

## 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, August 9, 2005 in their courthouse meeting room. Roll call was taken with Sintek, Sevenker, Cullers, Collins, Cetak, Baker, and Ash present. Meeting notice was verified and minutes of July 26 were approved as published. The agenda was adopted on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Susan Gibson spoke under Public Comment to inform the Board of the newly formed local chapter of Habitat for Humanity and ask for County support. She invited everyone to their next meeting on August 17 at 6:30 p.m. in the Arcadia Methodist Church. Their purpose is the building of homes for the needy through donations of money, merchandise and labor.

Supt. Leth asked if the road abandonment necessary for construction of the ethanol plant could wait until after harvest or until work began on the site. He noted that it will have to be barricaded according to design standards and asked who is responsible for purchasing the barricades. Sevenker will check into this. Leth also reported: Nebraska Salt & Grain cost up \$4 per ton; accident with Mac truck, forms have been filed with NIRMA; mixing windrow, will mix one more for maintenance; begin armor coating first of Sept.. He presented an Equipment Cost Report listing all Road Dept. equipment and the operating cost of each. Public renting of Road Dept. equipment was discussed. Leth has a rental book with established rates. Ash asked Leth to inspect the road to the Region 26 tower, check the drainage tube and spread some rock. Leth agreed to look at it after the oiling is done and report his findings. Dean Meeks of Region 26 has begun work on Valley County enhanced 911 addressing.

Planning & Zoning Admin., Nancy Glaubke, reported that Dale Zadina and Pat Frazer have agreed to continue to serve on the Board of Adjustments if the County Board approves. Collins moved, seconded by Cetak, to approve the reappointment of Dale Zadina and Pat Frazer to the Board of Adjustments. Glaubke also reported that she is in the process of presenting the Interlocal Agreements to the villages for renewal. Arcadia has renewed and she will be presenting agreements to North Loup and Elyria. The fee to the villages is 20% less than last year. The agreements will be presented for Board approval at the next meeting. Clerk is to check to see if a resolution is needed.

Executive Director, Bethanne Kunz presented the VCED quarterly report with a handout listing activities for the quarter, including: six new businesses and 8 expansions, 53 members in Founders Club, 5 business start up loans made from sales tax fund, partnering with Burwell Chamber to offer training for employees in hospitality industry, working on needs assessment survey, and VCED 5-year Anniversary and Annual Meeting August 9. A copy of their 05-06 budget was presented.

Custodian Cronk reported: need for boiler repair before winter, plans to install timer to help keep heating cost down, plans to paint outside railings, has trimmed several trees, asked if anything permanent has been done to secure the windows and was told not yet, plans to replace boards in outdoor benches and paint them. Sevenker noted that the installation of a washer and dryer should begin immediately as jail budget laundry costs were cut. Joe Wadas spoke on the Courthouse heating and cooling system. He will install a new igniter, however, does not want to take apart and clean in case of breakage, as parts are not available. The District Courtroom heating register is not working because it was disconnected from the water pipes some time in the past due to leakage. He can add heating to the cooling system he installed there several years ago. The cost would be comparable to repair of the pipes and the advantages would be that it would not take so long to get heat, the entire Courthouse system would not have to be activated, and it should be cheaper to operate. Wadas also said he would like the opportunity to work with Siemens on the heating/cooling portion of the Courthouse renovation. The Board said it was their desire to use local people where possible and felt that Siemens would try to do that. The Board advised that the boiler should be repaired and heating added to the current cooling system in the District Courtroom and that work on the floor in the dispatcher's area of the jail could be done now.

At 10:05 a.m. the Board of Equalization was convened on motion of Ash, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Assessor and Clerk were present. Assessor Arnold presented the 2005 Update Plan of Assessment. She

