

Bridgeport, Nebraska  
Tuesday, May 9, 2023

The Morrill County Board of Commissioners met in an open and public regular meeting at 7:30 A.M., Tuesday, May 9, 2023 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 May 3, 2023. 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 May 4, 2023. 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, with the addition of a proposal from Settje Agri-Services & Engineering, Inc, and the minutes of the April 25, 2023 meeting. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Correspondence was received and read.

The Commissioners reviewed the following claims:

#### GENERAL FUND

Adams County Sheriff's Dept, Court Costs, \$18.50; Alarm Security Technicians, Repairs, \$128.38; Allo Communication, Service, \$1,268.40; American Family Life Ins Corp, Insurance, \$1,469.35; Ameritas Life Insurance Corp, Retirement, \$6,924.62; Brennan Andrew, Phone, \$40.00; Clint Bates, Phone, \$40.00; Bomgaars Supply Inc, Repairs, \$7.99; Box Butte Co Treas, Contractual-Child Support, \$4,035.00; Kathy Brandt, Phone, \$40.00; Bridgeport New-Blade, Publishing, Law Enforcement Costs & Supplies, \$345.27; Charles Browne, Bailiff, \$204.00; Ismael Cardenas, Phone, \$40.00; Mike Cerny, Phone, \$40.00; Cheyenne County Sheriff, Law Court Costs, \$18.50; City of Bridgeport, Service, \$694.40; Clerk of Dist Court, Court & Jury Costs, \$2,518.60; Brandon Collins-Flamig, Phone, \$40.00; Colonial Life Insurance, Insurance, \$206.88; Consolidated Management Co, Meals, \$10.75; Culligan of Scottsbluff, Service, \$53.50; Dept of Rev-Property Assmt Registration, \$290.00; Dollar General, Supplies, Board of Prisoners, Laundry & Medical-Prisoners, \$183.44; Rhett Dye, Phone, \$40.00; Eakes Offices Solutions, Supplies, \$129.99; Cheree Fisher, Phone, \$40.00; Daniel Flores, Phone, \$40.00; Grand Slam Solutions LLC, Director Fees, \$1,500.00; Steve Hutchinson, Lawn Contract, \$585.00; Ideal/Bluffs Facility Program, Supplies & Laundry, \$418.50; Jack's Uniforms & Equip, Uniforms, \$169.89; Lancaster Co Sheriff's Office, Law Enforcement Costs, \$8.06; Audrey M. Long, Public Defender, \$4,325.00; LPI, Publishing, \$132.50; Tim Marquez, Phone, \$40.00; Maximus, Inc, Consulting Fees, \$48.10; Jeff Metz, Phone, \$40.00; Microfilm Imaging Systems, Equip Lease, \$161.00; MIPS Inc, Data Processing Costs, \$2,670.22; Morrill County Clerk, Filing Fees, \$32.00; Morrill County Community Hospital, Board of Prisoners & Medical-Prisoners, \$2,350.00; Morrill County Court, Court Costs, \$318.00; Morrill County Health Plan, Emp Share, \$2,497.46; Morrill County Highway Dept, Fuel, \$31.50; Brian Moss, Data Processing Costs, \$1,500.00; NACO, Dues, \$1,481.03; NE Law Enforcement Training Center, Education, \$341.00; NE Print Works, LLC, Supplies, \$240.23; NE Total Office, Supplies, \$1,583.01; Rose Nelson, Phone, \$40.00; Platte Valley Bank, HSA Accts, \$1,360.41; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$12,254.46; Pritchard & Abbott Inc, Appraisal, \$4,100.00; Jared Reynolds, Contract Labor, \$500.00; Jean Rhodes, Public Defender, \$2,092.24; Caroline Sanchez, Contract Labor, \$2,100.00; Scotts Bluff Co Sheriff's Dept, Law Enforcement Costs, \$67.68; Sirchie, Supplies, \$23.27; State of NE-Dept of Admin Services, Teletype, \$448.00; Subway, Meals, \$107.98; Town & Country Advertising, Publishing, \$79.00; Transcript Gate LLC, Publishing & Subscription, \$881.69; Ricky Trevino, Phone, \$40.00; Westfield Pharmacy, Medical-Prisoners, \$6.00; Wex Bank, Fuel, \$1,642.91; Xerox Financial Services, Equip Rental, \$754.12; York County Sheriff's Office, Law Enforcement Costs, \$20.63; General Employees, Salaries, \$58,701.14.

