

Hayes County Commissioners
January 10, 2023

The Regular meeting of the Hayes County Board of Commissioners was scheduled for January 10, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on January 5, 2023, 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, D. Eugene Garner, Susan Messersmith, Tammy Schwenk, Joe Miller, Tom Dow, Boyd Gigax, Phil Dixon and Scott Clifford.

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.

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the December 13, 2022, meeting. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

The floor was opened for nominations to reorganize the Board for calendar year 2023. Christner moved, second by Richards to retain Unger as Chairman. Roll call: Christner, yes; Unger, abstain; Richards, yes. Motion carried.

The floor was opened for nominations of Vice-Chairman for the calendar year 2023. Richards moved, second by Unger to retain Christner as Vice-Chairman. Roll call: Unger, yes; Richards, yes; Christner, abstain. Motion carried.

Unger moved, second by Christner to adopt Resolution 2023-1, designation of Pinnacle Bank as Official Hayes County Depository for 2023. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to adopt Resolution 2023-2, designation of The Hayes Center Times Republican and/or the McCook Daily Gazette as official newspapers of publication for Hayes County for 2023 and to designate the County's website, <http://www.hayescounty.ne.gov> as an additional method of providing notices. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to adopt Resolution 2023-3, authorization for Hayes County Treasurer to invest monies. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to adopt Resolution 2023-4, authorization for Hayes County Treasurer to transfer monies. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Christner to adopt Resolution 2023-5, authorization for Hayes County Treasurer to have funds secured with a pledge receipt. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to designate the second Tuesday of each month as regular meeting date. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Christner moved, second by Unger to set 2023 holidays. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger made the following 2023 appointments:

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 – Unger

Planning and Zoning Secretary –Carroll

Economic Development Board - Richards

NIRMA contact person –Messersmith

Safety Committee Chairman –Unger

Unger moved, second by Richards to appoint Scott Clifford with Miller & Associates as Hayes County Surveyor for the term of 2023-2027 unless sooner terminated by either party. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Joe Miller spoke with the Board regarding the potential combination of multiple positions for the 2023 year.

Richards moved, second by Unger to appoint Gerald Unger as 2023 Hayes County Veterans Service Office for \$175.00 per month, and Boyd Gigax as 2023 Hayes County Weed Superintendent for \$450.00 per month. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Boyd Gigax joined the meeting to review the Weed Superintendent’s annual weed reports. Christner moved, second by Richards to approve the five annual weed reports for 2022 and direct Chairman to sign the same. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

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

Richards moved, second by Unger to approve payroll for \$78,677.20. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to approve the Sheriff’s Quarterly Report and the Final 2022 Distress Warrant. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Two bids for janitorial services were received for Board review. Unger moved, second by Christner to reject the bids received for janitorial services for the 2023 calendar year. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to contract janitorial services with Rita Erickson for \$500.00 per month. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to direct Chairman to sign the letter of intent for continued financial support of Hitch and Hay Public Transit for budget years 2023-24 and 2024-25. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to pay claims in the amount of \$42,102.65. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

The courtroom technology upgrade proposed by the administrative office of the courts was discussed.

Chairman Unger adjourned the meeting at 12:20 P.M.

The next meeting will be February 14, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
February 14, 2023

The Regular meeting of the Hayes County Board of Commissioners was scheduled for February 14, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on February 9, 2023, and posted in accordance with law. Chairman Unger called the meeting to order at 8:36 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, D. Eugene Garner, Susan Messersmith, Tammy Schwenk, Joe Miller, Tom Dow and Chuck Pierce.

Unger request to amend the agenda adding Road 376 between Sections 11 & 12 of T-8N, R-31W, to the agenda.

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

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

Discussion was held regarding the best way to repair the Road 376.

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the January 10, 2023, meeting. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Jennifer Rasmussen joined the meeting via telephone to answer questions regarding Nebraska Courtroom Technology Transfer of Ownership.

Christner moved, second by Richards to direct Chairman to sign the Memorandum of Understanding for Nebraska Courtroom Technology Transfer of Ownership. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Chuck Pierce joined the meeting to give an update on the village water project and curb/sidewalk repair.

Discussion was held regarding the county health insurance plan.

The 2021-2022 Audit is complete. Auditor findings were reviewed.

Unger moved, second by Richards commencing February 2023, County Board will meet as follows: Continue to meet the 2nd Tuesday of each month and add a second monthly meeting on the last business day of each month to review and consider payroll. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to adopt Resolution 2023-6, establish petty cash fund of \$100.00 for Hayes County Clerk and \$25.00 for Hayes County Court. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to adopt Resolution 2023-7, District Court Account. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to direct Chairman to sign the Memorandum of Understanding for Juvenile Services Aid Program. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to direct Chairman to sign the management representation letter regarding auditor, Donald Wilson. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to approve the Application of Tracy Tyan, dba T's Bar & Grill in Wallace, NE for a Special Designated License Retail License Holder for May 27, 2023, to be held in the Ag Building at the Hayes Center Fair Grounds. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to pay claims, excluding claim 2302038, in the amount of \$66,223.91. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to pay claim 2302038 in the amount of \$1,785.00. Roll call: Richards, abstain; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve payroll for \$89,722.99. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

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

Richards moved, second by Christner to appoint Kevin Fornoff to the Visitor’s Committee. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Discussion was held, but no action taken on Planning & Zoning openings, Emergency Manager, Maintenance & snow removal, McCook Humane Society request, sidewalk and curbs in front of the courthouse and snow days policy.

