

CHADRON, NEBRASKA
November 18, 2009
DAWES COUNTY BOARD OF COMMISSIONERS

The Public convened meeting of the Dawes County Commissioners meeting in regular session was commenced at the hour of 8:00 A.M. on the 18th day of November, 2009 in the Commissioner Room and published pursuant to public notice as required by law. The meeting was called to order by Commissioner Blausey. Roll was called and the following Commissioners were present: Commissioners' Blausey, Wess and Johnson. Also present was Deb Lesmeister, Dawes County Deputy Clerk. The Pledge of Alliance 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. 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 Johnson, approving the Agenda as presented. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Motion by Johnson, seconded by Wess, approving the November 4, 2009 minutes as published. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. Claims were reviewed. The possibility of a jail administrator for the next budget year and a memo concerning Board of Prisoner reimbursement were discussed. The Board directed the Deputy Clerk to schedule an appointment with Karl Dailey, Dawes County Sheriff, for December 2, 2009 Commissioner meeting to join them and explain the process for the prisoner reimbursement. Motion by Johnson, seconded by Wess, approving all claims as submitted. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. At 8:10 Chad Franzen, KCSR joined the meeting in progress. Correspondences included: A NACO by-law change by which a County Attorney would be added to the Board, a letter from the University of Lincoln concerning a listening session (meeting) in Scottsbluff, NE for comments concerning an appointment of the position of Vice-Chancellor, a letter from the State of Nebraska concerning the reallocation of unused recovery zone bond authority, a webinar called Introducing Highway Federal Aid, a letter from Alan Cisneros regarding hiring practices.

At 8:45 A.M. The time for public comment was utilized for approving payroll and Official's reports from the Clerk of District Court and Vehicle Inspection Report from the Sheriff's department as no one was present. Harvey Keim entered the meeting at 8:55 A.M. and at 8:59 A.M. Kerri Rempp, Chadron Record, entered the meeting.

At 9:00 A.M. Harvey Keim, Dawes County Road Superintendent approached the Board with updates. Buettner Construction of Hay Springs has been hired to haul rock from the Tony Johnson pit onto the worst spots on 2 roads which are North Whitney Lake Road and also Whitney Lake Road. The pipe arch project on Squaw Creek Road is nearing completion. Mr. Keim reported there are 2 fracture critical bridges up for inspection. Fracture critical bridges are those which have 2 members holding up the bridge. The 2 bridges up for inspection are located on Country Club Road and Whitney Lake Road. He said there is a consultant from Lincoln that is willing to come and inspect these. There is a cost share available in which the consultant would do both bridges for a total cost of \$1000.00. Mr. Keim was asked if he could do the inspections and he replied "yes" that he is certified to do that. The agreement for the inspection is forthcoming and when it has arrived he will present it to the Commissioner's if they would like the consultant to do the inspection. At 9:15 Butch Ellis entered the meeting. Motion by Wess, seconded by Johnson to officially name Shafer Road. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. A thank you note and a check for \$200.00 was received by the Dawes County Road Department from North West Rural Public Power for the county's assistance during the snow storm. Discussion was held. Motion by Wess to deposit the check in the General Fund for the County. There was no second. Motion died for lack of second. Mr. Keim was instructed to return the check to North West Rural Public Power and thank them for the gesture of appreciation. A pamphlet was passed around for inspection regarding Dawes County Snow Removal Policy and Procedures for the review of the Commissioner's. It was compiled by Mr. Keim and Jake Stewart, Dawes County Roads Foreman. The Commissioner's were asked to review it and report back any changes so that it can be updated and will be given to the public on December 2, 2009 at the Road meeting. At 9:30 Mr. Keim left the meeting.

At 9:30 A.M. Butch Ellis of the Nature Conservancy presented a conservation easement. It concerns a parcel of ground containing 80 acres located in Township 31, Range 51 of Dawes County which adjoins the Ponderosa on the south side. The Board will share this information with Becky Paulsen, Zoning Administrator to review. She will then give recommendation to the Board if the easement is in compliance with the Dawes County Zoning regulations. Butch Ellis left the meeting at 9:38 A.M.

At 9:39 A.M. Resolution 2009-34 was read to the Board by Chairman Blausey. It is a resolution of support in regards to Nebraska's Economic Development Certified Community Program by the City of Chadron. Motion by Johnson, seconded by Wess to approve Resolution 2009-34. Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. A request from the Disabled American Veterans Chapter 36 of Chadron requesting the approval of the Appointment of Phillip J. Biernacki to serve as committee member. Motion by Wess, seconded by Johnson to approve the appointment. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. The Board asked if additional documentation had been received concerning the overtime paid to Steve Crile. Since sufficient documentation has not been received the Deputy Clerk was instructed to contact Mr. Crile and Dawes County Sheriff, Karl Dailey and see if any more documentation is forthcoming. If none is available the board may move forward with legal action. At 9:50 A.M. the board recessed for 10 minutes.

