



# Saunders County Board Minutes



## BOARD OF SUPERVISORS PROCEEDINGS March 9, 2021

Pursuant to adjournment, the Board met with Hrdlicka, Smaus, Albrecht, Lutton and Karloff present. Breunig and Sukstorf were excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public, except when in closed executive session.

Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Chairperson Karloff called for a moment of silence in honor of Steve Mika, Saunders County Public Works Director who a passed away March 5, 2021.

### \*\*Recognition of Veteran of the Month\*\*

Richard 'Dick' Potter of Valparaiso was recognized as the "Veteran of the Month for March". Mr. Potter served in the Army from September 1968 to July 1970. Upon completing Basic Training and AIT, he was sent overseas to Vietnam as an infantryman later becoming a motorman (he was a point man and machine gun operator). Mr. Potter was discharged from the Army, July 24, 1970 as an E5/SGT. His awards included the National Defense Service Medal, Vietnam Service Medal, Vietnam Campaign Medal, ARCOM, Bronze Star Medal, the Air Medal and the combat Infantry Badge. Qualifications for the "Air Medal" are (3) enemy aircraft in flight confirmed and destroyed, (25) operational flights during which exposure to enemy fire is expected and (100) operational flights during which exposure to enemy fire is not expected. The "Combat Infantry Badge" is awarded to those that were under fire with the enemy forces in a combat zone.

Mr. Potter returned to Nebraska to help his dad with the farm. He met his wife Marica and for the last 50 years she has been at his side. They have (2) daughters and (2) sons and (13) grandchildren.

Mr. Potter has been a member of the Cattlemen's Association; a member of the VFW and American Legion in Valparaiso (currently serving as the Vice Commander); he is also a member of the elite group of American Legion Members called 48-8 (their work with charities has been remarkable); and a member of the Knights of Columbus.

Assistant Public Works Director updated the Board on the progress of several contracted road/bridge projects; as well as updated them the various projects the County Crews were working on.

Motion by Lutton, seconded by Hrdlicka to open the Public Hearing at 9:12 a.m., for consideration of the following:

**1)** Application #9181 by Terri Kucera for rezoning of property from Transitional Agricultural to Residential Estates, Sec. 4-12-9 (Ashland Rural Township) and **2)** Application SD124 by Carson Stratman, Estates Provence Phase 3, Lots 46-65 Final Plat, Sec. 35-15-9 (Union Township). Voting yes were Hrdlicka, Smaus, Albrecht, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Lutton, seconded by Smaus to close the Public Hearing at 9:18 for consideration of the following: **1)** Application #9181 by Terri Kucera for rezoning of property from Transitional Agricultural to Residential Estates, Sec. 4-12-9 (Ashland Rural Township) and **2)** Application SD124 by Carson Stratman, Estates Provence Phase 3, Lots 46-65 Final Plat, Sec. 35-15-9 (Union Township). Voting yes were Smaus, Albrecht, Lutton, Karloff and Hrdlicka. Voting no were none. Motion carried.

Motion by Lutton, seconded by Smaus to adopt Resolution **#17-2021** approving application #9181 by Terri Kucera for rezoning of property from Transitional Agricultural to Residential Estates, Sec. 4-12-9 (Ashland Rural Township); as per the recommendation of the Planning Commission. Voting yes were Albrecht, Lutton, Karloff, Breunig. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to adopt Resolution **#18-2021** approving Application SD124 by Carson Stratman, Estates Provence Phase 3, Lots 46-65 Final Plat, Sec. 35-15-9 (Union Township); as per the recommendation of the Planning Commission. Voting yes were Karloff, Hrdlicka, Smaus and Albrecht. Voting no were none. Lutton abstained. Motion carried.



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Motion by Hrdlicka, seconded by Albrecht to approve Application #9182 by R&A Builders for a Replat of Lots 80 & 81, Sandy Pointe Lake Development, Sec. 18-13-10 (Clear Creek Township); as recommended by the Planning Commission. Voting yes were Karloff, Hrdlicka, Smaus, Albrecht and Lutton. Voting no were none. Motion carried.

