



Saunders County Board Minutes



BOARD OF SUPERVISORS PROCEEDINGS September 6, 2022

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

- ~ Dirt Crew is shouldering County Road A from Ashland to Valparaiso.
- ~ Culvert Crew is working at County Road C 9 & 10 to repair back wall of bridge, they will be moving to County Road 31 & 32 & V to repair a culvert.
- ~ He updated the Board on projects that are completed and Project Let and who is doing the work.

Motion by Albrecht, seconded by Hrdlicka to open the Public Hearing at 9:08 a.m., for the consideration of Application #9536 by Bruce Kumpula – change of Zone from TA-1 (Transitional Agricultural) to R (Residential) Lots 5-9 Blk 4 Swedeburg – Stocking Township. Voting yes were Breunig, Hrdlicka, Zaugg, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Motion by Hrdlicka, seconded by Breunig to close the Public Hearing at 9:13 a.m., and approve Application #9536 by Bruce Kumpula – change of Zone from TA-1 (Transitional Agricultural) to R (Residential) Lots 5-9 Blk 4 Swedeburg – Stocking Township; per the Planning Commissions recommendation. Voting yes were Hrdlicka, Zaugg, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

The Board hear appeals from the County Assessor and Public Defender with regards to the adjustments to their budget requests for Fiscal Year 2022-2023. After hearing the Officials appeals – the Board directed the County Clerk to inform the account to leave the Assessor/Register of Deeds budget as requested \$411,38059; and to reinstate all but \$23,640.00 of the funding removed from the Public Defenders Budget for a budget of \$\$292,926.45.

Motion by Breunig, seconded by Smaus to authorize the County Treasurer to strike Distress Warrant #2016-0004911701 Stefanie & Rosario Hernandez in the amount of \$115.83 and to accept the County Treasurer submittal of remaining Distress Warrants Report in the amount of \$888.65 and authorize the County Treasurer to pass uncollected Distress Warrants to Credit Bureau Services, Inc., for collection. Voting yes were Zaugg, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. Voting no were none. Motion carried.

The County Treasure provided the Board with a copy of correspondence from the Department of Motor Vehicles, letting counties know of supply issues that will impact Counties during the 2023 Plate Reissuance.

Motion by Breunig, seconded by Zaugg to open the Public Hearing at 9:32 a.m., for the consideration of the application for a Beer, Wine , Distilled Spirits, On and Off Sale Class CK Liquor License by Rise Up Weekend LLC dba The Weekend Lakeside Bar & Grill, 339 Thomas Lake Road, Ashland. Voting yes were Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hrdlicka to close the Public Hearing at 9:34 a.m., and to approve the application for a Beer, Wine , Distilled Spirits, On and Off Sale Class CK Liquor License by Rise Up Weekend LLC dba The Weekend Lakeside Bar & Grill, 339 Thomas Lake Road, Ashland. Voting yes were Smaus, Lutton, Breunig, Hrdlicka, Zaugg and Albrecht. Voting no were none. Motion carried.

The County Clerk let the Board know of a Correction that was made to the supporting document of Resolution #29-2022 Allocation of Levies for the Year 2022 for the Ag Society, Rural & Suburban Fire Districts and Townships. Lancaster County sent corrected Certified Valuations for subdivision that have property in Lancaster County, when working with the corrected valuations, a clerical error was caught regarding Ceresco and Valparaiso Fired Districts. The corrections does



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not affect the Levy allocation that was set by Resolution #29-2022, but it did change the valuation and tax dollars the allocated levy will bring. Also, +- levies are official set in October.

Motion by Breunig, seconded by Smaus to approve the County's Payroll for the September 9th 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 Lutton, Breunig, Hrdlicka, Zaugg, Albrecht and Smaus. Voting no were none. Motion carried.

Motion by Smaus, seconded by Albrecht to approve the minutes of the August 23rd Board meeting and to accept the withdrawal and addition of Pledged Securities as submitted by the County Treasurer's office. Voting yes were Breunig, Hrdlicka, Zaugg, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Committee Reports:

Board Member Lutton discussed NIRMA (the County's Liability Insurer) and the various programs that they provide to the County.

Open Discussion from the Public:

Caleb Fjone, Executive Director for the Ashland Area Economic Development Corp., present the City of Ashland to the Board and talked about the contest the City held for the creation of the City Flag. He also updated them on events that are happening or coming soon.

Motion by Breunig, seconded by Smaus to convene in Closed Session at 10:00 a.m. for litigation matters (84-1410), with the County Attorney present. Voting yes were Hrdlicka, Zaugg, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hrdlicka to adjourn from Closed Session at 10:19 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Zaugg, Albecht, Smaus, Lutton, Breunig and Hrdlicka. 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 Lutton declared the meeting adjourned at 10:25 a.m.

BOARD OF SUPERVISORS PROCEEDINGS September 13, 2022

Pursuant to adjournment, the Board met with Craig Breunig, Tom Hrdlicka, John Zaugg, Scott Sukstorf, John Smaus and David Lutton being present. Frank Albrecht was 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 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 update the Board on various projects and where the Dirt/Culvert Crews were working and the work they were doing.

