

CHADRON, NEBRASKA

April 20, 2011

DAWES COUNTY BOARD OF COMMISSIONERS

The Public convened meeting of the Dawes County Commissioners meeting in regular session was commenced at the hour of 9:00 A.M. on the 20th day of April, 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, Chris Fankhauser, KCSR, Kerri Rempp, The Chadron Record and Don Grein. 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 April 06, 2011 meeting were reviewed. Motion by Commissioner Swinney, seconded by Stewart, approving the minutes with the following corrections to wit: crush rock, not haul as recorded; crushing rock, not hauling as recorded and Custodian performance appraisal, not the Highway Superintendent as recorded. 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 as submitted. Roll call vote, Ayes: Johnson, Stewart and Swinney. Nays: None. Motion carried. Correspondences received were City of Chadron re: invitation to dedication ceremonies of the Crazy Horse Memorial Highway; Chief Lordino re: letter requesting support of the WING Task Force; Nebraska Department of Roads re: letter announcing a public information meeting on Project No. 385-3(118) and NIRMA re: 1st quarter 2011 loss report. Commissioner Johnson reported a public auction will take place on June 08, 2011 regarding the sale of property owned by the County at 408 Main Street. The Board reviewed and approved monthly fee reports of the various offices. In other business the County Clerk presented a contract with Pete Peterson to prepare the 2011/2012 budget document for Dawes County. Motion by Commissioner Stewart, seconded by Swinney approving the contract in the amount of \$1800.00 with Pete Peterson. Roll call vote, Ayes: Stewart, Swinney and Johnson. Nays: None. Motion carried.

At 9:31 A.M. Janice German, DCAT, met with the Board. She presented a progress report relevant to Roads research she is conducting. She informed the Board she'll be meeting with the Forest Service re: road closures and will finalize information relevant to minimum maintenance/prescribed roads/questions with the Board by June.

At 9:44 A.M. Melvin Miller, Former Dawes County Commissioner, met with the Board regarding the rock crushing plant. Mr. Miller informed those present he was instrumental in the purchase of the rock crusher. Originally it was set up as an in-house operation. Prior to the crusher being purchased pit run rock was used on the county roads. By crushing our own native rock it is available when needed according to Mr. Miller. He reported commercial haulers were considered, however; hauling rock isn't their main job. He said hauling rock slows operations. Commissioner Swinney offered some clarification as the minutes of the April 06, 2011 stated hauling rock instead of crushing rock. Mr. Miller reported a lot of corporations have went to outside sources to save money but saving money doesn't guarantee the product when its needed. He also suggested part-time help to run the crusher operations. Commissioner Swinney asked what was paid for the crusher at time of purchase but Mr. Miller couldn't recall that figure. The Board recessed at 9:50 A.M. and reconvened to regular session at 10:05 A.M.

At 10:06 A.M. Becky Paulsen, Weed Superintendent, Zoning and Floodplain Administrator, met with the Board. She reported she has obtained three of her five continuing education hours re: floodplain certification. She is working on two grants to wit: PRIDE grant in the amount of \$3050.00 with a county match of \$3050.00 and a WMA (Weed Management Area) Grant in the amount of \$37,822.00 over a three year period. The WMA grant will start in Sheridan County if approved. Two service contracts are being considered through the Game and Parks Division to address the Chadron Creek area and five (5) acres on the Whitney Irrigation District. A separate contract with the Whitney Irrigation District is in the works with

this being the last year Ms. Paulsen will be working with them as they are self-sufficient due to the help she has given them in the past. She reported the EPA has been granted a stay re: water way permits until October 31, 2011. Ms. Paulsen also showed a piece of equipment obtained with grant money. Commissioner Swinney asked if she would be willing to share information secured with the equipment with commercial sprayers. She indicated definitely. Ms. Paulsen informed Board Members she has been in contact with three (3) commercial sprayers to obtain costs associated with spraying county road ROW's. That cost would be \$50,000.00. She reported she has two guys hired to work spraying operations. One individual will run parts, equipment, etc., while the other individual will do the actual spraying.