Motion by Lutton, seconded by Hrdlicka to set a Public Hearing for 9:00 a.m., April 6, 2021 for the consideration of Application SD#123 by Whispering Ridge Estates for Final Plat of Whispering Ridge Estates, Sec. 6-15-9 (Leshara Township). Said public hearing will be held at the Russell Shanks 4-H Exhibition Hall (Saunders County Fair Grounds, 635 E 1<sup>st</sup> Street, Wahoo). Voting yes were Hrdlicka, Smaus, Albrecht, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Lutton, seconded by Hrdlicka to approve the County's Payroll for the March 16<sup>th</sup> pay period; the County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Smaus, Albrecht, Lutton, Karloff and Hrdlicka. Voting no were none. Motion carried.

Motion by Lutton, seconded by Smaus to accept the County Treasurer's Report on the Public Tax Sale held on March 1, 2021, as presented. Voting yes were Albrecht, Lutton, Karloff, Hrdlicka and Smaus. Voting no were none. Motion carried.

Motion by Albrecht, seconded by Hrdlicka to authorize the Chairperson to the sign the Michigan Conference of Teamsters Welfare Fund "Memorandum of Understanding" documents and Amendment No. 1 to Saunders County Section 125 Cafeteria Plan – that allows for Bargaining Unit and Non-Bargaining Unit employees to participate in "OPT Outs for MCTWF Employee and Beneficiaries" (Spouse and Children), as well as "OPT Outs for MCTWF Beneficiaries-Only (Spouse and Children) – that does not exclude "Medicare" as an allowable OPT Out coverage. Voting yes were Lutton, Karloff, Hrdlicka, Smaus and Albrecht. Voting no were none. Motion carried.

## Legislative Matter(s):

The County Attorney visited with the Board with regards to LB 507 that was introduced by Senator Bostelman, that would prohibit the use of treated see corn in the production of agricultural ethyl alcohol in certain circumstances. The circumstances it addresses is "if such use results in the generation of a byproduct that is deemed unsafe for livestock consumption or land application".

Motion by Smaus, seconded by Albrecht to approve the minutes of the February 23<sup>rd</sup> Board meeting. To also approve the withdrawal and addition of Pledged Securities, as presented by the County Treasurer. Voting yes were Karloff, Hrdlicka, Smaus, Albrecht and Lutton. Voting no were none. Motion carried.

Committee Reports: None

Open discussion from the Public: None

Motion by Lutton, seconded by Albrecht to convene in Closed Session at 9:49 a.m., for personnel matters (84-1410) with the County Attorney present. Voting yes were Hrdlicka, Smaus, Albrecht, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to adjourn from Closed Session at 10:21 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Smaus, Albrecht, Lutton, Karloff and Hrdlicka. Voting no were none. Motion carried.

Motion by Lutton, seconded by Hrdlicka to add the following emergency item to the agenda: Authorization for the Employees of the Highway Department to be allowed to paid funeral leave to attend Steve Mika's funeral. Voting yes were Albrecht, Lutton, Karloff, Hrdlicka and Smaus. Voting no were none. Motion carried.

Motion by Hrdlicka, seconded by Smaus to authorize paid funeral leave for the Highway Department Employees that attend their employer - Steve Mika, Public Work's Director, funeral service on March 10<sup>th</sup>. Voting yes were Lutton, Karloff, Hrdlicka, Smaus and Albrecht. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:25 a.m.



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## BOARD OF SUPERVISORS PROCEEDINGS March 16, 2021

Pursuant to adjournment, the Board met with Breunig, Hrdlicka, Smaus, Albrecht and Karloff present. Sukstorf and Lutton were excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public, except when in closed executive session.

Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Open discussion from the public.

Individuals from the public addressed concerns they have to the Board regarding Mead Public Schools Mask mandate and concerns regarding Three Rivers District Health Department. The Board advised the group that they have no authority over the Mead Public Schools or Three Rivers District Health Department, to address their concerns.

Motion by Breunig, seconded by Smaus to open the Public Hearing at 9:35 a.m. for the consideration of the County's One & Six Year Road Plan. Voting yes were Breunig, Hrdlicka, Smaus, Albrecht and Karloff. Voting no were none. Motion carried.

The Assistant Public Works Director reviewed the proposed County One & Six Year Road Plan with the Board, upon the completion of the review – the Board determined to leave the Public Hearing open until the March 23<sup>rd</sup> meeting, to allow for more public input.

Motion by Karloff, seconded by Smaus to open the Bids at 9:38 a.m., for the following (2) Asphaltic Concrete Overlay Projects: 1) C-78(853) on County Road K between County Road 9 and 10; and 2) C-78(854) on Sunburst Lane Between Girmus Drive and County Road 10. Voting yes were Hrdlicka, Smaus, Albrecht, Karloff and Breunig. Voting no were none. Motion carried.

