

MINUTES: OCTOBER 11, 2022 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 [Cass County, NE Webpage](#). Agenda was made available for public inspection at the office of the Cass County Clerk.

8:00am CONVENE -BOARD OF COMMISSIONERS- Call Meeting to Order; Open Meetings Act Notice & Pledge of Allegiance: Members Present: Sharp, Sommer, Peterson, Henry. Absent: Murdoch. Others present: Colin Palm-County Attorney, Chris Perrone-Deputy County Attorney, Gerri Draper-County Clerk

CONVENE- BOARD OF EQUALIZATION:

1. Discuss/Action- RES 2022-24; Setting levies for entities within Cass County, per state statute 77-1601

MOTION: Peterson moved, Sommer seconded to adopt resolution as prepared. Motion carried 4-0, Murdoch absent

8:02am CONVENE – BOARD OF COMMISSIONERS:

CONSENT AGENDA: Previous Meeting Minutes, Claims, Payroll/Time Balance Reports and fees for October 11, 2022.

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

GENERAL: Abante Marketing \$38.00 (Sup) Advexture LLC \$1,512.00 (Sup) All Copy Products \$25.44 (Sup) Raymond Althouse \$44.88 (Serv) Amazon Capital Services \$124.76 (Sup) Ameritas Life \$2,440.32 (Ins) Ameritas \$31,448.06 (Ret) Auburn Design Shop \$1,127.75 (Sup) Baird Holm LLP \$3,732.00 (Serv) Betterway Tire \$885.95 (Serv) Bishop Business \$364.30 (Serv) Black Hills Energy \$141.48 (Serv) Bomgaars \$166.62 (Sup) Boundtree Medical \$649.56 (Sup) Linda Brouhard \$74.13 (Reimb) William Brueggemann \$60.00 (Reimb) Cash-WA Distributing \$820.00 (Sup) Cass County Economic Development \$40,000.00 (Serv) Cass County Historical Society \$3,500.00 (Serv) Cass County Sheriff \$158.43 (Serv) Cass County Sheriff \$19.50 (Serv) Cassgram \$468.00 (Serv) Chemsearch \$472.48 (Sup) Clerk of Dist Court \$288.00 (Serv) CNA Surety \$40.00 (Serv) Comdata \$2,126.45 (Serv) Comfort Inn \$769.20 (Serv) Cornhusker State Industries \$4,664.00 (Sup) Crowne Plaza \$374.85 (Serv) Percival Culligan Water \$47.50 (Sup) Cutrate Batteries \$4,046.00 (Sup) Roger Dennis \$38.00 (Serv) Douglas Co. Assessor/Reg of Deeds \$860.00 (Serv) Geri Draper \$60.00 (Serv) Eakes Office Solutions \$826.97 (Sup) Harold Ehmke \$15.00 (Serv) Electrical Engineering & Eq. \$2,370.00 (Serv) Electronic Engineering \$413.55 (Serv) Village of Elmwood \$58.40 (Serv) Encartele \$3,000.00 (Serv) Engineered Controls Inc. \$12,360.00 (Serv) ES&S \$4,140.83 (Sup) Eyman Plumbing \$308.00 (Serv) Eugene Farris \$9.00 (Reimb) First State Bank \$33,793.38 (Serv) First State Bank \$3,030.27 (Serv) Taylor Fleischman \$60.00 (Reimb) Frontier Cooperative \$109.57 (Sup) Travis Frye \$60.00 (Reimb) Fusselman-Allen-Harvey Funeral Home \$525.00 (Serv) Deloris Gall \$21.00 (Reimb) Galls, LLC \$284.32 (Serv) Graham Tire \$1,171.44 (Serv) Grainger \$264.78 (Sup) Village of Greenwood \$141.70 (Serv) Hayes Mechanical \$3,030.04 (Serv) Hometown Leasing \$1,061.13 (Serv) Interstate All State Battery Center \$27.00 (Serv) Mike Jensen \$60.00 (Reimb) Johnson County Sheriff \$19.32 (Serv) Jones Automotive \$855.23 (Serv) K&B Lawn Care \$350.00 (Serv) Keep Cass County Beautiful \$10,000.00 (Serv) Tyler Kelly \$386.25 (Reimb) Lancaster County Sheriff \$386.25 (Serv) Mathew Bender & CO \$208.26 (Sup) LG Cleaners \$169.95 (Serv) Gerald Liess \$440.00 (Serv) Lincoln Journal Star \$85.00 (Serv) Lincoln Journal Star \$45.86 (Serv) Lincoln Journal Star \$791.22 (Serv) Lincoln Journal Star \$107.48 (Serv) Village of Manley \$63.00 (Serv) Masonary Construction \$38,249.00 (Serv) Matheson Tri-Gas \$465.46 (Serv) Maximus \$2,600.00 (Serv) Meeske Ace Hardware \$153.96 (Sup) Meeske Auto Parts \$55.96 (Sup) Menards \$124.77 (Sup) Menards Capital One \$472.08 (Sup) Mid America First Call \$180.00 (Serv) MIPS \$5,696.64 (Serv) Linn Moore \$60.00 (Reimb) Alan Mueller \$30.00 (Serv) NACO \$150.00 (Serv) NACO \$10.00 (Serv) Nat'l Assoc of School Resource \$470.00 (Serv) NE Law Enforcement Training \$100.00 (Serv) Nebraska Notary Assoc \$100.00 (Serv) NPPD \$14,832.77 (Serv) Todd O'Connor \$60.00 (Reimb) John Oehlerking \$35.38 (Serv) Office Warehouse \$1,271.65 (Sup) Omaha Compound \$629.59 (Sup) OPPD \$377.54 (Serv) Optum Bank \$2,650.00 (Ins) O'Reilly Auto Parts \$34.19 (Sup) Oxen Technology \$168.75 (Serv) Colin Palm \$60.00 (Reimb) Paper Tiger Shredding \$152.00 (Serv) Papillion Sanitation \$1,078.04 (Serv) Perfection Auto Repair \$280.50 (Serv) City of Plattsmouth \$1,416.74 (Serv) Sandra Prall \$299.50 (Reimb) Prof. Heating & Air \$670.00 (Serv) Cass Co Reg of Deeds \$49.04 (Serv) Reliance Standard Life \$188.00 (Ins) Ricoh USA \$137.23 (Serv) Rural Water Dist #1 \$38.00 (Serv) Sarpy County Sheriff \$8.57 (Serv) Sommer Butts \$2,599.80 (Serv) Staples \$148.33 (Sup) William Sterrett \$60.00 (Reimb) Summit Food Service \$4,432.78 (Serv) George Tesar \$43.88 (Serv) Leonard Thorne \$60.00 (Reimb) Thyssenkrupp Elevator \$488.79 (Serv) Mary Tilson \$500.00 (Serv) Titan Energy Syst. \$675.00 (Serv) Unifirst Corp. \$91.51 (Serv) Village of Union \$302.00 (Serv) United Healthcare \$78,831.24 (Ins) US Bank \$5,916.33 (Serv) US Bank Voyager Fleet Syst. \$99.01 (Serv) US Bank Voyager Fleet Syst. \$9,730.37 (Serv) US Bank Voyager Fleet Syst. \$849.66 (Serv) Verizon \$562.90 (Serv) Vesta \$116.35 (Serv) Warren Wade \$19.00 (Serv) Sandra Weyers \$60.00 (Reimb) Windstream \$463.94 (Serv) Windstream \$87.13 (Serv) Windstream \$110.83 (Serv) Woods & Aitken \$7,244.00 (Serv) Zelle \$4,631.26 (Serv) CLAIMS: \$373,793.87 PAYROLL: \$382,841.60 TOTAL: \$ 756,635.47 ROADS: A+ United Radiator Repair \$350.00 (Serv) Allied Oil & Tire \$1,643.50 (Serv) Aramark \$281.87 (Serv) Bomgaars \$345.85 (Sup) Caterpillar Financial \$20,256.00 (Serv) Concrete Industries \$14,425.60 (Serv) Eakes \$203.29 (Sup) Frontier Cooperative \$36,473.68 (Sup) Hometown Leasing \$144.54 (Serv) Inland Truck Parts \$155.17 (Sup) Keckler Oil \$24.25 (Sup) Lincoln Journal Star \$240.12 (Serv) Martin Marietta \$34,315.40 (Serv) Meeske Ace Hardware \$880.50 (Sup) Meeske Auto Parts \$2,414.34 (Sup) MIPS \$146.45 (Serv) Nebraska Iowa Supply \$12,478.69 (Sup) Nebraska Snow Equip. \$349.99 (Sup) NMC Inc. \$58.08 (Sup) Pomp's Tire Service \$1,930.25 (Serv) Quality Signs \$9.50 (Sup) RDO Truck Center \$389.19 (Sup) Schemmer \$1,662.50 (Serv) TEC Equip. \$1,760.54 (Sup) US Bank Voyager \$2,300.35 (Serv) Wessels Trucking \$237.28 (Sup) Western Sand & Gravel \$60.36 (Sup) CLAIMS: \$133,537.29 PAYROLL: \$77,214.99 TOTAL: \$210,752.28 JUVENILE DIVERSION: PAYROLL: \$ 1,852.20 TOTAL: \$1,852.20 COMMUNICATION TOWER: Cass County Treasurer \$1,500.00 (Serv) TOTAL: \$1,500.00 VISITOR PROMOTION: Amazon Capital Services \$1,268.44 (Sup) Business Mail Entry \$275.00 (Serv) Maly Marketing \$540.00 (Serv) Carl Reichart \$273.63 (Reimb) Windstream \$158.08 (Serv) CLAIMS: 2,515.15; PAYROLL: \$1,105.00; TOTAL: \$3,620.15 RECORD PRESERVATION FUND: MIPS \$278.64 (Serv) TOTAL: \$278.64; FEMA: Danko Emergency Equip. \$1,027.12 (Sup) TOTAL: \$1,027.12; COVID-AMERICAN RESCUE PLAN: Amazon Capital Serv. \$23,505.48 (Sup) Big Red Lighting & Electrical \$10,035.00 (Serv) Redneck Manufacturing \$714.80 (Sup) TOTAL: \$34,255.28; OVERALL GRAND TOTAL: \$1,009,921.14

