

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 14, 2006. Roll call was taken with Baker, Collins, Sevenker, Ash, Cetak, and Cullers present, Chairman Sevenker reported that Sintek would be late. Publishing of meeting notice and posting of the agenda was verified by the Clerk. The minutes of the October 31, 2006 meeting were approved on motion of Cetak, seconded by Baker. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: Sintek. The agenda was adopted on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: Sintek. Chairman Sevenker noted that the Open Meetings Act is posted in the Boardroom and copies are available for the public. There was no public comment.

Mid Plains Director, Scott Dugan's report was postponed until the November 28 meeting as he was unable to attend today's meeting.

The Safety Audit Findings of NIRMA for the County Shop was presented by Road Supt. Leth. No deficiencies were found and the Road Dept. was complimented by NIRMA and the County Board.

Easement 06-259 for Nebraska Central Telephone Co. to run fiber optic cable to the ethanol plant was recommended for approval by Leth. Said easement was approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek.

Supervisor Sintek arrived at 9:10 a.m..

Leth reported that bridge inspection data has been collected, he still needs to measure 3 concrete slab bridges and has 2 weeks to get the information on the computer. Gravel hauling should be completed today. A road employee was injured while disking the roadside and a Workman's Compensation claim was filed. Rip rap was put under a bridge on Loup City road near Geweke's. If this doesn't hold, will drive steel pilings in next year. Railroad crossing on ethanol plant access road is complete, temporary striping tape was used, stripes will be painted next year. Have received questions regarding road work starting on Hwy 11 at Garfield County line when the Valley County project is not scheduled to begin until next year. There are 2 projects, one out of District 8 and one from District 4. The two districts divide at the county line and work has begun on the Garfield County project, out of District 8. The Valley County project is District 4 and is scheduled to begin in December. Jerrod Zulkoski has been hired to replace Larry Barta. Zulkoski also has mechanic training. Leth ordered road maps from NRD. Discussion was held regarding the process for changing to 911 addresses.

Treasurer, Janet Suminski, reported on month end fund balances, investments and Distress Warrants delivered to the Sheriff. General Fund total is \$816,416.41 which includes the Courthouse Bond amount of \$570,809. The Road Fund balance is \$55,757.77, up slightly due to receipt of quarterly motor vehicle fees in addition to the highway allocation funds. The airport checking and investment information listed on the report is current, \$25,200 checking and \$72,000 invested. Three CD's with North Loup Valley Bank are due 11/20/06 plus a 10 day grace period. Suminski will present investment bids at the next meeting. The Treasurer's certification that 47 distress warrants totaling \$21,469.51 were delivered to the Sheriff on October 31 was presented. Sheriff has 9 months to contact people and try to collect these taxes.

Clerk, Jenette Lindsey, presented monthly fee reports for District Court and County Clerk. When asked about the General Election, she reported no major problems. There was some trouble with the M650 Scanner feeding ballots through correctly which caused considerable delay on election night, and one AutoMark was not operational. ES&S will be contacted regarding both machines.

A written report from VSO, Walt Smith, listing the current members of the Valley County Service Committee was reviewed. The County Board's responsibility regarding the Veterans Service Office was discussed and the need for some type of regular report. This topic will be discussed again after the first of the year.

Road Supt. Leth, returned to the meeting to report that a Toro snow blower was available through Federal Surplus for \$350. The Board would need to decide now if they wanted it as these items go quickly. The Board directed Leth to purchase the snow blower.

At 10:00 a.m., agenda item 8A regarding the County Attorney vacancy was reached, however, it was scheduled for 10:30 a.m. and the current County Attorney was still in County Court, so this item was delayed. Agenda item 8B, regarding the Housing Assistance Grant contracts for Administration and Lead Based Paint Services was also delayed pending arrival of the County Attorney. Item 8C was delayed pending arrival of Brian Hergott of Beckenhauer Construction.

Item 8D regarding the Downtown Renovation project was discussed. The concern was with the benches around the Courthouse and water runoff from the Courthouse roof on the NE corner which runs across the sidewalk into the street. It was noted that a meeting is to be held on the project at the ED/Chamber Office on the November 16. Supervisor Cullers will attend this meeting and report to the County Board. The renovation project will require removal of the benches around the Courthouse, the question is whether or not they should be replaced. It has also been suggested that picnic tables be installed on the Courthouse lawn. Following discussion, the general consensus of the Board was that the benches should not be replaced.

The Clerk reported that there had been no response to the ads seeking someone to provide snow removal for the Courthouse. It was moved by Cetak, seconded by Sintek to formally approve the purchase of the \$350 Toro snow blower from Federal Surplus Property. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. The Board felt it should be paid from the Building and Grounds budget and directed that Leth notify them when he plans to pick it up.

