

VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, October 30, 2007 in the Courthouse Boardroom. Roll call: Van Slyke, Cullers, Baker, Waldmann, Sevenker, Cetak and Vogeler present. Clerk verified meeting notice was published and the agenda posted in the Courthouse and on the County website. Minutes of October 9, 2007 meeting, included in the Board packets, approved on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Vogeler noted his concern that the GI Independent reported his comment on Mid Plains' financial situation, presumably from the published County Board minutes, without contacting him for clarification. Cullers moved to adopt agenda, seconded by Van Slyke. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none. Sevenker noted Open Meetings Act posted and public copies available. There was no public comment.

County Road Supt. Leth was absent to attend a funeral. Road Secretary Simpson gave the following Road Claims and Balances report for October: accounts payable \$70,587.48; payroll \$34,521.48; larger expenses were for diesel, parts, fuel, gravel; \$49,279 remains in the gravel budget.

Bid specs, listing of signs and posts and a bid advertisement draft were presented for 911 road signs. A total of 1476 signs will be required. County Attorney Clark said he had no problem with the specifications and ad as presented. Van Slyke moved to set the bid opening for November 27 at 9:30 a.m., seconded by Baker. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Easement 07-276 for NCTC to install fiber optic phone cable for the relocation of the Arcadia Bridge was approved by Leth and following discussion was approved by the Board on motion of Cetak, seconded by Waldmann. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

NDOR Agreement for State Highway Project No. STPD-11-3(108), by which the State agrees to reimburse the County up to \$100 per monument and remonument and the County agrees to have the County Surveyor do the monument and remonument work, was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none. Leth had left word that he had contacted the County Surveyor and the tie out work has been completed.

The letters from NDOR regarding bridge inspections will be on the next meeting agenda when Leth is present.

Discussion was held with regard to 911 maps. Region 26 sent the mapping information via email to the Clerk but it is not accessible without a mapping program. Region 26 will provide one, 3x3 laminated wall map to the County. The County can supply the emailed mapping information to a company that prints maps and pay to have some printed. Mitch Clark of Great Plains GIS Consulting would print a wall map, not laminated, for \$40. He would also put together some type of plat book by township for \$15 each. More information is needed on this issue as to the feasibility and cost of copying the laminated map Region 26 provides, whether the plat book published each year by FHP will contain the 911 addresses next year and options for use of the computer mapping information supplied by Region 26.

Hospital CEO, Larry Schrage, presented the monthly report for the Valley County Hospital. Chairman Sevenker thanked him for taking the time to report to the Supervisors each month. A copy of the regular written report containing the minutes of the Sept. 19 Hospital Board meeting, the Agenda for the Oct. 17 Hospital Board meeting, and the financial report for Sept. and YTD was included in the Supervisors' packets. Schrage noted that the Hospital audit for FY ending June 30, 2006 was presented to the Hospital Board at their Oct. 17 meeting and 2 copies were provided to the County. They are working with Brian LGH in Lincoln to recruit a physician and have interviewed three. The Hospital Board is leaning toward renovation of the existing facility as a long-term care facility.

Written October fee reports for County Clerk and Clerk of the District Court were presented.

Clerk Lindsey reported that Bob Fountaine, MIPS Microfilming Division Manager, has reviewed the records in her office to be microfilmed and plans to do the work in February or March. She intends to begin with the deed records and reminded the Board that a large part of the cost in is the set up, so it is to the County's advantage to film as many records as possible each time. Depending on cost, she is hopeful that all deed records can be microfilmed at this time.

At 10:05 a.m. the meeting recessed and was reconvened at 10:15 a.m. with all Board members present.

Brenda Knight was present for agenda item 9A, requesting use of the Courthouse lawn, steps and lobby for the Winter Fest on Nov. 24, and was allowed to present her request at this time. Following discussion, Cullers moved to approve the use of the Courthouse lawn, steps and lobby for the Winter Fest activities, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none.

The contract with Western Roofing Co. was discussed. Cullers noted she was nervous about this project being undertaken without a construction manager. Sevenker also expressed concern. Vogeler volunteered to be the contact person for Western Roofing and Hackel Construction for this project. Sevenker noted the B&G Committee would also be available. County Attorney Clark said he thought Western Roofing was a good, reputable company that had been in business in the area for a number of years. He noted that they would not sign a contract for the project if it included a time frame. Clark did not feel a contract was needed for Hackel's portion of the project and said that he would ask that proof of insurance be provided to the County prior to the start of the project. Baker moved to approve the contract with Western Roofing in the amount of \$111,360 and the bid of Hackel Construction at \$5000 to replace the Courthouse and jail roofs, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Van Slyke. No: none. Absent: none.

Supervisor Van Slyke had to leave the meeting at 11:05 a.m., his absence was excused.

Terri Van Houten of CNEDD, who is assisting the County in writing the elevator grant application, has advised that a five year plan for the addition of a fire sprinkler system and an outside exit stairway from the 3rd floor be implemented. She feels this would make it easier to get the approval of the fire marshal and State Historical Society. Following discussion, the Board felt they needed more information on how much detail should be provided in a five year plan and that they would like to view other Courthouses to see how these issues have been handled by others.

