

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, January 11, 2005 in their Courthouse meeting room. Sevenker, 2004 Board Chairman, conducted the meeting until the 2005 Chairperson could be elected. Roll call was taken with Ash, Baker, Cullers, Collins, Sintek, Cetak and Sevenker present. The Clerk verified that notice of meeting was properly published and posted. The minutes of the December 28 meeting were questioned with regard to the fencing of the County Farm; however, upon review of said minutes, they were approved as published. The agenda was adopted on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Sintek, Cullers, Baker, Ash. No: none. Absent: none.

Nominations were opened for Chairman. Ash nominated Sevenker, Collins seconded the nomination. After three unanswered requests for for nominations, Collins moved that nominations cease and Sevenker be elected by unanimous ballot, Ash seconded. Carried. Yes: Collins, Ash, Baker, Cullers, Sintek, Cetak. No: none. Absent: none. Nominations were opened for Vice-Chairman. Sintek nominated Collins, seconded by Cetak. No further nominations were offered. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers. Abstain: Collins. No: none. Absent: none.

Following discussion, Resolution 05-01 authorizing an additional \$50 per month for the Chairman was approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Public Comment was given by Larry Koelling regarding a rumor that the hospital was considering a bond issue. He asked if the Board had been contacted regarding this and if they would approve a bond without a vote of the people. He did not think the hospital should be asking for additional tax dollars. The Board responded that they had not been contacted about this and that they felt a bond should be voted on by the people.

Road Supt., Leth reported that a complaint regarding trees on the Lyle Hansen property had been resolved. He also reported: load of salt received another on order, crew is salting today; hauled millings yesterday in Arcadia area; working on 1 & 6 year plan, will present figures at next meeting. Leth confirmed that JEO's bill of \$1853.38 for surveying the Hulinsky property appeared to be justified as some corners could not be found. One of the County's two sanders is having mechanical problems. Radio reception has been bad lately, most of the road crew use their own cell phones. Leth tries to update one radio each year.

Darrell Kaminski, Weed Supt., was present to discuss the Weed Control Plan for 2005. Kaminski will draft a plan to present to the Board at their next meeting. The Board asked that the proposed plan be delivered to the Clerk in time to be included in their packets.

Bethanne Kunz had not arrived for the E.D. Quarterly Report, so the Treasurer's report was given. Treasurer Suminski presented the monthly fund report, one copy with extra detail and the usual condensed report. The General Fund balance is \$251,269.44, Inheritance Tax is \$916,658.15. A Pledged Security was released and replaced by North Loup Valley Bank. Following discussion, Ash moved and Cullers seconded approval of Resolution 05-02 designating County depositories with the Treasurers recommended change in the required market value of pledged securities from 125% to 120% of the amount of the investments over and above the amount insured under the FDIA. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Board of Equalization convened at 10:05 a.m. on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Clerk, Treasurer and Deputy Assessor were present. Treasurer Janet Suminski presented Motor Vehicle Exemption Applications for the following entities, recommending approval for each: Heartland Assembly of God Church, St Johns Lutheran Church, Seventh Day Baptist Church, Mid Nebraska Individual Services. Following discussion, all applications were approved as presented on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none. Following discussion, Sintek moved to approve removing from the tax roles buildings assessed at \$100 or less as the appraisal progresses, seconded by Cetak. Carried. Yes: Sintek,

Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. A letter from Sonny Dimmitt regarding a Real Property Delinquent Notice was presented by Deputy Assessor Arnold. She reported that the property has been removed from the 2005 tax rolls. Following discussion, Collins moved to strike the 2003 and 2004 taxes as requested by Dimmitt in the amount of \$29.40, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Sintek suggested that someone be invited to a Board meeting to explain how the Greenbelt area designation process works. Chairman Sevenker will visit with Assessor Waits regarding this issue. Sintek moved to return to regular session at 10:30 a.m., seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Bethanne Kunz, Executive Director of the Valley County Economic Development Board, presented a handout detailing the activities of the E.D. Board. She also handed out a sheet listing their functions and programs as well as those of the Chamber. Discussion included: contributions to the funding of the E.D. Board by the County, Ord City and Chamber have proved worthwhile with the addition of Timberline, Agland Electric and Cornerstone Manufacturing; repayment of the re-use loan funds has been good; the County Board will be informed of the location of any potential ethanol sites; Leadership Quest tour of the Courthouse was postponed until Thursday, January 13 at 9:30 a.m..

Clerk, Jenette Lindsey, presented the monthly fee report of the Clerk's fees, the quarterly fee report for District Court and the annual report of Ambulance Accts. Receivable prior to 1999. The Ambulance fees that remain to be collected total \$1633.50.

The Lodging Tax letter and printout were inadvertently left out of the Board's packets for the last meeting so it was included on today's agenda. The amount received for October was \$5427.74. Larry Koelling, a member of the Lodging Tax Committee, was present and noted that they are working on establishing requirements that must be met by those requesting funds. He said the Committee meets the first Monday of each month at the Fairgrounds.

Rolland Cronk appeared with information regarding adding an additional 2% Lodging Tax to the original 2% currently collected. The additional 2% could be used for buildings while the original 2% cannot. He stressed that this tax is paid by visitors to the area, not local residents and that many other counties collect it. Cronk advised that a public hearing must be held after which, if the Board elects to institute the tax, they must pass a resolution. The County could not begin collecting the tax until the first day of a calendar quarter and 60 days after the state receives the resolution. Ord Mayor Winterfeld, RC&D representatives, Larry Koelling and Elinor Koelling, and Dan Spilinek, a member of the County Fairboard, spoke in favor of the additional tax. Vicki Bauer, also with RC&D, presented information regarding the Junk Jaunt to illustrate the benefits brought to the area by this successful promotion. Several handouts were presented that described the Junk Jaunt and its impact and information on how Lodging Tax funds can be used. KNLV manager, Gene McCoy and Bethanne Kunz also spoke in favor of the tax. Following more discussion, it was decided that this topic should be placed on the February 8 meeting agenda and a knowledgeable person invited to answer any questions the Board or the public might have.

Discussion was held on billings from Protex Central Inc. and Central Fire & Safety, Inc., the County's current fire alarm and extinguisher inspection companies. Protex Central has made 3 additional service calls this year due to problems with the alarm system and this extra cost was not budgeted. The Board felt that this expense should be budgeted in Building and Grounds but, for now, payment is authorized from the Safety Equipment line item in the Misc. General budget.

Committees were appointed and County Representatives to the various agencies were chosen. County Physicians will be the same as appointed last year with the addition of Dr. Studley, provided they are agreeable. A list of the appointments is on file in the Clerk's Office. Baker wants to get more information on what is required of the County's Rep on the Loup Basin RC&D Council before deciding if he can serve.

Pursuant to the request of the Nebr. Dept. of Roads, it was moved by Collins, seconded by Ash to designate the Ord Quiz as the County's official newspaper.

Each Board member signed the Annual Report of County Officers' Signatures and Seals.

Due to his District Court commitment, County Attorney Cullers missed the early portion of the meeting. He was informed that Supt. Leth had taken care of the tree complaint. Cullers said that his general report items had been covered earlier in the meeting.

There were no Committee Reports.

The following Mail Folder items were available for review: VCH Benefit Invitation, DEQ Grant Info, BCBS Newsletter, Nebr. Engineer Newsletter, EMC Newsletter.

Meeting adjourned at 12:30 p.m., to reconvene on Tuesday, January 25, 2005, at 9:00 a.m. in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the January 11 meeting and an agenda for the January 25 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS MINUTES

The regular meeting of the Valley County board of Supervisors was called to order at 9:00 a.m. on January 25, 2005 by Chairman Sevenker in their Courthouse meeting room. Roll call was taken with Ash, Baker, Cetak, Collins, Cullers and Sevenker present; Sintek absent, excused by Chairman. The minutes of the January 11 meeting were approved as published. The agenda was adopted on motion of Collins, seconded by Ash. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek. There was no public comment.

Bill Clark of Karr Tuckpointing presented a proposal for repair and maintenance work needed on the Courthouse. The proposal included such things as power washing, tuckpointing, caulking windows and repair of terra cotta trim at a cost of \$55,795.00. An estimate received from Karr Tuckpointing in 2001 was \$133,646.00. Clark was unable to explain the difference in estimates, but felt that better equipment and a more stable work force would be part of it. Clark agreed to provide an adjusted quote without the window caulking as the existing windows need to be replaced and caulking would be wasted if they are replaced within a few years. This will be on the February 8 agenda for further discussion.

Road Dept. Secretary, Sandy Simpson, presented the financial report for January, listing all claims. Payroll and accounts payable totaled \$47,151.91. Only \$17,638 remains in the fuel budget.

Road Supt. Leth, presented a map showing that population is growing along the interstate and shrinking elsewhere in the state and said that this may affect future highway allocation funds. Leth noted a music festival is to be held in Sherman County in July. His report included: need new radial tires on motor grader, may need to replace with bias ply until radials become available; maintaining again; inventories half of county road signs each year, ordered 757 signs this year at \$23.66 each, signs last purchased 1965; out of grader blades, purchased 28 additional blades at bid price. Presented One & Six Year Plan and reviewed it with the Board. Ash moved to accept the plan as presented subject to change at the public hearing, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Cetak. No: none. Absent: Sintek. The public hearing for the One & Six Year Plan was set for February 22, at 9:30 a.m. on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Cetak, Collins, Cullers, Baker. No: none. Absent: Sintek.

Since Weed Supt., Darrell Kaminski, was unable to attend this meeting, his written report was delayed until later in the meeting schedule so that Hospital Admn. Neelam Bhardwaj and Hospital Board Chrm. Kara Fischer could present the Hospital Report. Fischer noted a cash increase of \$278,000 due to Medicaid settlement at the end of December, accounts receivable are up, clinic and hospital volume has increased and home health continues to increase. The name of the hospital and clinics has been changed to Valley County Health Systems. The Hospital Foundation is providing new computer system to bring the hospital into compliance with HIPPA regulations. Fischer also reported that satellite clinics are to be staffed with teams of doctors and physician assistants, the hospital is participating in OHS school-to-work program, no smoking policy passed by hospital board, smoking cessation classes to begin in February, and auxiliary thrift shop to open in February.

Nancy Glaubke, Planning & Zoning Admn., reported that the DEQ notice regarding Peterson Farms construction approval was not new construction but part of the process of their original request for a holding pond. The process for subdividing less than 10 acres was discussed. Glaubke noted that the Planning Commission reviews each request very carefully before making a recommendation to the County Board.

The 2005 Weed Control Plan prepared by Weed Supt. Kaminski was included in the packets mailed to each Board member prior to the meeting so they would have opportunity to make additions, corrections or changes. Collins moved to approve the 2005 Weed Control Plan as completed by Weed Supt., Darrell Kaminski, seconded by Cetak. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek.

Sheriff Larry Ronzzo's written fee and activity report for December was reviewed. Notice was given of jail inspection by State Standards Board scheduled for February 4.

The printed Treasurer's report of collections, disbursements and balances for the first half of the fiscal year was reviewed.

Clerk Jenette Lindsey reported IV-D reimbursement from the state of \$149.43 for County Attorney and \$1264.45 for District Court. She also noted receipt of Property Tax Directives 04-6, 05-1 and 05-2 for addition to the Board's copy of the Assessor Manual.

Old business included appointment of a County Board representative to the RC&D Council. Supervisor Baker, who was tentatively appointed at the last meeting, indicated he had not yet checked into the position. Chairman Sevenker indicated he would be willing to serve if Baker had no objections and Baker said he did not object. Also under old business was a finalized agenda, provided to each Board member, for the County Board Workshop on Feb. 9 - 11 at the Kearney Holiday Inn and a letter from State Fire Marshall, Don Fast, approving the recently constructed ADA ramp at the east Courthouse entrance.

Informational items under new business were reviewed, including: notice from NCII of a .88 workers compensation experience rating for the County, a replacement Surety Bond for Citizens Communications for County Easement purposes, State Probation District 17 notice of Valley County's share of their \$27,135.00 budget for fiscal year 2004-2005 in the amount of \$2170.80 to be included in the County's 2005-2006 budget.

A proposed resolution from Region 26, by which the County would give their approval for Region 26 to apply for Homeland Security Grants on behalf of the County's first responders, was discussed. Region 26 Emergency Manager, Alma Beland is asking for the resolution to facilitate the timing of the grant application on behalf of all the counties represented by Region 26. The resolution presented by Region 26 was numbered 05-03 and passed on motion of Ash, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Cetak. No: none. Absent: Sintek.

The request of KNLV Station Manager, Gene McCoy, to have KNLV appointed the County's official radio station was granted on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek.

January claims were approved on motion of Collins, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak. No: none. Absent: Sintek

Following discussion, the deadline for accepting applications for Wozab Grant Funds was set as March 18, 2005 on motion of Collins, seconded by Ash. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek. The Clerk was directed to publish the notice regarding applications twice in February.

Plans from Jim Cannon for remodeling the existing first floor restrooms to make them ADA compliant were discussed. Attorney Cullers will contact Cannon and ask that the plans be submitted to the Fire Marshall for approval and that he look at including a laundry room for the Sheriff.

A copy of a letter drafted by the County Clerk and approved by the Chairman expressing the County's opposition to proposed legislation, LB399 eliminating the Inheritance Tax, was reviewed by the Board. The hearing on LB399 was to be held today, so the letter had to be sent prior to the meeting. County Attorney Cullers explained that after deductions and allowances the remaining estate is taxed 1% for Inheritance Tax.

The County Attorney had no report.

Some of those present and participating in the discussion of the Lodging Tax issue were: Laura Young, Madison County Convention & Visitors Bureau; Kent Helm, Ord Area Chamber; Larry Koelling, Valley County Visitors Committee; and Rolland Cronk. Helm stressed that the Ord Area Chamber represents the area, not just the city. He presented handouts illustrating the work already done by the Chamber on behalf of tourism and a proposal that the County contract with the Chamber to assist the Board and the Committee in administering the Lodging Tax Funds by providing a contact point for people with questions regarding the County's tourist attractions, events, or lodging and to coordinate efforts to promote the area. Helm supported the additional 2% lodging tax for Valley County and said that 11 counties already have it. Koelling said he felt the Committee has done a good job but that they had failed to promote what they have done so people are not aware of it. Young said she spent a lot of time educating herself when she first started and stressed that the purpose of the lodging tax is to bring people into your area. In order to do this, you must advertise outside a 100 mile radius of the area and information regarding your area must be accessible to the public. Following further discussion, it was decided that the Visitors Committee, the Chamber and several Supervisors would meet to discuss the issue and report to

the Board at the next meeting, at which time a public hearing date could be set. Jane Zadina will coordinate the meeting.

Under committee reports a short discussion was held regarding MNIS and Mid-Plains.

Meeting adjourned at 12:45 p.m., to reconvene on Tuesday, February 8, 2005, at 9:00 a.m., in regular session, and at 10:00 a.m. as Board of Equalization. Complete minutes of the January 25 meeting and an agenda for the February 8 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session on Tuesday, February 8, 2005 at 9:00 a.m. in their Courthouse meeting room. Chairman Sevenker called the meeting to order and roll call was taken with Sevenker, Cetak, Sintek, Collins, Cullers, Baker and Ash present. The minutes of the January 25 meeting were approved as published. Collins moved to adopt the agenda as presented, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. No public comment was offered.

Road Supt. Leth was absent due to illness. He had informed Chairman Sevenker by phone that his crew would be maintaining this morning and that he had attended a meeting regarding an ethanol production facility. A notice received from JEO Consulting Group, the County's Surveyor, regarding a request to establish section corners in Eureka Township was discussed. At this time, the Clerk also presented a billing statement for \$4112.50 received yesterday from JEO for corners established in Elyria Township. This would appear to be part of the Hulinsky property survey for which the County has already paid \$1853.38, bringing the total cost of this survey to \$5965.88. Discussion was held regarding the increase in the number of surveys billed to the County since JEO was appointed compared to the number of surveys billed prior to their appointment. County Attorney Cullers advised that the County is responsible for establishing section and half-section corners. Chairman Sevenker will speak to Tom Krueger of JEO prior to the next meeting and this is to be included on the next agenda.

Sheriff Ronzzo was not on the agenda, but asked to address the Board and Chairman Sevenker agreed. Ronzzo said a false rumor has been started claiming Deputy Dunn assaulted his wife, was put in jail and was out on work-release. He wanted the Board to know this was completely false. The Board thanked him for keeping them informed. Sevenker asked Ronzzo about the scheduled Jail Standards inspection and was told it has been delayed until Thursday but the Fire Marshall has inspected the jail and it passed.

The Clerk's reports of District Court Fees and County Clerk fees were presented.

Rolland Cronk, County Custodian, reported: contacted Wadas regarding non-working District Courtroom radiator, awaiting estimate; timer on boiler not yet installed, may be able to pay out of next budget year; Augustyn to estimate wiring in ground floor restrooms; electrical work on west entry light, shorted out due to lack of supporting chain; seeking estimate on timer for outside lights; current outstanding bills will likely deplete this year's repair budget.

Karr Tuckpointing proposal of \$55,795 was discussed regarding the deduction of \$3,754 for window caulking. Following discussion, the Clerk was directed to contact the company for references on work they did five to ten years ago, to indicate the County is seriously considering their bid and to get a commitment date in order for the work to be done this fall or next spring.

Sevenker asked Attorney Cullers to report on the handicapped restrooms at this time since Custodian Cronk was present. Cullers reported that Cannon felt the addition of a washer and dryer for the Sheriff's Office might make a unisex restroom a better option than making over the existing restrooms. Cannon proposed that he find out if the Fire Marshall would approve a unisex restroom and, if approved, draw plans for it in addition to plans for the existing restrooms. Following discussion, Cullers was directed to proceed with having Cannon look into the unisex restroom. Cullers asked Custodian Cronk to measure the current evidence room, the proposed site of a unisex restroom, and make a rough sketch to send to Cannon.

The Weed Control Contract with Darrell Kaminski was renewed for another year at an annual salary of \$12,600 on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Sintek, Cullers, Baker, Ash. No: none. Absent: none.

Anne Clausen's letter requesting a donation to the 2005 After Prom Party Committee was discussed. The Board supported the idea, however, questioned the use of tax dollars for this and noted they would want to treat all County high schools the same. It was concluded that the County could not contribute. Supervisor Baker will inform the Committee..

Following discussion, the Board indicated they were not interested in the waste tire cleanup bid proposal from The Tire Cutters, Inc. at this time.

Larry Koelling, Valley County Tourism Committee member, reported that Todd Kirshenbaum of Nebr. Tourism & Travel was unable to attend today's meeting due to the weather. He said that the Committee met last night and began work to clarify their duties and update the by-laws. Todd Fischer and Stephanie Copp of the Ord Area Chamber attended the Committee meeting. The Board indicated their desire to have more involvement in the grant approval process as well as their concerns about implementing an additional 2% lodging tax without a plan in place to provide for utilization of the original 2% tax. All agreed that a regional concept was necessary to best promote tourism in the area. Rolland Cronk, Deb Eppembach and Cathy Bruha spoke on the issue. Discussion included: need of a recognizable contact point for people outside the area & state; internal conflict for Chamber members who are tourism business owners; RC&D more regional but less recognizable outside area & state; Chamber already fields tourism calls, prepares and sends information on request; RC&D does not usually get involved on a permanent basis with one member County; a public hearing must be held at the February 22 Board meeting in order to implement the additional tax by July 1, otherwise it would be October. It was determined that a public hearing could be held without committing the Board to implementing the additional tax. The Chamber could draw up a proposed contract for the Committee's review and presentation to the Board at the February 22 meeting. Cetak moved, Cullers seconded the motion to set a public hearing on the additional 2% lodging tax for 11:00 a.m. at the February 22, 2005 Supervisor's meeting. Carried. Yes: Cetak, Cullers, Baker, Ash, Sintek, Collins. No: none. Absent: none. The Clerk was instructed to place the Advisory Committee's recommendation on the agenda prior to the hearing.

