



# Hitchcock County Board Minutes



Hitchcock County Board of Commissioners

Trenton, Nebraska

January 3<sup>rd</sup>, 2017

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 Tuesday, the 3<sup>rd</sup> day of January, 2017 commencing at 9:00 o'clock a.m. Present were Chair Scott McDonald, Commissioners Paul Nichols and Ron Wertz, and County Clerk Margaret Pollmann. Notice of the meeting was given in advance thereof by publication in the Hitchcock County News, the designated method for giving notice. Board agendas are posted on the County's website [www.hitchcockcounty.ne.gov](http://www.hitchcockcounty.ne.gov). Notice of the meeting was 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 Open 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.

The floor was opened for nominations for Chair for calendar year 2017. Member Wertz nominated Scott McDonald. The nomination was seconded by Nichols. There were no further nominations and nominations ceased. The roll was called on the nomination of McDonald for Chair for calendar year 2017 and the following members voted in favor of said nomination: Wertz and Nichols. Member McDonald abstained. Motion carried and Scott McDonald was declared Chair for 2017.

The floor was opened for nominations for Vice Chair for calendar year 2017. Member McDonald nominated Wertz. The nomination was seconded by Nichols. There were no further nominations and nominations ceased. The roll was called on the nomination of Wertz for Vice Chair for calendar year 2017 and the following members voted in favor of said nomination: McDonald and Nichols. Member Wertz abstained. Motion carried and Ron Wertz was declared Vice Chair for 2017.

Member McDonald moved to approve the consent calendar consisting of the following items:

- Approval of the January 3<sup>rd</sup>, 2017 agenda
- Approval of the December 19<sup>th</sup>, 2016 meeting minutes
- Designating regular meeting days as the 1<sup>st</sup> and 3<sup>rd</sup> Mondays of each month, unless Monday is a holiday, then Tuesday is the regular meeting day
- Designating Hitchcock County News and the McCook Daily Gazette as official newspapers for 2016.
- Designating the County's website, <http://www.hitchcockcounty.ne.gov> in addition to publication in official newspapers as a method of providing notices
- Appoint Safety Committee Members for 2017: Chair: Kyle Clapp, Members Rod Rooney, Karen Wertz, Larry Hubl, Roy Edmundson and Scott McDonald
- Appointment of Paul Nichols as County's representative on the Nebraska Department of Health and Human Services Board for 2017
- Appointment of Paul Nichols as County representative on the West Central Nebraska Area Agency Board with School McDonald as alternate for 2017
- Appointment of Ron Wertz as County representative to the West Central Nebraska Development District with Scott McDonald as alternate for 2017
- Note perpetual appointment of Scott McDonald to the Southwest Nebraska Public Health Department board of directors



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

Board discussed use of county vehicles with Weed Superintendent Bill Hagemann.

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

## GENERAL FUND:

General Fund Payroll -----	\$ 9,396.37
Clerk of the District Court Assn., dues -----	\$ 50.00
Community 1 <sup>st</sup> Bank, FICA/OASI/Fed. -----	\$ 2,817.35
Linda Cook, mileage -----	\$ 135.00
Cornhusker State Industries, supply -----	\$ 214.00
Culbertson Community Improvement, CIP newsletter -----	\$ 50.00
CVSOAN, dues -----	\$ 60.00
D&S Hardware, supply -----	\$ 23.96
Great Plains Comm., service -----	\$ 1,167.52
MIPS, Inc., supply -----	\$ 70.16
NACVSO, membership fee -----	\$ 30.00
NE Dept. Rev., state tax -----	\$ 310.97
Margaret Pollmann, mileage -----	\$ 122.04
Protex Central, fire alarm inspection -----	\$ 369.00
Retirement Plans Division Ameritas, retirement -----	\$ 1,365.99
Scoop Media, subscriptions -----	\$ 60.00
Robert Scott, mileage/meals -----	\$ 164.85
SW Public Power, utility -----	\$ 35.49
Verizon Wireless, service -----	\$ 242.07
Village of Trenton, utility -----	\$ 1,348.15
Walmart, supply -----	\$ 537.59
Ryan Wilcox, public defender contract -----	\$ 2,000.00
Postmaster, postage -----	\$ 1,000.00

