



# Boone County Board Minutes



## BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS JUNE 8, 2020 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:02 A.M. on Monday, June 8, 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, Larry Temme and Alan Rasmussen. The State of Nebraska, Office of the Governor, issued Executive Order Number 20-03 Coronavirus Public Meetings Requirement Limited Waiver, which was scheduled to end on May 31, 2020. Governor Pete Ricketts, issued Executive Order No. 20-24, continued limited waiver of certain requirements of the Nebraska Open Meetings Act to remain in effect through June 30, 2020. The Executive Order allows governing bodies (Board of Commissioners) to meet by videoconference or by telephone conference. 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. Motion made by Temme, second by Rutten to approve the Accounts Payable Vendor Claims filed for payment from the various funds: General - \$207,788.69; Road/Weed - \$173,372.08; 911 Emergency Management (2910) - \$2,302.15; 911 Wireless Service (2913) - \$6,370.98; Ambulance - \$3,201.67. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The Board reviewed a written resignation from a full-time County Assessor's office employee. Motion made by Temme, second by Rasmussen to accept and approve the resignation of Cindy Fulton effective June 1, 2020 as submitted. 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's office employee at their June 8, 2020 Board meeting. Motion made by Rutten, second by Rasmussen to approve a Payroll Claim filed for payment on the General Fund for a net amount of \$374.94 with the withholding amounts being included in the above approved Accounts Payable Vendor Claims as presented. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rasmussen to approve the County Board Proceedings of May 27, 2020 as presented. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to approve the following reports of the County Officials as presented for May, 2020:

- Clerk - \$14,885.25 (State of Nebraska \$8,748.50)(County of Boone \$6,136.75)
- Clerk of the District Court - \$260.52 (State of Nebraska \$127.00)(County of Boone \$133.52)
- Sheriff - \$702.94
- Planning & Zoning - \$663.46
- Treasurer - Miscellaneous Receipt Nos. 17867-17935 - \$314,380.46
- Treasurer - Total Collections - \$1,560,741.12

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



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Nebraska State Statute 80-101 refers to County Veterans Service Committee appointments and terms. The committee members are five-year terms. The term of Raymond Thieman of Petersburg expires in June 2020. Motion made by Temme, second by Rutten to re-appoint Raymond Thieman of Petersburg to a five-year term effective July 1, 2020 through June 30, 2025 to the Boone County Veterans Service Board. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Carrie Rodriguez, Chief Probation Officer for District Five Probation, submitted the 2019 District Five Probation report and 2020-2021 fiscal year budget request for the Board to review. Due to the COVID-19 concerns Rodriguez did not visit the County Board in person. The eleven counties comprising the Nebraska Supreme Court District Five Probation consists of: Boone, Butler, Colfax, Hamilton, Merrick, Nance, Platte, Polk, Saunders, Seward and York counties. The District Five Probation's fifty-five staff members served 2762 clients in 2019. The District Five Probation served forty-nine adults and fourteen juveniles for Boone County in 2019. Due to the clients served (2018 - 63, 2019 - 63) remaining the same in the county, the Boone County share of the 2020-2021 fiscal year budget will decrease by approximately \$48.96 from \$8,078.40 to \$8,029.44. The District 5 Probation budget has been approved by the Platte County Commissioners as the principal county for the district. Motion made by Rutten, second by Rasmussen, to accept and approve the District Five Probation 2019 activity report and the 2020-2021 fiscal year budget request as submitted. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

The Board received and reviewed three quotes for the copy paper for the county courthouse fiscal year 2020-2021. The quote request was for fifty cases of no less than 96 bright and no less than 20 lb. paper. The fifty cases to be delivered at one time after July 1, 2020 with payment issued on July 13, 2020. A case of copy paper is 10 reams/5,000 sheets. The quotes received were: Albion News - \$30.50 per case; One Office Solution - \$36.00 per case; and Eakes Office Solutions - \$38.99 per case. Motion made by Temme, second by Rasmussen to accept the copy paper quote from Albion News and approve ordering the fifty cases as one order at \$30.50 per case for the fiscal year 2020-2021. Roll call vote: Yeas: Temme, Rasmussen and Rutten. Nays: None. Motion carried.

The County of Boone, Nebraska; City of Albion, Nebraska; Boone County Agricultural Society, Inc.; and Boone County Historical Society, Inc. had entered into Interlocal Agreements beginning in May of 1998, relating to the improvements on leased land to provide an area for the parking of recreational vehicles known as the City of Albion Campground, Albion, Nebraska. The Fairgrounds 1<sup>st</sup> Subdivision was approved in 2017 to correct the discrepancies with the metes and bounds legal descriptions and to clarify ownership of the real estate. An Annexation Plat for Fairgrounds 1<sup>st</sup> Subdivision, City of Albion was filed in 2018. The County of Boone transferred ownership of the real estate to the City of Albion known as the City of Albion Campground in 2019. Motion made by Rasmussen, second by Rutten to approve Resolution No. 2020-16, terminating and taking precedence over County Resolution No. 2011-04 and all prior resolutions, leases and agreements, written or verbal, between said parties that pertained to the City of Albion Campground site. Roll call vote: Yeas: Rasmussen, Rutten and Temme. Nays: None. Motion carried.