#### ROAD/BRIDGE FUND

Allo Communications, Service, \$108.00; American Family Life, Insurance, \$525.73; Ameritas Life Insurance Corp, Retirement, \$2,783.90; Black Hills Energy, Service, \$3,053.00; Bomgaars Supply Inc, Supplies, Signs & Repairs, \$590.83; Bridgeport News-Blade, Publishing, \$63.15; Capital Business Systems Inc, Equip, \$236.52; Century Link, Service, \$106.86; Charter Communications, Service, \$109.98; City of Bayard, Service, \$468.91; City of Bridgeport, Service, \$507.97; Colonial Life Insurance, Insurance, \$24.75; Filter Care of NE, LLC, Repairs, \$59.95; Ideal/Bluffs Facility Solutions, Supplies, \$222.96; KBK Trucking LLC, Gravel, \$22,489.43; Morrill County Health Plan, Emp Share, \$1,122.98; NE Child Support, Child Support, \$156.00; NMC Exchange LLC, Repairs, \$890.02; Platte Valley Bank,

HSA Accts, \$400.00; Platte Valley Bank, Federal Withholding, Social Security & Medicare, \$4,966.10; Powerplan, Repairs, \$29.35; Pro Overhead Door Inc, Repairs, \$579.75; Rocky Mountain Air Solutions, Supplies, \$522.68; Simon, Asphalt, \$2,017.50; Sonny's Super Foods, Supplies, \$6.25; Staples Credit Plan, Supplies, \$49.98; Road Employees, Salaries, \$24,745.79.

VETERAN'S AID FUND

Centec Cast Metal Products, Marker, \$36.62.

ARPA FUNDS

Clear Creek Appraisal LLC, Appraisal, \$1,000.00; M.C. Schaff & Associates Inc, Survey, \$1,000.00.

W911 FUND

Century Link, Service, \$10,867.28; Century Link-Business, Service, \$538.42; Frontier, Misc, \$34.19.

COURTHOUSE BUILDING FUND

Riverside Lumber LLC, Repairs, \$135.40.

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.

A proposal from Settje Agri-Services & Engineering, Inc., was received for Phase I – LiDAR & Preliminary Design for remodeling the 4-H Buildings. Phase I would cost \$8,930.00. Settje would like the Board to submit an engagement letter for Phase I of this project. Motion was made by Batterman, seconded by Schmidt, to sign an engagement letter with Settje Agri-Services & Engineering, Inc. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Milo Cardenas, County Sheriff, presented the contract with the City of Bridgeport for the Law Enforcement. Cardenas, said that the Auditor had told him to renew this contract every election cycle, so every four years. Motion was made by Schmidt, seconded by Batterman, to renew the updated contract with the City of Bridgeport. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Loretta McCoy, County Treasurer, presented a resolution to transfer the money back to the General Fund that was needed in 2021 for the expense when paying employees for Hazard pay. She said we need to transfer \$9,312.65; Motion was made by Schmidt, seconded by Batterman, to approve the transfer and to adopt the following resolution:

RESOLUTION #2023-20  
TRANSFER OF FUNDS

WHEREAS, there were not enough funds in the ARPA account at the time we paid Employees for Hazard Pay and it was taken out of the General Fund, it is necessary to transfer the amount back into the General Fund. The Morrill County Board of Commissioners orders the County Treasurer to transfer from the ARPA Fund in the amount of \$9,312.65 into the General Fund.

PASSED AND APPROVED this 9<sup>th</sup> day of May, 2023.

