

# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JANUARY 13, 2020 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:07 A.M. on Monday, January 13, 2020, 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 Ben Rutten, Alan Rasmussen 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 reviewed the claim submitted by Vendor ID No. 1814 and discussed the substantial difference between the estimate submitted on October 21, 2019 and the invoice submitted for payment after the project was completed. The Vendor had contacted Board members and discussed the reasons for the invoice difference within the labor, machine rental, etc. regarding the road building repair project. Motion made by Rutten, second by Temme to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$69,835.07; Road/Weed - \$399,177.77; Boone County Visitor's Promotion - \$500.00; Veteran's Aid - \$2,000.00; 911 Emergency Management (2910) - \$1,755.65; 911 Wireless Service (2913) - \$4,636.66; Ambulance - \$4,369.45. Roll call vote: Yeas: Rutten, Temme and Rasmussen. Nays: None. Motion carried.

The Board accepted and approved a written resignation from a full-time County Road employee at their December 16, 2019 Board meeting. Motion made by Rasmussen, second by Temme to approve a Payroll Claim filed for payment on the Road Fund for a net amount of \$1,150.21 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

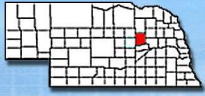
Motion made by Temme, second by Rasmussen to approve the County Board Proceedings of December 27, 2019 as presented. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

Motion made by Rasmussen, second by Temme to approve the County Board Zoning Public Hearing Proceedings of December 27, 2019 as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board of Equalization Public Hearing Proceedings of December 27, 2019. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Motion made by Rutten, second by Rasmussen to approve the County Board Reorganizational Proceedings of January 6, 2020 as presented. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

Motion made by Rasmussen, second by Temme to approve the County Board of Equalization Reorganizational Proceedings of January 6, 2020 as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.



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

- Clerk - \$35,800.50 (State of Nebraska \$24,521.70)(County of Boone \$11,278.80)
- Clerk of the District Court - \$614.64 (State of Nebraska \$116.00)(County of Boone \$498.64)
- Sheriff - \$2,553.85
- County Planning & Zoning - \$26.25
- Treasurer - Miscellaneous Receipt Nos. 17518-17585-\$434,395.03; Total Collections - \$4,085,161.90

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

The County Clerk and County Treasurer submitted copies of pledged securities (collateral) for their respective offices as of December 31, 2019. Motion made by Temme, second by Rutten to acknowledge and approve the pledged securities (collateral) as presented. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

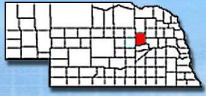
The County Treasurer submitted a Semiannual Statement for July 1, 2019 through December 31, 2019. Motion made by Rasmussen, second by Temme to accept and approve the County Treasurer's Semiannual Statement as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

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 two requests for advertisement funding.

Albion Area Arts Council requested assistance to advertise the Mary Avidano Prose and Poetry Reading event scheduled for Sunday, January 26, 2020. Motion made by Temme, second by Rutten to approve the application requesting funding assistance for advertisement of the Mary Avidano Prose and Poetry Reading event from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The St. Michael's Parish of Albion requested assistance to advertise the St. Michael's Parish fundraiser event St. Patrick's Carnival scheduled for March 15, 2020. Motion made by Rasmussen, second by Rutten to approve the application requesting funding assistance for advertisement of the St. Patrick's Carnival fundraiser event from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rasmussen, Rutten and Temme. Nays: None. Motion carried.

Nebraska Revised Statutes, Section 49, provides that County officers with an interest in any contract to which his or her governing body or anyone for its benefit is a party must disclose the interest on the record of the governing body responsible for approving the contract. Commissioner Larry Temme submitted a NADC Form C-3, Contractual Interest Statement for the Board to review. Commissioner Temme is the owner of Rae Valley Market, a grocery store where the County may possibly purchase paper products and food items. This is a non-exclusive open contract between the County of Boone, Nebraska and Rae Valley Market, LLC. Motion made by Rasmussen, second by Rutten to approve the non-exclusive open Contractual Interest Statement for calendar year 2020 between the County of Boone, Nebraska and Rae Valley Market, LLC. Roll call vote: Yeas: Rasmussen and Rutten. Nays: None. Abstain: Temme. Motion carried.



