

August 16, 2021
O'Neill, Nebraska

The Holt County Board of Supervisors met as a Board of Equalization with all members present except Tielke. County Assessor Tim Wallinger, County Treasurer Shelly Ross and County Clerk Cathy Pavel were also in attendance. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943. Notice of meeting given in advance thereof by publication in paper as shown by Affidavit of Publication on July 29, 2021, in the Atkinson Graphic. Chairman Frahm convened the meeting at 9:05 A.M. with the flag salute.

Motion by Paxton, 2nd by Butterfield, to approve the minutes of the July 30, 2021, meeting as printed. Voting Aye: Keyes, Butterfield, Breiner, Paxton, Treptow and Frahm. Voting Nay: None. Absent: Tielke. Motion carried.

Motion by Butterfield, 2nd by Paxton, to correct a 2021 value on parcel #450871000 due to clerical error. Voting Aye: Butterfield, Breiner, Paxton, Treptow, Keyes and Frahm. Voting Nay: None. Absent: Tielke. Motion carried.

Supervisor Tielke arrived at 9:08 A.M.

The Board discussed levy authority for fiscal year 2021/2022 for the political subdivisions.

Motion by Paxton, 2nd by Breiner, to share levy authority of \$.05 with the townships, \$.05 with the fire districts and \$.01 with the Holt County Agriculture Society, for 2021/2022. Voting Aye: Breiner, Paxton, Tielke, Treptow, Keyes, Butterfield and Frahm. Voting Nay: None. Motion carried.

Chairman Frahm adjourned the meeting at 9:15 A.M.

Doug Frahm, Chairman

Cathy Pavel, Clerk

August 16, 2021
O'Neill, Nebraska

The Holt County Board of Supervisors met in regular session as per adjournment with all members present. This meeting publicized pursuant to Section 84-1411 R.R.S. 1943. Notice of meeting given in advance thereof by publication in paper as shown by Affidavit of Publication on July 29, 2021, in the Atkinson Graphic. Chairman Tielke convened the meeting at 9:18 A.M. and informed the public of the location of the Open Meeting Poster.

Motion by Frahm, 2nd by Paxton, to approve the minutes of the July 30, 2021, meeting as printed. Voting Aye: Treptow, Keyes, Butterfield, Breiner, Paxton, Frahm and Tielke. Voting Nay: None. Motion carried.

The Treasurers Report was presented and placed on file.

The Board reviewed claims on file.

Correspondence was reviewed.

The Board acknowledged receipt of the preliminary levy allocation requests from the political subdivisions.

Motion by Butterfield, 2nd by Keyes, to approve the surety bonds on file for: David J. Hickey, Emmet Township Treasurer; Matthew G. Cole, Emmet Township Clerk; Oliver W. Horton, Sand Creek Township Treasurer; James W. Kohle, Stuart Township Treasurer; Dana L. Paxton, Stuart Township Clerk, Marvin Peter, Shamrock Township Treasurer, Marty Larson, Lake Township Clerk, Ron Dexter, Wyoming Township Treasurer; Ken Barnes, Holt Creek Township Clerk; Jay Seger, Pleasant View Township; Patrick Langan, Coleman Township Treasurer; Heath Dobrovolny, Francis Township Treasurer; Allen Spangler, Shields Township Treasurer. Voting Aye: Keyes, Butterfield, Breiner, Paxton, Frahm, Treptow and Tielke. Voting Nay: None. Motion carried.

Motion by Butterfield, 2nd by Keyes, to approve the zoning applications on file for: Patrick & Natasha Gentele on a tract in SW ¼ NW ¼ 28-31-13 and for Daniel & Jolene Brummels a tract in NW ¼ NE ¼ 35-27-9. Voting Aye: Butterfield, Breiner, Paxton, Frahm, Treptow, Keyes and Tielke. Voting Nay: None. Motion carried.

Motion by Frahm, 2nd by Paxton, to approve the following claims excluding claim #21080196. Voting Aye: Breiner, Paxton, Frahm, Treptow, Keyes, Butterfield and Tielke. Voting Nay: None. Motion carried.

Motion By Frahm, 2nd by Paxton, to approve claim #21080196 to Warp Networks, Inc. for \$55.00. Voting Aye: Paxton, Frahm, Keyes, Butterfield, Breiner and Tielke. Voting Nay: None. Abstain: Treptow. Motion carried.

