

## CHADRON, NEBRASKA

February 16, 2010

### DAWES COUNTY BOARD OF COMMISSIONERS

The Public convened meeting of the Dawes County Commissioners meeting in regular session was commenced at the hour of 8:06 A.M. on the 16<sup>th</sup> day of February 2010 in the County Courtroom due to DMV and published pursuant to public notice as required by law. The meeting was called to order by Commissioner Johnson. Roll was called and the following Commissioners were present: Commissioners' Johnson, Wess and Blausey. Also present was Cheryl Feist, Dawes County Clerk, Sharon Rickenbach, Ann Hanson, Gary Bieganski and Wayne Fisher. Per LB 898 the Chairman announced the location of posted information concerning the Open Meetings Act. Copies of the Act are available upon request by anyone attending the meeting. Commissioner Wess asked his phone number be published so individuals having questions concerning Commissioner District 2 could contact him. That phone number is (308) 430-3953. Motion by Wess, seconded by Blausey, approving the Agenda noting the Pledge of Allegiance wasn't recited as no flag was available in the County Courtroom. Roll call vote, Ayes: Wess, Blausey and Johnson. Nays: None. Motion carried. Motion by Blausey, seconded by Wess, approving the February 03, 2010 minutes with the following corrections to wit: DeBuse not DeBase; trucks not trains; from not form. Roll call vote, Ayes: Blausey, Johnson and Wess. Nays: None. Motion carried. Correspondences included a letter received from Sharon Rickenbach re: West Plains Grain Elevator location clarification and William McLarty letter re: support of LB955. Claims were reviewed. Motion by Blausey, seconded by Wess, approving all claims as presented. Roll call vote, Ayes: Johnson, Wess and Blausey. Nays: None. Motion carried.

Public Comment ensued with discussion re: location of the proposed grain handling facility. Commissioner Blausey informed those present the legal in Resolution No. 2010-08 designating an area east of town as a recovery zone was obtained from West Plains Grain. He indicated the cart has been before the horse with this entire project. The land in Resolution No. 2010-08 has never been purchased and the Board was informed land in Section 19 discussed at the February 03, 2010 meeting is in a trust and will not be sold. Any land east of town would need to be re-zoned and several issues still need addressed. Ann Hanson reported those present aren't against the proposed facility, just the location. Gail DeBuse joined the meeting and spoke on behalf of Dan Worderkemper saying he was told by the railroad he could build right up to the railroad ROW and his deck sits 100' from that ROW. Dan Worderkemper joined the meeting in progress. He informed those present West Plains Grain doesn't own the tracks west of town so they looked east of town. Fees will be accessed to West Plains Grain regardless of the location. Gail DeBuse asked about the number of jobs that would be created if the facility was built. Commissioner Blausey indicated a total of seventeen (17) jobs would be created. Dan Worderkemper questioned the economic impact of such a facility. Chad Franzen, KCSR joined the meeting in progress. Gail DeBuse briefly discussed bridges that possibly could be affected depending upon location and asked who declares an area a recovery zone. Commissioner Blausey indicated the State sets the criteria for the recovery zone and the County or City designates the area. Ann Hanson reported local Ag producers don't see 1,000,000 bushels of grain coming from the proposed facility. She also noted there has been a lot of miscommunication with this project. According to Rob Harvey this project has been in the works for two (2) years. Commissioner Blausey responded by saying he had no knowledge of this. The land originally designated as a recovery zone per Resolution No. 2010-08 is currently owned by Bill and Julie Seidl according to Gary Bieganski. Harvey Keim joined the meeting in progress. The Board thanked those present for coming in.

