

BOARD OF SUPERVISORS MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, December 14, 2004 in their Courthouse meeting room. Roll call was taken with Sevenker, Cetak, Sintek, Collins, Melia and Ash present, Beran's absence was excused. The Clerk verified that meeting notice was published and posted and minutes of the last meeting were approved as published. The meeting agenda was adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Melia. No: none. Absent: Beran. There was no public comment.

Road Supt. Leth found no problem with Easement refunds 03-205 for Loup Valleys Rural PPD. and 03-206 for Mike Winkelbauer. Said Easement refunds were approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Sintek, Ash, Melia. No: none. Absent: Beran.

The Certification of County Highway Superintendent for Determining Incentive Payment was approved and signed by Chairman Sevenker. Discussion was held regarding changes in the certification form required in December 2005 for the 2006 incentive payments. County's will be required to certify that their Highway Superintendent performs certain duties in order to qualify for the incentive payments. Leth said he has received his Class B license, that there is a delay in receiving the Class A license but this will not affect the County's incentive payment.

Discussion was held on a letter received from the Papillion Valley Preservation Association, Inc. regarding possible proposed legislation to allow NRD's the authority to close county roads even if the County Board has considered the issue and decided against road closure as well as the authority to issue general obligation bonds in order to raise money for certain projects. NACO is also monitoring this issue. The Board agreed there is no need to act until such legislation is proposed.

Leth also reported the need to monitor legislation regarding proposed changes in the highway allocation formula. Currently it is based on population, linear feet of bridges, motor vehicle registrations, miles of roads and market products sold. The proposed change would base the formula on fuel sold which would greatly benefit those counties along the interstate. Leth estimated that Valley County could lose up to 1/3 of their allocation based on the new proposed formula. The Board agreed that, if necessary, one of them would accompany Leth to testify against this proposal.

Leth's report included: monitoring two Inheritance Tax legislative proposals for this year, one would do away with the Tax the other would require the tax be sent to the state to be divided among the counties; picked up the GPS locator at the NACO Conference, now learning to use it; maintaining roads again; bridge inspections completed; discussion of JEO as County Surveyor; Game & Parks CD of scenic roads is in his office; discussion of requesting funding from Game & Parks for overlay of Ashton Road as was done for Fort Hartsuff Road.

James Knapp appeared to discuss new fence he had installed on the County Farm, requesting that the County pay for the materials. Knapp has contacted neighboring landowner Don Wagner who is willing to split the cost of materials for the fence bordering his property. Discussion included the following: 5 wire fence with 4 inch posts every 10 feet, Board questioned need for this type of fence; Knapp estimates material costs of \$2500 plus \$1000 on the Wagner side; Board felt the County should have been contacted before fence was built; Knapp will brace each end of the existing fence between parcels 24 and 25; Knapp indicated he would probably calve cows there; Board will look at fence before deciding on reimbursement at their next meeting.

Alan Anderson presented to the County a dividend check for \$5310.00 from EMC, the County's liability insurance carrier. This dividend is due to the County's good loss history on Workman's Comp over the last year.

Chairman Sevenker expressed the Board's appreciation to Treasurer, Janet Suminski, for her efforts on the NACO Board. Suminski said it was an honor to have been chosen to serve on the

NACO Board and that she felt NACO has a real concern for the smaller counties. She then gave the County Fund Report for November. Receipts for the month totaled \$206,251.27. She noted that it appears there will be sufficient funds for December expenses following the close of books on December collections. It has not been necessary to transfer funds yet this year, however, chances are it will by February or March. Any remaining fees collected for the Hospital Bond Fund will be used to replace the amount used from the Hospital O & M Fund to make the final Bond payment. The Board will decide what to do with any remaining funds next year.

The Clerk's November Fee Report was presented.

At 10:10 a.m. the Board of Equalization was convened on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Melia, Ash. No: none. Absent: Beran. The Clerk and Deputy Assessor were present. Deputy Assessor, Pam Arnold, presented the Nebr. Dept. of Property Assessment & Taxation Directive 04-5 concerning state and governmental subdivision property required to be reported to the state and county as well as a listing of such property in Valley County. At 10:20 a.m., the Board moved back into regular session on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Melia, Ash. No: none. Absent: Beran.

First Concord Benefits Group of Lincoln was approved to replace PayFlex as the County's Section 125 Administrator based on the recommendation of NACO. Effective with the new plan year, PayFlex would raise their administration fee to \$100 per month minimum. First Concord will provide the same services at a cost of \$3.00 per participant per month. NACO will pay 1/2 of this cost for those counties who participate in the NACO Blue Cross Blue Shield health plan. Motion to approve First Concord Benefits was made by Ash, seconded by Collins. Carried. Yes: Ash, Collins, Melia, Sintek, Cetak. No: none. Absent: Beran.

A letter from ACE regarding the high cost of natural gas was reviewed as well as the Summary Report of Expenditures for November.

The County Attorney's report was heard at this time and the subdivision request of R. Dean and Marjorie M. Ash was delayed awaiting arrival of Planning and Zoning Admin., Nancy Glaubke.

Attorney Cullers reported that Tom Krueger of JEO will address the Board at their December 28th meeting to clarify the duties of a County Surveyor. It was noted that the agreement with JEO was for the length of the elected term but that a change could possibly be made if the Board wished.

Cullers informed the Board that grant funds for the Family Advocacy Network have run out and a fee is now being charged. Valley County's fee for this year is \$750. Cullers noted that this was not known at the time County funds were budgeted and it will need to be determined where the funds should come from. Among other things, the Family Advocacy Network, in association with Good Samaritan Hospital in Kearney, provides a forensic interviewer and a specially equipped interview room for use in child abuse cases.

The need for an interlocal agreement between the Valley County Sheriff and the Ord Police Dept. was noted by Cullers. The jurisdiction lines for city officers needs to be extended by written agreement to provide authority for them to act in areas like the Mortensen Industrial Tract, the Airport and Anderson Island.

Cullers presented County Farm lease payment checks in the amounts of \$4492.90 and \$6075.00 which had been sent to him by James Knapp with a note regarding taking the County share of the fencing off the rent. Cullers had missed the early portion of the meeting when the fencing issue was discussed due to District Court, so the Board explained that they were to view the fencing and make a decision regarding reimbursement at their next meeting. The checks were given to the Clerk.

Nancy Glaubke, Planning & Zoning Admin., presented the Planning Commission's recommendation of approval of the request of R. Dean & Marjorie M. Ash for a subdivision of 2.46 acres located in section 18, township 17 north, range 16 west of the 6th P. M., Valley County, Nebraska. Following discussion and based on the recommendation of the Planning Commission, the

12/12/00

Board of Supervisors Minutes (continued)

request was approved on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cetak, Melia. Abstain due to personal interest: Ash. No: none. Absent: Beran. Glaubke noted that the Planning Commission is reviewing the need to adopt subdivision regulations and will present their recommendation to the County Board. The cost could be from \$1000 to \$3000. She also noted the need to reappoint three Planning Commission members at the next Board meeting.

Under Committee Reports, Board members noted various sessions they had attended at the NACO Conference last week. Some of the topics discussed were: City-County and County-County Mergers, Board of Equalization and Recalls. Supervisor Sintek reported that the Loup Basin Health Dept. has hired a 5th person.

Meeting adjourned at 11:20 a.m., to reconvene on Tuesday, December 28, 2004, at 9:00 a.m., in regular session, and at 10:00 a.m., as Board of Equalization. Complete minutes of the December 14 meeting and an agenda for the December 28 meeting are available in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

Jenette G. Lindsey, County Clerk