norfolk, repairs, 562.00; People's Grocery, shop supplies, 37.93; Pomp's Tire Service Inc., tires, 100.00; Principal Life Insurance Company, insurance County pays, 403.38; Retirement Plans Div. of Ameritas, retirement County pays, 2,646.63; Rose Equipment Inc., repairs, 1,302.97; Steffen's Service Station, gas, 505.25; Village of Center, water/sewer, 34.00.

**CHILD SUPPORT FUND.** Great Plains Communication, phone/internet/fax, 165.12; Hometown Leasing, copier lease, 168.91.

**VISITOR'S PROMO FUND.** Harm & Tulleys Event Center, promo grant, 428.95; Wausa Community Club, promo grant, 1,000.00.

**ECONOMIC DEVELOPMENT FUND.** NED Inc., reuse loan, 42,000.00.

**C&C DEVELOPMENT FUND.** Salaries, 3,595.74; Collector of Internal Revenue, Social Security County pays, 271.06; First National Bank Omaha, gas/supplies/leadership, 539.15; Great Plains Communication, phone/internet/fax, 61.13; Lincoln National Life Insurance Company, insurance County pays, 2.98; Principal Life Insurance Company, insurance County pays, 22.41; Retirement Plans Div. of Ameritas, retirement County pays, 230.90.

**INHERITANCE FUND.** Elder Law and Estate Planning, attorney fees, 27,890.80; Fitzgerald, Vetter & Temple, court appointed attorney, 332.50; Jamie Miller Legal Services LLC, court appointed attorney, 11,046.87; Rodney W. Smith, public defender contract, 2,083.33.

**911 EMERGENCY FUND.** City of Norfolk, networking, 44.74; Great Plains Communications, phone/internet, 234.36; Three River Telco, phone, 66.42.

**911 WIRELESS SERVICE FUND.** City of Norfolk, networking, 104.38; Great Plains Communications, phone/internet, 406.46; Three River Telco, phone, 154.99.

TOTALS

General Fund	\$183,194.77
Road Fund	234,069.98
Child Support Fund	334.03
Visitor's Promo Fund	1,428.95
Economic Development Fund	42,000.00
C&C Development Fund	4,723.37
Inheritance Fund	41,353.50
911 Emergency Fund	345.52
911 Wireless Service Fund	665.83
<b>Total</b>	<b>\$508,115.95</b>

Chairman Sokol, Jr. adjourned the Knox County Board of Supervisors at 12:45 p.m. on Wednesday, October 2, 2024 until Wednesday, October 16, 2024 for a regular meeting.

I, Joann M. Fischer, Knox County Clerk, do hereby certify that the County Board minutes are correct to the best of my knowledge.

ATTEST:

  
Joann M. Fischer, Knox County Clerk



COUNTY BOARD OF SUPERVISORS  
OF KNOX COUNTY, NEBRASKA

By   
James Sokol, Jr., Chairman

\*\*\*\*\*