The following items were reviewed: County Attorney IV-D reimbursement of \$3579.87; Central District meeting hosted by Greeley County on March 17 at the Kearney Ramada Inn, pre-registration deadline Feb. 24; County Board Workshop Feb. 9, 10, 11, Kearney Holiday Inn; January Expenditures Summary Report.

Bethanne Kunz presented information regarding the impact to the area of an ethanol production facility and requested, on behalf of Valley County Economic Development, that the Board adopt a resolution supporting such a facility. She explained that community and area support must be shown in order to meet state requirements. On motion of Collins, seconded by Ash, Resolution 05-04, as drafted by Attorney Tom Kruml in support of the recruitment and establishment of an ethanol production facility in the County, was adopted. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

The billing statement for membership dues from Central Nebr. Economic Development District in the amount of \$2439.00 (\$1.50 per 1,626 rural Valley County population) was discussed. Bethanne Kunz, Secretary/Treasurer for CNEDD, explained that, in addition to writing grants for members, they also administer surveys and will help members search out available grants. She offered to contact Heidi Phillips, Executive Director of CNEDD and request that she appear at a Board meeting to explain the services they offer. Cullers moved and Baker seconded the motion to approve paying the membership dues for another year. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

County Attorney Cullers had reported on the handicapped restroom issue earlier. He said he is currently reviewing the County's interlocal agreements at the request of the Clerk and the County's Personnel Policy is on his agenda to update. Search warrants were served last week as the result of a citizen tip and some meth and marijuana were found. He encouraged citizens to report any suspicious activity. Supervisor Ash received a letter of complaint regarding the timeliness of Cullers handling of a child support modification case. Cullers acknowledged that it had taken longer than he would have liked, partly due to the payor living in California and the extra time it takes to make the required out of state contacts. Cullers felt the complainant's calculations of support lost due to the length of time the case took were not accurate.

Supervisor Helen Cullers reported on the Region III meeting she had attended and indicated that Randy McCall and Beth Baxter of the Governing Board would be willing to speak to the County Board regarding Region III. Her report included some of the programs supported by Region III funds and she noted that \$3900 was awarded to 39 groups, one of which was Ord, to support post-prom parties.

Supervisor Ash reported that Mid Plains was discontinuing their Youth on Track program and replacing it with a detoxification program.

Meeting adjourned at 12:10 p.m., and will reconvene on February 22, 2005, at 9:00 a.m., in regular session, and 10:00 a.m., as Board of Equalization. Complete minutes of the February 8 meeting and an agenda for the February 22 meeting are available for 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 the 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

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room at 9:00 a.m. on Tuesday, February 22, 2005. Roll call was taken with Collins, Cullers, Sevenker, Sintek, Ash, Baker and Cetak present. The Clerk verified notice of meeting and the minutes of the February 8 meeting were approved as published. Since the County Attorney had to leave at 10:00 a.m., Chairman Sevenker asked that the agenda be amended to allow Cullers to present and explain the proposed County-Chamber agreement and the proposed resolution for a Visitors Improvement Fund and additional 2% Lodging Tax. Sintek moved to revise the agenda to hear Cullers presentation regarding item 8B immediately following public comment and to adopt the agenda as revised, seconded by Baker. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none.

Public Comment: Rolland Cronk expressed his interest in serving on the Toursim Advisory Committee.

Cullers presented the proposed agreement and resolution regarding tourism and the additional 2% Lodging Tax. Representatives from the Chamber and the Tourism Committee met with him to work out the agreement. He explained that the agreement outlined the duties and obligations of the Chamber and the County, however, the amount and method of payment was left open. The Chamber favored a set amount, the Committee a percentage of the collected tax. Further discussion will be held later in the meeting.

Sandy Simpson, Road Dept. Secretary, reported on Road Claims and Balances for February, noting the larger expenses were fuel, grader blades and gravel. The fuel budget is low and the overall budget will be tight, but it should be sufficient to the end of the fiscal year.

At 9:30 a.m. the Public Hearing for the 1 & 6 Year County Road Plans was held as advertised. Road Supt. Leth had presented the plans to the Board at the January 25 meeting. No one was present to testify against the plans. It was moved by Ash, seconded by Cetak, to approve Resolution 05-05 adopting the 1 & 6 Year Plans as presented at the January 25 meeting. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none.

Randy Adamek appeared to ask if a portion of a County road could be closed so that he could put up a gate to try to stop theft. Adamek was advised that he will need to present a petition signed by 10 or more electors residing within a 10 mile radius agreeing to the road closing, the Board will then request Leth to do a study of the road and a public hearing date will be set, after which hearing the Board can act on the request.

Tom Krueger of JEO Consulting Group, Inc., the appointed County Surveyor, appeared to answer questions regarding the County's liability survey costs. The Board was concerned because the number of surveys has greatly increased over the last few years. Krueger noted that State law requires the County to pay for section and quarter section corners that cannot be found and are necessary to accomplish a private survey.

Road Supt. Leth's general report included: notice of new Federal Highway Administrator; changes in bridge inspection regulations, printed copy of changes available for review; most proposed legislation affecting highway allocations has gone in County's favor; LB 221 changes landowner responsibility for tree trimming from 8 feet to 15 feet and the deadline for mowing from August to Sept.; Michelin tires for motorgraders no longer available, may have to try Continental which do not last as long; closing of Howard Tire will affect County costs; looking at prices of asphalt; discussion of spraying weeds around bridges and where to budget cost, Board advised spraying should continue and should budget in Weed Fund; discussion of cutting and hauling trees, Board advised landowners should be notified before trees are cut, trees should be piled over fences for landowner disposal. Supervisor Baker reported a complaint of standing water in a field and a request to deepen road ditch to promote drainage and asked how he was to handle such complaints. Board advised the usual practice is to advise Leth and report to Board at next meeting.

Chad Martinsen is ill and will present his report at a future meeting.

Hospital Administrator, Neelam B. Bhardwaj, presented the Hospital report. The number of inpatients and nursing home patients continues to increase. The use of agency staffing has been cut by about 90%. A 4% employee pay increase was given last month, it has been 3 years since the last increase. The Nursing Home is in

full compliance with HHS requirements following their annual survey and the fire marshall also found total compliance. A grant received through Good Samaritan Hospital provides "tele-trauma service" which allows trauma physicians in Kearney to aid local physicians with trauma patients. The Valley County Hospital and the Extension Service are providing an educational event on meth. The Hospital is participating with all schools in the area for the job shadowing program. The software project necessary to meet HIPAA requirements was approved by the Hospital Board in January and is to be funded by the Valley County Hospital Foundation. It is hoped the project will be completed by March 18. On February 10 a child car seat safety check up was held. Twenty-six were checked, 13 were inappropriate and replaced free of charge. They hope to do this twice a year. To improve care quality and patient satisfaction, follow-up calls and patient surveys are being conducted.

James Knapp appeared to ask the Board to reconsider their decision on reimbursement for the fence he constructed on the County Farm property he leases. The Board only reimbursed the portion of the fence adjoining Don Wagner's property. Following discussion, the Clerk was instructed to put this item on the next meeting agenda to give Supervisors Cullers and Baker a chance to view the fence and the property.

The proposed agreement between the County and the Chamber regarding tourism promotion was discussed. Koelling suggested the amount should be 20% of the total tax collected which, estimating the tax to be \$20,000, would provide \$4000 for the Chamber. Helm felt that the Chamber needed a fixed amount for the first year in order to assure that they could provide the required services and then renegotiate the agreement next year. He advised that the estimated cost would be \$12,567 but the Chamber would be willing to accept a fixed amount of \$7000 for the first year. Following discussion, Chairman Sevenker suggested a fixed amount of \$6000 for the first year, to be taken from both the Visitors Improvement Fund and the Visitors Promotion Fund. Koelling agreed to that amount if it were capped at 30% of the total tax collected from both funds and Helm agreed to that amount and condition for the first year.

At 11:15 a.m., the Public Hearing for the establishment of a Visitors Improvement Fund was held. No testimony was given against the proposal. The two parts of Resolution 05-06 were approved in separate motions. Part one, establishing the Visitors Improvement Fund, was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Part two, implementing the additional 2% Lodging Tax, was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The agreement between the County and the Ord Area Chamber was approved to begin April 1, 2005, at \$6000 per year with a cap at 30% of the total tax collected, on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Cullers, Collins, Baker, Sintek, Cetak. No: none. Absent: none. Heloise Bresley thanked the Board on behalf of the Historical Society for implementing the additional tax.

Treasurer, Janet Suminski, gave her report of month-end fund balances, noting that a transfer of funds will probably be needed for the Road Fund next month. Motor Vehicle Tax used to be divided between all entities, now only goes to the General Funds of the County, Schools, and City. She also provided a copy of the semi-annual fund report she is required to publish. Delinquent tax sales will be held March 7th.

The Sheriff's report was presented by Secretary, Wendy Bronson. In addition to the regular monthly report of fees and activities, she had prepared year-end reports and provided statistical printouts for the year regarding arresting agency statistics, jail statistics, and prisoner statistics. At Bronson's request, the Board moved into executive session at 11:45 a.m. to discuss a personnel issue on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none. The Board moved back into regular session at 11:50 on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Chairman Sevenker said that County Attorney Cullers was preparing a statement regarding the health of Sheriff Ronzzo.

Supervisor Cetak left the meeting at 12:00 noon.

Kayla Hinrichs appeared to request County Board approval of the appointment of Jane Zadina to the Extension Board. Lori Bush and Kiley White are the other two Valley County members of the Area Central Four Extension Board which is comprised of 4 counties. Collins moved to approve the appointment of Jane

Zadina to the Extension Board, seconded by Ash. Carried. Yes: Collins, Ash, Baker, Cullers, Sintek. No: none. Absent: Cetak.

February Claims & Balances Report was presented and February Claims were approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Ash, Baker, Cullers. No: none. Absent: Cetak.

Discussion was held regarding the expiring terms of three members of the Tourism Advisory Committee: Jeanne F. Fells, Janet Cox and Larry Koelling. Collins nominated Rolland Cronk to replace Koelling as both were owners of lodging establishments. Ash, Sintek and Baker felt that Committee members should not be changed at this time due to the implementation of the additional tax and the new agreement between the Chamber and the County. Collins then rescinded his nomination of Cronk. Sintek moved to reappoint the three members whose terms were expiring and Baker seconded the motion. Carried. Yes: Sintek, Ash, Baker, Cullers. No: Collins. Absent: Cetak.

Chairman Sevenker left the meeting at 12:10 p.m., turning over the Chair to Vice Chairman Collins.

Supervisor Cullers presented a report on the recent County Board Workshop. Discussion included the advisability of membership in the National Association of Counties and the need for people to testify to the legislature regarding the Inheritance Tax issue.

Meeting adjourned at 12:25 p.m., to reconvene on Tuesday, March 8, 2005, at 9:00 a.m. in regular session, and 10:00 a.m. as Board of Equalization. Complete minutes of the February 22 meeting and an agenda for the March 8 meeting are available in the County Clerk's Office.

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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met Tuesday, March 8, 2005 in their Courthouse meeting room in regular session. The meeting was called to order at 9:00 a.m. and roll call was taken with Sintek, Sevenker, Cullers, Collins, Cetak, Baker, and Ash present. Notice of meeting was verified and minutes of the previous meeting were approved as published. Collins moved to adopt the agenda, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. No public comment was offered.

Road Supt. Leth presented information regarding the cost of guardrails and lights at the Y intersection on the Sargent road in response to a request received from Roland Shafer of 2nd Wind Events. Following discussion, the Board asked that Leth and County Attorney Cullers seek advice on this issue and report back to the Board. Leth also noted a letter from the Nebr. Dept. of Roads regarding the Statewide Transportation Improvement Plan and the opportunity to review the plan and comment on it. The Road report included the following: purchased 4 Michelin Tires from Garrett Tires in Kearney for \$3400; ordered miscellaneous culverts; price of steel continues to go up; discussed overwidth permits, County does not issue them and Board advised to continue that policy; started project C88-232B north and west of Arcadia; fuel budget is under \$10,000; no local tire repair available, Board advised use whoever is most reasonable.

The Public Hearing for the Home Buyer Grant program was opened at 9:30 a.m. as advertised. Trine McBride of CNCS was present to explain the program. No one appeared in opposition to the program. Following the explanation and discussion, Collins moved to approve Exhibit B, Resolution authorizing the Chairman to sign the forms required to effect acceptance of the grant application, seconded by Ash. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none. McBride presented 3 additional documents for Board approval: Exhibit C Applicant's Statement of Assurances and Certifications; Exhibit D Residential Antidisplacement and Relocation Assistance Plan; and Exhibit E Citizen Participation Plan. Cetak moved to approve Exhibits C, D and E, seconded by Cullers. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Notice was published requesting bids to assist the County with general grant administration, housing specialist services and lead based paint specialist services for the proposed affordable housing program. A request for proposal was also mailed to 3 specific entities or individuals. The only bid received was from Trine McBride, Community Economic Development Director for CNCS. The bid was opened and discussed. Ash moved to accept the CNCS bid, Cullers seconded the motion. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

At 10:10 a.m. the Board of Equalization was convened on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. The Clerk was present, the Assessor was absent. Appraiser Chad Martinsen reported that he was almost finished updating Ord Township and asked what area the Board wanted him to update next. The Board advised that he work from north to south to complete the County-wide update. Deputy Assessor, Pam Arnold, was asked to appear for discussion of the Notice of Taxable Status of County owned property. Arnold explained that the only changes were due to the use of a portion of the County Farm for Agland Electric and Cornerstone. Nebr. Dept. of PAT Directive 05-3 regarding the Abstract Extension Procedure was reviewed. She also indicated that Larry Rexroth was coming in to help them prepare the abstract in time to meet the state deadline. The Board moved back into regular session at 10:25 a.m. on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

Chairman Sevenker agreed to hear item 11B at this time to avoid a lengthy wait for Bethanne Kunz, Valley County Economic Development Director, who was present for the Public Hearing on the Affordable Housing Grant. Kunz presented, for Board approval, a Proclamation supporting community development and declaring March 28-April 3, 2005 Community Development Week in Valley County. She said a similar one would be presented to the City of Ord. The proclamation was approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

The County Farm fencing issue was moved up on the agenda as James Knapp was present. Baker and Cullers had viewed the fence. Baker said he figured the cost of fencing on the property owned entirely by the

County was \$1246 and that the fence should last 50 years for a cost of \$25 per year. He said by using 3 inch posts and 1 less wire the savings would only be \$259. The cost of the fence on property owned by the County and Knapp was \$1178. Cullers noted that proper procedure was not followed so that the County had no opportunity for input as to the type and cost of the fence and she questioned the precedent set by paying for it under these circumstances. Baker felt the County should pay the \$1246 for the fence sitting on property owned entirely by the County. Cetak moved to leave it as previously decided by the Board, paying 1/2 the cost of the fence adjoining the Wagner property. Collins seconded the motion. Not Carried. Yes: Cetak, Collins, Sintek. No: Cullers, Baker, Ash, Sevenker. Absent: none. Ash moved to pay the \$1245.94 cost of materials for the fence that is entirely on County property, seconded by Baker. Not Carried. Yes: Ash, Baker. No: Cullers, Collins, Sintek, Cetak. Absent: none. Cullers moved to reimburse \$700 for the cost of materials for the fence that is entirely on County property, seconded by Ash. Carried. Yes: Cullers, Ash, Collins, Sintek, Cetak. No: Baker. Absent: none.

Receipt of the farm rent less \$414, the County share of the water charges, was noted and approved.

County Clerk, Jenette Lindsey, presented reports of February fees for District Court and Clerk's Office.

Treasurer, Janet Suminski, reported the February Fund Balances, noting \$205,987.54 in the General Fund, \$52,036.02 in the Road Fund and \$919,463.47 in the Inheritance Tax Fund. It is likely that a transfer will be necessary from General Fund to the Road Fund next month. She also noted that the Airport checking account is at \$1575 and the bond payment is due March 15, 2005. Suminski asked for Board approval for closing some County Offices from 9:30 a.m. to 11:30 a.m. on Friday, March 11 for an employee training session. She apologized for not providing more notice. The training would be provided by Janet Hanna through the Garfield County Extension Office and is concerning public and co-worker relations. Each participant receives a booklet and the cost is \$5.00 per person to be paid out of each office budget. She would like to schedule some type of training at least annually. Following discussion, Ash moved to approve closing the offices participating in the training from 9:30 a.m. to 11:30 a.m. on March 11, 2005, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Karr Tuckpointing response to the County's request for commitment deadlines and references from work done 5 to 10 years ago, which was postponed from the last meeting, was discussed. The Clerk was directed to write letters to three of the references from Nebraska seeking their opinion of the company's work. Baker said he knew the Clarkson Public School Supt. who was among the listed references and suggested a letter be sent to them. The commitment deadlines provided by Karr are July 1, 2005 for completion this fall and January 1, 2006 for completion next spring.

The handicapped accessible restroom plans, drawn up and submitted to the Fire Marshall by Jim Cannon, were discussed. The Board will await further word from Cannon.

Supervisor Cullers reported that in following up on information regarding benefits provided by membership in the national county organization, NACo, she was not convinced that the discount prescription card would be of much benefit locally. Following discussion, it was decided that no action would be taken with regard to membership this year.

The Board reviewed the letter from the Dept. of Revenue noting that the County has complied with all of the requirements for establishing the additional 2% lodging tax for improvements and that the tax will be implemented on July 1, 2005.

The Adoption Agreement with First Concord Benefits Group for the County's Cafeteria Plan was discussed. The Board authorized the Clerk to sign the agreement.

Notice of Counties' Legislative Day on Thursday, April 7, 2005 was discussed. The Clerk was directed to place this on the next agenda.

County Attorney Cullers provided an updated agreement between the County and the Chamber for the Chamber's services on behalf of Tourism in the County to include those items agreed upon at the February 22, 2005. He noted an effective date of February 22, 2005 was added and the compensation to be paid to the Chamber was shown as \$6000 or 30% of the lodging tax collected for the year, whichever is less. There was discussion on whether the compensation was listed correctly with regard to the percentage being less than \$6000 or if the Chamber was meant to receive more than the \$6000 if the 30% figure was larger. Cullers is to meet

with the Chamber and the Tourism Advisory Committee to clarify this issue. Cullers also presented a petition form he had developed for use by a person requesting the closing of a County road. Making this form available to the requester, either through the Road Office or the Clerk's Office, should help facilitate the somewhat lengthy procedure required by statute.

