

The Regular meeting of the Dundy County Commissioners was held on November 15th, 2023 in the Commissioner's meeting room (Meeting location moved to Jury room to accommodate public). The notice of this meeting was published in the November 8th, 2023 issue of the Benkelman Post.

Present: Commissioners Scott Olson, Tom Richard, Aaron Keiser, Clerk Miles Preston, Treasurer Penny Denny, Assessor Tish Burrell, Karen Baker, County Attorney Arlan Wine, Amy Frederick, Jason Frederick, Sabrina Birge, Bill Kelly, Sabrina Bernard, Monica Peterson, Tom Kassian, Katy Kassian, Steve White, Kristen King, Gary Clark

Chairman Olson called the meeting to order at 8:30 A.M. Chairman Olson announced the location of the Open Meetings Act poster in the Dundy County Jury Room.

Motion by Richard to approve the agenda for this meeting, seconded by Keiser.

Ayes: Unanimous

County Clerk Miles Preston delivered the certification of election results discussed the Recall Election Results. 775 total votes accepted: 712 "Yes" votes, 63 "No" votes, certified at 6:21 P.M. Result is the removal of Clinton J. Smith from the Office of Dundy County Sheriff.

Olson explained that Chief Deputy Ryan King is the interim Sheriff according to Nebraska State Statute and that the County Board of Commissioners has 45 days to appoint a Sheriff to complete the remainder of the Sheriff's term. Olson stated that after the County Attorney's office creates an application form, the County Board of Commissioners would begin accepting applications for the position of Sheriff and begin an interview process to determine the best candidate.

County Attorney Arlan Wine discussed the ongoing Lawsuit of Smith vs. State of Nebraska et al, (to include county board officials, county attorney, and county clerk). Wine explained that NIRMA would be making a deliberation on their representation of the Dundy County entities named in the lawsuit. Wine explained that there has been no legal service of the lawsuit against the Defendants (Dundy County entities) and NIRMA would likely wait until that time to make their decision whether they would be able to represent the County entities.

Olson discussed the return of County property from Sheriff Smith. Interim Sheriff King explained that most property had been returned the previous night and that Smith would be returning the remaining property.

Keiser explained that a bid had been previously accepted for motor grader blades from NMC CAT, but the Board had not received other bids that were submitted at that time from B's Enterprises Inc. and Murphy Tractor & Equipment, and that the bids should all be reconsidered in light of receiving the other bids.

Motion by Keiser to rescind the previous motion accepting the bid from NMC CAT to purchase 150 grader blades for \$29,714.63, seconded by Richard.

Ayes: Unanimous

Commissioners discussed the bids from NMC CAT, B's Enterprises, and Murphy Tractor and Equipment.

Motion by Keiser to accept the bid from B's Enterprises to purchase 200 Motor Grader Blades at \$142.00 each, for a total cost of \$28,400.00, seconded by Richard.

Ayes: Unanimous.

Board discussed advertising the application for Sheriff. County Attorney's office stated they would handle the process and would reach out to Hitchcock County to obtain examples of their previously run advertisement and application form from their 2021 appointment.

With no further business, Chairman Olson adjourned the meeting at 8:52 A.M. The next regular meeting of the Dundy County Commissioners will be held on November 20th, 2023 at 8:30 A.M.

These minutes are not the official record and may be corrected. A copy of the approved minutes is available to The Public in the Dundy County Clerk's Office. Any resolutions contained herein are available for viewing at the Dundy County Clerk's Office.

/s/ Miles Preston

County Clerk

/s/ Scott Olson

Chairman