At 10:24 A.M. Jody Applegarth met with the Board re: prosecutorial abuse. Also present was Margaret Applegarth, Jim Brodrick and Tony Cisneros. Mr. Applegarth cited four cases he feels was prosecutorial abuse by Attorneys. Mr. Applegarth suggested a board of accountability be established to hold Attorneys accountable for their actions. Jim Brodrick addressed the Board. He said the Board needs to watch cases. It cost him \$90,000.00 to defend himself and feels everybody is protected except the accused. A copy of the presentation will be attached to Commissioner Minutes. In other business the Board reviewed a surplus request of the Dawes County Treasurer. Motion by Stewart, seconded by Swinney, to surplus a Dell computer, serial #0x6252. Roll call vote, Ayes: Swinney, Johnson and Stewart. Nays: None. Motion carried. A motion was then made by Commissioner Stewart, seconded by Swinney, to enter executive session at 10:44 A.M. for the purpose of discussing performance evaluations. Roll call vote, Ayes: Johnson, Stewart and Swinney. Nays: None. Motion carried. A motion to reconvene to regular session at 11:03 A.M. was made by Commissioner Stewart, seconded by Swinney. Roll call vote, Ayes: Stewart, Swinney and Johnson. Nays: None. Motion carried. No action was taken during executive session.

At 11:04 A.M. Larry Hankin, Highway Superintendent, met with Board. Also present was Dave Coe. Commissioner Swinney reported an Engineer will need to be involved with the Bethel Road project. He indicated that any bridge work done by the County must be supervised by an Engineer. Mr. Coe indicated he would like to review project stats before making any commitments on these types of projects. Discussion ensued re: different options regarding the Bethel Road project. Commissioner Swinney discussed several different bridge options. Commissioner Stewart indicated he would like to look at other options, not just bridges. Commissioner Johnson asked about tube prices. Mr. Hankin reported 2-12'x50' tubes would run approximately \$32,000.00 with sheet piling/ties coming in at approximately \$15,000.00. Mr. Swinney indicated he would be willing to put together a project design and suggested the County take advantage of the soft match program. The soft match program could be utilized on future projects as well. Commissioner Swinney will look into the soft match program and report back. No action was taken on the Bethel Road project. Mr. Hankin informed those present that permits are required for surface/well water usage for construction projects. It takes thirty (30) days for approval of the permit(s) but is good for a year. He indicated the Niobrara could pose a problem. The City has fire wells that could be accessed for a fee. No water will be hauled until such time permit(s) are in place. Commissioner Swinney suggested purchasing door signs for the Roads Department vehicles. This will be considered at budget time.

At 11:32 A.M. Jay King presented an application by the Chamber of Commerce to host Farmers Market on the Courthouse lawn throughout the summer months. A motion was made by Commissioner Stewart, seconded by Swinney, approving the application request. Roll call vote, Ayes: Swinney, Johnson and Stewart. Nays: None. Motion carried.

At 11:36 A.M. Dave Coe met with the Board. He presented change order #3 re: the requirement of insulated panels above thirty-nine (39) windows per SHPO (State Historical Preservation Officer). The cost would be \$2850.00. Motion by Stewart, seconded by Swinney, approving change order # 3 as presented. Roll call vote, Ayes: Johnson, Stewart and Swinney. Nays: None. Motion carried. At the request of a local citizen the Board instructed Mr. Coe to obtain costs associated with insulating the area surrounding weights.

At 12:00 P.M. A motion to enter executive session was made by Commissioner Stewart, seconded by Swinney, to discuss personnel issues. Roll call vote, Ayes: Stewart, Swinney and Johnson. Nays: None. Motion carried. Motion to reconvene to regular session at 12:39 P.M. was made by Commissioner Stewart, seconded by Swinney. Roll call vote, Ayes: Swinney, Johnson and Stewart. Nays: None. Motion carried. No action was taken during executive session.

