

Hayes County Board Minutes



Hayes County Commissioners
Regular Meeting
September 14, 2010

A Regular Meeting of the Hayes County Board of Commissioners was held on Tuesday September 14, 2010 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Mark Clifford, Leon J. Kolbet, George H. Miller, Rita Erickson, Susan Messersmith, Joel Phillips, Char Hamilton, Blake Gigax, Phil Dixon, Dan Miller and CJ Poltack. Visitors present were Lloyd Lapp, Terry Wortman, John Webster, Orville Stahr, and Myra Stoney.

Chairman Kolbet opened the meeting at 8:30 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Miller, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

There were no comments from the public.

Motion by Kolbet, second by Miller to approve the consent agenda consisting of the minutes of the August 10th, and 23rd 2010 meetings, the reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Char Hamilton, Emergency Manager, met with the Board to discuss R.R. Crossing signs, upcoming 911 Public Service Commission hearings and the Interlocal Agreement for Cooperative Public Safety Services. Motion by Clifford, second by Miller to approve the Interlocal Agreement for Cooperative Public Safety Services. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes.

Chairman Kolbet recessed the Regular Meeting at 9:20 to open the Budget Hearing. The Regular meeting reconvened at 9:47 A.M.

CJ Poltack, Grant Administrator for West Central Nebraska Development District was present to facilitate the opening of bids for the Planning and Zoning Grant. Five bids were opened. All bids will be reviewed and scored. Based on scoring, the top three planners will be invited to interview on September 28, 2010.

Motion by Clifford, second by Miller to accept the Lincoln County Weed Control bid of \$381.00 for control of noxious weeds on county road right of ways. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Chairman Kolbet recessed the meeting for lunch at 12:40 P.M. and reconvened the meeting at 1:15 P.M.

Myra Stoney presented Southwest Public Health Department's annual report and gave an overview of programs, services offered and the stressed importance of prevention life styles.

Phillip Dixon, Hayes County Highway Superintendent, visited with the Board concerning funding and plans for road projects.

Motion by Miller, second by Clifford to approve Claims for \$107,039.40. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Clifford, second by Miller to approve the Treasurer's report. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Miller to approve payroll for \$63,583.62. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.



Hayes County Board Minutes



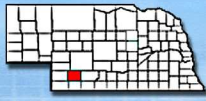
Motion by Kolbet, second by Clifford to approve the grant draw request for CDBG project funds for project activities on Owner Occupied Rehabilitation Grant #09HO3043 in the amount of \$11,000. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Miller, second by Clifford to adopt Resolution 2010-24, Hayes County Buy-Recycled Policy. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Chairman Kolbet adjourned the meeting at 2:47 P.M. The next regular meeting is Tuesday, October 12, 2010 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Special Meeting - September 17, 2010

A Special meeting of the Hayes County Board of Commissioners was held on Friday, September 17, 2010 at 9:00 A.M. in the courthouse in Hayes Center, Nebraska. Those present were Leon J. Kolbet, George H. Miller, Mark Clifford, Charlynn Hamilton, and Susan Messersmith. FEMA representatives present were Erral Cunningham, William Tackett, Nicoletta Anselmo and Paul Delage.

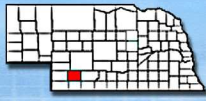
Chairman Kolbet opened the meeting at 3:27 P.M. Roll call: Kolbet, present; Clifford, present; Miller, present. Kolbet recognized the open meeting laws poster.

Paul Tackett, representing Federal Emergency Management Association, was present to cover program forms, and documentation needed to comply with Disaster Declaration # D.R. 1924. This disaster covers damages which occurred between June 1 and August 29, 2010.

Chairman Kolbet adjourned the meeting at 3:54 P.M.