Motion by Smaus, seconded by Breunig to convene as an Equalization Board at 9:07 a.m. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Smaus and Lutton. Voting no were none. Motion carried.

BOARD OF EQUALIZATION PROCEEDINGS September 13, 2022



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

Chairperson Sukstorf called the meeting to order at 9:07 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 Lutton, seconded by Smaus to authorize the mailing of (5) Change of Value Notices, as presented by the County Assessor. Voting yes were Hrdlicka, Zaugg, Sukstorf, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to approve Tax Corrections #5868 thru #5870, as presented by the County Assessor. Voting yes were Zaugg, Sukstorf, Smaus, Lutton, Breunig and Hrdlicka. 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.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:13 a.m.

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

County Zoning Administrator discussed with the Board the Middle Mile Boardband Infrastructure Program Grant (MMG), he said there wasn't much information provided during the (10) minute or so webinar that he. Also, the documents for filing for the grant program were just received and the deadline for filing the grant application was in a week. He told the Board he would do more research on this grant funding.

Motion by Smaus, seconded by Breunig to adopt **Resolution #30-2022** appropriating funds to the various Elected and Appointed Officials and other various functions for the operation of County business for Fiscal Year 2022-2023. That said appropriated funds are adopted using the same total tax levy rate as the 2022 tax levy rate of .246046. Voting yes were Sukstorf, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hrdlicka to approve the following applications for Special Designated Liquor License Local Recommendations: 1) Nelson's Food Pride, Oakland - for a wedding reception to be held on October 1, 2022 from 4:00 p.m. to midnight 12:00 a.m., at the Woodcliff Community Center, 980 County Road W Lot T-1018, Fremont; and 2) Karen's Spirits and Smokes, Wahoo - for a wedding reception to be held on October 22, 2022 from 4:00 p.m. to midnight 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 and Sukstorf. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Smaus to approve the minutes of the September 6th Board meeting. Voting yes were Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf and Smaus. Voting no were none. Motion carried.

Committee Reports: None

Open Discussion from the Public:

Jerry Johnson, Mayor for the City of Wahoo, updated the Board on where the Nebraska Department of Transportation is at on proposed Round-about at the 109/77 HWY Junction – it is still a ways out.

Motion by Breunig, seconded by Zaugg to convene in Closed Session at 9:39 a.m., for litigation matters (84-1410) with the County Clerk and County Attorney present. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Smaus and Lutton. Voting no were none. Motion carried.



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Motion by Smaus, seconded by Hrdlicka to adjourn from Closed Session at 10:00 a.m., with no action taken and to reconvene in Regular meeting. Voting yes were Hrdlicka, Zaugg, Sukstorf, Smaus, Lutton and Breunig. 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 Lutton declared the meeting adjourned at 10:05 a.m.

BOARD OF SUPERVISORS PROCEEDINGS September 20, 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:

- ~ Dirt Crew is continuing shouldering work on County Road A from Ashland to Valparaiso.
- ~ Culvert Crew is working at County Road 13 & P installing twin 48"x50' culverts
- ~ He updated the Board on projects that are completed and Project Let and who is doing the work

Motion by Smaus, seconded by Breunig to approve the County's Payroll for the September 23rd 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 Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Motion by Albrecht, seconded by Smaus to convene as an Equalization Board at 9:05 a.m. Voting yes were Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

BOARD OF EQUALIZATION PROCEEDINGS September 20, 2022

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

Chairperson Sukstorf called the meeting to order at 9:05 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 Breunig, seconded by Hrdlicka to approve the Application for Exemption from Motor Vehicle Taxes by Calvin Crest Camp & Conference Retreat Center, Fremont. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. 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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Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:06 a.m.

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

Motion by Sukstorf, seconded by Breunig to set a Public Hearing for October 11, 2022 at 9:15 a.m., for the consideration of the following: **1)** Application #9524 by Gregory Knuth – for a Change of Zone from TA-1 (Transitional Agricultural) to RE (Residential Estates), NE NW Sec. 33-14-7 (36.01 acres) (aka Parcel 5)(Stocking Township); and **2)** Application #9525 by K&W Land LLC – for a Change of Zone from TA-1 (Transitional Agricultural) to RE (Residential Estates), NE Bal S½ SE & Tr N½ SE Sec. 28-14-7 (82.97 acres)(Stocking Township). Voting yes were Sukstorf, Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Smaus to approve Application #9535 by Kim Levin – to bring in fill in Flood Plain for a potential building, Lots 1-7 Blk 4 Fullers Addition to Wann, Sec. 36-14-9 (Marble Township); as per the Planning Commission's recommendation. Voting yes were Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Sukstorf. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Albrecht to approve Application #9547 by CJI LLC – to construct a dam, Sec. 33-15-6 (Mariposa Township) and Application #9548 by Jami Thoene – to construct a dam, Sec. 5-14-5 (Newman Township); as per the Planning Commission's recommendation. Voting yes were Smaus, Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf and Albrecht. Voting no were none. Motion carried.