Chairman Unger adjourned the meeting at 12:20 P.M.

The next meeting will be February 28, 2023, at 11:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
February 28, 2023

The Regular meeting of the Hayes County Board of Commissioners was scheduled for February 28, 2023 at 11:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on February 23, 2023, and posted in accordance with law. Chairman Unger called the meeting to order at 11:36 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, Susan Messersmith, Rebecca Grimes and Marian Richards.

Unger 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.

Grimes gave an update and answered questions regarding the new Time and Attendance time clock program.

Richards moved, second by Unger to approve payroll for \$81,530.77. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Unger to appoint Marian Richards as Planning and Zoning Administrator for \$150.00/month. Roll call: Christner, no; Unger, yes; Richards, abstain. Motion failed.

Discussion was held regarding road grader issues.

Unger moved, second by Richards to advertise for one or two, new or used, AWD, road graders. Bids to be opened March 14, 2023. Full specification listing is on file at the Clerk's office. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger adjourned the meeting at 12:25 P.M.

The next meeting will be March 14, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

March 14, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for March 14, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on March 9, 2023, and posted in accordance with law. Chairman Unger called the meeting to order at 8:36 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, D. Eugene Garner, Susan Messersmith, Tammy Schwenk, and Phil Dixon. Visitors were Tony Primavera, Hannah Marquart, John Erickson, John Webster and Jeremy Cole.

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.

Tony Primavera visited with Board regarding bus routes. Hannah Marquart and John Erickson visited with Board regarding road concerns.

Phil Dixon, Highway Superintendent, joined the meeting. Bridge projects and road classifications were discussed.

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the February 14 and 28, 2023, meetings. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

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

Unger moved, second by Richards to enter into an interlocal agreement between the City of McCook and Hitchcock and Hayes County, to share access to the NCIC services at the cost of \$1780.00 per year. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Motor grader bids were received from NMC/CAT and John Deere/Murphy.

John Deere/Murphy bids:

Option #1-New 2023 672G \$376,220 minus trade of \$34,000 for final cost of \$342,220.

Option #2-Used 2018 672G with 2575 hours for \$209,000 minus trade of \$34,000 for final cost of \$175,000.

NMC/CAT bids:

Option #1 2023 Caterpillar 140M AWD, 17.5 tires for \$367,450 minus trade of \$42,800 for final cost of \$324,650.

Option #2 2023 Caterpillar 140M AWD, 14.0 tires for \$367,900 minus trade of \$42,800 for final cost of \$325,100.

Unger moved, second by Christner to approve the Auditor Report for Hayes County, year ended June 30, 2022. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to direct Chair to sign the one-year audit engagement letter for fiscal year ending June 30, 2023 with Donald D. Wilson, CPA, at the cost of \$7,800. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Dan Miller joined the meeting via telephone to discuss the budget amendment process. There will be a hearing to amend the budget on March 31, 2023 at 11:00 am.

Unger moved, second by Christner to purchase one 2023 Caterpillar 140 AWD motor grader for \$367,450 plus a 2' blade extensions for \$3,200 for a total cost of \$370,650 minus trade of County owned 140M AWD Serial # D9G00177 at \$42,800 for purchase price of \$327,850. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to surplus 2009 Caterpillar 140M AWD Cat, serial # D9G00177. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve and pay claims for \$255,492.22. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

A budget hearing will be held March 31, 2023, at 11:00 AM. with a regular meeting to follow.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

March 31, 2023

The Regular meeting of the Hayes County Board of Commissioners was scheduled for March 31, 2023 at 11:00 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on March 23, 2023, and posted in accordance with law. Chairman Unger called the meeting to order at 11:04 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, Susan Messersmith, and Gregg O'Brien.

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

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

Unger recessed the meeting and opened the budget amendment hearing at 11:05 A.M. The purpose of the hearing is to receive testimony in support, opposition, criticism, suggestions, or observation of taxpayers relating to the proposed budget amendment. No public comment was received.

Unger reconvened the regular meeting at 11:06 A.M.

Richards moved, second by Christner to amend the 2022-2023 Budget to increase the transfer of Inheritance fund disbursements by \$130,000.00 making the total disbursement from Inheritance \$180,000.00 for the 2022-2023 budget year. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards accept the NMC bid for a 2023 140 113A AWD motor grader at the cost of \$371,000.00 minus trade of \$70,000.00 for county owned 2015 JD 672G motor grader (Serial # 1DW672GXAFF670848) for total purchase price of \$301,000.00. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to approve payroll for \$79,628.78. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger adjourned the meeting at 12:05 P.M.

The next meeting will be April 11, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
April 11, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for April 11, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on April 6, 2023, and posted in accordance with law. Chairman Unger called the meeting to order at 8:34 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, D. Eugene Garner, Susan Messersmith, Tammy Schwenk, Nancy Frecks, Joe Miller and Phil Dixon.

Richards moved, second by Christner to approve the agenda. Roll call vote: Richards, yes; Christner, yes; Unger, 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 financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the March 14 and 31, 2023, meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Nancy Frecks, Unit Leader for Nebraska Extension in Hayes County, provided updates on local extension programming, financial summaries, County Impact Report and a summary of each educator assigned to Hayes County and thanked the Commissioners for their support.

