

**CHADRON, NEBRASKA**

**January 08, 2009**

**DAWES COUNTY BOARD OF EQUALIZATION**

The Public convened meeting of the Dawes County Board of Equalization in regular session was commenced at the hour of 8:03 A.M. on the 8<sup>th</sup> day of January, 2009 in the Dawes County Commissioner's room pursuant to public notice as required by law and or posted. 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 Cheryl Feist, Dawes County Clerk, Lindy Coleman, Assessor, Bill Cebula and Roger Suhr. Per LB 898 the Chairman announced the location of posted information concerning the Open Meetings Act located in the Commissioners room. Copies of the Act are available upon request by anyone attending the meeting. The Pledge of Allegiance was recited by those present. Motion by Johnson, seconded by Wess, approving the Agenda as presented. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Minutes of the December 03, 2008 BOE meeting were reviewed. Motion by Wess, seconded by Johnson, approving the minutes as recorded. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried.

Lindy Coleman, Assessor, presented tax correction # 4359 for the Boards review and approval. Motion by Johnson, seconded by Wess, directing the Chairman of the Board to sign the correction as presented. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried.

There being no further business to be conducted by Dawes County Board of Equalization a motion to adjourn at 8:07 A.M. was made by Commissioner Wess, seconded by Johnson. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. A current Agenda to the Board of Equalization proceedings is kept on file in the County Clerks office during normal business hours for inspection, but the Agenda 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 Board of Equalization are open to the public.

ATTEST: \_\_\_\_\_

**DAWES COUNTY BOARD OF**

Cheryl Feist

**EQUALIZATION**

Dawes County Clerk

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**CHADRON, NEBRASKA**

**January 08, 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 8:19 A.M. on the 8<sup>th</sup> day of January 2009 in the Dawes County Commissioners Room 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 Cheryl Feist, Dawes County Clerk, Bill Cebula and Roger Suhr. Per LB 898 the Chairman announced the location of posted information concerning the Open Meetings Act located in the Commissioner Room. 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 submitted. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Gary Fisher joined the meeting in progress. Minutes of the December 17, 2008 Commissioner Meeting were reviewed by the Board. Motion by Johnson, seconded by Wess approving the minutes as published. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. The Board presented a plaque to out-going Commissioner Gary Fisher for eight (8) years of dedicated service to the Citizens of Dawes County. Mr. Fisher thanked his constituents for all their support while he served as Commissioner in District three (3). Mr. Fisher left the meeting in progress. Claims were reviewed. Motion by Wess, seconded by Johnson, approving all claims as submitted. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. Correspondences received were: SWANN re: Board meeting minutes. There were no County Attorney updates due to the Deputy County Attorney position being vacated.

At 9:00 A.M. The public comment session commenced. Bill Cebula reported he read the County would be receiving approximately \$90,000.00 in PILT (Payment in lieu of taxes), which has been paid to counties since 1908 at twenty-five (25) percent from all Forest Service revenues. In 2008 Congress passed a law titled "The Secure Rural Schools and Community Self-Determination Act of 2008 whereby payment formulas were amended resulting in payment at full entitlement level. Mr. Cebula suggested this would be a great opportunity to cap taxes. Commissioner Blausey indicated these funds are disbursed to wit: 1/5 to the Roads Department and 3/5 to Schools. Mr. Cebula asked what Elected Officials are doing to reduce taxes. Commissioner Blausey indicated Dawes County is a current member with NACO (National Association of County Officials) who represent the county by presenting a legislative agenda based off the needs of the county and its citizens. Testimony is presented by Elected Officials and NACO during Legislation supporting these needs. Kerri Rempp, The Chadron Record, joined the meeting in progress at 9:08 A.M. Mr. Cebula indicated all ninety-three (93) counties need to band together with the public to change tax laws. Commissioner Blausey also explained Eastern Nebraska has more representation than Western Nebraska which sometimes makes it difficult to pass certain measures presented. Mr. Cebula was encouraged to contact Senator LeRoy Loudon with these concerns as well. Harvey Keim joined the meeting in progress at 9:15 A.M. Roger Suhr addressed the Board re: Sheriff/Commissioner salaries. He asked if the Board has recently conducted a wage study. The Board responded no. Mr. Suhr presented research re: twenty-two (22) counties and salaries. Based off his research he feels the Dawes County Sheriff is underpaid and has more responsibilities than other Elected Officials. He also indicated there needs to be four (4) full-time Deputies in the Sheriff's Department due to the workload. He went on to say he feels the Commissioners are paid too much. Commissioner Blausey responded by saying Commissioner salaries were set by resolution in 2006 but will be addressed again in 2010. Commissioner Blausey indicated there may be some Elected Officials that might disagree with Mr. Sir's statement re: responsibilities. Mr. Suhr asked about screened rock sizes and presented an e-mail from the FHWA (Federal Highway Administration). He went on to say there is rocks on the county roads the size of boulders. Harvey Keim indicated rock size is determined by the type of equipment being used to crush rock. In Dawes County the equipment used can crush rock to a minimum of 1.5 inches in diameter but when shoulders are pulled sometimes larger rocks from the ditch surface.