There were no committee reports, however, Ash reported that Sintek had attended his first Region 26 meeting and Sintek indicated it was very informative.

Mail folder items were available for review.

Chairman Sevenker indicated that agenda item 11F, Personnel Issues, should be discussed in executive session. At 11:45 a.m., Cetak made the motion to go into executive session for the purpose of discussion of personnel issues, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. At 11:50 a.m. Sintek moved to return to regular session, seconded by Cetak. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none. No action was taken by the Board as a result of the executive session.

Each Board member filled out the required Financial Interest Statement and returned it to the Clerk to be mailed to the Accountability and Disclosure Commission by April 1, 2005. Their past filings were available for review to determine if deletions or additions were necessary.

Meeting adjourned at 11:55 a.m., to reconvene on Tuesday, March 29, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the March 8 meeting and an agenda for the March 25 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:05 a.m. on Tuesday, March 29, 2005 in the Courthouse Boardroom. Roll call was taken with Baker, Cetak, Collins, Cullers, Sevenker, Sintek and Ash present. Notice of meeting was verified and the minutes of the previous meeting were approved as published. The agenda was adopted on motion of Collins, seconded by Ash. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Road Claims and Balances report was given by Secretary Sandy Simpson. March payroll was \$32,130.65, accounts payable were \$15,708.79. The larger expenses were 4 Michelin tires, asphalt sealer, oil and gravel. The cost of gravel will likely be up next year due to higher gas prices.

Road Supt. Leth reported that a county truck was ticketed because gravel was showing above the top of the truck. The truck was not overloaded. This truck was ticketed before because water was running off the gravel. The state has received the county's 1 & 6 Year Plan. The federal bridge inspector wants an update of bridge inspections which would require counties to hire an engineer and would be costly. Federal funds may be available to help with this, he will find out more at their mid-year meeting. Discussed increased use of Haskell Creek Road and Pizza Hut Road due to detours for highway projects. Discussed request for guard rails or lights on Sargent Y. Leth said there is the possibility of federal help if it's considered a safety project. County Attorney Cullers reported on his research regarding County liability saying that there is no way to predict what may happen and the circumstances surrounding an accident play a role in determining liability, such as excessive speed or alcohol. Use of lights during festivals was discussed and a motion was made by Ash, seconded by Baker to install 4 high intensity, blinking lights at an estimated cost of \$400 each during the festivals. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. At the suggestion of Supervisor Ash, the Board set 1:00 p.m. on April 12, 2005 to tour the County roads.

Sheriff Ronzzo presented the Fees and Activity reports for February. He has been working 2 hours a day and hopes to be back to full time by April 20th if all goes well. The Board expressed their good wishes for his recovery. Discussed housing Valley County's female prisoners in Broken Bow at a cost of \$45 per day because housing a female prisoner in Valley County's jail requires leaving a bed vacant.

Nancy Glaubke, Planning & Zoning Admn., reported that the winter months have been slow but activity usually picks up in the spring. Ads reminding people of the need for zoning permits are run 3 times. Discussion of person building home in rural area requesting road maintenance. If requester pays for road upgrade, County must maintain; however, requester can sign a deed restriction stating that the County will not be asked to improve the road and this restriction is required to stay with the property if it is sold.

The Board of Equalization was convened on motion of Sintek, seconded by Cetak at 10:05 a.m.. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. The Clerk and Deputy Assessor were present.

It was noted that Assessor Waits had applied for an extension of the required filing date for the county assessment rolls, however, the request was dismissed as the assessment rolls were completed on time. The list of organizations applying for tax exemption and the requirements to qualify were reviewed. Matt Olberding and Curt Sikyta were present to testify for GLVA and Al Curry was present to testify for the Elks building. Sikyta testified that the GLVA property was owned by a charitable organization, that no profit is taken from it and that they are working toward building a fitness center and gym on the property. Curry testified that the valuation of the Elks building was too high and that, since part of the building is now leased, it needs to be apportioned to separate the leased portion. Following discussion, it was decided that no action would be taken on any of the properties at this time and that a new hearing date would be set for the April 26, 2005 meeting at 10:00 a.m.. At 10:30 a.m., Collins moved to return to regular session and Sintek seconded the motion. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Hospital Admn., Neelam B. Bhardwaj, reported that admissions were down in February but home health was up and cash collections were higher. Cutting back on the use of agency staffing has helped keep expenses down. The year to date loss for this fiscal year is \$272,800, at this time last year it was \$486,000. The computer project is expected to be finished by Friday. The Hospital Board approved leasing a hematology analyzer as the old equipment is no longer reliable. A neighborhood concept is being developed for the nursing

home as well as more customization of the rooms and assigning the same staffing personnel to an area to promote better relationships, socialization and morale. Community education programs have been held on heart disease, cholesterol and blood pressure screening and programs on colon and rectal cancer as well as one on meth education and awareness are planned. Open houses were held at the Erickson and North Loup Clinics. She praised the efforts of Hospital employees in raising funds for a new sign. Dr. Studley has resigned effective June 1, 2005 to work as an emergency room physician in Beatrice where his wife's family lives. Since he did not fulfill his contract, he will be required to repay the house loan and signing bonus he received. The Hospital is participating in the job shadowing program for area high schools April 4 through the 8. The possibility of establishing clinics in Arcadia and Loup City is being investigated.

Treasurer, Janet Suminski, gave her report which included a certification closing the public sale of delinquent real estate taxes, a listing of the taxes sold which totals \$50,738.17, certification of remaining delinquent taxes, new county tax sale certificates and special assessments and a list of foreclosures. Resolution 05-08, authorizing and directing the County Attorney to institute proceedings to recover all delinquent real estate taxes, assessments, etc., which are delinquent for two years or more, was adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Suminski is researching changing the number of required years of delinquency from 2 to 5 years.

Kent Helm, Ord Area Chamber and Larry Koelling, Lodging Tax Advisory Committee were present to clarify the agreement by which the County is to pay the Chamber for services pertaining to the promotion of tourism. Helm and Koelling agreed that the Chamber will be paid a flat fee of \$6000 for one year in quarterly installments with the first installment due in April. The amount will be renegotiated next year. Since there are not sufficient funds remaining in the Lodging Tax Fund budget to pay the first installment in April, the Board agreed to pay the first installment from Inheritance Tax Funds, to be reimbursed by the Lodging Tax Fund out of the 05-06 fiscal year budget, on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Ash moved to approve the agreement at \$6000 per year, paid quarterly beginning in April and Collins seconded the motion. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Custodian, Rolland Cronk, reported that during the high winds on March 10 or 11, a storm window from the third floor fell out over the east side entrance. The screws that attach the windows are pulling out and there are ten or more additional windows that are not secure. He has made temporary repairs but advises a more permanent solution is needed. He talked to Paul Markowski and the city is willing to loan a lift truck but they will not provide a person to work from the bucket. The Board suggested that he contact the REA to see if they could help. Cronk also reported that 93% of his lawn care budget has been used. He asked that lawn work be started as late in the season as possible. Following discussion, the Board agreed to continue the lawn care contract with Collier for another year at the same rate and they also agreed that the lawn would not be power raked this year. The Board offered no opposition to ExtraOrdinary Days activities use of the Courthouse steps and grounds or to having the Courthouse restrooms available for public use. The Board also agreed to giving the brochure racks from the School Supt. Office to the Lodging Tax Advisory Committee for their use if they wanted them. Koelling is to look at them and decide if they would be usable.

Discussion of the Karr Tuckpointing proposal is delayed until the next meeting agenda along with further discussion of the Courthouse windows.

Gary Streeks, BCBS Rep., reported that this years increase looks to be between 3 and 5 percent. The rates and the master group application will be out earlier this year, perhaps by late April. New options are to be offered, including higher deductible options and a health savings account. The average age of NACO active employees has dropped 5 years, due in part to participation of cities and municipalities which should help on the rates. Streeks asked to be notified if the Board looks at other insurance options. Several counties have opted for partial self-funding contracts and three of them have come back to BCBS even though they face a 25% surcharge if their health history is not good. If possible, he will be back when rates are released.

Chuck Cone, Admn. Loup Basin Public Health Dept., reported that he is attempting to appear before each of the 9 County Boards that make up the LBPHD. He handed out pamphlets to each Board member and explained that among the services they perform are school surveys of attendance, hospital surveys for influenza,

the Kids Connection and Medicare programs once administered by CNCS. They worked with Valley County Hospital to set up flu immunization clinic and worked with the Central Dist. Health Dept. to receive vaccine during the shortage and over 200 people were vaccinated. He plans to report to the Board on an annual basis.

Cone also represented the request to use the Courthouse lobby for health awareness display during the first two weeks of April for Public Health Month. The Board approved the request on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Tom Kruml and Gaylord Boilesen spoke regarding the effort to attract an ethanol plant to Valley County. It is not their intent to keep information from the Board or the public, however, the prospects require a certain amount of secrecy. Three prospects have been hosted. Some of the issues they look at are roads, streets, available corn, number of cattle, incentive package, trucks and railroad. There are two types of ethanol plants, wet milling and dry milling. Dry milling cuts down on the odor and this is the type of plant that is looking at this area. Planning and Zoning requirements would not apply if TIF is used. They noted that the construction phase of such a project would also be a big economic boost to the county.

County Attorney Cullers presented a proposed agreement between the city and county to authorize City Police Officers to patrol within a one mile radius of Ord. He also had prepared resolution and petition forms for vacating a county road. Having forms on hand should help to streamline the procedure.

The following informational items were noted: Chainsaw Safety & Sawmill Demonstration April 7 at the Fairgrounds, USDA announcement of Preserve America Initiative regarding community facility funding, County Lodging Tax of \$628.90 for January, and JEO was paid \$4717.00 from the Inheritance Tax Fund.

March claims were approved on motion of Collins, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

A letter of support for continued federal funding of RC&Ds was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. A letter opposing proposed legislation to consolidate the County and District Courts was approved on motion of Baker, seconded by Ash. Carried. Yes: Baker, Ash, Cetak, Sintek, Collins, Cullers. No: none. Absent: none.

Supervisor Cullers presented a written report for Region III. Her report noted that Region III will now be titled Region 3, that 27 mini-grants were awarded by Region 3 in 2005 to community based organizations but there were no requests from Valley County organizations, and that contacts to Region 3 need to be established for North Loup, Arcadia and Elyria.

Supervisor Sintek showed a 12 minute video entitled "Nebraska Livestock, We're All Shareholders" which demonstrated the importance of the livestock industry to the state's economy. The video will be left with the Extension Office for use by the public.

Meeting adjourned at 1:20 p.m., to reconvene on Tuesday, April 12, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the March 29 meeting and an agenda for the April 12 meeting are available 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 the 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, County Clerk

VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, April 12, 2005, in their Courthouse meeting room. Roll call was taken with Sintek, Sevenker, Cullers, Collins, Cetak, Baker, and Ash present. The Clerk verified publishing and posting of meeting notice and the March 29 minutes were approved as published. The agenda was adopted on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. No public comment was offered.

Road Supt., Max Leth, approved Easement 05-220 for Masters Farms LLC and Supervisor Ash was familiar with the location. Following discussion, Easement 05-220 was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Leth's report included the following: culverts were bid with Custer County and the cost was less than expected; received notice from state that Leth has met requirements for Class A license which will increase the county incentive payments from \$4500 to \$9000; Motor Fuels Division filing is done electronically and information is obtained from their website; due to urgent need on main roads and bus routes, gravel is being hauled by county trucks as well as Ulrichs', a surcharge of 5% is paid when fuel cost is over \$1.85; BRIM bridge inspection regulations available on website and Leth noted no changes this year. Road conditions in the North Loup area were discussed due to a letter from Randy Cadek and Janet Cox, North Loup Post Office mail carrier and Postmaster. Discussion included: use of larger sized gravel; return to use of 160 yards per mile instead of the current 100 yards; change of operator; being more flexible with work hours to allow work on weekends or longer days; other complaints have been received. Leth indicated that road employee Gerald Thompson is moving to the North Loup area and will be given this route. Leth will consult with County Attorney Cullers on possible revisions to the personnel policy concerning hours. The issue of spraying trees rather than cutting them was discussed, including the cost of spraying, the need for extra help, having the Weed Supt. assist, hiring Trotter to spray. The Board encouraged Leth to try to work spraying into the next budget. The route for the Supervisors' tour of county roads, set for 1:00 p.m. today, was discussed. Leth also mentioned that he was able to get high intensity curve signs for the same price as regular ones since they were on sale.

Due to the lengthy road discussion, it was necessary to move directly to the scheduled public hearing. At 9:40 a.m., Chairman Sevenker opened the Public Hearing on the Application for a \$40,000 CDBG Planning Grant. Bethanne Kunz appeared to answer questions. No one appeared in opposition. Kunz explained that this is the same grant applied for last fall, however, at that time the county did not qualify due to the low to moderate income statistics. Based on a new survey, the county now qualifies. Kunz also explained that the public hearing notice indicated the grant request was \$25,000 with \$1700 for grant administration, however, the grant is actually for \$40,000 with \$2800 for grant administration. No objections were offered to this correction. Heidi Phillips, CNEDD, wrote the grant application and will administer it if it is received. Matching and in-kind funds will be required, Economic Development will assume any required cash payments. The goal is to assist business transfer and growth and no new employees will be hired. The grant application was approved on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Motion to approve Resolution 05-10, authorizing the Chairman to sign the necessary forms, was made by Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The letter of notification from the State that the County Jail had passed inspection was noted.

Since Custodian Cronk was present, the Karr Tuckpointing proposal and the Courthouse storm windows were discussed. It was noted that the tuckpointing proposal is good until January 1, 2006 so it was decided to delay action on it until September to allow time to investigate the window replacement issue and to check on available grants. Cronk reported adding additional screws to the bottom half of some windows but cautioned that additional screws are needed at the top of at least those windows directly over sidewalks, streets or the courthouse entrances until a more permanent solution is found. Sevenker will talk to Mike Kruml regarding contracting with him to do this and report back at the next meeting. The Building & Grounds Committee and Custodian Cronk are to compile a list of maintenance

and repair issues for the Courthouse so that the Board can prioritize them. Discussion also included the need to educate the public on the maintenance and repair issues and seek ideas for funding them.

The Treasurer was not present, but her Month End Fund Report was reviewed as well as her note regarding the need to transfer funds from General Fund to Road Fund before the end of the fiscal year in order to meet the requirements for the highway allocation received from the state. The Treasurer's Miscellaneous Receipts Folder was also available for review.

The Clerk's report of March Fees and the quarterly report of outstanding ambulance bills (prior to 1999) was acknowledged.

Chairman Sevenker presented a letter he had received from NIRMA regarding the County's liability insurance coverage. Discussion was held on whether the county was required to let bids for this or if a change could be made without bids as there is not sufficient time to let bids before the renewal date in May. Ash offered a motion to contact NIRMA for pricing information, however, it was decided to await the arrival of County Attorney Cullers and seek his advice so the motion died for lack of a second.

Resolution 05-09, the annual authorization for the Weed Supt. to act on behalf of the Weed Control Authority, was approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

The Clerk was instructed to forward the water charge invoice for the E1/2 NE1/4 of 33-19-13 received from the North Loup River Irr. District to James Knapp for payment and to contact NLRID as to why no statement was received for the section 8-19-14 portion of the County Farm.

County Attorney Cullers arrived from his District Court appointment and advised that it should be okay to get a quote from NIRMA, but without researching the statutes, he felt that bids should probably be let if a change was to be made. Sevenker will get pricing information and report back to the Board.

The billing statement received from Cannon for the handicap toilets was acknowledged. Cullers noted that Cannon has supplied bid specifications and drawings required to let bids for the project and that they have been approved by the Fire Marshall. Cannon felt that bids should be taken for both the renovation of existing restrooms as well as renovation of the current evidence room into a unisex restroom due to possible cost issues in matching the existing marble. Cetak moved to advertise for bids based on the information provided by Cannon, seconded by Cullers. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

The report of IV-D reimbursement of \$4611.01 for the District Court and County Attorney and the Summary Report of March Expenditures was noted.

Sheriff Ronzzo appeared to report on the jail inspection, noting that he had been delayed due to District Court. He told the Board that, while the jail did pass the inspection, they were advised that new mattresses were needed. Ronzzo noted that for \$95 plus \$9 shipping they can purchase a mattress with a built-in pillow. He felt the built-in pillow would be an advantage since no pillow case would be required and the pillow could not be removed which would avoid other problems. He would like to order 15 but is not sure if his budget will cover the entire cost. The Board advised him to go ahead with the order. Ronzzo also reported that the jail has now passed the Fire Marshall's inspection.

The following informational items were noted: Nebr. Public Service Commission letter regarding a delay in funding the statewide implementation of Phase I & II wireless enhanced 911, Nebr. Dept. of PAT letter regarding LB263 clarifying that it is the Clerk's duty to notify the applicant for tax exemption of the Board's action, and the Board of Equalization Workshop to be held in Kearney on May 12 & 13.

County Attorney Cullers noted that his general report had been covered under earlier agenda items. The need for revision of the County Personnel Policy was discussed. Road Supt. Leth will meet with Cullers regarding more flexible work hours for his department.

Supervisor Ash, Mid-Plains Rep., reported that they are currently working on the Mid-Plains budget for next year and that he has a copy of the proposed budget. He noted that they administer 10 programs.

The following Mail Folder items were available for review: Chamber Newsletter, Ord High School Newsletter, BCBS Newsletter, Rural News Bits, Economic Trends (Nov. & Dec. Issues), UNL T2 Interchange, Mid-Continental Restoration Co., Inc..

The Board recessed at 11:30 a.m., to reconvene at 1:00 p.m. for a tour of county roads with Road Supt. Max Leth. The tour ended at 4:30 p.m. and the meeting was adjourned.

Meeting adjourned at 4:30 p.m., following the tour of county roads, to reconvene on Tuesday, April 26, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the April 12 meeting and an agenda for the April 26 meeting are available 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 meeting agenda, 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 of 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m., April 26, 2005 in their Courthouse meeting room. Roll call was taken with Baker, Cetak, Collins, Cullers, Sevenker, Sintek and Ash present. The Clerk verified that notice of meeting was published and posted and the minutes for the April 12, 2005 meeting were approved as published. After packets were mailed to the Supervisors, item 8A was changed to include discussion of other Courthouse repairs in addition to the windows. This revised agenda was adopted on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. No one had signed up for Public Comment.

Road Supt. Leth reported the Road Claims & Balances, with accounts payable at \$35,625.08 and payroll at \$31,934.90. The larger expenses were fuel and gravel. The fuel line-item is overspent \$2668.05 and gravel has \$23,460.77 remaining. Leth will monitor this to ensure that the total road budget is not exceeded. Fuel and gravel budget will need to be increased next year.

Leth's report included the following information: lights for the Sargent Y have been received and the Road Dept. has built brackets to help protect them, will install them as soon as they have time; the lights will be operational a few days before each festival and shut off after each festival; Leth is planning to attend a public meeting to be held on May 3 from 4:00 p.m. to 6:00 p.m. at the Ord Veterans Club regarding the State road project on highway 11 between Ord and Burwell, any concerns can be expressed at this meeting; new owner of Koch Materials requires debit account for payment of asphalt, last year purchased asphalt from Jebro where you can pay monthly, they have been very good to work with; have found iron in oil again on the 3 year old John Deere patrol, advised to check again after another 100 hours, is still under warranty; the Dept. of Roads Transportation Enhancement Program offers grant funding for such things as hiker biker trails, safety activities, historic preservation, etc.; plan to work on bridge on Myer Creek; continuing to haul gravel; car accident in Yale Township destroyed guard rails, even though on minimum maintenance road advises rails should be replaced, County Attorney Cullers advised there may be some insurance settlement money to help defray cost.