Joe Miller, Deputy Emergency Manager, updated the Board regarding the Hazard Mitigation Plan.

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

Phil Dixon, Highway Supt, joined the meeting to discuss current bridge projects, stop sign grant, work permits to occupy road right-of-way and possible future legislation.

Unger moved, second by Christner to acknowledge receipt of the March 6th 2023 tax sale report. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to direct Chairman to sign the agreement for administrative services with Mid-American Benefits, LLC (MAB) and Hayes County. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to pay claims, excluding 2304040, 2304044 and 2304031, for \$257,107.19. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to pay claim 2304031 for \$60.00. Roll call: Richards, yes; Christner, abstain; Unger, yes. Motion carried.

Christner moved, second by Unger to pay claim 2304044 for \$3,570.00. Roll call: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

Unger moved, second by Richards to table claim 2304040, Nebraska Machinery Company. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to adopt Resolution 2023-08, a resolution to borrow \$180,000.00 from Inheritance Fund and to repay by June 30, 2028. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

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

Chairman Unger adjourned the meeting at 12:10 P.M. The next meeting will be April 27, 2023 at 11:00 A.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
April 27, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for April 27, 2023 at 11:00 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on April 20, 2023, and posted in accordance with law. Due to a lack of quorum, the meeting was rescheduled to 1:30 P.M.

Chairman Unger called the meeting to order at 1:50 P.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 Barry Richards, Jeffrey Unger and Susan Messersmith.

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

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

Unger moved, second by Richards to approve the 2023 Hayes County Extension Board Members consisting of Craig Softley-District 1, Ann Fornoff-District 2, Nicole Wiese- District 3, and Aaron Broz as the 4-H Representative. Roll call vote: Richards, yes; Christner, absent; Unger, yes. Motion carried.

Unger moved, second by Richards to approve payroll for \$83,771.78. Roll call: Christner, absent; Unger, yes; Richards, yes. Motion carried.

Chairman Unger adjourned the meeting at 2:15 P.M.

The next meeting will be May 9, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
May 9, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for May 9, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on May 4, 2023, and posted in accordance with law.

Chairman Unger called the meeting to order at 8:57 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, D. Eugene Garner, Susan Messersmith, Tammy Schwenk, Joe Miller, Phil Dixon, John Rundel, Jean Anderson and Amber Swedberg.

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

Chairman Unger requested comments from the audience. Jean Anderson and Amber Swedberg reviewed available Aflac policies with the Commissioners.

Phil Dixon, Highway Superintendent, joined the meeting to discuss the bundling of NACO counties for a bridge building federal grant, potential future projects, stop sign grant, ownership of structure S025A00116 which spans Bureau of Reclamation facilities or land in Hayes County.

County Attorney Garner reviewed cost share for County Line Bridge, structure C004306105.

Richards moved, second by Unger to submit a claim to Frontier County for \$183,109.50 for construction cost of County Line Bridge, structure C004306105. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

John Rundel, with Southwest Weed Management, reviewed projects provided by utilizing funding from the Nebraska Department of Agriculture in the 22-23 fiscal year. SW Weed Management is identifying and treating phragmites in Hayes County, implementing control measures for Cedar and Russian olive trees control. The Board signed a letter of support for the Western Republican River Basin Riparian Habitat Improvement Project.

Discussion was held regarding the gravel truck in District one, which is inoperable. Estimates of repairs exceed \$30,000 and therefore an emergency situation exists such that it threatens serious loss of property in the County.

After reviewing informal quotes for similar trucks, Richards moved, second by Christner to authorize Chairman Unger to bid up to \$49,000.00 on a 2013 Freightliner day cab semi-truck. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

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

Unger moved, second by Christner to approve the application of Jeremy Loomis, dba Just 1 More Bar & Grill, LLC in Hayes Center, NE as a Special Designated License Retail License Holder for an event to be held in the Ag Building at the Hayes Center Fair Grounds on June 10, 2023. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to surplus the County owned 1993 Kenworth Truck, VIN# 1XKWDB9X8PS615327. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to pay claims, excluding claims 2305032 & 2305044, in the amount of \$155,571.11. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to pay claim 2305032 for \$58.03. Roll call: Christner, abstain; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to pay claim 2305044 for \$8,670.00. Roll call vote: Unger, yes; Richards, abstain; Christner, yes. Motion carried.

Unger moved, second by Richards to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the April 11 and 27, 2023 meetings. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger adjourned the meeting at 12:01 P.M. The next meeting will be May 31, 2023 at 8:00 A.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
May 15, 2023

An emergency meeting of the Hayes County Board of Commissioners was held May 15, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. The emergency meeting is in reference to the purchase of a gravel truck.

Chairman Unger called the meeting to order at 8:35 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 Barry Richards, Jeffrey Unger, Wayne Christner and Susan Messersmith.

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

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

Richards moved, second by Unger to pay the claim in the amount of \$35,500.00 for a 2013 Freightliner Cascadia day cab semi-truck. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Chairman Unger adjourned the meeting at 8:44 A.M.

The next meeting will be May 31, 2023, at 8:00 A.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
May 31, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for May 31, 2023 at 8:05 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on May 25, 2023, and posted in accordance with law.

Chairman Unger called the meeting to order at 8:15 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, Rebecca Grimes and Susan Messersmith.

