



# Box Butte County Board Minutes



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Box Butte County Commissioners met in regular session, at 9:00 a.m., September 21, 2020. Notice of meeting was published in The Ledger on September 10, 2020. Agenda was emailed to board members and posted on the county's website on September 18, 2020. Chairman McGinnis called the meeting to order at 9:07 a.m., following an opening prayer. Roll call: Doug Hashman, Susan Lore and Mike McGinnis present. Judy Messersmith, County Clerk, recorded the proceedings of the meeting. County Attorney Terry Curtiss, present. Following the Pledge of Allegiance, Chairman McGinnis acknowledged that this meeting will follow the open meeting act that is posted on the North wall of the Commissioner Board Room. Susan Lore moved to accept the agenda as printed, seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. No public comment of agenda items. Susan Lore moved to approve September 4, 2020 meeting minutes and September 15, 2020 budget hearing/meeting minutes as written, seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. Elected official's reports and board reports will be presented at the October 5, 2020 meeting. Correspondence was acknowledged and available for public view.

Box Butte County Treasurer Val Bell provided 2019 tax remaining report to the Board for review. Susan Lore moved allowing Chairman McGinnis to sign Distress Resolution 2020-09, seconded by Mike McGinnis. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. Mike McGinnis moved to sign Resolution 2020-11 instructing County Treasurer to issue tax sale certificates, seconded by Susan Lore. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

Susan Lore moved, seconded by Doug Hashman, to accept a change order request from Chairman McGinnis with KL Wood LLC for additional cement needed in order to attach benches. 64 to 65 sq.ft. of additional cement at \$6.00 per sq. ft. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

Notice of opening for two Box Butte General Hospital Trustee Board Members had been advertised in the Alliance Times Herald and The Ledger, with letters of interest to be received in the office of the County Clerk by September 11, 2020. Two letters had been received. Mike McGinnis moved to reappoint Tom Cummings and appoint Barb Straub to the hospital board, seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

Mike McGinnis moved to open the public hearing at 9:32 a.m., to amend the 1-year road improvement plan, seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. With no members of the public speaking, Susan Lore moved to close the public hearing at 9:38 a.m., seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. Mike McGinnis moved to sign Resolution 2020-16 amending Resolution 2020-07, to include Project C-7 (20,277), seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

As a continuation from the September 4, 2020 board meeting, Don Dye, M.C. Schaff & Associates engineer, had met with Ken Wood (KL Wood LLC) to discuss the bid for the EWP project that had been tabled from the September 4th board meeting. The earth shoulder construction item was negotiated from \$48,000 to \$4,800. Doug Hashman moved to accept the \$73,700 negotiated bid from KL Wood LLC, seconded by Susan Lore. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. Barb Keegan provided a road and equipment report.

Susan Lore moved to approve and execute an engagement letter with D A Davidson, allowing Chairman McGinnis to sign on behalf of Box Butte County, seconded by Mike McGinnis. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

Susan Lore moved to sign the Acknowledgment of Receipt of Notice of Meeting, seconded by Mike McGinnis. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.



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Susan Lore moved allowing Chairman McGinnis to sign Resolution 2020-17: “Limited Tax County Building Bonds, Series 2020” not to exceed \$2,500,000, seconded by Mike McGinnis. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried.

USDA Wildlife Specialist Randy Benben spoke to the Board, via telephone to express his appreciation for his years of association with the county, as his retirement date will be September 30, 2020.

Prior to approving claims, Commissioner Hashman requested a total cost on the Nance Rd (25<sup>th</sup> Street) project. Doug Hashman moved to approve and sign claims with the exception of Werner Construction Inc. claim in the amount of \$28,370.07 for retention, seconded by Susan Lore. Hashman, yes; Lore, yes;

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McGinnis, yes. Motion carried. Totals for the Nance Rd. project will be provided to the Board prior to processing October 2020 claims.

Susan Lore moved to enter into executive session at 10:18 a.m., to discuss pending litigation, seconded by Doug Hashman. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. Commissioners Hashman, Lore, McGinnis and County Attorney Curtiss present. Doug Hashman moved to close executive session at 10:45 a.m., that had been called to discuss pending litigation, seconded by Mike McGinnis. Hashman, yes; Lore, yes; McGinnis, yes. Motion carried. No action taken.

Chairman McGinnis reported that a sales representative with Mohawk carpets will attend a meeting soon to discuss carpet replacement for the courthouse.

Chairman McGinnis adjourned at 10:50 a.m.

\_\_\_\_\_  
Chairman

Attest: \_\_\_\_\_  
County Clerk