

Bridgeport, Nebraska  
Tuesday, September 13, 2022

The Morrill County Board of Commissioners met in an open and public regular meeting at 7:30 A.M., Tuesday, September 13, 2022 in the Commissioners' room at the Courthouse. Chairperson Metz announced that the new Open Meetings Law was posted on the wall of the Commissioners' room. The meeting opened with the Pledge of Allegiance. Notice of such meeting have been published in the Transcript Gate LLC and the Bridgeport News-Blade on September 7, 2022. Copies of the Agenda, kept continuously current were available from the County Clerk's office and were e-mailed to each of the Commissioners on September 8, 2022. On roll call Commissioners Jeff Metz, Chairperson, Susanna Batterman and Josh Schmidt were present. Absent: None. Some of the elected and appointed officials were present. Kathleen L. Brandt, County Clerk, recorded the proceedings of the meeting.

Motion was made by Batterman, seconded by Schmidt, to approve the Agenda and the minutes of the August 23, 2022 meeting. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Correspondence was received and read.

The Commissioners reviewed the following claims:

#### GENERAL FUND

Allo Communication, Service, \$1,121.96; American Family Life Insurance, Insurance, \$1,479.38; \$1,474.88; \$ Ameritas Life Insurance Corp, Retirement, \$6,984.71; \$6,768.45; Brennan Andrew, Phone, \$40.00; B & S Body Shop, Repairs, \$301.25; Clint Bates, Phone, \$40.00; Bayard Automotive LLC, Repairs, \$79.98; Black Hills Chemical & Janitorial, Supplies, \$48.91; Kathy Brandt, Phone & Mileage, \$97.50; Bridgeport New-Blade, Publishing & Subscription, \$228.00; Capital Business Systems Inc, Data Processing Costs & Lease, \$146.97; Ismael Cardenas, Phone, \$40.00; Cenex Fleetcard, Fuel, \$876.50; Mike Cerny, Phone, \$40.00; Charter Communications, Service, \$149.20; City of Bridgeport, Service, \$1,039.99; Colonial Life Insurance, Insurance, \$250.96; \$250.96; Consolidated Management Co, Board of Prisoners, \$101.30; Crites, Shaffer, Connealy, Etc, Court Appointed Counsel, \$162.50; Culligan of Scottsbluff, Service, \$162.50; CVSOAN, Registration, \$60.00; Dept of Revenue, State Tax, \$4,351.30; Dollar General, Supplies, \$37.35; Eakes Office Solutions, Supplies, \$9.69; Cheree Fisher, Phone, \$40.00; Daniel Flores, Phone, \$40.00; Galls LLC, Uniforms, \$263.92; Hamilton County Sheriff's Dept, Law Enforcement Costs, \$36.45; Steve Hutchinson, Contract Labor, \$720.00; Ideal/Bluffs Facility Solutions, Laundry & Supplies, \$203.52; Indoff Inc, Supplies, \$273.98; John Deere Financial, Supplies, \$86.45; Audrey M. Long, Public Defender, \$4,166.66; LPI, Publishing, \$125.00; Tim Marquez, Phone, \$40.00; Loretta McCoy, Phone, \$40.00; Mediation West, Misc, \$50.00; Jeff Metz, Phone, \$40.00; Microfilm Imaging Systems, Equip Lease, \$247.00; MIPS Inc, Data Processing Costs & Supplies, \$3,021.22; Morrill County Community Hospital, Board of Prisoners & Contract, \$1,990.00; Morrill County Court, Court Costs, \$169.00; Morrill County Health Plan, Emp Share, \$2,436.07; \$2,536.07; Morrill County Highway Dept, Fuel, \$230.51; Brian Moss, Data Processing Costs, \$1,500.00; NACO, Registrations, \$500.00; Rose Nelson, Phone & Mileage, \$577.50; Nossman, Pettit Law Firm PC, Court Appointed Counsel, \$1,339.53; Options in Psychology LLC, Law Enforcement Costs, \$400.00; Panhandle Coop, Repairs, \$204.25; Platte Valley Bank, HSA Accts, \$1,495.66; \$1,495.66; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$13,950.51; \$13,297.62; Property Assessment Div-Education, Registration, \$3,600.00; Regional Care Inc, Health Insurance, \$1,608.78; Jared Reynolds, Contract Labor, \$500.00; Jean Rhodes, Public Defender, \$2,064.40; Caroline Sanchez, Contract Labor, \$2,100.00; Sandhills Repair, Repairs, \$1,034.18; Nicole Shores, Law Enforcement Supplies, \$204.08; Sonny's Super Foods, Supplies, \$22.39; Staples Credit Plan, Supplies, \$683.55; State of NE-Dept of Admin Services, Teletype, \$448.00; Tracy Terrell, Supplies, \$80.25; Transcript Gate LLC, Publishing, \$212.56; Ricky Trevino, Phone, \$40.00; Wex Bank, Fuel, \$2,191.96; Xerox Financial Services, Equip Lease, \$377.06; XESI Document Solutions, Equip Lease, \$87.75; General Employees, Salaries, \$60,403.87; \$57,657.90.