Susan Messersmith, Hayes Co Clerk

Leon J. Kolbet, Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Special Meeting - September 28, 2010

A Special meeting of the Hayes County Board of Commissioners was held on Tuesday, September 28, 2010 at 7:00 P.M. in the Courthouse in Hayes Center, Nebraska. Those present were Leon J. Kolbet, George H. Miller, Mark Clifford, Rita Erickson, Susan Messersmith, Lloyd Lapp and CJ Poltack. Also present from the Planning/Zoning Board & staff were Mackay Brown, Kenny Ham, Tim McKillip, Alan Messinger, Gerry Maucher, Art Soncksen, Sean Lacey, Joey Large and Vickie Gohl. .

Chairman Kolbet opened the meeting at 7:02 P.M. Roll call: Kolbet, present; Clifford, present; Miller, present. Kolbet recognized the open meeting laws poster.

Motion by Clifford, second by Kolbet to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

No bids were received for the Hayes County Courthouse Retrofit Project. The project will be rebid with bid opening scheduled for November 9, 2010 at 11:00 A.M.

Lonnie Dixon of Hanna:Keelan Associates in Lincoln NE, Keith Marvin of Marvin Planning Consultants in David City NE, and Craig Bennett of Miller & Associates in Kearney NE were present to detail their proposals and answer questions concerning updating the current County Planning/Zoning Regulations.

Motion by Kolbet, second by Miller to go into executive session at 8:50 P.M. for discussion following interviews. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried

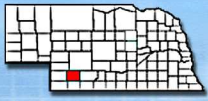
Motion by Kolbet, second by Clifford, to come out of executive session at 9:00 P.M. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Clifford, second by Miller to approve the Zoning Board recommendation to hire Miller & Associates from Kearney, NE to update the Hayes County Comprehensive Plan, Zoning & Subdivision Regulations at the cost of \$21,300. Grant funds will cover 75% of this cost.

Chairman Kolbet adjourned the meeting at 9:10 P.M.

Susan Messersmith, Hayes Co Clerk

Leon J. Kolbet, Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Regular Meeting
October 12, 2010

A Regular Meeting of the Hayes County Board of Commissioners was held on Tuesday October 12, 2010 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Mark Clifford, Leon J. Kolbet, George H. Miller, Rita Erickson, Susan Messersmith, Joel Phillips, Char Hamilton, Phil Dixon. Visitors present were Lloyd Lapp, Gregg Bishop, Ron Howard, Shelley Wilkinson, Stan Johnson and Karl Elmsphaeuser.

Chairman Kolbet opened the meeting at 8:37 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Miller, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

There were no comments from the public.

Gregg Bishop and Ron Howard of Hayes Center Public Schools were present. Bus routes were discussed.

Emergency Manager Char Hamilton covered issues which may arise when dispatch receives 911 phone calls from phones which have the same phone number yet ring at multiple locations.

Phil Dixon, Highway Superintendent explained the High Risk Rural Road Program, and reviewed preliminary plans for the 1 & 6 Year Road Plan. The 1 & 6 Year Road Hearing will be held November 9, 2010 at 10:30.

Chairman Kolbet recessed the Regular meeting at 11:10 to convene the Public Hearing for Disaster Grant 08DP1017. The Regular Meeting was reconvened at 11:15.

Motion by Miller, second by Clifford to approve the Disaster Grant 08DP1017 final financial report, draw #1 for \$25,828 and draw #2 for \$1350.00. Upon receipt of wire transfer, payment of draw #2 will be sent to West Central Nebraska Development District to cover administration fees. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Stan Johnson from Miller & Associates of Kearney, NE. was present to discuss probable construction costs relating to repairs and mitigation for 2010 FEMA projects and to answer questions pertaining to the Professional Service Consultant Agreement with Miller & Associates.

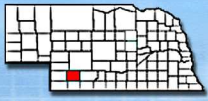
Motion by Kolbet, second by Miller to approve the Professional Service Consultant Agreement with Miller and Associates, Consulting Engineers of Kearney NE. to assist with the updating of the Hayes County Comprehensive Plan, Zoning & Subdivision Regulations at the cost of \$21,300. Grant funds will cover 75% of this cost. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes.

