

**January 4, 2022 MINUTES OF THE CASS COUNTY BOARD OF EQUALIZATION AND CASS COUNTY BOARD OF COMMISSIONERS** Notice of the meeting was given in advance by publication in the Plattsmouth Journal and online at [www.cassne.org](http://www.cassne.org). Agenda was made available for public inspection at the office of the Cass County Clerk.

8:00am Call Meeting to Order; Open Meetings Act Notice & Pledge of Allegiance: Members Present: Sharp, Peterson, Henry and Murdoch. Others present: Colin Palm-County Attorney, Gerri Draper-County Clerk

**CONVENE AS THE CASS COUNTY BOARD OF COMMISSIONER  
RE-ORGANIZATION MEETING:**

1. APPOINTMENT OF CHAIRMAN AND VICE CHAIRMAN FOR CASS COUNTY 2022

MOTION: Murdoch moved, Sharp seconded nominating –Dan Henry Chairman and Jim Peterson Vice-Chairman for 2022. Motion carried 4-0

2. 2022 COMMITTEE REPRESENTATIVES – COMMISSIONERS

ORGANIZATION:	2022 Member	2022 Alternate
Region 6 Eastern Nebraska Human Services Agency (ENHSA)	Peterson	Dist. 2 Comm.
Sarpy & Cass County Health Department Board	Henry	Peterson
Representative on County Noxious Weed Board	Sharp	Murdoch
Local Emergency Planning Committee	Peterson	Sharp
South-East Nebraska Community Action Council (SENCA)	Dist. 2 Comm.	Henry
5 Rivers RC & D Committee	Murdoch	Dist. 2 Comm.
Advisory Committee for City County Co-Location	Sharp	Murdoch
Cass County Economic Development Council	Henry	Sharp
Computer Liaison	Henry	Peterson
Extension and 4H Representative	Murdoch	Sharp
Joint Public Agency Board Member (Fair)	Peterson	Henry
MAPA-TTAC District 2 Commissioner	Henry	Dist. 2 Comm.
MAPA Financial Committee	Henry	Dist. 2 Comm.

COMMITTEES AS NEEDED:	2022 Members
Existing Buildings Committee	Sharp & Henry
Finance Committee	Murdoch & Peterson
FOP Committee	Sharp & Peterson
Insurance and Wellness Committee	Peterson & Murdoch
Cass County/Lower Platte South NRD MOU	Peterson & Henry
Cass County Emergency Mgmt. Assessment Comm./EMS/Paramedic Program	Peterson & Sharp
Sheriff's Office Merit Commission: Effective 1/1/19 (3yr term per State Statute)	Murdoch
BHAC Behavioral Health Advisory Committee - Assigned by BHAC serve with Jeff Leach	Henry

3. APPOINTED COUNTY OFFICIALS FOR 2022

Highway Superintendent

MOTION: Murdoch moved, seconded to approve 2022 appointment of Lenny Thorne. Motion carried 4-0

Zoning Administrator

MOTION: Sharp moved, Peterson seconded to approve 2022 appointment of Mike Jensen. Motion carried 4-0

Weed Control Superintendent

MOTION: Peterson moved, Murdoch seconded to approve 2022 appointment of Rand Group. Motion carried 4-0

Emergency Management Director

MOTION: Peterson moved, Sharp seconded to approve 2022 appointment of Sandy Weyers. Motion carried 4-0

Veterans Service Officer

MOTION: Peterson moved, Henry seconded to approve 2022 appointment of Brian Coffman. Motion carried 4-0

Election Commissioner (appointed per law 11/14/17 4yr term-term ends 12/31/25)

GIS Coordinator

MOTION: Murdoch moved, Sharp seconded to approve 2022 appointment of Sean Kennedy. Motion carried 4-0

4. Designate 2022 Financial Institutions for County Monies:

American Exchange Bank	First Nebraska Bank	Riverstone Bank
Corn Grower State Bank	First Nebraska Bank-Valley, NE	The Nehawka Bank and/or First State Bank Nebraska
Cornerstone Bank	First State Bank Nebraska	
Farmers & Merchants Bank	Pinnacle Bank	

