

Hayes County Board Minutes



Hayes County Commissioners
Regular Meeting
January 10, 2017

The Regular meeting of the Hayes County Board of Commissioners was scheduled for Tuesday, January 10, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Craig Softley, Boyd Gigax, Phil Dixon, D. Eugene Garner, Leon Kolbet, Tom Dow, Joe Miller and Mark Clifford. Visitors were Christina Berry and Greg Rasmussen.

Vice Chairman Christner opened the meeting at 8:35 A.M. Roll call: Christner, present; Unger, present; Richards, present.

The floor was opened for nominations for Board Chair for calendar year 2017. Christner nominated Unger. The nomination was seconded by Richards. There were no further nominations and nominations ceased. Roll call vote was taken on the nomination of Unger as Chair for the calendar year 2017. Richards, yes; Christner, yes; Unger, abstain. Motion carried.

The floor was opened for nominations for Vice Chair for calendar year 2017. Richards nominated Christner. The nomination was seconded by Unger. There were no further nominations and nominations ceased. Roll call vote was taken on the nomination of Christner for Vice Chair for calendar year 2017. Christner, abstain; Unger, yes; Richards, yes. Motion carried.

Motion by Richards, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Motion by Richards, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of the District Court, the Imprest Account and minutes of the December 12, 2016 meeting. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

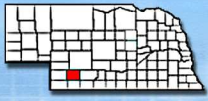
Motion by Christner, second by Richards to adopt Resolution 2017-1, designation of AmFirst Bank N.A. as Official Hayes County Depository for 2017. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Richards, second by Unger to adopt Resolution 2017-2 to designate The Hayes Center Times Republican and/or the McCook Daily Gazette as official newspapers of publication for Hayes County for 2017 and to designate the County's website, <http://www.hayescounty.ne.gov> as an additional method of providing notices. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Richards, second by Christner to adopt Resolution 2017-3, authorization for Hayes County Treasurer to invest monies. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Richards, second by Christner to adopt Resolution 2017-4, authorization for Hayes County Treasurer to transfer monies. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Unger, second by Richards to adopt Resolution 2017-5, authorization for Hayes County Treasurer to have funds secured with a pledge receipt. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.



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Motion by Richards, second by Christner to adopt Resolution 2017-6, establish the Hayes County Weed Control Authority. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Christner, second by Unger to set the following meeting dates and holidays for 2017.

Regular Meeting dates for 2017:

January 10	July 11
February 14	August 8
March 14	September 12
April 11	October 10
May 9	November 14
June 13	December 12

Holidays for 2017

January 2	July 4
January 16	September 4
February 20	October 9
April 14	November 10
April 28	November 23/24
May 29	December 25

Roll call vote: Christner, yes; Unger, yes; Richards, no. Motion carried.

The following 2017 appointments were made

Region II Human Service County Representative – Christner

West Central Area of Aging County Representative – Christner

West Central Nebraska Development District Representative – Unger/Richards, alternate

Southwest Nebraska Public Health Department Representative – Richards

Economic Development Board - Richards

NIRMA contact person –Messersmith

Planning and Zoning Commission Secretary –Schwenk

Safety Committee Chairman –Unger

Motion by Richards, second by Unger to appoint Char Hamilton as 2017 Hayes County Emergency Manager for \$750.00 per month. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

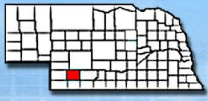
Motion by Christner, second by Richards to appoint Boyd Gigax as 2017 Hayes County Weed Superintendent for \$450.00 per month. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Richards, second by Christner to appoint Garald Unger as 2017 Hayes County Veterans Service Officer for \$175.00 per month. Roll call vote: Christner, yes; Unger, abstain; Richards, yes. Motion carried.

Motion by Christner, second by Unger to appoint Leon Kolbet as 2017 Hayes County Zoning Administrator/Flood Plain Manager for \$150.00 per month. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Christner, second by Unger to set indigent funeral costs at \$1500. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Craig Softley, Hayes County Economic Development Coordinator, joined the meeting. Softley updated the Board regarding the coordinator work since last meeting. Updates were given relating to the establishment of an investment club, potential hog operation, newspaper, the old elevator site, the upcoming community meeting and other potential ventures.



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Boyd Gigax joined the meeting to review the Weed Superintendent's five annual weed reports. Motion by Richards, second by Christner to approve the five annual weed reports for 2017. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Richards, second by Christner to appoint Phillip Dixon as the 2017 Highway Superintendent at the contracted rate of \$9,900.00 per year, and Bridge inspector for \$100.00 per bridge. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Dixon informed the Board the joint application of Hayes/Hitchcock Counties bridge management projects has been accepted. The county is still waiting for final delivery of all posts to proceed with the chevron sign project.

Greg Rasmussen, Deputy State Fire Marshall, joined the meeting. Mr. Rasmussen informed the Board of required training for owners of an in-use, underground storage tank.

Chairman Unger recessed the meeting at 12:30 P.M. for lunch and reconvened the meeting at 12:55 P.M.

Christina Berry joined the meeting to give the annual report on the diversion program.

Motion by Richards, second by Christner to direct Chairman to sign the memorandum of understanding between Chase, Dundy, Furnas, Hayes, Hitchcock and Red Willow Counties for Community-Based Juvenile Services Aid Program for fiscal year 2017-2018. Roll call vote: Richards, yes, Christner, yes, Unger, yes. Motion carried.

One bid for lawn care was received for Board consideration. Motion by Unger, second by Richards to accept the bid of Jeremy Erickson for \$2,800.00 for 2017 lawn care. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

One bid for janitor was received for Board consideration. Motion by Richards, second by Christner to accept the bid of Debbie Cox for \$650.00 per month for 2017 janitorial services. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Christner, second by Richards to appoint Joe Miller as 2017 maintenance/snow removal for \$250.00 per month. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

No bids for pest control were received.

Motion by Christner, second by Richards to adopt Resolution 2017-7, Bank signature authorization. Roll call vote: Richards, yes, Christner, yes; Unger, yes. Motion carried.

Motion by Richards, second by Unger to approve the Treasurer's Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Richards, second by Christner to approve claims, excluding claims 01701072 and 01701008, in the amount of \$46,718.96. Roll call vote: Unger yes; Richards, yes; Christner, yes. Motion carried.

Motion by Christner, second by Unger to approve claim 01701072 in the amount of \$4,105.50. Roll call vote: Richards, abstain; Christner, yes, Unger, yes. Motion carried.

Motion by Richards, second by Unger to approve claim 01701008 in the amount of \$185.22. Roll call vote: Christner, abstain; Unger, yes; Richards, yes. Motion carried.

Motion by Richards, second by Christner to approve payroll for \$65,385.19. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Richards, second by Unger to approve the Sheriff's Quarterly Report and 2016 Distress Warrant report. Roll call vote: Richards, yes, Christner, yes; Unger, yes. Motion carried.



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Motion by Richards, second by Unger to approve the NIRMA insurance settlement agreement, claim number GCHAYES030972, for hail loss on 9-15-2016. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

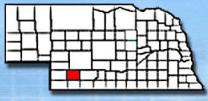
Hayes County Board of Commissioners acknowledge receipt of the Hayes County Audit Report prepared by Dana F. Cole & Company, LLP, dated June 30, 2016.

Motion by Christner, second by Richards to adjourn the meeting. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next Regular Meeting will be February 14, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Regular Meeting
February 14, 2017

The Regular meeting of the Hayes County Board of Commissioners was scheduled for February 14, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Craig Softley, Phil Dixon, D. Eugene Garner, Nancy Frecks and Kimberly Cook. Visitors were Tyler Thiessen.

Chairman Unger opened the meeting at 8:40 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Motion by Richards, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Motion by Christner, second by Richards to approve the minutes of the January 10, 2017 meeting as amended. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Christner, second by Richards to approve the Clerk's January report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Unger, second by Richards to approve the January reports of the Clerk of the District Court and the Imprest Account. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Kimberly Cook and Nancy Frecks, Southwest 3 Counties Extension Educators, joined the meeting to present the 2016 Annual Report. Nebraska Extension delivers research-based education and information to citizens living in Dundy, Hayes, and Hitchcock Counties. Educational programs are offered through a federal, state, and county partnership.

Tyler Thiessen, with Frontier Equipment Auction, provided information to the commissioners regarding options for marketing or purchasing items through online auctions.

Unger recessed the meeting at 10:12 A.M. for the 1 & 6 Year Road Hearing, and reconvened the meeting at 10:26 A.M.

