

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, October 14, 2008 in the Courthouse Boardroom. Roll call: Cullers, Baker, VanSlyke, Sevenker, Cetak, Vogeler, Waldmann present. Clerk verified meeting notice was published and agenda posted. Minutes of September 30, 2008 meeting, included in the Board packets, approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. Baker moved to adopt the agenda, seconded by VanSlyke. Carried. Yes: Baker, VanSlyke, Cullers, Cetak, Vogeler, Waldmann. No: none. Absent: none. Sevenker noted posting of Open Meetings Act and public copies available. There was no public comment.

Emergency Manager Ryan Simpson was present to respond to the question of who is responsible for reporting information to the press and the public in a disaster situation. Simpson noted that the LEOP (Local Emergency Operations Plan) lists all County, Village and City officials and has a flow chart of how information flows and decisions are made. He is currently working with Region 26 on updating the LEOP and should be finished by the end of the month. The County, Village or City Attorney is generally listed as the Public Information Officer for the entity as they are familiar with laws regarding protected information.

On recommendation of Road Supt. Leth, Easement 08-285 for NCTC was approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Cetak, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

For FEMA/NEMA reimbursement purposes, the Chairman was authorized to sign a County Declaration of Disaster for damages caused by flooding on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none.

An additional application for the position of Valley County Road Supt. was discussed. Leth noted the applicant has good education and experience and could take the exam for a Class B License. A Class A license requires a certain amount of experience and 20 hours of continuing education which the applicant could work toward. He estimated it would take 2 or 3 years to get the Class A License. The applicant also appears to have bridge experience. Chairman Sevenker and Leth will meet with the applicant and report back to the Board.

Leth presented a letter from the NDOR noting that they will provide oversight for all Local Public Agency Projects. A new LPA manual will be provided by January 30, 2009, training will be required for cities and counties beginning in February 2009 in order to receive federal funds and a team of auditors will be in place by January 1, 2009 to audit LPA project administration.

Bridge inspections were completed by Leth and Chris Jacobsen, Custer County Road Supt., 58 bridges were inspected. Bridge #215 on the Sargent Road east of Fairplay School is showing deterioration and will be repaired.

Leth noted NIRMA has a handheld sign retroreflectometer for use in gauging the reflectivity of signs and is available free of charge to member counties.

Treasurer Suminski presented the Month-end Fund Report for September. General Fund is at \$439,388.20, Road \$48,652.53, Visitors Promotion \$1518.74, Visitors Improvement \$6,185.90, Inheritance \$751,680.15 and Courthouse Bond Fund \$48,006.44. The Courthouse Bond fund is sufficient to pay the amount due in November. The Report of Distress Warrants Returned From Valley County Sheriff was discussed and Distress Warrant #16 for Integrated Leasing Corp. in the amount of \$2.98 for Tax Year 2005 was stricken as uncollectable on motion of Cullers, seconded by Cetak. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Resolution 08-28 was presented for Board consideration authorizing the Treasurer to transfer the Hospital Bond proceeds from NPAIT to NLAf. The resolution is necessary because the timing of the receipt of these funds does not allow for Board approval of each transfer. Suminski will present a claim for Board approval in the month the transfer is made. Vogeler moved to approve Resolution 08-28 authorizing the Treasurer to transfer hospital bond funds from NPAIT to NLAf, seconded by VanSlyke. Carried. Yes: Vogeler, Cetak, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Vogeler also moved to approve the claim presented for the initial transfer that took place last month, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

The meeting recessed at 10:05 a.m. and reconvened at 10:15 a.m. with all members present.

