

CHEYENNE COUNTY BOARD OF COMMISSIONERS AND BOARD OF EQUALIZATION MEETING

NOVEMBER 21, 2022

The Cheyenne County Board of Commissioners and Board of Equalization held an open and public meeting on Monday, November 21, 2022 in the Cheyenne County Commissioners Meeting Room, Cheyenne County Court House, 1000 10th Avenue, Sidney, Nebraska. A notice of this meeting was published in the Sidney Sun-Telegraph, aired on KSID Radio, posted on the bulletin board in the County Court House and on the Cheyenne County website. Copies of the agenda were posted on the Court House bulletin board and on the Cheyenne County website, transmitted to each Commissioner and kept current and available to the public at the County Clerk's Office.

Chairman Darrell J. Johnson called the meeting to order at 8:00 A.M., with the following present:

Randal D. Miller	Commissioner of the First District
Darrell J. Johnson	Commissioner of the Second District
Philip E. Sanders	Commissioner of the Third District
Beth E. Fiegenschuh	County Clerk and Clerk to the Board
Paul B. Schaub	County Attorney

Everyone present joined in the Pledge of Allegiance.

Chairman Johnson announced a copy of the current Open Meetings Act is posted in the Commissioners Meeting Room.

The current agenda was reviewed. A motion was made by Sanders, seconded by Miller to approve the agenda as written. Roll Call: Aye: Sanders, Johnson, Miller. Nay: None.

The Minutes of the meeting on November 7, 2022 were reviewed. A motion was made by Miller, seconded by Sanders to approve the Minutes as written. Roll Call: Aye: Johnson, Miller, Sanders. Nay: None.

Abbreviations for claims: Ex (Expenses), Ga (Garnishment), In (Insurance), Mi (Mileage), Re (Retirement), Sa (Salaries), Se (Service), Su (Supplies), Ta (Tax), Ut (Utilities).

GENERAL FUND

Employee Payroll 106,132.97-Sa; Chelsey Bartling 25.00-Mi; Burke & Wilson 2,132.50-Se; CenturyLink 1,489.88-Ut; Cheyenne Co Clerk 8,221.14-Ex/Su/Se; Cheyenne Co Clerk 7,301.67-Re; Cheyenne Co Clerk 35.50-Su; Cheyenne Co Clerk 7,739.21-Ta; City of Sidney 1,875.43-Ut; Connecting Point 65.72-Ex; Country Printer 90.00-Su; Culligan 33.95-Su; Dash Med Gloves 107.70-Su; Eakes 2,371.62-Su; ES&S 3,807.48-Se; Election Workers 8,532.13-Ex; Steven Elmshaeuser Law Office 180.00-Se; Finneys 70.14-Ex; Frenchman Valley Coop 3,444.83-Ex; Garden Co Sheriff 2,100.00-Se; GreatAmerica Finan Serv Corp 117.18-Ex; Robert Harvoy 2,007.64-Se; Holyoke Snyder Longoria etal 772.57-Se; Hometown Leasing 468.22-Ex; Huber & Assoc 535.00-Ex; Keith Co Sheriff 2,100.00-Se; Ron Kissler 2,200.00-In; Kokes Auto Farm Truck 53.99-Ex; Lincoln Co Detention 3,905.00-Se; Christina Lotton 1,015.94-Mi/In; Lynn McKinney 111.26-Mi; NACO 300.00-Ex; NACO 1,622.17-Ex; Laura Narjes 293.44-Mi; NebraskaLand Tire 40.00-Ex; Tom Payne 50.00-Mi; Pepsi Cola 142.00-Ex; PIP 740.57-Su; Plummer Ins 40.00-Ex; Postmaster

170.00-Ex; Quadiant 344.55-Ex; Reynolds Korth Samuelson 3,839.73-Se; Gregory Rosen 510.00-Se; Scotties Potties 100.00-Se; ScottsBluff Co Detention Ctr 796.64-Se; Sidney Public Schools 2,351.25-Se; Sidney Reg Med Ctr 520.00-Se; Sidney Sun Telegraph 1,435.54-Se; Sirchie 286.80-Su; Smith King Simmons & Conn 355.00-Se; Sonnys 5,003.96-Su; Spectrum 261.36-Se; Spectrum 109.98-Se; Splish Splash Car Wash 46.42-Ex; State of NE DAS 230.52-Se; Thomson Reuters 582.07-Ex; TransUnion 123.00-Ex; Viaero 547.16-Se; Witness Fees 40.00-Se; WJE Consulting 1,756.00-Ex.
TOTAL: \$ 191,681.83.