Leth indicated all appeared to be in order on Easement 05-221 for Mike Usasz and the easement was approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Chairman Sevenker reported that he had received several compliments on County roads in the north and west part of the County.

While awaiting the arrival of Hospital Admn. Bahrdwaj, Old Business item 8A was discussed. Custodian Cronk listed general plumbing problems, especially in the jail, that need to be addressed, also the furnace for the jail is 30 years old and Wadas can no longer get parts for it. Cronk also reported that it may be possible to install a washer and dryer in his office space as there is existing plumbing and the dryer could be vented through a window. It would require 110 wiring for the washer and 220 for the dryer. He will try to get estimates on costs before the next budget year.

Chairman Sevenker estimated a cost of about \$750 to have Mike Kruml secure the windows on the east side of the Courthouse. Kruml would use his own lift and it would require two workers. Markowski has said the City would supply their truck and an operator, the County would have to find someone willing to work from the city bucket. Baker offered to see if he could find someone. County Attorney Cullers encouraged the Board to develop a comprehensive plan regarding the repair and renovation that is needed for the courthouse, he advised that such a plan may enable some of the work to qualify as matching funds should the county receive any grant funding. Ash moved to approve the project to secure the windows on the east side of the Courthouse, and if the County is unable to find someone to work from the city's bucket, Kruml is to be hired and the cost paid from the Inheritance Tax Fund. The motion was seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Following further discussion of a comprehensive plan, Chairman Sevenker volunteered to contact Siemens to see if they could help with this.

Hospital Admn. Neelam Bhardwaj presented the written report regarding the last Hospital Board meeting and the year-to-date financial reports through March. She reviewed the reports with the County Board, noting some factors affecting these reports include: February is shorter month, occupancy increase, delay in certification of Dr. Studley for medicare reimbursement, salary and wage increases, cost of new computer system. The vision statement for the hospital is to be the healthcare provider of choice. In an effort to reach this goal a strategic plan has been developed which she outlined for the Board. A new CT scanner is to be leased, the revenue from it should cover the lease payments. Health care benefits for hospital employees will now include a waiver of the deductible if County facilities are used and a waiver of the first \$500 cost for employees without insurance. Centralized scheduling has been implemented which provides one phone number, available from 7:00 a.m. to 7:00 p.m., to schedule all services. The Sunshine Committee continues fund raising for signs, with \$5200 raised and \$1800 more needed. The Auxiliary Thrift Shop has donated \$1500 for a sign on top of the hospital, another \$2500 is needed. New CFO, Larry Schrage, will begin work on May 2, 2005. Nursing Home volunteers were honored with an appreciation dinner. The three clinic open house events went well. Fifty students took part in the job shadowing program. New hematology analyzer will be in use beginning May 1. Dr. Studley's resignation is effective April 31 but he will return for five weekends to serve as on-call physician. The search for clinic facilities in Arcadia and Loup City continues.

At 10:20 a.m. the Board of Equalization convened on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none. The Assessor, Deputy Assessor, Treasurer and Clerk were present.

The Board considered the request of Adam Kunz for removal of a hydroseeder from his personal property listing since it was titled and plated. The Treasurer and Deputy Assessor confirmed that titled, plated property should not be listed on a personal property tax form. Motion was made by Ash, seconded by Cetak to remove the hydroseeder from the personal property listing. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none.

Property Tax Exemption Application Forms 451A tabled from the March 29, 2005 meeting were discussed. Matt Olberding spoke on behalf of the GLVA properties, saying he understood that the land does not qualify for exemption because it is presently idle but that they intend to use the property as a practice field for girls softball this summer and that should bring it into compliance. Efforts continue to develop a physical fitness center on the property and eventually a pool, track and auditorium. Heloise Bresley was present on behalf of Clean Country. Assessor Waits indicated that exemption for the GLVA property in question could be approved now and disapproved by June 30 if the ball fields were not developed. Sintek moved to approve the requests as they were last year. Cetak seconded the motion. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none. A list of requesting organizations showing the Board's action for each is part of the permanent record. The Board moved back into regular session on motion of Collins, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

The bid notice for handicapped accessible restrooms on the Courthouse lower level was discussed. Ash moved that the deadline for receiving bids be 8:30 a.m. on June 14, at which time they will be opened by the Building and Grounds Committee and reported to the full Board at the meeting. The notice is to be published for two consecutive weeks. Motion seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Discussion was held regarding the county's liability insurance as to whether the county could change carriers without advertising for bids. Supervisor Collins and Attorney Cullers will discuss with Alan Anderson the possibility of an extended renewal date. Sevenker will contact NIRMA. Ash moved to get a bid from NIRMA and compare to EMC. The motion died for lack of a second.

The Management Discussion and Analysis Statement required as part of the county's audit will be reviewed at the next Board meeting. The BOE Workshop May 12 and 13th in Kearney was noted.

April claims were approved on motion of Collins, seconded by Cullers. Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

The choice of a natural gas supplier was discussed. The Clerk reported that Paul Markowski called with quotes for ACE of 1.019 for 100% fixed and 98.8 for the 80/20 blend and that the website for ONEOK listed 1.075 fixed and MIR + .313 for the 65/35 blend and the website for Kinder Morgan listed 1.077 fixed and NYEMC + .317 with a cap at 1.213 for the market index with cap. Collins moved to choose the ACE fixed/market blend, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

A Memorandum of Agreement allowing Valley County to participate in a countywide needs assessment survey at a cost of only \$1.00 per returned survey was discussed. DED now requires that these surveys be updated every 3 years in order to qualify for grant funds. The agreement was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Memorandum of Endorsement for the THRIVES program sponsored by CNCS was approved on motion of Baker, seconded by Ash. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

A letter received from Margaret (Waldmann) Bader regarding the care of rural cemeteries was discussed. Attorney Cullers will research this and Chairman Sevenker will contact Ms. Bader.

The following informational items were noted: BCBS billing cycle change from the 15th to the 1st of the month, Jail Standards Board letter affirming compliance of the County Jail, February lodging tax receipts of \$438.44, the \$4288.55 state reimbursement of direct costs for the Social Services Office, and a notice of town hall meeting dates scheduled by Nebraska HHS to improve access to health care and insurance.

At County Attorney Cullers' request, the Board approved a fee of \$30 for the STOP program effective July 1, 2005 on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, Ash, Cetak, Sintek, Collins. No: none. Absent: none. Cullers also discussed updating the personnel policy to reflect the use of flex time and comp time among other updates that are needed. He plans to meet with the Road Dept. on this issue. Chairman Sevenker said he felt things got blown out of proportion at the last meeting and that he had talked to the road employees and sent a letter to them in an effort to reassure them. The handicap restroom issue was addressed earlier.

As the county's representative on the Economic Development Board, Chairman Sevenker reported that a meeting was held with the ethanol people on Friday and it still looks favorable but there has been no commitment yet.

Meeting adjourned at 12:15 p.m., to reconvene on Tuesday, May 10, 2005 at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the April 26 meeting and an agenda for the May 10 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS MINUTES

The Valley County Board of Supervisors met on Tuesday, May 10, 2005 in their Courthouse meeting room in regular session. Chairman Sevenker called the meeting to order at 9:00 a.m.. Roll call was taken with Collins, Cullers, Cetak, Sevenker, Ash, and Baker present. Supervisor Sintek was absent, excused by Chairman Sevenker. Publishing and posting of the meeting notice was verified by the Clerk and the minutes of the April 26 meeting were approved as published. The agenda, including noted additions made after the Board's packets were mailed, was adopted on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: Sintek. No public comment was offered.

Road Supt. Leth was absent due to illness so there was no general road report. Leth had left word of his approval of the proposed easement refund. Easement 04-209 for Michael L. Jackson was approved for refund on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Cetak. No: none. Absent: Sintek. The lack of a road report will affect the timing and order of the meeting as it is reflected on the agenda.

Sheriff Ronzzo had not yet arrived so the Treasurer was summoned. Meanwhile the Clerk presented her report of fees collected in April as County Clerk and District Court Clerk. She also reported closing the Employee Fund Account for unreimbursed medical expenses and presented a spreadsheet showing activity in the Account since it was established in 1998. The amount remaining in the account was \$1578.50, \$1500.00 deposited by the county and \$78.50 unclaimed employee funds. This amount was paid to the Treasurer. The account was closed because the new administrator, First Concord Benefits, wants the withheld amounts sent to them directly.

Treasurer Suminski presented the month-end fund balances for April, noting that County General is in good shape following recent tax collections. Changing the Road Fund transfers from monthly to as needed has worked well. A \$50,000 transfer, the first this year, was made to Road in April and another will be needed in June to meet the required match for highway allocation funds. The Hospital Bond Fund has accumulated \$107.33 as back taxes are collected, when it reaches \$6321.25 the Hospital Operating and Maintenance Fund can be repaid the amount borrowed from it to make the final bond payment. Airport account balances were down due to cashing CD for bond payment, however, collections for the Airport General Fund were \$7517.63 and for the Improvement Fund were \$9,033.48. The Airport Bond will be paid off in September, 2006. A total of \$1,990,156 taxes were collected in April, an additional \$640,000 was collected on Monday, May 2.

This year a Management Discussion and Analysis Statement is a required part of the county audit. McDermott & Miller, who perform the county audit, supplied a draft copy of the statement which was mailed to each Board member prior to today's meeting for their review. Following discussion, Collins moved to approve the MDA Statement as supplied by McDermott & Miller, motion seconded by Cetak. Carried. Yes: Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: Sintek.

Reminder of the BOE Workshop May 12 & 13 in Kearney was noted.

Supervisor Ash requested today's agenda include discussion of flexible hours for the road crew and the pasture trail that leads to the Region 26 tower. Ash indicated that he was against flexible hours for the road crew and it was his understanding the road crew was also against it. Collins said he also thought the road crew was against it as well as Road Supt. Leth. Sevenker said he had met with the Road Dept. and explained that it was not the Board's intention to institute flexible hours against the wishes of the Road Dept.. Attorney Cullers said he will continue to work on updating the County's personnel policy. Access to the Region 26 tower was discussed. The Board felt maintenance of the tower and the trail were the responsibility of Region 26 as they are the entity with legal access to the property. Each member county of Region 26 pays a share of the cost, a county in which a tower is located should not incur additional costs. Ash noted that other Region 26 towers are located near Merna, Sargent and Erickson.

Notice from BCBS of informational meetings this month in Gering, North Platte, Kearney, Norfolk and Lincoln was discussed. Rep. Streeks had indicated it was important to attend one of these meetings. The Clerk is unable to attend due to installation and training for the new central registration voting equipment. Supervisor Cullers noted that she will be in Kearney for the BOE Workshop and will try to attend part of the BCBS meeting.

Receipt of Boiler Inspection Certificates was noted as well as the response from Senator Nelson on Federal funding for the RC&D program and the Summary Report of Current Expenditures.

The Artisimos request to use the Courthouse lawn for Art in the Park on July 2, 2005 was granted on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Cetak. No: none. Absent: Sintek. The Clerk is to remind them of the underground sprinkler system.

At 10:00 a.m. the Board of Equalization was convened on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Cetak, Collins, Cullers, Baker. No: none. Absent: Sintek. The Assessor and Clerk were present. Discussion was held regarding the Notice of Hearing from TERC indicating commercial property in Ord City was valued 1.19% over the acceptable range established by the state. TERC's intent is to lower this value by 5.13% unless the county presents evidence that it should not be lowered. Assessor Waits indicated there were no errors in her records and no evidence to offer so she sent notice to waive appearance at the hearing. Chairman Sevenker pointed out that the county received the notice April 26 and the hearing was scheduled for May 5. This is not much time to prepare and, because it falls between Board meetings, the Board is unable to discuss the situation. Waits handed out a sheet regarding Ag Land values and noted that Chad Martinsen will be back in June. At 10:20 a.m. the Board went back into regular session on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak. No: none. Absent: Sintek.

County Attorney Cullers provided a written report of his findings regarding county responsibility for abandoned cemeteries. The county has no mandatory obligation to maintain abandoned cemeteries but may contribute not more than \$500 per year for the upkeep of a totally abandoned cemetery and not more than \$400 per year for a partially abandoned cemetery. Cemeteries established before 1900 are classified as pioneer cemeteries and fall under additional guidelines. Cullers' research indicates that the St. Wenceslaus Cemetery is not abandoned but remains under the control of the appropriate local governing body of the Catholic Church. He read aloud his proposed letter to Margaret Bader in response to her inquiry and the Board approved it. Discussion included making a written inventory of the abandoned cemeteries and who cares for them and try to line up caretakers for those who do not have any. It was suggested that the Board place an ad in the Quiz expressing their appreciation for those who currently care for an abandoned cemetery.

Alan Anderson, Alan Dale Insurance, and Larry Pelan, NIRMA, were present to discuss county liability insurance. Anderson, the agent for EMC who is the current liability insurance carrier for the county, indicated that the company has found errors that may have resulted in a premium overcharge for last year, however, he has not received anything definite on this. He also does not have a firm premium figure for the renewal due May 17, 2005, but he has been authorized to say that it will not be more than \$90,000. Pelan submitted a proposal at the Board's request and stressed that, due to the lack of time, it is only an estimate based on assumption and not a firm bid. His illustrational proposal was \$73,234 and he indicated that he tried to err on the high side. Discussion included: possibility of gaining time by renewing with EMC and canceling after 30 days if NIRMA was determined to be the better offer; NIRMA requires 3 year commitment, however, Pelan said if a county did not pay their premium they would not have coverage, no one is forced to stay in; both NIRMA and EMC pay dividends; we are dealing with taxpayer dollars; county did not advertise for bids. Chairman Sevenker felt that many questions remained unanswered and asked if it would be beneficial to schedule a special meeting. Anderson felt he would receive information from EMC within the next few days that would enable him to give a more firm premium quote and Pelan thought if he could get county payroll figures and workman's comp figures his quote could also be more firm.

A special meeting was set for Monday, May 16, 2005 at 9:00 a.m., at which time the final premium quotes will be received from EMC and NIRMA and the Board will chose a liability insurance carrier.

Larry Cihal of Siemens was present to explain the services they offer. He said the county has already partnered with Siemens since they went through the RFP process several years ago. Before Siemens will do anything concrete, the county needs to sign a letter of intent with Siemens or agree to pay for services. He indicated that they have done similar projects with the St. Paul Courthouse, Saline County and Grand Island Schools. They can meet with the Building and Grounds Committee and formulate a priority list, plan of action and funding options. Projects can be completed in phases. Discussion included funding this type of project through bonds and putting it to a vote of the people. Heidi Phillips of CNEDD and Glen Gatz of USDA are to be at the next Board meeting to discuss grant opportunities, which would be a possibility to help fund such projects. Cihal will let us know if he or Dave Raymond would be able to come to the next meeting.

Ron Bouska, Ag Inspection Specialist, presented the annual Weed Program Evaluation. Weed Supt. Darrell Kaminski was present. Bouska's written report rated the program on survey results, followup, reports and continuing education. Bouska said he felt Kaminski has a good program going and progress is being made. Kaminski said he also felt things were going well.

Sheriff Ronzzo did not appear, so his written fee and activity reports were reviewed.

The cemetery issue was again discussed. The Board authorized Chairman Sevenker to approve having someone mow a specific cemetery and put in a claim to the county. Sevenker asked Collins to write down his list of cemeteries and who is currently caring for them.

Attorney Cullers reported that letters were sent to Henry Gregorski and Jim Duda regarding fencing of county road right of way. Discussion was held regarding this issue.

Cullers asked that the Board go into executive session for discussion of conflict of interest cases. Collins moved to go into executive session at 12:35 p.m., seconded by Cetak. Carried. Yes: Collins, Cetak, Baker, Cullers, Ash. No: none. Absent: Sintek. At 12:45 p.m. the Board came out of executive session on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: Sintek. No action was taken as a result of the executive session.

Supervisor Baker offered a suggestion for an ad of appreciation to those persons who are mowing abandoned cemeteries and the Board approved it for publication.

Supervisor Cullers presented information regarding USDA grants. This will be discussed further at the next meeting when Heidi Phillips of CNEDD and Bill Gatz of USDA will be in attendance.

Meeting adjourned at 12:50 p.m., to reconvene on Tuesday, May 31, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the May 10 meeting and an agenda for the May 31 meeting are available 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 notice of the time and place of said meeting and the subjects to be discussed at said meeting.

Jenette G. Lindsey, County Clerk

BOARD OF SUPERVISORS MINUTES

The Valley County Board of Supervisors met in special session in their Courthouse meeting room on Monday, May 16, 2005 for the purpose of choosing a liability insurance carrier. The meeting was called to order at 9:00 a.m. with Cetak, Sintek, Collins, Cullers, Baker, Ash and Sevenker present. The Clerk verified that notice of meeting was published in last weeks Quiz and an agenda posted in the Courthouse. The agenda, containing only the liability insurance item, was adopted on motion of Ash, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. EMC representative Alan Anderson and NIRMA representative Larry Pelan were present.

Anderson indicated EMC underwriters had admitted an error was made on the workmans' compensation premium for last year and that a refund should be forthcoming whether the County elects to stay with EMC or not. He presented a revised premium quote for 2005-2006 coverage of \$80,053, this was down from the quote of \$90,000 at the meeting on May 10, 2005. The \$80,053 includes an increase in the Courthouse building value and the corrected workman's comp figures.

Pelan presented a quote of \$69,092 for 2005-2006 coverage based on updated figures provided to him by the County. His quote of May 10, 2005 was \$73,234. NIRMA's renewal date is August 1, so Valley County would pay \$14,371 for coverage from May 17, 2005 to August 1, 2005 and \$69,092 for coverage from August 1, 2005 to August 1, 2006 if they chose to go with NIRMA. NIRMA's deductible is \$500 for property and \$250 for autos.

Attorney Cullers reported that he had reviewed the agreements presented by Pelan at the last meeting and brought to the Board's attention items 7.2 through 7.4. These items indicate that a member county cannot withdraw from participation during the first 36 months except for nonpayment of premium or other violation, that after the first 36 months a member county can withdraw upon written notice to the Pool and the Director of Insurance 90 days prior to their anniversary date and the withdrawal must be approved by the Director, and that member counties are assessable if claims exceed the pool and counties remain assessable for 36 months after termination. EMC is not an assessable company.

Sintek questioned Attorney Cullers on the county's obligation to bid the liability insurance coverage. Cullers indicated that the county bid the coverage 2 years ago and had the same two bidders. He said he was not aware of a statute that required the county to bid their liability coverage, but he has not fully researched this question. Cullers felt the county was free to go with NIRMA at this time if they chose to. Attorney Cullers had to leave the meeting for County Court.