explained that new legislation changed the requirements from a 5 year plan to a 3 year plan and changed the deadline for filing with the County Board from Sept. 1 to June 15. She was not aware of these changes when she took office on July 1 and apologized for missing the deadline but said it was prepared as soon as she was aware it was needed. Arnold noted that they hope to have the Ord Township updates on line for 2006 and that Appraiser Martinsen is to begin work in Noble Township on Friday. The Board advised that she could go ahead and advertise for an additional employee. At 10:15 a.m. the Board moved back into regular session on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Treasurer Suminski gave the July Fund Report noting that Road and General Funds are in good shape and that taxes will be coming in as they are due Sept. 1. The Hospital Bond will be paid off in 2006. She reported on Distress Warrants delivered to the Sheriff and presented his written response as he was in District Court. Of 40 Distress Warrants, 27 were satisfied and 8 returned uncollected with reasons listed. Suminski asked that Distress Warrant #33 for James Schaaf in the amount of \$36.29 be stricken as uncollectable. The striking of said Distress Warrant was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Board also approved the acceptance of \$462 as payment in full for 1997-1998 personal property taxes due from There Are Rainbows even though it did not include interest. The Board agreed to Suminski's request to advertise old office furniture on party line and take bids on it. They advised that a time limit for bidding be set.

The Clerk's monthly fee report and report of outstanding ambulance accounts that occurred prior to 1999 when the County was the billing agent were presented.

At 10:25 a.m. a 5 minute recess was called by Chairman Sevenker. At 10:30 a.m. the meeting resumed with Budget Accountant Abel present. Clerk Lindsey reviewed the changes made in budget requests at the budget meeting the previous night with cuts totaling \$114,000, additions \$2800 for an overall budget cut of \$111,200. Subdivision requests were reviewed with Abel advising that bonds do not affect the County levy. Following discussion, subdivision requests were allowed as follows: Airport \$66,000; Loup Valley Ag Society \$45,400; Ord Fire District \$14,977; North Loup Fire District \$22,000; Arcadia Fire District \$10,000; Ord, North Loup and Arcadia Townships were allowed as requested. Accountant Abel will determine, based on levy limits, if a portion of the township levy will be retained by the County and reimbursement made to the townships. Inheritance Tax Fund was discussed. Able advised that it provides a better record of expenditures if Inheritance Tax Funds are transferred into and spent from the proper fund rather than spending directly from the Inheritance Tax Fund. He also noted that the collection of personal property tax from the ethanol plant should be a good benefit to the County.

The Needs Assessment Survey was discussed. The Board determined that question 21 on the old survey should be removed and the proposed questions submitted by Supervisor Cullers should be included in the new survey. These questions were presented to Bethanne Kunz.

Due to the Special School District 5 Bond Election scheduled for September 13, 2005, the Clerk asked that the regular County Board meeting date be changed. On motion of Ash, seconded by Cetak, the regular County Board meeting date is changed to Monday, September 12, 2005 at 9:00 a.m.. Carried. Yes: Ash, Cetak, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Current Expenditures Summary for July was reviewed.

A letter from Nebr. Public Employees Local 251 requesting wage and benefit information was presented. The Board advised that the County would not respond.

Central District Meeting is scheduled for September 15, 2005 at the Grand Island Interstate Holiday Inn, \$20.00 preregistration and \$25.00 at the door, sign up before next Board meeting.

County Attorney Cullers reported that he has not yet drafted a letter to EMC inquiring about a refund due to an error in premium calculations and asked if there were any documentation concerning the error. The Board was not aware of any but thought it was in the worker's comp area. Cullers also reported receipt of a listing of lodging tax receipts received from the Dept. of Revenue which is not for public record but only for use by himself or a Board member. The Dept. has offered him in person access to their records. Following discussion it was determined that a portion of the amount remaining in the Lodging Tax Fund should be used in conjunction with Inheritance Tax Funds

to pay off the required amount. The Tourism Committee and Chamber need to be contacted with regard to their commitments for the coming year. Attorney Cullers volunteered to contact them and Chairman Sevenker to try to establish numbers for budgeting purposes. Once it is paid, the County will again receive a monthly amount and in September the additional Improvement tax should begin to come in, which would provide some operating money.

At Attorney Cullers request, the Board moved into executive session at 11:25 a.m. for discussion of the Schauer v. Dean Ash et al lawsuit on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none. At 11:30 a.m., the Board moved out of executive session on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. A motion was made by Ash, seconded by Cullers, to sign the answer prepared by County Attorney Cullers in Case #CI 05 47, Curt Schauer and Susan Schauer v. Dean Ash et al. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Meeting adjourned at 11:40 a.m., to reconvene on Tuesday August 30, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the August 9 meeting and an agenda for the August 30 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