

VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on Tuesday, July 31, 2007, at 9:00 a.m. Roll call was taken with Cetak, Sevenker, Vogeler, Baker, Cullers, Van Slyke and Waldmann present. The Clerk verified publication of meeting notice and posting of agenda. Minutes of July 10 meeting were approved on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Cullers moved to adopt the agenda, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none. Sevenker noted the Open Meetings Act is posted and copies are available for the public. There was no public comment.

Road Secretary, Sandy Simpson, gave the Road Claims & Balances report for July, noting totals of \$33,093.99 for payroll and \$80,206.81 for Accounts Payable. The larger expenses were fuel, gravel, sheet piling, asphalt, and tires.

Easement 07-273 requested by Michael Cruikshank, Hayes Creek Farms, to install underground electrical wiring for a pivot was approved, as recommended by Leth, on motion of Cetak, seconded by Van Slyke. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

The temporary easement requested by NDOR for Arcadia Middle Loup Bridge, Project 70-4(107) was discussed. Said easement was approved authorizing Chairman Sevenker to sign required documents on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Leth reported on the sale of Courthouse window air conditioners: 6 have sold for a total of \$417.06, 9 remain. Following discussion, Leth was directed to advertise them again.

Leth's general report included: fuel prices continue to go up; Ord/Burwell Hwy project was let on the 26th and Warners was chosen, culverts and shoulders to be done this year, paving next year; the County can apply for federal funds through the High Risk Rural Roads Program for road signs that contribute to road safety, could save the County \$10,000 or more, Board agreed and he will bring the required resolution to the next meeting; received \$7787 from FEMA, plans to apply for additional reimbursement; received and forwarded report on traffic fatality to NIRMA; fixed north side of bridge project B2813 prior to Rock Fest, south side remains to be done; received state 1 & 6 Year Plan.

North Loup's request to use Ashton Road between Hwys 11 and 22 as detour during Popcorn Days was approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

Vogeler reported complaints that people are farming road ditches. County Attorney Clark said this is not allowed by law. Discussion was held, Board directed Leth to compile a list of those farming road ditches and those who have fenced within the ROW.

Weed Supt., Kaminski, was present to address a weed complaint received from Martin Mason. Mason complained that neighboring properties did not control noxious weeds. Kaminski inspected the area and found a property owner who did not appear have attempted control of noxious weeds. He apologized for not having caught it before and said he sent a letter requesting the landowner to spray this fall. He reported he has received compliance from most of those who received the 15 day notice and asked those who did not comply to agree to spray this fall.

Hospital report was presented by CEO, Larry Schrage. Statistics and income sections were reviewed. Hospital audit to begin next week, overall stats are good, long term care up to 49 patients, many in-house services invested in this year and is hoped will pay in future, need to hold the line on expenses, possible name change for long-term care facility to Valley View Living Center or Loup Valley Living Center. This would be a "Doing Business As" name; the legal name would remain the same. Recently completed asphalt overlay near ER entrance. State Fire Marshall required new generator and electrical panel. Open house for the Heritage Building planned for October.

Ken Collins and Everett Lech were present to discuss agenda item 9A, the Veterans' Aid Fund. County auditors recommended funds held by the VSO and VS Committee be turned over to the County. Collins said, according to the State Veterans organization, in past years many Veterans' Service Officers were given their County budget in a lump sum

and invested leftover dollars for future use. While it is not clear that this is how these funds originated, Collins and Lech agreed they would be turned over to the County. A separate fund, Veterans' Aid Fund, will be established by resolution so the funds remain separate from other County funds. The County is not taxing for these funds, but providing a means for investment and expenditure of existing funds. The VSO will maintain a checking account and replenish it from the new fund through the County claim process. The Veterans' Service Office budget will remain a part of the County General Fund as always. Resolution 07-13 establishing the Veterans' Aid Fund was approved on motion of Cullers, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none.

Meeting recessed at 10:35 a.m., reconvened at 10:45 a.m. with all members present.

Bethanne Kunz presented the written Annual Visitors Bureau report including minutes of the Tourism Advisory Committee meetings for the year. The report noted accomplishments, ongoing and in progress projects as well as their budget request for 07-08 and receipts and expenditures for the year.

At 11:00 a.m. the Board of Supervisors recessed to conduct the Board of Equalization meeting. At 11:15 a.m. the Board of Supervisors reconvened with all Board members present.

Planning and Zoning Admn., Glaubke, presented proposed subdivision regulations and ask that a public hearing date and time be set for the proposed regulations. Discussion was held and Baker moved to set a public hearing for the review and possible adoption of the proposed subdivision regulations for August 28, 2007 at 10:00 a.m., seconded by Van Slyke. Carried. Yes: Cullers, Baker, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Not many people attended the public hearing regarding the FEMA flood plain map, some who did felt their home should not be in the flood plain. FEMA is sending a surveyor to look at some homes. The Board will need to decide if the County should join the Flood Insurance Program and a Flood Plain Manager will need to be appointed.

