

Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS DECEMBER 28, 2020 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Monday, December 28, 2020 in the Commissioners Meeting Room of the Courthouse in Albion, Nebraska.

Chairman Temme called the meeting to order and Commissioners present for roll call were Larry Temme, Ben Rutten and Jon Lindgren. Notice of the meeting was given in advance by publication in the Albion News, Petersburg Press and St. Edward Advance on December 23, 2020 and the convened meeting was open to the public.

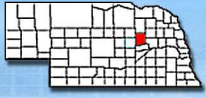
The agenda was posted on the Boone County website; posted on the information board located in the Courthouse north entrance; emailed to the Board of Commissioners; and emailed to the Elected Officials and department heads on Thursday, December 24, 2020. Chairman Temme acknowledged the agenda and noted that the Open Meeting Laws are posted and available to the public.

The Board reviewed the County Payroll Claims filed for the pay period of November 22, 2020 through December 21, 2020. Motion made by Rutten, second by Lindgren to approve the County Payroll Claims filed for payment from the various funds: General \$105,926.98, BCBS \$49,824.32, Ameritas Ret \$7,363.78, EFTPS \$7,900.43, LTD Premiums \$2.27, Section 125 Fees \$10.00, Wellness Program \$112.00; Road \$56,786.50, BCBS \$27,883.24, Ameritas Ret \$3,833.08, EFTPS \$4,281.75; Ambulance \$3,527.23, Ameritas Ret \$102.65, EFTPS \$269.83; and Public Defender Contract \$3,358.21. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

Motion made by Temme, second by Rutten to approve the County Board Proceedings of December 21, 2020 as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.

Motion made by Rutten, second by Temme to approve the County Board Zoning Public Hearing Proceedings of December 21, 2020 as presented. Roll call vote: Yeas: Rutten, Temme and Lindgren. 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 2018 are all completed. Jarecki updated the Board in regard to Public Defender assigned cases: 2018 – 47 cases with 45 closed and 2 conflicts; 2019 – 38 cases with 33 closed, 1 conflict and 4 open (all 4 cases are the same individual); and 2020 to date – 35 cases with 16 closed, 4 conflicts and 15 open. Jarecki explained to the Board that some juvenile cases take a long time to complete and that some individuals may have more than one case. 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/has already defending one of the parties involved. Jarecki explained that his office tries to emphasize rehabilitation for those facing criminal charges and treat the individuals with respect. 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 Temme, second by Rutten to accept the Boone County Public Defender report as presented. Roll call vote: Yeas: Temme, Rutten and Lindgren. Nays: None. Motion carried.



Boone County Board Minutes



It shall also be the duty of the County Board of each county of this state to visit the jail of its county per Nebraska State Statute §47-109. The Board conducted a routine walk through visit of the Boone County Jail per Nebraska State Statute.

The Boone County Board of Commissioners advertised for sealed bids for the 2021, 2022 and 2023 crop years ending December 31, 2023 for approximately 26.13± acres of dry cropland, according to boundary survey dated March 19, 2020. The County of Boone, Nebraska owns and will be leasing a fraction of the S1/2NE1/4 of Section 28, Township 20 North, Range 6 West of the 6th P.M., Boone County, Nebraska, containing 26.13 acres more or less of which 0.75 of an acre more or less is occupied by county road right-of-way. The dry cropland real estate is located south of the present Boone County Fairgrounds. The Board received one sealed bid before the advertised deadline. The sealed bid received: Nathan Olson - \$230.00/acre. Motion made by Rutten, second by Lindgren to approve and accept the bid from Nathan Olson of \$230.00/acre for the 2021, 2022 and 2023 crop years ending December 31, 2023. Roll call vote: Yeas: Rutten, Lindgren and Temme. Nays: None. Motion carried.

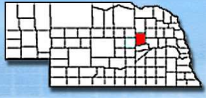
John Morgan, County Attorney, Stacey Ziemba, County Highway Superintendent, and the Board discussed a response to the pending litigation, Kaufmann Farm, LLC v. County of Boone, Nebraska, concerning a road issue. The County Highway Superintendent is to forward the information from Brian McDonald, JEO Consulting Group, Inc., to the County Attorney in order for the County Attorney to respond to the plaintiff's legal counsel.

Public Comments:

- The Board acknowledged receiving a letter from NIRMA, approving in part the NIRMA ASSIST program funding application that was submitted for safety-toe footwear.
- The Board acknowledged receiving the annual evaluation of the Boone County Jail conducted on November 18, 2020 by Dan Evans, Criminal Justice Field Representative for the Nebraska Commission on Law Enforcement and Criminal Justice, to determine compliance with the Nebraska Minimum Jail Standards. The facility was determined to be in full compliance.
- The County Highway Superintendent updated the Board on the status of the John Deere motor grader that was recently repaired.
- The County Highway Superintendent updated the Board on the status of a new break room for the County Road District #1, Cedar Rapids shop building per the Board's questions on December 21, 2020 in regard to the Premier Portable Buildings.
- The Board updated the County Highway Superintendent and County Attorney of possible road issues occurring on 100th Avenue, 140th Avenue, 240th Avenue, 250th Avenue and 270th Avenue.

Chairman Temme declared the meeting adjourned at 12:26 P.M., with the Board 2021 Reorganizational meeting scheduled for Thursday, January 7, 2021 and the next regular Board meeting scheduled for Monday, January 11, 2021.

Kathy Thorberg,
Boone County Clerk



Boone County Board Minutes