There being no further business before the Dawes County Board of Commissioners a motion to adjourn at 12:41 P.M. was made by Commissioner Stewart, seconded by Swinney. Roll call vote, Ayes: Johnson, Stewart and Swinney. Nays: None. Motion carried. The next meeting will be May 04, 2011 beginning at 9:00 A.M with a Board of Equalization Meeting followed by the Commissioner 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 Thursday, April 28, 2011. The Agenda 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: _____

DAWES COUNTY COMMISSIONERS

Cheryl Feist

Dawes County Clerk

April 20, 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	\$727.19
100	AFLAC	\$473.17
100	AMERITAS LIFE INSURANCE CORP	\$5,891.73
100	ARROW BUILDING CENTER	\$12.45
100	BEV BARTLETT	\$40.00
100	ROBERT HARDY	\$270.00
100	CARNAHAN LAW FIRM	\$1,150.00
100	CHADRON CITY SCHOOLS	\$103.28

100	CHADRON COMMUNITY HOSPITAL & HEALTH	\$89.58
100	CHADRON EXPRESS LUBE	\$50.12
100	CHADRON GLASS & WINDOWS,INC	\$113,763.96
100	CHADRON HOME CENTER	\$45.08
100	CHADRON WHOLESALE	\$29.38
100	CITY OF CHADRON	\$25.27
100	COE ENGINEERING	\$123.99
100	CRAWFORD CLIPPER/HARRISON SUN	\$247.17
100	CULLIGAN WATER CONDITIONING	\$26.50
100	CUMING COUNTY SHERIFF	\$6.00
100	DAWES CO TREASURER/FUND 1275	\$17,710.79
100	DAWES COUNTY INSURANCE ACCOUNT	\$65.32
100	DAWES COUNTY SHERIFF'S OFFICE	\$188.00
100	DAWES COUNTY TREASURER	\$570.00
100	DELL MARKETING LP	\$1,121.42
100	DES MOINES STAMP MFG CO	\$30.70
100	DODGE COUNTY	\$35.70
100	FCW,LLC	\$37.98
100	FIRST BANKCARD	\$4.19
100	FIRST BANKCARD	\$40.63
100	FIRST NATIONAL BANK, NORTH PLATTE	\$9,213.00
100	FLEET SERVICES/SHERIFF	\$616.33
100	GMC OF CHADRON	\$29.89

100	GREAT PLAINS COMMUNICATIONS	\$282.44
100	HILLS TIRE & SUPPLY	\$20.00
100	HORNADY ATTN KATHY MCHALE LAW ENF	\$192.30
100	MELANY HUGHES	\$91.00
100	IDEAL LINEN SUPPLY,INC	\$366.91
100	IS COMMUNICATIONS & OPERATIONS	\$12.95
100	JANET JOHNSON	\$40.00
100	GEORGE KLEIN	\$20.00
100	MANNA SYSTEMS AND CONSULTING	\$75.00
100	MANSFIELD ENTERPRISES	\$137.50
100	LYNN MATHIS	\$40.00
100	BARB MCDANIEL	\$40.00
100	MIDWEST SPECIAL SERVICES	\$272.50
100	MIPS INC	\$2,807.66
100	MOBIUS COMMUNICATIONS	\$40.00
100	NACO	\$180.00
100	NE CHILD SUPPORT PAYMENT CENTER	\$90.00
100	NEBRASKA DEPARTMENT OF REVENUE	\$1,049.69
100	NEBRASKA DEPT OF AGRICULTURE	\$90.00
100	NEBRASKA NOTARY ASSOCIATION	\$154.23
100	NEBRASKA PUBLIC POWER DISTRICT	\$1,605.04
100	NEBRASKA TOTAL OFFICE/CLERK	\$45.27
100	NEBRASKA TOTAL OFFICE/CO ATTORNEY	\$125.17

100	NEBRASKA TOTAL OFFICE/COUNTY COURT	\$87.16
100	NEBRASKA TOTAL OFFICE/EXTENSION	\$681.51
100	NEBRASKA TOTAL OFFICE/PUBLIC DEFEND	\$226.49
100	NEBRASKA U C FUND	\$312.00
100	NEOPOST,INC	\$201.99
100	JAMIE NIELSEN	\$20.00
100	NORM'S CARQUEST AUTO PARTS	\$48.42
100	BECKY PAULSEN	\$40.00
100	PESTS GO	\$30.00
100	PETERSEN DRUG	\$36.37
100	SANDRA POWELL	\$40.00
100	QUALITY HOTEL & CONVENTION CENTER	\$140.00
100	QUALITY TIRE	\$675.94
100	QWEST	\$16.39
100	JANE RAMM	\$20.00
100	RAPID CITY JOURNAL/COMMISSIONERS	\$218.57
100	RAPID CITY JOURNAL/WEED	\$65.79
100	DEE DEE RAY	\$20.00
100	SCHINDLER ELEVATOR CORPORATION	\$1,892.40
100	SCOTT ROBERTS ELECTRIC INC	\$71.71
100	SCOTTS BLUFF CO DETENTION CENTER	\$240.00
100	SHELL-EXTENSION OFFICE	\$133.56
100	SKAVDAHL & EDMUND	\$5,220.32