INVESTMENT POOL:	Nebraska Public Agency Investment Trust (NPAIT)
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MOTION: Peterson moved, Sharp seconded to approve the 2022 Financial Institutions as presented. Motion carried 4-0

5. Designate 2022 means of Publication for Cass County:

Plattsmouth Journal	County Legal Paper	Cass County Website <a href="http://www.cassne.org">www.cassne.org</a>	Alternate Publication
Omaha World Herald	Alternate Publication	Cassgram	Alternate Publication
Lincoln Journal Star	Alternate Publication		

MOTION: Peterson moved, Sharp seconded to designate 2022 means of publication as presented. Motion carried 4-0

### 8:13am CLOSE REORGANIZATION

#### 8:13am CONVENE- BOARD OF EQUALIZATION- Teresa Salinger, County Assessor:

1. Discuss/Action- Correction to Tax Rolls/Omitted Property/Assessment Rolls (Real/Personal) Parcel #(s): list provided by assessor

MOTION: Peterson moved, Sharp seconded to approve corrections as presented. Motion carried 4-0

#### 8:15am RE-CONVENE- BOARD OF COMMISSIONERS

CONSENT AGENDA: Previous Meeting Minutes, Claims, Payroll/Time Balance Reports and fees reported.

MOTION: Peterson moved, Murdoch seconded to approve consent agenda as prepared. Motion carried 4-0

