

CHADRON, NEBRASKA

September 21, 2011

DAWES COUNTY BOARD

The Public convened meeting of the Dawes County Commissioners meeting in regular session was commenced at the hour of 9:03 A.M. on the 21st day of September, 2011 in the Commissioner's room 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, Stewart and Swinney. Also present was Cheryl Feist, Dawes County Clerk; Adam Edmund, Deputy County Attorney; Roxie Grahmn-Marski, KCSR; Kerri Rempp, The Chadron Record and Scott Cotton. The Pledge of Allegiance was recited by those present. 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. Motion by Commissioner Stewart, seconded by Swinney, approving the Agenda. Roll call vote, Ayes: Stewart, Swinney and Johnson. Nays: None. Motion carried. Minutes of the September 7, 2011 meeting were reviewed. Motion by Commissioner Stewart, seconded by Swinney, approving the minutes as published. Roll call vote, Ayes: Swinney, Johnson and Stewart. Nays: None. Motion carried. Claims were reviewed. Motion by Commissioner Stewart, seconded by Swinney, approving all claims Roll call vote, Ayes: Johnson, Stewart and Swinney. Nays: None. Motion carried.

At 9:28 Dennis Lyons met with the Board. Mr. Lyons discussed the importance of keeping Public Comment available on the Agenda. He indicated the Board has control over what is said during public comment and it's very difficult to hold a public official liable for anything said during said public comment. Individuals have a constitutional right per the First Amendment to petition their government regarding any grievance. He went on to say he has since learned the public comment portion of the Agenda will remain. He informed the Board he is glad Sheriff Karl Dailey is taking care of law enforcement in Crawford. He feels Mr. Dailey won't allow citizens to be harassed. From 1994-present city officials have demonstrated repeatedly they are incapable of supervising a police department. He is not looking forward to the day the City of Crawford resumes supervision of the police department. He indicated there are some Crawford city council members that aren't happy with the recent contract. Crawford has had decent Officers but historically left. He also feels all law enforcement officers should take a personality test prior to hire. Commissioner Swinney indicated he would like to see the City of Crawford and its citizens eventually come back together and resume law enforcement locally. In public comment Scott Cotton requested a time for the November 16, 2011 Commissioner Meeting. Roxie Grahmn-Marski indicated she appreciated Commissioner Swinney's comments regarding Crawford. The Board recessed at 9:51 A.M. and reconvened to regular session at 10:00 A.M.

At 10:00 A.M. Larry Hankin, Highway Superintendent, met with the Board. The following updates were shared to wit: District 1-mowing is done and crews are blading roads; District 2-one (1) crew member is mowing. Patch work was done on Table Center Road and crews will be hauling gravel to Bach and West River Roads; District 3-there are two mowers going, maintenance on S. Belmont is done, Brown Road is pulled and graveling is being hauled to it and Old Highway 20 which is mostly pulled; Crusher-crews are finishing up at Roe's pit and will be moving the rock crusher to Goffena pit. He also reported he has five (5) water permit approvals and John Borges was hired in District 1. Commissioner Swinney shared pictures of the culvert located on S. Belmont Road. He indicated compaction equipment needs to be used when culverts are installed. Discussion ensued. Lunch breaks were also discussed at length. It was learned in the State of Nebraska employers need only offer a lunch break, however; employees aren't required to take it. In any case if an employee does take a lunch break it must be documented. Commissioner Swinney expressed concern with employees not taking a lunch break and leaving work early. Different scenarios' were discussed but ultimately no action taken. This issue will be addressed when personnel policies are updated. Gary Fisher joined the meeting in progress.

At 10:42 A.M. Becky Paulsen, Weed Superintendent, Zoning and Floodplain Manager, met with the Board. She informed the Board she didn't have a quorum present at the zoning board meeting so the Fisher conservation easement wasn't reviewed. Adam Edmund informed the Board they can't act on the easement

until such time the zoning board makes their recommendation. Ms. Paulsen indicated she received a response from Thorpe and Shelly Thompson re: Fisher conservation easement. It included information regarding the positives/negatives of easements and land trusts. A copy of the correspondence was shared with the Board. Ms. Paulsen also informed the Board she is working on building permits from Timothy Hurby and David Huhn. She also has improvement statements from Terril Heilman and Al Rasmussen. Gary Fisher indicated he received a phone call from T.J. Storbeck regarding a building permit. Ms. Paulsen reported Chelsea Scherbarth obtained a building permit. In other business the Board reviewed an amendment to the Panhandle Veterinary Clinic holding agreement. Discussion ensued regarding notice to owners prior to euthanizing animals. Adam Edmund will check into this and report back to the Board. No action was taken on the amendment. RFP's will go out on the courthouse tuck pointing project. Monthly fee reports were reviewed and approved by general consent of the Board.

