

Greeley County Commissioner Minutes  
December 12, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 12th day of December 2023 in the County Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also, present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the November 28, 2023, meeting, second by Wadsworth. 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 Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Adams County Clerk of the Dist. Ct. mental health board 525., Amazon Business L.E. building repair, office equip., furniture 429.66, Antelope County Sheriff house inmate 1,080., Appera janitor supply 184.68, Applied Connective Technologies comp. consult/equip 2,917.08, Black Hills Energy heat fuel 1,083.35, Boone County vet's agreement 2,002.32, Central Nebraska Attorneys crt. appt. attorney 70., Clearly internet/phone 748.81, Country Market janitor supply 176.29, Country Partners fuel 521.23, DAS State Acctg. data processing 206.75, Eakes Office Solutions supply/equip. 3,144.81, First Concord Benefits Group bc/bs service/admin. fee 807.49, First National Bank ach fee 34.30, Margaret Freeman prior service 13., Great Plains Communications phone/internet 250., Greeley County Clerk reimb. rolls/decorations 120., Harouff Law crt. appt. attorney 940., DW Holley mileage 68.78, Hometown Leasing lease 98.93, Howard Count Medical Center drug test 75., Howard/Greeley RPPD service 290.23, Rod Johnson mileage 68.78, Klein Law Office crt. appt. attorney 3,297.54, Medical Enterprises drug test 35., MIS scan fee 40., Mid-Nebraska Disposal garbage hauling 718.70, Cindy Miller mileage 165.72, MIPS data processing 1,954.06, Charlotte Murphy prior service 21., NACO registration 525., Nebraska Health & Human Services institution costs 90., Nebraska Supreme Court contract/reimb. magistrate 4,114.82, Justin Nordhues repairs 149.32, NYE Uniform Co. uniform/equip. 283.84, Phonograph-Herald print/publish 290.88, Pitzer Digital print/publish 309.04, Platte Valley Communications radio repair 685.97, Stealth Broadband internet 65., Catherine Sweeney prior service 10., Thomson Reuters-West law books 991., Trotters Whoa & Go II Scotia fuel 64.14, Carol Trumler phone reimb. 50., Verizon Wireless service 80.02, Village of Greeley service 215.27, Vision Service Plan insurance 399.37, Janet Wood 4<sup>th</sup> qtr pay 300., Woods Aitken special prosecution 282.50, York News Times publishing 195.44, Zion Lutheran Church cem fence 500., Greeley County Treasurer general to road 125,000. ROAD: Ace Irrigation & Manufacturing culverts 2,288., AKRS Equipment shop supply, parts ,pipes, bolts 223.55, Appera uniform/towel service 412.36, Barco Municipal Products signs 395.38, Black Hills Energy heat fuel 687.54, Bloom Repair parts, labor 1,435.42, Bomgaars Supply shop supply, signs, pipes, bolts, etc. 88.77, Caterpillar Financial Services motor grader payment 77,879.41, Chips Away labor 75., Country Market shop supply 11.75, Country Partners fuel, parts, shop supply, grease/oil 15,927.41, Cox Tire Service tire repair/labor 1,172.22, Filter Care of Nebraska parts 62.85, Great Plains Hydraulics parts, other equip. labor 244.43, Greeley County Assessor plat map 26.88, Greeley County Clerk plat map 27., Grossarts Inc. pipes/bolts 36., Hamilton phone/internet 93.49, HillBill's Diesel parts, grease/oil 554.63, Howard/Greeley RPPD service 222.37, Island Supply Welding Company oxygen/acetylene 19.20, Jeffres Sand & Gravel road gravel 6,959.62, Joe Diessner Trucking gravel hauling 4,984., K & S Welding and Repair tire repair/parts/labor 753.70, Loup Central Landfill garbage disposal 9.79,

Mid-Nebraska Disposal garbage disposal 44.40, Midwest Service & Sales misc. vest 125., Miller Power Sports fuel 159.65, Molt Mfg. parts, labor, steel products 5133.60, Murphy Tractor & Equipment parts, grease/oil 162.46, Nebraska Machinery Company parts, labor, grease/oil, machinery & equip. 12,156.46, Oak Creek Engineering contract services, mileage, engineer fee, surveyor fee 11,131.74, The Parts Bin – Ord parts, shop tools 108.96, The Parts Bin – St. Paul parts, grease/oil 36., Roaches Lumber & Redi-Mix building repair 89.99, Scotia Welding parts, labor 445., Spalding Farm & Home shop supply bolts 150.19, State Glass parts 261.76, Swiatek Collision Center parts, labor 200., Titan Machinery parts 2.52, Trotter Truck Plaza tire repair, labor 318.99, Trotters Whoa & Go II – Scotia fuel 207.72, Ulrich Gravel road gravel 33846.15, Village of Greeley service 66.77, Village of Scotia service 63.30, Village of Spalding service 66.01, James Wilford storage fee 50. GENERAL FUND: Salaries, 29,864.59, EFTPS Matching SS, 2,284.63, Ameritas Life Ins. Corp, Matching County Retirement, 1,965.38, Blue Cross Blue Shield, 16638.23, ROAD FUND: Salaries, 13,984.90, EFTPS Matching SS., 1,069.86, Ameritas Life Ins. Corp, Matching County Retirement, 943.99.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