Receipt of the Certificate of Liability Insurance for the new Ambulance was noted.

The Clerk reported that she had spoken to Steve Rasmussen of Rasmussen Land Surveying and they are interested in the Valley County Surveyor vacancy. The Board directed the Clerk to invite Mr. Rasmussen to the next County Board meeting to discuss the position.

Brian Hergott, Project Manager for Beckenhauer Const. presented copies of a letter from Chicago Lumber Company and an email from Marvin Windows & Doors regarding the delay in getting the new Courthouse windows. Marvin Windows indicates the order was placed on 10/02/06 and because the factory must apply the custom casings and a thicker sill liner the lead time is 12 weeks. The County feels that the decision to use Marvin Windows was made in July and that the reason the order was not placed until 10/02/06 is because the company took too long in making their shop drawings for the windows. The County feels there should be a price adjustment from the company because of the extensive time it has taken to get the windows. Hergott said they will not authorize any payment without Board approval. The electrical panel has not arrived yet, but most of the conduits are in place. A Daiken inspector will be here on Thursday and Friday and he will know more after that. All installation on the 4th floor that requires the use of a lift, including the louvers, will be done at the same time. Their goal is to have heat in the Courthouse by Thanksgiving. They plan to start downstairs and work up. Electrical materials are still being stored off site. They plan to store the windows off site in a semi-trailer, hopefully within a few blocks of the Courthouse. Hergott noted that all air tests for asbestos were negative and there appears to be very little pipe that will require insulation to be replaced. The billing statement of \$9,400 for asbestos abatement by Environmental Services, Inc. was forwarded to the County by Beckenhauers. The chute to aid in the disposal of the stored items moved from the 4th floor to the 3rd floor should arrive at the end of November. Hergott said the \$500 offered by Buster Beckenhauer toward the removal of the old radiators could either be paid directly to Wadas or the County or this amount could be deducted from a billing. The Board felt it should be paid through the County either by check or billing deduction to provide a paper trail.

At 10:45 a.m. Chairman Sevenker recessed the meeting, at 10:55 a.m. the meeting resumed.

Attorneys Glenn A. Clark, Jason White, David T. Schroeder and Dale C. Crandall were present to discuss their interest in the County Attorney vacancy. Valley County Attorney Cullers was still in County Court. Preliminary discussion was held regarding the advisability of going into executive session for a separate discussion with each applicant to avoid giving an unfair advantage

to any applicant. At 11:00 a.m. it was moved by Sintek, seconded by Cetak to go into executive session to speak separately with each applicant for the County Attorney vacancy. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. At 12:15 p.m. the Board moved out of executive session on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Following discussion, the Clerk was directed to invite Attorney Greg Jensen to the next meeting to discuss his interest in the County Attorney vacancy. All applicants have received a response from the Board.

County Attorney Cullers arrived during the executive session and was present for the remainder of the meeting.

Chris Amundson of Nebraska Life Magazine and Bethanne Kunz were present to discuss the County purchasing an ad in the travel guide that is being developed through the joint efforts of Garfield and Valley County. Nebr. Life Magazine is preparing the guide and has been taking photos and gathering stories for over a year. Amundson provided copies of several other guides to illustrate different types of ads and a price sheet. Many other entities will be included in the guide and will sponsor ads. An ad offering tours of the Courthouse and using a picture of the Courthouse at night with the outside lights on was discussed. Joining Garfield County for a larger ad was also discussed. The Clerk was directed to put this item on the Nov. 28 agenda for further discussion.

County Attorney Cullers reported that he did not received the contract agreements for Housing Administration and Lead Based Paint Services that were supposed to have been sent for his review according to a letter from Candy Kuntz, Miller & Assoc., Grant Administrator. The Clerk was directed to contact Kuntz and report to the Board at their next meeting.

Attorney Cullers reported that Attorney Valentino has filed a motion to dismiss the County from the Bhardwaj vs Valley County etal lawsuit.

The current expenditures report was noted and the following items were available for review in the Mail Folder: Chamber Newsletter, Loup Basin \$C&D Newsletter, CCC annual Report, Rural News Bits, NDOR Safe Routes to School Program, Filmore Co. Supervisor Dennis Kimbrough for NACO Sec./Treas., Stanton Co. Nomination of Clerk Rita Roenfeldt for Co. Official of the Year.

Meeting adjourned at 1:00 p.m., to reconvene on Tuesday, November 28, 2006 at 9:00 a.m., in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the November 14 meeting and an agenda for the November 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