

Hitchcock County Board Minutes



Hitchcock County Board of Commissioners

Trenton, Nebraska
June 3rd, 2013

A meeting of the County Board of Commissioners of Hitchcock County, Nebraska was held at the Hitchcock County Courthouse Commissioner’s Room, 229 East D Street, Trenton, Nebraska on the 3rd, day of June, 2013 commencing at 9:00 o’clock a.m. Present were Chair Scott McDonald, Commissioners Ronald Wertz and Paul Nichols and County Clerk Margaret Pollmann. Notice of the meeting was given in advance thereof by publication in the Hitchcock County News. Board agendas are posted on the County’s website www.hitchcockcounty.ne.gov.

Notice of the meeting and availability of the agenda were given to the Chair and all members of the Board. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public. The Meetings Act was available for review and Chair indicated the location of such copy in the room where the meeting was being held.

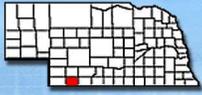
Chair McDonald called the meeting to order at 9:00 a.m. and publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act was available for review and indicated the location of such copy in the room where the meeting was being held.

Member Nichols moved to approve the consent calendar consisting of the following items: 1. Approval of June 3rd, 2013 agenda; 2. Approval of the May 20th, 2013 Regular Meeting and May 28th, 2013 Special Session minutes. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion: Wertz, McDonald and Nichols. Motion carried.

Member Wertz moved to approve the following claims. Member Nichols seconded the motion and after consideration the following members voted in favor of said motion: Wertz, McDonald and Nichols. Motion carried.

GENERAL FUND:

General Fund Payroll -----	\$ 4,745.10
Ameritas Life Ins., retirement -----	\$ 723.05
Capital Business Systems, lease -----	\$ 129.00
Colfer, Wood, Lyons, & Wood, ct. appt. atty. -----	\$ 300.00
Community Hospital, inmate medical -----	\$ 8,123.23
Consolidated Plastics, mats -----	\$ 960.12
Barry Corder, mileage/reimb. meals -----	\$ 23.11
Dept. of Rev., Property Assess. Division, Tyler/Marshall Exp. -----	\$ 403.00
Farmers State Bank, FICA/OASI/Fed. -----	\$ 1,576.43
Farmers State Bank, checks -----	\$ 57.59
D. Eugene Garner, mileage -----	\$ 70.06
GIS Workshop, Web/GIS -----	\$12,754.00
Great Plains Comm., service -----	\$ 1,046.66
Hampton Inn, lodging -----	\$ 319.80
Holiday Inn, Kearney, same -----	\$ 86.95
Joanne Jones, clerical -----	\$ 60.00
Paige Jones, same -----	\$ 60.00
Scott McDonald, mileage -----	\$ 225.44
Menards-North Platte, supply -----	\$ 16.11



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Mousel Brooks Garner & Schneider, meals -----	\$ 20.31
NE Co. Atty. Assoc., dues/regist. -----	\$ 565.00
NE Dept. Rev., state tax -----	\$ 189.57
NE Supreme Court, subscript. -----	\$ 365.00
OMB Guns, equip. -----	\$ 89.00
Orscheln Farm & Home, supply -----	\$ 22.48
Margaret Pollmann, mileage -----	\$ 98.46
SW Public Power, utility -----	\$ 34.97
Top Office Products, supply/lease -----	\$ 2,222.48
Trenton Medical Clinic, inmate medical -----	\$ 188.25
Verizon Wireless, service -----	\$ 301.03
Walmart, supply -----	\$ 587.72
Ryan Wilcox, public defender -----	\$ 2,000.00
Schmick's Market, supply -----	\$ 520.95

ROAD FUND:

Road Fund Payroll -----	\$ 7,509.23
Ameritas Life Ins., retirement -----	\$ 1,039.46
Farmers State Bank, FICA/OASI/Fed. -----	\$ 1,847.06
Great Plains Comm., service -----	\$ 172.35
JA Automotive, repair -----	\$ 88.96
John Deere Financial, grader pmt. -----	\$ 8,307.57
Lakeside Sand & Gravel, gravel -----	\$ 5,786.73
Medical Enterprises, drug screen -----	\$ 31.00
Menards-North Platte, small tools -----	\$ 72.34
NE Dept. Rev., state tax -----	\$ 174.37
Richards Gravel, gravel -----	\$ 2,099.50
Titan Machinery, repair -----	\$ 48.99
Village of Stratton, utility -----	\$ 77.73
Walmart, supply -----	\$ 24.84
Western Tire, repair -----	\$ 80.90

E911 PSC FUND:

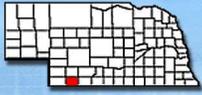
Great Plains Comm., service -----	\$ 428.74
Prairie States Comm., warranty/maint.-----	\$ 2,200.23

NOXIOUS WEED FUND:

Weed Fund Payroll -----	\$ 868.05
Ameritas Life Ins., retirement -----	\$ 123.03
Farmers State Bank, FICA/OASI/Fed. -----	\$ 237.18
Great Plains Comm., service -----	\$ 51.53
NE Dept. Rev., state tax -----	\$ 22.82

911 EMERGENCY SERVICES FUND:

Great Plains Comm., service -----	\$ 183.74
Prairie States Comm., warranty/maint. -----	\$ 942.95



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Member Nichols moved to approve the claim of RW Welding in the General Fund for a battery in the amount of \$122.78. Member McDonald seconded the motion and after consideration the following members voted in favor of said motion: Nichols and McDonald. Wertz, Abstained. Motion carried.

Board acknowledged receipt of County Treasurer 2012 inventory. Through the recent county audit, it was discovered that this inventory was not on file in the County Clerk's office. Treasurer Cook advised she had prepared said inventory but had no record of filing it, nor did the county clerk or county board. Through this action, the missing inventory has been filed and acknowledged. Clerk to notify auditors of the same.

Member Nichols moved to direct chair to execute the letter of understanding by and between Hitchcock County and Tonniges and Associates PC for audit services for fiscal years ending June 30, 2013, 2014 and 2015 in the amount of \$6,870.00. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion: McDonald, Nichols and Wertz. Motion carried.

Member McDonald moved to approve the Application To Occupy County Road Right of Great Plains Energy (Tom Baker) for an oil flow line located between SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 9 and the SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 10, Township 2, Range 33 West. Member Wertz seconded the motion and after consideration the following members voted in favor of said motion: McDonald, Wertz, and Nichols. Motion carried.

Chris Wilson with Titan Machinery, Matt Eden, with Klein's Motor and Electric, Rod Stagemeyer, Nebraska Truck Center, Inc., Jeremy Cruise with Nebraska Machinery Company, and Aaron Ruppert with Plains Equipment Group joined the meeting.

Mower tractor bids were opened as published at 10:00 a.m. The following bids were received and reviewed by the board.

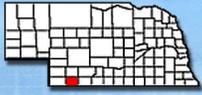
- Titan Machinery: 2013, Case IH, Farm120A - \$57,750.00
- Klein's Motor & Electric: 2013, New Holland T6.160 - \$74,581.31
- Plains Equipment Group – 2013, John Deere 6105M - \$76,500.00
- Plains Equipment Group – 2013, John Deere 6115D - \$53,500.00

Member McDonald moved to purchase a 2013, John Deere 6115D tractor from Plains Equipment Group for the bid price of \$53,500.00, F.O.B. 71182 South Bailey St., Stratton Nebraska. Member Wertz seconded the motion and after consideration, the following members voted in favor of said motion: Wertz, Nichols and McDonald. Motion carried.

Gregg O'Brien with Nebraska Machinery Company and Jerry Johnson with Jim Hawk Truck Trailer joined the meeting.

Semi Tractor bids were opened as published at 10:30 a.m. The following bids were received and reviewed by the board:

- Regier Truck & Equipment: 2005 Freightliner Columbia \$33,900.00
- Regier Truck & Equipment: 2006 Freightliner Columbia \$28,900.00
- Regier Truck & Equipment: 2007 Sterling \$28,900.00
- Regier Truck & Equipment: 2007 Freightliner Columbia \$28,900.00
- Nebraska Truck Center, Inc.: 2001 Freightliner CST120 - \$24,750.00
- Nebraska Truck Center, Inc. : 2005 Freightliner CL112 \$38,500.00
- Nebraska Truck Center, Inc.: 2007 Freightliner CL120 \$45,000.00
- Nebraska Truck Center, Inc.: 2000 Freightliner C120 \$23,750.00
- Nebraska Machinery Company: 2007 Peterbuilt 386 \$46,251.00



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- Nebraska Machinery Company: 2007 Sterling AT 9513 \$45,500.00
- Nebraska Machinery Company: 2007 Freightliner Century 120 \$40,640.00
- Nebraska Machinery Company: 2005 Peterbuilt 379 \$51,980.00
- Nebraska Machinery Company: 2005 International 8600 \$33,237.00
- Nebraska Machinery Company: 2004 Peterbuilt 379 \$41,580.00
- Nebraska Machinery Company: 2001 Kenworth T800 \$36,369.00
- Sahling Kenworth, Inc.: 2007 International 8600 - \$34,000.00