Motion by Albrecht, seconded by Zaugg to approve the following Annual Reviews: 1) Master Permit #8194 Deb Dauel – continue operation of a 70 Dog Kennel; 2) Master Permit #6330 Doug Washburn – commercial Dog Kennel; and 3) Master Permit #8488 Kyle Kern – River Life Airboat Tours. All (3) Master Permits are to be on Annual Review. Voting yes were Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht and Smaus. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Hrdlicka to amend the approved Fees for the Planning & Zoning Office to include \$50.00 Fee for Annual Reviews. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

Motion by Smaus, seconded by Hrdlicka to approve the Vendor Claims (except for Claim #22090082 to Lutton Law Office in the amount of \$10,260.95) for month of September; the County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for the full amount of all claims. Voting yes were Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Hrdlicka to approve the Vendor Claim #22090082 to Lutton Law Office in the amount of \$10,260.95; the County Treasurer is hereby authorized to issue a check to the Saunders County Imprest Account for said amount. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Breunig and Hrdlicka. Voting no were none. Lutton abstained. Motion carried.

Motion by Breunig, seconded by Hrdlicka to approve the minutes of the September 13th Board meeting. Voting yes were Sukstorf, Albrecht, Smaus, Lutton, Breunig, Hrdlicka and Zaugg. Voting no were none. Motion carried.

Committee Reports: none

Open discussion from the Public:

City of Wahoo personnel visited with the Board with regards to sewer line that runs from the Old Jail building.

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 9:55 a.m.

**BOARD OF SUPERVISORS
PROCEEDINGS**



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September 27, 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:

- ~ Dirt Crew is doing shouldering work at Woodcliff Hill; they will be moving to County Road 8 & U to clean ditch out.
- ~ Culvert Crew is continuing working at County Road 13 & P installing twin 48"x50' culverts; they will be moving to County Road 4 & 5 & L to widen a narrow bridge.
- ~ He updated the Board on projects that are completed and Project Let and who is doing the work

Motion by Breunig, seconded by Hrdlicka to convene as an Equalization Board at 9:03 a.m. Voting yes were Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht, Smaus and Lutton. Voting no were none. Motion carried.

BOARD OF EQUALIZATION PROCEEDINGS September 27, 2022

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

Chairperson Sukstorf called the meeting to order at 9:03 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 Smaus, seconded by Breunig to authorize the mailing of (4) Change of Value Notices, as presented by the County Assessor. Voting yes were Hrdlicka, Sukstorf, Albrecht, Smaus, Lutton and Breunig. Voting no were none. Motion carried.

Motion by Breunig, seconded by Albrecht to approve the following Applications for Exemption from Motor Vehicle Taxes: 1) St. Wenceslaus Catholic School, Wahoo and 2) Bishop Neumann Central High School, Wahoo; as recommended by the County Treasurer. Voting yes were Zaugg, Sukstorf, Albrecht, Smaus, Lutton, Breunig and Hrdlicka. 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.

Chairperson Sukstorf declared the meeting adjourned Sine Die at 9:05 a.m.

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

Motion by Smaus, seconded by Breunig to approve the Application for a Special Designated Liquor License (SDL) by J&J LLC dba Chip's Restaurant & Bar, Wahoo – for a wedding reception on November 5, 2022 from 3:00 p.m. to 11:59 p.m., at Heartland Country Barn, 1063 County Road U, Fremont, and to authorize the Chair to sign the Special



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Designated License Local Recommendation Form for said SDL Liquor Licenses. 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 the minutes of the September 20th Board meeting and to accept the Fee/Activity Reports from the various County Officials for the month of July & August. Voting yes were Albrecht, Smaus, Lutton, Breunig, Hrdlicka, Zaugg and Sukstorf. Voting no were none. Motion carried.

Committee Reports:

Board Member Breunig discussed a Zoom meeting the IT Committee attended regarding Boardband.

Board Member Lutton and Smaus reported on the Joint Public Hearing on September 26th that they attend, with Smaus being the representative for the County. Said meeting was required pursuant to LB 77-1633.

Board Member Breunig and Zaugg reported on the meeting they attended in Mead regarding AltEn – this is a monthly meeting.

Open Discussion from the Public

Caleb Fjone, Executive Director for the Ashland Area Economic Development Corp., updated the Board on the City of Ashland Housing study, as well as other activities/events that are happening.

Motion by Breunig, seconded by Albrecht to convene in Closed Session at 9:55 a.m., for Litigation Masters (84-1410), with the County Attorney present. Voting yes were Smaus, Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf and Albrecht. Voting no were none. Motion carried.

Motion by Sukstorf, seconded by Hrdlicka to adjourn from Closed Session at 10:07 a.m., with no action taken and to reconvene in Regular meeting. Voting yes Lutton, Breunig, Hrdlicka, Zaugg, Sukstorf, Albrecht and Smaus. 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 Lutton declared the meeting adjourned at 10:08 a.m.