

VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on Tuesday, January 27, 2009, at 9:05 a.m. Roll call was taken with Sevenker, Vogeler, Baker, Cullers, VanSlyke, and Cetak present. Absent: Pat Waldmann. The Deputy Clerk verified publication of meeting notice and posting of agenda. Minutes of January 13, 2009 meeting were approved on motion of Cullers, seconded by Cetak. Yes: Cullers, Vogeler, Cetak, VanSlyke and Baker. No: none. Absent: Pat Waldmann. Motion carried. Baker moved to adopt the agenda, seconded by VanSlyke. Yes: Cullers, Vogeler, Cetak, Baker, VanSlyke. No: none. Absent: Pat Waldmann. Motion carried. Sevenker noted the Open Meetings Act is posted and copies are available for the public. There was no public comment.

Bill Clark Project Inspector for Karr Tuckpointing Co. discussed their proposal for exterior masonry maintenance and repairs to the Valley County Courthouse building. Mr. Clark gave an overview of the current courthouse's condition and what repairs should be made. Items mentioned in the report were power washing the building, repair to missing or defective mortar joints and sealing of movement cracks. Pat Waldmann arrived at 9.10 a.m. Clark went on to explain other repairs needed to complete the project as well. Discussion was held on the removal or repair of the chimney, it was determined Inspector Clark and Custodian Cronk would look at the chimney for possible removal and submit a new proposal. Clark reported when the tuck pointing process begins they will stay on the job until it is completed. Clark presented a Statement of Contractors Qualifications for the Board to review and file. The Board determined due to the cost of the project a bid letting notice should be published.

Sandy Simpson, Road Secretary gave the road claims and balances for the month on January and reviewed fuel, asphalt sealant, motor grader payment and reported balances in the fuel and gravel budget. Lower fuel and asphalt prices have been favorable to the budget.

Max Leth, Road Supt. reported the 1 & 6 year plan report will be presented for Board review at the Febr. 10, 2009 meeting and requested the hearing for the 1 & 6 year plan be published for the Febr. 24, 2009 meeting. On motion by Vogeler seconded by Cetak to approve the hearing date for Febr. 24, 2009 from 9:15 a.m. to 9:30 a.m. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. Motion carried. Leth also reported the receipt of a payment from FEMA in the amount of \$13,811.00, a bridge near the Keyser farm will be replaced with tubes after a study by a Hydrologist, discussion was held regarding the contracting of fuel due to the lower fuel prices. Leth will get quotes from suppliers and report to the Board. Leth reported on a letter received from Region 26 Council regarding the development of a Mitigation Plan to have input on projects that will help reduce loss of life and property damage resulting from natural disasters. On motion by Waldmann seconded by Cullers for Road Supt. Leth and Region 26 Representative VanSlyke attend the meeting to be held at the Valley Co. Fairgrounds on Wed. Feb. 18, 1009. Yes: Waldmann, Cullers, Baker, VanSlyke, Cetak, Vogeler. No. none. Absent: none. Motion carried.

Weed Supt. Darrell Kaminski presented his 2008 report and 2009 plan which is required to be submitted to the State by January 31 each year. He reported on the progress that has been done in regard to weed infestation in the county and reported 1095 infested acres in Valley Co., Kaminski's weed inspections report included the leafy spurge and thistle problems are being addressed and progress is being made. Vogeler complimented Kaminski on the job he is doing as Weed Supt. On motion by Vogeler seconded by Waldmann to approve the 2008 report and 2009 plan as follows: Activity Report, Weed Control Authority Board Roster, Noxious Weed Infestation Report, 2009 Budget Report and the 2009 Noxious Weed Control Plan. Yes: Vogeler, Waldmann, Cetak, VanSlyke, Baker, Cullers. No. none. Absent: none. Motion carried.