At 10:00 A.M. The Board of Commissioners reconvened. Motion by Wess, seconded by Johnson to go into executive session for the purpose of personnel issues. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Everyone left the meeting room with the exception of the 3 commissioners. At 10:13 A.M. Johnson made motion to come out of executive session, seconded by Wess. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. No action was taken during the executive session.

At 10:15 A.M. Mary Ann Schleicher approached to Board with concerns on Goffena Road. Also present were Butch Ellis and Harvey Keim. She was requesting repair on approximately 3 miles of Goffena Road. She shared the signed request on behalf of 14 families, for a total of 39 individuals expressing concern over the condition of Goffena Road and requesting that repair be done. The signed request is available for inspection in the Clerk's Office. Mr. Blausey did reply that Goffena Road is heavily traveled. He shared a 2008 traffic study report that showed that 169 vehicles per day had passed over the road. At 10:25 A. M. Mary Ann Schleicher and Butch Ellis exited the meeting. The issue of overtime versus comptime was discussed. The snowstorms have brought about problems. The budget amount for overtime for the 2009-2010 budget year is \$1500.00. At 10:30 A.M. Floyd

Coleman joined the meeting in progress. When comp time can be used is dictated by the policy manual. Scheduling has seen some problems as the workers are requesting to use their comptime hours during time that may be optimum for blading roads. Mr. Keim stated that only 2 people are allowed off at the same time from December to March. Mr. Keim is going to bring back to the Board on December 2, 2009 a cost comparison showing the hours of comptime if that were converted to paying it out as overtime. Discussion was held on advantages versus disadvantages of offering overtime or comptime to employees and who would make that decision. Mr. Keim has submitted a request for proposals to Littrel Construction and Buettner Construction for contracting them to haul gravel as a possible solution or would hiring people part time on a regular basis be a better solution to help with the current road situation. On November 23, the Safety Committee will meet and discuss overtime, comptime, and hiring part time people and bring back a recommendation. Mr. Keim left the meeting at 10:50 A.M.

At 10:50 A.M. Floyd Coleman approached the Board in reference to inheritance tax. He requested information on how the process worked. The assessments for inheritance tax are set by the state legislature. As the Commissioner's had no control over the situation they did suggest to Mr. Coleman he could contact LeRoy Loudon, the State Senator who represents our area on how to go about changing the law. They also suggested that if some one had specific concerns on inheritance tax they may want to contact a tax planner or an accountant for professional advice. Mr. Coleman left the meeting at 11:06 A.M.

At 11:13 A.M. Lois Chizek, Treasurer, Lindy Coleman, Assessor and Sharon Harrison, Clerk of the District Court joined the meeting to discuss salary proposals. The Commissioners individually presented their proposals. Discussion ensued and details were discussed with the final recommendation being presented for the period to start with January 2011, Commissioner's salary will not increase and will be at \$20,085.00, base pay for elected officials will start at \$40,170.00, public defender will be \$44,187.00 and the county attorney \$60,255.00, which will be a full time position, currently it is a 75% position. This is only a proposal and welcomed the officials to return on December 2, 2009. The salary resolution will be adopted at the December 16, 2009 meeting. Sharon Harrison and Lois Chizek left the meeting at 11:47 A.M. Lindy Coleman left the meeting at 12:35 P.M.

There being no further business before the Dawes County Board of Commissioners a motion to adjourn at 12:40 P.M. was made by Commissioner Wess, seconded by Johnson. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. The next regular meeting will be December 2, 2009 beginning at 8:00 A.M. with the Board of Equalization followed by the Board of Commissioner's at approximately 8:20 A.M. in the Commissioners Room at the Courthouse. A current agenda for the meeting is kept on file in the County Clerks office during normal business hours for inspection, but the Agenda(s) will close by 4:00 P.M. on the Friday preceding the Board meeting on Wednesday. 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: _____
Deb Lesmeister
Dawes County Deputy Clerk

