



Saunders County Board Minutes



BOARD OF SUPERVISORS PROCEEDINGS April 5, 2022

Pursuant to adjournment, the Board met with Craig Breunig, Tom Hrdlicka, John Zaugg, Scott Sukstorf, Frank Albrecht, John Smaus and David Lutton 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 Lutton 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).

Public Works Director reported on the maintenance/repair projects the Road Crews (Bridge, Culvert and Grading) have been working on or have finished; he also updated the Board on contracted projects

Motion by Albrecht, seconded by Smaus to adopt Resolution #22-2022 directing the Saunders County Highway Superintendent is hereby directed to make a study of the use being made of public roads as follows: "the Southernmost 225 ft. of Main Street south of Green Street and all of Siberian Street (all in the Unincorporated Village of Touhy, NE). Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Motion by Smaus, seconded by Zaugg to authorize the Highway Department to advertise for bids (to be opened and considered April 26, 2022 at 9:00 a.m.) for supplying materials required to construct corrugated metal pipes with steel headwalls and wingwalls and other related incidental work at the following (3) sites: C-78(798) on Road I between Road 27 and 28; C-78(846) on Road M between Road 22 and Road 23; and C-78(858) on Road F between Road 23 and Road 24 (all in Saunders County). Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Sukstorf to authorize the Chair to sign the Interlocal Agreement between Saunders County and Lancaster County for "County Bridge Match Program" for Project No. C-78(822), C007804303 (21-46); Bridge Replacement C007804303 (Saunders County - Ashland West, STWD-CBMP (5)) – Project No. 21-46 Repair of Bridge E-171 (Lancaster County) – County Road 11 between A and Ashland Road. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

Leesa Zalesky and Dr. John Schalles from the University of Nebraska Medical Center visiting with the Board with regards to the UNMC AltEn Research Study and requested partial funding. Ms. Zalesky provided the Board with written documents pertaining to the cost of study and the different funding sources. Dr. Schalles provided a written document with regards to the risk of contaminants from the AltEn Plant in Saunders County. He also provided aerial photos of AltEn facility and grounds and its location relative to Mead Cattle Site, Todd Valley, Mead Superfund Site Groundwater Contamination Plumes, flow paths from AltEn Ethanol Site. He also provided other documents with other information pertaining to the processing of the pesticide-coated seeds and what the fermentation process does/doesn't do. Different seed coating pesticides and their metabolites thus formed a toxic, highly concentrated 'witches brew'. He provided information regarding the 3-celled lagoon system (wet cake piles), information about the amount of wetcake soil amendments that were distributed to local farms in Saunders County in 2081-2019 and as well as other information with regards to the protective covering place over the lagoons. Ms. Zalesky stated that they where looking for funding from Saunders County the amount of \$250,000.00.

Motion by Hrdlicka, seconded by Smaus to that all Bargaining Employees and all Non-Bargaining Employees shall receive a \$2.00 wage increase commencing the April 22, 2022 pay period (which covers the works days of March 27, 2022 thru April 9, 2022). Excluded from this action are the following: All Elected Officials and the following County Sheriff Employees: Bargaining Employees of Court Security, Office Staff, Corrections, Dispatchers, Deputies and all Non-Bargaining Employees that received wage increases in November 2021 from action taken by the Board on November 9, 2021. Voting yes were Sukstorf, Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.



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Motion by Breunig, seconded by Hrdlicka to approve the County's Payroll for the April 8th pay period; the County Treasurer is authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Albrecht, Smaus, Lutton, Breunig, Hrdlicka, Zaugg and Sukstorf. Voting no were one. Motion carried.