## ROAD FUND:

Road Fund Payroll -----	\$ 6,868.87
Community 1 <sup>st</sup> Bank, FICA/OASI/Fed. -----	\$ 1,751.83
Dan's R Us Sanitation, service -----	\$ 19.50
Fastenal Industrial & Const. Supply, repair -----	\$ 100.31
Great Plains Comm., service -----	\$ 175.41
Mentzer Oil Co., fuel -----	\$ 1,719.00
NE Dept. Rev., state tax -----	\$ 171.07
Retirement Plans Division Ameritas, retirement -----	\$ 896.22
SW Public Power, utility -----	\$ 60.75
Village of Stratton, same -----	\$ 106.98
Village of Trenton, same -----	\$ 129.81

## E-911 PSC FUND:

Centurylink, service -----	\$ 191.20
Great Plains Comm., same -----	\$ 416.49



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## 911 EMERGENCY SERVICES FUND:

Centurylink, service -----	\$ 89.97
Great Plains Comm., same -----	\$ 195.99

Member Wertz offered Resolution #17-1 and moved for its' adoption. Member Nichols seconded the motion and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols, and McDonald. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

### RESOLUTION #17-1

**BE IT RESOLVED** by the Board of County Commissioner's of Hitchcock County, Nebraska, that during the year 2017 and for all remainder of the term of Linda J. Cook, as County Treasurer and Margaret M. Pollmann, as County Clerk ex officio Clerk of the District Court, or until further directed by the Board, that the following named banks shall be depositories for the funds of Hitchcock County, Nebraska:

Community First Bank  
P.O. Box 338  
Trenton, NE 69044-0338

The Culbertson Bank  
P.O. Box 8  
Culbertson, NE 69024-0008

**BE IT FURTHER RESOLVED** that since the County Treasurer and County Clerk/Clerk of the District Court have on hand and will have on hand from time to time for deposit, County money which should be deposited for safekeeping in these banks in excess of the paid-up capital stock and surplus of each of the said banks, but shall not at any time have in said banks County funds in excess of 90% of the bonds deposited by each bank as security plus the \$100,000.00 demand deposit and the \$100,000.00 time deposit covered and protected by the Federal Deposit Insurance Corporation of which the bank is a licensed and qualified member thereof. In the event of demand deposits, for the Hitchcock County Clerk's Imprest Fund being over \$100,000.00 the receiving bank will furnish securities to cover the additional deposits. Provided that the aforesaid banks each and all of them meet the requirement imposed by the laws of the State of Nebraska regarding property bond and securities for the deposits made in said banks.

Passed and approved this 3<sup>rd</sup> day of January, 2017.

\_\_\_\_\_  
Chairman of the Board

ATTEST:

SEAL

\_\_\_\_\_  
Margaret M. Pollmann, Co. Clerk

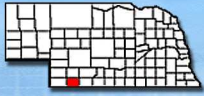
VOTING FOR THE MOTION: Scott McDonald, Paul Nichols, Ronald Wertz

ABSENT: None

ABSTAINING: None

VOTING AGAINST THE MOTION: None

Member Wertz offered Resolution #17-2 and moved for its' adoption. Member McDonald seconded the motion and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols, and McDonald. Said resolution having been consented to by a majority of all



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members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

## RESOLUTION #17-2

**WHEREAS**, it appears that the County Treasurer of Hitchcock County, Nebraska, has on hand, from time to time, excess monies which are not then required for the proper operation of the government of said Hitchcock County;

**AND WHEREAS** it is for the best interest of said Hitchcock County that such monies be invested in various investments for the benefit and welfare of said County, which investments should be made as provided by the law of the State of Nebraska.

**NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONER'S OF HITCHCOCK COUNTY, NEBRASKA**, that the County Treasurer of said Hitchcock County be and she hereby is authorized to invest excess monies of said County, from time to time, in such investments as may be required and permitted by the laws of Nebraska, and to rescind any and all former resolution of this Board concerning this matter, which may be in conflict therewith.

DATED THIS 3<sup>rd</sup> day of January, 2017.

\_\_\_\_\_  
Chairman of the Board

ATTEST:

\_\_\_\_\_  
Margaret M. Pollmann, Co. Clerk

*SEAL*

VOTING FOR THE MOTION: Scott McDonald, Paul Nichols, Ronald Wertz

ABSENT: None

ABSTAINING: None

VOTING AGAINST THE MOTION: None

Member McDonald offered Resolution #17-3 and moved for its' adoption. Member Wertz seconded the motion and after consideration the roll was called thereupon and the following members voted in favor of the motion: Wertz, Nichols, and McDonald. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

## RESOLUTION #17-3

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF HTICHCOCK COUNTY, NEBRASKA:**

That the Board of Commissioners of Hitchcock County, Nebraska, for the use and benefit, and in the name of the said County of Hitchcock, will not advertise ANY SUCH KNOWN real estate property descriptions that are deeded to persons who have declared a form of bankruptcy with the United States bankruptcy Court as of the date of publication of delinquent real estate taxes. Publication dates will be February 2<sup>nd</sup>, 2017, February 9<sup>th</sup>, 2017, and February 16<sup>th</sup>, 2017.