The City of St. Edward's legal counsel submitted an Interlocal Agreement for the Board to review in regard to zoning services between the City of St. Edward and the County of Boone. The Nebraska Interlocal Cooperation Act permits political subdivisions to enter into agreements with one another for joint or cooperative action of the respective political entities. In March of 2020, the Board gave the City of St. Edward a notice terminating the Interlocal Agreement/County Resolution No. 2019-07/City Resolution No. 2019-04-01R effective June 30, 2020 as requested by the County Zoning Administrator.



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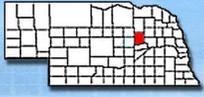
The difference between the prior and newly submitted Interlocal Agreements is #3, the City of St. Edward will pay the sum of \$125.00 (previously \$100.00) per month to the County for a contribution towards the County employee's salary and office expenses. Motion made by Temme, second by Rutten to approve and authorize the Board Chairman to sign the Interlocal Agreement/County Resolution No. 2020-17 between the County of Boone, Nebraska and the City of St. Edward, Nebraska for zoning services. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Ryan D. Stearns, Architect with Joseph R. Hewgley & Assoc., Inc. submitted a Certificate of Substantial Completion AIA Document G704 – 017 for the Board to review. Substantial Completion is the stage in the progress of the work when the work or designated portion is sufficiently complete in accordance with the Contract Documents so that the owner can occupy or utilize the work for its intended use. A list of items to be completed or corrected is attached to the AIA document. The architect and construction company has signed the AIA document and upon the Board of Commissioners signing the AIA document, that would allow keys/key entry codes for the UNL Extension office personnel to enter the building. Motion made by Temme, second by Rasmussen to approve and authorize the Board Chairman to sign the Certificate of Substantial Completion AIA Document G704-2017 as submitted. Roll call vote: Yeas: Temme, Rasmussen, and Rutten. Nays: None. Motion carried.

Steve Pritchard, UNL Extension Educator, updated the Board of office activity and UNL Educators/staff plans to re-enter into their respective offices. Pritchard said that they will continue to follow recommended health practices and continue to have restricted public access. Pritchard said that 4-H Clubs may begin in-person meetings and programs on June 15, 2020. Pritchard said that they have started to move office items to the new fairgrounds building. The red rock road material to establish a solid base for an access road to and a parking area for the extension office use at the new fairgrounds building has not been delivered to date.

The Board held a meeting with the Elected Officials/Department Heads:

- Chairman Rasmussen asked all present to join in the Pledge of Allegiance.
- The Board received information from NACO that Governor Ricketts press conference message included "In order for County Governments to receive funds, the County Courthouse and County Offices must be open for business to the public on a non-appointment basis by June 15, 2020" to receive reimbursement for COVID-19 related expenses.
- The Board; County Assessor; Clerk; Sheriff; Deputy Treasurer; Rod Nelson, Maintenance; Stacey Ziemba, Road Department; Mary Ziemba, Zoning; Jacqueline Wells, Veterans Service; Steve Pritchard, UNL Extension; and Pam Jochum, Attorney office employee; discussed re-opening of the county courthouse/facilities. Motion made by Temme, second by Rasmussen to re-open the Boone County Courthouse/facilities on Friday, June 12, 2020. Roll call vote: Yeas Temme, Rasmussen and Rutten. Nays: None. Motion carried.
- The installation of the counter/window barriers for the courthouse offices are installed.
- The lobby area is to be marked on the floor for visitors to observe the six foot distance.
- Courthouse visitors are encouraged to wear masks and observe all rules on signage when entering the courthouse. Hand sanitizer is available for public use.
- The public is asked to continue conducting as much business as possible through the mail, email, fax, telephone or the drop-box located on the west side of the courthouse.
- Courthouse visitors are being asked to enter through the north door for business on the east half and the west doors for business on the west half of the building.



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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 Notice to Landowners of their duty to mow weeds along the roadsides will be published in the newspapers this week.
- Updated the board regarding FEMA applications submitted for reimbursement from the 2019 flood damages.
- No quotes received to date for repair of the asphalt/black top roads.
- No estimates received to date of options to consider regarding the Pilot Knob Bridge.

## Public Comments:

- Meetings: BCDA, Inc. – June 9, 2020.
- Chuck Rolf, Boone County Agricultural Society, Inc., updated the Board regarding the roof issues on the new fairgrounds building and the Boone County Health Center using the fairgrounds for their dirt/clay storage during their new building construction.
- Nebraska legislature plans to reconvene July 20, 2020 through August 13, 2020 to complete the 2020 legislative session.
- Commissioner Rutten provided written information received from Region IV, Inc./NorthStar Services.
- Commissioner Rutten updated the Board on the Boone County Trails System activity.
- Commissioner Temme updated the Board on the Boone County Fair events that were discussed at the Boone County Agricultural Society, Inc. special meeting held on June 1, 2020.
- The Board received updated information from Northeast Nebraska Economic Development District.

Chairman Rasmussen declared the meeting adjourned at 12:55 P.M., with the next Board meeting scheduled for Monday, June 15, 2020.

Kathy Thorberg,  
Boone County Clerk