

## PROCEEDINGS OF THE DODGE COUNTY BOARD OF SUPERVISORS

Regular meeting of the Dodge County Board of Supervisors was called to order by Chairman Missel at 9:00 A.M. on Wednesday, April 19, 2023 in the Board Room of the Courthouse, Fremont, Nebraska with the following members present: Beam, Weddle, Strand, Backens, Missel, Tawney and Bendig. Absent: None. Prior to roll call Chairman Missel announced the meeting to be an open public meeting and that the current open meeting laws are posted on the wall and available for anyone's review.

The Board unanimously declared the meeting legally convened.

The Board unanimously approved the agenda as printed and received and placed on file county officials' reports, Board of Trustees Minutes for March 13, 2023 meeting; Statement of Revenues and Expenses YTD Comparison for the nine months ending March 31, 2023 & 2022 for Fremont Community Health Resources, Eastern Nebraska Human Services Agency 2023-2024 budget requests in the amount of \$88,508.00 for Duet & \$90,324.00 for ENOA – total \$178,832.00 (referred to the Finance Committee), Certificates of Insurance for Ellingson Drainage, Inc. and Cuming Township, NIRMA Safety Shorts for April 2023, Notice of Public Hearings for Douglas County Planning Commission to be held April 19, 2023 at 6:00 P.M. at 15335 W. Maple Rd., Douglas Conference Rm, 1<sup>st</sup> Floor in Omaha to hear the following: A request of Jonathan L. Wollen applying for a farmstead lot split, preliminary and final plat of Lot 1 Mcartor Acres Subdivision located in N ½ NE ¼ Section 6, T16N, R10E address: 14606 N. 264<sup>th</sup> St., Valley, NE and to obtain a rezone from AG Agriculture to RR Rural Residential of the above lot description; Request of Steven Parson applying for a farmstead lot split, preliminary and final plat of Lot 1 Parson 2<sup>nd</sup> Subdivision, located in NW ¼ SW ¼ Section 14, T16N, R9E address: 10707 N. 300<sup>th</sup> St., Douglas County and to obtain a rezone from AG Agriculture to RR Rural Residential of the above lot description and Utility Installation Agreement with OPPD to install service at 1848 County Road 14 Blvd.

The Board unanimously approved the minutes of the April 5, 2023 meeting as printed.

At 9:05 A.M., the Board recessed as a Board of Supervisors and convened as a Board of Corrections. Chairman Missel dispensed with roll all members being present.

Under any items of discussion, Supervisor Beam reported that there are currently 76 inmates in custody with 58 being held in Saunders County, 10 in Washington County, 4 under house arrest, 3 at the Nebraska Department of Correctional Services and 1 at the Lincoln Regional Center. Over the past month, there has been an average of 5 inmates booked per day. An Interlocal Agreement between Dodge County and Washington County, NE for the housing of Dodge County inmates has been reached and is effective today, April 19, 2023. County Attorney Hopkins confirmed that the daily rate of \$73 per inmate did not change. She also said Washington County will handle the transport of inmates; the mileage rate was updated to the current amount of 65.5 cents per mile.

At 9:06 A.M., Chairman Missel adjourned the Board as a Board of Corrections until Wednesday, May 3, 2023 at 9:05 A.M.

Immediately thereafter, the Board reconvened as a Board of Supervisors. Chairman Missel dispensed with roll all members being present.

The Board unanimously approved the wage & hour claims as submitted in the amount of \$265,751.25.

The Board unanimously approved the financial claims as submitted in the amount of \$1,376,588.75. The final loan payoff for the money borrowed for damages from the 2019 flood was included in the claims.

The Board unanimously approved the request of Chief Deputy Reynolds to declare a 2013 Chevrolet Tahoe – VIN:1GNLC2E00DR159733 as surplus property and authorized the vehicle be taken to Jack Nitz & Associates for public auction.

The Board unanimously approved \$18,000 of American Rescue Plan Act (ARPA) funds for ten (10) new boardroom chairs (estimated at \$600/chair = \$6,000) and a speaker system (estimated at \$9,969.68) and a projector (estimated at \$1,379.97) for the Dodge County Board of Supervisors' boardroom.

The Board unanimously approved an additional \$3,569.49 ARPA funds for additional security cameras in the stairwells of the courthouse. It was noted that the original amount of funding approved for security was \$41,500.00, not \$41,969.76 as shown on the agenda.

The Board unanimously approved a Procurement Policy for Dodge County. Supervisor Bendig said the flooding of 2019 required grant money to be used for repairs. It was determined during the audit process that a procurement policy is needed for Dodge County to efficiently make purchases and track those purchases made with federal dollars.

Committee Reports – Supervisor Bendig reported that there will be follow-up meetings today with Applied Connective Technologies and Tred-Mark Communications to discuss the upgrade of the county phone system. Supervisor Backens reported that he and Supervisors Bendig and Tawney attended a meeting about a potential public transportation system in Fremont. Chairman Missel and Supervisor Tawney attended a meeting about the Rawhide drainage project, which is moving along; there are public meetings coming up for this project. Supervisor Tawney reported that the security project (cameras) will be starting in the next few weeks.

The Board unanimously received the Agreement with the Omaha Public Power District to move utility poles for Project 642, Road 18 Paving and authorized Chairman Missel and County Clerk Gilfry to sign the agreement. The expense of moving these poles will be Dodge County's; Highway Superintendent Huppert said he is negotiating with OPPD to see if they will share the cost.

The Board unanimously received the Agreement with Burt County Public Power of Tekamah to move utility poles for Project C-27(640) Box Culvert and authorized Chairman Missel and County Clerk Gilfry to sign the agreement. Superintendent Huppert said the poles need to be moved so a shoofly detour can be established to keep traffic moving in this location. He said there is too much traffic on this road for him to close it down for three months.

The Board unanimously received bids opened April 10, 2023 at 10:30 A.M. for the paving of County Road 18, Project 642 from Yong Construction Co. (\$1,323,131.70), Cedar Valley Paving, LLC (\$792,823.76), M.E. Collins Contracting Co., Inc. (\$1,118,502.15), Sawyer Construction Co. (\$980,757.48) and Graham Construction, Inc. (\$904,946.30) and approved the recommendation of Highway Superintendent Huppert to award the contract to the low bidder, Cedar Valley Paving. Superintendent Huppert said the actual bid from Cedar Valley had an attachment that no one noticed during the bidding process. The attachment included additional expenses of \$71,798.87 making their bid total \$864,622.63; this was still the lowest bid. Superintendent Huppert said Cedar Valley is already in this location pouring the pavement for the Highway 30 By-Pass and they have been good to work with.

The Board unanimously received bids opened April 10, 2023 at 11:00 A.M. for the Box Culvert on County Road F, Project 640 from Yong Construction Co. (\$668,147.05) and A & R Construction Co. (\$596,299.52) and approved the recommendation of Highway Superintendent Huppert to award the contract to the low bidder, A & R Construction Co. Superintendent Huppert said A & R Construction came in lower than his estimate for this job. They will use dirt provided by Dodge County to put in the shoofly detour for this project, which will save some money.

The Board unanimously received the Arvest Equipment Finance Resolution to approve the financing of a 2023 Caterpillar 259D3, Serial #CW923455 with Caterpillar Bucket-Gp, Boce 72"/2795373\_SS Serial #A422ABK21310 for the Highway Department and authorized the assignment of Resolution number 2023-003 to acknowledge the Board's approval of a 2-year lease on this equipment. Assistant Highway Superintendent Jean Andrews said this will be a \$5,500 lease each year for two years; she said this equipment is insured.

The Board unanimously received the Arvest Equipment Finance Resolution to approve the financing of a 2023 Caterpillar 259D3, Serial #CW923457 with Caterpillar Bucket-GP, 74", BOCE: Serial #A421CSW20050 for the Building and Grounds Department and authorized the assignment of Resolution number 2023-004 to acknowledge the Board's approval of a 2-year lease on this equipment. This equipment is insured.

Highway Superintendent Scott Huppert reported that his employees continue cleaning ditches and installing culverts. On County Road 17 between N and M Roads, a regrading project will be starting. On April 20, all roads employees will be attending barricade and flagger training in the Schneider building at 935 S. Schneider St. He said four other counties will be attending this training as well. The Elkhorn River Bridge project at Winslow is moving quickly, guardrails will be installed today and tomorrow; the project could be complete by the end of next week. Graham Construction will be starting the reconstruction on Yager Road next week. They will be replacing 12-14 concrete panels and grinding down the middle to achieve a 2% slope. Superintendent Huppert is acquiring the right-of-way for the County Road 18 and County Road F projects; this must be done before the work can begin. Roads employees will be working on brush cutting on West Military Road; the utility company will be helping with this. The bridge on County Road G will be torn out. The paving on the Highway 30 By-Pass has resumed and the State is closing every other county road while they're pouring the concrete. The bridges are near completion. The State hopes to have traffic on the new by-pass by the end of May, this would be one lane in each direction on the west bound section around County Road 11 or 12. Superintendent Huppert said he continues to

work with Emergency Manager Tom Smith and the townships on getting a 5% reimbursement on FEMA projects.

The Board unanimously received the "Reports and Requirements Summary" (2022) for Dodge County from Mitch Coffin, Program Manager, Nebraska Department of Agriculture Noxious Weed Program regarding annual evaluation of the County Weed Control Authority and authorized the necessary signatures on the summary.

At 9:48 A.M., the Board unanimously passed a motion to go into closed session to discuss the appeal of denial of three-time max in a calendar year for general assistance to a client.

At 10:01 A.M., the Board unanimously passed a motion to go back into open session from the discussion of the appeal.

The Board unanimously passed a motion to extend assistance one more time to the client.

At 10:02 A.M, Chairman Missel adjourned the Board as a Board of Supervisors until Wednesday, May 3, 2023 at 9:00 A.M.

Immediately thereafter, the Board convened as a Board of Equalization. Chairman Missel dispensed with roll all members being present.

The Board unanimously received correspondence from the Tax Equalization and Review Commission (TERC) regarding Certification of Final Decision and Order for Case Nos: 20C 0124 & 21C 0385 (The Kroger Company).

The Board unanimously received correspondence from the TERC regarding Order Vacating Certification of Final Decision and Order for Case Nos. 20C 0124 & 21C 0385 (The Kroger Company) and referred it to the County Attorney Hopkins. Dodge County has appealed the decision on these cases, which is why the TERC vacated the certification of the final decision. County Attorney Hopkins said Dodge County will have to pay for the transcript and recording of the appeal hearing.

At 10:05 A.M., Chairman Missel adjourned the Board as a Board of Equalization until Wednesday, May 3, 2023 at 10:00 A.M.

Micki Gilfry  
Dodge County Clerk