

October 16, 2023
O'Neill, Nebraska

The Holt County Board of Supervisors met as a Board of Equalization with all members present. County Assessor Tim Wallinger, County Treasurer Shelly Ross and Deputy County Clerk Janet Sorensen were also in attendance. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943. Notice of meeting given in advance thereof by publication in paper as shown by Affidavit of Publication on October 5, 2023, in the Holt County Independent. Chairman Frahm convened the meeting at 9:32 A.M. with the flag salute.

Motion by Paxton, 2nd by Neiman, to approve the minutes of the September 29, 2023, meeting as printed. Voting Aye: Treptow, Keyes, Neiman, Breiner, Paxton, Tielke and Frahm. Voting Nay: None. Motion carried.

Motion by Paxton, 2nd by Breiner, to approve the tax list corrections #23-020 as submitted by the Assessor. Voting Aye: Keyes, Neiman, Breiner, Paxton, Tielke, Treptow and Frahm. Voting Nay: None. Motion carried.

Motion by Paxton, 2nd by Keyes, to approve the subdivision levies for 2023-2024. Voting Aye: Neiman, Breiner, Paxton, Tielke, Treptow, Keyes and Frahm. Voting Nay: None. Motion carried.

Chairman Frahm adjourned the meeting at 9:38 A.M.

Doug Frahm, Chairman

Janet Sorensen, Deputy Clerk

October 16, 2023
O'Neill, Nebraska

The Holt County Board of Supervisors met in regular session as per adjournment with all members present. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943. Notice of meeting given in advance thereof by publication in paper as shown by Affidavit of Publication on October 5, 2023, in the Holt County Independent. Chairman Tielke convened the meeting at 9:45 A.M. and informed the public of the location of the Open Meeting Poster.

Motion by Frahm, 2nd by Paxton, to approve the minutes of the September 29, 2023, meeting as printed. Voting Aye: Treptow, Keyes, Neiman, Breiner, Paxton, Frahm and Tielke. Voting Nay: None. Motion carried.

The Treasurer's Report was presented and placed on file.

The Board reviewed claims on file.

Correspondence was reviewed.

Motion by Keyes, 2nd by Paxton, to approve the Special Designated Liquor License application for Shamrock Nursery Holiday Open House on November 10, 2023. Voting Aye: Keyes, Neiman, Breiner, Paxton, Treptow and Tielke. Voting Nay: None. Motion carried.

Weed Superintendent Bill Babutzke presented his Department Activity Report.

Motion by Treptow, 2nd by Paxton, to appoint Dean Sidak to the Holt County Planning and Zoning Board to represent District #1 to complete the 2023 term. Voting Aye: Keyes, Neiman, Breiner, Paxton, Treptow and Tielke. Voting Nay: Frahm. Motion carried.

Joe Pongratz was present to discuss the snow damage done to his fence.

Planning & Zoning Administrator Marv Fritz presented the recommendation from the Planning & Zoning Commission is to deny the Randall and Tara North Conservation Easement application.

Motion by Frahm, 2nd by Paxton, to set for public hearing on November 16, 2023, at 10:15 A.M. to consider the conservation easement application submitted by Randall M and Tara A North. Voting Aye: Breiner, Paxton, Frahm, Treptow, Keyes, Neiman and Tielke. Voting Nay: None. Motion carried.

RESOLUTION #2023-014

OF THE

HOLT COUNTY BOARD OF SUPERVISORS

WHEREAS, there has been signed by the COUNTY OF HOLT on the 17th day of June 2019, and the State on the 21st day of June 2019, an agreement providing for the construction of a Federal Aid County Project at the following location: ATKINSON SOUTHEAST, and

WHEREAS, in the above agreement, the County has pledged sufficient funds to finance its share of the cost of the construction of this project identified as BRO-7045(37), and

WHEREAS, the above mentioned agreement provided that the County will pay costs as set forth in the agreement, and

WHEREAS, the State, on behalf of the County received bids for the construction of this project based on the final plans and specifications on September 28, 2023, at which time 5 bid(s) were received for the construction of the proposed work, and

WHEREAS, the following Contractor(s) for the items of work listed has been selected as the low bidder(s) to whom the contract(s) should be awarded.