Cullers read a statement asking the County Board to consider a request to the City of Ord to partner with the County in the effort to install an elevator in the Courthouse through the use of a portion of the excess sales tax funds. Cullers then moved that this request be presented to the City. Waldmann seconded the motion. The following discussion included the suggestion that the partnership not be limited to the elevator but should include other improvement projects such as the indoor fire sprinkler system and the outside stairway. Cullers agreed to include these projects. Motion carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Baker. No: none. Absent: Van Slyke.

At 11:30 a.m. the Supervisors recessed to convene as Board of Equalization, at 11:40 a.m. the Supervisors reconvened. All members were present with the exception of Van Slyke.

The Clerk presented the Interagency Agreement with Nebr. State Records Board and Addendum One to that agreement for the maintenance of the County website. The agreement and addendum were approved on motion of Vogeler, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker. No: none. Absent: Van Slyke.

A copy of the Management's Discussion and Analysis prepared by the County Clerk with assistance from Chuck Abel and Gary Hinrichs was included in the Board packets for their approval. This document is an audit requirement. The MD&A was approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Cetak, Vogeler, Waldmann. No: none. Absent: Van Slyke.

Chairman Sevenker will complete the Employer Survey requested by VCED.

Receipts of \$83.00 for County Attorney IV-D and \$7500 from the City of Ord for the Communications Consolidation agreement were acknowledged.

October Claims and Balances Report and Claims List were provided in the Board packets. Questions regarding Mental Health Board claims on the same person within two days were answered by Cullers in that the initial hearing had to be continued. The October claims and the Fund Request were approved on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: Van Slyke.

It was noted that the NACO annual audit report and the Hospital Audit Report are available in the Clerk's Office.

County Attorney Clark provided a written opinion regarding several issues on abandoned cemeteries. On the issue of access, Clark said the owner of the land cannot bar access to the cemetery and that access shall be granted on Memorial Day and Nov. 1 through March 1. The land owner can specify a pathway to the cemetery that is reasonable and accessible. A motion was made by Vogeler to express the Board's appreciation to the Setliks for providing access to Vinton Cemetery, which is not located on their property but is adjacent to it, and to recognize that they are not required to provide access and can cease to do so at their discretion, seconded by Waldmann. Carried. Yes: Vogeler, Waldmann, Cullers, Baker, Cetak. No: none. Absent: Van Slyke.

Clark reported receipt of an unopposed motion to dismiss in the Bhardwaj lawsuit against the County, which he said means the County is no longer involved in that lawsuit.

Cullers gave a Region 3 report, noting that the way EPC charges are made has changed. They are now based on who signs the authorization form rather than County of residence. This authorization is usually signed by the law enforcement officer who escorts the person to the facility. Since Valley County has a jail and a hospital, this could cause an unfair burden for the County. Cullers suggested a form be provided for the Sheriff to fax to the County of

residence so they authorize the EPC and accept the financial obligation before the person is transported. County Attorney Clark will develop a form for the Sheriff's use. The amount the County pays to belong to Region 3 will be going up, possibly as much as 40% next year and 20% thereafter.

Cullers also reported for the Wozab Fund Committee, providing a copy of the 05-06 and 06-07 financial statements for comparison as well as the Endowment Investment Summary as of June 30, 2007. The 06-07 statement is to be published in the Quiz as required. A signed copy of The First Amendment to the Designated Fund Agreement was also provided and a copy of the report for the quarter ending Sept. 30, 2007. Notice of the NCF 2007 Annual Banquet and training session was presented along with a registration form. The Board approved the display of a Wozab Fund poster and an article describing the Wozab Fund Celebration at the NCF Banquet.

Vogeler reported that Mid-Plains is looking at an "in-house" candidate for the CEO position.

Cetak reported that things are running smoothly for Mid-Nebraska Indiv. Services.

Mail folder items available for review: NACo Rep. Lowenstein emails – Rural Development Programs (Co. response), Radon Outreach Program, 20071019 Legislative bulletin, VCHS Housecall Quarterly, American Funds Investor, Karr Tuckpointing, Loup Basin RC&D.

Meeting adjourned at 1:05 p.m., to reconvene on November 13, 2007 at 9:00 a.m. in regular session. Complete minutes of the October 30 meeting and an agenda for the November 13 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 11:30 a.m. on October 30, 2007, the Valley County Board of Supervisors recessed and convened as Board of Equalization. All Board members were present with the exception of Van Slyke. Also present were the Assessor and Clerk. Minutes of the October 9, 2007 meeting were approved and the current meeting agenda adopted on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Cetak, Vogeler, Waldmann. No: none. Absent: Van Slyke. Sevenker noted posting of the Open Meetings Act and public copies available. No public comment offered.

Due to his death prior to the August 15 deadline to own and occupy the property, the Jerry Nevrviv property does not qualify for homestead exemption, therefore, the Notice of Rejection of Homestead Exemption was approved by the Board on motion of Vogeler, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker. No: none. Absent: Van Slyke.

A Tax List Correction for William and Pamela Schwensen due to the sale of the car wash was approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Cetak, Baker, Cullers, Waldmann. No: none. Absent: Van Slyke. A Tax List Correction for Josh Veskerna due to the sale of a mobile home was approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Baker. No: none. Absent: Van Slyke.

Meeting adjourned at 11:40 a.m., to reconvene on November 13, 2007 at 11:00 a.m. Complete minutes of the October 30 meeting and an agenda for the Nov. 13 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