ROAD FUND

Employee Payroll 33,213.61-Sa; Black Hills Energy 895.30-Ut; Bomgaars 324.99-Ex; CenturyLink 263.45-Ut; Cheyenne Co Clerk 168.52-Ut; Cheyenne Co Clerk 2,208.18-Re; Cheyenne Co Clerk 2,422.11-Ta; DP Sawyer 5,500.00-Ex; Frenchman Valley Coop 62,695.09-Ex; High West Energy 96.85-Ut; Matthew Mitchell 2,950.00-In; NE Machinery 5,548.55-Ex; NE Salt & Grain Co 1,094.00-Ex; Powerplan 6,556.42-Ex; Sauders 638.43-Ex; Sidney Glass 370.10-Ex; Sidney Reg Med Ctr 30.00-Se; Sidney Sun Telegraph 13.29-Se; Spectrum 89.99-Se; T&A Alignment 5,487.45-Ex; Verizon 388.56-Se; Village of Potter 99.41-Ut; WPCI 32.00-Se; 21st Century Equip 1,577.42-Ex.
TOTAL: \$ 132,663.72.

VISITORS FUND

Employee Payroll 1,730.40-Sa; Black Hills Energy 163.74-Ut; Cheyenne Co Clerk 116.80-Re; Cheyenne Co Clerk 128.70-Ta; City of Sidney 257.87-Ut; DP Electronics 4.00-Su; Eakes 31.85-Su; Flood Commun 1,500.00-Se; Hour Media 1,491.00-Ex; True West Publishing 980.00-Ex; US Bank 169.62-Ex/Su.
TOTAL: \$ 6,573.98.

VISITOR IMPROVEMENT

Lodgepole Old Settlers 3,158.08-Ex; Sidney Oktoberfest 7,000.00-Ex.
TOTAL: \$10,158.08.

E911 FUND

Employee Payroll 13,644.89-Sa; Apco International 361.00-Ex; AT&T 895.56-Ut; Cheyenne Co Clerk 921.05-Re; Cheyenne Co Clerk 991.73-Ta; Dalton Telephone Co 228.78-Ex; Frontier 102.57-Ex; Ideal Linen 36.08-Ex; Lingo Commun 378.90-Ut; Stratus Audio 50.00-Se.
TOTAL: \$ 17,610.56.

EMERGENCY MANAGEMENT FUND

Employee Payroll 3,885.27-Sa; Susanna Batterman 46.25-Mi; Bridgeport News Blade 3.84-Se; Cheyenne Co Clerk 262.26-Re; Cheyenne Co Clerk 266.92-Ta; City of Sidney 171.38-Ut; David Dymak 91.25-Mi; Larry Engstrom 50.00-Mi; Finneys 125.96-Ex; Evie Flessner 153.75-Mi; Frenchman Valley Coop 194.04-Ex; William Klingman 34.38-Mi; Splish Splash Car Wash 26.00-Ex; Syncb/Amazon 575.69-Ex/Su; Western Observer 21.77-Se.
TOTAL: \$ 5,908.76.

GRAND TOTAL: \$ 661,915.04.

A motion was made by Sanders, seconded by Miller to approve and pay all claims as stated above. Delinquent taxes were deducted where owing. Roll Call: Aye: Miller, Sanders, Johnson. Nay: None.

The Board reviewed Monthly Fee Reports for the month of October for the Clerk, Treasurer, Clerk of the District Court and Highway Superintendent and for the months of September and October for the Sheriff. A motion was made by Sanders, seconded by Miller to approve the Monthly Fee Reports as presented. Roll Call: Aye: Sanders, Johnson, Miller. Nay: None.

The Board then reviewed Resolution 2022-24 authorizing the County Treasurer to transfer \$902,085 from County General 100 Fund to County Road/Bridge 300 Fund to provide adequate funding for the Road Department. The Road/Bridge Department does not receive tax dollars. In order to provide adequate funding, it is necessary to transfer funds from the County General 100 Fund. In the 2022-2023 County budget, the amount of \$902,085 was determined to be the amount needed to provide funding for the Road Department. Of the \$902,085 to be transferred, one-half of the funds will be transferred before December 31, 2022 and the other one-half will be transferred by April 30, 2023. After a discussion, a motion was made by Sanders, seconded by Miller to adopt Resolution 2022-24 authorizing the County Treasurer to transfer the sum of \$902,085 with \$451,043 being transferred before December 31, 2022 and \$451,043 being transferred by April 30, 2023 to provide adequate funding for the Road Department. Roll Call: Aye: Johnson, Miller, Sanders. Nay: None. A complete copy of the Resolution as adopted is on file at the Office of the County Clerk.