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In accordance with the Boone County Employee Handbook “Use of County Vehicles” the County owned vehicles are to be driven by County employees only. County employees should not make a practice of traveling in County-owned vehicles with persons who are not County employees. Any unauthorized person traveling in a County-owned vehicle does so at his/her own risk. There are some exceptions acknowledged in the employee handbook that apply for transfer of prisoners and veterans and use by independent contractors for the County. There are times that other Elected or Appointed Officials and full-time employees may ask to carpool to meetings, trainings, etc. that are associated with County Government employment. Motion made by Temme, second by Rutten to approve allowing other non-Boone County Elected or Appointed Officials and full-time employees to occupy a Boone County vehicle with a Boone County employee that is being used for transportation to meetings, trainings, etc. for the calendar year 2020, with the Boone County employee acknowledging the passenger on the County Vehicle calendar. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

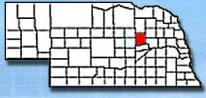
Motion made by Temme, second by Rutten to table the Boone County Veterans Service Officer 2019 year-end report to a later date, due to the Veteran Service officer was unavailable to attend the Board meeting. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The Board reviewed the year end June 30, 2019 audit report prepared by Schumacher, Smejkal, Brockhaus & Herley, P.C., Certified Public Accountants. A “Notice of Completion of Audit” was submitted to the Albion News for publication the week of January 13, 2020. Motion made by Temme, second by Rasmussen to accept and approve the audit as presented for fiscal year ending June 30, 2019 and said audit is on file with the Boone County Clerk and the Nebraska Auditor of Public Accounts. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Sheriff’s office employee. Motion made by Rasmussen, second by Rutten to accept and approve the resignation of Amber Hall effective January 29, 2020 as presented. Roll call vote: Yeas: Rasmussen, Rutten and Temme. Nays: None. Motion carried.

Charles J. Carlson, Trustee, requested permission to trench an electrical line across a county road commonly known as 340<sup>th</sup> Avenue running north and south on the Boone/Platte County line. The electrical line commences from a utility pole (Cornhusker Public Power) located on the east side of 340<sup>th</sup> Avenue (Platte County); thence running west to an existing irrigation well located in the NE1/4 of Section 36, Township 20 North, Range 5 West of the 6<sup>th</sup> P.M. Boone County, Nebraska. The request is to convert the existing irrigation well from fuel to electric. Motion made by Rutten, second by Rasmussen to approve Resolution No. 2020-01, granting permission to Charles J. Carlson, Trustee to trench an electrical cable across a county road known as 340<sup>th</sup> Avenue to the NE1/4 of Section 36, Township 20 North, Range 5 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for irrigation purposes. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

Cornhusker Public Power requested permission to bury an electrical cable across a county road commonly known as 210<sup>th</sup> Avenue running north and south between Sections 35 and 36, all in Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska. The electrical cable commences from a utility pole on the east side of 210<sup>th</sup> Avenue; thence running west for installation of a 3 phase line/pole on the west side of 210<sup>th</sup> Avenue. Motion made by Temme, second by Rutten to approve Resolution No. 2020-02, granting permission to Cornhusker Public Power to bury an electrical cable across a county road known as 210<sup>th</sup> Avenue to Sections 35 and 36, Township 20 North, Range 7 West of the 6<sup>th</sup> P.M., Boone County, Nebraska, for installation of a 3 phase line. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.



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An annual Weed Superintendent report is due January 31<sup>st</sup> each year and is submitted to Nebraska Department of Agriculture, Animal and Plant Health Protection. The Boone County Weed Board is the same members as the Boone County Board of Commissioners. Jack Nordeen, Boone County Weed Superintendent, submitted the 2019 year-end/2020 year-anticipated weed report for the Board to review. Motion made by Temme, second by Rutten to approve and authorize the Board Chairman to sign the annual weed reports as presented. Roll call vote: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

## Public Comments:

- Meetings: BCDA, Inc. – January 14, 2020; Boone County Trails System Committee – January 14, 2020; Northeast Nebraska Area Agency on Aging – January 16, 2020; LEPC – January 21, 2020; Boone County Agricultural Society, Inc. – January 21, 2020; East-Central District Health Department – January 23, 2020; Northeast Nebraska Juvenile Services – cancelled the January 2020 meeting.
- Commissioner Rasmussen updated the Board regarding the Advisory committee meeting for/during construction of new building at the Boone County Fairgrounds on January 8, 2020.
- Commissioner Temme updated the Board regarding a meeting with a group of individuals discussing the funding of flooring, furnishings and bond payments for the new building at the fairgrounds through grants, fundraisers and the pledges.

Chairman Rasmussen declared the meeting adjourned at 12:32 P.M., with the next Board meeting scheduled for Tuesday, January 21, 2020.

Kathy Thorberg,  
Boone County Clerk