Supervisor Cullers questioned Pelan regarding the meaning of the county being assessable if claims exceed the pool. Pelan explained that the actuarial report shows the amount of reserve the pool needs to maintain and member counties are billed based on this report, if claims exceed what is billed, counties can be assessed the difference based on their percent of the shared premium. Cullers also asked about the possibility of NIRMA insuring other entities besides counties and Pelan said it is a possibility but that he felt they would set up a separate division for other entities rather than lump them in with counties. Sevenker mentioned that some insurance companies are assessable companies but that EMC is not.

Discussion was held regarding the Board's desire to do business locally and their obligation to make the best use of taxpayer dollars. Baker asked if the potential refund caused by EMC's audit error would come off of the coming year's premium. Anderson said it would not as it is a refund from last year. Pelan was asked about dividends and cautioned the Board that there are no guarantees of dividends and that their decision should not be based on that.

Supervisor Cullers moved that the county go with NIRMA for property and casualty, including workers' compensation, insurance coverage, Collins seconded the motion. Carried. Yes: Cullers, Collins, Sintek, Cetak, Ash, Baker. No: none. Absent: none. Chairman Sevenker signed both agreements presented, property under NIRMA I and workers' compensation under NIRMA II.

The Board thanked Anderson for 15 years of service to the county.

BOARD OF SUPERVISORS MINUTES

Pelan asked the Board to designate a contact person. Collins moved to designate Clerk Jenette Lindsey as the contact person for NIRMA, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Pelan indicated that confirmation of coverage should be mailed tomorrow and insurance cards for the vehicles will also be sent. He stated that NIRMA has been operating since 1988. There will be some further paperwork required and he, the adjuster and claims manager will be in attendance at a Board meeting in the near future. He expressed his appreciation to the county and noted they are the 75th NIRMA member.

Meeting adjourned at 9:40 a.m., to reconvene on Tuesday, May 31, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the May 10 and May 16 meeting and an agenda for the May 31 meeting are available 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 notice of the time and place of said meeting and the subjects to be discussed at said meeting.

Jenette G. Lindsey, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, May 31, 2005 in their Courthouse meeting room. Roll call was taken with Baker, Collins, Sevenker, Sintek, Ash, Cetak, and Cullers present. The Clerk verified notice of meeting. Minutes of the May 10 regular meeting and the May 16 special meeting were approved as published. Supervisor Ash requested adding access to the Region 26 tower to the agenda. Attorney Cullers said this did not qualify as an emergency but did not have to be on the agenda to be discussed as long as no action was taken. The agenda was adopted as presented on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Under Public Comment, Joe Kruml complimented the County on road conditions in his area. He also mentioned that he has dirt available if the County needs any.

Sandy Simpson, Road Secretary, reported Road Claims and Balances for May. The larger expenses were fuel, culverts, gravel, tires and tire repair. Gravel and fuel line items are over spent with one month remaining in this fiscal year. Highway allocation funds were discussed, noting an increase for next year of \$11,000 plus the Class A license designation for Leth will add \$9000.

Tom Kruml, Gaylord Boilesen and James Moreau, a representative from Olsson Assoc., appeared to update the Board on the ethanol plant. The permit process can take as long as 9 months but if everything is in perfect order it can happen in 4 months. If it can be done in 4 months, construction could begin this fall. The County was asked to sign a resolution and agreement to employ Olsson Associates of Holdrege, Nebraska to prepare bid specifications and oversee the project of paving and/or widening 5071 feet of County Road No. 139. Discussion included: need for irrigation canal to be usable by April, may need to vacate portion of county road, need to consider benefits and income to area to put project costs in perspective, may need to acquire additional right-of-way, Schauer not interested in selling property, 67 acres purchased from James Knapp with option to purchase more if needed, Kruml indicated County costs to be reimbursed from CDBG funds if application is successful or sales tax funds. The following changes to the agreement were requested by Attorney Cullers and agreed to by Moreau: page 1 of 3, paragraph 1, clause 1, add "except that OA acknowledges that the Client is not the owner of any additional right-of-way which may need to be acquired to complete this project and page 2 of 3, change completion date to August 31, 2005. Resolution 05-11, entering into an agreement to retain and employ Olsson and Associates, was approved and adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. The Road Committee and Chairman Sevenker were named as contact persons for Olsson Assoc.. Boilesen noted a tour of a similar plant is scheduled for tomorrow and the County Board, Ord City Council and those living within a 2 mile radius of the plant are invited. The importance of taking part in the tour was stressed. At the request of Bethanne Kunz, the Board approved the County as the CDBG grant applicant and authorized Kunz and Lindsey to draft a letter of support on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

Kunz asked that agenda item 11A, request for Board approval of Resolution 05-12 supporting Nebr. Economic Development Certified Community Program, be heard at this time. Cullers moved to approve Resolution 05-12 and Baker seconded the motion. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

The Road Report continued with Supt. Leth giving his approval of Easement 05-222 for Citizens Communications. Said Easement was approved on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Leth okayed refunds of Easements 04-211 Don Vancura, 04-212 James Robertson, 04-213 James Jaeschke and they were approved on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none. The Nebr. Dept. of Roads report on Surface Transportation Program Activity and Program Funds was discussed.

Leth reported: satisfaction with the Ord/Burwell state road project; current mix strips will be lost due to this project, he is looking for new site; completed bridge in Independent Twp; will install

lights at Sargent Y on Monday; will use NRD's traffic counter or borrow one from state; culverts plugged with cornstalks, problem of where to put them. Gravel bid letting was scheduled for June 28 at 9:30 a.m. on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

The written Hospital Report was acknowledged, no one was available to appear. The Hospital parking lot was discussed with Road Supt. Leth. He suggested county could do some grading and fill some holes. Will discuss further when Hospital representative is able to appear.

At 10:40 a.m. the Board of Equalization convened on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Collins, Baker, Cullers, Ash. No: none. Absent: none. Deputy Assessor, Pam Arnold and the County Clerk were present. The Findings and Order of TERC directing that the level of assessment for commercial real property in Ord be decreased by 5.13% was acknowledged. Arnold reported that this had been done and valuation notices were ready to mail. Four valuation change notices were presented for Board approval as they were discovered after the deadline in which the Assessor can make corrections. The four notices were: building added to Max Cruikshank property, computer malfunction corrected on R. Bruce Ash property, storage bin removed from James Knapp property, land value established for Max Staab property which had been exempt. All of the aforesaid change notices were approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Discussion was held regarding the legislature dissolving the Ag Boards. Deputy Arnold said they check with surrounding County Assessors in an effort to keep values equalized. At 10:45 a.m. the Board moved back into regular session on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Treasurer, Janet Suminski, presented a vehicle exemption application for a flatbed trailer for Loup Basin RC&D Council which was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Tax sales of \$17,401.80 were reported and Suminski noted that street easements were included in these sales. She reported new CD's bought at 4% interest, the old ones had been getting 2.5%. A money market account is kept to provide accessible funds. Suminski reported her intention to update some of the old furniture in her office through Office Net. The update will be done in sections and the cost of each section can be split between two budget years. Supervisor Baker asked if a person could lose their home because of delinquent street assessment and was advised that they could.

Sheriff Ronzzo was unable to appear, his written activity and fee report for April was reviewed.

At 11:00 a.m., Supervisor Collins left the meeting to attend a funeral.

Information received from NIRMA was discussed. Chairman Sevenker asked that all Board members be notified of the date the NIRMA representative plans to inspect and appraise County property so that some can be present. Following discussion, Sevenker signed an acknowledgment that the Board was not aware of any acts of wrong doing during the EMC coverage period. Clerk Lindsey had sought and received signed acknowledgments from each elected official and dept. head and will draft and send the required letter to EMC to that effect.

Discussion was held regarding the access road to the Region 26 tower. It was noted that other towers at this location include Altell, State Patrol and Weather Service. It was again agreed that the tower is on private property, that Region 26 has a contract with the property owner restricting access to the area, that multiple counties are serviced by the tower, that all member counties pay a fee to Region 26 and that it is ultimately the obligation of Region 26 to maintain access to the tower. Discussion also included the loss of a county from the group and possible loss of others as well as the recruitment of counties.

Heidi Phillips of CNCS was present. Glen Gatz of USDA did not appear. Phillips answered questions on CDBG funds in the public works category. Based on the last survey, good for 3 years, the county's low to moderate income stats meet the application requirements. These funds are for removing architectural barriers and cannot be used for other purposes. An elevator would qualify but windows, heating/cooling system or tuckpointing would not. Based on population, the County would qualify for \$350,000. A 25% match, 12.5% in kind and 12.5% cash, is required. Grants are available

through USDA that could be used in conjunction with the CDBG funds for an elevator or there are grants available through USDA that could be used for other purposes. Phillips would need to begin work on a grant application by August. She also cautioned that these funds must be spent within a specified period so plans need to be in place for their use before they are received.

Larry Cihal of Siemans was present to provide input on services Siemans could provide. The County would need to have financing in place before Siemans would commit to providing services. Siemans has worked with Howard County on Courthouse renovation and he suggested the Board tour that facility and visit with Howard County Board members. Supervisor Sintek suggested the Building & Grounds Committee meet to prioritize the projects then the Board can decide how to proceed. Sintek will contact Howard County Board member Gary Rasmussen to set a tour date and Cullers will contact Glen Gatz to reschedule his appearance.

Blue Cross Blue Shield Health Insurance renewal date is June 15. There is a 5% increase in premium for the coming year. Provided the number of insureds remains the same, the County's monthly premium would increase by \$1153.19. Supervisor Baker asked about including his wife on the County's health insurance plan. He explained that he no longer works enough hours to qualify under their previous plan and she will lose coverage on June 1. The Clerk is to check with BCBS on adding a spouse and the question of renewal will be addressed at the next meeting.

The County's burial policy was discussed. Attorney Cullers informed the Board that HHS determines if a person qualifies for County burial as part of our General Assistance Agreement with HHS. The County has a contract with Ord Memorial Chapel to provide burial services for a set fee.

May Claims were approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: Collins.

The following items were reviewed: 03-04 Audit; North Loup Twp Cemetery Assoc. Bond; memo on LB193-County Juvenile Services Aid Program, administered by Tami Schendt of Custer County through a multi-county agreement; and the \$769.00 County Attorney IV-D Incentive payment.

The Clerk was advised by the State Auditor that Inheritance Tax expense can be reimbursed. The intention to reimburse should be part of the motion allowing the expense. The reimbursement transaction is an expense so budgeted amounts must be considered. The Tourism Agreement reimbursement can be included in the 05-06 budget without affecting the levy as it is a separate tax. Sintek moved, seconded by Ash, that when the original motion was made authorizing payment of the \$1500 first installment to the Chamber from the Inheritance Tax Fund, it was the Board's intent that it be reimbursed from the Lodging Tax Fund in the 05-06 budget year after sufficient Lodging Tax was collected. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: Collins.

Attorney Cullers reported that he continues to work on updating the County's Personnel Policy and noted that NIRMA's sample personnel manual has many good suggestions and sample forms.

Cullers presented a resolution for the Board's consideration allowing the law firm in which he practices to represent parties in divorce, legal separation and modification proceedings in which minor children are involved. He explained that as County Attorney he is also the Child Support Enforcement Officer which can create a conflict of interest if he or an attorney in his firm has represented a party in an action involving minor children. In those cases where a conflict arises, the County has to pay an outside attorney. Cullers feels that it is unfair to the other attorneys in the firm if they are not allowed to handle these types of cases, however, he said it is the Board's decision to sign the waiver or not. He said that he does not intend to handle such cases himself. Resolution 05-13 granting the waiver was approved on motion of Baker, seconded by Ash. Carried. Yes: Baker, Ash, Sintek, Cetak. Abstain due to relationship: Cullers. No: none. Absent: Collins.

Cullers reported that he had heard comments on his failure to prosecute individuals following the breakup of a beer party on a County road and explained that there was not sufficient evidence.

Mail Folder items were available for review.

Meeting adjourned at 12:45 p.m., to reconvene on Tuesday, June 14, 2005, at 9:00 a.m. in regular session and at 10:00 a.m. as Board of Equalization. Complete minutes of the May 31 meeting and an agenda for the June 14 meeting are available 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 the 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

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on June 14, 2005 at 9:00 a.m.. Roll call was taken with Cetak, Cullers, Sintek, Ash, Collins, Baker and Sevenker present. Notice of meeting was verified by the Clerk and the minutes of the May 31, 2005 meeting were approved as published. The agenda was adopted on motion of Baker, seconded by Ash. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Janis Pocock Severson spoke under Public Comment, thanking the Board for the westside Courthouse lights, noting that she would like to see signs for Bussell Park and public restrooms in Courthouse, landscaping at Agland, Cornerstone, Alco and Grocery Kart and noting that her road was too flat and needed more gravel.

Road Report began with discussion of the Road Closing Petition since Bethanne Kunz, Tom Kruml and Gaylord Boilesen were present. Statutory requirements were discussed and a motion was made by Ash, seconded by Cullers directing Road Supt. Leth to do a study of the road described on the petition as the portion of County Road No. 139, Book 1, Page 162, generally located east of the intersection of South Highway 11 and the North Section line of Section 4, T18N, R13W, Valley County, Nebraska, and continuing to the proposed entrance of the Val E Ethanol Facility to be constructed. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. A resolution was prepared by Attorney Cullers for this purpose, said Resolution 05-14 directing Road Supt. Leth to do a study of the road was approved on motion of Cetak, seconded by Baker. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

The State's letter accepting the County's One & Six Year Plan was noted and with Leth's approval, Easements 04-214 Cook & Cook Inc and 04-215 Alvin W. Vavra were approved for refund on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cullers, Baker, Ash, Cetak. No: none. Absent: none.

Leth reported a request from Dean Nelson for help with a drainage problem and he had a map of the area. This would be an extensive project and is a natural waterway. It was decided that Leth would call the Road Committee when he is ready to look at the area. A little more than a third of the of the roadside spraying is completed. The Board asked if Weed Supt. Kaminski should be doing it. Leth noted there was only one spay truck and they were spraying both trees and weeds. Leth reported: numerous slides on Comstock and Loup City roads after rain; hauled 400 yards of sand to arena for Fair Board for the June 22 state horse show; accompanied Clarence Larson as he appraised County property for NIRMA; the vehicle count on the Sargent Road for the Comstock Festival from June 6 to June 13 was 26,050; many repairs needed on this road are in the 1 & 6 year plan, others will be patched and some armour coated; no accidents were reported during the festival; good comments on the traffic lights, they will be taken down until next month; graveling again, Ulrich allowing gravel costs to be carried over to next budget year; would like second traffic counter for Comstock Road; leaving today for mid-year Highway Supt. meeting, required for credits toward license. Noted areas that need work on the Haskell Creek Road, Scotia Road, bridge #11510 needs work and several ditches that need to be cleaned out.

Planning & Zoning Admn. Nancy Glaubke presented Bernard Petska's request for a subdivision of 3 acres and the Planning Commission's recommendation of approval. A map, survey and arial photo of the area were provided. Glaubke noted that 2 Planning Commission members voted against the request due to their concern of too many small developments along the river. Petska agreed to the Commission's recommendation of a 33' setback rather than 25'. There will be no additional road maintenance required of the County. It was moved by Cetak, seconded by Sintek, to approve the Planning Commission recommendation to allow the subdivision of 3 acres requested by Bernard Petska located in Section 30, Township 19 North, Range 13 West of the 6th P.M., Valley County, Nebraska. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none

Bethanne Kunz of the Ord Area Chamber and Larry Koelling of the Lodging Tax Committee were present so agenda item 9E, Lodging Tax Report, was discussed at this time. The County was notified that an error was made in Lodging Tax disbursements and that Valley County will have to pay back \$19,166.84 that should have gone to another county. The Dept. of Revenue will withhold future Lodging Tax payments to Valley County until this amount is repaid. The March Lodging Tax of \$457.81 was received on May 31, however, the April collection of \$240.05 was withheld by the Dept. and applied to the repayment. It was noted that in January, due to a large collection, the County called to confirm that we were receiving the correct amount and were assured it was correct.

A contract was signed with the Ord Area Chamber to assist the County with tourism promotion and an additional 2% tax for improvements was approved based on our past revenue. Repayment of this sizable amount plus the drop in future tax collections will have a significant effect on Valley County tourism projects. The Lodging Tax Committee recommended that the County try to work out a repayment agreement allowing us to receive a portion of our monthly collections and protecting the additional tax for improvements that will begin to be collected in July. The County Attorney will be asked to draft a letter to the Dept. of Revenue with the County's proposal and Kunz will provide a copy of the Lodging Tax Committee meeting minutes with their recommendations for a repayment plan.

At 10:05 a.m. the Board of Equalization was convened on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Assessor, Deputy Assessor and County Clerk were present.

A tax correction for Jorge & Lucy Grado, adding a flat value of \$500 for a mobile home that was missed in 2004, was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins Sintek, Cetak. No: none. Absent: none. The Assessor's Certificate of Assessment Roll completion filed with the County Clerk was noted as were the Notices of Valuation Change for County property. The Agland and Cornerstone properties are now valued as commercial. Property Valuation Protest hearing dates were set for the regular Board Meetings on June 28 and July 12 at 10:00 a.m. when the Board of Equalization is convened and a special meeting on July 11 at 8:00 p.m. on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The \$100 flat value for older outbuildings will not be implemented until the Ord Township reappraisal is entered. A letter of resignation from Assessor Debra Y. Waits, effective July 1, 2005, was regretfully accepted on motion of Collins, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Waits began working in the Assessor's Office in 1985 and was appointed Assessor in 1988. The Board complimented her work, expressed their appreciation for her years of service to the County and their sympathy for the health problems that led to her resignation. Waits indicated that she plans to continue to work in the office on a part-time basis. Deputy Assessor Pam Arnold was willing to serve and was appointed County Assessor effective July 1, 2005 to fulfill the remaining term on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. The Board moved back into regular session on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Fee reports for County Clerk and District Court were reviewed. Clerk Lindsey also reported as Election Commissioner on progress in complying with Federal HAVA legislation requiring centralized state voter registration and handicapped accessible voting. The Nebr. Secretary of State's Office is using federal funds received for implementation of this legislation to assist the counties. To date we have received a computer, printer, scanner and barcode reader for the state centralized voter registration program. In the near future the state will be providing an electronic voting machine for each polling site and a central counting machine. This equipment is sizable and will require climate controlled storage. Lindsey asked about use of the current evidence room on the first floor if a third floor room can be cleared for use by the Sheriff. The Board had no objection so she will discuss this with Sheriff Ronzzo. She also informed the Board that, while the central counting machine will eliminate the need for precinct counting boards, extra help may be needed on receiving boards and at the Clerk's Office on election night. The new system will require optical scan ballots. The Election Commissioner budget for the 2005-2006 fiscal year will be based on a lot of estimated costs.

Treasurer, Janet Suminski, reported the May receipts and fund balances. County General is in good shape since Road transfers are now made on an as needed basis. She confirmed with the State Auditor that the highway allocation match required by the County is less than was originally thought. The match requirement is 1/4 of the total allocation and motor vehicle fees count toward the match. By her calculation the County would meet the match requirement with a transfer of \$25,638.30, however, she planned to transfer \$50,000 so that monthly transfers would not be necessary. There is nothing to be gained by carrying a large surplus in the Road Fund as they can only spend the amount budgeted. This helps keep an adequate amount in the General Fund, resulting in fewer transfers from the Inheritance Tax Fund to meet monthly expenses. New Pledged Security Notification from

State Bank of Cairo was given as a result of reinvested CD money. Suminski noted that County surplus funds are invested as a lump sum and interest is credited to the County General Fund.