DIXON CONSTRUCTION CO., CORRECTIONVILLE, IA 51016-0047

GRADING, CULVERTS, SEEDING, BRIDGE AT STATION 15+00.00, GUARDRAIL, GENERAL ITEMS: \$1,397,059.01

NOW THEREFORE, in consideration of the above facts, the HOLT COUNTY BOARD OF SUPERVISORS, by this resolution, takes the following official action:

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the County hereby agrees to provide the necessary funds to pay for all cost incurred until and in the event such Federal funds are allowed and paid.
2. The Board hereby concurs in the selection of the above mentioned Contractor(s) for the items of work listed, to whom the contract(s) should be awarded.
3. The Board hereby approves of the final plans and specifications that were used in the bidding process for this project.

4. The Board hereby authorized the Board Chairperson to sign the contract(s) with the above mentioned Contractor(s) for the above mentioned work on behalf of the County using State's standard contract signing process, including when applicable, an electronic or digital signing process such as DocuSign.

The foregoing resolution was introduced by Supervisor Nieman, who moved its adoption. Supervisor Keyes seconded the motion. Voting Aye: Paxton, Frahm, Treptow, Keyes, Neiman, Breiner and Tielke. Voting Nay: None. Motion carried.

Motion by Neiman, 2nd by Breiner, to approve the Right of Way Permit for Lumen Communications (Century Link) for telephone cable in 1-30-13 & 35-31-13. Voting Aye: Frahm, Treptow, Keyes, Neiman, Breiner, Paxton and Tielke. Voting Nay: None. Motion carried.

Motion by Paxton, 2nd by Neiman, to purchase approximately 6000 tons of asphalt millings for \$18.00 a ton from Prouty Construction. Voting Aye: Treptow, Keyes, Neiman, Breiner, Paxton, Frahm and Tielke. Voting Nay: None. Motion carried.

The Finance Committee reported that the County Officials had remitted their monthly fees to the County Treasurer as required.

Murphy Tractor and Equipment were present to discuss a repair quote on a motorgrader and discuss state bid on new motorgrader.

Gary Connot Road Superintendent presented his Department Activity Report.

Motion by Frahm, 2nd by Breiner, to allow the following claims except claim #23100123 for \$412.50 to Mary Breiner and claim #2300196 for \$1,087.97 to J&S TV. Voting Aye: Keyes, Neiman, Breiner, Paxton, Frahm, Treptow and Tielke. Voting Nay: None. Motion carried.

Motion by Frahm, 2nd by Breiner, to allow claim #2310096 for \$1,087.97 to J&S TV. Voting Aye: Neiman, Breiner, Paxton, Frahm, Keyes and Tielke. Voting Nay: None. Abstain: Treptow. Motion carried.

Motion by Frahm, 2nd by Treptow, to allow claim #23100123 for \$412.50 to Mary Breiner. Voting Aye: Paxton, Frahm, Treptow, Keyes, Neiman and Tielke. Voting Nay: None. Abstain: Breiner. Motion carried.