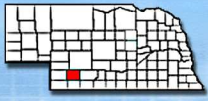
Motion by Richards, second by Christner to adopt Resolution 2017-8, The 1 & 6 Year Road Improvement Plan. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Christner, second by Richards to direct Chairman to sign the Hitchcock County-Hayes County Interlocal Agreement for the County Bridge Program. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Craig Softley, Hayes County Economic Development Coordinator, gave an update on the recent community meetings. From those meetings, a list of priorities have been established. Available housing tops the list of needs.

Char Hamilton, Emergency Manager, discussed road signs and paper work with the Commissioners.

Chairman Unger recessed the meeting at 12:40 P.M. for lunch and reconvened the meeting at 1:20 P.M.



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Reuben Echols met with the Board and discussed available options for making all levels of the courthouse accessible.

Motion by Christner, second by Richards to approve the Treasurers Report. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Richards, second by Christner to approve claims, excluding claims 01702058 and 01702047, 01702033 and 01702063, in the amount of \$28,609.77. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Unger, second by Christner to approve claim 01702058 in the amount of \$9,569.00. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Motion by Richards, second by Unger to approve claim 01702047 in the amount of \$99.51. Roll call vote: Unger, yes; Richards, yes; Christner, abstain. Motion carried.

Motion by Richards, second by Christner to approve claims 01702033 and 01702063 in the amount of \$207.78. Roll call vote: Richards, yes; Christner, yes; Unger, abstain. Motion carried.

Motion by Christner, second by Unger to approve payroll for \$68,849.85. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Christner, second by Richards to adopt Resolution 2017-9, Bank Signature Authorization. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Discussion was held regarding road/address sign inventory.

Motion by Unger, second by Richards to develop a job description for a County Road Supervisor and publish notice to take applications. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Unger, second by Christner to appoint Kevin Fornoff as District One Planning Board Representative for the 2017-2019 term. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Unger, second by Christner to appoint Marian Richards at District Two Planning Board Representative for the 2017-2019 term. Roll call vote: Unger, yes; Richards, abstain; Christner, yes. Motion carried.

Motion by Christner, second by Richards to appoint Gerry Maucher as District Three Planning Board Representative for the 2017-2019 term. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

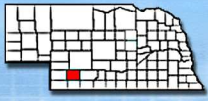
Motion by Christner, second by Richards to adopt the safety manual. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Unger, second by Christner to adopt the Road Department Job Description for Hayes County. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Unger, second by Richards to offer for sale "Maintenance Yard 71300", being a part of the SE4SE4 Section 2, T-6N, R-33W, Hayes County, Nebraska (73709 Hwy 25) and to have a public hearing March 14, 2017 at 1:00 P.M. for the purpose of hearing testimony for or against the sale and raise issues regarding the fair market value of the property. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Unger, second by Richards to adjourn the meeting at 6:03 P.M. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

The next Regular Meeting will be March 14, 2017 at 8:30 A.M.



Hayes County Board Minutes



Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
One & Six-Year Road Hearing
February 14, 2017

The One & Six-Year Road Hearing was scheduled on February 14, 2017, at 10:00 A.M. The hearing was held in the Courthouse in Hayes Center, Nebraska. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Phil Dixon and D. Eugene Garner.

Chairman Unger opened the hearing at 10:12 A.M. Roll call: Unger, present; Christner, present; Richards, present.

Chairman Unger announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

The purpose of the hearing was to hear testimony regarding the proposed One & Six-Year Road Plan. No comments were received.

Chairman Unger closed the hearing at 10:26 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
February 28, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for February 28, 2017 at 3:30 P.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith and Mike Ruppert.

Chairman Unger opened the meeting at 3:35 P.M. Roll call: Christner, present; Unger, present; Richards, present.

Motion by Richards, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Motion by Richards, second by Christner to enter into a rental agreement with John Deere Company, for a John Deere 6175M tractor for a period of 10 months beginning April 15, 2017, at the rate of \$13.25 per hour. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Motion by Unger, second by Richards to approve the Road Supervisor job description. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

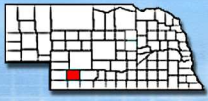
Discussion was held regarding bridge plank inventory and CDL physical expenses.

Motion by Unger, second by Christner to adjourn the meeting at 4:55 P.M. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next Regular Meeting will be March 14, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners Public Hearing

The Hayes County Commissioners scheduled a public hearing on March 14, 2017, at 1:00 P.M. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith and D. Eugene Garner. Visitors present were Kenny Korell, Leon Kolbet, Nick Cox and Roger Scott.

Chairman Unger opened the hearing at 1:00 P.M. Roll call: Unger, present; Christner, present; Richards, present.

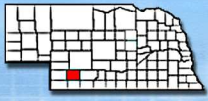
Chairman Unger announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

The purpose of the hearing was to receive public comments for or against the sale of the Maintenance Yard 71300 (the old State shop) located in the SE4SE4 Section 2, T-6N, R-33W, Hayes County, NE and to hear any issue regarding the fair market value of said property as to be determined by the Hayes County Board.

Chairman Unger closed the hearing at 1:30 P.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
March 14, 2017

The Regular meeting of the Hayes County Board of Commissioners was scheduled for March 14, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Craig Softley, D. Eugene Garner and Leon Kolbet. Visitors were Phillip Black, Reuben Echols, Jim Widger and Dan Loomis.

Chairman Unger opened the meeting at 8:45 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Motion by Richards, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Motion by Richards, second by Unger to approve the consent agenda consisting of the minutes of the February 14, 2017 meeting and hearing, the February 28, 2017 meeting, and financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Phillip Black, Representative Adrian Smith's community liaison for Western Nebraska, joined the meeting to provide an update on Washington D.C. legislative items and to gather feedback for Rep. Smith.

Reuben Echols joined the meeting to review elevator options for the courthouse. It is the consensus of the Board to proceed in obtaining a contract proposal for architectural services for elevator/fire requirements/ADA restrooms plans.

Jim Widger visited with the Board regarding access driveways from the county road to privately owned property.

Motion by Christner, second by Richards to approve application to occupy Hayes County Road Right-Of-Way 2017-01 for a water line between Sections 21 & 28 T-7N; R-34W. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Zoning Administrator Leon Kolbet joined the meeting to review zoning application requirements for the incoming livestock facility.

Economic Development Coordinator Craig Softley updated the Board regarding the hog operation, the Newspaper, funding sources for potential business ventures and the revolving loan fund.

Chairman Unger recessed the meeting at 12:20 P.M. for lunch and reconvened the meeting at 12:55 P.M.

Motion by Christner, second by Richards to approve claims in the amount of \$30,888.58. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger recessed the meeting at 1:00 P.M. for the public hearing regarding the sale of Maintenance Yard 71300, (the old State Shop) and reconvened the regular meeting at 1:30 P.M.

Motion by Unger, second by Christner to offer for sale at public auction maintenance yard 71300 (the old State Shop) being part of the SE4SE4 of Section 2, T-6N, R-33W on May 2, 2017 at 5:30 P.M. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.



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Motion by Unger, second by Christner to approve an advertising budget for the sale of Maintenance Yard 71300 not to exceed \$1,500.00. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Commissioners acknowledged receipt of an invoice for vehicle repair filed by Bernard Ruppert.

Motion by Christner, second by Unger to approve payroll for \$66,399.97. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motion by Christner, second by Unger to approve the Treasurers Report. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

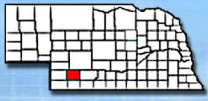
Motion by Richards, second by Christner to direct Chairman to sign the agreements for structures C004301905 and C004353810 for professional services of Oak Creek Engineering, with the Indemnification and Limits of Liability deleted. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Motion by Unger, second by Richards to adjourn the meeting at 5:40 P.M. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

The next Regular Meeting will be April 10, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
April 10, 2017

The Regular meeting of the Hayes County Board of Commissioners was scheduled for April 10, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Craig Softley, D. Eugene Garner, Char Hamilton, Phil Dixon, Blake Gigax and Leon Kolbet. Visitors were Reuben Echols.

Chairman Unger opened the meeting at 8:40 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Christner moved, second by Richards to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Unger to approve the consent agenda consisting of the minutes of the March 14, 2017 meeting and hearing, and the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Reuben Echols presented the Board with an agreement to provide design, drawings and specifications for an elevator in the existing east stairwell of the courthouse, necessary fire walls on three floors, restroom renovation and exterior metal stairs on the east side of the courthouse.

Unger moved, second by Richards to enter into an agreement with RWF Inc. for drawings and specifications for design build or bidding process for an elevator and renovation for Hayes County Courthouse at the cost of \$22,000.00 Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to approve payroll for \$65,729.22. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Blake Gigax, Weed Superintendent, updated the Board on the Spring Weed Training. NDA will be meeting with Hayes County authorities to give an update on the weed superintendent and the county weed program.

