

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, June 10, 2008 in the Courthouse Boardroom. Roll call: Sevenker, Vogeler, Cetak, Cullers, Van Slyke, Waldmann, Baker were present. Clerk verified meeting notice was published and agenda posted. Minutes of the May 27 meeting were included in the Board packets and were approved on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Clerk reported that Housing Assistance Grant funds were received Monday, after the deadline to add items to the agenda and the grant regulations require that funds be disbursed within 5 days of receipt. Following discussion, Waldmann moved to amend the agenda to add the disbursement of grant funds to the agenda under item 9C Act on Early Claims & Fund Request and to approve the agenda as amended. Motion seconded by Van Slyke. Carried. Yes: Waldmann, Vogeler, Cetak, Van Slyke, Baker, Cullers. No: none. Absent: none. Sevenker noted Open Meetings Act is posted, public copies available. No public comment offered.

Road Supt. Leth recommended approval of refunds for Easements 07-267 Edward E. Bruha, 07-270 Rick Masin and 07-272 James Novotny. Waldmann moved to approve refunds for Easements 07-267, 07-270 and 07-272, seconded by Baker. Carried. Yes: Waldmann, Cullers, Baker, Van Slyke, Cetak, Vogeler. No: none. Absent: none.

Of five Valley County bridges the state has listed as structurally deficient, 1 has been repaired, 1 is in the 1&6 Year Plan, 2 carry sufficiency ratings of 57 and 1 is rated 53 and Leth does not know why they are listed as deficient. The rating range is from 0 to 100 but even newly constructed bridges are not given a rating of 100. A bridge will be closed if the tonnage rating is less than 3 ton. The bridge on Turtle Creek by Welniak's is rated 3 ton and they have agreed not to use heavy equipment on it. Leth does not have funds to replace bridges. FEMA has toured the area and will return at a later time to assess water and storm damage. Road crew is now spraying road right-of-way. Discussion included: asphalt cost; how to figure 08-09 budget; Hall County has "asphalt zipper" that attaches to loader for grinding asphalt and cost under \$100,000; cost to put road back to asphalt, additional costs if road loses the "grandfathered in" status and has to meet current standards; consultant engineer now required for bridge projects; LB1068 regarding new road classification, remote residential road, will not affect Valley County due to population per square mile; landowner responsible for trimming trees in right-of-way, Leth will help dispose of them; cost of concrete paving about same as oil now. County Attorney Clark advised that a tube purchased by a farmer to run irrigation pipe under a County road and installed by the County 10 or 15 years ago which is now allowing water to drain from one farm to another can be plugged on one end or removed by the County to stop the drainage.

Discussion was held with County Attorney Clark regarding a County Burial Policy. The policy should include the requirement of a financial form from HHS. It was suggested that the Board set a flat burial fee. Clark will check on cost of cremation, Sevenker will contact Ord Memorial Chapel regarding a flat fee. This item is to be on the next agenda.

County owned parcels for which the County advertised and received bids at the last meeting were discussed. Van Slyke said he was contacted by the Village of Arcadia with an offer of \$200 for the W30' L1 B5, Arcadia Original Town for which was valued at \$590 and no bid was received. Vogeler and Baker reported meeting with Rob Kokes regarding the \$900 bid received from R. Kokes Farms Inc. for the N 4.5 rods of the NW4 of 27-18-13, which property was valued at \$1940. Kokes indicated he was not willing to pay more than \$900 for the property. Following discussion, Vogeler moved to accept the \$900 bid of R. Kokes Farms Inc for the N 4.5 rods of the NW4 of 27-18-13 and authorize the Chairman to sign the deed transferring the property, seconded by Baker. Carried. Yes: Vogeler, Waldmann, Cetak, Van Slyke, Baker, Cullers. No: none. Absent: none. Van Slyke moved to accept the \$200 offer from Arcadia Village for the W30' L1 B5, Arcadia Original Town, and authorize the Chairman to sign the deed transferring the property, seconded by Cullers. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. No bids or offers have been received for parcel #80016261, the N 4 rods of W 45 rods in NW4NW4 10-20-14 valued at \$430 per acre. Sevenker will check with adjacent owners and report at the next meeting.