At 9:40 A.M. Harvey Keim, Highway Superintendent, presented roads updates. He informed the Board that Bethel Road Bridge is currently closed to replace stringers and a pipe arch is being considered for this bridge. Estimates on the Squaw Creek Bridge are coming in but Mr. Keim will continue to solicit bids to find the best cost effective approach for repairs. The Tier 2 site investigation in District two (2) has been completed and will cost the county approximately \$10,000.00 which was budgeted for. New signs are still being installed.

At 9:52 A.M. Dennis Lyons approached the Board to discuss tax dollars and use there of. Also present was Lisa Hughes, Dawes County Attorney's Office. He feels the money directed to the County Attorney's Office isn't being spent wisely to benefit citizens. He went on to say he feels when a complaint is submitted to a Public Official action should be taken in the best interest of the citizen requesting such. He informed the Board he doesn't feel the Crawford Police Department has managed its department well since 1994. He also feels the Crawford City Council has violated the Open Meetings Act. Several documents were presented for the Boards review. Commissioner Blausey informed Mr. Lyons the Board has no jurisdiction over other municipalities' actions.

At 10:15 A.M. Lois Chizek, Treasurer, presented a quarterly investment report. This report contains information relevant to pledged securities of Dawes County and collateral thereof. She informed the Board the pledged security housed at the Security First Bank of Crawford has matured and the Board needs to take action. Resolution No. 06-2009 was introduced by Commissioner Johnson, seconded by Wess, directing the Treasurer to leave the mature pledged security at Security First Bank of Crawford. Roll was called, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Ms. Chizek also presented the semi-annual report which contains all fund balances, collections, disbursements and transfer thereof. A copy of this report is available for public inspection during normal business hours at the Clerk's Office.

At 10:30 A.M. Board/ depositories/legal publications & Highway Superintendent appointments for 2009 ensued. Resolution No. 01-2009 introduced by Commissioner Wess, seconded by Johnson, retaining Don Blausey as Board Chairman for 2009 was adopted. Roll was called, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. Resolution No. 02-2009 introduced by Commissioner Johnson, seconded by Wess, retaining Roger Wess as Vice Chairman for 2009 was adopted. Roll was called, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. Resolution No. 03-2009 introduced by Commissioner Johnson, seconded by Wess, designating depositories for 2009 was adopted. Roll was called, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Resolution No. 04-2009 was introduced by Commissioner Wess, seconded by Johnson, designating the official legal publications for 2009 was adopted. Roll was called, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. Resolution No. 05-2009 introduced by Commissioner Johnson, seconded by Wess, appointing Harvey Keim as Highway Superintendent for 2009 was adopted. Roll was called: Blausey, Wess and Johnson. Nays: None. Motion carried. All Board members are required to serve on various boards throughout the region so these appointments were made with the following motion. Commissioner Wess, seconded by Commissioner Johnson, moved that current board appointments remain the same for 2009 with Commissioner Johnson assuming board appointments previously held by out-going Commissioner Gary Fisher and deleting representation on the ADA and Juvenile Hold Over boards. Roll was called, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Gary Fisher will remain on the RC&D Board as a community representative at his request. A copy of board appointments is available upon request from the Dawes County Clerk's Office during normal business hours. Notice will be sent to the various boards informing them of these appointments. In other business a motion was made by Commissioner Johnson, seconded by Wess, adopting meeting/public hearing procedures. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. A copy of the adopted meeting/public hearing protocol is available upon request from the Clerk's Office during normal business hours. Monthly fee reports from the Clerk, Treasurer, Clerk of District Court and Sheriff's Office (Board of Prisoner report) were reviewed and approved. Also reviewed and approved were the Sheriff's 2008 December mileage reports.