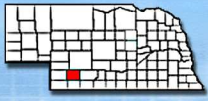
Phil Dixon, Highway Superintendent, reviewed the status of bridge replacement projects, discussed stop sign installation, and Economic Development grant funding.

Richards moved, second by Unger to request culvert bids for replacement of structure C004301905 (Frenchman Creek) and structure C004353810 (Blackwood Creek). Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to request culvert bids for the replacement of structure C004334015P (Brenning.) Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to direct Phil Dixon, Highway Superintendent, to perform a study for regulatory signs at the intersections of Road 375 and Avenue 738, 739, and 740, and the intersections of Road 376 and Avenue 739 and 740. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Economic Development Coordinator Craig Softley updated the Board regarding the hog operation and upcoming hearings, two USDA revolving loan fund programs and its potential use for local infrastructure updates. It is the consensus of the Board that the County will support revolving loan funds with USDA.



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Char Hamilton presented bids for E-911 Sign orders. Bids were received from KACO Supplies for \$915.00, Midwest Service and Sales for \$1,119.00, BARCO Municipal Products Inc for \$493.50, Newman Signs for \$482.18 and Michael Todd for \$959.00.

Unger moved, second by Richards to purchase E-911 signs from Newman signs in the amount of \$482.18. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger recessed the meeting at 12:50 P.M. for lunch and reconvened the meeting at 1:25 P.M.

Richards moved, second by Unger to approve the Treasurers Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to go into executive session at 1:25 P.M. to discuss establishing a fair market value for the old state shop property. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to come out of executive session at 2:39 P.M. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve claims, excluding claims 1704032, 1704040 and 1704054, in the amount of \$70,422.96. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to pay claim 1704040 for \$124.12. Roll call vote: Unger, yes; Richards, yes; Christner, abstain. Motion carried.

Christner moved, second by Richards to pay claim 1704032 for \$95.77. Roll call vote: Richards, yes; Christner, yes; Unger, abstain. Motion carried.

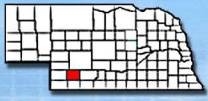
Christner moved, second by Unger to pay claim 1704054 for \$6,940.50. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Richards moved, second by Christner to approve the Sheriff's Quarterly Report. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to adjourn the meeting at 3:15 P.M. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
April 17, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for April 17, 2017 at 6:00 P.M. in the gymnasium of the East building at the Hayes Center High School located at 501 Troth St, in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner and was published in the *Times Republican* on April 6, 2017, by publication and posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Susan Messersmith, D. Eugene Garner, and Leon Kolbet, Zoning Administrator.

Chairman Unger opened the meeting at 6:09 P.M. Roll call: Christner, present; Unger, present; Richards, present.

Richards moved, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and was posted on the door of the gymnasium.

Chairman Unger acknowledged receipt of the Hayes County Planning Commission's recommendation to approve the Application of Intent to Construct submitted by Buffalo Plains Genetics, LLC to construct a Livestock Management Facility and/or Livestock Waste Handling Facility in the NW1/4SW1/4 of Section 23, Township 7N, Range 31W, Hayes County, Nebraska.

At 6:12 PM, Chairman Unger opened the public hearing regarding the Application of Intent to Construct submitted by Buffalo Plains Genetics LLC. The Notice of Public Hearing was published in the *Times Republican* on April 6th 2017 and Notice of Public Hearing was mailed to all adjacent land owners on April 6th 2017.

The application was presented by Buffalo Plains Genetics, LLC representative Henry Wilson and Jack Sukavoty and Rick Sukavoty with JES Environmental Services, Inc.

Chairman Unger asked if there were any comments from those in attendance opposed to the proposed application. There were none.

Unger asked if there were any comments from those in attendance in favor of the proposed application. There were none.

Unger asked if there were any comments from those in attendance representing a neutral position. Comments were received from James Tidyman and Paul Orman regarding odor control and air quality. Discussion was held regarding water well monitoring.

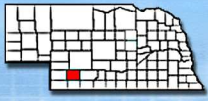
There being no further comments for those in attendance, Chairman Unger closed the public hearing at 6:49 PM.

Zoning Administrator Leon Kolbet stated the proposed application of Intent to Construct submitted by Buffalo Plains Genetics, LLC meets all Zoning Regulations and plans are in accordance with Hayes County's Comprehensive Plan.

Unger moved, second by Christner to approve Buffalo Plains Genetics, LLC application of Intent to Construct and adopt Resolution 2017-10. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

RESOLUTION 2017-10

WHEREAS, the Hayes County Board of Commissioners, having held a public meeting on April 17, 2017, for the purpose of reviewing the *Application of Intent to Construct* filed by Buffalo Plains Genetics, LLC, for the construction of a Livestock Management Facility and/or Livestock Waste Handling Facility located in the



Hayes County Board Minutes



NW1/4SW1/4 of Section 23, Township 7 North, Range 31 West of the 6th P.M., Hayes County Nebraska, and after review and research of said *Application*, to act to approve or disapprove the same; and

WHEREAS, the Hayes County Board of Commissioners, having held a public meeting on April 17, 2017, for the purpose of hearing said *Application* and for hearing comments thereon from the public in attendance and to receive information and exhibits in relation thereto; and

WHEREAS, the Notice of said Public Hearing was published in the *Times Republican* on April 6, 2017; and

WHEREAS, a copy of the notice of said Public Hearing was duly mailed on April 6, 2017, by U.S. Mail, proper first class postage prepaid, to all adjacent landowners as evidenced by the *Certificate of Service* on file in the office of the Hayes County Clerk; and

WHEREAS the Hayes County Board of Commissioners has received the recommendation of the Hayes County Planning Commission recommending APPROVAL of said *Application*; and

WHEREAS The Hayes County Board of Commissioners, having found that the requested *Application of Intent to Construct* is consistent with the *Hayes County Comprehensive Plan* and is in full accordance with the AG-G General Agricultural District pursuant to Section(s) 1011 on the following conditions, to wit:

NOW THEREFORE, BE IT RESOLVED that the *Application of Intent to Construct* filed by Buffalo Plains Genetics, LLC, for the construction of a Livestock Management Facility and/or Livestock Waste Handling Facility located in the NW1/4SW1/4 of Section 23, Township 7 North, Range 31 West of the 6th P.M., Hayes County Nebraska, be APPROVED.

PASSED AND APPROVED THIS 17TH Day of April, 2017.

Chairman Unger acknowledged receipt of the Hayes County Planning Commission's recommendation to approve the Application for Conditional Use submitted by Buffalo Plains Genetics, LLC to construct a Livestock Management Facility and/or Livestock Waste Handling Facility in the NW1/4SW1/4 of Section 23, Township 7N, Range 31W, Hayes County, Nebraska.

At 6:53 PM Chairman Unger opened the public hearing regarding the Conditional Use Application of Buffalo Plains Genetics LLC. The Notice of Public Hearing was published in the Times Republican on April 6th 2017 and Notice of Public Hearing was mailed to all adjacent land owners on April 6th 2017.

Chairman Unger asked if there were any comments from those in attendance in favor of the proposed application. There were none.

Unger asked if there were any comments from those in attendance opposing the proposed application. There were none.

Unger asked if there were any comments from those in attendance representing a neutral position. Richards asked if it was known at this time where the feed for the unit would come from. The source of and supplier of feed is unknown at this time.

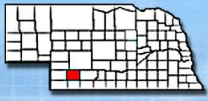
There being no further comments for those in attendance, Chairman Unger closed the public hearing at 6:56 PM.

Zoning Administrator Leon Kolbet stated the proposed Application for Conditional Use submitted by Buffalo Plains Genetics, LLC meets all Zoning Regulations and plans are in accordance with Hayes County's Comprehensive Plan.

