



Boone County Board Minutes



BOONE COUNTY BOARD OF COMMISSIONERS PROCEEDINGS
JANUARY 22, 2019 ALBION, NEBRASKA

The Boone County Board of Commissioners of Boone County, Nebraska, met in regular session at 9:00 A.M. on Tuesday, January 22, 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 Ben F. Rutten, Larry Temme and Alan Rasmussen. 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.

Randall Bruland, County Ambulance Administrator, asked the Board if they would consider funding the EMT/Paramedic classes for re-certification license renewals for Randall Bruland, EMT/driver, Jenice Stevenson, EMT, and Amy Zaruba, Paramedic, the three principal operators of the Boone County Ambulance Services. Bruland informed the Board that an EMT certification license requires twenty hours of continuing education every two years. Bruland informed the Board that the classes for license renewals were funded by the Albion Fire & Rescue in the prior years, but as of 2019 Bruland, Stevenson and Zaruba are inactive members of the Albion Fire & Rescue. Motion made by Temme, second by Rutten to approve funding for the EMT/Paramedic re-certification classes for Randall Bruland, Jenice Stevenson and Amy Zaruba for their 2019 re-certification license renewals. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

Nebraska State Statute § 54-625 to 54-643, Commercial Dog and Cat Operator Inspection Act, requires an approved kennel for the housing of impounded pets, specifically dogs or cats. The City of St. Edward and the County of Boone, Nebraska entered into an Interlocal Agreement for kennel services in May of 2010 and a revised/renewal Interlocal Agreement for kennel services in May of 2013. The City of St. Edward submitted a revised/renewal Interlocal Agreement for the Board to review due to the cost increase of the kennel license. The St. Edward City Council voted to increase the Interlocal Agreement annual cost to County of Boone from \$125.00 to \$175.00. There are no proposed changes to the agreement responsibilities. The agreement may be terminated by either political subdivision with 30 days written notice to the other. If notice is not served, the agreement will automatically renew annually on May 1st of each year. The City of St. Edward shall be responsible for the maintenance and upkeep of the kennel. The County will pay the annual \$175.00 fee in exchange for being able to utilize the facility for the animals that the County impounds. There will be a \$5.00 per day impound fee with the animal being maintained up to five days. If the animal is reclaimed by the owner, the owner shall pay the impound fee. Motion made by Rutten, second by Rasmussen to approve the revised/renewal Interlocal Agreement for kennel services with an annual fee of \$175.00 between the City of St. Edward and the County of Boone, Nebraska, effective January 22, 2019 as presented. Roll call vote: Yeas: Rutten, Rasmussen and Temme. 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 Faith Lutheran Church of St. Edward requested assistance to advertise the Steak & Burger Feed fundraiser event scheduled for March 9, 2019. Motion made by Rutten, second by Temme to approve the application requesting funding assistance for advertisement from the Visitor's Promotion Fund as presented. Roll call vote: Yeas: Rutten, Temme and Rasmussen. Nays: None. Motion carried.



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Motion made by Rasmussen, second by Temme to approve the County Board Proceedings of January 14, 2019 as presented. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.

The Board discussed amending a few of the appointments that were approved at their Board Reorganizational Meeting on January 7, 2019. The bylaws of the Local Emergency Planning Committee (LEPC) states that the members are to be appointed by the Boone County Board of Commissioners. The Board had not received an updated LEPC member list prior to their reorganizational meeting. Motion made by Rasmussen, second by Rutten to amend and approve the Board representative changes and the LEPC members as follows: (1) BCDA, Inc. – Larry Temme and Alan Rasmussen as alternate; (2) Board of Commissioners LEPC representative – Ben F. Rutten; and (3) the attached LEPC Member list as submitted from the Region 44 Emergency Manager. Roll call vote: Yeas: Rasmussen, Rutten and Temme. Nays: None. Motion carried.

Denny Johnson, Sheriff, presented a Purchase Agreement for the Board to review and the Board Chairman to sign for a new law enforcement vehicle. The Board approved a state bid quote of \$30,905.00 for the purchase of a 2019 Chevrolet Pickup on January 14, 2019. A Purchase Agreement was not available for the Board Chairman signature on January 14th. Johnson presented the Purchase Agreement for the Board Chairman signature as submitted by the Husker Auto Group, LLC dealership of Lincoln, Nebraska for a new law enforcement vehicle.

The Board and Larry Bird, Friends of the Trail Committee Chair, discussed the trail committee landscaping recommendations. The committee has suggested landscaping a four foot wide area along both sides of the trail with a grass that is low maintenance/water. Bird informed the Board that there is adequate funding to cover the landscaping costs from the donations received for the trail project and the Big Give fundraiser held in December. In addition, Bird informed the Board that someone has dumped some clay type material near the south end of the trail that possibly will need to be removed before the landscaping (planting of grass) can take place in the spring. Motion made by Temme, second by Rutten to approve allowing the Friends of the Trail Committee to move forward by using a low maintenance grass for landscaping of a four foot wide area along both sides of the trail located on County property known as the leased crop acres at no expense to the County. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The Board and County Highway Superintendent discussed the condition and needed repairs of a 1991 Mack truck/tractor and a 1991 Cornhusker pup trailer located at Boone County Road District #1, Cedar Rapids. RDO Truck Centers of Norfolk has a used gravel truck with pup trailer advertised for sale from a company going out of business. The County could save a significant amount of money by purchasing the used truck and trailer vs. purchasing a new truck and trailer. The Board and Highway Superintendent discussed the competitive bidding requirements. Motion made by Temme, second by Rutten to approve and authorize the County Highway Superintendent to waive the competitive bidding requirements cited in the County Purchasing Act §23-3109(3) and publish a notice of the intention to make such a special purchase. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