Ord Police Chief Brian Kirby and City Council member Dan Petska were present for discussion of the City of Ord/Valley County Partial Communications Consolidation Agreement. The agreement provides for the a Communications Oversight Committee consisting of the Sheriff, Police Chief, County Emergency Manager and the City and County are each to appoint 2 representatives to the Committee. The Committee is to act as liaison to the City and County, hear complaints and make recommendations. They are to report once a year to the City and County on or before October 15. The City and County retain all authority to make decisions. Chairman Sevenker appointed Van Slyke and Cetak to serve as the County's representatives. The item will be on the City Council agenda so they can appoint representatives. The City will contact the County to set up a meeting once they have appointed

representatives. Van Slyke noted that it is his understanding that Region 26 would provide the communication service for the City at the same cost they are currently paying the County, \$7500 annually.

The proposed Mortensen Industrial Site Covenants will be discussed at the next Board meeting.

Sheriff Hurlburt has discussed the Interlocal Law Enforcement Agreement between North Loup Village and the County with the Village Board. He requested the fee be raised to \$1800 per month. The Village Attorney and County Attorney are to meet and discuss the proposed agreement. This item is to be on the next County Board agenda.

Chairman Sevenker reported that bids on the surplus property advertised for sale by the County were opened this morning prior to the start of the meeting and that the high bids totaled \$471.46. There were several items that did not receive a bid and the fishing poles had been removed from the sale as they were claimed by the owner. The Clerk's Office will call each high bidder and ask that the items be paid for at the Clerk's Office and picked up this week.

Cullers reported on bids received from Ord Family Furniture and Maschka's in Arcadia for vertical blinds for the Judge's Chambers, the Jury Room and the Probation Office on the third floor. The bids include installation and shipping. Ord Family Furniture bid \$4612. Maschka's provided bids for two styles of blinds: \$2377 and \$2080. Following discussion, Van Slyke moved to accept the low bid of \$2080 from Maschka's, seconded by Waldmann. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Payment is to be made from the Misc. General Fund.

A recess was called at 10:25 a.m., meeting reconvened at 10:35 a.m. with all members present.

Candy Kuntz of Miller & Assoc. appeared to present, for Board approval, applicants for down payment assistance and housing rehab through the Housing Assistance Grant. Following discussion, Cullers moved to approve applicant VC-10-DPA \$13,000, VC-10-HR \$5000 and Community Development Services Invoices VC-Admin 11 \$500, VC-Lead 8 \$200, and Drawdown #15 for \$13,011, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Van Slyke, Baker. No: none. Absent: none. Kuntz explained that the drawdown amount does not include the \$5000 rehab as the work has not been completed and a portion of the \$13,000 DPA is paid by the City as matching funds. Kuntz said that CDS has another applicant that appears to be eligible and has received 2 more applications that have not yet been reviewed so it looks as if the grant funds could be used by the August deadline.

Early June Claims and Fund Request were presented for consideration. The claim for NACO/BCBS Health Insurance is required to be presented at this meeting in order to meet the payment deadline. A claim is needed at this time for postage because the meter will run out of postage before the end of the month. A claim is needed at this time for Grant funds because the amount requested on Drawdown #14 was received on June 9 and grant regulations require that they be disbursed within 5 days. Total funds requested are \$51,910.03. Vogeler moved to approve the Claims and Fund Request presented in the amount of \$51,910.03, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

The Clerk reported that there are not sufficient funds in the Weed Budget to cover June payroll and asked if an adjustment should be made to take chemical expenses from the General Fund rather than the Weed Fund since the chemical line item had been cut from the Weed Budget. Discussion was held regarding the purchase of chemicals. The Clerk will ask Weed Supt. Kaminski to attend the next Board meeting to discuss the Weed Budget.

The Board noted the request of Jane John to allow use of the street area around the Courthouse by vendors during the Junk Jaunt on Friday Sept. 26 through Sunday Sept. 28, however, it was considered informational as the City has jurisdiction over the City streets.

