



# Nance County Board Minutes



September 24<sup>th</sup>, 2024

A meeting of the County Board of Supervisors of Nance County, Nebraska was convened in open session on September 24th, 2024 in the Supervisor's Room, Nance County Courthouse, Fullerton, Nebraska.

Chairman called the meeting to order at 9:00 am with the following members present- Andrew Ditter, Timothy Cornwell, Steve Crouse, Robert Voichoskie Gary Juracek, and Ralph Horacek; Absent- Darren Nelson. Also, present is County Clerk, Adrian Chlopek.

Chairman advised those present of the open meetings act and its posting in the Supervisor's Room.

Notice of the meeting was given thereof by publication in the Genoa Leader Times on September 18th, 2024.

Notice of the meeting was given to the Board and a receipt of their acknowledgment is on file in the Clerk's office.

The Pledge of Allegiance was recited.

Moved by Ditter and seconded by Voichoskie to approve the agenda. Roll call vote: AYES-Ditter, Horacek, Crouse, Voichoskie, Juracek, Cornwell; NAYS-None; ABSENT-Nelson. Motion carried.

Moved by Voichoskie and seconded by Crouse to approve minutes of the September 10th, 2024 meeting. Roll call vote: AYES-Ditter, Horacek, Crouse, Voichoskie, Juracek, Cornwell; NAYS-None; ABSENT-Nelson. Motion carried.

9:03 AM, Darren Nelson, County Supervisor present.

Moved by Horacek and seconded by Crouse to approve all claims submitted.

## **GENERAL FUND**

Albion News, pub-\$6.98; Antelope Co. Sheriff, housing-\$2,760.00; Applied Connective Tech, svcs.-\$2,167.38; Black Hills Energy, svcs-\$230.00; Blood Pharmacy, supplies-\$71.54; Bomgaard's, supplies-\$2,159.99; Ashley Boryca, mileage-\$69.14; Capital Business Systems, lease/copies-\$133.28; Cedar Vally Lumber, supplies-\$6.89; Adrian Chlopek, mileage-\$100.50; Ciancio Hardware, supplies-\$509.87; Cintas, supplies-\$121.30; City of Fullerton, ambulance - \$250.00; City of Genoa, ambulance-\$250.00; Clearly, phone svc.-\$681.88; Crowne Plaza, travel-\$899.70; Culligan, reverse osmosis-\$75.99; D&H Truck & Auto Parts, parts/supplies-\$842.27; Dana Safety Supply, supplies-\$2,064.00; Eakes, supplies & copies-\$413.95; Ecolab, svcs-\$117.27; Galls, supplies- \$3,019.47; Genoa Leader Times, pub.-\$215.50; Sonya Glup, mileage -\$304.07; Hall County Veteran's Service, quarterly pmt.-\$5,236.25; Hall County Sheriff, svcs-\$20.80; Hometown Leasing, svcs-\$832.28; Jenna Konwinski, travel-\$66.31; Lancaster County Sheriff's Office, svcs-\$18.70; Lisa Lassek, mileage-\$172.05; Loup Power Dist, elect.- \$1,164.36; MIPS, svcs-\$2,707.04; Mitch Friedrichsen Lawn Service, svcs-\$770.00; John Morgan, Title VI & ADA salary -\$200.00; NACO, regs-\$1,280.00; Nance Co. Court, court cost list #296-\$68.00; Nance Co. District Court, court cost list #332 -\$36.00; Nance County Journal, sub-\$45.00; Nebraska Supreme Court, salary reimb.-\$8,842.69; Pacific Window Tint, svcs-\$385.20; Paper Tiger Shredding, svcs-\$172.85; Pappy's Place, fuel-\$48.43; Platte Valley Communications, repairs-\$151.25; Steve Pritchard, mileage-\$137.97; Region 4 Behavioral Health Syst., quarterly share-\$2,762.25; Region IV, Inc., quarterly share-\$1,128.75; Sarpy County Sheriff, svcs-\$20.15; Service Master, svcs-\$3,357.00; Sipple, Hansen..., atty fees-\$770.00; Sparrow Publications, pub.-\$499.50; State of NE-Central Finance, svcs -\$709.60; TA2, supplies-\$790.13; Jerod L. Trouba, atty fees-\$1,300.00; University of NE, reg.-\$115.00; US Bank, supplies/fuel-\$649.73/\$127.08; US Cellular, wifi backup/svcs-\$904.32/\$50.63; Verizon,