#### ROAD/BRIDGE FUND

Allo Communications, Service, \$109.44; American Family Life Insurance, Insurance, \$354.59; \$354.52; Ameritas Life Insurance Corp, Retirement, \$3,028.46; \$2,854.08; Arvest Bank, Equip Lease, \$5,400.00; Bayard Automotive LLC, Repairs & Supplies, \$305.51; Black Hills Energy, Service, \$165.11; Bomgaars Supply Inc, Supplies, Tools & Repairs, \$1,328.96; Capital Business Systems Inc, Equip, \$183.43; Dan Carnine, Gravel, \$53,125.00; Century Link, Service, \$105.75; City of Bayard, Service, \$182.83; City of Bridgeport, Service, \$709.45; Colonial Life Insurance, Insurance, \$24.75; \$24.75; Croell Redi Mix Inc, Concrete, \$2,718.00; Dept of Revenue, State Tax, \$1,488.63; Farmers Irrigation Dist, Culvert, \$1,249.94; Filter Care of NE LLC, Repairs, \$52.60; Floyd's Truck Center Inc, Repairs, \$146.09;

Heigel's Field Service, Repairs, \$23,660.00; Ideal/Bluffs Facility Solutions, Supplies, \$221.32; Inland Truck Parts & Service, Repairs, \$720.82; Koke's Auto Farm Truck, Tools, Supplies & Repairs, \$1,267.60; Lee's Service, Inc., Tires, \$1,498.95; Mid-American Research Chemical, Supplies, \$345.79; NE Child Support, Child Support, \$156.00; \$156.00; Panhandle Coop, Fuel & Tires, \$20,999.38; Platte Valley Bank, HSA Accts, \$425.00; \$425.00; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$5,424.35; \$5,040.13; Rocky Mountain Air Solutions, Supplies, \$342.99; Staples Credit Plan, Supplies & Furniture, \$399.70; Village of Broadwater, Service, \$127.80; 21<sup>st</sup> Century Equip LLC, Repairs, \$58.28; Road Employees, Salaries, \$26,919.70; \$25,369.60.

E911 FUND

Century Link, Service, \$81.80.

W911 FUND

Century Link, Service, \$9,375.85; Frontier, Misc, \$34.19.

Motion was made by Schmidt, seconded by Batterman, that the above claims, be approved and checks drawn on the various funds, delinquent personal property taxes deducted where owing. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Board of Equalization

See separate minutes for Board of Equalization.

Susan Kelly, Clerk of District Court, asked the Board if Jared had talked to them about the air conditioning in the Court, Jury and Counselor room being out. Travis Rodak, County Attorney, said that the condenser is out and Snell will order a new one, but it will take 20 weeks to get it.

Loretta McCoy, County Treasurer, presented a Transfer of Funds for the Road Department in the amount of \$50,000. Motion was made by Schmidt, seconded by Batterman, to approve the transfer and to adopt the following resolution:

RESOLUTION #2022-29  
TRANSFER OF FUNDS

WHEREAS, the Road Fund monies were put into the General Fund budget at levy time, it is necessary to transfer those monies into the proper fund. The Morrill County Board of Commissioners orders the County Treasurer to transfer the funds in the amount of \$50,000.00 into the Road Fund.

PASSED AND APPROVED this 13<sup>th</sup> day of September, 2022.

