

BOARD OF SUPERVISORS' MINUTES

The Valley County Supervisors met in regular session in their Courthouse meeting room at 9:00 a.m. on Tuesday, November 8, 2005. Roll call was taken with Ash, Collins, Cullers, Sevenker, and Sintek present, Cetak and Baker absent. Both absences were excused. The Clerk verified meeting notice. The minutes of the October 25, 2005 meeting were approved as published. The agenda was adopted on motion of Collins, seconded by Ash. Carried. Yes: Collins, Sintek, Ash, Cullers. No: none. Absent: Baker, Cetak. There was no public comment.

Road Supt., Max Leth, recommended approval of Easements 05-228 for Nebraska Central Telephone and 05-229 for Kinder Morgan. Said easements were approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

Olsson Associates' billing statement for work on the access road to the proposed ethanol plant was presented. Upon receipt of the statement, a copy was forwarded to the City for payment. At the City's request, Leth confirmed that the work covered by the statement was completed. Jim Moreau of Olsson Assoc. was present. Leth noted that he has ordered the 72" pipe and water-tight band and plans to install it as soon as it's received. The cost of the pipe is \$1008 for which the County hopes to be reimbursed. Moreau asked if the County or the City was letting the bids, noting they would like to start advertising on Nov. 17 for bids to be opened on December 8, reviewed by Olssons and presented at the next Board meeting. The Board's recommendation would then be sent to the City for approval. Timing issues regarding financing and commitments were discussed. Moreau indicated the opening date could be extended by addendum if something changed after the bid letting was published. Following discussion, Supervisor Cullers moved to authorize Olssons to move forward with the bidding process contingent on the financing and commitment situation, Collins seconded the motion. Carried. Yes: Cullers, Collins, Sintek, Ash. No: none. Absent: Baker, Cetak. Sevenker is to contact Olssons following the public hearing on November 14th.

In response to the NDOR request to designate an official County newspaper for 2006, Ash moved to designate the Ord Quiz, seconded by Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

Leth's general report included: bridge inspection completed, one bridge is questionable so he is getting set of blueprints from the contractor to determine cause of problem; continue to haul gravel, gravel budget okay with \$80,112 left for fiscal year; Board agreed to his request to use 84' easement on the Mortensen Family Industrial Site as a mixing strip; striping completed, bought two barrels of striping paint that Madison County had left.

Custodian Rolland Cronk reported a call from Karr Tuckpointing regarding their proposal to the County which will run out at the end of this year. Board indicated they will have to bypass the proposal for now due to the proposed renovation. He also reported: still waiting on electric heat installation in third floor courtroom, timer was installed on boilers, boilers appear to be working, Kunz winterized and shut down sprinkler system, Collier is cutting back the mowing to every other week.

Treasurer, Janet Suminski, gave the monthly fund report, noting County General is okay for now with \$298,370.06, we are transferring from General to Road each month and the \$57,296.86 Road balance is highway allocation payments. Thirty-five Distress Warrants totaling \$17,572.87 were delivered to the Sheriff for collection. This is required to be done by November 1 and the Sheriff has until August 1 to collect them. Suminski asked if the County would be needing access to a large amount of funds for Courthouse renovation as she would need to look at investing some funds on a shorter term basis. At this time, the Board is unable to provide a time line. The Misc. Receipts folder was available for review.

Clerk, Jenette Lindsey, presented the October fee reports for District Court and Clerk's Office.

Board of Equalization was convened at 9:05 a.m. on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak. Tax List Correction for Eldon Baker to correct the maximum property value allowed for exemption, lowering the tax by \$133.44 for 2004, was approved on motion of Collins, seconded by Ash. Carried. Yes: Collins,

Sintek, Ash, Cullers. No: none. Absent: Baker, Cetak. Homestead Exemption for Ted and Irene Wroblewski was rejected because the property was put into an Irrevocable Trust in July so did not qualify for exemption. It was moved by Sintek, seconded by Ash to go out of Board of Equalization at 10:10 a.m.. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak.

The Board discussed new business items while awaiting the scheduled 10:30 a.m. audit bid opening. The Chamber request to put Christmas lights on the trees surrounding the Courthouse was approved on motion of Ash, seconded by Collins, providing acceptable electrical hookups can be worked out. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

The County Farm Lease is to be put on the Nov. 29 agenda for discussion, bids to be advertised in December with an opening date of January 10, 2006. Discussion included hunting rights, NRD programs and it was suggested that the Board look at the farm.