General Fund Claim Total: \$163,225.88

A & J Tire & Auto Repair, LLC, Rep, \$690.01

Alertmedia, Serv, \$228.00

Antelope County Sheriff, Serv, \$160.00

Appear, Serv, \$179.56

Applied Connective Technologies, Serv, \$803.75

Atkinson Graphic, Print/Pub, \$456.14

Avera St. Anthony's Hospital, Medical, \$1,800.00

Babutzke, William, Mileage, \$141.13

Bear Graphics, Inc., Off Supp, \$398.41

Biglin's Mortuary, Inc., County Burial, \$3,570.00

Black Hills Energy, Serv, \$146.37

Bomgaars, Supp, \$55.34

Bouska, Gerry, Mileage, \$20.16

Brent Kelly Law Firm, Phone/Utilities, \$416.52

Butterfield, Donald, Mileage, \$224.00

Campbell, Robert, Mileage, \$33.60

Carhart Lumber Co., Supp, \$59.90

Century Link-Probation Office, Serv, \$224.31

Century Link-Sheriff & Courthouse, Serv, \$816.84

City of O'Neill, Serv, \$933.46

Clearly Communications, Serv, \$303.36

Clerk of District Court, Postage Reimburse, \$166.95

Connot Tire Service, Rep, \$849.45
Doerr, Jeffrey, Atty Fees, \$14,263.12
DAS State Accounting, Data Process, \$529.04
Dollar General, Supp, \$164.00
Eakes, Off Equip Lease, \$122.06
Ertz, Dave, Travel, \$36.43
Ewing Family Foods, Supp, \$308.42
Frickel, Harold, Mileage, \$20.16
Fusion Cloud Services, LLC, Serv, \$270.82
Gokie Oil Co., Fuel, \$370.19
Great America Leasing Co., Off Equip Lease, \$1,408.79
Great Plains Communications, Inc., Serv, \$213.57
Haggerty, Tim, Prior Service, \$30.00
Herzog, Thomas, Atty Fees, \$1,551.11
Holt County Independent, Print/Pub, \$340.85
Holt County Court, Court Costs, \$187.00
Holt County District Court, Court Costs, \$72.00
Holt County Sheriff, Serv, \$536.58
Holz Lumber & Hardware, Supp, \$55.00
Johnson's, Inc., Main/Rep, \$312.61
KBRX Radio Station, Adv, \$177.50
Keyes, Tristan, Labor, \$200.00
Knox, Kelli, Postage Reimburse, \$10.60
McCarthy Abstract Co., Lien Search, \$900.00
Meritain Health, Health Ins, \$100,000.00
Microfilm Imaging Systems, Inc., Off Equip Lease, \$205.00
MIPS, Inc., Data Process, \$2,069.76
Moore, Susan, Reg, \$85.00
Nebraska Association of County Officials, Reg, \$1,650.00
Nebraska Health & Human Services, Serv, \$90.00
Nebraska Public Power District, Serv, \$3,741.37
Nebraska Tech & Telecommunications, Inc., Serv, \$420.67
Nebraskalink Holdings, LLC dba OPTK, Serv, \$280.00
Netcom, Inc., Rep, \$11.00
Nordby, Ed, Travel, \$16.10
O'Neill Car Wash, Serv, \$87.64
O'Neill Chemical Co., Supp, \$558.40
O'Neill Electric Motor Services, Rep, \$110.00
O'Neill Tire & Supply, Rep, \$134.58
Office Products Center, Equip/Data Process, \$257.28
Ogden's Ace Hardware, Supp, \$15.99
One Office Solution-Assessor, Off Supp, \$89.54
One Office Solution-Brent Kelly Law, Off Supp, \$173.95
One Office Solution-Clerk, Off Supp, \$52.94
One Office Solution-County Attorney, Off Supp, \$116.40
One Office Solution-District Court, Off Supp, \$32.80
One Office Solution-Jail, Off Supp, \$25.71
One Office Solution-Probation, Off Supp, \$147.35
One Office Solution-Public Defender, Off Supp, \$101.36
One Office Solution-Sheriff, Off Supp, \$58.80
One Office Solution-Treasurer, Off Supp, \$13.60
Onsolve, Equip, \$5,000.00
Osborne Lube Express, Rep, \$75.95
Peetz, Forrest, Atty Fees, \$71.50
Petty Cash-Assessor, Postage Reimburse, \$4.40
Petty Cash-Sheriff, Postage Reimburse, \$85.39
Petty Cash-Weed, Postage Reimburse, \$7.20
Postmaster-Probation, Stamps, \$330.00
Postmaster-Public Defender, Stamps, \$246.00
Precision IT, Off Equip, \$158.00
PRI Management Group, Misc, \$250.00
Quality Alignment & Repair, Rep, \$139.93
Quill-Extension, Off Supp, \$152.70
Ramada Worldwide by Wyndham, Travel, \$190.00
Ranchland Auto Parts, Rep, \$103.18
Riverside Technologies, Inc., Equip, \$1,089.00
Roeder, Jimmy, Reimbursement, \$60.00
Rowse, Brian, Mileage, \$20.16
Smith, Darla, Contract Labor, \$1,200.00
Smith, Rodney, Off Supp, \$163.47
Stadium Sports, Misc, \$159.30
Stuart Locker, Supp, \$1,519.46
Taylor Made Printing, Printing, \$50.00
The Sidwall Company, Printing, \$160.00
Three River Communications, LLC, Serv, \$216.94
Timmerman, Amy, Mifi Card, \$90.04
Torpin's Rodeo Market, Supp, \$41.29
University of Nebraska-Lincoln, Off Supp, \$41.70