Motion by Breunig, seconded by Hrdlicka to authorize the Chairperson to sign the following Special Designated Liquor License Local Recommendation forms: 1) Burtonian Enterprises LLC / Tin Lizzy Tavern, Fremont – for a Graduation Reception event to be held on May 14, 2022, from 11:00 a.m. to 5:00 p.m., at the Woodcliff Community Center, 980 County Road W, Lot-T-1018, Fremont; and 2) Willow Springs Bottling Co., Inc. dba Cornhusker Beverage, Omaha – for a Wedding Reception event to be held on May 21, 2022, from 2:00 p.m. to 11:00 p.m., at the Woodcliff Community Center, 980 County Road W, Lot-T-1018, Fremont. Voting yes were Smaus, Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf and Albrecht. Voting no were none. Motion carried.

Motion by Albrecht, seconded by Smaus to approve the minutes of the March 22, 2022 Board meeting. Voting yes were Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht and Smaus. Voting no were none. Motion carried.

Committee Reports:

Board Member Hrdlicka reported on the Saunders Medical Center meeting he attended.

Open discussion from the Public:

Caleb Fjone from the Ashland Area Economic Development Corporation visited with the Board and updated them on different projects they were working on. He also told them that their web site was up and working and the address to the web site is www.aaedc-ne.org.

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 Lutton declared the meeting adjourned at 10:39 a.m.

BOARD OF SUPERVISORS PROCEEDINGS April 12, 2022

Pursuant to adjournment, the Board met with Craig Breunig, Tom Hrdlicka, John Zaugg, Scott Sukstorf, Frank Albrecht, John Smaus and David Lutton being 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 Lutton 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).

Public Works Director reported on the maintenance/repair projects the Road Crews (Bridge, Culvert and Grading) have been working on or have finished; he also updated the Board on contracted projects

Motion by Breunig, seconded by Smaus to authorize the letting of bids for removal of old roof and installing a new roof on the Law Enforcement and & Judicial Center. Said bids to be opened and consider at 9:00 a.m., May 3, 2022. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Saunders Medical Center – Provided a Family Care Clinic Overview; there are currently (6) providers; total number of clinic patient visits for fiscal year 2021 was 19, 085, with an additional 4,055 nurse visits; the Board was provided information regarding Certified Patient Centered Medical Home (PCMH) and Bryan Health Connect Accountable Care Organization Member (ACO).

Motion by Sukstorf, seconded by Breunig to appoint Jerry Johnson, of Wahoo to the Saunders County Extension Board for a (3) year Term. Voting yes were Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.



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Motion by Albrecht, seconded by Smaus to approve the minutes of the April 5th Board meeting. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

Motion by Smaus, seconded by Zaugg to open the Public Hearing at 9:15 a.m., for consideration of Application #9428 by Tanner Almerly (Valley Corp.) to amend Section 6.02.03 of the Saunders County Zoning Regulation Text – adding “Mining and extraction of minerals, water or raw material and the manufacturing, processing, treating and storing of mineral, water, or raw materials,” (Section 6.01.03, #10, including a-j) to the Transitional Agricultural Zone: Conditional Uses. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

The Board held a lengthy discuss concerning the request to amend the Zoning Regulation text to allow “Mining and extraction of minerals, water or raw material and the manufacturing, processing, treating and storing of mineral, water, or raw materials,” (Section 6.01.03, #10, including a-j) to the Transitional Agricultural Zone – in all the areas of the County that are currently zoned Transitional Agricultural.

There was testimony received with concerns of amending the Regulation and allowing “mining and extraction of minerals, water or raw material and the manufacturing, processing, treating and storing of mineral, water, or raw materials”, in such a large area of the County. The Board themselves had such concerns.

Motion by Sukstorf, seconded by Smaus to closed the Public Hearing at 10:03 a.m. and to deny the request to amend the Zoning Regulation text to allow “Mining and extraction of minerals, water or raw material and the manufacturing, processing, treating and storing of mineral, water, or raw materials,” (Section 6.01.03, #10, including a-j) to the Transitional Agricultural Zone – in all the areas of the County that are currently zoned Transitional Agricultural. The request was denied due to the Transitional Agricultural Zone is too big of a zone to allow Mining and extraction of minerals, water or raw material and the manufacturing, processing, treating and storing of mineral, water, or raw materials. Voting yes were Albrecht, Smaus, Lutton, Breunig, Hrdlicka, Zaugg and Sukstorf. Voting no were none. Motion carried.