Christner moved, second by Unger to approve the Application of Conditional use submitted by Buffalo Plains Genetics LLC., and adopt Resolution 2017-11. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried

RESOLUTION 2017-11

WHEREAS, the Hayes County Board of Commissioners, having held a public meeting on April 17, 2017, for the purpose of reviewing the *Application for Conditional Use* filed by Buffalo Plains Genetics, LLC, for the construction of a Livestock Management Facility and/or Livestock Waste Handling Facility located in the



Hayes County Board Minutes



NW1/4SW1/4 of Section 23, Township 7 North, Range 31 West of the 6th P.M., Hayes County Nebraska, and after review and research of said *Application*, to act to approve or disapprove the same; and

WHEREAS, the Hayes County Board of Commissioners, having held a public meeting on April 17, 2017, for the purpose of hearing said *Application* and for hearing comments thereon from the public in attendance and to receive exhibits and information in relation thereto; and

WHEREAS, the Notice of said Public Hearing was published in the *Times Republican* on April 6, 2017; and

WHEREAS, a copy of the notice of said Public Hearing was duly mailed on April 6, 2017, by U.S. Mail, proper first class postage prepaid, to all adjacent landowners as evidenced by the *Certificate of Service* on file in the office of the Hayes County Clerk; and

WHEREAS the Hayes County Board of Commissioners has received the recommendation of the Hayes County Planning Commission recommending APPROVAL of said *Application*; and

WHEREAS The Hayes County Board of Commissioners, having found that the requested *conditional use of said land* is consistent with the *Hayes County Comprehensive Plan* and is permitted as a conditional use in the AG-G General Agricultural District pursuant to Section(s) 501.04 (1) and (2) on the following conditions, to wit:

NOW THEREFORE, BE IT RESOLVED that the *Application for Conditional Use* filed by Buffalo Plains Genetics, LLC, for the construction of a Livestock Management Facility and/or Livestock Waste Handling Facility located in the NW1/4SW1/4 of Section 23, Township 7 North, Range 31 West of the 6th P.M., Hayes County Nebraska, be approved.

PASSED AND APPROVED THIS 17TH Day of April, 2017.

Richards moved, second by Christner to solicit sealed bids for the installation of approximately 4198 horizontal curved signing devices on county roads in strict accordance with the requirements and provisions of that “*LPA Program Agreement-High Risk Rural Road Horizontal Curve Signing Project*” by and between the State of Nebraska and County of Hayes, to wit: NDOR project Number HRRR-STWD(90) NDOR control number 00787. All sign installations shall be in strict accordance with the said LAP program agreement and applicable sections of the Manual of Uniform Traffic Control Devices (MUTCO). In addition to bidding the entire project, bidders may submit separate bid(s) for each individual road district portion of the entire project. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

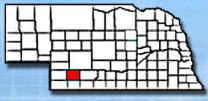
No action was taken regarding the State Shop fair market value.

The next meeting of the Hayes County Commissioners will be May 2, 2017 at 5:15 PM at the old state shop yard located at 73709 Hwy 25, Hayes Center. The next Regular Meeting will be held May 16, 2017 at 8:30 AM at the Courthouse in Hayes Center.

Unger moved, second by Richards to adjourn the meeting at 7:25 PM. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
May 2, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for May 2, 2017 at 5:15 P.M. at the Old State Shop located at 73709 Hwy 25 in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner and was published in the *Times Republican* on April 27, 2017. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Susan Messersmith, Rita Erickson and D. Eugene Garner.

Chairman Unger opened the meeting at 5:29 P.M. Roll call: Christner, present; Unger, present; Richards, present.

Richards moved, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review.

Chairman Unger recessed the meeting to conduct the public auction of the Hayes County "State Shop" property.

Hayes County Attorney Garner reviewed the bidding procedure for the sale, read the legal description of the real estate, the description of property/buildings and terms & conditions of the sale.

Bidding began at 5:40 P.M. at \$10,000. Round One of bidding closed at 5:42 P.M. with the top bid of \$13,000.

The Board of Commissioners reconvened their meeting at 5:43 P.M. Attorney Garner reviewed the statutory requirements of the sale. Garner reviewed the February 2, 2017 Board motion which read as follows: *Motion by Unger, second by Richards to offer for sale "Maintenance Yard 71300", being a part of the SE4SE4 Section 2, T-6N, R-33W, Hayes County, Nebraska (73709 Hwy 25) and to have a public hearing March 14, 2017 at 1:00 P.M. for the purpose of hearing testimony for or against the sale and raise issues regarding the fair market value of the property. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.*

Garner also informed the audience a Public Hearing was held on March 14, 2017, the purpose of which was to receive public comments for or against the sale of the Maintenance Yard 71300 (Old state Shop) and to hear any issue regarding the fair market value of said property as to be determined by the Hayes County Board.

Richards moved, second by Christner to set the fair market value of Maintenance Yard 71300 (Old state Shop) located at 73709 Hwy 25, Hayes Center, NE at \$60,000. Roll call vote: Richards, yes; Christner, yes; Unger, no. Motion carried.

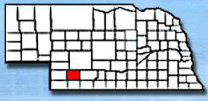
Second round bidding began at 5:52 P.M. with a bid of \$14,000 and ended at 5:55 P.M. with the bid of \$40,000. After a five minute recess, round two bidding resumed at 6:01 pm. Garner asked for any higher bids from the floor three times. There were no other bids. The high bidder signed a purchase agreement and provided earnest money.

Unger moved to accept the high bid of Nicholas Cox for \$40,000 for the County owned property located at 73709 Hwy 25, Hayes Center, NE. Motion died for lack of a second.

Christner moved, second by Unger to accept the high bid of Nicholas Cox for \$40,000 for the County owned property located at 73709 Hwy 25, Hayes Center, NE. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Reuben Echols met with the Board to discuss details relating to the Courthouse elevator project.

Richards moved, second by Unger to adjourn the meeting at 7:25 PM. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.



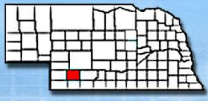
Hayes County Board Minutes



The next meeting of the Hayes County Commissioners will be May 16, 2017 at 8:30 AM at the Courthouse in Hayes Center.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
May 16, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for May 16, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Craig Softley, D. Eugene Garner, Phil Dixon, Joe Miller and Tom Dow. Visitors were Mike Sherman and Kip Richards.

Chairman Unger opened the meeting at 8:45 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Richards moved, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Christner to approve the consent agenda consisting of the minutes of the April 10, April 17 and May 2, 2017 meetings, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Joe Miller met with the Board to request use of the Bobcat for a community improvement project at Kittle Park. The Village of Hayes Center will be removing the old sand under the playground equipment and replacing it with rubber mulch. Board consensus supports allowing the use of the Bobcat.

Mike Sherman was present to answer questions concerning the US Department of Agriculture Animal and Plant Health Inspection Service - Wildlife Services (USDA APHIS-WS) contract.

Richards moved, second by Unger to renew the work/financial plan between Hayes County and USDA APHIS for 7-1-2017 to 6-30-2018 at the cost of \$8,134.72. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Phil Dixon joined the meeting to discuss bridge projects, the stop sign study and horizontal curve signing procedures.

Unger moved, second by Christner to adopt Resolution 2017-12 authorizing placement of regulatory stop and yield signs at listed intersections in Hayes County. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The following bid for installation of horizontal curve signs was received for Board consideration:

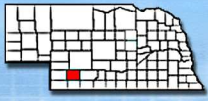
Kip Richards- District one bid price-\$19,920, District two bid price- \$32,010, District three bid price-\$11,040; County total bid price-\$62,970. No Board action was taken at this time.

Myra Stoney with Southwest Nebraska Public Health Department met with the Board and reviewed the 2016 Annual Report of programs and services.

Craig Softley, Hayes County Economic Development Coordinator, updated the Board regarding the revolving loan fund and grant application, hog operation, newspaper, mechanic and potential ventures seeking funding sources.

Chairman Unger recessed the meeting at 12:25 P.M. for lunch and reconvened the meeting at 1:05 P.M.

Anchor Insurance representative Tyler Clifford visited with the Board about health insurance coverage and premium options.



Hayes County Board Minutes



Christner moved, second by Richards to approve the Treasurers Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to approve claims, excluding claims 1705043 and 1705065, in the amount of \$86,322.92. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to pay claim 1705043 for \$116.84. Roll call vote: Richards, yes; Christner, yes; Unger, abstain. Motion carried.

Unger moved, second by Christner to pay claim 1705065 for \$13,387.50. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Unger moved, second by Richards to approve payroll for \$70,964.88. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to direct chairman to sign the Southwest Nebraska Juvenile Services Comprehensive Plan revision. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to approve the Quality Irrigation application to occupy Hayes County Road Right-Of-Way 2017-02, for an electric line between the Southwest $\frac{1}{4}$ and Northeast $\frac{1}{4}$ of Section 6, T-6N; R-34W.

Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

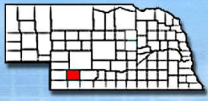
Chairman Unger signed the National Functional Classification Map updating the classification of Highway 6.

Unger moved, second by Richards to adjourn the meeting at 3:15 P.M. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next meeting will be May 30, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
May 30, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for May 30, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith and D. Eugene Garner. Visitors were Randy Vlasin, Tim Baxter, Kip Richards and Mike Ruppert.