General Fund Claim Total: \$301,654.37

AL Post 214 Auxiliary, County Government Day, \$37.77

AL Post 93 Auxiliary, County Government Day, \$49.43

Alden, Diane, Mileage, \$170.30

Anson Insurance Services, Inc., Ins, \$74,164.73

Appera, Serv, \$192.70

Applied Connective Technologies, Serv, \$1,767.90

Atkinson Graphic, Print/Pub, \$650.04

Babutzke, William, Meals, \$23.64

Beam Insurance Administrators, LLC, Ins, \$424.66

Bear Graphics, Inc., Off Supp, \$1,462.69

Black Hills Energy, Serv, \$219.57

Bomgaars, Supp, \$198.32

Bruner Frank Shcumacher Husak, LLC, Atty Fees, \$737.00

Carhart Lumber Co., Supp, \$18.99

Century Link-Sheriff & Courthouse, Sev, \$816.00

City of O'Neill, Serv, \$1,054.06

Clearly Communications, Serv, \$333.44

Coleman, Grace, Mileage, \$26.20

Connot Tire Service, Rep, \$1,104.00

Country Inn and Suites Lincoln, Travel, \$249.00

DAS State Accounting, Data Process, \$596.00

Dollar General, Supp, \$60.00

Elkhorn Valley Family Medicine, Medical, \$277.00

Ertz, Dave, Meals, \$25.90

Ertz, Raylene, Matron, \$42.00

Ewing Family Foods, Supp, \$167.79

Fire Protection Services, LLC, Maintenance, \$210.00

Fox's Food Plaza, Fuel, \$131.09

Fusion Cloud Services, LLC, Serv, \$249.03

Galyen, Boettcher & Baier PC, LLO, Atty Fees, \$496.00

Gokie Oil Co.-Courthouse, Fuel, \$244.86

Gokie Oil Co.-Assessor, Fuel, \$40.08

Gokie Oil Co.-Ext, Fuel, \$180.68

Gokie Oil Co.-Veteran's, Fuel, \$25.72

Gotschall & Sholes, Atty Fees, \$880.00

Great America Leasing Co., Off Equip Lease, \$1,408.79

Great Plains Communications, Inc., Serv, \$155.90

Hauger, Kayla, Matron, \$120.75

Herzog, Thomas, Atty Fees, \$1,560.00

Holt County Independent, Print/Pub, \$587.62

Holt County Court, Court Costs, \$175.00

Holt County District Court, Court Costs, \$36.00

Holt County Economic Development, Interlocal Agreement, \$31,250.20

Holt County Treasurer, Misc/Off Supp, \$351.54

Hometown Leasing, Off Equip Lease, \$164.82

Hometown Market, Supp, \$1,040.33

Internal Revenue Service, Taxes, \$6,323.34

Johnson's, Inc., Rep, \$707.60

KBRX Radio Station, Advertising, \$230.50

Knox County Treasurer, Hazard Mitigation, \$214.20

Liewer, Mark, Meals, \$50.10
Loup Basin RC&D Council, Print/Pub, \$988.22
Madison County District Court, Mental Health Cost, \$100.00
Madison County Sheriff, Mental Health Cost, \$29.65
Magill, Rebecca, Notary, \$30.00
Maximus, Inc., Misc, \$2,600.00
Meritain Health, Ins, \$125,000.00
Microfilm Imaging Systems, Inc., Off Equip Lease, \$246.00
MIPS, Inc., Data Process/Off Supp, \$2,159.44
Nebraska Association of County Officials, Dues, \$5,604.33
Nebraska Public Power District, Serv, \$3,689.02
Nebraska Tech & Telecommunications, Inc., Serv, \$478.74
Netcom, Inc., Misc, \$50.00