BOARD OF COMMISSIONERS

/s/Jeff Metz  
Chairman

/s/Susanna Batterman  
Board Member

/s/Josh Schmidt  
Board Member

(S E A L)

ATTEST:

/s/Kathleen L. Brandt  
County Clerk

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

Rose Nelson, County Assessor, asked the Board if she could get the Expedition repaired. She said there is a seal that burned up and it is leaking fluid or oil and the air conditioner needs repaired. The Board said to have it fixed as long as it did not involve the transmission.

Kirk Fellhoelter, County Attorney, said the Child Support budget is going to be short before the end of the Budget year and asked if the Board could transfer money into that account. Motion was made by Batterman, seconded by Schmidt, to approve a transfer of \$2,000.00 into the Child Support Fund and to adopt the following resolution:

### **RESOLUTION #2023-21**

**WHEREAS**, due to unforeseen circumstances, proposed expenditures exceed budget authority allocated for the CHILD SUPPORT function;

**WHEREAS**, budget authority in the County Miscellaneous budget, also an office function of the General Fund Budget, is adequate to allow for a transfer to meet current fiscal year expenditures, and

**NOW, THEREFORE, BE IT RESOLVED** by the County Board of Commissioners of Morrill County, that an additional \$2,000.00 of budget authority is hereby allocated to the Child Support Fund from the County Miscellaneous budget.

**PASSED AND APPROVED** this 9th day of May, 2023.

BOARD OF COMMISSIONERS

/s/Jeff Metz  
Chairman

(S E A L)

/s/Susanna Batterman  
Board Member

/s/Josh Schmidt  
Board Member

ATTEST:

/s/Kathleen L. Brandt  
County Clerk

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

Jeff Metz, Chairman of the Board, said that we had to subdivide the property that we purchased from the Rodeo, Ranch and Farm Board, because it is under 10 acres. Motion was made by Schmidt, seconded by Batterman, to approve the subdivision and to adopt the following resolution:

### **RESOLUTION #2023-22**

#### **RESOLUTION APPROVING INSTRUMENT EFFECTING SUBDIVISION TO REAL ESTATE**

BE IT RESOLVED, that the present record owner, Morrill County Rodeo, Farm & Ranch 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:

A TRACT OF LAND SITUATED IN THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 19 NORTH, RANGE 50 WEST OF THE 6<sup>TH</sup> P.M., MORRILL COUNTY, NEBRASKA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 5, THENCE SOUTHERLY ON THE EAST LINE OF THE SOUTHEAST QUARTER OF SECTION 5, ON AN ASSUMED BEARING OF S 01° 47' 47" W, A DISTANCE OF 60.00 FEET, TO THE POINT OF BEGINNING, THENCE CONTINUING SOUTHERLY ON SAID SECTION LINE, BEARING S 01° 47' 47" W, A DISTANCE OF 788.72 FEET, THENCE BEARING N 88° 13' 49" W, A DISTANCE OF 386.00 FEET, THENCE NORTHERLY, BEARING N 01° 47' 54" E, A DISTANCE OF 788.72 FEET, TO THE POINT OF INTERSECTION WITH A LINE BEING 60.00 FEET SOUTH OF AND PARALLEL WITH THE NORTH LINE OF THE SOUTHEAST QUARTER OF SECTION 5, THENCE EASTERLY ON SAID LINE, BEARING S 88° 13' 49" E, A DISTANCE OF 386.57 FEET, TO THE POINT OF BEGINNING, SAID TRACT CONTAINING AN AREA OF 7.00 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 9<sup>th</sup> day of May, 2023.

BOARD OF COMMISSIONERS

/s/Jeff Metz

Chairman

/s/Susanna Batterman

Board Member

/s/Josh Schmidt

Board Member

(S E A L)

ATTEST:

/s/Kathleen L. Brandt

County Clerk

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

Bryan Hoerler, County Highway Superintendent, met with the Board. He reported that he had been working on the FEMA money from 2019. He said we may be getting \$227,000. He said he has been working with Paul Keiper from the State of Nebraska for an agreement with the State to take over the State Lakes Road. Hoerler opened the bids for the Chip Seal at 8:30 A.M. The first bid was from TopKote from Yankton, South Dakota. The bid was for Chip Seal - \$235,980.00, Fog Seal - \$45,641.72, and Prime Coat - \$169,534.46 for a total of \$451,156.18. The second bid was from Figgins Construction from Red Cloud, Nebraska. The bid was for Chip Seal - \$214,016.00, Fog Seal - \$90,112.00 and Prime Coat - \$182,476.80 for a total of \$486,604.80. Motion was made by Batterman, seconded by Schmidt to award the bid to TopKote. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried. Hoerler said he would plan to grind the 12<sup>th</sup> of June and hopefully get TopKote there and be done by August 1<sup>st</sup>. He said he is still short-handed but was interviewing some for the positions.

Tim Marquez, Veteran's Service Officer, Veterans' Board members, Dick Wagoner, Gary Tyree, Glen Amateis, Shawn Weibert and Milot Cardenas, and Secretary Caroline Sanchez, met with the Board. Sanchez said she had requested to go into Executive Session with the Veterans' Board members. Metz said he didn't think that was necessary. She said she had a letter that she wanted to present to them. Metz said she should start with the Veterans' Board which is meeting on Thursday. He said that Marquez is in charge of his office and he was recommended as Veteran's Service officer by the Veterans Board and approved by the County Board and it's up to Marquez how he runs his office. Sanchez said she still wanted to go into Executive session with the Commissioners. Motion was made by Schmidt, seconded by Batterman, to enter into Executive session, according to Ne. Statue #84-1410(d) at 8:50 A.M. The Board asked that Kirk Fellhoelter, County Attorney be present. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried. Motion was made by Batterman, seconded by Schmidt to return to regular session at 9:30 A.M., with no action being taken. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Jared Reynolds, Maintenance, and Greg Wolf and Eric McCarty, representing Snell Services Inc., presented a proposal for putting in a new A/C-Heating unit in the District Courtroom. Wolf explained what was wrong with the old one and why it was not working. He said the system is probably 40 years

old. He said the one that would replace it was a Carrier brand. Motion was made by Schmidt, seconded by Batterman, to approve the proposal of \$27,960.00 for the new unit and installation and crane service. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

The Board reported on meetings they had attended. Schmidt said his meetings are this week. Batterman reported on the Region 21 Emergency Management meeting. She said her other meetings are this week and she is going to Lincoln on Monday for an Opioid meeting. Metz reported on the CAPWN meeting and meeting with an engineer for the Fairgrounds. He said the purchase of the Fairgrounds was a good thing for the county.

There being no further discussion, Chairperson Metz adjourned the meeting at 9:54 A.M. Next meeting will be Tuesday, May 23, 2023.

/s/Jeff Metz, Chairperson

ATTEST:

/s/Kathleen L. Brandt, County Clerk

**Board of Equalization**

Tuesday, May 9, 2023

The Morrill County Board of Equalization met in an open and public meeting in an open public meeting at 7:39 A.M., Tuesday, May 9, 2023 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 having been published in the Transcript Gate LLC and the Bridgeport News-Blade on May 3, 2023. 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 May 4, 2023. On roll call Commissioners Jeff Metz, Chairperson, Susanna Batterman and Josh Schmidt were present. Absent: None. Rose Nelson, County Assessor, and Kirk Fellhoelter, County Attorney were present. Kathleen L. Brandt, County Clerk, recorded the proceedings of the meeting.

Motion was made by Schmidt, seconded by Batterman, to enter into Board of Equalization, according to Ne. Statute #77-1233.04(6) at 7:39 A.M. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

Rose Nelson, County Assessor, presented Tax List Correction #2023-7. Motion was made by Batterman, seconded by Schmidt, to approve and sign the above correction. Yeas: Batterman, Schmidt and Metz. Nays: None. Motion carried.

Motion was made by Schmidt, seconded by Batterman to return to regular session at 7:46 A.M. Yeas: Schmidt, Batterman and Metz. Nays: None. Motion carried.

/s/Jeff Metz, Chairperson

ATTEST:

/s/Kathleen L. Brandt, County Clerk