Chairman Unger opened the meeting at 8:45 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Unger moved, second by Richards to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Christner to continue employee health insurance coverage with Blue Cross/Blue Shield for 7-1-2017 to 6-30-2018. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Discussion was held regarding a letter received from West Central Nebraska Development District. Items listed for correction have been completed or are scheduled for repair. The County asked Mr. Vlasin, Hayes Center Ag Instructor, if the Ag Department would have an interest in using the small wooden shed for shop/greenhouse purposes. Vlasin will check into the cost of making the building useable and report back to the Board.

Repair of structure C004303605P (Beebe Bridge) and a road supervisor were discussed.

Tim Baxter, with NIRMA Insurance, joined the meeting to discuss proper installation of chevron signs, internal road assessment and shop and sign audits.

Christner left the meeting at 11:55 A.M.

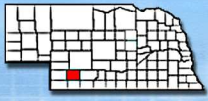
Baxter accompanied Unger and Richards to the country to look at and answer specific questions regarding the installation of signs.

Unger moved, second by Richards to adjourn the meeting at 3:22 P.M. Roll call vote: Christner, absent; Unger, yes; Richards, yes. Motion carried.

The next meeting will be June 13, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
June 13, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for June 13, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Susan Messersmith, Craig Softley, D. Eugene Garner, Tammy Schwenk and Phil Dixon. Visitors were Mike Brenning and Rueben Echols.

Chairman Unger opened the meeting at 8:35 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Christner moved, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. Mike Brenning addressed the Board regarding gravel. Rueben Echols reviewed the drawings for the proposed elevator with the Board.

Unger moved, second by Richards to approve the consent agenda consisting of the minutes of the May 16, 2017 meetings, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Kathy Haas representing the Family Resource Center reviewed the services provided by the Center, thanked the Board for their contributions in the past and explained their proposed budget for the 2017-18 fiscal year. Richards moved, second by Unger to contribute \$800 to the Family Resource Center for the 2017-18 fiscal year. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Phil Dixon joined the meeting to discuss joint bridge projects with Hitchcock County and culvert bids.

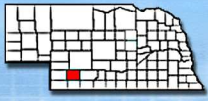
The following culvert bids were received for Board consideration:

Blackwood Creek project (structure C004353810). All bids received were for Twin 120" X 40' culverts. Ace/Eaton Metals - Riveted Annular 8 gauge culvert - \$41,290.28. Spiral 8 gauge culvert - \$29,989.60. Husker Steel – Annular 8 gauge culvert - \$44,698.00. Midwest Service & Sales Co – Annular culvert – no bid. Spiral 8 gauge culvert - \$31,763.98. Spiral 10 gauge - \$29,135.60

Frenchman Creek project (structure C004301905). All bids received were for Twin 120" X 40' culverts. Ace/Eaton Metals - Riveted Annular 8 gauge culvert - \$41,286.88. Spiral 8 gauge culvert - \$29,986.20. Husker Steel – Annular 8 gauge culvert - \$44,698.00. Midwest Service & Sales Co – Annular culvert – no bid. Spiral 8 gauge culvert - \$31,763.90. Spiral 10 gauge - \$29,135.60

Red Willow Creek project (structure C004334015P)). All bids received were for Twin 120" X 40" culverts. Ace/Eaton Metals - Annular 8 gauge culvert - \$41,944.08. Spiral 8 gauge culvert - \$30,643.40. Husker Steel – Annular 8 gauge culvert - \$44,698.00. Midwest Service & Sales Co – Annular Culvert – no bid. Spiral 8 gauge culvert - \$34,023.04. Spiral 10 gauge - \$30,299.27

Richards moved, second by Unger, to accept the bid of Ace/Eaton Metals for the Blackwood Creek project, Structure C004353810, in the amount of \$29,989.60 for Twin – 120" CMP x 40' "Spiral" 8 gauge culvert. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.



Hayes County Board Minutes



Christner moved, second by Richards, to accept the bid of Ace/Eaton Metals for the Frenchman Creek project, Structure C004301905, in the amount of \$29,986.20 for Twin – 120” CMP x 40’ “Spiral” 8 gauge culvert. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Unger to accept the bid of Ace/Eaton Metals for the Red Willow Creek project, Structure C0043341015P, in the amount of \$30,643.40 for Twin – 120” CMP x 40’ Spiral 8 gauge culvert. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Discussion was held, via telephone, with Chase County Commissioners regarding a possible interlocal agreement for installation of signs.

Unger moved, second by Richards, to reject the bid of Kip Richards for the installation of horizontal curve signs. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger recessed the meeting at 12:25 P.M. for lunch and reconvened the meeting at 1:05 P.M.

Craig Softley, Hayes County Economic Development Coordinator, updated the Board regarding the revolving loan fund and grant application, newspaper, mechanic and potential ventures seeking funding sources.

Unger moved, second by Richards to contribute \$1,100 to Bridge of Hope for the 2017-18 fiscal year. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Pamela Mann, representing Region II Developmental Services, reviewed services provided and how monies are spent and thanked the Board for their past contributions.

Unger moved, second by Christner to contract with Daniel D. Miller, CPA for preparation and filing of budget documents for the fiscal year July 1, 2017 to June 30, 2018 at the cost of \$2,400.00. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to approve the Treasurers Report. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Unger to approve payroll for \$71,095.55. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve claims, excluding claims 1706030 and 1706055, in the amount of \$83,537.76. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to pay claim 1706030 for \$116.84. Roll call vote: Unger, abstain; Richards, yes; Christner, yes. Motion carried.

Christner moved, second by Unger to pay claim 1706055 for \$4,105.50. Roll call vote: Richards, abstain; Christner, yes; Unger, yes. Motion carried.

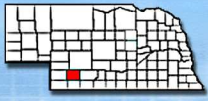
Chairman Unger set the end of fiscal year meeting for June 27, 2017 at 8:30 A.M.

Christner moved, second by Unger to direct chairman to sign the closing documents and warranty deed for the sale of Maintenance Yard 71300 (Old State Shop) to Nicholas J. & Ericka D. Cox. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Discussion was held regarding a road supervisor/foreman.

Unger moved, second by Christner to adjourn the meeting at 4:25 P.M. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next meeting will be June 27, 2017 at 8:30 A.M.

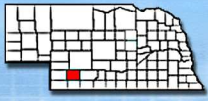


Hayes County Board Minutes



Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
June 27, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for June 27, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, D. Eugene Garner and Leon Kolbet. Visitors were Rueben Echols.

Chairman Unger opened the meeting at 8:35 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Christner moved, second by Richards to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Rueben Echols met with the Board to discuss options regarding the elevator project and restroom upgrades.

Richards moved, second by Christner to pay claims, excluding claim 1706125, in the amount of \$146,429.21. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to pay claim 1706125 in the amount of \$17,671.50. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Richards moved, second by Unger to adopt Resolution 2017-13, Fund Transfer Authorization. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to adopt the job description for a Temporary, Part-Time Sign Technician as amended. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Discussion was held regarding the agreement between Chase County and Hayes County for installation of Road Signs. Garner will correspond with Chase County regarding the agreement.

Unger moved, second by Christner to declare the 2001 Mazda Minitruck, VIN DG62T301252, as surplus county property and direct Chairman to market miniturck. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

The Board will hold a budget workshop July 25, 2017 at 9:00 A.M.

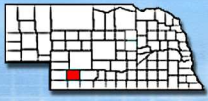
Unger moved, second by Christner to contract with GIS Workshop for software updates of SimpleSigns and RoweMap with 1 year maintenance and support at the cost of \$600.00. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger, moved, second by Christner to adjourn at 12:55 P.M. Roll call vote: Richards, yes; Christner, yes; Richards, yes. Motion carried.

The next meeting will be July 11, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
July 11, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for July 11, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Susan Messersmith, Craig Softley, D. Eugene Garner, Tammy Schwenk, Blake Gigax and Phil Dixon. Visitors were Tim Storts.

Chairman Unger opened the meeting at 8:35 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Richards moved, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Christner to approve the consent agenda consisting of the minutes of the June 13 and June 27, 2017 meetings, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Craig Softley, Hayes County Economic Development Coordinator, updated the Board regarding the revolving loan fund and grant application for existing or start-up businesses, financial contributions from area businesses, sale of The Hayes Center Times Republican to Southwest Nebraska News, LLC, the grant application submitted to Farm Credit for protective gear for local first responders and a possible ribbon cutting ceremony for Buffalo Plains Genetics' new hog facility.

Blake Gigax, Weed Superintendent and Tim Storts, regional inspector for the Nebraska Department of Agriculture Noxious Weed Program, joined the meeting to review the NDA's procedure for evaluating counties noxious weed programs. Hayes County scored well on fulfilling the obligations of the Noxious Weed Program.