At 8:54 A.M. Harvey Keim met with the Board. Also present was Terry Connell and Mark Haynes. Discussion ensued regarding proposed changes to the permit for crossing over/under county roads with utility lines. Motion by Wess, seconded by Blausey, approving said changes to permit. Roll call vote, Ayes: Wess, Blausey and Johnson. Nays: None. Motion carried. Copies of the revised permit are available at the Highway Superintendents Office during normal business hours. Wayne Fisher joined the meeting in progress. The following gravel bids were opened by the Board to wit: **Fuller Construction**-(Bid#1)3/4" limestone in the amount of \$31,920.00; (Bid#2) 1" crushed concrete in the amount of \$22,400.00. **T. Connell Trucking**- 1" minus base crushed limestone in the amount of \$26,800.00. **Littrel Construction**- 1/2" minus limestone in the amount of \$25,600.00 and **Buettner Construction**-3/4" red base in the amount of \$31,312.00. Discussion ensued. Motion by Wess, seconded by Blausey, to accept Littrel Construction bid in the amount of \$25,600.00. Discussion ensued. Terry Connell reported the limestone that Littrel Construction is bidding wasn't accepted in South Dakota. Roll call vote, Ayes: Blausey, Johnson and Wess. Nays: None. Motion carried. Mr. Keim presented a letter to the Board showing he has met the requirements for Class A licensure effective January 01, 2010. This will change incentive money received on an annual basis to \$6,000.00 instead of the current \$4,500.00. The letter will be placed in his personnel file. He also announced the Roads Department will be attending a spring construction meeting on March 05, 2010. Commissioner Blausey indicated he will also attend the meeting. Mr. Keim reported the 770BH Motor Grader clutch has went out. The grader has 15-17,000 hours and will eventually need to be replaced. The Board asked Mr. Keim what it would cost to pull it apart to see which clutch pack is needed. Mr. Keim responded approximately \$3,000.00. Mr. Keim was instructed to explore several alternatives and report back. At 9:30 A.M. the following semi-truck/tractor bids were opened by the Board to wit: **WiseMac Inc.**-(Bid#1)2008 Mac CXN613 day cab Tractor in the amount of \$72,950.00; ( Bid#2) 2007 Mac CXN613 day cab Tractor in the amount of \$53,950.00. **Aulick Industries**-2002 Kenworth Semi-truck in the amount of \$29,500.00 (the bid noted there were two of these units available at the price quoted). **Floyds Sales and Service**-(Bid#1)2008 Cascadia day cab in the amount of \$78,500.00; (Bid#2) 1999 Western Star in the amount of \$22,500.00; (Bid#3) 2005 C-L 112 Freightliner in the amount of \$24,900.00 and **Sheehan Mac Sales & Equipment Inc.**-2010 Mac CXU163 Tractor in the amount of \$84,978.00. Discussion ensued amongst those present. Mark Haynes read several paper ads for similar units. John Axtel joined the meeting in progress. The Board directed Mr. Keim to visibly inspect the 2-2002 Kenworth Semi-trucks available at Aulick Industries and the 2007 Mac CXN613 day cab tractor at WiseMac Inc. before announcing the contract award. In other business Commissioner Blausey introduced Resolution No. 2010-10 approving changes to pledged securities previously held at Federal Home Loan and moved to Freddie Mac NT Loan. The motion was seconded by Commissioner Wess. Roll call vote, Ayes: Johnson, Wess and d Blausey. Nays: None. Motion carried. The County Clerk presented a surplus listing from the Public Defender and County Court Offices for the Boards review and approval. Motion by Blausey, seconded by Wess, authorizing the surplus of equipment from the Public Defender and County Court Offices as listed. Roll call vote, Ayes: Wess, Blausey and Johnson. Nays: None. Motion carried. The list of surplus items is available for public inspection during normal business hours in the Clerk's Office. The Board conducted a quarterly jail inspection commencing at 10:15 A.M. and reconvened to regular session at 11:00 A.M.

At 11:01 A.M. Becky Paulsen, Dawes County Weed Superintendent, Zoning and Floodplain Manager met with the Board. She reported the Zoning Board officially adopted the proposed wind tower regulations. A public hearing will be advertized for March 17, 2010 commencing at 10:45 A.M. to hear input, suggestions, concerns, etc. relevant to the wind tower regulations. The next regular meeting of the Zoning Board will be March 11, 2010 beginning at 7:00 P.M. in the conference room located at 250 Main Street. A fee structure will be studied for zoning. In other business the Board discussed a letter received from William McLarty re: support of LB955 which would allow Judges to charge inmates up to \$35.00 per day for housing, food,

medical care, administrative expenses, etc. to assist in recovering some of the costs associated with housing prisoners and reduce property taxes. Motion by Wess, seconded by Blausey, to send a letter of support for LB955. Roll call vote, Ayes: Blausey, Johnson and Wess. Nays: None. Motion carried. The Board will visit with the County Sheriff re: LB955 and does have the ability to opt out of LB955 if they so choose.