Motion by Albrecht, seconded by Sukstorf to table Application #9453 by Michael Rezac – to do dirt work within the floodplain, Sec. 12-14-6 (Chapman Township) and to have the Public Works Director to look at this area and the dirt work that has been done already and to report back to the Board. Voting yes were Smaus, Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf and Albrecht. Voting no were none. Motion carried.

Legislative Matter(s):

Board Member Breunig discussed the “conceal and carry” legislation that failed and stated that the Legislature will be done with this session a week from Wednesday.

Committee Reports: None

Open Discussion from the Public – the Board discussed a parking issue with the Ashland Gun Club.

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 Lutton declared the meeting adjourned at 11:09 a.m.

BOARD OF SUPERVISORS PROCEEDINGS April 19, 2022

Pursuant to adjournment, the Board met with Craig Breunig, Tom Hrdlicka, John Zaugg, Scott Sukstorf, Frank Albrecht, John Smaus and David Lutton being 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 Lutton 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).



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Public Works Director reported on the following:

- Valparaiso North, C-78(544) – pipes will be set this week and back fill will be started
- Prague Northeast, C-78(828) – head walls for pipes were poured yesterday, grading will be worked on this week
- Memphis West, C-78(800) – las wee, contractor graded roadway and ditch slopes, installed guardrail and put down seeding/erosion control matting. Crushed rock to be placed on roadway ASAP
- Wahoo Southwest, C-78(820) – this week, contractor is grading roadway and slopes. Guardrail installation and seeding will possibly be done next week
- Dirt Crew – is working at County Road 29 & O cleaning ditches and filling in washout around bridge
- Culver Crew – is working at County Road 7 & K fixing back wall of bridge, they will be moving to County Road 27 & C&D

Motion by Breunig, seconded by Smaus **Resolution #23-2022** calling for a Public Hearing as per 39-1724 to be published for (3) consecutive weeks fixing the time of 9:00 a.m. on May 17, 2022 for a public hearing – for the consideration of vacation of Roads described as” the Southernmost 225 ft. of Main Street south of Green Street in Touhy and all of Siberian Street in Touhy”. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

The Public Works Director reported to the Board with regards to his findings with pertaining to Application #9453 by Michael Rezac – to do dirt work within the floodplain, Sec. 12-14-6 (Chapman Township). Said dirt work was being done prior to a permit being issued. The Board then reviewed the County Surveyor’s elevation shots that he took.

Motion by Smaus, seconded by Albrecht to deny Application #9453 by Michael Rezac – to do dirt work within the floodplain, Sec. 12-14-6 (Chapman Township). Dirt work that was done/is being done prior to obtaining a permit has changed the elevation of the ground in the floodplain area. Mr. Rezac is to clear out Point 9 on map to the elevation of 1,118,946 and from point 9 on map to point 45, level out to the elevation of 1,118,946. Voting yes were Hrdlicka, Zaugg, Sukstorf, Albrecht, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Hrdlicka to approve the following applications for Special Designated Liquor License and authorize the Chairperson to sign the Special Designated Liquor License Local Recommendation Forms:

- 1) Burtonian Enterprises LLC, Fremont – for a Wedding Reception event to be held on June 11, 2022, from 5:00 p.m. to 11:00 p.m., at the Woodcliff Community Center, 980 County Road W, Lot T-1018, Fremont
- 2) Knights of Columbus #8625, Valparaiso – for a Wine/Beer Tasting event to be held on June 4, 2022, from 3:00 p.m. to 10:00 p.m., at the Benes Building, 2760 Main Road, Valparaiso
- 3) Whis’s End Zone Lounge LLC Fremont – for a Wedding Reception event to be held on June 4, 2022, from 4:00 p.m. to 12:00 a.m. midnight, at the Woodcliff Community Center, 980 County Road W, Lot T-1018, Fremont

Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

Motion by Breunig, seconded by Sukstorf to approve the County’s Payroll for the April 22nd pay period; the County Treasurer is hereby authorized to issues a check to the Saunders County Imprest Account for the full amount for all funds. Voting yes were Sukstorf, Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Hrdlicka to approve all the Vendor Claims for the month of April except for Claim #22040085 for Lutton Law Office, in the amount of \$550.05. County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount for all funds (excluding Claim #22040085). Voting yes Albrecht, Smaus, Lutton, Breunig, Hrdlicka, Zaugg and Sukstorf. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to approve Claim #22040085 for Lutton Law Office, in the amount of \$550.05. County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for said amount for said Claim. Voting yes were Smaus, Breunig, Hrdlicka, Zaugg, Sukstorf and Albrecht. Voting no were none. Lutton abstained. Motion carried.

Legislative Matter(s):

Board Member Breunig update the Board on the activities of the Legislature, tomorrow (Wednesday, April 20th) is their last day. Financing for funding a study pertaining to AltEn Ethanol Plant was approve through LB 1068.

Motion by Albrecht, seconded by Smaus to approve the minutes of the April 5th Board meeting. Voting yes were Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht and Smaus. Voting no were none. Motion carried.



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Committee Reports: None

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 Lutton declared the meeting adjourned at 10:05 a.m.

BOARD OF SUPERVISORS PROCEEDINGS April 26, 2022

Pursuant to adjournment, the Board met with Craig Breunig, Tom Hrdlicka, John Zaugg, Scott Sukstorf, Frank Albrecht, John Smaus and David Lutton being 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 Lutton 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).

Public Works Director reported on the following:

- Valparaiso North, C-78(544) – 48" pipe is set and half way back filled, 36" pipe is currently being set and box is backfilled.
- Prague Northeast, C-78(828) – Grading work is still ongoing this week, plan I to have it completed this week and get it measured for seed.
- Memphis West, C-78(838) – Road is rocked but not open to traffic. Seeding and signing needs to be done.
- Ceresco North, C-78(800) – Last week contractor graded roadway and ditch slopes, installed guardrail and put down seeding/erosion control matting. Crushed rock to be placed on roadway ASAP.
- Wahoo Southwest, C-78(820) – This week, contractor is grading roadway and slopes. Guardrail installation and seeding will possibly be done next week.
- Dirt Crew – is working at County Road 22 between I & J, grading road and fixing culvert.
- Culvert Crew – is working on Touhy fixing culvert and washout – will move to County Road 27 and C and D.

Motion by Sukstorf, seconded by Hrdlicka to open the Bids at 9:05 a.m., for supplying materials required to construct corrugated metal pipes with steel headwalls and wingwalls and other related incidental work at the following (3) sites: C-78(798) on Road I between Road 27 and 28; C-78(846) on Road M between Road 22 and Road 23; and C-78(858) on Road F between Road 23 and Road 24 (all in Saunders County). Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

The following bids were received:

Bidder	Total Bid amount
Midwest Service and Sales Co. Schuyler, NE	\$215,394.43
Contech Engineered Solutions LLC Lincoln, NE	\$207,886.00

Motion by Breunig, seconded by Hrdlicka to award the Bid for supplying materials required to construct corrugated metal pipes with steel headwalls and wingwalls and other related incidental work at the (3) sites – to Contech Engineered Solutions LLC, Lincoln, NE for the low bid amount of \$207,886.00. Voting yes were Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.



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Motion by Smaus, seconded by Breunig to approve the minutes of the April 19th Board meeting; the Fee/Activity Reports for the months February & March from the various County Officials; and the Pledged Securities additions as presented by the County Treasurer. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

Committee Reports:

Board Member Hrdlicka reported on the County Safety Meeting that he attended this morning.

Open Discussion from the Public:

Board Member Breunig reported the he and Board Member Zaugg attend a small meeting in Mead with regards to AltEN Plant and talked about an upcoming 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 Lutton declared the meeting adjourned at 9:30 a.m.