Phil Dixon joined the meeting to discuss joint bridge projects with Hitchcock County and road reclassifications.

Unger moved, second by Christner to approve the Hayes County-Chase County Interlocal Cooperation Agreement for the Installation of County Road Signs and Horizontal Curve Signing Devices. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to apply for the Nebraska Association of County Officials (NACO) credit card and account program requesting three cards, a card for General Fund, Road and Bridge Fund and the Sheriff's Department, with a \$500.00 limit. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger recessed the meeting at 12:25 P.M. for lunch and reconvened the meeting at 1:10 P.M.

Unger moved, second by Christner to implement the Hayes County Purchasing Policy regarding use of private credit cards and inventory of purchased items. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve claims, excluding 1707031, for \$29,057.72. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to approve claim 1707031 for \$28.89. Roll call vote: Unger, yes; Richards, yes; Christner, abstain. Motion carried.



Hayes County Board Minutes



Unger moved, second by Richards to approve payroll for \$72,328.47. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Unger to approve the Sheriff's Quarterly Report. Roll call vote: Christner, yes; Unger, yes; Richards yes. Motion carried.

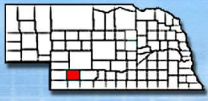
Discussion was held regarding a road supervisor/foreman.

Unger moved, second by Christner to adjourn the meeting at 3:35 P.M. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next meeting will be July 25, 2017 at 9:00 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
July 25, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for July 25, 2017 at 9:00 A.M. in the courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given by publication and posted in accordance with law. Those present were Jeffry Unger, Wayne Christner, Barry Richards, Rita Erickson, Susan Messersmith, and D. Eugene Garner. Also in attendance was Rueben Echols.

Chairman Unger opened the meeting at 9:20 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Chairman Unger announced that a current copy of the Open Meetings Act is posted on the wall of the Commissioner Room and a copy is available for review upon request.

Motion by Christner, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger requested comments from the audience. There were none.

Rueben Echols was present to review drawings for the proposed elevator.

Richards moved, second by Unger to approve the Treasurers Report. Roll call vote: Richards yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Christner to approve June 30, 2017 County Offices inventories. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to direct the Emergency Manager to switch from Code Red to Rave Mobile Safety county wide alert notifications and to enter into a Memorandum of Understanding with Chase County to pay 1/5 of Rave yearly costs. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

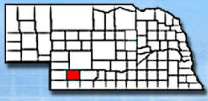
Preliminary budget requests for all offices and road and bridge were compiled.

Chairman Unger adjourned the meeting at 11:55 A.M.

The next regular meeting will be held August 8, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
August 8, 2017

A meeting of the Hayes County Board of Commissioners was scheduled for August 8, 2017 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 posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, D. Eugene Garner and Leon Kolbet. Visitors were William Barger and Dan Miller.

Chairman Unger opened the meeting at 8:35 A.M. Roll call: Christner, present; Unger, present; Richards, present.

Christner moved, second by Richards to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Christner to approve the consent agenda consisting of the minutes of the July 11 and July 25, 2017 meetings, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

William Barger joined the meeting to discuss a portion of Road 726, which lies between Section-5, Township-4 North, Range-32 West in Hitchcock County and Section-33, Township-5 North, Range-32 West in Hayes County. Further research is needed prior to considering any road location changes.

Richards moved, second by Unger to approve the Treasurers Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

The Board acknowledged receipt of the Delinquent Real Estate Tax Listing from the Treasurer.

Richards moved, second by Unger to approve claims, excluding 1708056 and 1708057, for \$64,673.53. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to approve claim 1708056 and 1708057 for \$11,424.00. Roll call vote: Richards, abstain; Christner, yes; Unger, yes. Motion carried.

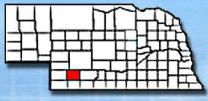
Christner moved, second by Richards to approve payroll for \$77,273.19. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to contract with Dana F. Cole & Company, LLP for the 2016-2017 fiscal year audit services at the cost of \$9,200 plus additional expenses of \$900.00 and direct Chairman to sign the same. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger recessed the meeting at 12:20 P.M. for lunch and reconvened the meeting at 12:55 P.M.

Zoning Administrator, Kolbet joined the meeting to discuss potential addition of solid waste disposal sites regulations to the current zoning regulations and fee adjustments for zoning permits.

Motion by Unger, second by Richards to amend the zoning application fees as follows: Building permits, \$45.00; Conditional Use Permits, \$500.00; Application for Variance, \$500.00. All application for zoning permits not received prior to commencement of construction will be charged an additional \$40.00 late fee. Amended fees shall be effective October 1, 2017. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.



Hayes County Board Minutes



Dan Miller joined the meeting to discuss the 2017-2018 budget. The budget hearing will be September 12, 2017 at 9:15 A.M. The final tax request hearing will follow. The public is welcomed and encouraged to attend.

Discussion was held, but no action taken on road supervisor position, road reclassification and Road 739A.

Unger moved, second by Christner to adjourn the meeting at 2:50 P.M. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Pursuant to publication requirements of § 23-122 the following is a list of Hayes County job titles and current salaries.

Job Title	Salaries	
Commissioners	\$19,143.36	Yr
Sheriff	\$46,974.06	Yr
Part-time Law Enforcement	\$21.00	Hr
Treasurer	\$46,974.06	Yr
Treasurer Office Assistant	\$17.79	Hr
Ex-Officio Clerk	\$46,974.06	Yr
Ex-Officio Deputy	\$31,449.24	Yr
Clerk Office Assistant	\$15.30	Hr
Extension Office	\$28,999.92	Yr
Attorney	\$35,165.52	Yr
Attorney Secretary	\$13.00	Hr
Road Dept Employee	\$16.32	Hr
PT Road Employee	\$15.00-18.00	Hr
Zoning Administrator	\$1,800.00	Yr
Zoning Administrator Sec.	\$16.06	Hr
Hwy Supt	\$8,700.00	Yr
Emergency Manager	\$9,000.00	Yr
Veterans Service Admin	\$2,100.00	Yr
Weed Superintendent	\$5,400.00	Yr
Economic Dev Coordinator	\$20.00	Hr
Courthouse Maintenance	\$3,000.00	Yr

The next meeting will be September 12, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Budget Hearing
September 12, 2017

Chairman Unger opened the Budget hearing at 9:15 A.M. on September 12, 2017. Advance notice of the hearing, time and place was given by publication and posted in accordance with law. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, D. Eugene Garner and Daniel Miller.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Chairman Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Roll call: Christner, present; Unger, present; Richards, present.

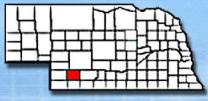
The proposed 2017-2018 budget was reviewed. Total county valuation for the 2016-2017 year was \$569,271,906.00. The 2017-2018 total county valuation is \$555,399,737.00. The 2017-2018 levy will increase from 0.162061 in 2016-17 to a proposed 0.171321 for 2017-2018.

The purpose of the hearing is to receive testimony in support, opposition, criticism, suggestions or observation of taxpayers relating to the proposed budget. Chairman Unger asked for comments. No public comment was received.

Chairman Unger closed the Budget Hearing at 10:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
Final Tax Request Hearing
September 12, 2017

Chairman Unger opened the Final Tax Request Hearing at 10:30 A.M. Advanced notice of the hearing, time and place was given by publication and posted in accordance with law. Those present were Wayne Christner, Jeffrey Unger, Barry Richards, Rita Erickson, Susan Messersmith, D Eugene Garner and Daniel Miller.

In accordance with Section 84-1412 of the Nebraska Revised Statutes, Chairman Unger announced that a current copy of the Open Meetings Act is available for review and is posted on the wall of the Commissioner Room.

Roll call: Christner, present; Unger, present; Richards, present.

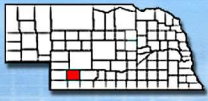
Tax dollar needs for the upcoming 2017-2018 fiscal year operating budget was discussed. For fiscal year 2016-2017 the property tax request was \$922,569.00. The 2017-2018 proposed property tax request is \$951,515.00.

The purpose of the hearing is to receive testimony in support, opposition, criticism, suggestions or observation of taxpayers relating to setting the final tax request at a different amount than the prior year tax request. Chairman Unger asked for comments from the public. No public comments were received.

Chairman Unger closed the Final Tax Request Hearing at 10:35 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
September 12, 2017

A Regular meeting of the Hayes County Board of Commissioners was scheduled for September 12, 2017 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 posted in accordance with law. Chairman Unger called the meeting to order at 8:30 A.M. The Open Meetings Act was available for review and Chair indicated location of such copy in the room where the meeting was being held. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, Tom Dow, Joe Miller, D. Eugene Garner, Phil Dixon, Craig Softley and Leon Kolbet. Visitors present were Rueben Echols and Daniel Miller.