DAWES COUNTY COMMISSIONERS

November 18, 2009 the following claims were audited, allowed and warrant orders drawn on their respective Accounts:

| FUND | NAME | TOTCLAIMS |
|------|------------------------------------|-------------|
| 100 | AFLAC | \$373.86 |
| 100 | AMERITAS LIFE INSURANCE CORP | \$5,561.31 |
| 100 | ARBY'S | \$74.99 |
| 100 | ARMSTRONG EXTINGUISHER SERVICE INC | \$187.00 |
| 100 | AT&T | \$51.57 |
| 100 | BEST WESTERN WEST HILLS INN | \$70.00 |
| 100 | BLK HILLS WKLY GRP, CHADRON RECORD | \$36.00 |
| 100 | THE BUSINESS CONNECTION | \$171.19 |
| 100 | CHADRON WHOLESALE | \$77.99 |
| 100 | CITY OF CHADRON | \$832.88 |
| 100 | COMMSOURCE, INC | \$150.00 |
| 100 | CRAWFORD CLIPPER/HARRISON SUN | \$188.48 |
| 100 | CULLIGAN WATER CONDITIONING | \$15.25 |
| 100 | KARL DAILEY | \$24.90 |
| 100 | DAWES COUNTY INSURANCE ACCOUNT | \$13,041.82 |
| 100 | DAWES COUNTY SHERIFF'S OFFICE | \$366.00 |
| 100 | DAWES COUNTY TREASURER | \$454.50 |
| 100 | DONALD'S DRIVE INN | \$71.35 |
| 100 | CHERYL FEIST | \$19.58 |
| 100 | FIRST BANKCARD | \$100.58 |
| 100 | FIRST NATIONAL BANK, NORTH PLATTE | \$8,457.48 |
| 100 | FLEET SERVICES/SHERIFF | \$236.48 |
| 100 | GALLS | \$184.96 |
| 100 | GREAT PLAINS COMMUNICATIONS | \$218.52 |
| 100 | SHARON HARRISON | \$107.05 |
| 100 | HOLIDAY INN GRAND ISLAND | \$145.00 |
| 100 | MAXINE W HOLMES | \$100.00 |
| 100 | HORNADY ATTN KATHY MCHALE LAW ENF | \$515.00 |

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| 100 | IDEAL LINEN SUPPLY,INC | \$22.63 |
| 100 | DIANNE J JOHNSON | \$38.50 |
| 100 | DEB LESMEISTER | \$19.09 |
| 100 | LOUP VALLEY LIGHTING INC | \$245.00 |
| 100 | MIDWEST TRANSPORTATION SPECIALISTS | \$872.40 |
| 100 | LORRAINE A MILES | \$100.00 |
| 100 | MIPS INC | \$2,725.52 |
| 100 | MOBIUS COMMUNICATIONS | \$35.00 |
| 100 | NACO | \$360.00 |
| 100 | NE CHILD SUPPORT PAYMENT CENTER | \$331.00 |
| 100 | NE DEPT OF HEALTH & HUMAN SERVICES | \$57.00 |
| 100 | NEBRASKA DEPARTMENT OF REVENUE | \$848.25 |
| 100 | NEBRASKA PUBLIC POWER DISTRICT | \$1,152.37 |
| 100 | NEBRASKA TOTAL OFFICE/CLERK | \$161.91 |
| 100 | NEBRASKA TOTAL OFFICE/CO ATTORNEY | \$108.88 |
| 100 | NEBRASKA TOTAL OFFICE/COUNTY COURT | \$181.33 |
| 100 | NEBRASKA TOTAL OFFICE/EXTENSION | \$314.52 |
| 100 | NEBRASKA TOTAL OFFICE/TREASURER | \$41.04 |
| 100 | NEOPOST,INC | \$266.99 |
| 100 | NEVE'S UNIFORMS INC | \$329.27 |
| 100 | NORM'S CARQUEST AUTO PARTS | \$16.68 |
| 100 | OUTLAW PRINTERS,INC | \$237.00 |
| 100 | JOHN PERRINE | \$17.60 |
| 100 | PESTS GO | \$380.00 |
| 100 | PETERSEN DRUG | \$145.99 |
| 100 | PETERSON LOCKSMITH | \$30.00 |
| 100 | HAROLD PETERSON | \$1,983.15 |
| 100 | QUALITY TIRE | \$220.00 |
| 100 | QWEST | \$626.54 |
| 100 | RAPID CITY JOURNAL | \$87.82 |
| 100 | VIC RIVERA | \$20.35 |
| 100 | SCOTTS BLUFF COUNTY SHERIFF | \$30.96 |
| 100 | SHELL FLEET PLUS/WEED | \$371.38 |
| 100 | SHELL-EXTENSION OFFICE | \$352.23 |
| 100 | SKAVDAHL & EDMUND | \$30.00 |
| 100 | HARRIS W SNYDER | \$127.50 |
| 100 | STEREO AM 610 KCSR | \$150.00 |
| 100 | SUPERIOR LAMP INC | \$267.87 |
| 100 | UNIVERSITY OF NE-LINCOLN CAR RENTAL | \$90.62 |
| 100 | UNIVERSITY OF NEBRASKA-LINCOLN | \$660.77 |
| 100 | VERIZON WIRELESS | \$103.84 |
| 100 | VERIZON WIRELESS | \$179.02 |
| 100 | JAKE WASSERBURGER | \$24.20 |
| 100 | BOBBI WELLNTIZ | \$7.41 |
| 100 | PAUL WESS, PUBLIC DEFENDER | \$228.59 |
| 100 | WESTCO | \$24.00 |
| 100 | WESTERN COMMUNICATIONS, INC | \$1,139.40 |
| 100 | XEROX CORPORATION | \$72.92 |
| 200 | ACCELERATED RECEIVABLES SOLUTIONS | \$243.38 |
| 200 | AFLAC | \$186.20 |
| 200 | AMERITAS LIFE INSURANCE CORP | \$699.65 |
| 200 | BAUERKEMPER'S INC | \$141.94 |
| 200 | BUTLER MACHINERY COMPANY | \$296.97 |
| 200 | CALIFORNIA CONTRACTORS SUPPLIES,INC | \$129.80 |
| 200 | CITY OF CHADRON | \$99.27 |
| 200 | CITY OF CRAWFORD | \$112.58 |
| 200 | DAWES COUNTY INSURANCE ACCOUNT | \$1,301.79 |
| 200 | DAWES COUNTY TREASURER | \$92.50 |
| 200 | EAGLE CHEVROLET BUICK & PONTIAC | \$299.51 |
| 200 | FIRST NATIONAL BANK, NORTH PLATTE | \$1,762.26 |
| 200 | GRANT-MILLER COMMUNICATIONS INC. | \$65.00 |
| 200 | GRIMM'S PUMP AND INDUSTRIAL SUPPLY | \$327.39 |
| 200 | HARTFORD LIFE INSURANCE COMPANY | \$25.00 |
| 200 | HENKENS EQUIPMENT INC | \$719.94 |
| 200 | HERREN BROTHERS TRUE VALUE | \$40.04 |
| 200 | HOTSY EQUIPMENT CO | \$496.04 |
| 200 | HYDROTEX | \$264.87 |