GENERAL CLAIMS: Accelerated Graphx \$60.00 (srv) Amazon Capital Services \$151.63 (sup) American Heart Association \$39.00 (sup) Ameritas Life Insurance Corp \$31,070.95 (ins) Axon Enterprises \$7,310.00 (srv) Best Buy Business Advantage Acct \$169.99 (sup) Betterway Tire & Auto \$50.00 (srv) Black Hills Energy \$93.41 (srv) Blue 360 Media \$833.45 (srv) Bomgaars \$20.19 (sup) Brooks-Jeffrey Marketing Inc \$3,050.00 (srv) Linda Brouhard \$60.00 (reim) William Brueggemann \$60.00 (reim) Cash-Wa Distributing \$1,265.74 (srv) Cass County Historical Society \$2,500.00 (srv) Cass County Sheriff \$730.53 (reim) Cedars Youth Services Inc \$371.00 (srv) Charm-Tex Inc \$428.20 (sup) David Chebatoris \$703.00 (srv) Jennifer Claus \$72.80 (srv) Crawford Supply Company \$293.36 (srv) DAS Central Finance \$1,144.49 (srv) DAS State Accounting \$132.32 (srv) Diamond Medical Supply \$41.75 (sup) Roseann Dobesh-Degraff \$44.80 (srv) Dollar General \$174.50 (sup) Douglas County District Court \$9.75 (srv) Douglas County Sheriff Dept \$9.77 (srv) Geri Draper \$60.00 (reim) Eakes Office Solutions \$1,247.76 (sup) Harold Ehmke \$15.00 (ret) Engineered Controls Inc \$370.00 (srv) Fankhauser, Nelsen, Werts, Ziskey & Merwin PC LLO \$4,353.50 (srv) Eugene Farris \$9.00 (ret) Intervention/Assessment, Staff Secure \$2,320.45 (srv) Ferguson Enterprises LLC \$184.00 (srv) First State Bank Nebraska \$30,500.79 (tax) First State Bank Nebraska \$2,960.00 (srv) Taylor Fleischman \$60.00 (reim) FP Finance Program \$168.00 (srv) Travis J Frye \$60.00 (reim) Deloris H Gall \$21.00 (ret) Galls LLC \$298.06 (srv) Graham Tire \$1,019.68 (srv) Grainger \$751.08 (sup) Hampton Inn \$1,034.55 (srv) Tammy J Hetherington \$1,023.75 (srv) Hometown Leasing \$1,811.45 (srv) HyVee 132.06 (sup) International Code Council \$145.00 (srv) Mike Jensen \$60.00 (reim) Keckler Oil Company \$129.90 (sup) Keefe Supply Company \$827.06 (srv) Tyler Kelly \$64.96 (reim) Valerie Kochevar RPR CSR MTDS Reporters \$1,340.50 (srv) Brad Ksiazek \$131.70 (srv) Lahnamite Enterprises LLC \$1,200.00 (srv) Lincoln Journal Star \$2.74 (srv) Dana Long \$32.48 (reim) Chad Mattes \$213.36 (reim) Meeske Ace Hardware \$8.08 (sup) Menards \$33.91 (sup) Menards Capital One Commercial \$281.89 (sup) MIPS Inc \$2,543.78 (srv) Linn Moore \$60.00 (reim) Murray Fire & Rescue \$240.40 (srv) Nebraska District Court Clerks Assoc \$50.00 (srv) Nebraska Public Health Environmental \$105.00 (srv) Nebraska Public Power District \$6,998.43 (srv) Neels Trailer Outlet \$200.00 (srv) No Wait Inside LLC \$174.00 (srv) Todd O'Connor \$60.00 (reim) Omaha Public Power District \$149.91 (srv) Omega Chemical Co Inc \$187.15 (sup) H.S.A. Optum Bank \$15,050.00 (ins) O'Reilly Auto Parts \$58.47 (srv) Owen Law Office \$3,500.00 (srv) Oxen Technology \$1,209.00 (srv) Colin Palm \$60.00 (reim) Panhandle EMS Education LLC \$900.00 (srv) Pitney Bowes Inc \$441.97 (srv) Pottawattamie County Court \$38.63 (srv) Thomas Prickett \$1,981.25 (srv) Quill Corporation \$63.98 (sup) Quinn's Quality Reporting LTD \$494.00 (srv) Reliance Standard Life Insurance Co \$179.00 (ins) S&W Fence LLC \$2,100.00 (srv) Safe Life Defense \$349.97 (srv) Stephanie Schafer \$31.92 (srv) E Michael Slattery \$2,830.44 (reim) Staples Business Credit \$351.06 (sup) William Sterrett \$60.00 (reim) Summit Food Service LLC \$9,636.26 (srv) Teleflex Funding LLC \$561.46 (srv) Renee Thakur \$34.49 (srv) The Center for Municipal Solutions \$600.00 (srv) The Home Depot Pro \$170.52 (sup) Leonard Thorne \$60.00 (reim) Thyssenkrupp Elevator Corp \$246.11 (srv) Mary Tilson \$500.00 (srv) Top Quality Manufacturing \$258.00 (sup) Unifirst Corporation \$95.00 (srv) United Healthcare \$79,720.38 (ins) US Bank \$8,026.12 (srv) US Bank Voyager Fleet Systems \$433.46 (srv) Verizon Wireless \$3,112.52 (srv) Vesta Voluntary Specialists Inc \$89.50 (srv) Warren Wade \$19.00 (ret) Sandra Weyers \$60.00 (reim) Windstream \$10,022.44 (srv) Woodhouse Ford South Inc \$61.34 (srv) CLAIMS: \$257,937.28; PAYROLL: \$356,970.25; TOTAL: \$614,907.53 ROADS: Ace Irrigation & Mfg \$3,374.80 (srv) AKRS Equipment \$51.76 (sup) Aramark \$365.88 (sup) Ashland Disposal Service \$32.55 (srv) Betterway Tire & Auto \$145.00 (srv) Black Hills Energy \$222.97 (srv) Bobcat of Omaha \$90.42 (srv) Bomgaars \$667.28 (sup) Cass County Refuse \$166.65 (srv) Village of Greenwood \$151.87 (srv) Hometown Leasing \$279.54 (srv) Mainelli Wagner & Assoc \$9,051.46 (srv) Martin Marietts \$29,036.22 (sup) Murphy Tractor & Equipment \$369.70 (srv) Omaha Public Power District \$408.32 (srv) Safety-Kleen Systems Inc \$1,010.45 (sup) Productivity Plus Account \$32.50 (srv) US Bank \$956.33 (srv) Western Sand & Gravel Co \$297.94 (sup) CLAIMS: \$46,711.64; PAYROLL: \$60,149.67; TOTAL: \$106,861.31 JUVENILE DIVERSION: Redwood Toxicology Laboratory Inc \$415.00 (srv) CLAIMS: \$415.00; PAYROLL: \$1,445.50; TOTAL: \$1,860.50 VISITOR PROMOTION: Carl E Reichart \$246.84 (reim) CLAIMS: \$246.84 PAYROLL: \$1,075.00 TOTAL: \$1,321.84 FEMA: Motorola Solutions \$2,084.95 (srv) NMC Inc \$2,259.24 (srv) TOTAL: \$4,344.19 COVID AMERICAN RESCUE PLAN: AAT Inc Photography \$385.00 (srv) TOTAL: \$385.00 INHERITANCE: Michael M Meacham Estate \$263.41 (reim) TOTAL: \$263.41 E911: Frontier Cooperative \$198.04 (srv) Nebraska Public Power District \$160.85 (srv) TOTAL: \$358.89 OVERALL GRAND TOTAL: \$730,302.67