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

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

Unger moved, second by Richards to direct Chairman to sign the Budget Preparation Engagement Letter appointing Daniel D Miller, CPA, for budget services for the fiscal year July 1, 2023 to June 30, 2024 at the cost of \$2,900.00. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to adopt a Disaster Declaration for storm damage beginning on May 26, and continuing, in Hayes County Nebraska. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to approve payroll for \$83,130.72. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Significant discussion held regarding the extent of damage to the County's infrastructure and road system in various numerous locations throughout the County due to the recent intense flooding/flash flooding that occurred beginning on May 25. It was the consensus of the Board that the County lacks sufficient staff and equipment to efficiently and appropriately address said damaged infrastructure in a prompt and diligent manner and that it is in the best interests of the County and its citizens to contract with such available vendors/suppliers of heavy equipment and skilled operators as the Board may deem necessary to provide emergency assistance and services to rebuild/restore/replace county roads, crossing structures and other such county property damaged by said flooding in their respective districts.

The County Board, having signed a disaster declaration this date due to said recent intense flooding/flash flooding, finds that time is of the essence and accordingly, that it is necessary and in the best interests of the County and its citizens to waive the bidding requirements of the County Purchasing Act in relation to contracting with available vendors/suppliers of heavy equipment and skilled operators necessary to provide emergency assistance and services to rebuild/restore/replace county roads, crossing structures and other such county property damaged by said flooding as expeditiously as possible in order to meet said emergency which threatens serious loss of life, health, or property in the county.

Motion by Unger to waive the bidding requirements of the County Purchasing Act in relation to contracting with such available vendors/suppliers of heavy equipment and skilled operators as may be deemed necessary to provide emergency assistance and services to rebuild/restore/replace county roads, crossing structures and other such county property substantially damaged by said flooding as expeditiously as possible in order to address this emergency situation so as to minimize to the extent possible further threat of serious loss of life, health, or property in the county. Second by Christner. Roll call vote: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Rebecca Grimes visited with the Board regarding vacation/sick leave reporting, and using MIPS Time and Attendance program as the official method of recording employee hours.

Chairman Unger adjourned the meeting at 9:05 A.M.

The next meeting will be June 13, 2023, at 8:30 AM.

Hayes County Commissioners
June 13, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for June 13, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on June 8, 2023, and posted in accordance with law.

Chairman Unger called the meeting to order at 8:32 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, D. Eugene Garner, Susan Messersmith and Phil Dixon. Visitors present were: Phil Jensen, Gaylord Lawson, Tanner Collins, Kylie Joyce, Mary Lawson, Kathy Haas and Valerio Jansante.

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

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

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the May 9, 15 and 31, 2023 meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Phillip Jensen with Great Plains Communications, met with the Board to explain new phone/phone service pricing as the County's current bundle pricing expires at the end of June. The proposal also included security cameras. No action taken. Proposal will be addressed on June 30, 2023.

Gaylord Lawson met with the Commissioners to discuss storm damage to Road 366A between Road 738 and 739.

Phil Dixon, Hwy Superintendent, discussed storm damage and available funds to assist with repair costs of damaged roads.

Kylie Joyce gave an overview of Region II Services. Mary Lawson spoke more specifically regrading Southwest Area Training Service (SWATS).

Kathy Haas, Family Resource Center, summarized the services provided by FRC, reviewed the Income/Expenses of FRC for the 2022-2023 budget year and thanked the Board for their past contributions.

Unger moved, second by Richards to include in the budget for the 2023-2024 fiscal year the sum of \$1,750.00 for payment to Family Resources, Inc for services provided to Hayes County citizens to wit: Children's clothing exchange, school supplies, cleaning and toiletries, Christmas gifts, support to parents and foster parents, equipment support to special needs children, etc. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Tanner Collins visited with the Board regarding the County Sign Tech position.

Valerio Jansante, community liaison for Adrian Smith, highlighted Mr. Smith's current efforts in Washington and took comments, questions and concerns regarding current political happenings.

Richards moved, second by Christner to direct Chairman Unger sign Resolution 2023-09, Certification of proper completion of project C00436105. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to approve Consolidated Companies, Inc. application to occupy Hayes County Road Right-of-Way for installation of fiber optic cable in various locations in Northeast Hayes County. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to move to VSP Eyecare insurance with NACO Vision Block beginning 7/1/2023. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to pay claims, excluding claim 2306054, in the amount of \$160,484.19. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to pay claim 2306054 for \$10,067.50. Roll call: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

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

Chairman Unger adjourned the meeting at 2:01 P.M. The next meeting will be June 30, 2023 at 9:30 A.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

June 30, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for June 30, 2023 at 9:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on June 22, 2023, and posted in accordance with law.

Chairman Unger called the meeting to order at 9:39 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, D. Eugene Garner, Tammy Schwenk and Susan Messersmith.

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

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

Unger moved, second by Christner to direct Clerk to sign the Great Plains Communication Service Agreement for new phone system, cameras and upgraded Internet speed. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Richards to purchase a Sharp BP-70C31 color copier from Eakes Office Solution for \$7,202.81. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Protest hearings will be held on July 19, 2023 beginning at 1:00 P.M with a budget workshop immediately following.

Richards moved, second by Christner to adopt Fund Transfer Authorization Resolution 2023-10. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to pay claims, excluding claims 2306125 and 2306085, for \$427,437.80. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to approve claim 2306125 for \$21,890.00. Roll call: Unger, yes; Richards, abstain, Christner, yes. Motion carried.