US Bank, Off Equip/Supp/Postage, \$554.02
Vanguard Appraisals, Inc., Contract Labor, \$232.50
Verizon Wireless, Serv, \$372.22
Waterman, Debra, Reimburse, \$124.84
Wex Bank, Fuel, \$1,980.74
Zelle Human Resource Solutions, Serv, \$3,000.00
Ziems, Dennis, Mileage, \$33.60
Road Fund Claim Total: \$279,310.52
AKRS Equipment, Parts, \$17,377.58
Appeara, Serv, \$319.50
Applied Connective Technologies, Serv, \$5.00
AT&T, Serv, \$73.42
Atkinson Graphic, Print/Pub, \$18.20
Atkinson Sand & Gravel, Inc., Gravel, \$5,808.00
Avera St. Anthony's Hospital, Medical, \$57.00
B's Enterprises, Inc., Culverts, \$5,940.00
Black Hills Energy, Serv, \$3.37
Bomgaars, Parts/Supp, \$2,012.23
Breiner Welding & Fabrication, Rep, \$32.22
Campbell, Kyle, Travel, \$48.72
Carhart Lumber Co., Supp, \$124.99
Carroll Olson Enterprises, Parts/Supp, \$146.64
Century Link-2377 Road, Serv, \$62.18
Century Link-2831 Road, Serv, \$62.46
Century Link-3888 Road, Serv, \$163.76
Century Link-5440 Road, Serv, \$62.43
City of Atkinson, Serv, \$67.84
Cole Petroleum, Fuel, \$15,839.86
Cole Sand & Gravel, Gravel, \$289.30
Connot Tire Service, Parts/Rep, \$1,047.90
Coyote Chemical Co., Supp, \$1,305.00
Cubby's, Inc., Fuel, \$1,332.58
Dexter Diesel, LLC, Parts/Rep, \$952.37
Elkhorn Rural Public Power District, Serv, \$69.45
Elkhorn Sand & Gravel, LLC, Gravel, \$6,270.00
Emme Sand & Gravel, Gravel, \$28,272.32
Farmers Pride, Fuel, \$6,632.93
Farmers Store, Fuel, \$560.95
First Stop, Fuel, \$135.29
Fisher's Plumbing & Heating, Supp, \$87.45
Fusion Cloud Services, LLC, Serv, \$51.71
Galyen Energy Supply, Fuel, \$3,275.74
Garrett Enterprises, Inc., Tires, \$3,463.70
Gerhold Concrete Company, Inc., Concrete, \$8,745.00
GI Trailer, Inc., Parts, \$718.60
Great America Leasing Co., Off Equip Lease, \$184.15
Great Plains Communications, Inc., Serv, \$53.94
Green's Service, Tires/Fuel, \$3,460.60
Holt County Independent, Print/Pub, \$19.15
Ickes, Lee, Dirt, \$1,760.00
J&J Sanitation - 3051-1421, Serv, \$182.24
J&J Sanitation - 3051-1859, Serv, \$103.37
Jason Schindler Flying, Inc., Supp, \$1,772.80
John Prouty Construction, Inc., Machine Hire, \$11,800.00
K & K Welding & Manufacturing Co., Rep, \$36.00
K & M Telephone Co., Serv, \$35.73
Kimball Midwest, Supp, \$648.97
Mitchell Equipment, Inc., Parts, \$3,784.72
Municipal Power, Serv, \$147.90
Nebraska Public Power District, Serv, \$273.09
Nebraska Safety & Fire Equipment, Inc., Parts, \$600.00
Netcom, Inc., Parts/Rep, \$1,553.00
NMC, Parts/Rep, \$31,132.80
North Central Public Power, Serv, \$83.30
North Construction, LLC, Holt Co Bridge, \$2,871.39
Northeast Nebraska Telephone Co., Serv, \$46.32
O'Neill Auto Supply, Inc., Parts/Supp, \$3,659.20
O'Neill Electric Motor Services, Misc, \$2,370.75
O'Neill Shopper, Print/Pub, \$125.46
Occupational Health Services, Serv, \$115.00
Ogden's Ace Hardware, Parts/Supp, \$261.67
One Office Solution, Off Supp, \$368.86
Pollock Redi Mix, Gravel, \$6,989.50
Power Plan, Parts, \$253.78
Quality Alignment & Repair, Parts/Rep, \$916.46
Ranchland Auto Parts, Parts/Supp, \$762.23
Reiman's Body Shop, Parts/Rep, \$734.10
Road Builders Machinery & Supply Co., Parts, \$141.59