Following discussion, the BCBS Subgroup Application, renewing employee health insurance with the same benefits as last year but with a 5% premium increase, was approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

No bids were received for providing handicap accessible restrooms on the first floor of the Courthouse. Following discussion, the Board decided that if the work cannot be done locally, the County needs to contact Siemans and get started on needed repair and maintenance work in the Courthouse. A list of projects in order of priority as determined by the Board are: restrooms, windows, heating/cooling system, electrical, tuckpointing, elevator & fire sprinkler system. The County can contribute questions for a new survey to be conducted by the Economic Development Board this fall. This could include questions seeking public opinion on Courthouse repair and maintenance issues. The Board agreed that Inheritance Tax Funds should be used for windows and restrooms and directed the Clerk to invite the Siemens Representative to the next Board Meeting.

The request of Veterans Service Officer, Charles Cox, that Everett Lech be appointed to the Valley County Veterans Service Committee for a 5 year term was approved on motion of Collins, seconded by Ash. Carried. Yes: Collins, Ash, Baker, Cullers, Sintek, Cetak. No: none. Absent: none.

Elizabeth Fischer's letter on behalf of the OHS Dance Team requesting use of the Courthouse lobby each Wednesday afternoon in July from 2:00 to 4:00 p.m. to serve sundaes and floats for a free will donation to the cancer walk was discussed. The "Coffee Break for Cancer" project was approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

A letter from the Nebr. Energy Office explaining that a recent law change has no effect on Counties that have no Energy Code and the Summary Report of current expenditures for May 31, 2005 were reviewed.

County Attorney Cullers reported that, according to the Sheriff and State Patrol, the number of citations issued during the Comstock Festival was down and no accidents were reported in Valley County. A request has been received to build a cabin on a minimum maintenance road in the NW corner of the County. The County could require the requester to sign a waiver that would attach to the property so that the County would not be forced to maintain the road even if the land were sold. It will be presented for Board review at a later date. He advised that it is important to follow proper procedure for the requested road closing. He also reported on the County Attorney's roll in child support enforcement. The earlier Lodging Tax discussion was reviewed as Attorney Cullers was in District Court at that time. He advised that since no bids were received for the handicap restroom project, we may yet be able to use this project as matching funds if we were to receive a grant for Courthouse renovation. We should check with Heidi Phillips or Glen Gates.

Supervisor Cullers left the meeting at 11:40.

Under Committee Reports, Supervisor Baker presented a written report given to him regarding hospital finances. The Clerk is to send a copy of the report to Neelam Bhardwaj and invite her to the next Board meeting to comment on it. The Clerk was also directed to include the Economic Development survey on the next agenda for the Board to propose questions they would like included on the survey.

Meeting adjourned at 11:45 a.m., to reconvene on Tuesday, June 28, 2005 at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the June 10 meeting and an agenda for the June 28 meeting are available 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 the 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.

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, June 28, 2005 in their Courthouse meeting room. Roll call was taken with Ash, Cetak, Cullers, Sintek, Baker, Collins, and Sevenker present. The Clerk verified meeting notice and minutes of the June 14 meeting were approved as published. Collins move, seconded by Ash, to adopt the agenda for today's meeting. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. No public comment was offered.

Road Secretary, Sandy Simpson, reported expenses for June and presented a written fiscal year report. Overall, the Road budget has \$95,554.36 remaining.

Supt. Leth's written report on the proposed abandonment of a portion of Road No. 139, B1, P162 was discussed. Leth indicated that if the proposed abandonment was approved, drainage would have to be maintained and the railroad would need to be notified of the closure of crossing 817205D. Olsson Engineering will take care of this, Clerk will send notice of the Public Hearing. Following discussion, Resolution 05-16, setting a public hearing on the proposed abandonment of a portion of Road No. 139, B1, P162, was adopted on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none.

Leth's general report included: no annual fee with NIRMA for required drug testing but \$39.00 for drug kits, compared to \$20.00 at the hospital; NIRMA Rep., Jason Clancy, contacted Leth regarding the County's safety program; the State Patrol presented a program on meth at the Road Supt. mid-year meeting, would like to present this program locally and invite surrounding entities; roadside spraying and gravel hauling continues; begin work today on slides on Comstock Road; need to replace one truck, '86 pickup getting transmission replaced for \$1500.

The only gravel bid received was from Ulrich Gravel Inc.. The bid included a larger grade of gravel but there was little change in prices from last year. Their bid, which is on file in the Clerk's Office and open to public inspection, was accepted on motion of Collins, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

At 9:30 a.m., Chairman Sevenker advised that, due to the number of persons in attendance, the Public Hearing on the proposed conditional use application for an ethanol production facility would be moved to the District Courtroom. At 9:40 a.m. Sevenker opened the Public Hearing in the District Court room and noted that all those wishing to speak would be allowed to do so, that he was making no time restrictions but asking that they try to hold it to 5 minutes each. He asked each speaker to sign in and state their name before speaking and he said the Board could question each speaker as they finished. Sevenker asked Planning & Zoning Admin., Nancy Glaubke, to begin with her report of the Planning Commission's recommendation, other speakers to follow in any order they wished.

Attorney George G. Vinton identified himself as the Schauer's' Attorney and noted that the hearing should be taped as written documentation is not sufficient in the event of an appeal. Sevenker replied that it is not our practice to tape proceedings and that equipment to do so is not readily available. County Attorney Cullers was consulted and advised that the County is not required to change their normal procedure at the last minute.

Glaubke reported approximately 60 people attended the public hearing last night before the Planning Commission to consider the Conditional Use Application for Ethanol Production Facility filed by Val-E Ethanol, LLC. The application was presented by Tom Kruml and six people spoke in opposition. She then read the recommendation of approval from the Planning Commission and the factual findings upon which their recommendation was based. The vote was 3 against and 9 in favor of recommending approval. Glaubke provided copies of written testimony presented at last night's hearing, both for and against.

Testimony against the proposed permit was given by Curt Schauer, Susan Schauer, Charlene Schauer, Angie Kokes, Attorney George Vinton, Peggy Alloway and Carl Schauer. Testimony in

favor of the proposed permit was given by Marty Petska, Jeff Waltman, Lonny Clausen, James Novotny, Tom Kruml and Gaylord Boilesen. All written testimony provided to the Board at the hearing is on file in the Clerk's Office. Some reasons given in opposition were: proximity to the Curt Schauer home, smell, noise, interpretation of commercial or industrial use, disruption of rural life style, danger of fire or explosion, amount of water used, effect on North Loup River, need for more research on effects, alternative sites not presented. Some reasons given for approval were: economic boost to area, estimate 33 full time jobs and 71 secondary jobs, estimate annual property tax 1 million dollars, added revenue to farmers, alternative to depletable oil as fuel source, opportunity for children to stay in area, prospects required "ethanol ready" site, a site book was prepared for each prospect and current proposed site was preferred. Sevenker asked twice if there were others who wished to testify, no one responded. Testimony ended at 11:40 a.m.. There was some discussion of delaying a decision until their next meeting. At the conclusion of testimony, Sevenker noted that the Planning Commission recommended approval of the Conditional Use Application and it is now up to the Supervisors. Collins moved, seconded by Cetak, that the recommendation of the Planning Commission for approval of the Conditional Use Application for Ethanol Production Facility filed by Val-E Ethanol, LLC, Harold Fish and James Knapp, based on the factual findings listed on the recommendation, be approved by the Supervisors. Sevenker asked if there was further discussion, none was offered. Carried. Yes: Collins, Cetak, Sintek, Cullers, Ash. No: Baker. Absent: none. At approximately 11:50 a.m. Sevenker recessed the meeting for 10 to 15 minutes to reconvene in the Board Room.

At 12:10 p.m. the Board reconvened in the Courthouse Board Room, Supervisor Cetak had not yet returned. Sintek moved to go into Board of Equalization, seconded by Cullers. Carried. Yes: Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: Cetak. The Clerk, Assessor and Deputy Assessor were present. Cetak returned to the meeting at 12:15 p.m.

Protest # 4 filed by Richard & Margene Bossen Trust was discussed first, as Richard Bossen was present and testified. Bossen filed on property located in part of the E2NW4 and part of the W2NE4 in 24-17-16. He wants to be sure his bins are being appraised on the same basis as Cargill and Co-op and questions how the depreciation is figured. The Assessor recommended tabling until the hearings on the 11th or 12th as Appraiser Larry Rexroth will be present and can review the depreciation with Bossen and the Board. Sintek moved, seconded by Collins, to table this protest until the 11th or 12th, date to be determined by Larry Rexroth and Bossen to be notified. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Protest #1 was filed by Geweke Ranch Inc., % Lloyd Geweke on 137.7 acres in the NW4 of 15-18-14 and concerned a correction of land use. No one was present to testify. Geweke provided certification from FSA to indicate 49 acres dryland, 84.70 acres grass and 4 acres road which results in a revised valuation of \$59,420. Baker moved, seconded by Ash to approved the requested valuation based on the change in land use. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Protest #2 was filed by Laddie E & Darlene K Bruha on the value of a trailer house sitting on 80 acres in the S2SW4 of 26-19-16. No one was present to testify. Written testimony was provided on the condition of the trailer. Lister Linda Nance and Supervisor Cullers inspected the property and confirm property owners report of it's condition. Sintek moved, seconded by Cetak, to approve property owners request and Assessor recommendation of a salvage value of \$300 on the trailer house. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Protest #3 was filed by Doug Sedlacek on a garage in Ord Original, W62.5' of E125' Div. D, Block 64. No one was present to testify. His written testimony indicated it was over valued based on the cost of materials and labor to construct it and invoices were attached. It was determined that it is a pole building with no electricity and no foundation and Sedlacek did his own labor. Assessor Waits noted that this information would decrease the valuation on the garage, but not the land. She recommended leaving the land as it is and splitting the difference between the owner requested and

Assessor valuation on the garage. Collins moved, Baker seconded, setting the garage value at \$6500 with the land value to remain as it is. Carried. Yes: Collins, Baker, Cullers, Ash, Cetak, Sintek. No: none. Absent: none.

Valuation changes requiring BOE approval were discussed. Donald & Lila Waller property in North Loup Village, Babcocks 2nd Add., Lots 3-6, Block 20 and Lots 1 & 2, 7 & 8, Block 19, the land value of each parcel was lowered from \$1950 to \$1650 to reflect removal of a portion of B Street from their property description since it was discovered that B Street had not been abandoned. Waller valuation change approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. James D & Lorreta K Darnell property in Ord, Summitt Add., Lots 38 and S25' of Lot 39 was corrected to reflect purchase of S25' of L39, lowering the land value from \$13,045 to \$12,675. Darnell valuation change approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Changes made to property owned by Hillcrest Ranch, in 5-20-14 lowered the total value from \$321,350 to \$293,280 and in N2 8-20-14 lowered the land value from \$108,200 to \$107,860. Changes for Ronnie C Hulinsky, in SW4 5-20-14 lowered the total value from \$31,645 to \$28,070 and for Charles Hulinsky in NW4 8-20-14 raised the land value from \$310 to \$340. These changes were necessary to correct an error made in the transfer of property from Hulinsky to Hillcrest Ranch and were approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Baker, Cullers, Ash, Cetak, Sintek. No: none. Absent: none. The following valuation changes were made to reflect an alley vacated by Ord City in Ordinance # 514: Jay & Ahleane Wojtasek in Ord, West Ord Add, W2 L3 & 4 and 8' of vacated alley in block 5, land value raised from \$5850 to \$6330; Lloyd R & Ramona G Hurlbert, Ord, West Ord Add., E2 L5 & 6 and 8' vacated alley in block 5, land value raised from \$5850 to \$6330; Gerald & Virginia John in Ord, West Ord Add., Lot 7 & 8 and W8' vacated alley in Block 5, land value raised from \$6240 to \$6495. Valuation changes due to Ordinance #514 were approved on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none. Valuation Richard E & Mary Ann Bonne property in the NE4 of 3-18-15 was corrected to reflect a dryer bin raising the total value from \$159,710 to \$205,970. The Bonne correction was approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

A Tax List Correction for Corina Guerrero for a mobile home moved to Hastings was approved on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. At 12:55 p.m., Ash moved to return to regular session, seconded by Cetak. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none.

Weed Supt., Darrell Kaminski, reported a generally good response from land owners in regard to their noxious weeds. Discussion was held regarding the spraying of road ditches. Kaminski felt it was useful to spray now to keep the seeds from spreading.

Custodian, Rolland Cronk, requested use of Courthouse lawn on behalf of the Ord Area Chamber for the junk jaunt in Sept. for a barbecue and entertainment to provide a reason for people to stay in Ord and make use of the motels, shopping etc. Discussion included the request listed as agenda item 11D and the Board felt it should not be used for private events but only for community events. Baker moved, seconded by Ash, to approve use of the Courthouse lawn for the Chamber sponsored event during the junk jaunt, but to deny use of the Courthouse lawn for private use as requested in agenda item 11D. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Cronk reported that he has been working with Rasmussen Machine on a proposal for a heating/cooling system and discovered that the air-conditioning installed in the District Courtroom could have a heating element installed. This may be more cost effective than repairing the old radiator that is currently not working in this room. The heating element would cost \$300 and 220 wiring would be needed. There is a duct to the jury room. Will pursue an estimate of cost and add to 2005-2006 budget for Board review. Will change timer on westside Courthouse lights during

the 4th of July weekend to allow them to run longer. Discussed seminar on boilers to be held in Kearney.

Discussion of the Lodging Tax repayment included comments from Attorney Cullers, Larry Koelling of the Advisory Committee and Kent Helm of the Ord Area Chamber. Cullers has contacted Ron Gottula with the state and was told their only directive is to capture the funds as quickly as possible for the County that is entitled to them. He also said they will withhold both the new improvement tax as well as the promotion tax until the money is repaid so the County will be left with no Lodging Tax funds coming in. An entity paying Lodging Tax listed their business office address in Valley County rather than the lodging site location in another county. The state will not give information regarding the amount of tax collected by an entity but will provide a list of entities who collect the tax to the County Board receiving the funds. It would appear that the funds in question should have gone to Custer County. The state takes no responsibility for assuring that the tax is collected and remitted to the correct county. Discussion included: payment of a lump sum, revised projections of income of \$680 per month including both improvement and promotion collections, question if interest will be charged, need to let requesting entities know how this will affect their upcoming projects, need to let Chamber know how this is to affect their contract, Committee needs to know how to proceed with 05-06 budget, could discuss with Custer County, Attorney Cullers requests Board member to work with him on negotiations as he has no authority to commit County to any action. The Board felt that the Committee should budget based on what remains in the fund, that the contract with the Chamber could be honored for this year and renegotiated in April, Sevenker and Ash will work with Attorney Cullers in negotiations concerning repayment.

Hospital Admin., Neelam B. Bhardwaj, presented her report, noting that a discussion and analysis page has been added. Revenues up slightly and they continue to work on cutting expenses. An audit is planned to help address the issue of reducing the "days in accounts receivable". Cutting down on use of contract staff helps keep costs down. An employee satisfaction survey is to be conducted by an outside firm to provide a base for measuring improvement. Need to increase number of rooms available for nursing home, licensed for 70 but not sufficient space. Recent changes include the neighborhood concept in the nursing home, new phone system and new cat scanner. Dr. Mike Lawson, internal medicine, will begin at the clinic on July 8. He is from Kearney and will continue to work there one day a week. Dr. Kanuri did not renew her contract, her last day is July 30. Dr. Rachel Blake has also been recruited to join the staff and will be coming soon. Patient satisfaction survey results were very good overall. The Hospital Board has approved purchase of equipment to allow more surgical services to be provided through outside specialists. The critical access adjustment payment will be changed from annual to monthly for next fiscal year. When the annual adjustment for this year is received, financials should be close to breaking even. Should have auditors report in October. Board members were invited to call her with any questions.

Discussion was held regarding the resignation of Assessor Waits and the resulting loss of health insurance. Assessor Waits was present. She plans to continue to work in the Assessor's Office on a part-time basis and understood the personnel policy to allow coverage for working 20 hours per week. However, the personnel policy states that a part-time employee must work 36 hours per week to qualify for health insurance. Following discussion, Sintek moved that an addendum be made to the county personnel policy allowing an elected official, who voluntarily retires or resigns due to health reasons, to receive single health insurance coverage for the remainder of the elected term, provided said official continues to be employed by the county. Cetak seconded the motion. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Resolution 05-15, transferring funds within the General Fund to cover overages totaling \$1411.98 in the Board and Assessor budgets, was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. June Claims were approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Collins moved to reappoint Sevenker to the Economic Development Board, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

The revision or addition of questions pertaining to the county for the next needs assessment survey was tabled until the next Board meeting. The 05-06 statement from the South Central Area on Aging for \$912.00 was noted. Also noted with appreciation were letters from the Economic Development Board recognizing the County's contributions to their efforts, an expression of thanks to County Attorney Cullers for his efforts on behalf of Petska Backhoe and Plumbing and Ord Equipment and a thank you from the Chamber for use of the Courthouse lawn for ExtraOrdinary Days.

Attorney Cullers' response to a complaint received by the Board regarding his handling of child support enforcement for JoAnn Hunt was that he would have liked to have been able to get it done faster and that he went over everything with her at the time and she signed the stipulation agreeing to it. He had no general report.

There were no Committee Reports and the Region 26 Agenda & Grant equipment inventory, Loup Basin RC&D Newsletter, Dept. Labor Newsletter, BCBS Flash, Nebr. Track Service & Hamilton Equip. Co. ad, & Rasmussen Mech Serv. were available for review in the Mail Folder.

Meeting adjourned at 3:10 p.m., to reconvene on July 11, 2005 at 8:00 p.m. as Board of Equalization for the purpose of hearing property valuation protests and July 12, 2005, at 9:00 a.m. in regular session and at 10:00 a.m. as Board of Equalization. Complete minutes of the June 28 meeting and an agenda for the July 11 and July 12 meetings 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

BOARD OF EQUALIZATION MINUTES

The Valley County Board of Equalization met on July 11, 2005 at 8:00 p.m. in the Courthouse Boardroom for the purpose of hearing property valuation protests. Roll call was taken with Baker, Collins, Sevenker, Sintek, Ash, Cetak, and Cullers present. Clerk verified notice of meeting. The Agenda was adopted as presented on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none. Larry Rexroth, the appraiser assisting the Assessors Office, Pam Arnold, County Assessor, and the County Clerk were present.

