



# Box Butte County Board Minutes



## BOOK **M** PAGE **2016 - 26**

Box Butte County Commissioners met in an open and public regular meeting at 9:00 a.m., October 17, 2016, in the Commission Board Room located on the second floor of the Box Butte County Courthouse, 515 Box Butte Avenue, Alliance, NE. Notice meeting was published in the Alliance Times Herald on October 10, 2016, with agenda information emailed to Board members on October 13, 2016. Following an opening prayer, Chairman Susan Lore called the meeting to order at 9:00 a.m. Roll call: Doug Hashman, Mike McGinnis and Susan Lore. Judy Messersmith, County Clerk, recorded the proceedings of the meeting. The Pledge of Allegiance was recited and Chairman Lore acknowledged the Open Meeting Act posted on the North wall of the board room. Motion by Mike McGinnis to accept the agenda as printed, seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. Mike McGinnis moved to approve October 3, 2016 and October 11, 2016 minutes as written and emailed to Board, seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. Doug Hashman moved to accept and sign Clerk of District Court and County Clerk/Register of Deeds monthly reports, seconded by Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

Motion made from Susan Lore at 9:15 a.m., to enter into closed executive session for the protection and prevention of needless injury to the reputation of an individual, seconded by Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. All Board members and Deputy County Treasurer Val Bell were present during closed executive session. Mike McGinnis moved, seconded by Doug Hashman to close executive session at 9:26 a.m., that had been called for the prevention of needless injury to reputation of an individual. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. No action taken.

Mike McGinnis moved to open the public hearing at 9:27 a.m. for the formation of a District Health Department, seconded by Susan Lore. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. Assistant Health Director Jessica Davies was present to answer any questions regarding the expansion of the District Health Department to include Scottsbluff County. With no member of public speaking for or against the formation of the District Health Department, Mike McGinnis moved to close the public hearing at 9:33 a.m., seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

Motion by Mike McGinnis to approved Resolution 2016-21: Resolution of Agreement of the Board of Commissioners of Box Butte County, Nebraska, adopting a District Health Department, seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

Chairperson Lore left the meeting at 9:37 a.m., with Vice-Chairman McGinnis asking Ms. Davies to explain the Interlocal Agreement 2016-07. Ms. Davies discussed the need for this agreement in order for the District Health Department to maintain exempt status. Doug Hashman moved, seconded by Mike McGinnis to sign Agreement 2016-07. Hashman, yes; McGinnis, yes; Lore absent. Motion carried.

Chairperson Lore rejoined the meeting at 9:48 a.m.

County Attorney Charlotte Hood and Karen Brown spoke to the Board regarding lease agreement/contract with Lessor: Karen Brown; Lessee: Box Butte County; Tenant Agency: Nebraska Department of Health and Human Services (DHHS), for space located at 411 Black Hills Avenue, Alliance, NE. Motion made by Mike McGinnis to move forward and sign Assignment of Lease Agreement 2016 – 08, seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

Chairperson Lore excused herself at 10:10 a.m., returning at 10:15 a.m. Lease Addendum #2 was read and discussed. Doug Hashman moved to sign Box Butte County Lease Addendum #2, seconded by Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. County Attorney Hood will forward the lease agreement 2016-08 and lease addendum #2 to DHHS signatures.

Motion made by Doug Hashman at 10:20 a.m., to enter closed executive session to discuss litigation with NIRMA Attorney Paul Bourne by telephone, seconded by Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. County Attorney



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Hood present. At 10:45 a.m., Doug Hashman moved to close executive session that had been called for litigation, seconded Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. No action taken.

Correspondence was reviewed and was available for public inspection and the Board reported on various meetings they had recer attended.

Chairperson Lore called recess at 11:00 a.m.

Chairperson Lore resumed the meeting at 11:08 a.m., with roll call: Hashman, McGinnis and Lore present.

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Doug Hashman moved to sign Certification of Cost Allocation Plan with MAXIMUS, seconded by Mike McGinnis. A computat of indirect cost rate for County Attorney/Child Support Enforcement Unit was provided. Hashman, yes; McGinnis, yes; Lore, y Motion carried.

County Sheriff Tammy Mowry and Head Jailer Julie Bergfield were present to discuss the revised Agreement 2016-09 for provision of inmate health services. The Board questioned the start date. Advanced Correction Healthcare representative Art R telephoned the Board and via telephone told the Board that the start date and charges will not be effective until all equipment a personnel are in place. Motion by Susan Lore to sign Agreement 2016-09 for the provision of inmate health services, for 1 year see how the program works, seconded by Mike McGinnis. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

At 11:27 a.m., Mike McGinnis moved to enter into closed executive session to discuss litigation with NIRMA Attorney Pam Bou by telephone, seconded by Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. County Attorney Hood a County Sheriff Mowry present. Doug Hashman moved to close executive session at 11:45 a.m.,that had been called to disc pending litigation. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. No action taken.

Mike McGinnis moved to approve monthly claims as presented by elected officials and department heads, seconded by Dc Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried.

Road Superintendent Barb Keegan presented road and equipment report. Mike McGinnis moved allowing for filter bids to accepted and opened at 2:00 p.m., November 15, 2016, adding to the motion that the bid will be for a 2-year contract, seconded Doug Hashman. Hashman, yes; McGinnis, yes; Lore, yes. Motion carried. Awarding/rejecting bids will be an agenda item for November 21, 2016 meeting.

Other items discussed included the possible purchase of a road drag, not moving forward with the installation of an auto gate at 50 Otoe Road, future closing of CR57 railroad crossing, weight limit signs on oil roads. Added to the November 21, 2016 agenda v be a possible resolution regarding auto gate requests and replacements and weight limit signs on oil roads.

Quarterly jail visit will be added to the November 3, 2016 agenda.

With no public comment, Chairperson Susan Lore adjourned the meeting at 1:05 p.m

Attest: \_\_\_\_\_

\_\_\_\_\_  
Chairperson

\_\_\_\_\_  
County Clerk