Marc Munford, Asst. Vice President for Ameritas Investment Corporation presented paperwork for the issuance third in a series of General Obligation Bonds SRS 2009A in the amount of \$5,330,000.00 to be delivered to the Valley Co. Treasurer on closing date March 03, 2009. Munford indicated market conditions are favorable. Munford stated that bond issuance cannot exceed \$10,000,00.00 for year 2009 and money will be on hand to finish the project as needed. On motion by Vogeler seconded by Cullers to approve Resolution 09-02 for the issuance of Bonds in the amount of \$5,330,000.00 and to authorize Chairman Bob Sevenker and Dorrita Helm, Deputy Clerk to sign the Agreement for Bond Purchase. Yes: Vogeler, Waldmann, Cetak, Vogeler, Baker, Cullers. No: none. Absent: none. Motion Carried.

Planning & Zoning Director Nancy Glaubke appeared to request reappointment of Marvin Scheideler, Jeff Wieskamp, Lynn Griffith to Planning Commission. Vogeler asked if others were interested in the position, Glaubke stated it was hard to get individuals to serve and these people are willing to continue. On motion by VanSlyke seconded by Cullers to reappoint Scheideler, Wieskamp and Griffith for a three year term expiring January 2012. Yes: Vanslyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Motion carried.

Recess was called at 10:55 a.m., and reconvened at 11:04 a.m.

At 11:05 the Board moved to go in Board of Equalization Treasurer Janet Suminski and Deputy Clerk Dorrita Helm were present on motion by Cullers seconded by Cetak. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Motion carried. Motion to accept Motor Vehicle Exemption Applications for St. John's Lutheran Church, Loup Basin RC&D Council and Mid-Nebr. Individual Services was made by Baker seconded by VanSlyke. Yes: Baker, VanSlyke, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Motion carried. Motion to go out of Board of Equalization was made by Cetak seconded by Cullers. Yes: Cullers, Vogeler, Waldmann, Baker, VanSlyke. No: none. Absent: none. Motion carried.

Chairman Sevenker opened the Public Hearing for Lease of County Farms at 11:05 a.m. Sevenker stated the Public Hearing is held to hear objections to the Lease of County owned real estate. Sevenker explained the farm site acreages, the changes made on the Mortensen tract due to the development sites, the term of the lease is three years with payments due March 1 and Sept 1 each year, the tenant will pay all water charges and supply pipe, motors and pumps as needed for irrigation purposes, also reported on the limit of animal units allowed in the East County farm pasture. Discussion was held on transferring the certified water acres from one farm to another, it was determined that could be settled between to two tenants. Public Hearing closed at 11:20 a.m.

Bids for Lease of County Farms was opened at 11:21 a.m. The bidding for the "Mortensen Tract" and the "East County Farm" was opened. Present were Marty and Curt Petska, Chuck Shoemaker, Jordan Ryschon, Carl Schauer, Kent Hornickel, Gene Bredthauer. Sevenker reported that James Knapp was in Texas and would be bidding by phone. Bidding on the Mortensen tract was Curt Petska, James Knapp and Jordan Ryschon. High bidder on the Mortensen tract was James Knapp with a bid of \$15,150.00. Bidding for the East County Farm was James Knapp and Jordan Ryschon. High bidder was James Knapp for \$18,000.00. Bids closed at 11:55 a.m.

Keep Loup Basin Beautiful Director Linda Studnicka was present to request funds for the Hazardous Waste Cleanup collection fee. Studnicka explained they will collect prescription drugs, florescent bulbs, batteries, oil based paint, household chemicals, computer monitors as examples of what they will collect. On motion by Vogeler, seconded by Cetak for Valley Co. to participate in the Hazardous Waste Cleanup, and to allow the \$1,000.00 fee to be paid from General Fund. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. Motion carried.

Recessed for lunch at 12:15 p.m. to reconvene at 1:10 p.m.

Janet Suminski, presented the Treas. Semi-Annual Fund Balance Report with ending balance of \$1,982,976.84 to be published in the Ord Quiz on Jan. 28, 2009. The Treas. Fund Balance report ending Dec. 31, 2008 was reviewed. Board members were informed the Delinquent Tax List will be advertised in February. Suminski explained the Stop Program Agreement and the types of items allowable for the purchase of supplies and education uses by Law Enforcement. Balance in the Stop Program Fund is \$4,725.00. The Pledge Security by the North Loup Valley Bank was accepted for filing. Suminski also explained the County Levy for 2008 is -4.54% less than the 2007 levy while the County Valuation for 2008 increased by 17% more than the 2007 valuation. Suminski cited examples of property values and taxes in the county for the 2007 and 2008 tax years. Sevenker expressed concern regarding the VeraSun Bankruptcy in regard to the personal property taxes due in the amount of \$880,000.00 and County share of taxes due. Suminski reported the taxes are a first lien.

