

## CHADRON, NEBRASKA

March 22, 2022

### DAWES COUNTY BOARD OF COMMISSIONERS

The Public convened meeting of the Dawes County Commissioners in regular session, was commenced at the hour of 8:59 A.M. on the 22<sup>nd</sup> day of March, 2022 pursuant to public notice as required by law. The meeting was called to order by Chairman, Vic Rivera. Board Members present were Jake Stewart and Levi Grant. Also present were Cheryl Feist, Dawes County Clerk; Wade Yada, Highway Superintendent; Deputy County Attorney, Adam Edmund; Stacy Swinney; Terry Curtiss, Atty; Jamian Simmons, Atty; Clifford and Carmen Stehle. The Pledge of Allegiance was recited by those present. Per LB 898, Commissioner Rivera announced posted information concerning the Open Meetings Act is located on the Janitor's Door next to the American Flag. Copies of the Act are available upon request by anyone attending the meeting. Motion by Commissioner Stewart, seconded by Grant, amending the agenda to include a gravel contract renewal with Pine Springs Ranch. Roll call vote, Ayes: Stewart, Grant and Rivera. Nays: None. Motion carried. Commissioner Grant, seconded by Stewart, moved to approve the March 08, 2022 minutes as published. Roll call vote, Ayes: Grant, Rivera, and Stewart. Nays: None. Motion carried. Claims were reviewed. Commissioner Stewart, seconded by Grant, moved to approve all claims with the exception of claim #'s 22030164 in the amount of \$16.85; #22030207 in the amount of \$15,562.59 both payable to River A Holdings. Roll call vote, Ayes: Rivera, Stewart and Grant. Nays: None. Motion carried. Motion by Commissioner Stewart, seconded by Grant, to pay claim #'s 22030164 in the amount of \$16.85; #22030207 in the amount of \$15,562.59 both payable to River A Holdings. Roll call vote, Ayes: Stewart and Grant with Rivera abstaining from the vote. Nays: None. Motion carried. Resolution No. 2022-08 re: claim #22010151 in the amount of \$3,643.00 per NE. State Statute 23-138 was brought before the Board. Terry Curtiss, Attorney, indicated an appeal has been filed by Jamian Simmons regarding this claim. He doesn't feel the Board has jurisdiction when an appeal has been filed. He went on to say the Mai claim was not a contractual claim and Mr. Curd made the decision not to locate the corner in question. Discussion ensued re: interpretation of NE. State Statute 23-138. Jamian Simmons indicated for the record that only a county surveyor, not a private surveyor, can establish a county corner. The purpose of the resolution being to rescind that payment made to John Mai for privately contracted survey work and giving the Board the authority to go back and collect what was paid to John Mai. The Chairman asked for a motion for Resolution No. 2022-08. There being no motion from the floor, Commissioner Rivera made that motion for Resolution No. 2022-08. The motion died due to lack of a second. The resolution wasn't adopted by the Board. Monthly fee/mileage reports were approved by general consent of the Board. Correspondences acknowledged by the Board included the NCAP letter and an invitation from the Tourism Board for the 2<sup>nd</sup> annual Treasure Chest meeting. There being no Public Comment Board reports ensued to wit: **Stewart:** NCAP/RSVP received the City of Chadron Betterment Grant. NCAP will be selling surplus equipment, the paving project has been postponed until a later date. An ADA access entrance and learning equipment will be acquired through CDBG funding for both Early Head Start and Head Start. Region 23 held their annual LEPC meeting and budget preparation will begin in May. SWANN will hold their budget meeting in May and a new truck is currently being built for SWANN. **Grant:** Area Aging met and they are having issues getting cooks in Scottsbluff and Gering. PADD was general business; OHD is experiencing hiring problems, need more help. Mr. Grant reported Webb Johnson has agreed to sit on the Zoning Board for his district. **Rivera:** Region 1 met and it was business as usual.

At 9:31 A.M. Wade Yada, Highway Superintendent, reported all districts are grading and pulling shoulders. Pete is preparing for the crusher rental to come. March 29 & 30, 2022 crew members will be attending MSHA training. Purple Wave is coming out in a couple of weeks to get equipment listed to sell. The Board also extended their condolences to Mike Reynoldson on the loss of his wife. He also reported the new pit setup will possibly go into overtime for crews. Mr. Yada then presented the Pine Springs Ranch gravel contract renewal at \$1.50 per cubic yard. The contract was previously reviewed by the Deputy County Attorney. Commissioner Stewart, seconded by Grant, moved to approve the contract as to form and directed the Chairman to sign such. Roll call vote, Ayes: Grant, Rivera and Stewart. Nays: None. Motion carried. The guard rail project on Mill Road was discussed. Stacy Swinney presented plans to attach guard rails at a cost of \$8200.00. He indicated it would take approximately one (1) week to

complete the project if the Board plans to move forward. Discussion ensued. The Board directed the Highway Superintendent to proceed with the project.