The following bids were received:

<u>Bidders</u>	<u>Total Bid for the (2) Projects</u>
Constructors Inc. Lincoln, NE	\$493,237.16
Oldcastle Materials Midwest Co. Omaha, NE	\$652,771.12
Pavers Inc. Waverly, NE	\$497,470.86
Western Engineering Co., Inc. Harlan, IA	\$487,719.80

Motion by Breunig, seconded by Smaus to adopt **Resolution #16-2021** Authorizing the Saunders County Transportation to apply for funding through the Federal Transit Act (FTA) and the Nebraska Public Transportation Act. Voting yes were Smaus, Albrecht, Karloff, Breunig and Hrdlicka. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to adopt **Resolution #20-2021** notifying the Nebraska Department of Transportation giving formal notification that Project #STWD-CBMP(2), for structure #C007832670 has been properly constructed and requesting reimbursement for County Bridge Match. Voting yes were Albrecht, Karloff, Breunig, Hrdlicka and Smaus. Voting no were none. Motion carried

Assistant Public Works Director briefly discussed a possible joint project with the Platte North NRD concerning roadway around Czechland Lake and repair of said roadway project. Grant funding should cover the biggest part of the roadway



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repair, with the remaining amount being cost shared between the County and the NRD of each paying around \$60,000 each.

Eric Gottschalk, General Manager for Lower Platt North NRD – provided the Board with an update report on Lake Wanahoo operations and the recreation area for 2019 and 2020. He also provided the Board with a list of things that the NRD was looking ahead at for the next season. He also reviewed (6) other projects the NRD has in Saunders County.

Motion by Breunig, seconded by Hrdlicka to award the bid to Western Engineering Co., Inc., Harlan, IA, for the (2) Asphaltic Concrete Overlay Projects: 1) C-78(853) on County Road K between County Road 9 and 10; and 2) C-78(854) on Sunburst Lane Between Girmus Drive and County Road 10; as low bidder. All other bids are hereby rejected. Voting yes were Karloff, Breunig, Hrdlicka, Smaus and Albrecht. Voting no were none. Motion carried.

Motion by Breunig, seconded by Albrecht to adopt **Resolution #19-2021** Establishing a “Pre-Trial Juvenile Diversion Fee Schedule” and a “Pre-Trial Juvenile Diversion Fee Waiver Policy” – for the Saunders County Youth Services Diversion Program. Voting yes were Breunig, Hrdlicka, Smaus, Albrecht and Karloff. Voting no were none. Motion carried.

Motion by Smaus, seconded by Albrecht to authorize the Chairperson to sign the following Nebraska Crime Commission Grant application: 1) 2021 Community Based Juvenile Services Grant; 2) 2021 Community Based Juvenile Services Enhancement Grant; and 3) 2021 Juvenile Services Grant. The Saunders County Youth Services Director is hereby authorized to submit said Grants for funding. Voting yes were Hrdlicka, Smaus, Albrecht, Karloff and Breunig. Voting no were none. Motion carried.

## Legislative Matter(s):

Board Member Breunig discussed LB 236 the County Ordinance setting authority that would also allow the County Board authority to set an ordinance regarding fire arms carry and conceal matters.

The County Clerk reported on the status of LB 310 that pertains to Inheritance and the update report given by the NACO Director to the elected Officials at the Southeast District meeting on March 12<sup>th</sup>.

Motion by Breunig, seconded by Smaus to approve the minutes of the March 9<sup>th</sup> Board meeting. Voting yes were Smaus, Karloff and Hrdlicka. Voting no were none. Breunig abstained. Albrecht was absent during roll call. Motion carried.

Motion by Breunig, seconded by Hrdlicka to convene as an Equalization Board at 10:32 a.m. Voting yes were Albrecht, Karloff, Breunig, Hrdlicka and Smaus. Voting no were none. Motion carried.

## BOARD OF EQUALIZATION PROCEEDINGS March 16, 2021

Pursuant to adjournment Sine Die, the Board met with Karloff, Breunig, Hrdlicka, Smaus and Albrecht present. Lutton and Sukstorf were excused.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Vice Chairperson Albrecht called the meeting to order at 10:32 a.m. and informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

Motion by Karloff, seconded by Hrdlicka to approve Tax Corrections #5811 and #5812; as presented by the County Assessor. Voting yes were Karloff, Breunig, Hrdlicka, Smaus and Albrecht. Voting no were none. Motion carried.