Chairman Kolbet recessed the meeting for lunch at 12:45 P.M. A Road Closing Hearing was held at 1:00 P.M. The Regular Meeting reconvened at 1:22 P.M.

Motion by Kolbet, second by Clifford to approve the consent agenda consisting of the minutes of the September 14th, and 17th and 28th 2010 meetings, the reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried

Motion by Kolbet, second by Miller to approve the Treasurers Report. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried

Motion by Miller, second by Clifford to approve Resolution 2010-25 directing the Hayes County Attorney to commence foreclosure on outstanding tax sale certificates. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.



Hayes County Board Minutes



Motion by Miller, second by Clifford to approve Resolution 2010-26 closing the Trail Road across Sections 5, 7, 8, and 18, Township Eight (8) North, Range Thirty-One (31) West of the 6th P.M. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Miller to go into executive session at 1:43 P.M. for personnel. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried

Motion by Kolbet, second by Miller to come out of executive session at 1:48 P.M.. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Clifford, second by Miller to approve the Sheriff's Quarterly Report. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Miller, second by Clifford, to approve the interagency agreement between the Department of Motor Vehicles and the County Attorney for Hayes County. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Miller, second by Clifford to approve the Hayes County Veterans Service Committee. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried

Motion by Miller, second by Clifford to approve Owner Occupied Rehabilitation Grant Draw and subsequent payment upon receipt of wire transfer in the amount \$11,092.00 to Southwest Nebraska Community Betterment Corporation. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Miller to approve Resolution 2010-27 Bridge Agreement between Hayes County and State of Nebraska, Department of Roads. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Miller, second by Clifford to approve Claims for \$93,891.64. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Clifford, second by Miller to approve payroll for \$62,123.18. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

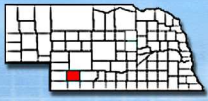
Motion by Miller, second by Clifford to approve the 6/8/2010 NIRMA Hail Claim Settlement Agreement in the amount of \$24,000.00. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Miller to approve the Title VI Nondiscrimination Agreement. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Chairman Kolbet adjourned the meeting at 2:47 P.M. The next regular meeting is Tuesday, November 9, 2010 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners Regular Meeting

A Regular Meeting of the Hayes County Board of Commissioners was held on Tuesday November 9, 2010 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Mark Clifford, Leon J. Kolbet, George H. Miller, Rita Erickson, Susan Messersmith, Joel Phillips, Char Hamilton, Phil Dixon. Visitors present were Lloyd Lapp, Ron Howard, Jeremy Cole, Gregg O'Brien and Bill Christner.

Chairman Kolbet opened the meeting at 8:37 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Miller, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

There were no comments from the public.

Motion by Clifford, second by Miller to approve the consent agenda consisting of the minutes of the October 12, 2010 Regular Meeting and Hearings, the reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Phil Dixon, County Highway Superintendent, discussed bridge inspections with the Commissioners.

Motion by Miller, second by Clifford to approve claims for \$75,053.38. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Miller to approve payroll for \$60,534.38. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Jeremy Cole and Gregg O'Brien with Nebraska Machinery Company, were present to provide information on equipment for lease and/or purchase.

Bids were opened for the courthouse retrofit grant project. Award of bids will be at the December 14, 2010 Regular Meeting.

Motion by Clifford, second by Miller to lease a CAT 277C Multi Terrain Loader for one year at the cost of \$3750.00 and to authorize the Chairman to sign the required financial documents. Roll call vote Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Kolbet, second by Miller to approve the Treasurers Report. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Char Hamilton, Emergency Manager, updated the Board concerning the Skelton Bridge.

Chairman Kolbet recessed the meeting for lunch at 12:28 P.M. and reconvened at 1:10 P.M.

