

Greeley County Board Minutes



Greeley County Commissioner Minutes

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 25th day of January 2022 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Greeley Citizen.

Answering present at Roll Call were Jordan Foltz, Michael Goldfish and Joe Leslie. Also present was County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz stated a current copy of the Open Meetings Act is posted on the east wall of the Assembly Room and copies were available for the public if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Goldfish to waive the reading and approve the county board minutes from the January 11, 2022 meeting, second by Leslie. Roll Call Vote: All yes, motion carried.

Motion made by Leslie, second by Goldfish to enter into executive session at 9:35 a.m., the purpose was to discuss possible litigation. Roll Call Vote: All yes, motion carried. Motion made by Leslie, second by Goldfish to come out of executive session at 9:42 a.m. Roll Call Vote: All yes, motion carried.

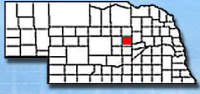
County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Goldfish. Roll Call Vote: All yes, motion carried.

ROAD: Jeffres Sand & Gravel training/meals 630. GENERAL FUND: Salaries, 29,135.11, EFTPS Matching SS, 2,228.89, Ameritas Life Ins. Corp, Matching County Retirement, 1,941.47, Blue Cross Blue Shield, 18,235.35, ROAD FUND: Salaries, 11,207.66, EFTPS Matching SS., 857.39, Ameritas Life Ins. Corp, Matching County Retirement, 756.52.

Franz Trumler, Planning and Zoning Administrator requested member appointments on the Planning & Zoning Commission Board and the Board of Adjustment. Motion made by Goldfish, second by Leslie to appoint Cody Jensen to fulfill the term of David Winter on the Planning & Zoning Commission Board and John Winter to the Board of Adjustment replacing Jerry Smith. Roll Call Vote: All yes, motion carried. The Board expressed appreciation to David Winter & Jerry Smyth for their years of service.

The Board discussed a culvert recommendation presented by the Lance Harter, Road Superintendent on Brayton Road located in S-9 T-17 R-10. Motion made by Goldfish to approve the culvert recommendation, second by Leslie. Roll Call Vote: All yes, motion carried. Lance submitted a Resolution for the Board to review in regards to performing a road study for potential road vacation of 803rd Road between Sections 4/9 T-17 R-10. Motion made by Goldfish to approve Resolution 2022-1, second by Leslie. Roll Call Vote: All yes, motion carried. The resolution directs the County Highway Superintendent to study the use being made of 803rd Road, from Brayton Road to 501st Ave and to submit in writing within 30 days a report upon the study made and recommendation as to the vacation of said road.

Motion made by Leslie to enter Board of Equalization at 9:50 a.m., second by Goldfish. Roll Call Vote: All yes, motion carried. The Knights of Columbus Council #13584 applied for tax year exemptions 2021 & 2022 for a 2015 Enclosed Cargo vehicle. Leslie moved to approve tax year 2021 & 2022 exemptions for the 2015 Enclosed Cargo vehicle, second by Goldfish. Roll Call Vote: All yes, motion carried. Motion made by Goldfish to adjourn Board of Equalization at 9:52 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

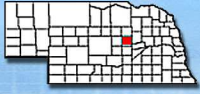


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Shaun Muncy former Deputy Sheriff for Greeley County requested to meet with the Greeley County Board in open session. Cindy Bassett, County Attorney clarified that it is the individual's choice to meet in closed session or open session according to open meetings law §84-1410. Cindy Bassett, County Attorney asked to check to see if anyone was in the Sheriffs Office. The office was closed and no one was present for the discussion from the Greeley County Sheriffs Office. Chairman Foltz stated he gave the Sheriffs Office a copy of the agenda on Friday at 2:00p.m. so they were aware the item was on the agenda. Chairman Foltz spoke on behalf of the County Board and expressed appreciation to Shaun Muncy for the service he provided in Greeley County. Chairman Foltz explained the Board allowed additional money in the Sheriffs Budget to hire a full-time deputy and allocated the funds for the purchase of the vehicle outside of the Sheriffs budget. Chairman Foltz stated the Board felt like they were doing everything to get the Sheriff's Department back in line where it needed to be. Chairman Foltz explained the news of the firing of Deputy Shaun Muncy hit hard as a civilian in Greeley County, as a father to boys in Central Valley School and as a Greeley County Commissioner. Chairman Foltz explained that they as Commissioners are not above the other elected officials, all the elected officials are equal. He met with Sheriff Dave Weeks and talked to him about why he fired Deputy Shaun Muncy and was given very little information. Commissioner Goldfish thanked Shaun for the service he provided as a Deputy and as a Veteran. Commissioner Leslie also agreed with the other Commissioners that Shaun provided great service to Greeley County and apologized that this happened to him.