Motion by Hrdlicka, seconded by Smaus to approve the minutes of the February 16<sup>th</sup> Board meeting. Voting yes were Breunig, Hrdlicka, Smaus, Albrecht, and Karloff. Voting no were none. Motion carried.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Equalization were included in the agenda published or posted prior to said meeting.



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Vice Chairperson Albrecht declared the meeting adjourned Sine Die at 10:35 a.m.

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Upon the adjournment of the Equalization Board, the Saunders County Board of Supervisors reconvened in their Regular schedule Board meeting.

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 10:55 a.m.

## **BOARD OF SUPERVISORS PROCEEDINGS March 23, 2021**

Pursuant to adjournment, the Board met with Breunig, Hrdlicka, Smaus, Sukstorf, Albrecht, Lutton and Karloff present.

Notice of the meeting was given in advance by published notice in a legal newspaper as shown by the proof of publication filed in the County Clerk's office. Notice of the meeting was emailed to all members of the Board and a copy of their acknowledgement of receipt of notice and agenda is attached. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public, except when in closed executive session.

Chairperson Karloff called the meeting to order at 9:00 a.m. informed the public of the location of the posting of the Open Meetings Act & Title VI Policy Statement are posted on the North wall (right hand side) as you enter the Board Room).

The Assistant Public Works Director updated the Board on the various contracted projects around the County, some projects on hold for the time being because of the rain; the County Crews have been keeping busy by hauling rock and filling in holes and such.

Motion by Sukstorf, seconded by Smaus to close the Public Hearing at 9:09 a.m. and adopt Resolution #21-2021 adopting the County's One & Six Year Road Plan as present by the Assistant Public Works Director. Voting yes were Breunig, Hrdlicka, Smaus, Sukstorf, Albrecht, Lutton and Karloff. Voting no were none. Motion carried.

Motion by Breunig, seconded by Sukstorf to authorize the Chair to sign the Trane Proposal for both Option #1 and Option #2 for expanding existing Air-Fi Wireless Controls at the Law Enforcement and Judicial Facility for a cost of \$26,060.00 which includes as discount of \$1,519.00. Voting yes were Hrdlicka, Smaus, Sukstorf, Albrecht, Lutton, Karloff and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Sukstorf to ratifying of the Chairperson's signing of the Representation Letter to the Nebraska State Auditor's office regarding the County's Fiscal Year 2019-2020 Audit. Voting yes were Smaus, Sukstorf, Albrecht, Lutton, Karloff, Breunig and Hrdlicka. Voting no were none. Motion carried.

Motion by Breunig, seconded by Smaus to approve the County's Payroll for the March 26<sup>th</sup> pay period; the County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Sukstorf, Albrecht, Lutton, Karloff, Breunig, Hrdlicka and Smaus. Voting no were none. Motion carried.

Motion by Lutton, seconded by Albrecht to approve the Vendor Claims against the County for the month of March; the County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Albrecht, Lutton, Karloff, Breunig, Hrdlicka, Smaus and Sukstorf. Voting no were none. Motion carried.

### Legislative Matters:

Board Member Breunig update the Board on the Legislature proceedings; they are done with their all day hearings and on their 50<sup>th</sup> day.



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Motion by Smaus, seconded by Hrdlicka to approve the minutes of the March 16<sup>th</sup> Board meeting and to accept the Fee/Activity Reports for the month of February from the various County Officials. Voting yes were Lutton, Karloff, Breunig, Hrdlicka, Smaus, Sukstorf and Albrecht. Voting no were none. Motion carried.

## Committee Reports:

Board Member Hrdlicka reported on the County's Safety Committee meeting he attend this morning.

The County Attorney reported that there has been an anonymous donor came forward offering to fund a project through University of Nebraska Medical Center (UNMC), this is a comprehensive community assessment for public health resulting from the emergency in the Mead area, they going to be testing not just the soil but also water, air, potentially even wild life and production animals. This project will also include regular health screenings and comprehensive anonymous review of health records of individuals in that area. The project will have regular updates on a regular basis and has already started.

Open Discussion from the Public: None

The proceedings of the foregoing meeting were recorded and are on file in the County Clerk's office. All items considered by the Board of Supervisors were included in the agenda published or posted prior to said meeting.

Chairperson Karloff declared the meeting adjourned at 9:35 a.m.