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| 200 | IDEAL LINEN SUPPLY,INC | \$8.36 |
| 200 | J & A TRAFFIC PRODUCTS | \$946.20 |
| 200 | J & J PARTS & SUPPLY | \$22.19 |
| 200 | LINWELD | \$44.20 |
| 200 | LITTREL CONSTRUCTION COMPANY | \$2,400.00 |
| 200 | NACO | \$120.00 |
| 200 | NEBRASKA DEPARTMENT OF REVENUE | \$340.91 |
| 200 | NEBRASKA PUBLIC POWER DISTRICT | \$94.55 |
| 200 | NEBRASKALAND TIRE | \$991.85 |
| 200 | NMC EXCHANGE LLC/NEBRASKA MACHINERY | \$4,376.67 |
| 200 | NORM'S CARQUEST AUTO PARTS | \$120.91 |
| 200 | PANHANDLE BOLT CO | \$41.12 |
| 200 | PINE RIDGE SERVICE CENTER,INC | \$241.69 |
| 200 | POWERPLAN | \$41.42 |
| 200 | STURDEVANT'S AUTO PARTS | \$344.16 |
| 200 | VERIZON WIRELESS | \$107.32 |
| 200 | WESTCO | \$16,283.22 |
| 200 | WPCI | \$194.00 |
| 1900 | DAWES CO TREASURER/VETERANS AID | \$250.00 |
| 2910 | ACTION COMMUNICATIONS INC | \$22.54 |
| 2910 | CORNHUSKER STATE INDUSTRIES | \$445.00 |
| 2910 | DAKOTA BACKUP,LLC | \$267.24 |
| 2910 | GREAT PLAINS COMMUNICATIONS | \$186.95 |
| 2910 | NEBRASKA TOTAL OFFICE/E911 | \$600.00 |
| 2910 | NEVE'S UNIFORMS INC | \$32.95 |
| 2910 | PSTC-911 CARES | \$75.99 |
| 2910 | WESTERN COMMUNICATIONS, INC | \$1,065.00 |
| 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 NATIONAL BANK, NORTH PLATTE | \$166.77 |
| 5400 | IDEAL LINEN SUPPLY,INC | \$21.72 |
| 5400 | NEBRASKA DEPARTMENT OF REVENUE | \$31.83 |
| 5400 | NEBRASKA LEAFY SPRUGE TASK FORCE | \$6.00 |
| 5400 | NORM'S CARQUEST AUTO PARTS | \$114.74 |
| 5400 | RESPOND FIRST AID SYSTEMS | \$265.53 |
| 5400 | WALMART COMMUNITY | \$78.83 |

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