Rose Equipment, Inc., Asphalt, \$32,177.66
 Schwager, Gene, Clay, \$770.00
 Seger & Sons Repair, Inc., Parts/Rep, \$1,891.83
 Shamrock Diesel Repair, Parts, \$218.07
 Shaw, Caury, Travel, \$37.84
 Sidak Feed & Trailer Sales, Supp, \$24.47
 Sioux City Truck Sales, Inc., Parts, \$53.67
 Southside Mini Mart, Fuel, \$444.48
 Stuart Locker, Supp, \$22.55
 Stuart Township, Road Main, \$44,000.00
 Town and Country Autobody, Parts/Rep, \$699.30
 Triple R Tire, LLC, Parts/Rep/Tires, \$892.28
 Truck Center Co., Parts, \$317.20
 US Bank, Parts/Rep/Postage/Fuel, \$515.00
 Verizon Connect, Serv, \$712.36
 Verizon Wireless, Serv, \$177.69
 Village Market, Supp, \$9.59
 Village of Chambers, Serv, \$82.50
 Warp Networks, Inc., Communications, \$55.00
 Welsh Welding & Repair, Parts/Rep, \$53.13
 Westend Mini Mart, Fuel, \$232.49
 White's Service, Fuel, \$253.68
 Wm. Krotter Co.-O'Neill, Fence/Supp, \$337.39
 Wm. Krotter Co.-Atkinson, Parts, \$72.99
 WPCI, Serv, \$32.00
 Yant Equipment Company, Inc., Parts/Rep, \$6,071.30
 Zee Medical Service Co., Medical, \$397.29
 95 West Express, Grease/Oil, \$75.00

Construction Asphalt Fund Claim Total: \$721,627.89

A & R Construction Co., Asphalt, \$95,028.95
 A & R Construction Co., Asphalt, \$358,337.94
 Knife River Midwest, Asphalt, \$268,261.00

Visitor's Promotion Fund Claim Total: \$6,250.00

Atkinson Hay Days, Hay Days, \$5,000.00
 O'Neill High School Rodeo Club, High School Rodeo, \$1,000.00
 Shamrock Ringers Horseshoe Pitchers, Horseshoe Tournament, \$250.00

Visitor's Improvement Fund Claim Total: \$1,418.23

O'Neill Chamber of Commerce, Contract Labor, \$1,418.23

Law Enforcement Contract Fund Claim Total: \$600.00

US Bank, Training, \$600.00

Jail Commissary Fund Claim Total: \$15.44

Three River Communications, LLC, Serv, \$15.44

Whitney Abbott, with the NCDHD presented a report on tobacco compliance checks in Holt County and a handout on Cannabis on the Youth Brain.

10:30 A.M. being the time advertised, Chairman Tielke convened a public hearing to hear and consider public response to consider the vacation or abandonment of the following described public road: South line Sections 28 & 29 & W ½ SW ¼ 27-26-13. 5 interested landowners were present.

Motion by Frahm, 2nd by Paxton, to adjourn from public hearing at 10:38 A.M. and return to regular session.

Voting Aye: Frahm, Treptow, Keyes, Butterfield, Breiner, Paxton and Tielke. Voting Nay: None. Motion carried.

RESOLUTION #2021-22
 OF THE

HOLT COUNTY BOARD OF SUPERVISORS

WHEREAS, the Holt County Board has received a request for vacation or abandonment of a public road of the County and whereas the County Highway Superintendent has conducted a study of the use of said public road and submitted his recommendation as to the vacation or abandonment to the County Board, and

WHEREAS, notice has been given as required by law and a public hearing held upon said vacation or abandonment, and

WHEREAS, notice as required by law has been given to the Township offering to relinquish said road to the township.