Protest #4, tabled from June 28th, Richard & Margene Bossen Trust, part E2NW4 & part W2NE4, 24-17-16. Bossen was present and testified his bins were being taxed differently than those of Cargill and Trotter because he had put up a new bin in 2004 and he objected to the raise in value of his existing property due to the addition of the new bin. His written testimony indicated market adjustment was not taken off. Arnold indicated that when the 2004 bin was added a 2002 bin was discovered and new pricing was used for all the property, including that already listed. The new pricing will be implemented for each township as it is reappraise. The Board felt the new pricing should not be implemented on an individual basis. Sintek moved to set the value of the 2002 and 2004 bins at \$1.00 per bushel, cost of construction, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. After further discussion, Sintek amended his motion to include rolling back values on existing buildings to last years value, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Protest #9, Leonard F. Edwards, L1 B4 Ord Auble's Add, Leonard and Eulalia testified. The Edwards' feel their depreciation should be higher based on comparables list provided. Cullers, Arnold and Nance inspected the property, finding it in excellent condition. Cullers noted it is difficult to assign a condition. Assessor suggested changing condition from excellent to very good. It was moved by Cetak, seconded by Cullers to follow the Assessor's recommendation to change the condition, resulting in a total value of \$197,100. Carried. Yes: Cetak, Cullers, Baker, Ash, Collins, Sintek. No: none. Absent: none.

Protest #10, BPO Elks #2371, Ord N Hwy Add part W2SW4 16-19-14, C. Allen Currie testified. Currie asked for a 25% exemption for the facility rather than the 50% they had been getting due to it's sale and the reduced use by the Elks. Elks continue to be responsible for the taxes until contract is paid in full. He provided a copy of the contract and interest figures to the Assessor. Ash moved to approve owner's requested total valuation of \$190,000 and allow the 25% exemption, seconded by Collins. Carried. Yes: Ash, Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: none.

Protest #15, Scott A. Thomsen, Ord Haskells Add E1/2 L4 B28. Thomsen testified house not professionally built or wired, has structural damage and an appraisal report dated 5/31/05 values it at \$47,000, which is amount he is requesting. Assessor verified condition by inspection and recommended changes which would lower the value from \$76,810 to \$47,250. Cetak moved to accept the Assessor recommendation based on her inspection of the property, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Protest #17, Novak Feedlot, Inc., NE4 28-19-16, Eugene Novak was present. Assessor had updated the record of land use to match the FSA map provided by Novak resulting in a value reduction from \$132,485 to \$123,330. Cetak moved to approve correction based on FSA map, seconded by Baker. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

Protest #18, Eugene E. & Ina Fae Novak, W2 & W2NE4 33-19-16. Eugene Novak testified that he disagrees with the \$5000 value placed on the homesite. The Assessor noted that all rural homesites are valued the same and land use was updated per FSA certification resulting in a reduction from \$158,665 to \$145,300 with buildings at \$15,805 for a total value of \$161,105. Collins moved to approve the reduced land valuation based on FSA certification of land use with no change to buildings, as recommended by Assessor, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Protest #26 part SE4 & S2S2NE4 36-18-14, & Protest #27, N2NE4 & N2S2NE4 36-18-14, Roger Hornickel. Hornickel testified that land use had changed and provided FSA certification and he felt the Assessor showed more total acres than FSA. Arnold noted that land use had been updated per the FSA maps and she felt they reflected the same number of acres as the FSA. Board asked Assessor to double check the number of acres and tabled both protests until tomorrow's hearing.

Protest #16, Ord West Ord Add L7 & S15 L8 B9, Mark & Janet Suminski. No one present to testify, written testimony included list of comparables. Arnold, Nance & Cullers inspected the house, found garage 50% finished & heat pump upgrade. Assessor noted that Novosad remodel was missed and will be upgraded to very good condition in 2006, suggested waiting until 2006 to upgrade condition for Suminski's. Collins moved to leave Suminski property as good condition until 2006, then update both Suminski and Novosad properties, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Protest #19, part NE4NE4NW4 11-17-13, Elaine M. Stobbe. No one present to testify, written testimony indicated increase extreme for deck repair. Arnold noted that 424 square feet were added to the deck as well as a 64 square foot concrete slab and flooring was Timbertech. She recommended no change in valuation. Cetak moved to approve the Assessor recommendation of no cause for change in valuation, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Protest #20, SW4 & part SE4 15-19-14, protest #21, Sw4 13-19-14, protest #22, N2SW4, protest #23, S2SW4 14-19-14, Lezlie Wier. No one was present to testify, written testimony indicated land use was incorrect and FSA certification was provided to the Assessor. Arnold indicated land use corrections have been made. Collins moved to approve land use corrections based on FSA certification for protests #20, #21, #22, & #23, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Protest #24, L1 & 2 B2 TC Davis Add North Loup, Beverly L. Scott. No one appeared to testify, written testimony indicates vacant since 1999, no longer livable, used for storage. Assessor inspected property and recommends house value of \$6295, land as is at \$925. Baker moved to set total property value of \$6000, seconded by Collins. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Protest #25, L3 B4 City View Add. Ord, Joel J. Lilienthal. No one appeared to testify, written testimony indicates recent purchase price \$19,000, complete renovation needed. Assessor inspected property, confirming good structure with bad interior. Recommends land value as is at \$5630, house at \$13,655 with review next year to see if renovated. Cetak moved to approve Assessor recommendation based on inspection, seconded by Cullers. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Protest #28, E2SW4 32-20-16, Edith Payne. No one appeared to testify, written testimony indicates poor soil quality and wasteland. Assessor indicated land use corrections made based on FSA certification lowered value to \$35,480. Cullers moved to approve corrections based on FSA certification, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

Protest #29, NE4 15-20-16, Edith Payne. No one appeared to testify, written testimony requests allowance for waste pasture, cedar trees and income produced. Assessor indicates parcel is grass land with 3 acres exempt for road and feels there is no cause for change. Ash moved to approve Assessor recommendation of no cause for change, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Meeting adjourned at 10:30 p.m., to reconvene on Tuesday, July 12, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the July 12 meeting and an agenda for the July 12 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order in their Courthouse meeting room at 9:00 a.m. on Tuesday, July 12, 2005. Roll call was taken with Cullers, Sevenker, Sintek, Ash, Baker, Cetak, and Collins present. Notice of meeting was verified by the Clerk and the minutes of the June 28 meeting were approved as published. The agenda was adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Road Supt. Leth reported: state had 20 traffic counters out, this gives ADT for county; NIRMA inspected roads and will have to replace damaged signs; working on Fort Hartsuff Road this week, next Sargent Road, then project C88230 on Y and C88229A on Y going east; have quit spraying to fix Memorial Day damage; Welniak bridge repaired; blinking lights put up Monday for Comstock Festival; federal highway bill set at 186.5 million looks to be approved; standing committee on federal aid met in Lincoln on June 30, discussion of bridge inspection requirements and requirements for signage on washouts. Discussion of Frontier easement request too late to be on agenda, Sevenker reports receiving call from Frontier indicating approval needed immediately due to 911 service. Leth indicates REA will need to bring power over and will need their own easement, he has no problem with the easement. Board agrees that, if necessary, Frontier could begin the project and directs the Clerk to put the easement on the July 26 agenda for formal approval. Sevenker noted trees that need trimming by Elyria Catholic parsonage.

Sheriff Ronzzo's fee and activity reports for May and June were reviewed, he is in District Court.

Treasurer Suminski gave the Month-end Fund Report, noting the \$50,000 transfer to Road and the \$79,085.26 Inheritance Tax collection in June bringing the total Inheritance Tax funds to \$1,007,752.32. She also provided a detailed report of collections which will be condensed for publication. Her report included projected state aid for 2005-2006 with a comparison of state aid from previous years showing less aid each year. The miscellaneous receipt folder was available for Board review.

While awaiting the 10:00 a.m. start for Board of Equalization, the following items were heard. Lodging Tax Receipts for April were presented, noting the withholding of the collected amount by the state. A letter from Region 26 providing an inventory of NEMA grant fund purchases for entities in the county was reviewed, as well as information that the Dept. of Homeland Security may conduct visual audits of the purchased items. In addition, a notice from NEMA requesting certification of the County's compliance with A-133 requirements was reviewed. Clerk Lindsey noted that she had contacted Alma Beland, Region 26 Director, and unless the County received \$500,000 or more in federal funds we are not subject to the requirements. According to Beland, Region 26 records indicate we are well under that amount and the County has received no information from any County Office indicating otherwise. Lindsey indicated that she would return the form marked to show that less than \$500,000 in federal grant funds were received by the County. Discussion was held regarding the collection of rent from Agland Electric and Cornerstone. The leases set the rent at \$1.00 per acre per year. The Board directed the Clerk to consult the County Attorney and follow his recommendation. The Board approved selling the books from the School Supt. Office as part of the Junk Jaunt if there is time to advertise and prepare for it. In response to the query from Nemaha County, the Board elected to take no action regarding the county's General Assistance agreement with HHS. Needs Assessment Survey questions were discussed as well as the use of an opening statement to provide information to the public such as noting the fact that the Courthouse is on the National Historical Register.

Supervisors Collins and Baker were excused from the meeting to attend a funeral.

At 9:55 a.m. the Board of Equalization was convened on motion of Sintek, seconded by Cetak. Carried. yes: Sintek, Cetak, Ash, Cullers. No: none. Absent: Collins, Baker. Appraiser Larry Rexroth, Assessor Pam Arnold and Clerk Jenette Lindsey were present. Following is a report of each protest heard and action taken.

Protest #5, part NE4 10-18-13, protest #6, part W2SW4 11-18-13, protest #7, part N2NW4 14-18-13, Gary E. Ackles. Ackles testified that his property is worth less since it is in small tracts and asked how much discretion the Board had to adjust land values. Written testimony cited loss of land due to Hwy 11 improvement project. Board members indicated the state sets land value according to soil type and use. Assessor indicated

land use correction was made on protest #6 based on FSA certification, otherwise the records were correct. She also noted that property lost to Hwy project will not be taxed. On Protest #5, Ash moved to approve Assessor recommendation of no cause for change, since records are correct, seconded by Cullers. Carried. Yes: Ash, Cullers, Sintek, Cetak. No: none. Absent: Collins, Baker. On Protest #6, Sintek moved to approve the correction of 2 acres from dry to grass based on FSA certification for a revised value of \$24,050, seconded by Cetak. Carried. Yes: Sintek, Cetak, Ash, Cullers. No: none. Absent: Collins, Baker. On Protest #7, Ash moved to approve Assessor recommendation of no cause for change, since records are correct, seconded by Cullers. Carried. Yes: Ash, Cullers, Sintek, Cetak. No: none. Absent: Collins, Baker.

Protest #12, W 300 acres of W2 32-17-13, Joseph M. & Lauretta Hickman. Joe Hickman testified that many sales are not based on true value of property, his pasture is very rough, some parts not accessible, some wasteland, value of vacant buildings was raised. Assessor testified that land use is correct, house valued at flat \$1500, granary at \$1685, chicken house and shed at \$75 each. Cetak moved that there is no basis for change on land value, but directed the Assessor to inspect buildings for possible adjustment, seconded by Cullers. Carried. Yes: Cetak, Sintek, Cullers, Ash. No: none. Absent: Collins, Baker.

Protest #8, L8 B24 Ord Original, Lloyd V. Griffith. No one appeared to testify, written testimony indicated that he would sell the property for \$35,000. Assessor inspected property and found interior original with no improvements, lowered condition to fair but had to change year built from 1940 to 1951 so value was only lowered from \$41,520 to \$39,545. Cetak moved to approve Assessor recommendation based on inspection and year built for total property value of \$41,785, seconded by Sintek. Carried. Yes: Cetak, Sintek, Cullers, Ash. No: none. Absent: Collins, Baker.

Protest #11, tract NE4NW4 26-17-16 inside corp. Arcadia, Lola Staab. No one present to testify, written testimony indicates more than 1/2 of property is in the river, bought from village for \$50. Supervisor Ash is familiar with property and confirms owners testimony also notes that land cannot be built on and that County lowered neighboring property last year. Assessor recommends lowering value by half since half is under water. Ash disagrees, says property is not usable. Cetak moved to approve Assessor recommendation, but motion dies for lack of a second. Ash moves to approve the \$100 value requested by owner for 2005 and direct Assessor to review similar properties along the river corridor to equalize values for next year, seconded by Sintek. Carried. Yes: Ash, Cullers, Sintek, Cetak. No: none. Absent: Collins, Baker.

Protest #13, John D. Jr. & Joanne E. Prien, NE4 1-17-14. No one present to testify, written testimony indicates part of field not farmable due to inadequate drainage, slough across property and streambed along southern edge, patches of alkali soil. Assessor testified that land use was updated based on certification from FSA which raised the value from the protested \$143,330 to \$151,470. Sintek moved to approve the corrected valuation of \$151,470 based on the FSA certification, seconded by Cullers. Carried. Yes: Sintek, Cetak, Ash, Cullers. No: none. Absent: Collins, Baker.

Protest #14, part NW4 25-17-16, Dennis Greenland. No one appeared to testify, written testimony indicates changed from cropland to grass. Assessor advises land use update based on FSA certification lowered valuation from \$9375 to \$6000. Cetak moved to approve updated value based on FSA certification, seconded by Ash. Carried. Yes: Cetak, Sintek, Cullers, Ash. No: none. Absent: Collins, Baker.

Protest #26, part SE4 & S2S2NE4 36-18-14, Protest #27 N2NE4, N2S2NE4 36-18-14, Roger Hornickel, tabled from July 11 hearing for Assessor to review number of acres assessed against those shown by FSA. Assessor indicates the number of acres match. Sintek moved, seconded by Cetak, to approve assessed valuation of property on Protests #26 & 27 based on FSA certification. Carried. Yes: Sintek, Cetak, Ash, Cullers. No: none. Absent: Collins, Baker.

Tax List Correction for Danny & Mary Jo Scot for a mobile home being moved to Custer County was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Cullers, Sintek, Cetak. No: none. Absent: Collins, Baker.

At 11:05 a.m., the Board moved back into regular session on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Cullers, Ash. No: none. Absent: Collins, Baker.

Glen Gatz, of USDA Rural Development, spoke to the Board regarding grant and loan opportunities through USDA for Courthouse repair and renovation projects. He also presented handouts outlining some of these opportunities. USDA is a lender of last resort and requires that an applicant be turned down by an outside bonding agency before they will look at providing funds. He noted the need to stay within levy limits, offered to help architect with program guidelines and is willing to return to a meeting anytime.

Sheriff Ronzso appeared to discuss his report, noting that he is considering raising rates from \$45.00 to \$50.00 per day and is transporting prisoners for Howard County until they get new deputies.

The NIRMA billing and real property appraisal was reviewed and the issue of a blanket bond covering County Officials rather than individual bonds was discussed. County Attorney Cullers was asked to research this and to write a letter to EMC regarding the refund of a portion of the premium due to an error.

The following items were reviewed: annual billing notices from Region 26, Nebr. State Probation and Region III and the Loup Basin RC&D request for contacts to help develop a searchable business directory.

Discussion was held regarding appointment of a County Rep to the LBRC & D Committee since Chairman Sevenker is unable to attend the Tuesday night meetings. The Board felt that the Chairman had the authority to appoint someone, so Sevenker appointed Dale Melia to represent the County on this Committee.

Receipt of the City of Ord Notice of Public Hearing to consider declaration of blighted and substandard area was noted.

County Attorney Cullers reported that after his conversation with Ron Gottula, Dept. of Revenue, who said no interest would be collected on the Visitor's Promotion funds the County must pay back, he talked to Tom Gillespie, legal counsel for the Dept. of Revenue, who indicated that if the Dept. made it an assessment, interest could be collected. Gillespie indicated that this is the first time such a large amount has had to be returned. Discussion was held regarding paying it back in a lump sum. Cullers was asked to write a letter requesting the Dept. of Revenue's position on this matter in writing.

Mail folder items available for review included: Chamber Newsletter, Economic Development Quarterly Review, Rural News Bits, NIRMA/AON publication.

Meeting adjourned at 12:15 p.m., to reconvene on Tuesday, July 28, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the July 12 meeting and an agenda for the July 28 meeting are available 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 subjects to be discussed at said meeting.

Jenette G. Lindsey, County Clerk

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BOARD OF SUPERVISORS' MINUTES

At 9:00 a.m. on Tuesday, July 26, 2005 the regular meeting of the Valley County Board of Supervisors was called to order in their Courthouse meeting room. Roll call was taken with Baker, Collins, Sintek, Ash, Cetak, and Cullers present, Chairman Sevenker was absent. His absence was excused and Vice-Chairman Collins conducted the meeting. The minutes of July 11, 2005 and July 12, 2005 were approved as published. The Agenda was adopted on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Cullers, Baker, Ash. No: none. Absent: Sevenker. There was no public comment.

The Road Claims and Balances report was given by Road Dept. Secretary, Sandy Simpson, who noted the larger expenses were for fuel and gravel. An inventory of machinery and equipment owned by the County Road Dept. was also presented.

Supt. Leth reported the request from North Loup that the County allow the usual detour for Popcorn Days. The request was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Sintek, Cetak. No: none. Absent: Sevenker. Leth requested that the expense of spraying the roadsides be part of the Weed Budget rather than the Road Budget and the Supervisors agreed. The road project from the Sargent Y south is completed except for armor coating, project east from Y will be next as well as maintenance west of the Y. Comstock festivals create large increase in traffic. Box culvert on Ashton Road being replaced with tube.

Easement 05-223 for Frontier, which was discussed at the last meeting, was approved today on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Cullers, Baker, Ash, Cetak. No: none. Absent: Sevenker. The Storage Closing Notice from the Dept. of Natural Resources for section 11, twp 20, range 16W was noted and road numbering for 911 addressing was discussed.

The County Clerk Fee report for June and the fiscal year were presented as well as the District Court Fees for June.

The regular written Hospital report was provided and Hospital Board Chairperson, Kara Fischer, reported: fiscal year 04-05 has not yet been audited, but auditors estimate that after all adjustments are made there will be a profit; all censuses are up; business offices in Hospital and Nursing Home are moving to the Zlomke Clinic, this will allow space for 3 additional rooms in the Nursing Home and 2 private admission booths in the Hospital as well as physical therapy space, main cost of the move will be the phone system, Home Health and Hospital Foundation will continue in the Zlomke Clinic, this move should also help parking at the Hospital; renovation completed for the Heritage Program for seniors; cosmetic updates to A wing will be completed in Sept; Neelam received grant funds from Critical Access Hospital for leadership training seminars for managers; Burwell Clinic begins offering physical therapy Sept. 1.

At 9:30 a.m. the Public Hearing on the abandonment of a portion of Road No. 139, B1, P162 was opened. Valley County Attorney, Cullers, presented a Resolution approving abandonment of the road for the Board's consideration. Vice Chairman Collins asked those who wished to speak on the issue to do so. Susan Schauer, Angie Kokes, Charlene Schauer, Curt Schauer, and Peggy Alloway spoke against closing the road. Much of the testimony concerned the ethanol plant. Some reasons given for keeping the road open were: those filing the petition to close the road do not own land in area, road is mail and bus route, son travels it every day and will have to go mile out of way, business should have to make their own road, this road is original highway 11, road is access to farm fields, suggest using road on north side where no one lives, request to keep road as private access to fields. Tom Kruml, Bethanne Kunz, Gaylord Boilesen also spoke. Kruml noted that the issue is the road not the plant and indicated the road closing was necessary for safety since there is not enough distance between the highway and the railroad for a semi to sit before entering the highway. Kunz reported that the State Dept. of Roads has indicated the north road is not an option. Attorney Cullers left the meeting to consult with County Road Supt. Leth, who was not present at the hearing. Cullers reported that Leth advised classifying the road as minimum maintenance would not address the safety issue and that if used for private access to field, County would have to maintain drainage. The question of more time for research and discussion was raised and it was noted that this topic has been on the Board agenda multiple times, that this hearing date had been set by the Board in June, allowing ample time for research, and that Kruml and Boilesen had reported to the Board several times to keep them updated and to answer their questions. Attorney Cullers advised that

discussion should be kept to the issue of closing the road. Vice-Chairman Collins asked the Board for a decision. Cetak moved to adopt Resolution #05-17, approving the vacation and abandonment of Road No. 139, B1, P162, as described therein, seconded by Cullers. Carried. Yes: Cetak, Cullers, Sintek, Ash, Baker. No: none. Absent: Sevenker.