Niobrara Valley Electric, Serv, \$44.72
Nordby, Ed, Meals, \$39.36
O'Neill Car Wash, Serv, \$70.76
O'Neill Chemical Co., Supp, \$387.09
O'Neill Family Pharmacy, Medical, \$74.72
O'Neill Lumber & Trailer Sales, Supp, \$40.75
O'Neill Printing Co., Off Supp, \$577.70
O'Neill Shopper, Off Supp/Print/Pub, \$220.52
O'Neill Super Foods, Supp, \$877.00
Office Products Center, Off Equip/Rep, \$285.61
Ogden's Ace Hardware, Supp, \$174.88
One Office Solution-Assessor, Off Supp, \$417.07
One Office Solution-Brent Kelly Law, Off Supp, \$158.09
One Office Solution-Clerk, Off Supp, \$253.30
One Office Solution-County Attorney, Off Supp, \$28.47
One Office Solution-District Court, Off Supp, \$1.94
One Office Solution-Jail, Off Supp, \$111.16
One Office Solution-Probation, Off Supp, \$646.92
One Office Solution-Public Defender, Off Supp, \$127.42
One Office Solution-Sheriff, Off Supp, \$70.22
One Office Solution-Treasurer, Off Supp, \$126.13
One Office Solution-Weed, Off Supp, \$6.59
Petty Cash-County Attorney, Off Supp/Postage Reimburse, \$128.62
Petty Cash-Sheriff, Postage Reimburse, \$85.58
Petty Cash-Treasurer, Postage Reimburse, \$164.45
Petty Cash-Weed, Postage Reimburse, \$55.56
Physicians Laboratory P.C., Autopsy Costs, \$2,350.00
Powertech, Maintenance, \$750.00
Prairie Hills Ford, Rep, \$146.66
Prochaska & Associates, Inc., Maintenance, \$1,127.85
Quill Corporation-Clerk, Off Supp, \$211.89
Quill Corporation-County Court, Off Supp, \$355.67
Ranchland Auto Parts, Rep, \$56.64
Region IV, Inc., 2nd Qtr 2023-2024, \$5,548.00
Rotherham Tire Service, Rep, \$62.50
Shad's Electric, Rep, \$375.17
Smith, Darla, Contract Labor, \$1,600.00
Summerland Advocate, Print/Pub, \$23.65
Three River Communications, LLC, Serv, \$85.93
Timmerman Painting, Maintenance, \$2,078.66
Timmerman, Amy, Mifi Card, \$90.04
Torpin's Rodeo Market, Supp, \$23.09
US Bank, Off Supp/Postage/Reg/Jury Trial, \$2,465.16
Verizon, Serv, \$145.92
Verizon Wireless, Serv, \$313.99
Werth, LaDonna, Mileage/Off Supp/Postage Reimburse, \$160.46
Wex Bank, Fuel, \$2,491.42
Wilhelmsen, Shelby, Notary, \$30.00
Zelle Human Resource Solutions, Serv, \$3,000.00
Road Fund Claim Total: \$455,905.21
Agland Electric Motor Service, Parts/Rep, \$48.59
AKRS Equipment, Equip Rent, \$6,500.00
AKRS Equipment Solutions, Inc., Parts/Rep, \$2,263.96
Appera, Serv, \$375.62
Applied Connective Technologies, Serv, \$90.30
AT&T, Serv, \$64.95
Atkinson Graphic, Print/Pub, \$178.50
B's Enterprises, Inc., Culverts, \$3,102.00
Black Hills Energy, Serv, \$115.80
Bomgaars, Parts/Rep/Supp, \$2,080.27
Breiner Welding & Fabrication, Parts/Rep/Supp, \$155.88
Breiner, Mary, Gravel, \$412.50
Carroll Olson Enterprises, Parts, \$65.51
Century Link-2377 Road, Serv, \$78.07
Century Link-2831 Road, Serv, \$62.07