The Board of Equalization was convened on motion of Baker, seconded by Helen at 11:06 a.m. Carried. Yes: Baker, Cullers, Van Slyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. The Assessor and Clerk were present.

The Assessor presented the 2008 Level of Value showing the assessment ratio, coefficient of dispersion and price-related differentials for residential real property, commercial real property and agricultural land. Discussion was held on the meaning of these statistics and how they are figured. The 2008 Valuation Notices for County owned property were reviewed. Valuation Change Notices were presented for: parcel 880036789 for Verasun Ord, LLC due to corrections per depreciation worksheet; parcels 880008155 & 880006755 Hackel Farms Inc. due to land use change; parcel 880008379 John Mason due to land use change; parcel 880021343 & 880021336 NE Colorado Cellular Inc. due to change lots 3 & 4 from residential to commercial, separate residential lot 2 from lots 3&4; parcel 880006895 for Mark & Genelle Hackel /Darrell & Christine Hackel due to change two acres dry to grass & 2.17 acres dry to irrigated; parcel 880007189 H & S Farms due to land use change. Assessor noted that the valuation on Verasun is not taxable due to TIF. Following discussion, all of the above listed Valuation Change Notices were approved on motion of Van

Slyke, seconded by Vogeler. Carried. Yes: Van Slyke, Cetak, Vogeler, Waldmann, Cullers, Baker. No: none. Absent: none.

Baker moved to set Property Valuation Protest Hearings for 11:00 a. m. on the regular meeting dates of June 24 and July 8 and a special meeting at 8:00 p.m. on July 7, seconded by Van Slyke. Carried. Yes: Baker, Van Slyke, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Said meetings will be held in the Courthouse Boardroom.

Discussion was held regarding proposals from Great Plains GIS Consulting and GIS Workshop to provide a computerized geographical information system for use by the Assessor. Following discussion, Baker volunteered to speak with Mitch Clark regarding his fees and Assessor Arnold will check with Howard County Assessor regarding their experience with these systems. This will be on the next Board agenda.

Cetak moved to return to regular session, seconded by Waldmann. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, Van Slyke. No: none. Absent: none.

Chairman Sevenker's term as County Representative on the Economic Development Board ends in July. It does not have to be a Board member, the County can appoint anyone they choose. Vogeler volunteered to replace Sevenker on the ED Board and was appointed by Chairman Sevenker, effective July 2008.

Cullers reported that at the Budget Seminar in Kearney she and Clerk Lindsey attended it was suggested that Board members meet with Officials to discuss budget issues, the importance of a cash reserve was stressed, it was noted that some counties do not allow any portion of their levy for the townships, it was suggested that expenses be divided into categories to help show where the money is being spent.

Vogeler reported that Western Roofing is planning to begin work next Monday on the jail roof.

Cullers reported for Region III: a funding increase over FY08 of \$120,493, County match increase \$80,296, EPC looking at developing a second mental health board in the next 3 to 6 months.

Van Slyke reported for Region 26: \$146 increase from last year, down from the requested increase of \$4000; Region 26 is joining with Lower Loup on the hazard mitigation plan.

At the request of Sheriff Hurlburt and County Attorney Clark, at 12:35 p.m. Van Slyke moved to go into executive session for the purpose of discussing strategy with respect to possible litigation, seconded by Cetak. Carried. Yes: Van Slyke, Cetak, Vogeler, Waldmann, Cullers, Baker. No: none. Absent: none. At 1:05 p.m. Vogeler moved to return to regular session, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Van Slyke, Baker, Cullers. No: none. Absent: none. No action was taken by the Board of Supervisors as a result of the executive session.

Sheriff Hurlburt noted the need for cameras in the Sheriff vehicles for the protection of the public and the officers. They will apply for grant funds but those funds would not be awarded until October.

Mail folder items available for review: NIRMA Interchange, Unicameral Update, Hospital Foundation Newsletter, May Chamber minutes/June agenda, Area Chamber ED Report, Ord Chamber Newsletter.

Meeting adjourned at 1:30 p.m., to reconvene on June 24, 2008 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the June 10 meeting and an agenda for the June 24 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.

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Jenette G. Lindsey, Valley County Clerk