100	SMITH,KING AND SIMMONS,PC	\$5,566.22
100	PAMELA SOESTER	\$40.00
100	STEPHENS-PECK INC	\$70.00
100	STURDEVANT'S AUTO PARTS	\$162.57
100	THE FENCE POST	\$20.00
100	UNIVERSITY OF NE-COMPUTER COSTS	\$435.01
100	UNIVERSITY OF NE-LINCOLN CAR RENTAL	\$328.22
100	WALMART COMMUNITY	\$220.15
100	WEST GROUP PAYMENT CENTER	\$219.00
100	ROCHELLE WHITE	\$35.00
100	KATHLEEN WOLVINGTON	\$57.44
100	XEROX CORPORATION/VETERANS OFFICE	\$125.74
200	AFLAC	\$220.94
200	DEBRA AINSLIE	\$275.00
200	AMERITAS LIFE INSURANCE CORP	\$651.26
200	BIGHORN AUTO SUPPLY	\$66.65
200	CHADRON HOME CENTER	\$1.94
200	CITY OF CRAWFORD	\$102.00
200	CONTRACTORS MATERIALS	\$203.00
200	CRAWFORD CLIPPER/HARRISON SUN	\$17.26
200	DALE'S TIRE AND RETREADING,INC	\$990.00
200	DAWES CO TREASURER/FUND 1275	\$1,681.37
200	DAWES COUNTY TREASURER	\$100.00

200	BART DIERKSEN	\$22.69
200	EAGLE CHEVROLET BUICK & PONTIAC	\$41.25
200	FIRST BANKCARD/JAKE STEWART	\$160.58
200	FIRST NATIONAL BANK, NORTH PLATTE	\$1,584.33
200	GRANT-MILLER COMMUNICATIONS INC.	\$129.95
200	GRIMM'S PUMP AND INDUSTRIAL SUPPLY	\$89.39
200	LAWRENCE HANKIN	\$38.46
200	HENKENS EQUIPMENT INC	\$65.36
200	HERREN BROTHERS TRUE VALUE	\$81.63
200	INLAND TRUCK PARTS & SERVICE	\$64.13
200	LINWELD	\$120.29
200	MANSFIELD ENTERPRISES	\$128.98
200	MEDICAL ENTERPRISES,INC	\$62.00
200	MICHAEL TODD AND COMPANY,INC	\$147.10
200	NEBRASKA DEPARTMENT OF REVENUE	\$305.80
200	NEBRASKA PUBLIC POWER DISTRICT	\$208.66
200	NEBRASKA TOTAL OFFICE/ROADS	\$86.20
200	NEBRASKALAND TIRE	\$323.90
200	NMC EXCHANGE LLC/NEBRASKA MACHINERY	\$13,630.47
200	NORM'S CARQUEST AUTO PARTS	\$804.87
200	PINE RIDGE SERVICE CENTER,INC	\$1,005.00
200	POWERPLAN	\$591.98
200	MARTHA QUAY	\$38.59

200	RANCO	\$76.73
200	REGIONAL WEST MEDICAL CENTER	\$60.00
200	RESPOND FIRST AID SYSTEMS	\$75.53
200	RON'S REPAIR SHOP	\$36.00
200	STATE OF NEBRASKA	\$281.00
200	STURDEVANT'S AUTO PARTS	\$20.00
200	SOLID WASTE AGENCY OF NW NEBRASKA	\$29.10
200	VERIZON WIRELESS	\$112.53
200	WESTCO	\$3,295.59
200	WISE-MACK, INC	\$89.60
990	MICHAEL KESSELRING	\$44.90
1275	DAWES COUNTY INSURANCE ACCOUNT	\$60,000.00
1900	DAWES CO TREASURER/VETERANS AID	\$413.23
2500	BOYS & GIRLS CLUBS OF NE PANHANDLE	\$542.88
2500	JOAN FRANCES CONSULTING	\$2,500.00

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