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**LET IT ALSO BE KNOWN** that as of this date the Treasurer has not received notification of discharge of any of the bankruptcies not being published.

A list of such legal descriptions being withheld from publication will be on file in the County Treasurer's office, Hitchcock County, Nebraska.

Dated this 3<sup>rd</sup> day of January, 2017.

\_\_\_\_\_  
Chairman

ATTEST:

\_\_\_\_\_  
Margaret M. Pollmann, Co. Clerk

*SEAL*

VOTING FOR THE MOTION: Scott McDonald, Paul Nichols, Ronald Wertz

VOTING AGAINST THE MOTION: None

ABSTAINING: None

ABSENT: None

Member McDonald offered Resolution #17-4 and moved for its' adoption. Member Nichols seconded the motion and after consideration the roll was called thereupon and the following members voted in favor of the motion: McDonald, Wertz, and Nichols. Said resolution having been consented to by a majority of all members elected to said County Board, was by the Chair declared passed and adopted. A true, correct and complete copy of said resolution is as follows:

## **RESOLUTION #17-4**

**WHEREAS**, the County of Hitchcock, Nebraska, (hereinafter called COUNTY) is a political subdivision of the State of Nebraska; and

**WHEREAS**, pursuant to NEB. REV. STAT. §23-106 (1), the Hitchcock County Board of Commissioners shall manage the COUNTY's funds and COUNTY business, except as otherwise specifically provided; and

**WHEREAS**, the COUNTY is desirous of adopting a Banking Resolution for banking transactions by and between the COUNTY, acting by and through its various officers and the Community First Bank (hereinafter called BANK) 339 Main Street, PO Box 338, Trenton, Nebraska.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY BOARD OF COMMISSIONERS OF HITCHCOCK COUNTY, NEBRASKA:**

1. That the BANK is hereby designated as a depository for funds of the COUNTY and also for the funds of other persons or entities coming into the hands of the COUNTY's officials pursuant to their official duties, and that the elected or appointed officials of said COUNTY as specifically designated herein, and each of them, hereby are authorized to open or otherwise maintain such account(s) with the BANK, as said elected or appointed officials deem necessary to carry out their respective official duties on behalf of and for the COUNTY, and to execute such agreements as shall be required by the BANK and subject to rules and regulations of the BANK governing such accounts.



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2. That, subject to the special instructions set forth herein, if any, or as otherwise authorized by law, any of the following persons are authorized and empowered to deal generally with the BANK with respect to the following specified accounts:

Linda J. Cook, Hitchcock County Treasurer

- Economic Development Fund #XXX-XX8
- Hitchcock County Treasurer #XXX-XX9
- Money Market #XXXXXX5
- CDBG Housing Fund #XXX-XX9
- Community Development Fund #XXX-XX8

Margaret M. Pollmann, Hitchcock County Clerk

- Hitchcock County Imprest Fund # XXX-XX8
- Hitchcock County Clerk # XXX-XX3
- Hitchcock County Clerk of the District Court # XXX-XX7
- Hitchcock County Payroll #XXX-XX8

Linda K. Smith, Hitchcock County Court Clerk Magistrate

- Hitchcock County Court # XXX-XX9

D. Eugene Garner, Hitchcock County Attorney

- Hitchcock County Attorney # XXX-XX2

D. Bryan Leggott, Hitchcock County Sheriff

- Hitchcock County Sheriff # XXX-XX4

Robert A. Scott, Hitchcock County Veteran's Service Office

- Hitchcock County Veteran's Aid Fund # XXX-XX6

Paul A. Nichols, Hitchcock County Commissioner District #1

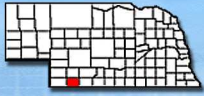
Ronald L. Wertz, Hitchcock County Commissioner District #2

Scott McDonald, Hitchcock County Commissioner District #3

- Hitchcock County Imprest Fund # XXX-XX8

and to designate from time to time themselves and such other deputy official(s) to (1) sign, on behalf of the COUNTY, checks, drafts or withdrawal orders drawn upon such accounts; and (2) to endorse in the name of the COUNTY and to deposit in such accounts money, checks and other instruments for payment of moneys, which endorsements may be by stamp without designation of the person endorsing, and in connection therewith certify to the BANK the specimen signatures on any signature card.