Christner moved, second by Richards to pay claim 2306107 for \$165.06. Roll call: Richards, yes; Christner, yes; Unger, abstain. Motion carried.

Unger moved, second by Christner to approve payroll for \$94,962.23. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Board is in receipt of letter from Frontier County Board denying Hayes County's claim for cost share on bridge C004306105. Matter put on agenda for July 11, 2023 meeting.

Chairman Unger adjourned the meeting at 12:33 P.M.

The next meeting will be July 11, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
July 11, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for July 11, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on July 6, 2023, and posted in accordance with law.

Vice-Chairman Christner called the meeting to order at 8:32 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, D. Eugene Garner, Boyd Gigax and Susan Messersmith.

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

Christner requested comments from the audience. There were none.

Boyd Gigax spoke to the Board regarding upcoming budget needs, the weed vehicle and the State of Nebraska Weed Reports and Requirements information.

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the June 13 and 30, 2023 meetings. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Richards moved, second by Christner to direct the County Attorney to proceed with appealing to Frontier County District Court the June 28th, 2023 decision of the Frontier County Board of Commissioners denying the Hayes County Claim. Roll call: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to direct Vice-Chairman Christner to execute appeal bond. Roll call: Richards, yes; Christner, yes; Unger, absent. Motion carried.

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

Richards moved, second by Christner to adopt Resolution 2023-11, transfer of \$301,100.00 from Inheritance Tax Fund to Road Fund for the purpose of paying for motor grader. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

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

Christner moved, second by Richards to approve the application of Camie Cox, dba as Happy's Feed Store and Fuel Center in Palisade, NE as a Special Designated License Retail License Holder for an event to be held in the Russ Gohl Arena at the Hayes Center Fair Grounds on August 4, 2023. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Christner moved, second by Richards to pay claims, excluding claims 2307030 & 2307019, in the amount of \$320,773.04. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Christner moved, second by Richards to table claim 2307019 to Sinners Paint & Body Shop. Roll call: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Christner moved, second by Richards to pay claim 2307030 for \$28,468.50. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Christner adjourned the meeting at 12:15 P.M. The next meeting will be July 19, 2023 at 1:00 P.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

July 19, 2023

A meeting of the Hayes County Board of Commissioners was held at the Hayes County Courthouse in Hayes Center, Nebraska, on July 19, 2023 as published in *Times Republican* on July 13, 2023. Advanced notice of the meeting, time and place was posted and given to each Commissioner. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman Unger called the meeting to order at 1:38 P.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 Barry Richards, Jeffrey Unger, Wayne Christner, Susan Messersmith, Tammy Schwenk, Tom Dow and Dan Miller.

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

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

Dan Miller spoke with the Board regarding information needed to prepare the budget.

Preliminary 2023-24 budget request for General and Road & Bridge Funds were complied.

Chairman Unger recessed the meeting at 2:06 P.M. for Board of Equalization and reconvened the Budget Meeting at 2:40 P.M.

Chairman Unger adjourned the meeting at 3:45 P.M.

The next meeting will be July 31, 2023, at 9:00 A.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

July 31, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for July 31, 2023 at 9:00 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on July 27, 2023, and posted in accordance with law.

Vice-Chairman Christner called the meeting to order at 9:08 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, Tom Dow, Phil Dixon and Susan Messersmith.

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

Christner requested comments from the audience. There were none.

Sheriff Tom Dow visited with the Board regarding unpaid towing charges billed to the County.

Christner moved, second by Richards to direct Clerk to pay towing bill submitted by Sinners Paint & Body Shop at the August meeting. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Phil Dixon, Highway Superintendent, discussed bridge file, CBMP, and Grant programs with the Board.

Christner moved, second by Richards to approve payroll for \$89,917.59. Roll call: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to claim 2307058 in the amount of \$90.00. Roll call: Richards, yes; Christner, yes; Unger, absent. Motion carried.

Vice-Chairman Christner adjourned the meeting at 10:57 A.M.

The next meeting will be August 8, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

August 8, 2023

A regular meeting of the Hayes County Board of Commissioners was scheduled for August 8, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on August 3, 2023, and posted in accordance with law.

Chairman Unger called the meeting to order at 8:32 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, D. Eugene Garner, Tammy Schwenk and Susan Messersmith. Visitors present were John Rundel, Dan Miller, Tim McKillip, Evan Messersmith, Joe Soncksen and Leon Kolbet.

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

Unger requested comments from the audience. There were none.

Christner moved, second by Richards to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the July 11, 19 and 24, 2023 meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

John Rundel visited with the Commissioners regarding the SW Weed Management grant programs available to assist with control of invasive and non-desirable vegetation.

Unger moved, second by Christner to provide a letter of support for SW Weed Management. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to designate Nebraska Department of Administrative Services a/k/a State Print Shop as a provider for services under LB 644. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Christner moved, second by Richards to adopt Resolution 2023-12, adoption of Multi-Jurisdictional Hazard Mitigation Plan. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved second by Richards to direct Board Chair and Highway Superintendent to sign the County Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards 2023. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Christner moved, second by Richards to direct Board Chair to sign the Annual Certification for allocation of Hayes County HBP and STP Funds for period of July 1, 2022, to June 30, 2023. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Local residents visited with the Commissioner regarding possible relocation of Avenue 376A between Road 732 and 735.

Dan Miller joined the meeting to discuss the 2023-2024 budget. The budget hearing will be September 12, 2023, at 9:30 A.M. The final tax request hearing will follow at 9:45 A.M. The public is welcome and encouraged to attend.