Marc Munford of Ameritas presented the paperwork for issuance of an additional 2.68 million in bonds bringing the total for calendar year 2008 to 9.9 million. The interest rate is higher than the last issue due to the market conditions. Discussion was held regarding current market conditions. Fewer local banks bid this time, received no local investor calls but will continue to advertise, all were sold in Nebraska, November 4 is the closing date. Next issue will not close until 2009 to protect the 10 million dollar cap allowing banks to participate. County Attorney Clark advised that he had reviewed proposed Resolution 08-29 for the bond issuance and had no problem with it. Cullers

moved to approve Resolution 08-29 authorizing the issuance of Series 2008B Bonds in the amount of \$2,685,000 and to authorize the Chairman to sign it, seconded by VanSlyke. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. The Paying Agent and Registrar's Agreement between Valley County and Union Bank and Trust Company was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

Dr. LaVern Franzen spoke on behalf of the Central Community College effort to increase their levy by 3 cents for a 5 year period in order to fund building projects on the Columbus, Grand Island and Hastings campuses. He reviewed how CCC began in 1967 and its growth over the years. He noted the services provided by CCC, the fact that 95 % of their students stay in Nebr. and the need to replace aging facilities. The issue will be on the November ballot.

Planning & Zoning Administrator Glaubke reported that Max Cruikshank is willing to serve on the Board of Adjustment in place of Ellen Novak who has resigned. Following discussion, VanSlyke moved to accept the resignation of Ellen Novak and appoint Max Cruikshank to fill the vacancy, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

At 11:25 a.m. Cetak moved to go into Board of Equalization, seconded by Waldmann. Carried. Yes: Cetak, Vogeler, Waldmann, VanSlyke, Baker, Cullers. No: none. Absent: none. The Assessor and Clerk were present.

The levies were calculated by the Clerk, Treasurer and Assessor using Assessor's certified property valuations and funding requirements listed in each entity budget. Following discussion, Resolution 08-30 setting the levies was approved on motion of VanSlyke, seconded by Vogeler. Carried. Yes: VanSlyke, Cetak, Vogeler, Waldmann, Cullers, Baker. No: none. Absent: none.

Cetak moved to go out of BOE at 11:35 a.m., seconded by Vogeler. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

Clerk's Monthly Fee Report & District Court Fee Report were reviewed. Write off of uncollectable charges of \$13.57 dating from 1997 to 2000 in the Clerk's Accounts Receivable record was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, VanSlyke, Baker, Cullers. No: none. Absent: none.

Nebr. Economic Development letter regarding the monitoring review conducted on Sept. 26 for the CDBG Contract #06-HP-220 noted that there were no findings requiring a response, however, there was one concern noted regarding the timely payment of grant funds in Febr. The Clerk felt that the auditors had confused two checks issued to the same firm and for the same amount and is planning to write a letter to that effect.

An Environmental Review Record, Determination of Level and letter regarding the County's fair housing practices prepared by Curie Mincer of NEDD and needed for the elevator grant awarded to the County were approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

The Countywide Cost Allocation Plan prepared by MAXIMUS based on costs for the FY ended June 30, 2007 was approved on motion of Waldmann, seconded by Vogeler. Carried. Yes: Waldmann, Vogeler, Cetak, VanSlyke, Baker, Cullers. No: none. Absent: none.

Baker moved to approve the Fund Request and Claims for payment of the Blue Cross Blue Shield October billing and the Fund Request for Housing Assistance Grant funds for which claims were approved at the last Board meeting, seconded by Cullers. Carried. Yes: Baker, Cullers, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Vogeler moved to authorize Chairman to sign the NACO Voter Registration for Valley County designating Treasurer Suminski to vote in the Chairman's absence, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, VanSlyke, Baker, Cullers. No: none. Absent: none.

The first November Board meeting was rescheduled to November 10<sup>th</sup> due to the Veterans Day holiday on motion of VanSlyke, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Baker and VanSlyke volunteered to attend a meeting suggested by Sherman County to discuss with Valley and Howard County the hiring of a public defender.

Informational items reviewed: Lodging Tax receipts and disbursements, Sept. Current Expenditures Summary, reminder of NACO Legislative Conference, letter noting the Oct. 29 presentation of the movie "The Ultimate Gift" by the Valley County Community Foundation and other local charitable organizations.

There was no County Attorney or Committee report.

Mail Folder items: Midwest Assistance Program, KARR Tuckpointing, NIRMA Interchange, Joint Meeting RC&D, Chamber/VED Newsletter.

Meeting adjourned at 12:30 p.m., to reconvene on October 28, 2008 at 9:00 a.m. in regular session. Complete minutes of the October 14 meeting and an agenda for the October 28 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