At 11:00 A.M. Jeff Fankhauser, VSO, met with the Board. Discussion ensued regarding the Roads/VSO Secretary salary. Mr. Fankhauser indicated the Board approved a four percent (4%) COLA for this position. Board members indicated they remember discussing the four percent (4%) but ultimately went with three percent (3%) across the Board for everyone. The position will remain at a three percent (3%) COLA. Julie Butler joined the meeting in progress.

At 11:10 A.M. a motion was made by Commissioner Stewart, seconded by Swinney to enter executive session regarding a personnel issue. Roll call vote, Ayes: Stewart, Swinney and Johnson. Nays: None. Motion carried. At 11:50 A.M. a motion was made by Commissioner Stewart, seconded by Swinney, to reconvene to regular session. Roll call vote, Ayes: Swinney, Johnson and Stewart. Nays: None. Motion carried. No action was taken during executive session.

At 11:51 A.M. Sheriff Karl Dailey met with the Board. Mr. Dailey presented his distress warrant report. One Hundred Seventeen (117) distress warrants with a value of \$88,189.82 was discussed. Mr. Dailey suggested the Board remove the following distress warrants from the tax rolls due mostly to property not being worth anything and or owner's not being located: Distress Warrant #'s **117**-\$103.96; **68**-\$180.13; **104**-\$265.96; **69-71**-\$93.52; **91**-\$72.44; **114**-\$442.01; **8**-Co2 tank-\$7.38 and **113**-\$8,000.00 due to bankruptcy. The Board recessed at 12:10 P.M. to conduct a quarterly jail inspection and final walk through on the windows project. The Board reconvened at 1:10 P.M. Commissioner Swinney reported the meeting with West Plains Grain and neighbors went well. He reported West Plains Grain loads 25-35 cars per week depending upon market demand. The bridge approach has temporarily been fixed by West Plains Grain, however; the county will need to address the deck at some point. Another meeting has been scheduled in six (6) weeks.

There being no further business before the Dawes County Board of Commissioners the Chairman adjourned the meeting at 1:35 P.M. The next meeting will be October 05, 2011 beginning at 9:00 A.M. with a Board of Equalization Meeting, followed by the Commissioner's Meeting at approximately 9:20 A.M. Both meetings will be held in the Commissioners 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 3:00 P.M. on Friday, September 30, 2011. 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: _____ **DAWES COUNTY COMMISSIONERS**

Cheryl Feist

Dawes County Clerk _____

September 21, 2011 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; 1275=Health Claims Fund; 2910-911=Emergency (Communications); 2913=Wireless Communications; 4000=Courthouse Bond Payment Fund.

FUND	NAME	TOTCLAIMS
100	ABSALON FOOD CENTER	\$1,042.63
100	AFLAC	\$473.34
100	AMERITAS LIFE INSURANCE CORP	\$6,620.82
100	ARROW BUILDING CENTER	\$27.62
100	BAUERKEMPER'S INC	\$126.56
100	MARK BETSON	\$40.47
100	THE BUSINESS CONNECTION	\$65.99
100	CHADRON CITY SCHOOLS	\$51.64
100	CHADRON EXPRESS LUBE	\$70.54
100	CHADRON HOME CENTER	\$154.60
100	CHADRON MEDICAL CLINIC	\$260.00
100	CHADRON WHOLESALE	\$275.24
100	CITY OF CHADRON	\$47.58
100	LINDY COLEMAN	\$273.35
100	CRAWFORD CLIPPER/HARRISON SUN	\$239.85
100	CULLIGAN WATER CONDITIONING	\$21.00
100	JOHN DAGEN	\$15.30
100	DAWES CO TREASURER/FUND 1275	\$17,626.67

100	DAWES COUNTY TREASURER	\$409.50
100	DELL MARKETING LP	\$221.98
100	CHERYL DUNN	\$9.00
100	ELECTION SYSTEMS & SOFTWARE INC	\$1,196.94
100	CHERYL FEIST	\$124.87
100	FIRST BANKCARD	\$253.46
100	FIRST NATIONAL BANK, NORTH PLATTE	\$11,488.21
100	WAYNE FISHER	\$2.22
100	FLEET SERVICES/SHERIFF	\$927.69
100	GMC OF CHADRON	\$9.72
100	JAMIE GOFFENA	\$263.34
100	GREAT PLAINS COMMUNICATIONS	\$287.44
100	HI-TECH CAR CARE	\$10.50
100	HILLS TIRE & SUPPLY	\$836.00
100	IDEAL LINEN SUPPLY,INC	\$500.61
100	JOHN DEERE FINANCIAL-BUILDING	\$17.17
100	DIANNE J JOHNSON	\$74.55
100	LAW ENFORCEMENT SYSTEMS	\$83.00
100	DON MANDELKO	\$15.30
100	MANNA SYSTEMS AND CONSULTING	\$608.70
100	MANSFIELD ENTERPRISES	\$459.59
100	MARRIOTT HOTELS & RESORTS	\$720.00
100	MIPS INC	\$3,110.98

