



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
DECEMBER 31, 2018 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 31, 2018, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Luettel called the meeting to order and Commissioners present for roll call were Alan Rasmussen, Hilary K. Maricle and Ken Luettel. Notice of the meeting was given in advance by publication and the convened meeting was open to the public. Chairman Luettel acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

Motion made by Luettel, second by Maricle to approve the County Board Proceedings of December 27, 2018 as presented. Roll call vote: Yeas: Luettel, Maricle and Rasmussen. Nays: None. Motion carried.

Motion made by Luettel, second by Rasmussen to approve the County Board of Equalization Public Hearing Proceedings of December 27, 2018 as presented. Roll call vote: Yeas: Luettel, Rasmussen and Maricle. Nays: None. Motion carried.

Tanya Sharp, Boone County Health Center, President/Chief Executive Officer, presented a Home Health Agency Renewal Licensure Application for the Board to review. The Boone County Health Center real estate is currently owned by the County of Boone, Nebraska, a governmental agency. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign the Home Health Agency Renewal Licensure Application as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

Jeff Jarecki was appointed Boone County Public Defender in August of 2012. Jarecki reported that the cases assigned in 2012 through 2017 are all completed. Jarecki reported that he has been assigned forty-seven cases to date for 2018. Jarecki said that thirty-four of the cases are closed; two of the cases were conflicts; and eleven cases remain open of which seven are juvenile cases. Jarecki explained to the Board that some juvenile cases take a long time to complete. Juvenile cases may remain open until the court case is resolved or the age of nineteen. Jarecki answered the Board's questions regarding conflict of interest and closed/open cases. Jarecki explained that there are times when he cannot defend the assigned case since he is already defending one of the parties involved. The Board thanked Jarecki for the updated report and his diligent services. Jarecki thanked the Board and is very appreciative of the contract for public defender services. Motion made by Maricle, second by Luettel to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

The City of Albion Ordinance No. 273 (18) regarding recreational trail(s) rules for use and penalties was reviewed and discussed by the Board on December 27, 2018. Larry Bird, Friends of the Trail Committee Chair, asked the Board to consider the same regulations as stated in the City of Albion Ordinance for the recreational trail portion located on County property. The consensus of the Board on December 27, 2018 was to prepare a resolution regarding the trail's rules for use in accordance with the City of Albion Ordinance, but not to include the language in regard to fines. The Boone County Trails System is intended primarily for pedestrian and bicycling use. Motion made by Rasmussen, second by Maricle to approve Resolution No. 2018-41, trail's rules in regard to the Boone County Trails System located on County property. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.



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The Board reviewed a written resignation from a full-time County Sheriff/Jail office employee. Motion made by Maricle, second by Luettel to accept and approve the resignation of Pamela Sybrant effective January 7, 2019 as presented. Roll call vote: Yeas: Maricle, Luettel and Rasmussen. Nays: None. Motion carried.

Denny Johnson, Sheriff, presented a Professional Services Agreement with Stacen Gross, SCG Consulting Services, LLC, for the Board to review in regard to the Boone and Nance County Sheriff's offices 911 Communications merger. Gross services will provide oversight with regard to the technology aspects of the consolidation of services specifically including vendor equipment changes and new software and hardware implementations and other relevant project tasks. The work will continue for a six month term beginning January 1, 2019 at \$625.00 per month to coincide with the planned transition of emergency 911 dispatch service from Nance County to Boone County. Motion made by Maricle, second by Rasmussen to approve and authorize the Board Chairman to sign the Professional Services Agreement by and between, Boone County, Nebraska, Nance County, Nebraska and SCG Consulting Services, LLC of Bellevue, Nebraska for consultant services for the Boone and Nance County Sheriff's offices 911 Communications merger as presented. Roll call vote: Yeas: Maricle, Rasmussen and Luettel. Nays: None. Motion carried.

The Board of Commissioners approved change orders on December 10, 2018 and December 27, 2018 in regard to the new building project at the Boone County Fairgrounds. Ryan D. Stearns, Architect with Joseph R. Hewgley & Associates, Inc., submitted an AIA Document G701, Change Order Number: 001 that includes the previous discussed change orders into one document for the Board's approval. The following changes: (1) Changes to doors, overhead doors, flooring, drywall, painting, windows, concrete finishing and metal building (-\$15,476.00); (2) Change for removal and re-compaction of garbage dump along with additional excavation, fill, cut & compaction of building site due to building being straightened from the original plan of setting at an angle and movement to the east from its original site (+\$38,680.00); (3) Installation of 4" underground conduit for electrical service, control button modules change and light fixture changes (+\$10,747.00); and (4) Change to install two additional electrical Panels H & J with forty single pole breakers in each panel (+\$21,010.00). Motion made by Rasmussen, second by Maricle to approve and authorize the Board Chairman to sign the AIA Document G701, Change Order Number: 001 from original contract of \$2,966,035.00, less \$15,476.00, plus \$70,437.00, for a contract sum total of \$3,020,996.00 as presented. Roll call vote: Yeas: Rasmussen, Maricle and Luettel. Nays: None. Motion carried.

Public Comments:

- Denise Ziemba, Region 44 Emergency Manger, updated the Board in regard to emergency management activities.
- Commissioner Luettel informed the Board and individuals present that to date the Board has not seen any signed donor pledge agreements or the account agreement from the Nebraska Community Foundation in regard to the new building project at the Boone County Fairgrounds.
- Commissioners elect Ben F. Rutten, District #1 and Larry Temme, District #3, observed the Board meeting December 31, 2018. The Oath of Office for elected officials will be on January 3, 2019.

Chairman Luettel declared the meeting adjourned at 10:34 A.M., with the Board Reorganizational meeting scheduled for Monday, January 7, 2019 and next regular Board meeting scheduled for Monday, January 14, 2019.

Kathy Thorberg,
Boone County Clerk