#### 1. Current/Regular Agenda:

MOTION: Peterson moved, Sharp seconded to approve current agenda as prepared. Motion carried 4-0

#### 2. Past Meetings Attended by Commissioners:

- Sharp: None
- McCartney: resigned effective 12.31.21
- Peterson: None
- Henry: None
- Murdoch: reviewed recording of 12.21.21 meeting

#### 3. Open Public Hearing/Action 8:15am: None scheduled

4. Litigation & Legal Matters-S. Colin Palm, County Attorney:

4A. Discuss/Action- Karen Bateman, authorize chair to sign MOU with Cedars Youth Service for Electronic Monitoring Services

MOTION: Sharp moved, Peterson seconded to authorize chair to sign MOU as presented. Motion carried 4-0

5. Road Matters-Lenny Thorne, Highway Superintendent: None scheduled, Thorne updated board on road projects

6. New Business & Unfinished Business:

6A. Discuss/Action- Elected Official Salaries. Chair turned the floor over to Murdoch, Murdoch noted he believes the motion made by Peterson at the December 21<sup>st</sup> meeting regarding the elected official's salaries should be invalid due to the motion he made passed with a 3-2 vote and according to Roberts Rules the resolution number should be noted in the motion which Peterson did not do. Discussion continued between board members and Palm. Henry asked the clerk to play the recording for clarification.

MOTION: Murdoch moved, to set the elected officials salaries at Commissioners \$28,000.00, Assessor \$81,000.00, Attorney \$115,578.26, Clerk \$74,426.05, Clerk of the District Court \$74,426.05, Public Defender \$59,405.29, Register of Deeds \$74,426.05, Sheriff \$89,769.91, Surveyor \$66,076.63, Treasurer \$79,655.11

Murdoch withdrew his motion.

MOTION: Murdoch moved, Henry seconded to set salaries for Commissioners \$28,000, Public Defender \$60,593.40, Surveyor \$67,398.17, Register of Deeds \$75,914.58, Clerk of the District Court \$75,914.58, Assessor \$81,248.22, Clerk \$75,914.58, Treasurer \$81,248.22, Sheriff \$91,565.31, Attorney \$117,889.83 plus in Resolution 2021-24 the 2% increase or COLA whichever is greater during the term of office for 2024, 2025 and 2026. Motion failed 3-1, Henry, Sharp and Peterson voting no.