Motion by Kolbet, second by Miller to approve Owner Occupied Rehabilitation Grant Draw and subsequent payment upon receipt of wire transfer in the amount \$11,370.00 to Southwest Nebraska Community Betterment Corporation. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Clifford to approve EECBG Certification regarding the National Historic Preservation Act of 1966. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Kolbet, second by Clifford to approve the compensation schedule of Joey Large for his service as Chair of the Citizen Advisory Board/County Planning Commission. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Informational items, upcoming events, Geotech fabric and January vacancies were discussed.



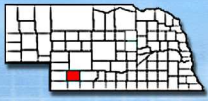
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Chairman Kolbet adjourned the meeting at 1:50 P.M. The next regular meeting is Tuesday, December 14, 2010 at 8:30 A.M. There will be a Special Meeting November 16, 2010 at 8:00 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Special Meeting – November 16, 2010

A Special Meeting of the Hayes County Board of Commissioners was held on Tuesday, November 16, 2010 at 8:00 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Leon J. Kolbet, George H. Miller, Mark Clifford, Rita Erickson, Susan Messersmith and Lloyd Lapp.

Chairman Kolbet opened the meeting at 8:09 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Kolbet, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried. There were no comments from the public.

Motion by Kolbet, second by Clifford to advertise for the follow appointed positions: Emergency Manager, Veterans Administration, Weed Control, County Attorney and Planning & Zoning Administrator. Bids will be taken at the January meeting for lawn care and Janitor services. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

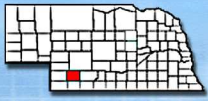
Motion by Clifford, second by Miller to adopt Resolution 2010-28, Title VI Civil Rights. Roll call vote: Clifford, yes; Miler, yes; Kolbet, yes. Motion carried.

Motion by Kolbet, second by Clifford to take phone bids for 50' culverts, 8' & 10' in length. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Chairman Kolbet adjourned the meeting at 9:18 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners Regular Meeting

A Regular Meeting of the Hayes County Board of Commissioners was held on Tuesday December 14, 2010 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Mark Clifford, Leon J. Kolbet, George H. Miller, Rita Erickson, Susan Messersmith, Joel Phillips, Char Hamilton, Phil Dixon. Visitors present were Lloyd Lapp, Gary Dicenta, Dallas Wiggins, Doug Glunz, Mark Uerling, and CJ Poltack.

Chairman Kolbet opened the meeting at 8:42 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Miller, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

There were no comments from the public.

Gary Dicenta of Miller & Associates, was present to discuss annual bridge inspections for the 2011 and 2012. Motion by Kolbet, second by Clifford to hire Miller & Associates to conduct bridge inspections for Hayes County for the 2011 and 2012 years. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Clifford, second by Miller to approve the consent agenda consisting of the minutes of the November 9 and 16 Meetings, the reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Applications for appointed employees were reviewed. Interviews may be held at the discretion of the Commissioners

Motion by Miller, second by Clifford to approve claims for \$142,977.54. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried

Motion by Kolbet, second by Miller to approve payroll for \$60,724.83. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Kolbet, second by Miller to advertise for a large 1000 PTO heavy duty 10' wing mower with laminated tires. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Chairman Kolbet recessed the Regular Meeting for the One & Six Year Road Hearing at 10:46 A.M. The Regular meeting reconvened at 11:30 A.M.

Motion by Kolbet, second by Clifford to approve Resolution 2010-30, adoption of the One & Six Year Road Improvement Plan for 2011. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Miller to approve the One & Six Year Road Budget for 2010-11. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Miller, second by Clifford to approve Resolution 2010-29, Traffic control Devices. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Mark Uerling and Doug Glunz were present to review their bid and answer questions concerning the replacement of the court house windows.

CJ Poltack of West Central Nebraska Development District met with the board to convey information received from the State of Nebraska requiring the services of a professional engineer to proceed with the HVAC courthouse project. Ms Poltack also reviewed the Environmental Review Record document which is required by HUD and Department of Economic Development to complete the disaster reimbursement project.



