

VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, September 11, 2007 in the Courthouse Boardroom. Roll call was taken with Cetak, Van Slyke, Waldmann, Baker, Sevenker, Cullers, and Vogeler present. Clerk verified publishing meeting notice and posting agenda. Minutes of the August 28, 2007 meeting were included in the Board packets and approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none. Cetak moved to approve the agenda, seconded by Baker. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none. Sevenker noted posting of the Open Meetings Act and availability of copies for the public. There was no public comment.

Road Supt. Leth's general report included: will attend District Transportation Meeting regarding Dist. 4 projects on Nov. 7, Central District Meeting and highway meeting on Sept. 20; should finish work on South Ave. (Loup City Road) this week; on completion of maintaining will start 3-4 miles armor coating; pre-construction conference on STPD 11-3 (Ord/Burwell) Sept. 13 in St. Paul, will report at next meeting.

Discussion followed regarding responsibility for noxious weed control in road ditches. County Attorney Clark noted Nebr. Rev. Statutes Section 2-956 indicates the County is responsible for controlling noxious weeds on County roads and Nebr. Rev. Statutes Section 39-1811 indicates the landowner is responsible for mowing weeds to the middle of the road and drainage ditches along their lands at least twice a year. As time allows, Leth will check into areas in road ditches that may need spraying.

As advertised, grader blade bids were opened at 9:30 a. m. Bids were received from Midwest Service and Sales Co., The Island Supply Co., Nebr. Machinery Co., BARCO, Presco Sales & Service, Inc., and B's Enterprises, Inc. Representatives were present from Nebr. Machinery Co., Presco Sales & Service, Inc. and B's Enterprises, Inc. Bids were as follows: Midwest \$47.68 for 8' blades, \$41.72 for 7' blades; Presco \$39.75 for 8' blades, \$34.80 for 7' blades; Island Supply \$36.65 for 8' blades, \$41.60 for 7' blades; BARCO \$39.90 for 8' blades, 35.86 for 7' blades; NMC \$36.92 for 8' blades, 32.23 for 7' blades; B's \$40.07 for 8' blades, \$35.06 for 7' blades. Following discussion, Van Slyke moved to accept the bid of Nebr. Machinery Co., seconded by Vogeler. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. The bidding was closed at 9:50 a.m.

Sheriff Ronzzo presented written reports of the July and August Fees and Activities for his office. The current charge for prisoner housing in Valley County Jail is \$50 per day. They need to hire one more dispatcher. Discussion was held regarding his use of an unmarked car. Several Board members have received negative comments from the public about the unmarked car. Ronzzo indicated he had not received any negative comments and the lights he uses on this car are brighter than a light bar. He also said many other County Sheriffs use an unmarked car. Ronzzo agreed to have the star logo and the words Valley County Sheriff put on the car door.

At 10:05 a.m. the Board recessed to conduct their quarterly jail inspection. At 10:30 a.m. the meeting was reconvened with all members present.

At 10:30 a.m. the Budget Hearing was opened, as advertised. County Budget Accountant Chuck Abel was present. No one was present to testify regarding the County's proposed budget. Abel explained the County cannot levy more than \$.50 and also discussed restricted funds. He noted that the State Auditor advises it is in the County's best interest to authorize the additional 1% increase in the FY 07-08 budget allowed by a 75% affirmative vote of the governing body. Resolution 07-19 authorizing the County to increase the FY 07-08 budget by an additional 1% was approved on motion of Van Slyke, seconded by Cetak. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Abel explained that an error was made in the published budget summary where the Necessary Cash Reserve for the Courthouse Bond Fund was shown as \$46,464 and should have been \$56,464. He will publish a statement noting the error and the corrected amount. Resolution 07-20 adopting the FY 07-08 budget as published, with the noted correction to the Courthouse Bond Fund Cash Reserve, was approved on motion of Vogeler, seconded by Van Slyke. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

At 10:45 a.m., as advertised, the Special Hearing to Set Final Tax Request was opened. No one was present to testify. Resolution 07-21 setting the final tax request was approved on motion of Van Slyke, seconded by Vogeler. Carried. Yes: Van Slyke, Cetak, Vogeler, Waldmann, Cullers, Baker. No: none. Absent: none. Resolution 07-22 regarding the reimbursement of townships was approved on motion of Vogeler, seconded by Cullers. Carried. Yes: Vogeler, Waldmann, Cetak, Van Slyke, Baker, Cullers. No: none. Absent: none. Resolution 07-23 authorizing the County Treasurer and County Clerk to transfer funds from the General Fund to those funds without their own levy

(Road, Planning & Zoning and Weed) as needed to ensure sufficient funding to pay their monthly claims. Both Hearings were closed at 11:05 a.m.

Discussion was held regarding the Boards request that Abel assist the County with the MD&A Statement and oversight of the County audit as required by County Auditor, Dana F. Cole & Co.. Abel said he would be willing to assist with the MD&A Statement but would not be comfortable overseeing the County audit. Following discussion, Vogeler moved to appoint Clerk Lindsey as the person responsible for the MD&A Statement and oversight of the audit, with the assistance of Accountant Abel, seconded by Cullers. Carried. Yes: Vogeler, Waldmann, Cetak, Van Slyke, Baker, Cullers. No: none. Absent: none.