svcs-\$91.68; Wex, fuel-\$1299.41; Brandi Yosten, atty fees-\$1,262.50; Megan Zoucha, reimb-\$137.86;; **Health Insurance-\$23,444.82 Retirement-\$7,399.86; Social Security-\$7,481.06; Disability-\$22.70; Life Insurance-\$26.47; First Concord-\$120.00;**

**ROAD FUND**

Appeara, supplies-\$182.76; Applied Connective Tech, svcs-\$30.60; Bauer Built Tire, parts & labor-\$1,120.40; Black Hills Energy, heating fuel-\$313.80; Casey's, fuel-\$1,144.38; Cedar Valley Lumber Co, supplies-\$21.98; Ciancio Hardware, supplies-\$324.38; Cintas, supplies-\$164.92; City of Genoa, water/sewer-\$38.64; Clearly, svcs-\$45.86; Cornhusker PPD, electricity-\$76.95; D&H Truck & Auto Parts, parts & supplies-\$1,884.32; Dinkel's, equip-\$5,915.80; Eakes, supplies-\$154.27; Filter Care, svcs-\$206.25; Hellbusch Sand and Gravel, hauling by others-\$10,952.50; Herk's Welding, parts & labor-\$6,994.58; Hometown Leasing, svcs-\$59.30; Lawson Products, supplies-\$70.69; Kevin Loseke, supplies-\$150.00; Loup Power Dist., electricity-\$483.64; MIPS, svcs-\$116.53; NACO, reg.-\$320.00; Overhead Door Co., repair-\$911.85; Overland Sand & Gravel, gravel-\$25,641.17; Pappy's, fuel-\$533.92; Powerplan, parts & labor-\$969.98; Prairie Creek Township, road maint.-\$2,500.00; Riverside Portable, LLC, svcs-\$200.00; Scott Russell, clay-\$1,824.00; Sapp Brothers, fuel -\$26,665.72; Sempek Sand & Gravel, gravel-\$33,219.67; Shotkoski Enterprises, hauling by others-\$2,666.25; Tom's Auto Care, supplies-\$2,557.00; Tools Plus Industries, supplies-\$699.46; Ulrich Gravel, Inc, gravel-\$17,003.10; US Cellular, svcs-\$89.95; Verizon, svcs-\$90.86; Verizon Connect NWF, INC, svcs-\$220.35; Village of Belgrade, water & sewer svc-\$55.50; Weldon Parts INC, parts-\$63.13; **Health Insurance-\$13,475.08; Retirement-\$4,763.81; Social Security-\$5,312.26; Disability-\$18.16; Life Insurance-\$24.10; First Concord-\$65.00;**

**VISITORS PROMOTION**

**SINKING BRIDGE FUND**

**HWY BRIDGE/ROAD BUYBACK PROGRAM FUND**

**SINKING ROAD EQUIPMENT FUND**

De Lage Landen Public Finance, LLC, equip. pmt.-\$28,738.11;

**APPRAISAL FUND**

**REGISTER OF DEEDS FUNDS**

Bear Graphics, paper-\$137.96; Mobile Binders, repairs-\$2,058.99;

**VMP FLOW THROUGH FUND**

Loup Power, elect. -\$94.00;

**CANINE FUND**

Countryside Vet Clinic, svcs-\$43.65;

**DISASTER FUND**

**LOCAL ASSIST/TRIBAL CONSISTENCY FUND**

**SINKING ECONOMIC DEVELOPMENT FUND**

Flower Barrel and Coffee House, LLC, grant-\$5,000.00;