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

Unger moved, second by Richards to budget for quarterly payments of shared bailiff. Roll call vote: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Richards moved, second by Christner to approve claims, excluding claim 2308047, for \$75,546.09. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to approve claim 2308047 for \$1,510.00. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger adjourned the meeting at 11:22 P.M. The next meeting will be July 19, 2023 at 1:00 P.M.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
August 31, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for August 31, 2023 at 8:40 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on August 24, 2023, and posted in accordance with law. Chair announced that a current copy of the Open Meetings Act was available for review and was posted in the room where the meeting was being held.

Chairman Unger called the meeting to order at 8:43 A.M. Those present were Jeffrey Unger, Wayne Christner, Barry Richards, Susan Messersmith, Tammy Schwenk, Char Hamilton, Joe Miller, D. Eugene Garner and Josh Taylor.

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

Unger requested comments from the audience. There were none.

Hamilton and Miller visited with the Board regarding the 2019 disaster projects and required FEMA paperwork.

Josh Taylor visited with the Board regarding traffic control on Avenue 353 that borders the east side of the village of Hamlet, needed safety signage and traffic diversion and control for potential future events.

Unger moved, second by Richards to approve payroll in the amount of \$92,707.02. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Christner moved, second by Richards to approve and sign inventory statements for county officers for year ending June 30, 2023. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger recessed the meeting at 10:54 for Board of Equalization meeting and reconvened the regular meeting at 10:56 A.M.

The Board went into executive session at 11:01 A.M. to discuss current litigation and returned to open session at 11:11 A.M.

Pursuant to publication requirements of § 23-122 the following is a list of Hayes County job titles and current salaries: Commissioners-\$21,880.00/Yr, Sheriff-\$53,680.00/Yr, Part-Time Law Enforcement \$28.50/Hr, Treasurer-\$53,680.00/Yr, Deputy Treasurer-\$34,892.00/Yr, Ex-Officio Clerk-\$53,680.00/Yr, Ex-Officio Deputy Clerk-\$42,765.60; Clerk Office Assistant-\$19.88/Hr, Extension Office-\$36,270.00/Yr, County Attorney-\$40,190.00/Yr, Co Attorney Secretary-\$16.75/Hr, Road Department Employees-\$17.35-19.35/Hr, Zoning Administrator-\$1,800.00/Yr, Zoning Admin Secretary-\$16.06/Hr, Highway Superintendent-\$12,000.00/Yr, Emergency Manager-\$9,000.00/Yr, Deputy Emergency Manager-\$5,400.00/Yr, Veterans Service Admin-\$2,100.00/Yr, Weed Superintendent-\$5,400.00/Yr, Economic Dev Coordinator-\$25.00/Hr, Courthouse Maintenance-\$3,300.00/Yr.

Chairman Unger adjourned the meeting at 11:15 A.M.

The next meeting will be September 12, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

September 12, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for September 12, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on September 7, 2023, and posted in accordance with law.

Vice Chairman Christner 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, Barry Richards, D. Eugene Garner, Susan Messersmith, Phil Dixon and Dan Miller.

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

Christner requested comments from the audience. There were none.

Richards moved, second by Christner to approve the consent agenda consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the August 8 and 31, 2023 meetings. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Phil Dixon, Highway Superintendent, reviewed 1- & 6-year road maps, eligible bridges for the Count Bridge Match Program, Avenue 353 on the east side of Hamlet and replacing the stop sign on the north side of the RR tracks at Hamlet.

Richards moved, second by Christner to direct Dixon to request Oak Creek Engineering do an engineering study on Bridge C004303605P. Roll call vote: Unger, absent; Richards, yes; Christner, yes. Motion carried.

Vice Chairman Christner recessed the regular meeting at 9:55 A.M. for the budget hearing. 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.

Christner closed the budget hearing at 10:05 A.M. and opened the special hearing to Set Final Tax Request. The purpose of the hearing is to receive testimony in support, opposition, criticism, suggestions, or observation of taxpayers relating to the proposed budget. Christner asked for comments. No public comment was received. Christner closed the hearing and returned to the regular meeting at 10:10 A.M.

Christner moved, second by Richards to adopt Resolution 2023-15

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2023 to June 30, 2024, prepared by the Budget Making Authority, was transmitted to the County Board on the 12th day of September, 2023.

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, 2023 to June 30, 2024, 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, 2023 and ending June 30, 2024.

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, 2023.

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

Christner moved, second by Richards to adopt Resolution 2023-16.

RESOLUTION SETTING THE PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the County of HAYES passes by a majority vote a resolution or ordinance setting the tax request; and
WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW THEREFORE, BE IT RESOLVED, the Governing Body of the County of HAYES resolves that:

SECTION 1. The 2023-2024 property tax request for the General Fund be set at \$1,015,000.00.

SECTION 2. The total assessed value of property differs from last year's total assessed value by 5.66 percent.

SECTION 3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$0.181962 per \$100 of assessed value.

SECTION 4. The County of HAYES proposes to adopt a property tax request that will cause its tax rate to be \$0.185611 per \$100 of assessed value.

SECTION 5. Based on the proposed property tax request and changes in other revenue, the total operating budget of the County of HAYES will increase (or decrease) last year's budget by 3.51%.

