

Chairman Burke called the meeting to order in the Board Room, second floor of the County Courthouse, 515 Box Butte Ave., Ste 202, Alliance, NE at 8:01 a.m., September 6, 2023, following an opening prayer. Notice of meeting was published August 23, 2023, in the Alliance Times Herald. Affidavit of publication has been received in the office of the County Clerk. Agenda was emailed and posted on the county's website: boxbuttecountyne.gov, September 5, 2023. Roll call: Mike Sautter, present; Brett Ditsch, present; Steve Burke, present. Martie Burke, County Clerk, recorded the proceedings of the meeting. County Attorney Marissa Curtiss was present. Following the Pledge of Allegiance, Chairperson Burke acknowledged that this meeting will follow the open meeting act posted on the North wall of the County Board Room. Burke moved to accept the agenda as amended, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. Sautter moved to approve the August 21, 2023 minutes, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Sautter moved to approve monthly payroll and claims as presented, seconded by Burke. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. **GENERAL:** AFLAC 2215.32; AMERITAS LIFE INSURANCE CORP 312.10; BANK OF THE WEST 45826.38; BOX BUTTE COUNTY TREASURER 93982.00; EQUITABLE FINANCIAL LIFE INSURANCE 239.94; FAMILY SUPPORT REGISTRY 25.00; KANSAS PAYMENT CENTER 350.00; LINCOLN NATIONAL LIFE INSURANCE 215.48; MASA GLOBAL BUILDING 178.00; VISION SERVICE PLAN (IC) 341.55; NE CHILD SUPPORT PAYMENT CENTER 433.00; NEBRASKA DEPARTMENT OF LABOR 5251.27; RETIREMENT PLANS DIVISION/AMERITAS 25634.41; STATE OF NEBRASKA DEPT OF REVENUE 6622.54; TX CHILD SUPPORT SDU 700.00; **ROAD:** AFLAC 239.32; AMERITAS LIFE INSURANCE CORP 32.04; BANK OF THE WEST 7216.78; BOX BUTTE COUNTY TREASURER 2230.00; LINCOLN NATIONAL LIFE INSURANCE 4.08; MASA GLOBAL BUILDING 37.50; VISION SERVICE PLAN (IC) 96.55; NE CHILD SUPPORT PAYMENT CENTER 895.00; RETIREMENT PLANS DIVISION/AMERITAS 2394.72; STATE OF NEBRASKA DEPT OF REVENUE 1705.18 **NET PAYROLL:** 170,972.47

Burke moved to accept and sign the County Clerk/Register of Deeds, Clerk of District Court, and Veteran Service Office reports, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Correspondence was acknowledged and available for public view. Commissioners reported on meetings they had recently attended and upcoming meetings.

Burke moved to accept the resignation of Public Defender Enet Somers-DeHaney effective immediately, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Burke moved to approve and sign Resolution 2023-10 to "not" mark any tax collections to be stricken from the tax rolls, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Sautter moved to approve and sign Resolution 2023-11 issuing tax sale certificates, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Road Superintendent Barb Keegan provided a road and equipment report. The Board asked Keegan to reach out to County Surveyor, Scott Bosse, to get a survey of the 10th street Road Department yard. Keegan has contacted City Manager, Seth Sorensen, regarding the work Figgins did on the East end of W Otoe Road. The City of Alliance has agreed to pay for their portion of the project.

Treasurer Bell discussed future ARPA projects with the Board and expressed the need to continue to allocate the funds.

Veteran Service Officer (VSO), Sarah Foland, reviewed the proposed interlocal agreement with Grant County for VSO services. Burke moved to approve and sign the Interlocal Agreement 2023-15, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Sautter moved to rescind Resolution 2023-09 Authorization/Reauthorization of Petty Cash Funds, seconded by Burke. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. The Sheriff's office received Board approval in October of 2022 to increase petty cash from \$1,000.00 to \$1,500.00, this increase was not reflected in Resolution 2023-09. Sautter moved to approve and sign Resolution 2023-12 Authorization/Reauthorization of Petty Cash Funds, seconded by Burke. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Burke moved to accept and sign the office inventory property statements as required by § 23-347, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. The Box Butte County Public Defender inventory sheet will be completed by a Commissioner and added to the September 18, 2023 agenda.