BOARD OF COMMISSIONERS

/s/Jeff Metz

Chairperson

/s/Susanna Batterman

Board Member

(S E A L)

/s/Josh Schmidt

Board Member

ATTEST:

/s/Kathleen L. Brandt

County Clerk

Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Travis Rodak, County Attorney, presented a subdivision of property for Mary Pohl. Motion was made by Schmidt, seconded by Batterman, to approve the subdivision and to adopt the following resolution:

RESOLUTION #2022-30  
RESOLUTION APPROVING INSTRUMENT EFFECTING SUBDIVISION TO REAL ESTATE

BE IT RESOLVED that the present record owner Mary A. Pohl has applied for approval of an instrument effecting the subdivision of the below-described premises located in Morrill County, Nebraska.

NOW, THEREFORE, PURSUANT TO Sec. 23-372 R.R.S., et seq., the Board of County Commissioners of Morrill County, Nebraska, does hereby authorize and permit subdivision of the following described real estate in Morrill County, Nebraska:

LEGAL DESCRIPTION

A Tract of land situated in the Northwest Quarter Section 10, Township 20 North, Range 50 West of the 6<sup>th</sup> P.M., Morrill County, Nebraska, more particularly described as follows:

Beginning at the Northwest Corner of Section 10, thence easterly on the north line of Section 10, on an assumed bearing of S 87° 34' 57" E, a distance of 286.33 feet, thence bearing S 06° 10' 40" W, a distance of 140.05 feet, thence bearing S 66° 29' 59" W, a distance of 305.91 feet, to the point of intersection with the west line of the Northwest Quarter of Section 10, thence northerly bearing N 01° 59' 50" E, on said line, a distance of 273.46 feet, to the Point of Beginning, said tract of land containing an area of 1.32 acres, more or less.

NOTE: Any driveway, grading or culvert to be at owner expense.

NOTE: The Morrill County Zoning Administrator has reviewed the zoning and land use and has determined its compliance with Morrill County Zoning Regulations.

NOTE: Publication of this document for the newspapers and filing fees at owner expense.

Passed and approved this 13<sup>th</sup> day of September, 2022.

/s/Jeff Metz

Chairman, County Board

/s/Susanna Batterman

Member, County Board

(S E A L)

/s/Josh Schmidt

Member, County Board

ATTEST:

/s/Kathleen L. Brandt

County Clerk

Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Bryan Hoerler, County Highway Superintendent, presented his findings on the Road Study that the Commissioners requested on roads in Angora that are undeveloped or abandoned streets named Rivett Avenue, Chase Street, Scanlon Avenue and Wodehouse Street. Hoerler said the streets are showing no public vehicular use and are being used as farmland, so he recommends that the county start the process to vacate these streets. He presented a resolution for setting the public hearing to start the abandonment process. Motion was made by Batterman, seconded by Schmidt to approve the procedure for abandoning the above-mentioned streets in Angora and to set the Public Hearing Date for October 11, 2022 at 8:00 A.M. and to adopt the following resolution:

RESOLUTION ESTABLISHING PUBLIC HEARING DATE  
RESOLUTION #2022-31

BE IT RESOLVED, by the Board of Commissioners of Morrill County, Nebraska that whereas a request was made by Jeff Metz to vacate the hereinafter described as Angora City Streets east of Highway 385 due to lack of use, the streets undeveloped or abandoned, and to reduce liability; and,

WHEREAS by action of said board on August 23, 2022, Morrill County Highway Superintendent Bryan Hoerler was directed to perform a study thereof and report to the Board as provided by the laws of the State of Nebraska: and,

WHEREAS, on September 13, 2022, Bryan Hoerler reported that the said streets are undeveloped or abandoned, have no use by the general public and are a liability to the county, it was recommended that the streets be vacated and the public right-of-way be returned to the adjacent landowner.

NOW, THEREFORE IT IS HEREBY FOUND, DETERMINED AND ORDERED on the 13<sup>th</sup> day of September, 2022, by the Board of Commissioners of Morrill County, Nebraska that a public hearing be held at 8:00 A.M. on October 11, 2022 at the County Commissioners' Room in the Morrill County

Courthouse in Bridgeport, Nebraska at which time all persons interested in said streets to be vacated and abandoned may appear and be heard; that said streets are described and located as a 49 foot wide by 1068 foot long street known as Rivett Avenue, a 65 foot wide by 624 foot long street known as Chase Street, a 60 foot wide by 809 foot long street known as Scanlon Avenue, and a 50 foot wide by 560 foot long street known as Wodehouse Street and right-of-ways located in Section 28, T 22N, R50W, in Morrill County, Nebraska.

