

April 15, 2024
North Platte, Nebraska

Meeting of the Lincoln County Board of Commissioners. Present were Commissioners Joe Hewgley, Kent Weems, Micaela Wuehler, Chris Bruns, Jerry Woodruff and County Clerk, Rebecca Rossell. Weems offered prayer. Hewgley called the meeting to order at 9:00 A.M.

Chairman Hewgley announced the Open Meeting Act with amendments is posted for public review and the county board will comply with the open meeting requirements.

Motion by Bruns, seconded by Woodruff to approve the minutes regarding the Lincoln County Board of Commissioners meeting held on April 8, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Wuehler, seconded by Weems to receive and order filed the treasurer's receipts. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Woodruff, seconded by Wuehler to authorize the Chairman to sign the right-of-way application submitted by Nebraska Public Power District. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Wuehler, seconded by Weems to authorize the Chairman to sign the right-of-way application submitted by Eustis Plumbing. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Bruns, seconded by Woodruff to approve and authorize the Chairman to sign the special designated liquor license submitted by Big Red Liquor for an event to be held at Harbor Lights on April 27, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Woodruff, seconded by Bruns to approve and authorize the Chairman to sign the special designated liquor license submitted by Big Red Liquor for an event to be held at Harbor Lights on May 4, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Bruns, seconded by Wuehler to approve and authorize the Chairman to sign the special designated liquor license submitted by Big Red Liquor for an event to be held at Harbor Lights on June 1, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Bruns, seconded by Woodruff to approve and authorize the Chairman to sign pay application No. 7 for Sutherland North Bridge Project for \$589,492.80. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

The Lincoln County Board of Commissioners recessed at 9:15 A.M. and the Lincoln County Board of Equalization convened.

Chairman Hewgley announced the Open Meeting Act with amendments is posted for public review and the county board will comply with the open meeting requirements.

County Assessor, Julie Stenger appeared along with County Treasurer, Alex Gurciullo.

Motion by Weems, seconded by Wuehler to approve the minutes regarding the Lincoln County Board of Equalization meeting held on April 8, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

No certificates of correction or refund submitted by the County Assessor.

Motion by Weems, seconded by Bruns to approve the motor vehicle tax exemption applications as submitted by American National Red Cross and recommended for approval by the County Treasurer. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Bruns, seconded by Woodruff to approve the waiver for late filing of permissive exemption application by Hope Baptist Church in Sutherand, NE with a \$400 penalty. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

The Lincoln County Board of Equalization adjourned at 9:22 A.M. and the Lincoln County Board of Commissioners reconvened.

A public hearing was opened at 9:30 A.M. on an application by BSB Construction, Inc. and Treyton and Dayna Wasserburger for a conditional use permit to allow a borrow site to be used for an upcoming Highway 83 project. The property is located on the east side of South Highway 83 across from E White Road in a TA-1 transitional Agricultural District on property described as the NW ¼ of NW ¼ of Section 4, Township 11 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska.

Planning Director, Judy Clark, gave the review comments from the Lincoln County Planning Commission along with the added conditions.

Commissioner Hewgley stated for the record that he is an adjoining landowner that had been notified.

Commissioner Bruns asked if the project of widening Hwy 83 would be delayed if this permit was not approved.

Clark responded that she could not answer that question as they would need to ask the contractor.

Greg Renner, adjoining property owner to the applicant, spoke on how the project would negatively impact his property. If the county board decides to approve the project, he made the following requests: constant water, silt fence, wind fence and a set back from his south property line.

Troy Einspahr of BSB Construction Inc. was present to answer questions. He stated that he would have to hire his own civil engineer to complete a SWPP plan.

The public hearing was closed at 10:13 A.M.

Motion by Woodruff, seconded by Wuehler to approve the conditional use application by BSB Construction, Inc. and Treyton and Dayna Wasserburger for a conditional use permit to allow a borrow site located on property described as the NW ¼ of NW ¼ of Section 4, Township 11 N, Range 30 W of the 6th P.M., Lincoln County, Nebraska, and all elements of the application are complied with based on the following conditions: 1) SWPP Plan to be put in place and submitted to the Lincoln County Planning Department; 2) Project to be completed by December 2024; 3) Silt fence to be maintained with a wind fence to also be added; 4) watering application per State of NE requirements to control dust & particulate movement to the north & northeast and 5) a set back from the North property line of 400 feet based on the following factual findings , to wit: 1) the application complies with current Lincoln County Zoning Regulations; 2) the application complies with current Lincoln County Subdivision Regulations; and 3) the application is in conformance with the current Lincoln County Comprehensive Plan and Lincoln County Zoning Map. Upon roll call vote Bruns, Wuehler and Woodruff voted "aye". Weems voted "nay". Hewgley abstained. Motion carried.

A public hearing was opened at 10:28 A.M. on an application by Tillman Infrastructure and Richard Barber and Gloria Liljestrand-Barber for a conditional use permit to allow construction of a new 275' tower and communications facility. The property is located south of Interstate 80 and north of East Island Road near Brady, Nebraska in a TA-1 Transitional Agricultural District on property described as the Part of Lots 7 & 8, All of Lot 9 & Accretions to Section 8, Township 12 N, Range 27 W of the 6th P.M., Lincoln County, Nebraska.