There being no further business before the Dawes County Board of Commissioners a motion to adjourn at 11:39 A.M. was made by Commissioner Wess, seconded by Blausey. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. The next regular meeting will be March 03, 2010 beginning at 8:00 A.M. with a Board of Equalization Meeting followed by the Commissioner Meeting at approximately 8:20 A.M. Both meetings will be held in the Commissioner room at the Courthouse. A current agenda for the meeting(s) is kept on file in the County Clerk's office during normal business hours for inspection, but will close by 4:00 P.M. on the Friday preceding the meetings on Wednesday. The Agenda(s) may be modified to include items of emergency nature. The meetings of the Dawes County Commissioners are open to the public. **Disclaimer: A complete text of all Resolutions passed by the Board is available upon request in the County Clerk's office during normal business hours.**

**ATTEST:** \_\_\_\_\_  
**COMMISSIONERS**

**DAWES COUNTY**

**Cheryl Feist**

**Dawes County Clerk**

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**February 16, 2010 the following claims were audited, allowed and warrant orders drawn on their respective:**

**Accounts: Key for Claims:** 100=General Fund; 200=Roads Fund; 990=Visitors Fund; 1100=Reappraisal Fund; 1900=Veterans Aid Fund; 2360=Drug Fund; 2500=Grants Fund; 2700=Inheritance Fund; 2910-911=Emergency (Communications); 4000=Courthouse Bond Payment Fund; 5400=Weed Department Fund.

FUND	NAME	TOTCLAIMS
100	AFLAC	\$373.86
100	AMERITAS LIFE INSURANCE CORP	\$5,679.38
100	ARMSTRONG EXTINGUISHER SERVICE INC	\$480.00
100	AT&T	\$14.91

100	ROBERT HARDY	\$180.00
100	CHADRON WHOLESAL	\$127.02
100	CITY OF CHADRON	\$76.58
100	CORNHUSKER STATE INDUSTRIES	\$1,075.00
100	CRAWFORD CLIPPER/HARRISON SUN	\$272.00
100	CULLIGAN WATER CONDITIONING	\$10.00
100	DAWES COUNTY DISTRICT COURT	\$1,998.00
100	DAWES COUNTY INSURANCE ACCOUNT	\$12,831.70
100	DAWES COUNTY TREASURER	\$454.50
100	DEPT OF CORRECTIONAL SERVICES	\$2,562.44
100	MEGAN FAILLA, FAILLA LAW OFFICE	\$5,320.00
100	FIRST NATIONAL BANK, NORTH PLATTE	\$8,868.81
100	FLEET SERVICES/SHERIFF	\$524.99
100	GALLS	\$73.96
100	GREAT PLAINS COMMUNICATIONS	\$218.53
100	HENCEY PLUMBING & HYDRONICS,INC	\$105.00
100	IDEAL LINEN SUPPLY,INC	\$311.94
100	IS COMMUNICATIONS & OPERATIONS	\$12.95
100	DANIEL R JOHNSON,DDS	\$167.00
100	WEBB L JOHNSON	\$198.00
100	MANNA SYSTEMS AND CONSULTING	\$759.96
100	MID-AMERICAN RESEARCH CHEMICAL CORP	\$98.35

100	MIDWEST TRANSPORTATION SPECIALISTS	\$1,593.75
100	MIPS INC	\$2,957.47
100	MOBIUS COMMUNICATIONS	\$35.00
100	NACO	\$15.00
100	NE CHILD SUPPORT PAYMENT CENTER	\$284.00
100	NE LAW ENFORCEMENT TRAINING CENTER	\$150.00
100	NEBRASKA COUNTY ASSESSOR'S ASSOC	\$380.00
100	NEBRASKA DEPARTMENT OF REVENUE	\$903.08
100	NEBRASKA PUBLIC POWER DISTRICT	\$1,672.01
100	NEBRASKA SAFETY & FIRE EQUIP INC	\$583.85
100	NEBRASKA SUPREME COURT	\$63.00
100	NEBRASKA TOTAL OFFICE/ASSESSOR	\$304.53
100	NEBRASKA TOTAL OFFICE/CLERK	\$28.12
100	NEBRASKA TOTAL OFFICE/CO ATTORNEY	\$47.99
100	NEBRASKA TOTAL OFFICE/COUNTY COURT	\$228.34
100	NEBRASKA TOTAL OFFICE/DISTRICT CT	\$35.37
100	NEBRASKA TOTAL OFFICE/EXTENSION	\$547.20
100	NEBRASKA TOTAL OFFICE/SHERIFF	\$43.14
100	NEBRASKA TOTAL OFFICE/TREASURER	\$135.57
100	OUTLAW PRINTERS,INC	\$481.50
100	PESTS GO	\$30.00
100	PETERSEN DRUG	\$81.05

100	QWEST	\$154.59
100	QWEST	\$33.92
100	RAPID CITY JOURNAL	\$233.56
100	REGIONAL WEST MEDICAL CENTER	\$253.95
100	MALYCHANH SAYLAOUNE	\$18.30
100	SECRETARY OF STATE	\$12.00
100	SHELL FLEET PLUS-SHERIFF	\$46.86
100	SHELL-EXTENSION OFFICE	\$132.22
100	SMITH,KING AND FREUDENBERG,PC	\$75.00
100	STANARD APPRAISAL SERVICES INC	\$1,380.00
100	MICHAEL T VARN,ATTORNEY AT LAW	\$263.30
100	VERIZON WIRELESS	\$107.35
100	VERIZON WIRELESS	\$216.32
100	WAHLSTROM FORD INC	\$255.92
100	PAUL WESS, PUBLIC DEFENDER	\$1,004.55
100	WESTERN COMMUNICATIONS, INC	\$779.00
100	WESTERN PLAINS BUSINESS SOLUTIONS	\$151.00
100	XEROX CORPORATION	\$72.92
200	ACCELERATED RECEIVABLES SOLUTIONS	\$250.46
200	AFLAC	\$186.20
200	AMERITAS LIFE INSURANCE CORP	\$699.65
200	CALIFORNIA CONTRACTORS SUPPLIES,INC	\$87.60

200	CHADRON GLASS & WINDOWS,INC	\$105.00
200	CHADRON HOME CENTER	\$46.30
200	CHADRON WHOLESALE	\$29.61
200	CITY OF CHADRON	\$100.34
200	CITY OF CRAWFORD	\$92.00
200	DAKOTA BATTERY & ELECTRIC	\$194.25
200	DAWES COUNTY INSURANCE ACCOUNT	\$1,301.79
200	DAWES COUNTY TREASURER	\$92.50
200	FIRST NATIONAL BANK, NORTH PLATTE	\$1,813.61
200	GODFREY BRAKE SERVICE & SUPPLY, INC	\$2,246.82
200	HARTFORD LIFE INSURANCE COMPANY	\$25.00
200	HENKENS EQUIPMENT INC	\$532.13
200	HERREN BROTHERS TRUE VALUE	\$169.56
200	IDEAL LINEN SUPPLY,INC	\$8.36
200	J & A TRAFFIC PRODUCTS	\$2,439.66
200	J & J PARTS & SUPPLY	\$44.94
200	MANNA SYSTEMS AND CONSULTING	\$84.99
200	MEDICAL ENTERPRISES,INC	\$59.80
200	NEBRASKA DEPARTMENT OF REVENUE	\$367.35
200	NEBRASKA PUBLIC POWER DISTRICT	\$163.23
200	NEBRASKA TRANSPORT CO,INC	\$150.69
200	NEBRASKALAND TIRE	\$58.92

200	NMC EXCHANGE LLC/NEBRASKA MACHINERY	\$3,608.85
200	NORM'S CARQUEST AUTO PARTS	\$203.49
200	PINE RIDGE SERVICE CENTER,INC	\$290.40
200	POWER HOUSE DIESEL & REPAIR,INC	\$3,609.52
200	POWERPLAN	\$1,024.70
200	QUALITY TIRE	\$1,597.00
200	REGIONAL WEST MEDICAL CENTER	\$95.00
200	RON'S REPAIR SHOP	\$43.85
200	SAMSCREEN,INC	\$681.49
200	SHEEHAN MACK SALES & EQUIP,INC	\$61.28
200	STURDEVANT'S AUTO PARTS	\$128.65
200	SUMMIT SIGNS & SUPPLY,INC	\$43.70
200	VERIZON WIRELESS	\$108.00
200	WAHLSTROM FORD INC	\$484.69
200	WESTCO	\$12,992.61
200	WISE-MACK, INC	\$2,923.59
990	LAMAR OUTDOOR ADVERTISING	\$170.00
2910	ACTION COMMUNICATIONS INC	\$22.58
2910	BEST BUY BUSINESS ADVANTAGE ACCT	\$311.92
2910	DAKOTA BACKUP,LLC	\$596.61
2910	GALLS	\$20.15
2910	OFFICE DEPOT CREDIT PLAN	\$754.07



2910	PETERSEN DRUG	\$510.98
2910	QUILL CORPORATION	\$414.03
2910	WESTERN COMMUNICATIONS, INC	\$1,039.00
5400	AFLAC	\$15.25
5400	AMERITAS LIFE INSURANCE CORP	\$55.23
5400	DAWES COUNTY INSURANCE ACCOUNT	\$60.68
5400	DAWES COUNTY TREASURER	\$13.00
5400	FIRST BANKCARD	\$39.62
5400	FIRST NATIONAL BANK, NORTH PLATTE	\$171.42
5400	IDEAL LINEN SUPPLY, INC	\$21.72
5400	NEBRASKA DEPARTMENT OF REVENUE	\$31.83
5400	STEREO AM 610 KCSR	\$160.00

**Disclaimer: A complete list of all employees & claims are available at the Dawes Co Clerk's Office.**