3. That notwithstanding anything herein to the contrary, the BANK is authorized to honor instruments for the payment from, and to charge the same to, the Hitchcock County Imprest Fund # XXX-XX8 account ONLY upon proper authorized signature(s) of:
  - A) one (1) County Commissioner, as either chairman or vice-chairman or acting chairman, AND
  - B) the County Clerk or Deputy County Clerk.
4. That of the COUNTY, checks, drafts or money orders when signed by those persons so designated, whether or not (1) payable or endorsed to the person signing; or (2) paid or applied for the benefit of the persons signing.



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5. That this resolution shall be certified to the BANK together with specimen signatures of the persons named herein and said certification shall continue in force until express written notice of rescission or modification has been received by the BANK.
6. That the original signature card(s) pertaining to said accounts of the COUNTY and bearing the true specimen signature(s) of the persons named and otherwise authorized hereby shall be on file with the BANK.

**PASSED AND APPROVED** this 3<sup>rd</sup> day of January, 2017.

Voting for the motion: Scott McDonald, Ronald Wertz and Paul Nichols  
 Voting against the motion: None  
 Abstaining: None  
 Absent: None

The resolution is hereby adopted.

\_\_\_\_\_  
 Chairman

ATTEST:

\_\_\_\_\_  
 Margaret M. Pollmann, County Clerk

SEAL

County Attorney D. Eugene Garner joined the meeting.

Highway Superintendent Phillip Dixon joined the meeting. Attorney Garner advised and discussion was held on the Trenton SE project as well as various other bridge projects.

The 2017 Road Superintendent Contract submitted by Phillip Dixon was reviewed and discussed.

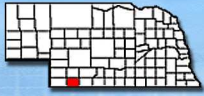
Member Wertz moved to appoint Phillip Dixon as Highway Superintendent for calendar year 2017. Member Nichols seconded the motion and after consideration, the following members voted in favor of said motion. McDonald, Nichols and Wertz. Motion carried.

Member McDonald moved to direct Chair to execute the Employment Contract for Highway Superintendent services of Phillip Dixon for calendar year 2017. The motion was seconded by Nichols and after consideration, the following members voted in favor of the motion. McDonald, Nichols and Wertz. Motion carried.

Member Wertz moved to appoint Dustin Webb to a three (3) year term on the Hitchcock County Planning Commission. Member Nichols seconded the motion and after consideration, the following members voted in favor of the motion: Nichols, Wertz and McDonald. Motion carried.

Member Nichols moved to appoint Alex Pollmann to the Hitchcock County Board of Adjustment for the remainder of the unexpired term ending January 1, 2018. Member McDonald seconded the motion and after consideration, the following members voted in favor of the motion. McDonald, Wertz, and Nichols. Motion carried.

Attorney Garner advised as to executive session for employment interviews.



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Assessor position applicants Christina King and Terra Riggs joined the meeting and interviews were conducted. The board finds that because neither applicant currently holds a Nebraska Assessor/Deputy Assessor certificate, no appointment can be made at this time. Both applicants will be encouraged to obtain said certificate.

The Berexco LLC application before the Oil & Gas Commission for enhanced recovery/injection wells was reviewed. No action required.

NIRMA Contact Karen Wertz joined the meeting and advised that the NIRMA Assist Grant of \$3,151.90 had been awarded.

Attorney Garner advised as to former Road #246 located in the E1/2 of Section 28-1-32.

The Treasurer was in receipt of \$293.19 from Booe Machinery for salvage iron, credited to the Road Fund; \$1.00 from Vonage Tax for 911 surcharges, credited to the 911 Emergency Services Fund; \$39.97 from Central Crude for oil production, credited to the General Fund.

The Sheriff's Fourth Quarter Report was on file.

Member McDonald moved to adjourn at 1:00 p.m. and to meet for the next regular meeting on Tuesday, January 17<sup>th</sup>, 2017 at 9:00 a.m. Member Nichols 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:

\_\_\_\_\_  
Scott McDonald, Chair  
Hitchcock County Board of Commissioners

\_\_\_\_\_  
Margaret M. Pollmann, County Clerk