SECTION 6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

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

Richards moved, second by Christner adopt Resolution 2023-17, signing of the project program agreement for the statewide stop sign program. Roll call: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Christner moved, second by Richards to pay claims \$44,959.97. Roll call: Unger, absent; Richards, yes; Christner, yes. Motion carried.

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

Christner moved, second by Richards to approve the application of Richards Cattle Co, 2023-01, for installation of an underground water line in section Thirty-Six (36), Township Six (6) North, Range Thirty-Six (36) West. Roll call vote: Christner, yes; Unger, absent; Richards, yes. Motion carried.

Christner adjourned the meeting at 11:51 A.M. The next meeting will be September 29, 2023.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
September 29, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for September 29, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on September 21, 2023, and posted in accordance with law. Chair announced that a current copy of the Open Meetings Act was available for review and was posted in the room where the meeting was being held. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman Unger called the meeting to order at 8:35 A.M. Those present were Jeffrey Unger, Wayne Christner, Barry Richards, Susan Messersmith and Tammy Schwenk.

Unger requested comments from the audience. There were none.

Hayes County Treasurer, Tammy Schwenk notified the Board of 1988 taxes that have not been paid due to declaration of bankruptcy. Schwenk will strike the unpaid taxes from the records.

Richards moved, second by Christner to approve Resolution 2023-18, issuance of tax sales certificates to the County for delinquent taxes not purchased in March. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Richards to approve payroll in the amount of \$86,725.73. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Chairman Unger adjourned the meeting at 9:35 A.M.

The next meeting will be October 10, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

October 10, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for October 10, 2023, at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on October 5, 2023, and posted in accordance with law. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

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, Tammy Schwenk, Susan Messersmith, D. Eugene Garner, and Phil Dixon.

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

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

Christner moved, second by Richards to approve the consent agenda, consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the September 12 & 29, 2023 meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

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

Josh Taylor visited with the Board regarding a plan for traffic control on Avenue 353 that borders the east side of the Village of Hamlet

Richards moved, second by Christner to approve claims, excluding claim 2310048, for \$65,570.75. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to pay claim 2310048 for \$23,600.00. Roll call: Christner, yes; Unger, yes; Richards, abstain. Motion carried.

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

Richards moved, second by Christner to approve the Affidavit of Surplus Property. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Richards moved, second by Christner to direct Chairman to sign the Proposal for Professional Services with Oak Creek Engineering for Structure C004303605P in Section 35, T6N, R31W. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Phil Dixon, Highway Superintendent joined the meeting to discuss projects and the One & Six-Year Road Improvement Plan.

Unger recessed the meeting at 10:00 A.M. for the One & Six-Year Road Improvement Hearing. The purpose of the hearing is to receive testimony regarding the proposed One & Six-Year Road Plan. No Comments were received.

Unger closed the hearing and returned to the Regular Meeting at 10:10 A.M.

Richards moved, second by Christner to adopt Resolution 2023-19, adoption of the One and Six-Year Road Improvement Plan. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger adjourned the meeting at 10:30 A.M.

The next meeting will be October 31, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

October 31, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for October 31, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on October 26, 2023, and posted in accordance with law. Chair announced that a current copy of the Open Meetings Act was available for review and was posted in the room where the meeting was being held. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman Unger called the meeting to order at 8:30 A.M. Those present were Jeffrey Unger, Wayne Christner, Barry Richards, and Susan Messersmith.

Unger requested comments from the audience. There were none.

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

Christner moved, second by Richards to adopt signing resolution 2023-20, Year-end certification of County Highway Superintendent 2023. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Richards moved second by Christner to direct Chairman to sign the Year-end certification of County Highway Superintendent for determining incentive payment in calendar year 2023. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to sign the Cybersecurity and Infrastructure Security Agency (CISA) of the Department of Homeland Security (DHS) agreement to conduct network and vulnerability scanning. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Unger moved, second by Christner to adopt the Memorandum of Understanding on behalf of Southwest Nebraska Juvenile Services and the Memorandum of Understanding for Community-Based Juvenile Service Aid Program. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to approve payroll in the amount of \$90,474.50. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Chairman Unger adjourned the meeting at 9:20 A.M.

The next meeting will be November 14, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

November 14, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for November 14, 2023, at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on November 9, 2023, and posted in accordance with law. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

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, Tammy Schwenk, Susan Messersmith, and D. Eugene Garner. Visitors present were Sarah Mills and Jon Cannon.

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

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

Christner moved, second by Richards to approve the consent agenda, consisting of the financial reports of the Clerk, Clerk of District Court, Imprest Account and the minutes of the October 10 & 31, 2023 meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Sarah Mills, Director of Central Nebraska Constituent Services for Senator Pete Ricketts, explained the constituent services provided by the four Nebraska offices. Constituents may receive assistance with concerns, complaints, or questions regarding eligibility or benefits as it relates to a federal agency.

Christner moved, second by Richards, to adopt Resolution 2023-20, NIRMA Intergovernmental Interlocal Agreement of recommitment. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Christner to approve Snell Services, Inc maintenance agreement for HVAC services and maintenance. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Jon Cannon, Executive Director for Nebraska Association of County Officials, provided updates related to services provided by NACO.

Unger moved, second by Christner to approve claims, excluding claim 2311046, for \$51,580.48. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Unger moved, second by Christner to pay claim 2311046 for \$14,245.00. Roll call vote: Unger, yes; Richards, abstain; Christner, yes. Motion carried.