Judy Clark, Planning Director, read the review comments from the Lincoln County Planning Commission.

No other comments were received.

The public hearing was closed at 10:30 A.M.

Motion by Bruns, seconded by Weems to approve the conditional use application by Tillman Infrastructure and Richard Barber and Gloria Liljestrand-Barber for a conditional use permit to allow construction of a new 275 ' tower and communications facility on property described as the Part of Lots 7 & 8, All of Lot 9 & Accretions to Section 8, Township 12 N, Range 27 W of the 6th P.M., Lincoln County, Nebraska, and all

elements of the application are complied with based on the following factual findings , to wit: : 1) the application complies with current Lincoln County Zoning Regulations; 2) the application complies with current Lincoln County Subdivision Regulations; and 3) the application is in conformance with the current Lincoln County Comprehensive Plan and Lincoln County Zoning Map. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted “aye”. Nays, none.

A public Hearing was opened at 10:32 A.M. to receive comments on the liquor license application submitted by Kahikina LLC dba GrayBull Club, 11967 N Maxwell Rd, Maxwell, NE for a Class CK catering license.

Tyler Hadden, General Manager appeared. He reported that all servers would be trained.

Commissioner Weems asked if they had written protocol for standard training processes.

Hadden replied yes. He has completed the state training for Nebraska and has an alcohol server/seller certification. They are always willing to work with local law enforcement.

The public hearing was closed at 10:37 A.M.

Motion by Bruns, seconded by Weems to send a favorable recommendation to the Nebraska Liquor Control Commission on the liquor license application submitted by Kahikina LLC dba GrayBull Club, Maxwell, NE for a Class CK catering license. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted “aye”. Nays, none.

The following bids were received for the EECBG grant project at Lincoln County Dept. of Roads main shop building in North Platte, NE: Arrow Craft LLC - \$57,500; Warner Spray Foam - \$42,500; and 3) Solid Foam Solutions - \$52,000.

Motion by Weems, seconded by Wuehler to accept the bid of Warner Spray Foam for \$42,500 with the contingency that it is approved by the NE Dept. of Energy. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted “aye”. Nays, none.

The following bid was received for Lincoln County Dept. of Roads asphalt project LCDOR 2024-01: 1) Western Engineering with a base bid \$714,040 and a bid of \$150,480 for Alternate #1 for a total bid of \$864,520.

Motion by Woodruff, seconded by Bruns to accept the bid of Western Engineering for \$864,520 which includes the base bid as well as Alternate #1. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted “aye”. Nays, none.

Proclamation for National County Government Month. Former elected county officials in attendance were Don Fleecs, Anita Childerston, Jim Hawks, Walt Johnson, and Duane Deterding.

Recognition of Region 51 Emergency Management Director, Brandon Myers from the United States Army.

Motion by Wuehler, seconded by Woodruff to close the courthouse at noon on Friday, May 24, 2024, to complete the courthouse generator project and will open for normal business hours on Tuesday, May 28, 2024. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Motion by Bruns, seconded by Weems to go into closed session at 11:24 A.M. to discuss strategy with respect to deployment of security personnel and devices. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

Chairman Hewgley restated the motion for the closed session.

Motion by Bruns, seconded by Weems to go into open session at 11:32 A.M. Upon roll call vote Hewgley, Weems, Wuehler, Bruns and Woodruff voted "aye". Nays, none.

The agreement with Nebraska Safety & Fire Equipment was tabled.

Hear concerns from Elected Officials, Department Heads, or their representative.

Lincoln County Commissioners Committee Reports.

Approved the following claims as presented for payment. Motion carried.

GENERAL	NAME		TOTAL
	ACE HARDWARE	su	212.82
	AGRI COMPUTER SALES	se	5643.95
	ALLO COMMUNICATIONS	se	212.66
	ALS LOCK & SAFE	se	3695.25
	LINDEMEIER LAW OFFICE	se	1250
	AMAZON CAPITAL SERVICES	su	224.79
	BEAR COMMERCIAL FLOOR CARE	se	1200
	BOB BARKER COMPANY	su	430.56
	B BOYER	mi	26.8
	BROTHERS LAZER SERVICES	su	450
	BROUILLETTE DUGAN & TROSHYNSKI	se	11447.96
	DAS STATE ACCOUNTING	se	656
	CENTURY LINK	se	351.89
	CERVELLE CONSULTING SERVICES INC	se	750
	SPECTRUM	se	162.54
	CITY OF NORTH PLATTE	fuel	229.38
	CITY OF NORTH PLATTE	se	22.5
	COHAGEN TRANSFER & STORAGE INC	su	174.98