Eddie Bomar, NMC CAT Sales Representative submitted a sales agreement for the Board to review. The proposal was for machine model 4835950 WT MG 140-15 AWD \$428,890., CVA 7yr/3500 basic/extended warranty 5yr/5000hr premier/parts credit \$18,000. 2023 Sourcewell contract #:032119-CAT. Wadsworth moved to approve the sales agreement, seconded by Leslie. Roll Call Vote: All yes, motion carried. A motor graded in District #3 will be traded in when the machine is delivered to Spalding next fall.

Brittany Thompson, County Attorney Assistant gave a presentation on DEE & DEQ information regarding an Asbestos Inspection for the Courthouse. She contacted four inspectors that are certified Asbestos Management Planners through Nebraska DHHS- Division of Public Health. The inspectors recommended taking 5-10 samples to get an accurate depiction of the flooring throughout the three floors. She stated we are unsure about what is underneath the current carpet. Brittany stated to ensure that we are moving forward in the safest and most informed way she recommended that all rooms should be tested for asbestos. This will allow us to be confident in the steps that we took prior to beginning any sort of construction, and to move forward comfortably in any future decisions regarding flooring. Motion made by Leslie to authorize Brittany Thompson to move forward with the Asbestos Inspections, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Tony Kuszak, representing Kuszak Hardware & Variety LLC met with the Board and presented some flooring estimates for the Courthouse. He measured all the rooms in the Courthouse and brought some samples for the County Officials to review. Wadsworth moved to table the decision until December 27<sup>th</sup>, seconded by Foltz. Roll Call Vote: All yes, motion carried.

County Attorney Cindy Bassett presented Resolution 2023-19 for Absolute Abandonment and Discontinuance of a portion of a Greeley County Right of Way. Whereas: Pursuant to Neb. Rev. Stat. 39-1722 through 39-1725, et seq, the Greeley County Board of Commissioners have the authority and duty to regulate and control the rights of way on the county roads in Greeley County; and Whereas: During the course of replacing a Greeley County roadway bridge in a tract of land located in the: NW ¼ of S-12 T-18 R-12, Greeley County, Nebraska. Motion made by Leslie to approve Resolution 2023-19 for Absolute Abandonment and Discontinuance of a portion of a Greeley County Right of Way, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, Cindy Bassett, County Attorney presented a Greeley County Waiver of Release of Liability. This is a legally binding waiver and release of liability executed by Gary and Catherine Hansen, Right of Way Grantors,

to Greeley County, Nebraska, by and through its Board of Commissioners. Motion by Leslie, seconded by Wadsworth to approve the Waiver and Release of Liability. Roll Call Vote: All yes, motion carried.

Discussion on the Christmas Holiday, the Courthouse will be closed on December 25<sup>th</sup> according to state statute 25-2221. After discussion, Leslie moved to approve December 22<sup>nd</sup> as an additional day off during Christmas for the Greeley County employees, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update to the Board and introduced Ted Scott as a new employee.

Public Comment: George McMahon, Nextera Energy Resources was present to give a quarterly update: He explained they are excited to move Greeley Wind forward after more than 15 years in development, their project team continues to be focused on engineering and design of the project. Most notable is the design and engineering of maintenance roads. NPPD and Nextera Energy Resources engineering teams are collaborating on switchyard design. They should have clarity on final layout later this month or early next month. Commercially, they are in discussions with several Nebraska based off takers to sale the power. They are looking forward to starting construction in 2025 or 2026.

Wadsworth moved to enter executive session at 10:47 a.m. to discuss possible litigation, second by Leslie. Roll Call Vote: All yes, motion carried. Leslie moved to exit the executive session at 11:12 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset were present for the executive session.

Motion by Wadsworth to adjourn at 11:14 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 18th day of December 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart  
Greeley County Clerk