The Board and County Highway Superintendent discussed the possible replacement of the county owned damaged building that has been removed/destroyed. A Boone County Road District #3, Petersburg storage shed was damaged during a June 2018 windstorm. The storage shed was removed/destroyed on December 13, 2018, leaving the cement foundation in place. The Board, Highway Superintendent and road employees have discussed several different ideas/types of storage sheds. No agreement has been reached in regard to location, type of structure, size of a new storage shed or if a replacement storage shed is necessarily needed. Motion made by Rasmussen, second by Temme to not build/replace a 42' x 40' storage shed on the original cement foundation. Roll call vote: Yeas: Rasmussen, Temme and Rutten. Nays: None. Motion carried.



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The County Highway Superintendent submitted an updated Traffic Sign Retro-reflectivity Maintenance Program for calendar year 2019 for the Board to review. The County Highway Superintendent is responsible for and authorized to direct the County's various sign management and maintenance functions, including the retro-reflectivity maintenance program and for ensuring the policy is enforced and documented. The most current edition of the Manual on Uniform Traffic Control Devices (MUTCD) will be followed when updating and incorporating said policy. The 2019 revised/updated policy replaces the 2014 Maintenance Program policy. Motion made by Temme, second by Rutten to approve the Traffic Sign Retro-reflectivity Maintenance Program-Calendar Year 2019 as presented. Roll call vote: Yeas: Temme, Rutten and Rasmussen. Nays: None. Motion carried.

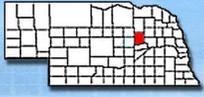
The County Highway Superintendent submitted a revised, Non-Exclusive Contract For Services, for the Board to review. A Non-Exclusive Contract For Services is by and between the County of Boone, Nebraska and truck drivers with a Nebraska Class "A" Commercial driver's license for back-haul services of aggregate from quarries to the county stockpiles. The insurance requirement, Class "A" Commercial driver's license and compensation, will remain the same as the past year contractual services. There will be some change in the description of services/communication with the County Highway Superintendent. Motion made by Rutten, second by Rasmussen to approve the revised back-haul of aggregate from quarries to the county stockpiles "Non-Exclusive Contract For Services" with approved truck drivers as presented. Roll call vote: Yeas: Rutten, Rasmussen and Temme. Nays: None. Motion carried.

Mary Ziemba, County Zoning Administrator, informed the Board that Keith Marvin, Consultant, would not be giving his presentation today regarding an upgrade to the Boone County Zoning Comprehensive Plan, due to the adverse road conditions.

The Board held a meeting with the department heads.

- Chairman Rasmussen asked all present to join in the Pledge of Allegiance.
- County officials/department heads reported on activities with regard to their respective office.
- Jacqueline L. Wells, County Veteran Service Officer, submitted a written report for the calendar year 2018 for the Board to review and sign.
- The Northeast District NACO spring workshop is scheduled for Friday, March 15, 2019.
- The Wellness Partners Health Fair is scheduled for Thursday, March 21, 2019 from 6:00 A.M. – 9:00 A.M., for the county employees that are interested in participating. A reminder to County employees that your participation is on your own time, not on the County clock time.
- The general consensus of the group was for the Board to meet with the department heads quarterly and preferably not in the same month of the scheduled quarterly safety meeting.
- Rod Nelson, Maintenance, plans to conduct an intercom testing the first of each month along with the other monthly tests for the panic buttons, generators, etc.

John Morgan, County Attorney, introduced himself to the Board. The Board and Morgan discussed the county health insurance benefit policy. The County has paid the NACO BCBS full family health insurance premium and employee only dental premium as a benefit for several years. Morgan asked the Board to consider looking into changing the benefit policy to add/offer a monthly opt-out set amount (aka 'cash in lieu of') for employee's who do not want to take the County's health insurance benefit. The salaries of all elected officers of the county shall be fixed by the county board prior to January 15 of the year in which a general election will be held for the respective offices. The resolution addresses the salaries and benefits for four years for the elected officers, of which shall not be increased or diminished during his or her term of office. The Resolution No. 2017-51, salaries for elected officers for 2019-2022 does not include an opt-out (aka "cash in lieu of" benefit). The Board may look into the suggested option at a later date.



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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 visit of the Boone County Jail per Nebraska State Statute.

Public Comments:

- Meetings: Boone County Planning Commission - January 28, 2019.
- Commissioner Rutten updated the Board regarding the Boone County Trails System committee meeting.
- Commissioner Rutten updated the Board regarding the LEPC committee meeting.
- Commissioner Temme updated the Board regarding the Boone County Agricultural Society, Inc. meeting.
- Commissioner Temme update the Board regarding the Northeast Nebraska Area Agency on Aging committee meeting.
- Commissioner Rasmussen updated the Board on the Region 4 Behavioral Health System committee meeting.
- County Highway Superintendent asked the Board whom should be billed for four of the five county culverts that was installed for the Boone County Trails System. The initial agreement that the county would donate one culvert.

Chairman Rasmussen declared the meeting adjourned at 12:25 P.M., with the next Board meeting scheduled for Monday, January 28, 2019.

Kathy Thorberg,
Boone County Clerk