**INHERITANCE TAX FUND**

US Bank-HR, Gov't Day Supplies-\$48.77;

**911 EMERGENCY MANAGEMENT FUND**

Century Link, phone-\$281.48; Clearly, phone svc-\$22.94; Frontier Citizens, phone-\$62.03; Great Plains Communication, phone-\$82.40; Loup Public Power, electricity-\$29.78;

**BUILDING FUND**

Hans, svcs-\$251.26; Siemens, contract-\$444.00;

<b>SALARY CLAIMS</b>	<b>\$78,184.57</b>
<b>GENERAL FUND</b>	<b>\$55,801.74</b>
<b>ROAD FUND</b>	<b>\$146,684.46</b>

9:19 am, Rod Wetovick, County Attorney present.

Ronda Malander, County Treasurer, presents her annual report of delinquent taxes which were not sold for want of bidders at the last annual tax sale held in Nance County. **Resolution #24-18** directing the Nance County Treasurer to issue Tax Sale Certificates to the County covering the delinquent taxes upon such parcels of real estate is discussed. Said resolution also authorizes and directs the Nance County Attorney to commence foreclosure of all outstanding tax sale certificates expiring on November 1, 2024. Moved by Ditter and seconded by Crouse to approve said Resolution #24-18. The full resolution is available for inspection at the Nance County Clerk's Office during normal business hours.

Discussion was held on false information being found on an internet site. A Lincoln County Commissioner has been working with the internet site to figure out how to get the Nebraska Counties off the website. She was able to get information of a questionnaire that the County Sheriff's having to answer to assist with getting off this internet site. We have completed this and it has been sent to the organization that has the site for review, to get Nance County off of the map and list. It was discussed at the last meeting to do a resolution stating that Nance County participates with Immigration and Customs Enforcement.

#### **RESOLUTION NO. 24-19**

#### **A Resolution Declaring that Nance County is not a Sanctuary County for Noncitizens.**

Whereas, Pursuant to Neb. Rev. Statute §23-104(6), the County has the power to do all acts in relation to the concerns of the County necessary to the exercise of its corporate powers; and,

Whereas, pursuant to Neb. Rev. Stat. §23-103, the power of the County as a body are exercised by the County Board; and,

Whereas, various new sources/websites have recently incorrectly and misleadingly reported that Nance County is a "sanctuary county" for noncitizens; and,

Whereas, Nance County is not a "sanctuary county" for noncitizens; and,

Whereas, Nance County has no jurisdiction over federal offenses; and,

Whereas, Nance County is not legally authorized to detain someone based on their immigration status alone unless directed by a judicial authority; and,

Whereas, Nance County will continue to notify U.S. Immigration and Customs Enforcement of a noncitizen who has been detained on a local or state charge within Nance County; and'

Whereas Nance County will continue to apply the law to citizens and noncitizens who are arrested within the County; and,

Whereas, Nance County has, and will continue, to cooperate with the U.S. Immigration and Customs Enforcement.

NOW, THEREFORE, BE IT RESOLVED by the Nance County Board of Supervisors that Nance County will cooperate with U.S. Immigration and Customs Enforcement and will apply the law as stated in the Constitution.

BE IT FURTHER RESOLVED that any report in conflict with this Resolution is not accurate and does not reflect the policy or procedures of Nance County.

Moved by Voichoskie and seconded by Juracek to adopt said resolution. Roll Call: AYES-Voichoskie, Horacek, Nelson, Juracek, Crouse, Ditter, Cornwell; ABSENT-NONE. Motion carried.

Continued discussion on the Jail Feasibility Study. Would like to create a committee with Merrick County, with members being: 2 Board Members from each county and each County Sheriff. Tim Cornwell and Steve Crouse stated that would be part of the committee. Will continue discussion with Merrick County and will continue discussion at future meetings.