Dated at Bridgeport, Nebraska this 13<sup>th</sup> day of September, 2022.

/s/Jeff Metz  
Chairman, Morrill County Board of Commissioners

(S E A L)

ATTEST:

/s/Kathleen L. Brandt  
Morrill County Clerk

Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried. Hoerler also asked about setting a hearing date for the One-and Six Year Road Plan and to certify the Highway Superintendent to the State at this same time. The Board agreed to set the Public Hearing for the One-and Six Year Road Plan date on October 11, 2022 at 8:15 A.M. Hoerler said he had been asked to put his name in for the Board of Examiners and he thinks he will do so. The Board encouraged Hoerler to put his name in.

Travis Rodak, County Attorney, and Kathy Brandt, County Clerk, asked the Board about setting the Public Hearing date for the 2022-2023 County Budget. The Board agreed to set the Public Hearing for the County Budget on September 27, 2022 at 8:00 A.M. and the adoption of the budget to be set for September 27, 2022 at 9:00 A.M.

The Board reported on meetings they had attended. Schmidt reported on the Aging Office meeting. Batterman reported that she had missed the Region I Behavioral Health meeting because of illness and she reported on the Opioid Zoom meeting. She said that she organized a steering committee for the Panhandle for the services to help family in crisis because of Opioid use. She had also attended the public hearing for Highway L62A. Metz had not attended the hearing for L62A, but gave figures of how landowners and the county valuation will be impacted if this road project goes through. He also reported on the CAPWN meeting.

Tammie Ostdiek, Extension Coordinator, told the Board that she will be retiring as of December 2<sup>nd</sup> and moving to Longmont, CO. She said she has talked to Rob about finding a replacement. She said they have to hold a Masters Degree.

There being no further discussion, Chairperson Metz adjourned the meeting at 8:52 A.M. Next meeting will be Tuesday, September 27, 2022.

/s/Jeff Metz, Chairperson

ATTEST:

/s/Kathleen L. Brandt, County Clerk

**Board of Equalization**  
Tuesday, September 13, 2022

The Morrill County Board of Equalization met in an open and public meeting at 7:41 A.M., Tuesday, September 13, 2022 in the Commissioners' room at the Courthouse. Chairperson Metz announced that the Open Meetings Law was posted on the wall of the Commissioners' room. Notice of such meeting be published in the Bridgeport News-Blade and the Transcript Gate LLC on September 8, 2022. Copies of the Agenda, kept continuously current were available at the Morrill County Clerk's office and were e-mailed to each of the Commissioners on September 8, 2022. On roll call, Commissioners Jeff Metz, Chairperson, Susanna Batterman and Josh Schmidt were present. Absent: None. Rose Nelson, County Assessor, and Loretta McCoy, County Treasurer were present. Kathleen L. Brandt, County Clerk, recorded the proceedings of the meeting.

Motion was made by Batterman, seconded by Schmidt to enter into Board of Equalization, according to NE Statute §77-1233.04(6) at 7:41 A.M. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Loretta McCoy, County Treasurer, presented a Motor Vehicle Exemption application from Samuel F. Garcia, Jr. for an Honorably Discharged Disabled Veteran. She explained the criteria that a Veteran could use to become exempt. The Board reviewed his application. Motion was made by Schmidt, seconded by Batterman, to grant the Exemption. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Rose Nelson, County Assessor, talked to the Board about the postcards that went out for landowners. She said the county had 7116 postcards mailed. She said she would like to have Ben Hansen, State Senator, come to our meetings to justify the cost of this and the work that it created for the Assessor and Clerk. The Joint Public Hearing for the County and Bayard School District will be Tuesday, September 27, 2022 at 6:00 P.M. here at the Courthouse.

Motion was made by Batterman, seconded by Schmidt, to return to regular session at 7:55 A.M. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

/s/Jeff Metz, Chairperson

ATTEST:

/s/Kathleen L. Brandt, County Clerk