At 10:52 A.M. Karl Dailey, Sheriff, met with the Board to discuss pay increases re: 2007/2008. Also present was Bobbi Wellnitz, Administrative Secretary. Mr. Dailey indicated he didn't authorize a change in salary increases for his department employees or a freeze on his salary increase different than from what had been authorized by the Board. The County Clerk reported salary increases were figured at what the Board approved for 2007/2008 which was three (3) percent, however; the Clerk's Office was presented with documentation that was different than what had been figured and was told to use the new information. A motion to enter executive session at 10:58 A.M. re: personnel was made by Commissioner Wess, seconded by Johnson. Roll was called, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. Motion by Commissioner Johnson, seconded by Wess, to reconvene to regular session at 11:50 A.M. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. No action was taken during executive session. Motion by Wess, seconded by Johnson, directing the Clerk to correct the Sheriff's salary per Resolution No. 07-2006 with cost of living increases. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. Motion by Johnson, seconded by Wess, adjusting Sheriff Department employees affected per a wage discrepancy bringing them back in line with other employees with a start date of July 01, 2009. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried. A letter will be drafted and sent to all Sheriff Department employees affected. The County Sheriff advised the Board to consider an intercom/camera for the elevator. This will be addressed once the elevator is in place.

At 12:03 P.M. Dave Coe, Jerry Moss, Eric Fuller and Roland Sayer met with the Board. Updates included sheet rock in basement is ninety (90) percent completed, second floor sheet rock is almost done and the upstairs sheet rock job is still in progress. The face brick work continues and completion is contingent upon weather. Several change order proposals were discussed and acted upon. The Board requested Mr. Coe acquire a proposal to see what the cost would be re: elevator hoist way ventilation without dampers. Mr. Coe presented change order proposal #12 which came in considerably lower than change order proposal #8 which included dampers. Motion by Commissioner Wess, seconded by Johnson, accepting change order #12 at a cost of \$1,671.00 and declining change order proposal #8 at a cost of \$5,701.26. Roll call vote, Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. Change order proposal #13 re: insulating above exposed rock was discussed. Motion by Wess, seconded by Johnson, accepting change order #13 at a cost of \$691.00. Roll call vote, Ayes: Johnson, Blausey and Wess. Nays: None. Motion carried. Change order proposal #14 re: shunt trip circuit monitoring required by the Elevator Inspector was discussed but no action taken at this time. Change order proposal #15 re: replacement of clear glass with tinted glass

for window and door units was discussed. Motion by Wess, seconded by Johnson, accepting change order#15 at a cost of \$469.00 or lower. Roll call vote, Ayes: Blausey, Wess and Johnson. Nays: None. Motion carried

At 1:09 P.M. there being no further business to address Commissioner Wess made a motion to adjourn the meeting, seconded by Commissioner Johnson. Roll call vote: Ayes: Wess, Johnson and Blausey. Nays: None. Motion carried. The next regular meeting of the Board will be January 21, 2009 beginning at 8:00 A.M. A current Agenda to the Commissioners proceedings is kept on file in the County Clerks office during normal business hours for inspection, but the Agenda will close by 4:00 P.M. on the Friday preceding the Board meeting(s) 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: \_\_\_\_\_