Cindy Basset, County Attorney explained Shaun has other rights besides having a public review of his job performance. Shaun understood and stated he had two interviews with the Greeley County Sheriff's Department and was adamant about being a proactive law enforcement officer. He stated the Sheriff's Department noted it would be a change since they had a lack of man power prior to hiring him. Cindy questioned if he was given a Greeley County Handbook or a Sheriff's Assoc Handbook? Shaun didn't recall receiving any handbook only the human resource paperwork from the Clerk's Office. Shaun stated he was employed for 74 days with Greeley County. Cindy asked what some of his job duties were. Shaun stated Law Enforcement for Greeley County, performed a wide variety of tasks, paper service and responsibilities as required by state law. He also shared that he has received a lot of positive feedback from the citizens in Greeley County. Cindy received one comment that Shaun used to sit on bars & write everyone up for DUI's. Shaun stated he has not written any DUI tickets since he has been here. Cindy asked about Shaun sharing a vehicle with Deputy Howard prior to the purchase of the Deputy vehicle. Shaun stated they usually worked opposite shifts but was spoken to about putting to many miles on the vehicle during his shift. He said Deputy Howard instructed him to only put on 60 miles per shift. Shaun explained that was a challenge since he lives 12.5 miles from Greeley. Cindy questioned if Shaun received any written or verbal warnings. Shaun explained he never received any written warnings but Sheriff Weeks talked to him verbally about adding more detailed information to the daily log sheets. Shaun said that detailed information regarding his shifts and any calls or cases were on a computer program that the Sheriff's Office has but Shaun said he would also complete the daily paper log for Sheriff Weeks. Shaun said around 11:30 on Wednesday January 12th he missed a phone call from Sheriff Weeks, he was off duty that day and had his dog outside at the time. He contacted the Sheriff shortly thereafter and was told things weren't working out. Shaun stated he asked for additional clarification as he was in disbelief, Sheriff Weeks stated he was doing too much. Shaun stated he was instructed to clean his things out & return the vehicle. Shaun returned the vehicle and some items to the Sheriff on Friday January 14th. He said when he went into the Sheriff's



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Office, he was immediately quizzed about running for Greeley County Sheriff. The remaining equipment was returned the next Tuesday, January 18th as he needed extra time to save case information from the laptop.

Cindy then asked the Board if they had any comments or questions: Goldfish stated this is not new behavior with the Sheriffs Department. Goldfish stated he represents the tax payers and expects to see results when a deputy is hired. Goldfish stated he doesn't agree with the Sheriff telling the deputy not to do his job. Leslie stated he was disappointed the Sheriff's Office was not represented at the meeting and asked Shaun how many drug cases he had in Greeley County. Shaun responded he was involved in five cases. Foltz felt Shaun was doing his job and represented productivity and positivity. Foltz was concerned about the Deputy vehicle being moved to Wolbach after receiving several calls on the situation. He contacted Sheriff Weeks and advised him the Greeley County vehicle needed to be returned to the Courthouse. Foltz also expected to see a return on the money invested in the Sheriff's Department. Cindy Bassett thanked Shaun for everything that he has done for Greeley County and thanked the Board for opening the budget to allow for another deputy. Cindy also stated she cannot prosecute drug cases if they are not given to her. She thanked everyone present for their participation. Shaun thanked everyone for their support and stated he was here to serve everyone.

Public Comments:

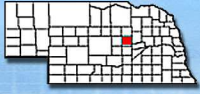
Jay Meyer, resident of Scotia, Village of Scotia Chairman & and Scotia Fire Chief – thanked Shaun for his service and gave examples of Shaun arriving at accidents before the ambulance was even on site. He expressed appreciation for the drugs that Shaun has helped get rid of. Jay stated he has zilch confidence in the current Sheriff's Department and feels they have turned a blind eye. He thanked the Commissioners for allowing the Sheriff's Department to hire an additional deputy because drugs are all around us. He stated Valley County has five Deputies.

Joel Glaser thanked Shaun for his service and questioned if the Sheriff had presented the Sheriff Association handbook before? He also questioned if Shaun was still running for Greeley County Sheriff. Cindy Basset, County Attorney stated she had not received information about the Sheriffs Assoc. Handbook but Sheriff Weeks was on the committee that created the Greeley County Handbook. Shaun responded that he was still running for Greeley County Sheriff.

Stephanie Kaczor, Riverside Public-School Superintendent commended Shaun on the work he has done in the short time he was here. She explained how our communities have changed over the last few years and stated how important the 24/7/365 position is and we have not had someone that would respond before. She shared some information about Shaun: does not care what anyone thinks, was not here to make friends, here for the job, not into politics, he always answered the phone even if he was off duty, he suspected drug activity in Spalding & was helping get it off the streets, public protector, built a rapport with the students and had a huge presence in Spalding. She expressed the importance of the position but requested that the individual be allowed to do their job if it's filled.

Colleen Hansen thanked Shaun for his service and stated he is one of the best. Colleen wished his employment would have been longer but stated hopefully when election comes people will vote for him.

Chairman Foltz asked for any additional public comment:



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Tim Dugan commented on a couple roads that need attention and some cottonwood trees that need to be cut. Foltz advised the WPA South of 56 was maintained on Monday and they have plans to work on the trees and will coordinate with the REA this spring.

Kristy Barnes commented on Fish Creek Ave being rough and recommended pulling the gravel back on the road.

Motion by Goldfish to adjourn at 10:02 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 31th day of January, 2022.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk