

# Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS  
OCTOBER 15, 2019 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, October 15, 2019, in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

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

The Board reviewed and discussed the Accounts Payable Vendor Claims filed for payment. The Board discussed a mileage reimbursement request submitted by Vendor ID No. 682. The department head attached an explanation as to why the department head did not sign the claim for approval. Motion made by Temme, second by Rasmussen to reject Vendor ID No. 682, the mileage reimbursement of \$127.60, at the request of the department head. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rasmussen to approve the Accounts Payable Vendor Claims filed for payment from the various funds, except the change as stated above: General - \$54,639.73; Road/Weed - \$549,290.10; Road/Bridge Buyback Program (0650) - \$19,544.00; County Visitor's Promotion - \$1,245.07; 911 Emergency Management (2910) - \$420.38; 911 Wireless Service (2913) - \$490.86; Fair Building (4025) - \$170,140.87; and Ambulance - \$3,337.79. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

The Board accepted and approved a written resignation from a full-time County Assessor office employee at their September 25, 2019 Board meeting. Motion made by Temme, second by Rutten to approve a Payroll Claim filed for payment on the General Fund for a net amount of \$1,725.42 with the withholding amounts being included in the General Fund Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Motion made by Rasmussen, second by Temme to approve the County Board Proceedings of September 25, 2019 as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

Motion made by Rasmussen, second by Temme to approve the following reports of the County Officials as presented for September, 2019:

- Clerk - \$5,525.00 (State of Nebraska - \$2,630.33/County of Boone - \$2,894.67)
- Clerk of the District Court - \$875.30 (State of Nebraska - \$378.00/County of Boone - \$497.30)
- Sheriff - \$2,832.09
- Treasurer – Misc. Receipt Nos. 17327-17392 - \$312,327.56; Total Collections - \$2,363,920.35
- County Planning & Zoning for the month of May 2019 - \$566.50.
- County Planning & Zoning for the month of August 2019 - \$556.50.
- County Planning & Zoning for the month of September 2019 - \$823.75.

Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.



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The Board received Payment Application Nos. 9 & 10 from Rathman Manning Construction for the fairgrounds building. The payment request is for a portion of the mobilization, concrete, masonry, plumbing, utilities and thermal insulation. Motion made by Rutten, second by Rasmussen to approve payment number nine for \$73,929.48 and ten for \$65,731.14 from Rathman Manning Construction for a total of \$139,660.62 as presented. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

The Board received Invoices 2, 3, and 4 from Joseph R. Hewgley & Associates, Inc. for architect basic services and reimbursable mileage, etc. expenses through September 2019 for the fairgrounds building project. Motion made by Rutten, second by Temme to approve the basic services payment of \$25,607.94 and mileage, lodging, meal expenses of \$4,872.31 through September 2019 from Joseph R. Hewgley & Associates, Inc. for a total of \$30,480.25 as presented. Roll call vote: Yeas: Rutten, Temme and Rasmussen. Nays: None. Motion carried.

The primary use of the Boone County Visitors Promotion Fund is to promote, encourage and attract visitors to come to the county through advertisement of the event. The Boone County Visitors Promotion Committee received a request for advertisement funding. The Petersburg Community Club requested assistance to advertise the Petersburg Community Club Punkin' Chunkin' event, scheduled for October 27, 2019 with an alternate date of November 3, 2019. Motion made by Temme, second by Rasmussen to approve the application requesting funding assistance for advertisement of the Punkin' Chunkin' event from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

The Petersburg Community Club requested a temporary road closure for safety reasons for the Punkin' Chunkin' event scheduled for October 27, 2019 with an alternate date of November 3, 2019. The road closure is for 150<sup>th</sup> Street, located between Sections 30 and 31, all in Township 22 North, Range 6 West of the 6<sup>th</sup> P.M., Boone County, Nebraska; commencing at the junction of 220<sup>th</sup> Avenue and 150<sup>th</sup> Street, thence east one mile on 150<sup>th</sup> Street and terminating at the junction of 150<sup>th</sup> Street and 230<sup>th</sup> Avenue. Motion made by Temme, second by Rasmussen to approve Resolution No. 2019-36 for a temporary road closure relating to the Petersburg Community Club Punkin' Chunkin' event as presented. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

Frontier Communications requested permission to install telecommunications cable and associated equipment by vibratory plow and boring under paved surfaces in County Roads and County Road right-of-ways. The request is for roads commonly known as Old Mill Road, 220<sup>th</sup> Avenue and 240<sup>th</sup> Street running east, west, north and south between Sections 6, 7, 16, 17, 18, 20 and 21, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. and Sections 1 and 12, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., all in Boone County, Nebraska. Motion made by Temme, second by Rutten to approve Resolution No. 2019-37, granting permission to Frontier Communications to install telecommunications cable and associated equipment by vibratory plow and boring under paved surfaces in County Roads and County Road right-of-ways. The request is for roads commonly known as Old Mill Road, 220<sup>th</sup> Avenue and 240<sup>th</sup> Street running east, west, north and south between Sections 6, 7, 16, 17, 18, 20 and 21, Township 20 North, Range 6 West of the 6<sup>th</sup> P.M. and Sections 1 and 12, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., all in Boone County, Nebraska as submitted. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.



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The County Highway Superintendent, updated the Board regarding road equipment repair/replacement, road/bridge maintenance, materials and projects. In addition, the following topics were discussed:

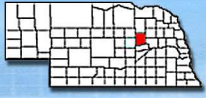
- The approximately four miles of the asphalt portion of 145<sup>th</sup> Street west of Petersburg from 210<sup>th</sup> Avenue to 170<sup>th</sup> Avenue has been milled.
- Discussed disposal of the tank of used oil located at the Road District #1 Shop, Cedar Rapids. No decision was made at this time.

The County Highway Superintendent submitted a Basic Customer Support Agreement with NMC CAT for the 2019 CAT Motor Grader Serial #N9500227 for the Board to review. The service kits included in the Agreement are engine oil changes, filters for engine oil/fuel and the fluid sampling. The hours are monitored on the motor grader in order for the oil and filter changes be completed and tested in a timely manner. The Customer Support Agreement kit arrives at 250 hour intervals per service cost of \$326.88. The eight year service total is approximately \$2,615.00. Motion made by Rasmussen, second by Temme to approve and authorize the Board Chairman to sign the NMC CAT Basic Customer Support Agreement quote number 082919153033 for \$326.88 per service kit at 250 hour intervals for the 2019 CAT Motor Grader Serial #N9500227 as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

The County Highway Superintendent submitted an Authorized Representative Letter for the Board to review. The authorized representative will serve as the point of contact as well as the person who will be responsible for filling out and turning in all required paperwork for the federally declared disaster #4420. Motion made by Temme, second by Rutten to appoint Stacey L. Ziemba, Boone County Highway Superintendent, as the authorized representative for Boone County, Nebraska for the federally declared disaster #4420 as presented. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, prepared a Non-Exclusive Contract for Services for each of the interested truckers to back-haul aggregate for the County. The contracts are for the year 2019 with the contractor compensation being \$7.00 per ton for road gravel and \$11.00 per ton for other aggregate. The interested truckers need to attach a copy of the truck driver's CDL and Certificate of Liability Insurance coverage to the contract. In addition, the back-hauler is to contact the County Highway Superintendent before any load is accepted by Boone County. The Board reviewed a Non-Exclusive Contract for Services submitted by DJ Gasper Transfer, LLC/Donald J. Gasper. Motion made by Rasmussen, second by Temme to authorize the Board Chairman to sign the Non-Exclusive Contract for Services as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

Stacey Ziemba, County Highway Superintendent, prepared a Non-Exclusive Contract for Services for each of the interested truckers to haul gravel and rock for the County. The County will pay the Contractor \$105.00 per hour to haul only approved aggregate to County yards. The interested truckers need to attach a copy of the truck driver's CDL and Certificate of Liability Insurance coverage to the contract. The Board reviewed a Non-Exclusive Contract for Services submitted by Wilson River Bottom Express/Jeffrey Wilson. Motion made by Rasmussen, second by Rutten to authorize the Board Chairman to sign the Non-Exclusive Contract for Services as accepted and approved by the County Highway Superintendent. Roll call vote: Yeas: Rasmussen, Rutten and Temme. Nays: None. Motion carried.



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The County Highway Superintendent and the Board discussed the conditions of the County asphalt (black top) roads. Due to the adverse spring weather conditions it appears that several of the asphalt (black top) roads are in need of repair. The Board suggested that the County Highway Superintendent obtain quotes for milling of certain asphalt (black top) roads and find out an approximate timeline the milling may be completed.

## Public Comments:

- Meetings: Boone County Fitness Center, Inc. – October 15, 2019; Northeast Nebraska Juvenile Services, Inc., Madison – October 18, 2019.
- Commissioner Temme updated the Board regarding the NIRMA Self Defense for County Officials Conference.
- Commissioner Temme updated the Board regarding the BCDA, Inc. meeting.
- The County of Boone, NE received \$14,405.00 insurance dividend refund from Nebraska Intergovernmental Risk Management Association (NIRMA) on October 4, 2019.
- The Board reviewed Scrap Tire Collection information.

Chairman Rasmussen declared the meeting adjourned at 12:22 P.M., with the next Board meeting scheduled for Monday, October 21, 2019.

Kathy Thorberg,  
Boone County Clerk