MOTION: Peterson moved, Henry seconded to adopt Resolution 2021-24 with the salary scheduled as passed at the December 21, 2021 meeting: Commissioners \$32,311.62, Public Defender \$60,593.40, Surveyor \$67,398.17, Register of Deeds \$75,914.58, Clerk of the District Court \$75,914.58, Assessor \$81,248.22, Clerk \$81,248.22, Treasurer \$81,248.22, Sheriff \$91,565.31, Attorney \$117,889.83 I also include in this motion the second paragraph which reads: be it further resolved that there will be a 2% salary increase or a cost of living increase (whichever is greater) during the term or office for 2024, 2025 and 2026. Cost of living increases will be determined by the Board of Commissioners by the budget deadlines for the County's budget each year and will be based on the U.S. Department of Labor Statistics Consumer Price Index (CPI) for all Urban Consumers Midwest Region as published for November immediately preceding each January. Motion failed 1-3, Sharp, Henry and Murdoch voting no

Murdoch moved to amend motion by Peterson, setting the salary for the commissioners to \$28,000.00 discussion followed, regarding Roberts Rules. Commissioners agreed to continue roll call vote on motion made by Peterson.

MOTION: Henry moved, Murdoch seconded to set the salary for the Commissioner at \$28,000.000, with all other salaries remaining the same in prepared Resolution 2021-24 (Public Defender \$60,593.40, Surveyor \$67,398.17, Register of Deeds \$75,914.58, Clerk of the District Court \$75,914.58, Assessor \$81,248.22, Clerk \$81,248.22, Treasurer \$81,248.22, Sheriff \$91,565.31, Attorney \$117,889.83). The remaining portion of Resolution 2021-24 will remain the same beginning with the second paragraph which reads: be it further resolved that there will be a 2% salary increase or a cost of living increase (whichever is greater) during the term or office for 2024, 2025 and 2026. Cost of living increases will be determined by the Board of Commissioners by the budget deadlines for the County's budget each year and will be based on the U.S. Department of Labor Statistics Consumer Price Index (CPI) for all Urban Consumers Midwest Region as published for November immediately preceding each January. Motion passed, 3-1, Peterson voting no

6B. Discuss/Action- Approve Nebraska Liquor Control Commission (NLCC) Reconstruction Application submitted by Western Oil II, LLC- Speedee Mart 2722; 13014 238<sup>th</sup> Street, Greenwood, NE 68366 liquor license #11106 Class B, old building will be torn down, replaced by a new building

MOTION: Henry moved, Murdoch seconded to approve NLCC reconstruction application submitted by Western Oil II, LLC-Speedee Mart 2722 13014 238th Street, Greenwood, NE 68366. Motion carried 4-0

6C. Discuss/Action- Updated to COVID-19 Reporting and Notification Policy, per 12/27/21 CDC recommendation  
MOTION: Henry moved, Peterson seconded to approve update to the COVID-19 Reporting and Notification Policy as presented (updated per 12/27/21 CDC recommendation). Motion carried 4-0

6D. Discuss/Action- Continuous Agenda Item: Buildings update, COVID-19 Pandemic. None  
Chairman asked Sandy Weyers-EMA Director to update board on communication towers.  
Chairman asked Mike Jensen-Zoning Administrator to update board on new flood way maps

7. Public Input & Comments:

9:25am ADJOURN AS CASS COUNTY BOARD OF COMMISSIONERS: MOTION: Murdoch moved, Peterson seconded. Motion carried 4-0

I, Gerri Draper, the undersigned Clerk of Cass County, Nebraska do hereby certify the above minutes were taken by me, and are true and correct to the best of my knowledge and are part of the official records of this office. I therefore set my hand and affix the County Seal this 4<sup>th</sup> day of January, 2022.

State of Nebraska)  
County of Cass) <sup>ss.</sup>

Gerri Draper  
Cass County Clerk

We, the undersigned Board of Commissioners of Cass County, Nebraska do hereby certify the above minutes are true and correct to the best of our knowledge, and are part of the official records of the Cass County Clerk's Office. We therefore set our hands this 4<sup>th</sup> day of January, 2022.

Dale Sharp-Dist. 1, Jennifer Sommer-Dist. 2, James Peterson-Dist. 3, Dan Henry-Dist. 4, Duane Murdoch-Dist. 5  
*Cass County Board of Commissioners*