COLFER, WOOD, LYONS & WOOD LAW- YERS	se	2550.35
COMMUNITY CONNECTIONS	ex	11850.92
CONSOLIDATED MANAGEMENT CO	se	91.8
CULLIGAN	su	38.71
DAS CENTRAL FINANCE	fees	396
DAWSON PUB PR DIST	se	616.51
EAKES OFFICE SOLUTIONS	su	1709.31
FAIR LAW OFFICE PC LLO	se	656.25
FEDERAL SUPPLY USA	su	583.4
GALLS AN ARAMARK COMPANY	su	2019.33
GARRETT TIRE	se	74.95
GREAT PLAINS HEALTH	se	20709.83
GREAT PLAINS HOMECARE EQ	su	14
HOLIDAY INN EXPRESS	lodg	107
HOLIDAY INN	lodg	269.9
HOMETOWN LEASING	cont	269.87
IDEAL LINEN SUPPLY	se	222.49
INFODYNAMICS	se	2078
J GOSNELL	mi	12.21
J ROBERTS	mi	6.03
L FREDERICK	mi	3.35
MALCOM, NELSEN & WINDRUM	se	7658.22
MENARDS	su	439.85
MID AMERICA DIESEL INC	re	363.9
MID PLAINS COMMUNITY COLLEGE	se	300
MIDWEST CONNECT	se	2960.96
N HOFFMAN	se	1262.5
NE CLERKS DIST COURT ASSOCIATION	reg	75
NE LAW ENFORCEMENT TRAINING CE	se	80
NEWEGG BUSINESS	su	1568.56
NORTH PLATTE FIRE DEPARTMENT	reimb	12763.89
NORTH PLATTE HARDWARE LLC	su	262.24
NORTHWESTERN PUBLIC SERVICE	se	2748.38
O'REILLY AUTO PARTS	su	40.78
OFFICE SERVICES, INC	su	152.51
PEDERSON LAW OFFICE	se	10062.5
PITNEY BOWES RESERVE ACCOUNT	pstg	30000
POPLAR STREET CAR WASH	se	29.75
PRODIGY SOLUTIONS INC	su	17888.5
SCHABEN SANITATION	se	1075.7
SHRED IT USA	se	427.54
S ELMHAEUSER	fees	1175

	SUMMIT FOOD SERVICE	se	10815.76
	T FOX	se	405.3
	THE HOME DEPOT PRO	su	524.55
	T JOHNSON	mi	25.46
	U S BANK	ex	8517.29
	U S POSTMASTER	pstg	136
	UNIVERSITY OF NEBRASKA	rent	850
	LINDEMEIER LAW OFFICE	se	3012.5
	WASH TIME CARWASH	se	113
	WESTFIELD PHARMACY	su	4095.93
	WINSUPPLY	su	306.05
	TRANSFER TO ROAD FUND	trsfr	1000000
ROADS	A T & T	se	98.19
	CAR QUEST OF NORTH PLATTE	re	95.28
	CROELL INC	su	2467.02
	FASTENAL COMPANY	su	48.88
	HINTON'S LOCK & ALARM	re	86.75
	IDEAL LINEN SUPPLY	su	31.69
	INLAND TRUCK PARTS CO	re	1305.23
	KELLY SUPPLY COMPANY	re	27.05
	KUBATA	eq	25007.44
	MATT FRIEND TRUCK	re	280.05
	MC COOK PUBLIC POWER	se	118.93
	MEYER CREATIVE	su	94.5
	MIDWEST ELECTRIC MEMB CORP	se	264.7
	MURPHY TRACTOR & EQUIPMENT	re	1129.13
	NE TRUCK CENTER INC	re	238.28
	NMC EXCHANGE LLC	re	449.76
	PAULSENS INC	su	1943.1
	PRONTO FUEL	fuel	2763.98
	SUTHERLAND FARM AND AUTO SUPPLY	su	131.39
	U S BANK	ex	1113.55
	VILLAGE OF MAXWELL	se	70
	VILLAGE OF WALLACE	se	25
	WPCI	su	72
SPEC			
ROAD	SUTHERLAND PUBLIC SCHOOLS	reimb	1414
SELF INS	FIRST CONCORD BENEFITS GROUP LLC	ins	3523
BUILDING	THE WALDINGER CORPERATION		4196.82

The meeting was adjourned at 11:37 A.M.

Advance notice and the agenda for the April 15, 2024, board meetings were sent to the county board and all others requesting the same. Advance public notice (includes agenda) of the Lincoln County Board of Commissioners meeting and the Lincoln County Board of Equalization meeting was posted at the Lincoln County Courthouse, City Hall, and the Lincoln County website on April 12, 2024; and was also emailed to the media on April 12, 2024.

The agenda for the meetings to be held on Monday, April 22, 2024, will be kept continually current and open for inspection at the office of the Lincoln County Clerk. The regular meeting of the Lincoln County Board of Commissioners will be at the Lincoln County Courthouse in the Commissioners Room at 9:00 A.M. The regular meeting of the Lincoln County Board of Equalization will be at the Lincoln County Courthouse in the Commissioners Room at 9:15 A.M.

Rebecca J. Rossell
Lincoln County Clerk