Belly Dump Trailer bids were opened as published. The following bids were received and reviewed by the board:

- Nebraska Machinery 2013 Trail King \$52,720.00
- Nebraska Machinery 2008 Load King \$38,000.00
- Nebraska Machinery 2009 Load King \$41,000.00
- Jim Hawk Truck Trailer 2014 Construction Trailer Specialist \$31,450.00

Member Wertz moved to purchase 2014 Construction Trailer Specialists BDT-40 from Jim Hawk Truck Trailers, Inc., F.O.B. 201 East G St., Trenton, Nebraska, for the bid price of \$31,450.00. Member McDonald seconded the motion and after consideration, the following members voted in favor of said motion: Nichols, Wertz, and McDonald. Motion carried.

Member McDonald moved to recess regular meeting at 11:30 a.m. this date to enter into Board of Equalization. Member Nichols seconded the motion and the following members voted in favor of said motion: McDonald, Wertz, and Nichols. Motion carried.

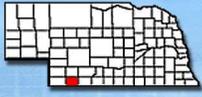
The meeting was reconvened at 12:16 p.m. this date.

Further discussion was held on semi truck bids. Attorney Garner advised as to the bid process.

It was the consensus of the board to table all semi truck bids received this date to June 17th at 10:30 a.m. and to solicit bids for a 2000 model year or newer day cab semi tractor truck. Said bids to be opened at 10:20 a.m. on June 17th, 2013.

Treasurer Linda Cook joined the meeting and discussion was held on the 5-29-13 email from Property Tax Administrator Ruth Sorensen stating in part that “the Department of Revenue will begin by withholding \$5,000.00 from the May, 2013 homestead exemption monies for Hitchcock County. If the remaining balance is not paid in June 2013, the homestead exemption disbursement will be reduced by the remaining balance of \$13,577.11.”, purportedly to be applied to the Department of Revenue’s invoice dated October 1, 2012, said invoice allegedly representing “the fourth quarter costs to Hitchcock County for the assessment office services” for the quarter ending June 30, 2012. Treasurer Cook advised as to the instructions she had received from the State Auditor setting forth how to make the distributions to political subdivisions, as a result of the shortfall caused by the State withholding said funds. Treasurer Cook informed the Board that Hitchcock County is paid homestead exemption funds in six payments annually and in 2013 each payment is scheduled to be \$14,706.47. Treasurer Cook further stated that she had confirmed receipt of only \$9,706.47 from the State for the May 2013 payment.

The Board directed Treasurer to transfer \$5,000.00 from the Inheritance Tax Fund to the County General Fund to offset the amount of homestead exemption funds withheld by the Nebraska Department of Revenue from the May payment.



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Discussion was held regarding the purported authority of the Department of Revenue to withhold said funds in payment of the invoice dated October 1, 2012, which the County has adamantly disputed based in part upon the Departments failure to provide satisfactory detailed invoices or supplemental documentation identifying the services actually rendered or the cost thereof for the period from July 1, 2011 through June 30, 2012. The Board directed the County Attorney to research the issue further and to prepare initiate legal action as appropriate.

Member Wertz moved to approve the Application To Occupy County Road Right of McCook Public Power District for an underground electric line to be located in the NE $\frac{1}{4}$ of Section 33 across to the NW $\frac{1}{4}$ of Section 23, Township 2 North, Range 33 West. Member Nichols seconded the motion and after consideration the following members voted in favor of said motion: McDonald, Wertz, and Nichols. Motion carried.

Assessor McDonald, Deputy Assessor Cynthia McCorkle, Sheriff Bryan Leggott, and Extension Educator Nancy Frecks joined the meeting and discussion was held on 2013/2014 salaries. No action was taken at this time and the issue will be placed on the June 17th, 2013 meeting agenda.

Custodian Karen Keller updated the board on tuck pointing and sealing mortar in the jail exercise area and offered further information as to the court yard lighting repair/replacement project.

The Treasurer was in receipt of \$262.50 from Francis Friehe for machine rental, credited to the Road Fund; \$65.26 from Central Crude for oil production, credited to the General Fund; \$1.00 from Vonnage for 911 surcharges, credited to the 911 Emergency Services Fund.

Member Nichols moved to adjourn and to meet for the next regular meeting on Monday, June 17th, 2013 at 9:00 a.m. Member McDonald seconded the motion and the roll was called with the following members voting in favor of said motion: Wertz, Nichols, and McDonald. Motion carried.

ATTEST:

/s/ Scott McDonald
Scott McDonald, Chair
Hitchcock County Board of Commissioners

/s/ Margaret M. Pollmann
Margaret M. Pollmann, County Clerk