Co. Attorney Glenn Clark reported the Svoboda v. Valley Co. case with the Equal Opportunity Commission found insufficient evidence to support allegations of discrimination and their determination found "no reasonable cause" in the charge against Valley Co. Clark also reported he has received interrogatories on the Walker and Bronson cases.

The Courthouse HVAC System may to be working better since some sensors have been added and moved, but reports to Beckenhauer from courthouse officials regarding the system in each office indicated there were still things out of adjustment and will contact factory technicians to check and monitor the system in the courthouse. Also modifications are needed for additional backup heat in the jail heat pumps.

Sevenker reminded members the about County Board Workshop Feb. 11-13, at the Kearney Holiday Inn, Cullers and Vogeler are registered to attend; NIRMA Annual Conference Feb. 11, Kearney Holiday Inn, Cullers is planning to attend.

Chairman Sevenker presented the board members with a copy of the minutes taken at the Consolidation of Law Enforcement meeting held on January 14, 2009 at the City Hall. Sevenker related items that were discussed at the meeting. He reported that further discussion between the Ord Police Department and Valley Co. Officials determined an oversight committee should be formed to discuss issues between the two departments. The oversight committee would consist of the Valley Co. Sheriff, Chief of Police, members of the City Council and members of the Board of

Supervisors. On motion by VanSlyke seconded by Vogeler to appoint Sevenker, Cetak and Cullers as representatives of the Board to serve on the oversight committee. Yes: VanSlyke, Cetak, Waldmann, Vogeler, Baker. Abstained: Cullers. No: none. Absent: none. Motion carried.

Sheriff Casey Hurlburt was present to request payment in the amount of \$9,000.00 from the Inheritance Fund for in-vehicle video equipment to be reimbursed by a Grant from Highway Safety Commission. On motion by Cullers seconded by Vogeler upon receipt of the Grant funds the money will be deposited back into the Inheritance Fund. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. Sheriff Hurlburt gave an activity report of calls the Sheriff's department has made within the City of Ord. The Board requested Hurlburt submit a case by case report of all calls the Sheriff's department responded in the city of Ord limits. Vogeler complimented Hurlburt on the job the department is doing in the North Loup.

January Claims & Balances report and claims list was reviewed. On motion by Cullers seconded by VanSlyke to approve the claims and fund request for January. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Motion carried. Motion by Baker seconded by Vogeler to approve the Housing Grant request. Yes: Baker, Cullers, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Motion carried.

VanSlyke moved to approve reappoint Becky Trotter and Larry Koelling and to appoint Sharon Iwanski to the Visitors Committee for a four year term seconded by Cullers. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Motion carried.

Baker moved to appoint Michael Schudel to the Extension Board at the request of Scott Brady seconded by Waldmann. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, VanSlyke. No: none. Absent: none. Motion carried.

The NACO Purchasing Card Program was discussed and no action was taken the matter was tabled.

Committee reports were given by Vogeler who has been appointed to the Audit Committee for Mid-Plains, Cetak reported on Mid-Nebr. Individual Services is going well and serves a 22 county area, Cullers reported the change in the requirement that checks issued for more than \$5,000.00 will require two signatures.

Mail folder: Ord Area Chamber invitation meet Caleb Pollard, NIRMA letter on hiring Law Enforcement & Safety Specialist, CNEDD Newsletter, Chamber thank you for membership, email from Mike Dobesh on LB5, Chamber/ED newsletter, VCHS Annual Report, NIRMA Interchange, CNCS Re-Cap.

Meeting adjourned at 3:10 p.m., to reconvene on February 10, 2009 at 9:00 a.m. in regular session. Complete minutes of the January 27, 2009 meeting and an agenda for the February 10, 2009 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned Deputy 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.

Dorrita L. Helm, Deputy Valley County Clerk