The following items were noted: Ord City Public Hearing on Redevelopment Project scheduled for Nov. 14, Current Expenditures Summary Report for October, State reimbursement to County Attorney of \$4659.21, NIRMA Quarterly Loss Reports for Workers Comp. and Liability Claims.

At 10:30 a.m. the audit bids were opened. Bids for fiscal years ending June 30, 2006, 2007 and 2008 were received from McDermott & Miller, the County's current auditors, and from Dana F Cole & Co., a local audit firm. Linnette Kisker of McDermott & Miller and Patricia Robertson of Dana Cole were present. Dana F. Cole & Co. bid \$5950 for the first year, \$6,250 for the second year and \$6550 for the third year. McDermott & Miller bid \$6300 for each of the three years. Discussion included: advisability of using local firm for auditing, County Officials have good working relationship with current auditors, current auditors have provided excellent service to County for 10 years, dollar difference between the bids is negligible. Following discussion, Supervisor Sintek noted that change is good and moved to accept the bid of Dana Cole. Collins seconded the motion. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak.

Present for discussion of Courthouse renovation were Joe Wadas of Wadas Inc. and Larry Cihal of Siemens. Chairman Sevenker noted that the Building and Grounds Committee met with Wadas for a presentation on the heating/cooling system he is proposing and the Committee felt it should be considered by the Board. He also indicated that Steven Wolford of W Design has presented an expression of interest in the project. Sevenker noted that Wolford is an independent engineer and not affiliated with Wadas. Cihal indicated the restroom project is waiting on signed contract from County. Attorney Cullers said he had some problems with the terms and conditions on page 2 of the contract. Following discussion, Ash moved to approve the contract for the handicap restrooms subject to eliminating page 2, the "terms and conditions" page. Motion seconded by Supervisor Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak. Wadas noted that the heating/cooling system he proposes is currently in use at the school in Superior. Supervisor Cullers said she talked to the School Supt. there and, although it's only been operational for a few months, they are pleased with the system so far. Discussion was held with Cihal regarding use of local contractors. Sevenker noted he was uncomfortable not knowing more precisely where the money was going and he felt the Board should set back and look at things. He said the old system would last one more winter. Cihal said the restroom project should get started in 7-10 days and that he may come to the next meeting to give an update.

Tammy Soper appeared regarding the Chamber request to put lights on the Courthouse trees. She said it was just a suggestion at this point, no details have been worked out. The idea was to have businesses or individuals sponsor a tree and they hoped to work with City for electrical hook ups. Sevenker noted that the Board had approved their request if they can work out the details.

Financing of the proposed Courthouse renovation was discussed. Supervisor Cullers presented a written report of her research. She mentioned the REDLG program which involves a public utility receiving grant money through USDA and establishing a revolving loan fund, Smith Hayes Financial Services through NACO or a bank loan. According to information she received through NACO and Smith Hayes, since the County is at their mil levy cap, any debt would have to be

approved by a vote of the people. Sintek said he thought the County could borrow within their levy. Also discussed was the possibility of a grant through CNEDD.

Attorney Cullers reported: liquor compliance checks were held in Valley, Garfield and Greeley Counties on Friday night, 9 Valley County businesses sold to minors; Attorney Campbell, who is representing the County in the Schauer lawsuit, has filed 2 briefs regarding the motion to dismiss in the second lawsuit; Campbell has submitted an invoice for \$1,215.81; asked for Board direction on two provisions relating to County property tax in the Rogers bankruptcy, Board agreed with his suggestion to discuss with Attorney Allen Eurek and allow him to proceed if he feels it looks okay.

Supervisor Cullers presented a written report on Region 3 in her capacity as County Representative on that Board.

The following items were available for review in the Mail Folder: Chamber Newsletter, VCED Quarterly Review, Nebr. Workforce Development Publication (2), Juvenile Justice Grant Announcement, BCBS Flash Facts, NACo T. Loewenstein, American Funds report.

Meeting adjourned at 12:15 p.m., to reconvene on Tuesday, November 29, 2005 at 9:00 a.m., in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the November 8 meeting and an agenda for the November 29 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