Christner moved, second by Richards to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger requested comments from the audience. There were none.

Unger moved, second by Christner to approve the consent agenda consisting of the minutes of the August 8, 2017 meeting, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Rueben Echols joined the meeting to review preliminary plans for ADA updates to the courthouse including installation of an elevator and renovation of the restrooms.

Chairman Unger recessed the Regular meeting at 9:15 A.M. for the Budget Hearing and reconvened the regular meeting at 10:35 A.M.

Unger moved, second by Christner to adopt Resolution 2017-14, authorization for Hayes County Treasurer to transfer funds from General Fund to Road and Bridge Fund effective June 30, 2017. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-15 as follows:

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2017 to June 30, 2018, prepared by the Budget Making Authority, was transmitted to the County Board on the 12th day of September, 2017.

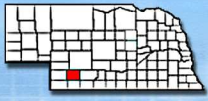
NOW THEREFORE, BE IT RESOLVED, by the Board of COMMISSIONERS of HAYES County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2017 to June 30, 2018, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for HAYES County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2017 and ending June 30, 2018.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

Dated and passed this 12TH day of September, 2017.



Hayes County Board Minutes



Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to set the final tax request at \$951,515.00 which is a different amount than the prior year tax request of \$922,569.00. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to approve the additional 1% increase in the restricted funds authority. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

County Highway Superintendent Phil, Dixon, joined the meeting to discuss road reclassification, joint projects and the upcoming 1 & 6 Year road plan.

Economic Development Coordinator Craig Softley discussed the USDA Rural Economic Development Loan & Grant Program (REDLG) as a potential funding source for ADA updates to the courthouse.

The Hayes County Owner Occupied Rehabilitation Program was discussed.

Chairman Unger recessed the Regular meeting at 12:30 P.M. for lunch, and reconvened the meeting at 1:00 P.M.

Dennis Maggart with NACO, joined the meeting to discuss a cash in-lieu program for health insurance.

Unger moved, second by Christner to approve and pay claims 1709051 and 1709052 in the amount of \$9,878.14. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Unger left the meeting at 2:25 P.M.

Christner moved, second by Richards to go into executive session for emergency legal matters at 3:00 P.M. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Christner moved, second by Richards to come out of executive session at 3:38 P.M. Roll call vote: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Because Hayes County Attorney has a conflict of interest, Christner moved, second by Richards to authorize Sheriff Tom Dow to obtain legal counsel at Hayes County expense in relation to performance of his official duties pertaining to RABO v. Richards, Case CI 14-10. Roll call vote: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Christner moved, second by Richards to approve and pay claims, excluding claims 1709051 and 1709052, in the amount of \$86,799.18. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to approve payroll in the amount of \$90,071.86. Roll call vote: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Christner moved, second by Richards to approve the Treasurers Report. Roll call vote: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Richards moved, second by Christner to direct Vice-Chairman to sign appraisal contract with Tax Valuation, Inc, for appraisal of parcel 430056076 and 430016085 at the cost of \$5,000.00. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.



Hayes County Board Minutes



Richards moved, second by Christner to direct Vice-Chairman to sign 2 year contract (2018 and 2019) with Pritchard & Abbott, Inc for appraisal of all mineral interest in Hayes County at the cost of 1,070.00 per year. Roll call vote: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Richards moved, second by Christner to direct Vice-Chairman to sign Amendment one, dated October 2017, Subaward between the Nebraska Department of Health and Human Services, Child Support Enforcement, and Hayes County. Roll call vote: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Richards moved, second by Christner to direct Vice-Chairman to sign the Federal funds Purchase Program Annual Certification of HBP, STP funds for the period of July 1, 2016 to June 30, 2017. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

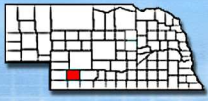
Christner moved, second by Richards to approve the amended Sheriff's Quarterly report for quarter ending June 2017. Roll call vote: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Christner moved, second by Richards to adjourn at 5:03 P.M. Roll call vote: Christner, yes; Unger, absent; Richards, yes. Motion carried.

The next Regular Meeting is October 10, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
October 10, 2017

A Regular meeting of the Hayes County Board of Commissioners was scheduled for October 10, 2017 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 posted in accordance with law. Chairman Unger called the meeting to order at 8:30 A.M. The Open Meetings Act was available for review and Chair indicated location of such copy in the room where the meeting was being held. Those present were Wayne Christner, Barry Richards, Jeffrey Unger, Rita Erickson, Susan Messersmith, D. Eugene Garner, Phil Dixon and Craig Softley. Visitors present were Brandon Wood, Cory Schuller, Phillip Jensen and Dan Hughes.

Richards moved, second by Christner to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger requested comments from the audience. There were none.

Unger moved, second by Richards to approve the consent agenda consisting of the minutes of the September 12, 2017 meeting and hearings, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Great Plains Communication representatives Philip Jensen, Brandon Wood and Cory Schuller were present to discuss options regarding internet speeds and the cost to run fiber to the courthouse. Jensen will compile information and submit a proposal for Board review.

Phil Dixon, Highway Superintendent, joined the meeting to discuss future bridge projects, joint projects and an engineering agreement with Oak Engineering for structure C004300300.

Economic Development Coordinator Craig Softley discussed the USDA Rural Economic Development Loan & Grant Program (REDLG) as a potential funding source for ADA updates to the courthouse.

Senator Dan Hughes joined the meeting. Mr Hughes discussed the upcoming legislative agenda for the state. Topics discussed were the state budget, tax relief, renewable energy, rural housing needs and rural housing programs.

Chairman Unger recessed the meeting at 12:25 P.M. for lunch, and reconvened the meeting at 1:05 P.M.

Christner moved, second by Unger to approve the Sheriff's Quarterly Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-16, cash in-lieu program for health insurance. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to approve and pay claims, excluding claims 1710054, 1710055 and 1710030, in the amount of \$56,089.97. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to approve and pay claims 1710054 and 1710055 in the amount of \$7,045.68. Roll call vote: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Christner moved, second by Richards to approve and pay claim 1710030 in the amount of \$95.77. Roll call vote: Unger, abstain; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to approve payroll in the amount of \$77,900.01. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Christner to appoint Connie Brott to the Visitor Committee. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Richards moved, second by Unger to forgive Owner Occupied Rehab Loan 09-HO-3043, located at 403 Hamilton, Hayes Center, NE, with an approximate remaining balance of \$6,556.44, on the condition all Real Estate taxes due and assessed are paid in full. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Unger to forgive owner Occupied Rehab Loan 09-HO-3043 located at 713 Hayes Ave, Hayes Center, NE, with an approximate remaining balance due of \$1,592.91, on the condition all Real Estate taxes due and assessed are paid in full. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Unger to forgive owner Occupied Rehab Loan 09-HO-3043 located at 202 Morton, Hayes Center, NE, with an approximate remaining balance due of \$3,463.68, on the condition all Real Estate taxes due and assessed are paid in full. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to direct Chairman to sign the Agreement for Professional Services between Hayes County and Oak Creek Engineering, LLC for structure C004300300. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to direct Chairman to sign the Internet Banking Agreement between Hayes County and Pinnacle Bank. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-17, Certificate of Tax Sales Foreclosure. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.



Hayes County Board Minutes



Unger moved, second by Christner to adopt Resolution 2017-18, Issuance of Tax Sales Certificate to the County. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to approve the Treasurers September 2017 Report. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

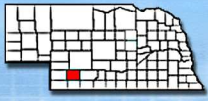
Richards moved, second by Unger to approve application to occupy road right away 2017-02 for installation of an underground water line under Rd 746 in the NE4 of Section 28, T-8N, R-32W. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to adjourn at 5:48. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next Regular Meeting is November 14, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
November 14, 2017

A Regular meeting of the Hayes County Board of Commissioners was scheduled for November 14, 2017 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 posted in accordance with law. Chairman Unger called the meeting to order at 8:30 A.M. The Open Meetings Act was available for review and Chair indicated location of such copy in the room where the meeting was being held. Those present were Wayne Christner, Jeffrey Unger, Rita Erickson, Susan Messersmith, D. Eugene Garner, Tom Dow, Joe Miller, Phil Dixon and Craig Softley.

Christner moved, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.

Chairman Unger requested comments from the audience. There were none.

Unger moved, second by Christner to approve the consent agenda consisting of the minutes of the October 10, 2017 meeting, the financial reports of the Clerk, Clerk of District Court and Imprest Account. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Great Plains Communication representative Philip Jensen provided two quotes for upgrading the courthouse internet access and phone. Both options include installation of fiber for improved internet speed and phone service.

Unger moved, second by Christner to accept Great Plains proposal for phone and 200/200 internet access for 60 months. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Craig Softley updated the Board on Economic Development activity. The Rural Business Development Grant from USDA Rural Development has full approval from the USDA. Paperwork will be distributed to local banks and the application process will begin soon. ADA updates to the courthouse may be funded through the USDA Rural Economic Development Loan & Grant Program (REDLG). A proposal to pave a road from Imperial to Maywood has been discussed with the State Department of Roads. Daycare needs and the launch of the Hayes Center Community Church were other topics.

Christner moved, second by Unger to direct Chairman to sign Resolution 2017-19, an amendment and addendum to NIRMA/ NIRMA II Intergovernmental/Interlocal Agreement which extends commitment to participate in NIRMA for the period of July 1, 2018 through June 30, 2021. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.

Christner moved, second by Unger to approve Application to Occupy Road Right-of-Way, 2017-03, for locating quarter-corner and section markers on roads 741, 742, 743, 744 and on Avenues 348, 349, 354 and 355. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Unger to approve the Application to Occupy Road Right-of-Way, 2017-04, for installation of water and electricity across the county road from the N2SW4 to the S2NW4 of Section 27, T-6N, R-35W. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Christner moved, second by Unger to direct chairman to sign the amendment to Hayes County Flexible Benefits Plan adding a Cash-Out Option. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.

Phil Dixon, Highway Superintendent, joined the meeting to discuss Road reclassifications, road vacation study, and SAAR financial report.

Unger moved, second by Christner to approve and sign the annual SAAR Report. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Chairman Unger recessed the Regular Meeting at 9:35 A.M. for the road reclassification hearing and reconvened the Regular Meeting at 9:50 A.M.

Christner moved, second by Unger to adopt Resolution 2017-20, reclassification of Road 733 between Avenues 354 and 355 from Local to Minimum Maintenance. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-21, reclassification of Road 749 between Avenues 374 and 375 from Minimum Maintenance to Rural. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.



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Unger moved, second by Christner to adopt Resolution 2017-22, reclassification of Road 749 between Avenues 373 and 374 from Minimum Maintenance to Rural. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Unger to adopt Resolution 2017-23, reclassification of Road 733 between Avenues 355 and 356 from Local to Minimum Maintenance. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-24, reclassification of Road 728 between Avenues 372 and 373 from Local to Minimum Maintenance. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.

Unger moved, second by Christner to adopt Resolution 2017-25, directing Highway Superintendent to study the use of Road 744 between Avenues 363 and 364 for possible vacation or abandonment. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Unger to approve the Treasurers October 2017 Report. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Unger moved, second by Christner to approve payroll in the amount of \$75,973.67. Roll call vote: Unger, yes; Richards, absent; Christner, yes. Motion carried.

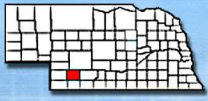
Christner moved, second by Unger to approve and pay claims in the amount of \$28,210.52. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to adjourn at 11:25 A.M. Roll call vote: Christner, yes; Unger, yes; Richards, absent. Motion carried.

The next Regular Meeting is December 12, 2017 at 8:30 A.M.

Hayes County Clerk

Board Chairman



Hayes County Board Minutes



Hayes County Commissioners
December 12, 2017

A Regular meeting of the Hayes County Board of Commissioners was scheduled for December 12, 2017 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 posted in accordance with law. Chairman Unger called the meeting to order at 8:45 A.M. The Open Meetings Act was available for review and Chair indicated location of such copy in the room where the meeting was being held. Those present were Wayne Christner, Jeffrey Unger, Barry Richards, Rita Erickson, Susan Messersmith, D. Eugene Garner, Tom Dow, Joe Miller, Phil Dixon and Craig Softley.

Christner moved, second by Unger to approve the agenda. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger requested comments from the audience. There were none.

Richards moved, second by Unger to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, and Imprest Account and the minutes of the November 14, 2017 meeting with a correction to the following published motion: *Unger moved, second by Christner to adopt Resolution 2017-22, reclassification of Road 749 between Avenues **372 and 374** from Minimum Maintenance to Rural. Roll call vote: Richards, absent; Christner, yes; Unger, yes. Motion carried.* The motion should have read *Unger moved, second by Christner to adopt Resolution 2017-22, reclassification of Road 749 between Avenues **373 and 374** from Minimum Maintenance to Rural. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.*

Rueben Echols joined the meeting to discuss architect plans and questions regarding the elevator project.

Unger moved, second by Christner to adopt Hayes County CDBG Owner Occupied Rehabilitation Amended Program Guidelines for Contract #09HO3093. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to adopt Resolution 2017-26:

WHEREAS, the County of Hayes County, Nebraska, is a political subdivision of the State of Nebraska; and

WHEREAS, pursuant to NEB. REV. STAT. 39-1722 et. seq., the County Board of Commissioners of Hayes County, Nebraska, has received a written report of a study made by County Highway Superintendent, Phillip W. Dixon, regarding the vacation or abandonment of Hayes County Road 744 running east and west on the South Side of Section Thirty-five (35), Township Eight (8) North, Range Thirty-Three (33) West of the 6th P.M., Hayes County, Nebraska

WHEREAS, NEB. REV. STAT. § 39-1724 requires that the County Board fix a time, date and place for public hearing to consider whether said road should be vacated or abandoned.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS OF HAYES COUNTY, NEBRASKA:

1. That a public hearing be held on the 9th day of January, 2018 at 10:30 A.M. CT in the Commissioner's Room in the Hayes County Courthouse, 505 Troth Street, Hayes Center, Nebraska, to consider whether to vacate or abandon that portion of Hayes County Road 744 running east and west between Section Thirty-five (35), Township Eight (8) North, Range Thirty-Three (33) West of the 6th P.M., and Section Two (2), Township Seven (7), Range Thirty-Three (33), West of the 6th P.M. in Hayes County, Nebraska.

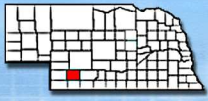
2. That a copy of this resolution shall be published once a week for three consecutive weeks in a legal newspaper of the County, those dates being December 21, 2017, December 28, 2017, and January 4, 2018.

3. That a copy of this Resolution shall be served by certified or registered mail or by personal service upon the owners of land abutting on or adjacent to said road and to the public utility service providers having utilities located adjacent to said road, by mailing the same to the last known address of each owner not less than two (2) weeks in advance of the hearing;

4. That this Resolution shall be retained in the office of the Hayes County Clerk as part of the permanent records of the County Board of Commissioners of Hayes County, Nebraska.

Passed and approved on this 12th day of December, 2017.

Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.



Hayes County Board Minutes



Craig Softley updated the Board on Economic Development activity. The Rural Business Development Grant from USDA Rural Development has full approval from the USDA. ADA updates to the courthouse may be funded through the USDA Rural Economic Development Loan & Grant Program (REDLG). The application process is underway.

Unger moved, second by Richards to direct Chairman to sign Purchase Agreement with Great Plains Communication Tele-Data, Inc. for delivery to and installation of wiring services inside the courthouse. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve the Telecommunications Services Agreement dated 12-5-2017, between Netlink, Inc. a wholly-owned subsidiary of Great Plains Communications, Inc. and Hayes County for 200 X 200 Mbps internet access and phone service. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Chairman Unger recessed the meeting at 12:10 P.M. for lunch and reconvened the meeting at 12:55 P.M.

Richards moved, second by Christner to direct chairman to sign the certification of County Highway Superintendent. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Unger to approve application to occupy road right-of-way 2017-05 for installation of an underground water line in the NE4 of Section 19, T-5N, R-31W. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Christner to modify the agenda to include an item of emergency nature, possible litigation and not having legal counsel to address the item, as evidenced by communication of claim or threat of litigation regarding Kip Richards. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Richards moved, second by Christner to enter into executive session at 2:04 P.M. to address an item of emergency nature, possible litigation and not having legal counsel to address the item, as evidenced by communication of claim or threat of litigation regarding Kip Richards. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to come out of executive session at 3:28 P.M. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to approve and pay claims, excluding claims 1712044 and 1712043, in the amount of \$71,511.22. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to approve and pay claims 1712044 and 1712043 in the amount of \$4,280.28. Roll call vote: Unger, yes; Richards, abstain; Christner, yes. Motion carried.

Unger moved, second by Christner to approve payroll in the amount of \$65,069.86. Roll call vote: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve the Treasurers November 2017 Report. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Unger to adjourn at 4:35 P.M. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

The next Regular Meeting is January 9, 2018 at 8:30 A.M.

Hayes County Clerk

Board Chairman