Board of Adjustment terms are up for Marv Scheideler and alternate, Sara Andreeson. Planning Commission terms are up for Don Vancura, Crystal Lech and Jean Hawley. All are willing to continue if reappointed. Following discussion, Cetak moved to reappoint Scheideler and Andreeson to the Board of Adjustment and Vancura, Lech and Hawley to the Planning Commission, seconded by Cullers. Carried. Yes: Cetak, Van Slyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Accountant Abel gave a preliminary budget report based on projected revenue and County Office/Dept. budget requests for FY 07-08. Abel's summary shows the requested budget amounts exceed projected revenue by \$113,000, however, his revenue projection is on the low side and there are usually funds left in the budget. The Assessor's projected 07-08 valuations at last year's levy would raise an additional \$60,000 this year. Subdivision levy requests are due August 1; the Clerk is to provide this information to Abel and the Board prior to the August 13 budget meeting.

A recess was called at 12:10 p.m., the meeting reconvened at 12:20 p.m. with all members present.

The following reports were reviewed: Sheriff's May and June Fees and Activities Reports; County Clerk's June Fee Report, FY Fee Report, and FY Comparison Report for last 4 years; FY Report of old ambulance bill collections; District Court Clerk June Fee Report.

Courthouse benches and trash cans were discussed. Bench costs of \$850 each are based on order of 10 benches, 8 benches for the Courthouse, 2 benches for other entities. Baker moved to approve ordering 10 benches from SiteScapes, paying for 8 of them from the Inheritance Tax Fund and reimbursing the Inheritance Tax Fund with the bench sponsorship money that is received, seconded by Van Slyke. Carried. Yes: Baker, Van Slyke, Cetak, Vogeler, Waldmann, Cullers. No: none. Absent: none. Vogeler moved to set the bench sponsorship at \$750, seconded by Waldmann. Carried. Yes: Vogeler, Waldmann, Cullers, Baker, Van Slyke, Cetak. No: none. Absent: none. The sponsorship ad presented by Cullers was approved. Sponsorship plaques will be paid for by the County and ordered through Diamonds Too. Sponsorship forms are available at the Clerk's Office. Sponsorship will on a first come first served basis. A bench will be considered "sold" upon receipt of \$750 and a signed sponsorship form. Following discussion, Vogeler moved to delay a decision on trash receptacles until a later date, seconded by Baker. Not Carried. Yes: Vogeler, Baker. No: Cullers, Van Slyke, Cetak, Waldmann. Absent: none. Cullers moved to purchase two 32 gallon

trash cans for the Courthouse square, in the same style as those the City is getting but smaller, at \$675 each, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Van Slyke. No: Vogeler, Baker. Absent: none.

Clerk reported she contacted Buster Beckenhauer regarding the Contract Bond Status Query from Liberty Mutual and received information on filling out the form, indicating the contract was completed, the acceptance date was May 29, 2007 and the total amount of the completed contract was \$1,067,846.

Following discussion, June claims were approved and the fund request authorized on motion of Cetak, seconded by Baker. Carried. Yes: Cetak, Van Slyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

The following informational items were reviewed: billings for FY 07-08 from Region 26 \$55,037.23, Mid-Nebr. Individual Services \$4647, Region 3 \$8495.81, NIRMA \$67,923; Lodging Tax receipts for May of \$2173.46; County Attorney IV-D reimbursement \$2218.03, medical reimbursement \$177.84; Valley County Wage Schedule as published.

A new proposal from Scott's TV for District Courtroom speaker system was presented. At the request of Judge Noakes, additional speakers were added and all microphones were wireless, raising the cost from \$1600 to \$2400. County Attorney Clark said the Sheriff and Police Dept. have already planned expenses for the STOP Program funds so they will not be available for use in paying for the speaker system. He will visit with Judge Noakes regarding the system, probably in September, so this item is to be placed on the last Sept. meeting agenda.

County Attorney Clark had no report.

Cullers presented a written report on Region 3.

Wozab Fund Advisory Committee reviewed requests from Historical Society for \$2000 pledge from 2005 and Ord Senior Center for \$2500 pledge in 2007. Both were approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Thank you letters were reviewed.

The following mail folder items were available for review: Attorney Campbell letter re: Schauer v Valley County (motion to dismiss withdrawn due to appeal of City suit), Loup Basin RC&D, American Funds, Nebr. Dept. Revenue, NDOR Newsletter, NDOR Surface Transportation Program Book.

Meeting adjourned at 2:30 p.m., to reconvene on August 13, 2007 at 7:00 p.m. in special session for budget discussion and August 14, 2007 at 9:00 a.m. in regular session. Complete minutes of the July 31 meeting and an agenda for the August 13 and 14 meetings are available for public inspection 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 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, Valley County Clerk