Burke moved to open the Conditional Use Permit PUBLIC HEARING at 9:00 a.m., seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Dean Settje, Settje Agri-Services & Engineering, Inc, presented on the proposed feedlot expansion on behalf of the Schiff family. Upon approval, the proposed plan is to implement this project utilizing a two-phase approach and through the use of local contractors. Mr. Settje noted that the project specs go above and beyond the minimum requirements. The following individuals spoke: Jerry Meyring, 4647 380th Rd, Alliance, NE; Derek Schwanebeck, PO Box 7, Ellsworth, NE; Tom Furman, PO Box 340, Alliance, NE; Adam Bolek, 6251 Sarpy Rd, Alliance, NE; Mike Johnson, Box Butte County Zoning Administrator; Pat O'Brien, Upper Niobrara White Natural Resource District Manager; Terry Curtiss, Box Butte County Deputy County Attorney. Letters were submitted by Jerry Underwood and Melody Benjamin, Nebraska Cattlemen Vice President of Policy Engagement.

Burke moved to close the Conditional Use Permit PUBLIC HEARING at 9:55 a.m., seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Burke moved to approve the conditional use permit contingent on zoning regulations allowing for dirt work to start on non Nebraska Department of Environment and Energy (NDEE) regulated portions of the project to expand to a full permit upon approval by NDEE, seconded by Sautter. Sautter, yes; Ditsch, no; Burke, yes. Motion carried.

Chairman Burke recessed at 10:10 a.m., Chairman Burke resumed the meeting at 10:20 a.m., with roll call: Mike Sautter, present; Brett Ditsch, present; Steve Burke, present.

Burke moved to enter into executive session at 10:20 a.m., for a performance evaluation, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. Commissioners Burke, Ditsch, Sautter, County Attorney Curtiss, and VSO Sarah Foland present. At 10:38 a.m., Burke moved to close executive session discussing a performance evaluation, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. Favorable performance evaluation of VSO Foland.

County Attorney Curtiss has asked the Board to establish a petty cash fund at the recommendation of the auditors. Sautter moved to approve the request to establish a petty cash fund for the County Attorney's office for \$500.00, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

County Attorney Curtiss wanted to readdress implementing 24-Hour parking limits from October – April for the Slagle parking lot. The Board has asked County Attorney Curtiss to draft a resolution for review during the September 18, 2023 meeting and to coordinate with Road Superintendent Keegan on signage.

Building and Grounds employee, Lori White, has been working with Faris to resolve the pipe blockage located in the exterior stairwell. Faris has not been able to locate the blockage. The Board would like an estimate from Faris to go out and over rather than going further into the building looking for the source.

Jerry Berggren, Berggren Architects, was available on the phone to discuss the problematic bidding process and the difficulty he is having obtaining complete bids. Burke moved to do addendum to change the elevator bid opening date to October 11, 2023 at 9:00 a.m. in the Clerk's office, with a decision to be made October 16, 2023, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried.

Public comment: Marlyn Wilcox, 2338 Rainbow Acres, Alliance, NE, spoke with the Board about the condition of E Otoe Road and the overall lack of maintenance. Mr. Wilcox disagrees with the original decision to chip seal the road and at the very least would like to see a centerline painted on the road.

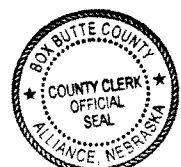
Burke moved to enter into executive session at 11:38 a.m., to discuss personnel matters, seconded by Ditsch. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. County Attorney Curtiss, Deputy County Attorney Curtiss, Commissioners Burke, Ditsch, and Sautter present. At 1:15 p.m., Burke moved to close executive session discussing personnel matters, seconded by Sautter. Sautter, yes; Ditsch, yes; Burke, yes. Motion carried. No action taken.

With all agenda items addressed, Chairman Burke adjourned at 1:35 p.m.


Chairperson

Attest:


County Clerk



9-18-23