



Box Butte County Board Minutes



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Box Butte County Commissioners met in an open and public regular meeting at 9:00 a.m. June 18, 2018, in the Commissioner Board Room located on the second floor of the Box Butte County Courthouse, 515 Box Butte Avenue, Alliance, NE. Notice of meeting was published in the Alliance Times Herald on June 9, 2018, with agenda information emailed to Board members and posted on the county website June 15, 2018. Chairman Mike McGinnis called the meeting to order at 9:00 a.m., following an opening prayer. Roll call: Susan Lore, Doug Hashman and Mike McGinnis present. Judy Messersmith, County Clerk, recorded the proceedings of the meeting. County Attorney Travis Rodak in attendance. The Pledge of Allegiance was recited and Chairman McGinnis acknowledged the Open Meeting Act posted on the North wall of the board room. Motion by Doug Hashman to accept the agenda with two additions, seconded by Susan Lore. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. Prior to approving June 4, 2018 minutes, Susan Lore had noticed that on page 2, paragraph 2, the purchase of the new copier and service agreement needed to be clarified that the copier was for the County Assessor's office. Susan Lore then moved to approve the minutes with the correction to be made, seconded by Doug Hashman. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. With no elected reports, correspondence, including the certified letter from Richard Cox/NE State Fire Marshal was acknowledged and available for public view. Commissioner Hashman stated that he had been in contact with the fire marshal and KL Wood.

Doug Hashman moved to open Board of Equalization at 9:15 a.m., seconded by Mike McGinnis. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. Susan Lore moved to approve First Baptist Church of Alliance Exemption Application Form 451, seconded by Doug Hashman. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. At 9:18 a.m., Mike McGinnis moved to enter into closed session to discuss pending litigation, seconded by Susan Lore. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. Those attending closed session were Commissioners Lore, Hashman, McGinnis, County Attorney Rodak, County Assessor Robinson and Attorney Terry Curtiss. Mike McGinnis moved to close the closed session at 9:26 a.m., seconded by Doug Hashman that had been called to discuss pending litigation. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. No action taken. Mike McGinnis moved to close Board of Equalization at 9:26 a.m., seconded by Susan Lore. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Box Butte County Ag Society Board Member Jeff Schumacher requested approval for a special designated liquor license August 8 through August 12, 2018 in conjunction with the Box Butte County Fair. Board members stated they would like to see the area double fenced again and asked if servers had or were going to take server training. Susan Lore moved, seconded by Doug Hashman allowing Chairman McGinnis to sign the Special Designated License Local Recommendation Form. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Sandilly Inc./Westside Event Center owner Tori McVicker requested approval for special designated liquor licenses for events that will extend past their building that is not included in their current liquor license. These events will be on August 11, 2018 and September 29, 2018. Doug Hashman moved, seconded by Susan Lore allowing Chairman McGinnis to sign the Special Designated License Local Recommendation Forms. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

PAWS representative DeeDee Deveny wanted to clarify their organization's mission and involvement that had been reported in the local newspaper following the June 4, 2018 meeting regarding Herman Ackerman's dogs.



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PAWS mission is to help needy animals in the most humane possible way, Ms. Deveny stated. Ms. Deveny also informed the board that some dogs had been vaccinated, with their organization paying for those services.

Susan Lore moved to reappoint Carolyn Jones to the Panhandle Public Health District Board, seconded by Mike McGinnis. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Discussion continued regarding the black tail prairie dog management. County Attorney Rodak stated that Sheridan County is the only county in the state with a resolution. No action was taken on a resolution at this time.

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City of Alliance Public Service Director Ross Grant was present to answer any questions the board had regarding the Box Butte County Public Transportation Service. Commissioner Hashman requested clarification to paragraph 4 (a)(b), requesting that efforts be made to define areas for services. Mr. Grant stated the City is working to determine the limits of service and that condition of county roads has been a problem. Susan Lore moved to enter into Agreement 2018-03, seconded by Doug Hashman. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Road Superintendent Barb Keegan provided a road and equipment report. Added agenda item Resolution 2018-06 requested that \$93,528.96 be transferred from Road/Bridge Fund to the Road/Bridge Sinking Fund. Doug Hashman moved to approve Resolution 2018-06, seconded by Susan Lore. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

County Attorney Rodak lowered Smith, King, Simmons & Conn, PC claim from \$8,000.00 to \$4000.00 in order to not exceed the County Attorney's fiscal operating budget. A claim for \$4,000.00 payable to Smith, King, Simmons & Conn, PC will be presented during the July 2, 2018 board meeting, to be paid out of the 2018-2019 budget year.

County Sheriff Mowry and Office Administrator Patty Kulas discussed added agenda item regarding the county jail fiscal operating budget exceeding the budgeted amount. County Sheriff Mowry and Office Administrator Patty Kulas recoded Alliance Grocery Kart \$2,939.84 and Cash-Wa Distributing \$4,364.68 claims from county jail to county sheriff budgets.

Susan Lore moved to allow Box Butte Development Corporation \$9,000.00 for 2nd quarter and 3rd quarter past due invoices, seconded by Doug Hashman. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Chairman McGinnis called recess at 11:55 a.m.

Chairman McGinnis resumed the meeting at 1:16 p.m., with roll call: Lore, Hashman, McGinnis present.

Mike McGinnis moved to approve and sign claims as discussed and balanced after all adjustments had been made, seconded by Susan Lore. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried.

Chairman McGinnis adjourned from the regular meeting at 1:20 p.m.

Susan Lore moved to open Board of Equalization at 1:29 p.m., seconded by Doug Hashman. Lore, yes; Hashman, yes; McGinnis, yes. Motion carried. Notice of property protest hearings had been advertised in the Alliance Times Herald on June, 9, 2018. County Clerk Messersmith administered the oath to Commissioners Lore, Hashman, McGinnis, County Assessor Robinson and each protestor providing testimony during the hearing. Those protesting were: John Becker, Ty & Amy Shrewsbury, Paul Whartman, Erin Dubs, Judith



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Taylor, Rita Sands Fortner, Terry & Lori Girard, Rick & Mary Guernsey, Ron Raschke, Nicole Onken Bellew, Zachary Bellew. Chairman McGinnis recessed at 3:15 p.m., resuming at 3:23 p.m., with roll call: Lore, Hashman, McGinnis present. Protests continued with Thomas Sherlock, Jodi Welk, Thomas Messersmith, William Coleman, Barbara Rau, Hilario Gomez, Robert Arraj, Sean & Misty Nollette.

Chairman McGinnis adjourned at 4:41 p.m.

Attest:

Chairperson

County Clerk