**DAWES COUNTY COMMISSIONERS**

**Cheryl Feist**

**Dawes County Clerk**

**January 08, 2009 the following claims were audited, allowed and warrant orders drawn on their respective accounts.**

FUND	NAME	TOTCLAIMS
100	CAROL ABOLD	\$72.00
100	AFLAC	\$389.65
100	ALLTEL	\$150.15
100	ALLTELL	\$61.27
100	AMERITAS LIFE INSURANCE CORP	\$5,246.45
100	AXIS CAPITAL INC	\$459.22
100	BAMFORD,INC	\$150.00
100	BOB BARKER COMPANY INC	\$473.30
100	THE BUSINESS CONNECTION	\$44.44
100	CHADRON COMMUNITY HOSPITAL & HEALTH	\$77.55
100	CHADRON WHOLESALE	\$114.06
100	CITY OF CHADRON	\$359.63
100	VELVET CLARK	\$30.00

100	SCOTT COTTON	\$286.81
100	KARL DAILEY	\$43.71
100	KARL J DAILEY, SHERIFF	\$2,975.00
100	DAS CENTRAL FINANCE	\$42.28
100	DAWES COUNTY INSURANCE ACCOUNT	\$11,114.89
100	DAWES COUNTY SHERIFF	\$10.00
100	DAWES COUNTY TREASURER	\$540.00
100	DAWES COUNTY TREASURER	\$10.00
100	DELL MARKETING L.P.	\$143.98
100	DEPT OF CORRECTIONAL SERVICES	\$1,742.94
100	DIXIE EATON	\$25.00
100	FLEET SERVICES/EXXONMOBIL	\$65.94
100	FIRST NATIONAL BANK, NORTH PLATTE	\$8,565.47
100	KATIE FRAHM	\$20.00
100	FRONTIER MILLS,INC	\$150.48
100	GMC OF CHADRON	\$10,999.00
100	JAMIE GOFFENA	\$241.27
100	GRANT-MILLER COMMUNICATIONS INC.	\$32.50
100	RUSSELL HACK	\$60.00
100	HOLIDAY INN	\$288.00
100	IDEAL LINEN SUPPLY,INC	\$17.14
100	IS COMMUNICATIONS & OPERATIONS	\$12.95
100	JAVORONOK & NEILAN	\$56.50
100	ARNOLD JOHNSON	\$60.00
100	EUNICE MANDELKO	\$60.00
100	GERALD D MCCOY	\$24.00

100	DR. JERRY MCLAIN	\$20.00
100	MIDTOWN HOLIDAY INN	\$70.00
100	MIDWEST TRANSPORTATION SPECIALISTS	\$908.25
100	FLORENCE MIKESELL	\$144.00
100	MELVIN C MILLER	\$48.00
100	MIPS INC	\$256.49
100	NACO	\$86.80
100	NE ASSOC OF COUNTY TREASURERS (NACT	\$75.00
100	NE CHILD SUPPORT PAYMENT CENTER	\$331.00
100	NE DEPT OF HEALTH & HUMAN SERVICES	\$14,532.00
100	NE PUBLIC HEALTH ENVIRONMENTAL LAB	\$78.00
100	NEBRASKA DEPARTMENT OF REVENUE	\$796.61
100	NEBRASKA STATE BAR ASSOCIATION	\$355.00
100	NEBRASKA TOTAL OFFICE	\$243.53
100	XENILE NIXON	\$12.00
100	NORTHWEST RURAL PUBLIC POWER DIST	\$29.74
100	PETERSEN DRUG	\$407.63
100	PETERSON LOCKSMITH	\$81.00
100	QWEST	\$1,228.99
100	QWEST	\$118.30
100	RAPID CITY JOURNAL	\$265.29
100	PAULA RIGGS	\$24.00
100	DANA RUDLOFF	\$20.00
100	SCOTTS BLUFF CO DETENTION CENTER	\$100.00
100	SHELL FLEET PLUS-VETERANS	\$207.86
100	SHELL-EXTENSION OFFICE	\$183.46