The 2021-2022 Audit report has been completed and is on file in the office of the Cheyenne County Clerk. The Board examined the Audit prepared by Donald D. Wilson, CPA. After a phone conference with Mr. Wilson and a discussion, a motion was made by Miller, seconded by Sanders to approve the 2021-2022 Cheyenne County Audit as reviewed. Roll Call: Aye: Miller, Sanders, Johnson. Nay: None.

At 8:25 A.M., a motion was made by Sanders, seconded by Miller to recess the Board of Commissioners and reconvene as the Board of Equalization. Roll Call: Aye: Sanders, Johnson, Miller. Nay: None.

Cheyenne County Assessor Melody Keller presented a Tax List Correction for the homestead exemption for Allan L. Bauer for the year 2019. Pursuant to a letter from the Property Assessment Division Tax Commissioner, the Nebraska Department of Revenue has become aware of additional income that had not been disclosed on the 2019 homestead exemption application previously filed. The report went on to state, that based on the additional income, the homestead exemption has been adjusted from 100% to 60%. A motion was made by Miller, seconded by Sanders to approve the Tax List Correction as presented. Roll Call: Aye: Johnson, Miller, Sanders. Nay: None.

Next, Assessor Keller submitted a Tax List Correction for Cody A. Barber and Cassie Dawn Barber for the Tax Year 2022. Keller reported that, due to a system error, a penalty was added to this property. A motion was made by Miller, seconded by Sanders to approve the Tax List Correction removing the penalty that was inadvertently added to the property owned by Cody A. Bauer and Cassie Dawn Bauer. Roll Call: Aye: Miller, Sanders, Johnson. Nay: None.

At 8:35 A.M., a motion was made by Miller, seconded by Sanders to adjourn the Board of Equalization and reconvene as the Board of Commissioners. Roll Call: Aye: Sanders, Johnson, Miller. Nay: None.

County Attorney Paul Schaub discussed with the Board a 5-Year Master Agreement with the Nebraska Department of Transportation for County Survey Services. The purpose of the Agreement is to establish a State-County standard process for the County to fulfill its statutory duty to perpetuate survey corners when necessary for highway projects. Prior to the start of a highway project for the construction, reconstruction, resurfacing or maintenance of a State highway, the County will confirm the location of certain survey corners and confirm the location of existing reference points or, if necessary, set reference

points for the survey corners. After construction, the County will re-establish any survey corner monuments disturbed by the highway project. The State agrees to pay a lump sum of \$300 for all new reference monuments and ties set for a survey corner and for any survey corners actually re-established after completion of the highway project. A motion was made by Sanders, seconded by Miller to adopt Resolution 2022-25 approving the 5-Year Master Agreement as above stated. Roll Call: Aye: Johnson, Miller, Sanders. Nay: None. A complete copy of the Resolution as adopted is on file at the Office of the County Clerk.

Cheyenne County Highway Superintendent Doug Hart updated the Board on road activities.

At 8:45 A.M., Chairman Johnson declared the public hearing open to review and consider approval of the One- and Six-Year Highway Improvement Plan.

Superintendent Hart reviewed the One- and Six-Year Highway Improvement Plan. There was a discussion. A motion was made by Miller, seconded by Sanders to adopt Resolution 2022-26 approving and accepting the One- and Six-Year Road Improvement plan as reviewed. Roll Call: Aye: Miller, Sanders, Johnson. Nay: None. A complete copy of the Resolution as adopted is on file at the Office of the County Clerk.

9:01 A.M., Chairman Johnson declared the public hearing closed.

At 9:01 A.M., the Board of Commissioners meeting was recessed to attend County Government Day in the Cheyenne County District Courtroom.

Under comments from the public, Marguerite Pool and Eric Pool spoke to the Board.

There being no further business to come before the Board, Chairman Johnson declared the meeting adjourned at 9:33 A.M.

Dated this 21st day of November 2022.

Darrell J. Johnson, Chairman

Philip E. Sanders, Vice-Chairman

Randal D. Miller, Member

ATTEST:

Beth E. Fiegenschuh, Cheyenne County Clerk