Treasurer Suminski provided a written Month End Fund Report showing the month's receipts by fund and the balance of each fund. She noted the inclusion of the Veterans Aid Fund and said the interest earned on these funds will remain with the fund. A listing of the various accounts turned over to the County by the Veterans Service Office was provided and Suminski said she would like to reduce the number of accounts to facilitate bookkeeping and felt that a larger, combined amount would get a higher interest rate.

Sheriff Ronzso and Treasurer Suminski reported on Distress Warrants. Ronzso's report, delivered to the Treasurer on August 15, 2007, indicated receipt of 47 Distress Warrants on October 31, 2006. Payment was collected on 26 Warrants, 4 paid directly to the Treasurer and 1 partial payment. Sheriff reported \$8644.02 in collections with 16 Warrants unsatisfied and 1 partial payment. Suminski's report listing the unsatisfied warrants and amounts due was discussed. Suminski will contact Ingrahams on Distress Warrant #19 as they did not feel it was owed. Vogeler moved to strike Distress Warrant #6 for CDW Leasing in the amount of \$46.07 as uncollectable, seconded by Baker. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

At 11:25 a.m. the Supervisor meeting was recessed in order to convene the BOE meeting. At 11:30 a.m. the Supervisors' meeting was reconvened.

Brian Hergott of Beckenhauer Construction, Inc. was present to discuss the Courthouse and Jail roofing project. He presented a Bid Tabulation Sheet listing the bids received at the August 28 meeting, a list of references for Western Roofing and Beckenhauer's Guaranteed Maximum Price which included the bid packages and General Contractor costs for Beckenhauers. The total project cost was listed as \$149,188. Hergott explained that the General Contracting costs are estimates, the actual costs will depend on how the project progresses. The GMP guarantees that the costs will not exceed the \$149,188, but they could be less. The Board felt the General Contracting costs were too high and asked if they could be adjusted. Hergott said he would talk to Buster Beckenhauer. A decision on the project will be delayed until the September 25 meeting.

The County Clerk and Clerk of District Court fee reports for August were reviewed.

Courthouse fire sprinkler system will be discussed at a later date.

No action was taken with regard to the 2007 Farm Bill.

Information provided by County Attorney Clark on LB307 regarding ATV regulations was reviewed.

The proposed County Policy regarding unclaimed property drafted by Clark, stating that the County will follow the Nebr. Uniform Disposition of Unclaimed Property Act, was adopted on motion of Vogeler, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

The District Courtroom speaker system was again discussed. Vogeler moved to approve installation of the \$2400 system presented by Scott's TV, which provides 4 speakers and all wireless microphones as requested by Judge Noakes, Cetak seconded the motion. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

Cetak moved to authorize Chairman Sevenker to sign the Auditor's Engagement Letter, seconded by Vogeler. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

Clerk reported that after the surplus county owned computers were offered for sale it was discovered that the County Attorney and District Court Judge each need a computer for their Valley County Offices. County Attorney Clark advised that any and all bids can be rejected. Waldmann moved to authorize rejection of any or all bids in order to preserve 2 computers for use by the County, seconded by Cullers. Carried. Yes: Waldmann, Cullers, Baker, Van Slyke, Cetak, Vogeler. No: none. Absent: none.

Central Nebr. Economic Development Dist. 2007 membership dues of \$2439 were approved on motion of Cullers, seconded by Van Slyke. Carried. Yes: Cullers, Baker, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

The invitation for Board members to attend the Valley County Mass Dispensing Table Top sponsored by Region 26 and Loup Basin Public Health Dept. on October 3 was discussed. It was decided that Sevenker will try to attend and that Van Slyke, the County's Region 26 Rep., will also plan to attend. A reminder is to be placed on the next agenda.

The Ballot for 2007 Loup Basin RC&D Special Recognition Award was reviewed. Vogeler moved that the County cast it's ballot for Dean Rasmussen, seconded by Waldmann. Carried. Yes: Vogeler, Waldmann, Cetak, Van Slyke, Baker, Cullers. No: none. Absent: none.

The County Attorney had no report, there were no committee reports and the following items were available in the Mail Folder: NIRMA letter re: Law Enforcement online education courses, NDOR meeting schedule, CNCS Newsletter, NPAIT Newsletter, Ord Area Chamber Newsletter.

Meeting adjourned at 1:30 p.m., to reconvene on September 25, 2007 at 9:00 a.m. in regular session. Complete minutes of the September 11 meeting and an agenda for the September 25 meeting 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

VALLEY COUNTY BOARD OF EQUALIZATION MINUTES

At 11:25 a.m. on September 11, 2007 the Valley County Board of Equalization was convened on motion of Cetak, seconded by Cullers, to move out of the Board of Supervisors meeting and into BOE. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none. All Board Members were present. The minutes of the August 28 BOE meeting, contained in the Board packets, were approved on motion of Cetak, seconded by Cullers. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none. The agenda was adopted on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none. It was noted that the Open Meetings Act is posted and copies are available for the public. There was no public comment. The Treasurer and Clerk were present.

The Motor Vehicle Exemption for the 2007 H&H Trailer purchased by Mid Nebraska Individual Services to pick up and deliver contract work for developmentally disabled adults was presented and approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Waldmann, Cullers, Baker, Van Slyke, Cetak. No: none. Absent: none.

Meeting adjourned at 11:30 a.m., to reconvene on September 25, 2007 at 11:00 a.m. if there is business to come before the Board of Equalization. Complete minutes of the September 11 meeting and an agenda for the September 25 meeting 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