100	SKAVDAHL & EDMUND	\$494.38
100	SMITH,KING AND FREUDENBERG,PC	\$672.32
100	SOURCEGAS	\$887.65
100	WALTER SPEIRS	\$84.00
100	STAYBRIDGE SUITES	\$240.00
100	UNL EXTENSION DAWES COUNTY	\$424.00
100	WAHLSTROM FORD INC	\$32.00
100	WALMART COMMUNITY	\$349.00
100	WESTERN COMMUNICATIONS, INC	\$462.50
100	CHARLES YOUNG	\$24.00
100	9-1-1 MAGAZINE	\$31.95
200	ABC ELECTRIC OF CHADRON,INC	\$14.28
200	AFLAC	\$174.20
200	AMERITAS LIFE INSURANCE CORP	\$683.42
200	CALIFORNIA CONTRACTORS SUPPLIES,INC	\$338.40
200	CAT FINANCIAL SERVICES/12H GRADER	\$1,500.00
200	CAT FINANCIAL SERVICES/160H GRADER	\$2,170.18
200	CHADRON GLASS & WINDOWS,INC	\$20.00
200	CITY OF CHADRON	\$197.99
200	DAWES COUNTY INSURANCE ACCOUNT	\$1,090.09
200	DAWES COUNTY TREASURER	\$83.50
200	FARM PLAN	\$98.47
200	FIRST BANKCARD	\$62.26
200	FIRST NATIONAL BANK, NORTH PLATTE	\$2,098.65
200	HARTFORD LIFE INSURANCE COMPANY	\$25.00
200	HENKENS EQUIPMENT INC	\$229.76

200	HOLIDAY INN	\$328.47
200	HOLIDAY INN GRAND ISLAND	\$89.69
200	J & A TRAFFIC PRODUCTS	\$144.00
200	JOHN DEERE CREDIT/770CH MOTORGRADER	\$926.35
200	JOHN DEERE CREDIT/772 MOTOR GRADER	\$2,411.68
200	JOHN DEERE CREDIT/850C CRAWLERDOZER	\$2,683.70
200	KANO LABORATORIES INC	\$288.96
200	LAWSON PRODUCTS INC	\$47.95
200	GERALD LUX	\$4,240.00
200	NE CHILD SUPPORT PAYMENT CENTER	\$283.13
200	NEBRASKA DEPARTMENT OF REVENUE	\$365.04
200	NORTHWEST RURAL PUBLIC POWER DIST	\$77.02
200	PANHANDLE COLLECTIONS,INC	\$140.69
200	QWEST	\$165.46
200	QWEST	\$19.40
200	SOURCEGAS	\$725.15
200	STATE OF NEBRASKA	\$769.00
200	WPCI	\$192.00
1700	LINCOLN REGIONAL CENTER	\$12.00
2525	DAWES COUNTY REGION ECON DEVEL FUND	\$4,792.02
2910	ACTION COMMUNICATIONS INC	\$22.14
2910	GALLS	\$35.66
2910	GENPRO POWER SYSTEMS,INC	\$866.81
2910	HSBC BUSINESS SOLUTIONS	\$252.43
2910	HSBC SOLUTIONS	\$899.99
2910	OFFICE DEPOT CREDIT PLAN	\$210.13



2910	QWEST	\$497.32
2910	TONY SERBOUSEK	\$125.00
2910	WESTERN COMMUNICATIONS, INC	\$890.00
2910	XEROX CORPORATION	\$682.48
5400	AFLAC	\$15.25
5400	AMERITAS LIFE INSURANCE CORP	\$53.63
5400	CHADRON STATE COLLEGE	\$105.00
5400	CITY OF CHADRON	\$56.91
5400	DAWES COUNTY INSURANCE ACCOUNT	\$49.04
5400	FIRST NATIONAL BANK, NORTH PLATTE	\$193.93
5400	IDEAL LINEN SUPPLY, INC	\$19.21
5400	NEBRASKA DEPARTMENT OF REVENUE	\$31.46
5400	PANHANDLE WEED CONTROL ASSOCIATION	\$30.00
5400	BECKY PAULSEN	\$551.17
5400	QWEST	\$16.35
5400	RAPID CITY JOURNAL	\$20.00
5400	SHELL FLEET PLUS/WEED	\$137.07
5400	SOURCEGAS	\$12.21

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