Discussion of the Countywide Cost Allocation Plan and Certification Statement. WJE Consulting performs the cost allocation for District Court and Child Support Enforcement. They find all the indirect cost computations for District Court and Child Support Enforcement in the Nance County Courthouse. Lisa Lassek, in the County Attorney's office files a quarterly report to DHHS for reimbursement of the cost for Child Support Enforcement. Noted that the report for the District Court has not been done since District Court left the Treasurer's Office. Discussion held. Nance County Clerk has been in contact with DHHS and has the form and how it needs to be filled out and turned in each quarter. Will work with District Court on explaining how to fill out form and submit it to DHHS. After discussion moved by Nelson and seconded by Voichoskie to approve signing Cost Allocation Certification Statement.

Tony Bernt, Highway Superintendent gave updates on the road department. Using gravel retriever around Genoa currently, will be moving it around the county. Assisted the Fullerton Economic Development in turning down an abandoned house in Fullerton. Will be doing tree work on minimum maintenance roads for townships. Discussion was held on statutes for trees in the right ways. Would like a letter drafted to our Senator about a possible legislative change in clarifying the statutes. Flood damage from the heavy rain and flash flood is mainly complete, still working on some slough offs along roads. Have turned it in to FEMA for a disaster and still waiting to hear back. FEMA funds from the 2019 flood, close out could happen in the next couple of months. Bernt has performed evaluations on all Road Department Employees. Their merit raises will be based on their score and that will determine their merit raise. Have received two applications, from there job listing for a part time road employee, will be setting up interviews. Still currently short 1 part time employee. Equipment has been moved up to the intersection of Notch Road and 280<sup>th</sup>, will work as crews have time fixing the intersection. Bridge inspections will be in November, will be working on sweeping bridges. Discussion held on advertising bids for 2 vehicles, one for road and one for weed. Has received local in state quotes for Dodge, Ford and Chevy. The board agreed to advertise for vehicles and to also look into Sourcewell for purchasing vehicles. Scott Russell gave updates on fiber project in Nance County. They are in the northeast part of the county now, planning to be finished by October 15-20<sup>th</sup>, 2024.

Ken Proski ditch concern discussion continued. Bernt gave updates on the plastic pipe from the Sand Plant. He has visited with someone from the Sand Plant, and they have stated that they will offer some to the County. But the timeframe it will be available is unknown, as they are short staffed currently. Will continue discussion at future meetings.

Utility Right-of-Way permit from Telcom Construction for Lumen (Century Link) for boring across Valley Road, going to pedestal to house for fiber at 19498 Vally Road. Discussion held. Moved by Nelson and seconded by Crouse to approve utility ROW permit. Discussion was then held on adding to next agenda the cost for utility ROW permits and landowner permits and ways to track landowner permits. Bernt will check with surrounding counties for their fees on permits.

The extension office needs permission to advertise for new Extension Board Members. There are two individuals whose term will end this year, one is eligible for another term and the other is completing his final term. Will advertise for 2 weeks in October and the deadline to

apply is November 1<sup>st</sup>. Moved by Nelson and seconded by Voichoskie to approve advertising for Extension Board Members.

**RESOLUTION #24-20**

BE IT RESOLVED BY THE NANCE COUNTY BOARD OF SUPERVISORS to authorize the Nance County Treasurer to make the following transfers in accordance with the adopted 2024-2025 budget: transfer \$291,025.12 from General to Sinking Road Equipment Fund and \$250,000.00 from Disaster to General Fund.

Moved by Ditter and seconded by Voichoskie to approve said resolution. Roll Call: AYES-Voichoskie, Horacek, Nelson, Juracek, Crouse, Ditter, Cornwell; NAYS-NONE; ABSENT-NONE. Motion carried.

Moved by Horacek and seconded by Juracek to adjourn.

All motions, except where specified, had the following roll call vote: AYES-Ditter, Horacek, Crouse, Nelson, Voichoskie, Juracek, Cornwell; NAYS-None; ABSENT-None. Motion carried.

Timothy C. Cornwell  
Chairman

Adrian F. Chlopek  
County Clerk