Hayes County Board Minutes



Motion by Kolbet, second by Clifford to authorize CJ Poltack to contact and select an engineer for the courthouse HVAC project. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried. Awarding the courthouse retrofit bid will be tabled until engineering recommendations are received.

Motion by Clifford, second by Miller to approve the Determination of Level Review, Statutory Checklist, the 58.6 Form and authorize the Chairman to sign the same; and approve the release of funds, subject to receipt of written public comment to be received by December 23, 2010; and authorize the board chairman to sign the form no sooner than December 27, 2010, barring no adverse public comment for the project. In the event of adverse public comment, this motion shall be rescinded in order to respond to public comment. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Miller, second by Clifford to approve the Treasurers Report. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried

Chairman Kolbet recessed the meeting for lunch at 12:40 P.M. and reconvened at 1:25 P.M.

Chairman Kolbet recessed the meeting for Board of Equalization Meeting at 1:35 P.M. and reconvened the Regular Meeting at 1:44 P.M.

Char Hamilton, Emergency Manager, updated the Board on the status of FEMA project 1924, the H & H study for FEMA/NEMA and NIMMS training.

Motion by Kolbet, second by Miller to authorize Clifford to take phone bids and purchase a skid steer grapple attachment. Roll call vote: Miller yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Clifford, second by Miller to approve Owner Occupied Rehabilitation Grant Draw and subsequent payment upon receipt of wire transfer in the amount \$25,072.00 to Southwest Nebraska Community Betterment Corporation. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

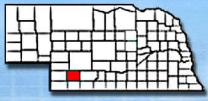
Motion by Miller, second by Kolbet to approve underground work permit 2010-4 on S2 Sec 21, T-6, R-34. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Discussion was held, but no action taken on wire welders and culvert bids. Informational items and upcoming events were covered.

Chairman Kolbet adjourned the meeting at 3:10 P.M. The next regular meeting is Tuesday, January 11, 2011 at 8:30 A.M. There will be a Special Meeting December 27, 2010 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Special Meeting – December 27, 2010

A Special Meeting of the Hayes County Board of Commissioners was held on Monday, December 27, 2010 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posting in accordance with law. Those present were Leon J. Kolbet, George H. Miller, Mark Clifford, Rita Erickson and Susan Messersmith. Visitors present were Joel Phillips, Dallas Wiggins, Gene Garner, Blake Edwards and Chris Berry.

Chairman Kolbet opened the meeting at 8:40 A.M. Roll call: Clifford, present; Miller, present; Kolbet, present. Chairman Kolbet recognized the open meeting laws poster.

Motion by Miller, second by Clifford to approve the agenda. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried. There were no comments from the public.

Motion by Kolbet, second by Clifford to go into executive session at 8:42 A.M. for interviews. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Kolbet, second by Miller to come out of executive session at 10:55 A.M. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Chris Berry of Lutheran Family Services was present to review the Juvenile Diversion Program. Motion by Kolbet, second by Miller to approve the Memorandum of Understanding with Lutheran Family Services for the Juvenile Diversion Program for the 2011-2012 years. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Clifford to go into executive session at 11:07 A.M. for discussion of personnel. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Motion by Kolbet, second by Clifford, to come out of executive session at 11:26 A.M. Roll call vote: Clifford, yes; Miller, yes; Kolbet, yes. Motion carried.

Motion by Clifford, second by Miller to award the Hayes County Emergency Manager Position to Char Hamilton. Roll call vote: Miller, yes; Kolbet, yes; Clifford, yes. Motion carried.

Motion by Kolbet, second by Clifford to award a 1 year contract, commencing January 6, 2011, for the Hayes County Attorney position to D. Eugene Garner. Contract to be renewable annually upon agreement of both parties. Roll call vote: Kolbet, yes; Clifford, yes; Miller, yes. Motion carried.

Chairman Kolbet adjourned the meeting at 12:03 P.M.

Hayes County Clerk

Board Chairman