NOW, THEREFORE BE IT RESOLVED BY THE CHAIRMAN AND THE HOLT COUNTY BOARD OF SUPERVISORS, that:

1. The following described public road: South line Sections 28 & 29 & W ½ SW ¼ 27, Township 26 North, Range 13 West of the 6th P.M., Holt County, Nebraska.
2. That the appropriate County Officials shall record this resolution upon the public records of Holt County as required by law.

The foregoing resolution was introduced by Supervisor Frahm, who moved its adoption. The motion was seconded by Supervisor Butterfield. Voting Aye: Treptow, Keyes, Butterfield, Breiner, Paxton, Frahm and Tielke. Voting Nay: None. Motion carried.

Dan Hanlon was present to discuss the traffic speed on 868 Road from 501 to 504 Avenue.

The Board acknowledged the updated list of trees and shrubs infringing on township roads in Emmet Township.

Motion by Frahm, 2nd by Keyes, to set a hearing on September 16, 2021, at 2:00 P.M. to consider if the landowner or agent is maintaining a public nuisance by failing to trim hedge fence, trees or undergrowth in accordance with

statute 39-1812 & 39-1813. Voting Aye: Keyes, Butterfield, Breiner, Paxton, Frahm, Treptow and Tielke. Voting Nay: None. Motion carried.

RESOLUTION #2021-23

OF THE

HOLT COUNTY BOARD OF SUPERVISORS

Project No. ER-45(31) Control No. 81043 DDIR Site: L45-11

Whereas: Certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

Whereas: Major highways and bridges in Nebraska that are part of the Federal-Aid highway system suffered widespread serious damage as a result of flooding beginning on March 12, 2019 (Disaster #NE19) and were in need of emergency or temporary repair, or restoration; and

Whereas: The Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

Whereas: The County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

Whereas: The project has met all contract provisions as required by 23 CFR Part 633A; met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, American with Disability Act (ADA) requirements, "Buy America" Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and

Whereas: The State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

Whereas: All emergency repairs were completed within 180 days and are eligible for 100% federal reimbursement; and

Whereas: All permanent repairs were completed following the flooding and are eligible for 80% Federal share reimbursement; and

Whereas: The total permanent repairs reimbursement is \$35,963.82 and no further costs relating to this project will be incurred or submitted to the State.

Be It Resolved: That the Nebraska Department of Transportation is hereby requested to act on behalf of Holt County to administer Federal funds.

Be It Further Resolved: That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

The foregoing resolution was introduced by Supervisor Paxton, who moved its adoption. The motion was seconded by Supervisor Keyes. Voting Aye: Butterfield, Breiner, Paxton, Frahm, Treptow, Keyes and Tielke. Voting Nay: None. Motion carried.

Motion by Paxton, 2nd by Frahm, to approve the change order on the bridge rehabilitation project C004520510 for a decrease of -\$2,425.20. Voting Aye: Breiner, Paxton, Frahm, Treptow, Keyes, Butterfield and Tielke. Voting Nay: None. Motion carried.

Motion by Paxton, 2nd by Breiner, to approve the Right of Way Permits on file for Village of Stuart for natural gas line in 22-29-11 & for Viaero Fiber Networks, LLC for fiber optic cable in Sections 20, 21, 27 & 28-29-11. Voting Aye: Paxton, Frahm, Treptow, Keyes, Butterfield, Breiner and Tielke. Voting Nay: None. Motion carried.

Gary Connot Road Superintendent presented his Department Activity Report.

The 2021/2022 Budget Hearing for Holt County will be held at 1:00 P.M. on August 31, 2021, at the conclusion of the regular Board of Supervisors meeting.

Motion by Frahm, 2nd by Paxton, to submit for public hearing on September 16, 2021, at 1:00 P.M. the final tax request at a different amount than the prior year tax request and adopt the proposed 2021/2022 County Budget.

Voting Aye: Frahm, Treptow, Keyes, Butterfield, Breiner, Paxton and Tielke. Voting Nay: None. Motion carried.

The Finance Committee reported that the County Officials had remitted their monthly fees to the County Treasurer as required.

Chairman Tielke adjourned the meeting at 12:21 P.M. until August 31, 2021, at 9:15 A.M.

William J. Tielke, Chairman

Cathy Pavel, Clerk