At 10:00 A.M. Sam Wellnitz, Treasurer, met with the Board. He asked how he should proceed with a tax deed. Discussion ensued. Deputy County Attorney, Adam Edmund, will get with the Treasurer. In other business an SDL application received from the Tailgate Bar was reviewed by the Board. The SDL is for a fundraiser to be held on April 09, 2022 at the Post Playhouse. Commissioner Grant, seconded by Stewart, moved to approve the SDL application and directed the Board Chairman to sign such. Roll call vote, Ayes: Rivera, Stewart and Grant. Nays: None. Motion carried. The Doves Program sent in a certification regarding approval for non-profits to receive ESG (Emergency Shelter Grant) funding for hotel vouchers to house victims of domestic violence. Commissioner Stewart, seconded by Grant, moved to approve the certification as to form and directed the Chairman to sign such. Roll call vote, Ayes: Stewart, Grant and Rivera. Nays: None. Motion carried. The Area Aging Board is in need of a board representative. Commissioner Grant reported Mimi Wheeler Groves has expressed an interest in serving on the Board. Discussion ensued. Commissioner Rivera, seconded by Stewart, appointing Mimi Wheeler- Groves as board representative on the Area Aging Board. Roll call vote, Ayes: Grant and Rivera. Nays: Stewart. Motion carried.

At 10:26 A.M. Tim Buskirk, Forest Service, met with the Board and presented a cooperative agreement between the Forest Service and Dawes County to address roads. Ten Roads are listed in the cooperative agreement and the Forest Service wants to install culverts on West Ash Creek Road. Discussion ensued. Commissioner Stewart, seconded by Rivera, moved to approve the cooperative agreement between the Forest Service and Dawes County and directed the Chairman to sign such. Roll call vote, Ayes: Rivera and Stewart with Grant abstaining from the vote. Nays: None. Motion carried. Grant opportunities are available and Mr. Yada is looking into those opportunities. The Federal Lands Access Program is sponsoring the grant opportunities. Mr. Buskirk reported a prescribed burn will be done south of Chadron next week weather permitting.

At 10:50 A.M. Karl Dailey, Sheriff, met with the Board. He presented an Interlocal Agreement between Lincoln and Dawes County to house Dawes County inmates at a cost of \$75.00 per day at the Lincoln facilities. Discussion ensued. Commissioner Stewart, seconded by Grant, moved to approve the Interlocal Agreement as to form and directed the Chairman to sign such. Roll call vote, Ayes: Stewart, Grant and Rivera. Nays: None. Motion carried.

At 11:00 A.M. Rob Elrich, Extension Management Zone Coordinator and Justin Tollman met with the Board. Mr. Elrich reported Erin Kampbell, Early Childhood Development, has taken another position so UNL Extension is looking to fill her position. He reported educators have an accountability area and are paid by UNL. Dawes County pays for an Extension Assistant and office help as both positions are housed in Dawes County. He reported the Extension Assistant base salary will increase to \$38,000.00 with benefits being paid starting July of 2022. All Extension Assistants must have a Bachelors degree. He reported the school enrichment programs are seeing a huge increase in participation. Justin Tollman reported services aren't being duplicated in the 4-H program. Traditional 4-H sees more parent involvement where the school enrichment programs offer additional education relevant to robotics, day camps, Connecting the Dots, etc. Mr. Elrich offered UNL's assistance in off-setting the base salary increase. No action will be taken by the Board until budget time. The Board thanked Mr. Elrich and Mr. Tollman for sharing these updates with them.

There being no further business before the Board the Chairman adjourned the meeting. The next meeting of the Dawes County Commissioners will be held on April 12, 2022 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 Commissioner room. The agenda will close at noon on April 07, 2022. **All Resolutions adopted by the Dawes County Board of Commissioners are available for public inspection during normal business hours of the County Clerk's Office.**

**ATTEST:** \_\_\_\_\_  
**Cheryl Feist**  
**Dawes County Clerk**

**DAWES COUNTY COMMISSIONERS**  
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**March 22, 2022 the following claims were audited, allowed and warrant orders drawn on the respective accounts: Key for claims: 100=General Fund; 200=Roads Fund; 650=HwyBridgeBuyback Program Fund; 990=Visitor's Fund; 1100=Reappraisal Fund; 1150=Preservation&Modernization Fund; 1900=Veterans Aid Fund; 2360=Drug Fund; 2500=Grants Fund; 2501=CDGB Fund 2700=Inheritance; 2910-911=Emergency Communications; 2913=Wireless Communications; 4600= Bond Payment Fund**

<b>FUND</b>	<b>NAME</b>	<b>TOTCLAIMS</b>
100	AFLAC	\$1,527.06
100	AMERITAS LIFE INSURANCE CORP	\$10,720.72
100	JACK ARTERBURN	\$61.74
100	BIG BAT'S LLC-SHERIFF	\$727.61
100	BIG BAT'S LLC-TREASURER	\$26.03
100	BIG BAT'S SHELL-VETERANS	\$197.68
100	BLUE CROSS & BLUE SHIELD OF NE	\$37,094.16
100	BRANDT COURT REPORTING	\$514.54
100	CASH-WA DISTRIBUTING CO	\$2,154.10
100	CENTURY BUSINESS PRODUCTS INC	\$100.27
100	CHADRON ACE HARDWARE	\$168.65
100	CHADRON MOTOR COMPANY	\$49.37
100	ARON CHRISMAN	\$11.75
100	ROBERTA COLEMAN	\$33.24
100	CONNECTING POINT	\$167.64
100	CRAWFORD CLIPPER/HARRISON SUN	\$1,177.30
100	CRITES,SHAFFER,CONNELLY,WATSON,HARF	\$5,728.84
100	CULLERS LAW OFFICE	\$330.00
100	CULLIGAN-CO ATTORNEY	\$16.00
100	CULLIGAN-DIST COURT	\$12.00
100	CULLIGAN-HR	\$39.00
100	CULLIGAN-PUBLIC DEFENDER	\$16.00
100	CULLIGAN-WEED	\$8.00
100	DAS STATE ACCOUNTING	\$296.04
100	DAWES COUNTY EXTENSION	\$15.06
100	DAWES COUNTY SHERIFF'S OFFICE	\$162.00
100	DAWES COUNTY TREASURER	\$628.00
100	DOUGLAS,KELLY,OSTDIEK,OSSIAN,BRODER	\$4,654.50
100	ELECTION SYSTEMS & SOFTWARE INC	\$525.00
100	A ELLIOTT LAW	\$600.00
100	FIRST BANKCARD/HR DEPT	\$75.24
100	FIRST BANKCARD/PUBLIC DEFENDER	\$250.91
100	FIRST BANKCARD/ROBERTA COLEMAN	\$234.06
100	FIRST BANKCARD/VETERANS	\$107.49
100	FIRST NATIONAL BANK, NORTH PLATTE	\$18,017.30
100	GREAT PLAINS COMMUNICATIONS	\$2,352.84
100	HARRIS SALES COMPANY INC	\$120.44

100	INTRALINKS,INC	\$225.00
100	LAWRENCE JACOBS	\$134.50
100	KCSR-AM	\$55.00
100	LUMEN TECHNOLOGIES,LLC	\$18.12
100	LUMEN TECHNOLOGIES GROUP	\$22.26
100	LUMEN TECHNOLOGIES,LLC	\$5.63
100	MIDWEST SPECIAL SERVICES	\$129.00
100	MINNEHAHA COUNTY SHERIFF	\$1.50
100	MIPS INC	\$1,001.03
100	MOBIUS COMMUNICATIONS	\$212.59
100	NE HEALTH AND HUMAN SERVICES SYSTEM	\$84.00
100	NEBRASKA DEPARTMENT OF REVENUE	\$2,357.58
100	NEBRASKA PUBLIC POWER DIST-E911	\$30.00
100	NEBRASKA PUBLIC POWER DISTRICT	\$1,896.64
100	NEBRASKA SAFETY & FIRE EQUIP INC	\$692.07
100	NEBRASKA TOTAL OFFICE/CLERK	\$44.77
100	NEBRASKA TOTAL OFFICE/CO ATTORNEY	\$59.76
100	NEBRASKA TOTAL OFFICE/SHERIFF	\$163.60
100	NEBRASKA TOTAL OFFICE/TREASURER	\$82.63
100	NORTHWEST RURAL PUBLIC POWER DIST	\$188.90
100	NOSSAMAN PETIT LAW FIRM,PC	\$311.78
100	OUTLAW PRINTERS,INC	\$197.45
100	PETERSEN DRUG	\$534.09
100	RAPID CITY JOURNAL/DIST COURT	\$18.16
100	RAPID CITY JOURNAL/TREASURER	\$1,966.20
100	REGIONAL WEST MEDICAL CENTER	\$538.30
100	RIVER A HOLDING LLC	\$16.85
100	SADDLE ROCK ONE STOP	\$1,448.81
100	SCOTTS BLUFF CO DETENTION CENTER	\$6,140.00
100	SECRETARY OF STATE/NOTARY DIVISION	\$30.00
100	SKAVDAHL & EDMUND	\$5,521.68
100	SMITH,KING AND SIMMONS,PC	\$487.69
100	TRANSUNION RISK AND ALTERNATIVE	\$75.00
100	UNIVERSITY OF NE-LINCOLN INTERNET	\$1,200.00
100	US POSTAL SERVICE	\$15,000.00
100	VIAERO WIRELESS-WEED	\$81.31
100	VSP VISION PLAN	\$233.96
100	WESTERN COMMUNICATIONS, INC	\$462.50
100	DAN WORDEKEMPER	\$374.40
100	XEROX CORPORATION/E911	\$482.61
100	XEROX CORPORATION/VETERANS OFFICE	\$114.41
200	AFLAC	\$444.40