Century Link-3888 Road, Serv, \$156.08
Century Link-5440 Road, Serv, \$59.48
City of Atkinson, Serv, \$83.50
Cole Sand & Gravel, Gravel, \$6,474.05
Connot Tire Service, Parts/Rep, \$750.00
Coyote Chemical Co., Supp, \$1,639.00
DAS State Accounting, Data Process, \$10.00
Elkhorn Rural Public Power District, Serv, \$81.98
Elkhorn Sand & Gravel, LLC, Gravel, \$21,914.00
Emme Sand & Gravel, Gravel, \$36,447.97
Ewing Feed & Supply, Supp, \$26.48
Farmers Pride, Fuel, \$7,733.28
Farmers Store, Fuel/Supp, \$400.29
Fire Protection Services, LLC, Maintenance, \$435.00
First Stop, Fuel, \$151.39
Fusion Cloud Services, LLC, Serv, \$55.58
Galyen Energy Supply, Fuel, \$12,754.84
Great America Leasing Co., Off Equip Lease, \$184.15
Great Plains Communications, Inc., Serv, \$53.69
Great Plains Small Engine, Parts, \$63.84
Great Western Gas Co., Fuel, \$247.68
Green's Service, Fuel, \$87.06
Hendricks Small Motor Repair, Supp, \$80.00
Holt County Independent, Print/Pub, \$160.00
Holt County Tire, Parts/Rep, \$204.90
J&J Sanitation - 3051-1421, Serv, \$309.11
J&J Sanitation - 3051-1859, Serv, \$191.74
Jebro, Inc., Bituminous Surfacing, \$296,290.78
John's Repair, LLC, Parts/Rep, \$333.86
K & M Telephone Co., Serv, \$36.52
Kimball Midwest, Supp, \$756.29
LCL Truck Equipment, Inc., Parts, \$1,430.25
Mathison Heating & Air, LLC, Rep, \$415.50
Midwest Service & Sales Co., Parts, \$2,993.80
Motor Fuels Division, Fuel Tax, \$5,006.00
Municipal Power, Serv, \$228.71
Nebraska Public Power District, Serv, \$328.38
Netcom, Inc., Rep, \$263.00
NMC, Parts/Rep, \$16,599.23
North Central Public Power, Serv, \$77.30
Northeast Nebraska Telephone Co., Serv, \$46.31
O'Neill Auto Supply, Inc., Parts/Supp, \$869.96
O'Neill Shopper, Print/Pub, \$473.92
O'Neill Super Foods, Supp, \$65.65
Ogden's Ace Hardware, Tools, \$38.57
Pomp's Tire Service, Inc., Chains/Tires, \$12,836.00
Power Plan, Parts, \$3,840.55
Prairie Hills Ford, Parts, \$57.60
Ranchland Auto Parts, Supp, \$1,194.01
Reiman's Body Shop, Parts/Rep, \$168.00
Shamrock Diesel Repair, Parts/Rep, \$616.64
Sioux City Truck Sales, Inc., Parts, \$143.66
Southside Mini Mart, Fuel, \$455.74
Summerland Advocate, Print/Pub, \$139.13
The Sandhills Ties, Print/Pub, \$80.00
Truck Center Co., Parts, \$644.26
US Bank, Fuel/Parts/Postage/Travel, \$754.48
Verizon, Serv, \$785.95
Verizon Wireless, Serv, \$804.13
Village of Chambers, Serv, \$90.00
Warp Networks, Inc., Serv, \$60.99
Westend Mini Mart, Fuel, \$314.50
White's Service, Fuel, \$295.59
Wm. Krotter Co., Supp, \$11.63
95 West Express, Fuel, \$9.21

Visitor's Promotion Fund Claim Total: \$2,408.05

O'Neill Chamber of Commerce, Contract Labor, \$2,408.05

COVID American Rescue Plan Fund Claim Total: \$3,400.00

Marvin Planning Consultants, Inc., Serv, \$3,400.00

Jail Commissary Fund Claim Total: \$1,144.32

Holt County Independent, Annual Sub, \$45.00

Holt County Jail, Unclaimed Checks, \$11.35

J&S TV & Electronics, Misc, \$1,087.97

Motion by Tielke, 2nd by Paxton, to convene in Executive Session in regards to collective bargaining. Voting Aye: Paxton, Frahm, Treptow, Keyes, Neiman, Breiner and Tielke. Voting Nay: None. Motion carried.

The Board members and Deputy Clerk were present in the closed session.

At 1:08 P.M., Motion by Breiner, 2nd by Keyes, to adjourn from Executive Session and reconvene in Open Session. Voting Aye: Frahm, Treptow, Keyes, Neiman, Breiner, Paxton and Tielke. Voting Nay: None. Motion carried.

Chairman Tielke stated that only item discussed in closed session was in regards to collective bargaining and no action was taken.

Chairman Tielke adjourned the meeting at 1:12 P.M. until October 31, 2023, at 9:45 A.M.

William J. Tielke, Chairman

Janet Sorensen, Deputy Clerk