Discussion was held regarding the establishment of a housing authority.

Christner moved, second by Richards to direct Chairman to sign the management representation letter for Donald D. Wilson, CPA. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

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

Auditor findings and recommendations were reviewed. The Treasurer informed the Commissioners there were unidentified monies in the Holding Fund in the amount of \$1,487.03. The Auditor suggested moving that balance to the General Fund.

Chairman Unger adjourned the meeting at 1:05 P.M.

The next meeting will be November 30, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners
November 30, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for November 30, 2023 at 8:30 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on November 16, 2023, and posted in accordance with law. Chair announced that a current copy of the Open Meetings Act was available for review and was posted in the room where the meeting was being held. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman Unger called the meeting to order at 8:34 A.M. Those present were Jeffrey Unger, Wayne Christner and Susan Messersmith.

Unger requested comments from the audience. There were none.

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

Unger moved, second by Christner to renew health insurance with Great Midwest Insurance Company for the self-funded medical plan administered through Mid America Benefits for 2023-2024. Roll call: Christner, yes; Unger, yes; Richards, absent. Motion carried.

Richards arrived at 8:51 A.M.

Unger moved second by Richards to approve application to occupy road right-of-way, 2023-02, for installation of a water line between the NE4 and NW4 of Section 30, T-6N, R-32W. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

Unger moved, second by Richards to approve payroll in the amount of \$87,173.42. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger adjourned the meeting at 9:00 A.M.

The next meeting will be December 12, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

December 12, 2023

A meeting of the Hayes County Board of Commissioners was scheduled for December 12, 2023, at 8:40 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on December 7, 2023, and posted in accordance with law. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

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, Barry Richards, Jeffrey Unger, Tammy Schwenk, Susan Messersmith, Joe Miller, Craig Softley, D. Eugene Garner and Alvin Werkmeister.

Richards moved, second by Christner to approve the agenda. Roll call vote: Richards, yes; Christner, yes; Unger, 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, Imprest Account and the minutes of the November 14 & 30, 2023 meetings. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Joe Miller, Deputy Emergency Manager, presented updates on FEMA project 4420 DR.

Alvin Werkmeister visited with the Board regarding a culvert placement between Sections 11 & 12 T-8-N, R-31W.

Craig Softley joined the meeting for discussion of establishment of a regional housing authority and the proposed Southwest Nebraska Community Betterment housing grant program.

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

Unger moved, second by Christner to pay claims for \$44,937.09. Roll call vote: Richards, yes; Christner, yes; Richards, yes. Motion carried.

Chairman Unger adjourned the meeting at 11:20 A.M.

The next meeting will be December 28, 2023, at 8:30 AM.

Hayes County Clerk

Board Chairman

Hayes County Commissioners

A meeting of the Hayes County Board of Commissioners was scheduled for December 28, 2023 at 9:40 A.M. in the Courthouse in Hayes Center, Nebraska. Advanced notice of the meeting, time and place was given to each Commissioner, was published in the *Times Republican* on December 21, 2023, and posted in accordance with law. Chair announced that a current copy of the Open Meetings Act was available for review and was posted in the room where the meeting was being held. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Chairman Unger called the meeting to order at 9:43 A.M. Those present were Barry Richards, Jeffrey Unger, Wayne Christner and Susan Messersmith, Tammy Schwenk, D Eugene Garner, Joe Miller, Kerry Miller and Lance Harter via phone.

Unger requested comments from the audience. There were none.

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

Unger moved, second by Richards to approve the Memorandum of Understanding between Arthur, Chase, Dundy, Furnas, Hayes, Hitchcock, Keith, Perkins, and Red Willow Counties for community-based juvenile services aid program updating/changing the lead county. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Lance Harter joined the meeting via telephone. The current round of Bridge Match funding award was discussed.

One application for Emergency Manager was received for Board consideration. Unger moved second by Christner to appoint Joe Miller for \$1000.00 per month. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

One application for Deputy Emergency Manager was received for Board consideration. Unger moved, second by Christner to appoint Kerry Miller for \$450.00 per month. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Two applications for Planning & Zoning Administrator were received for Board consideration. Unger moved, second by Christner to appoint Kerry Miller for \$150.00 per month. Roll call: Christner, yes; Unger, yes; Richards, no. Motion carried.

One bid for maintenance/snow removal was received for Board consideration. Christner moved second by Unger to accept the bid of Joe Miller for \$275.00 per month. Roll call: Unger, yes; Richards, yes; Christner, yes. Motion carried.

One application for Highway Superintendent was received for Board consideration. Unger moved, second by Christner to appoint Lance Harter for County Highway Superintendent for \$6000.00 per year with overage at \$90.00/hour. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Two bids for janitorial services were received for Board consideration. Unger moved, second by Christner to accept the bid of Rita Erickson for \$500.00 per month. Roll call: Christner, yes; Unger, yes; Richards, yes. Motion carried.

Two bids for care of the courthouse lawn and grounds were received for Board consideration. Unger moved second by Christner to accept the bid of Toby Cox for \$3270.00 per year. Roll call: Unger, yes; Richards, abstain; Christner, yes. Motion carried.

Unger moved, second by Richards to approve payroll in the amount of \$88,061.18. Roll call: Richards, yes; Christner, yes; Unger, yes. Motion carried.

Chairman Unger adjourned the meeting at 12:30 P.M.

The next meeting will be January 9, 2024, at 8:30 AM.