200	AMERITAS LIFE INSURANCE CORP	\$1,256.40
200	BAUERKEMPER'S INC	\$116.66
200	BLUE CROSS & BLUE SHIELD OF NE	\$1,387.79
200	BRAD'S TRUCK SERVICE	\$1,164.50
200	BUTLER MACHINERY COMPANY	\$228.61
200	CENTURLINK-CABLE CUT	\$2,305.59
200	CHADRON ACE HARDWARE	\$312.67
200	DAWES COUNTY TREASURER	\$75.00
200	FIRST NATIONAL BANK, NORTH PLATTE	\$3,498.49
200	FLOYD'S TRUCK CENTER,INC	\$2,690.14
200	GRIMM'S PUMP AND INDUSTRIAL SUPPLY	\$596.23
200	HERREN BROTHERS TRUE VALUE	\$337.57
200	HILLS TIRE & SUPPLY	\$804.00
200	HOTSY EQUIPMENT CO	\$438.29
200	INLAND TRUCK PARTS & SERVICE	\$147.20
200	JUSTICE FIRE & SAFETY,INC	\$323.00
200	LUMEN TECHNOLOGIES GROUP	\$5.63
200	MEDICAL ENTERPRISES,INC	\$35.00
200	MOBIUS COMMUNICATIONS	\$76.02
200	MONTANA CSED SDU-WAGE WITHOLDING	\$165.00
200	NEBRASKA DEPARTMENT OF REVENUE	\$779.89
200	NEBRASKA PUBLIC POWER DISTRICT	\$115.53
200	NKC TIRE	\$25.00
200	NMC EXCHANGE LLC/NEBRASKA MACHINERY	\$16,802.49
200	NORTHWEST RURAL PUBLIC POWER DIST	\$333.03
200	PINE SPRINGS RANCH,INC	\$3,780.00
200	POWERPLAN	\$6,707.45
200	RIVER A HOLDING LLC	\$15,562.59
200	STATE OF NE DEPT OF NATRL RESOURCES	\$60.00
200	STURDEVANT'S AUTO PARTS	\$345.08
200	TREE DOC	\$8,500.00
200	VERIZON CONNECT NWF,INC-ROADS	\$194.28
200	VSP VISION PLAN	\$116.77
200	XEROX CORPORATION/ROADS	\$95.29
990	AMERITAS LIFE INSURANCE CORP	\$68.78
990	BLUE CROSS & BLUE SHIELD OF NE	\$97.89
990	FIRST NATIONAL BANK, NORTH PLATTE	\$118.27
990	NEBRASKA DEPARTMENT OF REVENUE	\$22.41
990	VSP VISION PLAN	\$9.78
2580	AMERITAS LIFE INSURANCE CORP	\$6.30
2580	FIRST NATIONAL BANK, NORTH PLATTE	\$20.54
2580	NEBRASKA DEPARTMENT OF REVENUE	\$4.01

2910	AMERITAS LIFE INSURANCE CORP	\$3.38
2910	CENTURYLINK	\$32.68
2910	FIRST NATIONAL BANK, NORTH PLATTE	\$13.86
2910	GREAT PLAINS COMMUNICATIONS	\$157.50
2910	INTRALINKS,INC	\$188.33
2910	NEBRASKA DEPARTMENT OF REVENUE	\$3.26
2910	WESTERN COMMUNICATIONS, INC	\$890.00
2913	CENTURYLINK	\$294.11