1. Regular Agenda:

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

2. Past Meetings Attended by Commissioners:

- Sharp: None
- Sommer: Railroad bridge/Hwy 74 sand bar meeting held in Sarpy County
- Peterson: Insurance meeting with broker
- Henry: None
- Murdoch: None

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

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

4A. Discuss/Action- Receive formal resignation of County Attorney S. Colin Palm, as he was appointed to the County Court bench in the Second Judicial District

Palm was appointed as County Court Judge in the Second Judicial District by Governor Pete Ricketts on September 29, 2022
MOTION: Henry moved, Peterson seconded to accept resignation of S. Colin Palm effective October 11, 2022. Motion carried 4-0, Murdoch absent

4B. Discuss/Action- Appoint either an interim County Attorney or appoint to fill the remaining term of the County Attorney
MOTION Henry moved, Sommer seconded to appoint Christopher Perrone-Cass County Attorney to fill the remaining term left by Palm effective October 11, 2022. Motion carried 4-0, Murdoch absent

5. Road Matters-Lenny Thorne, Highway Superintendent:

5A. Discuss/Action- Bill Wehling-NDOT, N 66 connection Louisville. Henry introduced Robert Clements-Senator, Louisville Mayor Rod Petersen and former Mayor Alan Mueller. Presentation given, Wehling noted that Union Pacific's current policy requires if any new/upgraded work is performed to a crossing that a minimum of (3) at-grade rail crossings must be closed. The City of Louisville could accommodate the closing of 2 crossings, with the additional closure being done in the surrounding area of Cass County-area of interest being 156th and Mill Road. The board asked Thorne to contact property owners to discuss possible impact of closing (1) at-grade crossing.

5B. Discuss/Action- Award Bid-Webster Blvd Turn Lane (tabled 9/27/22), authorize chair to sign
MOTION: Henry moved, Sommer seconded to award project to Kerns Excavating as bid in the amount of \$215,403.15, start date April 15; end date September 1, 2023. Motion carried 4-0, Murdoch absent

5C. Discuss/Action- Martin Marietta 2023 Material Prices. Thorne noted the increase will be \$1.95 per ton effective 1/1/23, with an additional increase of .80 effective 7/1/23. No action taken

6. New Business & Unfinished Business:

6A. Discuss/Action- Karly Black, Engagement Zone Coordinator and Lauren Stohlmann, Extension Education- Sharing Nebraska Extension's Updated Strategic Direction. Update given, no action taken

6B. Discuss/Action- Authorize Chair to sign Certification Statement for the completed Countywide Cost Allocation Plan (Maximus Consulting Services Inc.) for fiscal year ending June 30, 2021

MOTION: Peterson moved, Sharp seconded to authorize the chair to sign certification statement as presented. Motion carried 4-0, Murdoch absent

6C. Discuss/Action- Mike Jensen-Zoning Administrator, Vacation of Plat requested by Edwin & Donna Foster
MOTION: Henry moved, Peterson seconded to deny Administrative Subdivision Permit ZP2022-0001 request-Vacation of Plat. Motion carried 4-0, Murdoch absent

6D. Discuss/Action- MOU with Louisville Public Schools for (1) School Research Officer, authorize chair to sign
MOTION: Sharp moved, Peterson seconded to authorize chair to sign MOU as presented. Motion carried 4-0, Murdoch absent

6E. Discuss/Action- Bill Brueggemann-Sheriff, request the board to declare item surplus
MOTION: Sommer moved, Peterson seconded to authorize Brueggemann to declare (1) used Smith and Wesson, M&P .45 caliber semi-automatic handgun with three magazines; serial number MRD5792, inventory number 2876. Motion carried 4-0, Murdoch absent

6F. Discuss/Action- Shane Jacobsen-2023 Insurance/Benefits Renewal
MOTION: Henry moved, Sharp seconded to table item until October 25, 2022 meeting. Motion carried 4-0, Murdoch absent

6G. Discuss/Action- Continuous Agenda Item(s): Buildings. Henry updated board members, no action taken.

7. Other Business Matters/Public Input & Comments:

9:17am ADJOURN AS CASS COUNTY BOARD OF COMMISSIONERS: MOTION: Sharp moved, Sommer seconded. Motion carried 4-0, Murdoch absent

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 11th day of October, 2022.

State of Nebraska)
County of Cass) ^{ss.}

Gerri Draper, 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 11th day of October, 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