100	MOBIUS COMMUNICATIONS	\$40.00
100	NCSEA TREASURER	\$75.00
100	NE CHILD SUPPORT PAYMENT CENTER	\$90.00
100	NEBRASKA DEPARTMENT OF REVENUE	\$1,352.59
100	NEBRASKA DEPARTMENT OF REVENUE/LEVY	\$25.00
100	NEBRASKA PUBLIC POWER DISTRICT	\$2,974.57
100	NEBRASKA TOTAL OFFICE/CLERK	\$900.00
100	NEBRASKA TOTAL OFFICE/CO ATTORNEY	\$79.97
100	NEBRASKA TOTAL OFFICE/COUNTY COURT	\$122.64
100	NEBRASKA TOTAL OFFICE/PUBLIC DEFEND	\$115.81
100	NEBRASKA TOTAL OFFICE/SHERIFF	\$72.32
100	OFFICE TIME SAVERS, INC	\$142.92
100	OUTLAW PRINTERS,INC	\$429.00
100	PANHANDLE VET CLINIC	\$207.04
100	PESTS GO	\$30.00
100	PETERSEN DRUG	\$1,079.82
100	LOREN POURIER	\$27.69
100	QUILL CORPORATION	\$163.38
100	RAPID CITY JOURNAL/COMMISSIONERS	\$175.98
100	RAPID CITY JOURNAL/TREASURER	\$65.45
100	REGIER CUSTOM DESIGN	\$415.00
100	REGIONAL WEST MEDICAL CENTER	\$4,464.85
100	RELIABLE OFFICE SUPPLIES	\$86.50

100	VIC RIVERA	\$40.80
100	SCOTT ROBERTS ELECTRIC INC	\$58.69
100	SCOTT'S BLUFF CO ADULT CORRECTIONS	\$120.00
100	SHELL-EXTENSION OFFICE	\$287.75
100	SKAVDAHL & EDMUND	\$5,479.52
100	STEREO AM 610 KCSR	\$75.00
100	STURDEVANT'S AUTO PARTS	\$284.31
100	THORPE THOMPSON	\$11.22
100	VERIZON WIRELESS	\$71.19
100	VSP VISION PLAN	\$64.89
100	WALMART COMMUNITY	\$228.52
100	XEROX CORPORATION/VETERANS OFFICE	\$76.53
200	ACE IRRIGATION & MANUFACTURING	\$3,249.50
200	AFLAC	\$242.78
200	AMERITAS LIFE INSURANCE CORP	\$784.10
200	BAUERKEMPER'S INC	\$14.74
200	BIGHORN AUTO SUPPLY	\$119.86
200	CHADRON HOME CENTER	\$38.22
200	CHARLIE'S GARAGE	\$60.00
200	CITY OF CRAWFORD	\$105.69
200	CRAWFORD CLIPPER/HARRISON SUN	\$45.40
200	DALE'S TIRE AND RETREADING,INC	\$6,582.50
200	DAWES CO TREASURER/FUND 1275	\$1,765.53

200	DAWES COUNTY TREASURER	\$125.00
200	EAGLE CHEVROLET BUICK & PONTIAC	\$25.40
200	EDDIE'S TRUCK CENTER	\$71.11
200	FIRST NATIONAL BANK, NORTH PLATTE	\$2,348.60
200	GRIMM'S PUMP AND INDUSTRIAL SUPPLY	\$3,700.22
200	LAWRENCE HANKIN	\$9.00
200	HEILBRUNS FARM IND AUTO	\$185.66
200	INLAND TRUCK PARTS & SERVICE	\$225.77
200	MEDICAL ENTERPRISES,INC	\$93.00
200	NEBRASKA DEPARTMENT OF REVENUE	\$463.01
200	NEBRASKA PUBLIC POWER DISTRICT	\$71.58
200	NEBRASKA TOTAL OFFICE/ROADS	\$17.18
200	NEBRASKALAND TIRE	\$201.30
200	NMC EXCHANGE LLC/NEBRASKA MACHINERY	\$4,350.08
200	NORM'S CARQUEST AUTO PARTS	\$333.47
200	PINE RIDGE SERVICE CENTER,INC	\$285.90
200	POWERPLAN	\$385.99
200	QUALITY TIRE	\$207.20
200	RAPID CITY JOURNAL/ROADS	\$89.60
200	VERIZON WIRELESS	\$152.97
200	VSP VISION PLAN	\$89.05
200	WESTCO	\$14,071.70

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