At 10:30 a.m., Supervisors moved into Board of Equalization on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Cullers, Baker, Ash. No: none. Absent: Sevenker. Assessor Arnold and Clerk Lindsey were present.

Attorney Cullers reported that he, Sevenker and Arnold met with the Keowns to discuss their property valuation appeal to TERC for the 2004 valuation. Following discussion of comparable properties and changing from 100% brick construction to 75% the Keowns agreed to a valuation of \$166,500 for 2004. The \$186,595 valuation for 2005 will have to stand as the deadline for change has passed, but the issue will be revisited in 2006. Cullers presented a Stipulation and Settlement Agreement outlining the above agreement. Sintek moved to approve said Agreement, seconded by Cullers. Carried. Yes: Sintek, Cullers, Baker, Ash, Cetak. No: none. Absent: Sevenker.

Cetak moved to return to regular session, seconded by Sintek. Carried. Yes: Cetak, Sintek, Cullers, Baker, Ash. No: none. Absent: Sevenker.

The Needs Assessment Survey, which provides an opportunity for the County to submit survey questions to County residents, was again discussed. Supervisor Cullers read a sample statement and questions that she had drafted. No action was taken.

Larry Cihal and Ron Paul of Siemens were present to discuss Courthouse renovation and how to accomplish it. Supervisors indicated no local bids were received for handicap accessible restrooms on ground floor and they were ready to consider the performance contract option offered by Siemens. Supervisors listed their priority items as handicap restrooms, windows, heating/cooling, and ground level electrical. Cihal and Paul requested access to plans the County had for the restrooms and said they would meet with the Building and Grounds Committee in a couple of weeks. They asked that the County express their willingness to sign a letter of intent with Siemens. Sintek moved, seconded by Cetak to approve signing a letter of intent with Siemens. Carried. Yes: Sintek, Cetak, Cullers, Ash, Baker. No: none. Absent: Sevenker.

Budget Accountant, Chuck Abel, presented a spread sheet showing fund balances as of June, 2004, receipts and disbursements for fiscal year 2004 - 2005 and the projected receipts and requested disbursements for fiscal year 2005 - 2006 with the resulting projected balance as of June, 2006. Each Board member received a packet with the requested budgets of County offices and departments. Abel indicated that the preliminary levy shows an increase of 16 million. He noted the General Fund shows a larger balance due in large part to changing Road Fund transfers to an as needed basis. Abel's figures include a 400 thousand dollar transfer from General Fund, a \$150,000 transfer from Inheritance to General Fund and \$47,000 to be paid to some townships in lieu of a levy. A special Budget meeting to go over budget and levy requests was scheduled for Monday, August 8, 2005 at 7:00 p.m..

July claims were approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: Sevenker.

Amendments to the Medical Reimbursement Plan, Dependent Care Assistance Plan and Health and Accident Insurance Reimbursement Account Plan to include the new 2 1/2 month rollover recently passed by the IRS were approved by the Board.

Participation in the Household Hazardous Waste Collection on April 29, 2006 sponsored by Loup Basin RC&D, at a cost of \$1000 to Valley County, was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Sintek, Cetak. No: none. Absent: Sevenker.

The letter from Nebr. Dept. of Economic Development advising the County of non-selection for the CDBG was noted.

Joe Novotny was reappointed as the County Representative on the CDBG Re-Use Committee on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: Sevenker.

Lodging Tax revenue for May, 2004 of \$424.06 was again held by the state for payment of the balance they say is owed to Custer County. Expenses for July, 2004 were \$1869.51.

Discussion was held on an earlier agenda item regarding transferring money to funds that do not have a levy. Treasurer Suminski reported it was necessary to make a transfer to the Institutions Fund this month to cover expenses. The transfer was done through the claims process so the Board would have opportunity to approve it and was within the Institutions budget. Suminski and Clerk Lindsey said they would like to have a resolution as part of the annual budget process to clarify the transfer of money to these funds. Further discussion will be held upon presentation of a resolution.

The Confirmation of Coverage received from NIRMA and Aon Risk Services was provided to each Board member.

County Attorney Cullers presented a draft of his letter to the Dept. of Revenue asking that they provide documentation confirming their allegations that lodging tax funds paid to Valley County should have been paid to another county. His letter also indicated that he felt the establishment from which the taxes in question were collected would agree to authorize the release of this information to Valley County so that this issue could be resolved.

Cullers' general report included: he has not received the State Patrol report on two motorcycle accidents and that he advised a person with water drainage complaints to address the Board through public comment.

Cullers suggested the Board go into executive session to discuss litigation strategy. At 11:45 a.m. Sintek moved, seconded by Ash, to go into executive session for discussion of a pending lawsuit. Carried. Yes: Sintek, Ash, Baker, Cullers, Cetak. No: none. Absent: Sevenker. At 12:25 p.m. the Board came out of executive session on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: Sevenker.

No Committee Reports were given and the Mail Folder items were available for review.

Meeting adjourned at 12:25 p.m. to reconvene on Monday, August 8, at 7:00 p.m. in special session for discussion of budget and levy requests, and on Tuesday, August 9, at 9:00 a.m. in regular session, 11:00 a.m. as Board of Equalization. Complete minutes of the July 26 meeting and an agenda for the August 8 and August 9 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS MINUTES

The Valley County Board of Supervisors met August 8, 2005 at 7:00 p.m. for consideration of budget and subdivision levy requests. Roll call was taken with Cetak, Sintek, Collins, Cullers, Baker, Ash, and Sevenker present. Meeting notice was verified and the agenda adopted on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

Budget Accountant Chuck Abel was present and advised that the subdivisions need to be informed of their allowed amount by the end of the month. He referred to the printout he had provided at the last Board meeting with the projected figures based on requests and estimated income. He noted the County levied the maximum last year and that after several years of lowering cash reserves, this year there is a small improvement. He estimated a \$65,000 increase in income.

Weed Supt. Darrell Kaminski had no objection to adding \$2000 for chemicals to the Weed budget instead of the Road Budget and noted that he will no longer be able to provide Plateau for public use unless he sprays it himself or gets a dealers license.

Dave Williams and Dr. McDermott spoke regarding the Airport's request of \$90,000, noting the rise in liability insurance costs, fuel and operating costs. They also explained that FAA regulations require runway expansion for which land will have to be purchased.

Others in attendance were: Clerk Jenette Lindsey, Treasurer Janet Suminski, Assessor Pam Arnold, Clerk Magistrate Pauline Grooms, Custodian Rolland Cronk, Sheriff Larry Ronzzo, County Attorney Randy Cullers, and Road Supt. Max Leth.

Discussion included: employee raises, hiring additional personnel, computer system upgrades, new County Court policy making the County responsible for unwaiverable court costs that go unpaid, boiler problems and heating the District Courtroom, washer and dryer installation in the Custodian's Office for use by the jail, new flooring for dispatch area in Sheriff's Office, need for new vehicle for Sheriff, addition of certain fees in IV-D Budget to meet reimbursement requirements, rising cost of fuel, asphalt, equipment repair and gravel, need for new pickups and trucks, cash reserve.

Each person had opportunity to discuss their request. The following changes were made: \$1000 cut from County Board meeting expense; at Treasurer's suggestion, \$1000 was cut from her data processing software; \$4000 cut from Assessor's salary portion; at Cronk's suggestion, \$1500 cut from other equipment in Building and Grounds; \$400 cut from Extension Agent's travel expenses; \$15,100 cut from Sheriff's autos; \$2500 cut from Jail laundry expenses; at County Attorney's suggestion, \$1000 was cut from his photo copies and \$250 from blood alcohol fees; \$87,250 was cut from the Ambulance budget; \$2000 was added to Weed for chemicals and \$800 added to Misc. General for scheduled Assessor computer upgrade.

The subdivision levy requests were discussed.

Meeting adjourned at 10:30 p.m., to reconvene on Tuesday, August 9, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the August 8, 2005, meeting and an agenda for the August 9 meeting are available 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 subjects included in the foregoing proceedings were contained in the meeting agenda, 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, August 9, 2005 in their courthouse meeting room. Roll call was taken with Sintek, Sevenker, Cullers, Collins, Cetak, Baker, and Ash present. Meeting notice was verified and minutes of July 26 were approved as published. The agenda was adopted on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Susan Gibson spoke under Public Comment to inform the Board of the newly formed local chapter of Habitat for Humanity and ask for County support. She invited everyone to their next meeting on August 17 at 6:30 p.m. in the Arcadia Methodist Church. Their purpose is the building of homes for the needy through donations of money, merchandise and labor.

Supt. Leth asked if the road abandonment necessary for construction of the ethanol plant could wait until after harvest or until work began on the site. He noted that it will have to be barricaded according to design standards and asked who is responsible for purchasing the barricades. Sevenker will check into this. Leth also reported: Nebraska Salt & Grain cost up \$4 per ton; accident with Mac truck, forms have been filed with NIRMA; mixing windrow, will mix one more for maintenance; begin armor coating first of Sept.. He presented an Equipment Cost Report listing all Road Dept. equipment and the operating cost of each. Public renting of Road Dept. equipment was discussed. Leth has a rental book with established rates. Ash asked Leth to inspect the road to the Region 26 tower, check the drainage tube and spread some rock. Leth agreed to look at it after the oiling is done and report his findings. Dean Meeks of Region 26 has begun work on Valley County enhanced 911 addressing.

Planning & Zoning Admin., Nancy Glaubke, reported that Dale Zadina and Pat Frazer have agreed to continue to serve on the Board of Adjustments if the County Board approves. Collins moved, seconded by Cetak, to approve the reappointment of Dale Zadina and Pat Frazer to the Board of Adjustments. Glaubke also reported that she is in the process of presenting the Interlocal Agreements to the villages for renewal. Arcadia has renewed and she will be presenting agreements to North Loup and Elyria. The fee to the villages is 20% less than last year. The agreements will be presented for Board approval at the next meeting. Clerk is to check to see if a resolution is needed.

Executive Director, Bethanne Kunz presented the VCED quarterly report with a handout listing activities for the quarter, including: six new businesses and 8 expansions, 53 members in Founders Club, 5 business start up loans made from sales tax fund, partnering with Burwell Chamber to offer training for employees in hospitality industry, working on needs assessment survey, and VCED 5-year Anniversary and Annual Meeting August 9. A copy of their 05-06 budget was presented.

Custodian Cronk reported: need for boiler repair before winter, plans to install timer to help keep heating cost down, plans to paint outside railings, has trimmed several trees, asked if anything permanent has been done to secure the windows and was told not yet, plans to replace boards in outdoor benches and paint them. Sevenker noted that the installation of a washer and dryer should begin immediately as jail budget laundry costs were cut. Joe Wadas spoke on the Courthouse heating and cooling system. He will install a new igniter, however, does not want to take apart and clean in case of breakage, as parts are not available. The District Courtroom heating register is not working because it was disconnected from the water pipes some time in the past due to leakage. He can add heating to the cooling system he installed there several years ago. The cost would be comparable to repair of the pipes and the advantages would be that it would not take so long to get heat, the entire Courthouse system would not have to be activated, and it should be cheaper to operate. Wadas also said he would like the opportunity to work with Siemens on the heating/cooling portion of the Courthouse renovation. The Board said it was their desire to use local people where possible and felt that Siemens would try to do that. The Board advised that the boiler should be repaired and heating added to the current cooling system in the District Courtroom and that work on the floor in the dispatcher's area of the jail could be done now.

At 10:05 a.m. the Board of Equalization was convened on motion of Ash, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Assessor and Clerk were present. Assessor Arnold presented the 2005 Update Plan of Assessment. She

explained that new legislation changed the requirements from a 5 year plan to a 3 year plan and changed the deadline for filing with the County Board from Sept. 1 to June 15. She was not aware of these changes when she took office on July 1 and apologized for missing the deadline but said it was prepared as soon as she was aware it was needed. Arnold noted that they hope to have the Ord Township updates on line for 2006 and that Appraiser Martinsen is to begin work in Noble Township on Friday. The Board advised that she could go ahead and advertise for an additional employee. At 10:15 a.m. the Board moved back into regular session on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Treasurer Suminski gave the July Fund Report noting that Road and General Funds are in good shape and that taxes will be coming in as they are due Sept. 1. The Hospital Bond will be paid off in 2006. She reported on Distress Warrants delivered to the Sheriff and presented his written response as he was in District Court. Of 40 Distress Warrants, 27 were satisfied and 8 returned uncollected with reasons listed. Suminski asked that Distress Warrant #33 for James Schaaf in the amount of \$36.29 be stricken as uncollectable. The striking of said Distress Warrant was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Board also approved the acceptance of \$462 as payment in full for 1997-1998 personal property taxes due from There Are Rainbows even though it did not include interest. The Board agreed to Suminski's request to advertise old office furniture on party line and take bids on it. They advised that a time limit for bidding be set.

The Clerk's monthly fee report and report of outstanding ambulance accounts that occurred prior to 1999 when the County was the billing agent were presented.

At 10:25 a.m. a 5 minute recess was called by Chairman Sevenker. At 10:30 a.m. the meeting resumed with Budget Accountant Abel present. Clerk Lindsey reviewed the changes made in budget requests at the budget meeting the previous night with cuts totaling \$114,000, additions \$2800 for an overall budget cut of \$111,200. Subdivision requests were reviewed with Abel advising that bonds do not affect the County levy. Following discussion, subdivision requests were allowed as follows: Airport \$66,000; Loup Valley Ag Society \$45,400; Ord Fire District \$14,977; North Loup Fire District \$22,000; Arcadia Fire District \$10,000; Ord, North Loup and Arcadia Townships were allowed as requested. Accountant Abel will determine, based on levy limits, if a portion of the township levy will be retained by the County and reimbursement made to the townships. Inheritance Tax Fund was discussed. Able advised that it provides a better record of expenditures if Inheritance Tax Funds are transferred into and spent from the proper fund rather than spending directly from the Inheritance Tax Fund. He also noted that the collection of personal property tax from the ethanol plant should be a good benefit to the County.

The Needs Assessment Survey was discussed. The Board determined that question 21 on the old survey should be removed and the proposed questions submitted by Supervisor Cullers should be included in the new survey. These questions were presented to Bethanne Kunz.

Due to the Special School District 5 Bond Election scheduled for September 13, 2005, the Clerk asked that the regular County Board meeting date be changed. On motion of Ash, seconded by Cetak, the regular County Board meeting date is changed to Monday, September 12, 2005 at 9:00 a.m.. Carried. Yes: Ash, Cetak, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Current Expenditures Summary for July was reviewed.

A letter from Nebr. Public Employees Local 251 requesting wage and benefit information was presented. The Board advised that the County would not respond.

Central District Meeting is scheduled for September 15, 2005 at the Grand Island Interstate Holiday Inn, \$20.00 preregistration and \$25.00 at the door, sign up before next Board meeting.

County Attorney Cullers reported that he has not yet drafted a letter to EMC inquiring about a refund due to an error in premium calculations and asked if there were any documentation concerning the error. The Board was not aware of any but thought it was in the worker's comp area. Cullers also reported receipt of a listing of lodging tax receipts received from the Dept. of Revenue which is not for public record but only for use by himself or a Board member. The Dept. has offered him in person access to their records. Following discussion it was determined that a portion of the amount remaining in the Lodging Tax Fund should be used in conjunction with Inheritance Tax Funds

to pay off the required amount. The Tourism Committee and Chamber need to be contacted with regard to their commitments for the coming year. Attorney Cullers volunteered to contact them and Chairman Sevenker to try to establish numbers for budgeting purposes. Once it is paid, the County will again receive a monthly amount and in September the additional Improvement tax should begin to come in, which would provide some operating money.

At Attorney Cullers request, the Board moved into executive session at 11:25 a.m. for discussion of the Schauer v. Dean Ash et al lawsuit on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none. At 11:30 a.m., the Board moved out of executive session on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. A motion was made by Ash, seconded by Cullers, to sign the answer prepared by County Attorney Cullers in Case #CI 05 47, Curt Schauer and Susan Schauer v. Dean Ash et al. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Meeting adjourned at 11:40 a.m., to reconvene on Tuesday August 30, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the August 9 meeting and an agenda for the August 30 meeting are available 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 the 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, County Clerk

Valley County Board of Supervisors' Minutes

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, August 30, 2005 in their Courthouse meeting room. Roll call was taken with Baker, Collins, Sevenker, Ash, Cetak, Cullers and Sintek present and notice of meeting was verified. Clerk Lindsey noted the need for a correction to the minutes of the August 9, 2005 meeting to include the Board's approval of the levy allocation request of Twin Loups Reclamation for \$31,392. Collins moved to approve the August 8, 2005 special budget meeting minutes and the August 9, 2005 regular meeting minutes to include the correction noted above, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. The agenda was adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.

Stefan Baker had signed up for Public Comment and told the Board that the Hospital was no longer making itemized expense information available to the public and that this was a violation of the freedom of information act. Baker indicated that if this was not corrected, he would contact the Attorney General. Chairman Sevenker asked Hospital Admin. Neelam Bhardwaj, present for the monthly Hospital Report, if she would respond. Bhardwaj explained that the report of itemized expenses was too long and complicated to be useful and was costly and time consuming to prepare so it was decided to discontinue it. However, the check register is available for inspection and copying upon request and their attorneys say this meets statutory requirements. Baker said he was satisfied as long as the check register is made available.

Bhardwaj then went over the printed Hospital Financial Report. She noted that our Home Health Care is the largest in the area, the search for an additional physician continues and a policy change is being considered for earlier transfer of accounts receivables to a collection agency. The employee opinion survey is completed with 76% participation and over 85% saying they are proud to work for VCHS and would bring their family members there for treatment. The survey also addressed communication, raises and personal time off and will be repeated next year to be sure that issues get resolved. A clinic location has been found in Loup City next to the Sherman County Bank, sites continue to be sought in Arcadia and Sargent. Three additional private rooms are ready for use in the Nursing Home. The new cat scan equipment is best in the area, over 100 cat scans performed in July. Moving of offices to Zlomke building is completed. To provide easier access to health care for the working public, OFHC, radiology and lab are open later and they are trying to set up an after hours or weekend schedule for Burwell too. Overtime is not required as staff works in shifts.

Road Dept. Secretary, Sandy Simpson, reported on Road claims and balances for August. Accounts payable totaled \$85,097.93 with the largest expenses for paint, asphalt, fuel, gravel and a 1991 Mack Truck. Road Supt. Leth presented a picture of the truck and said it was purchased in Chambers for \$25,000 and has 800,000 miles on it.

Easements 05-224, electric wiring for Ronald C. Jensen and 05-225, a water line for Gene Dorsey, were approved by Leth and a motion to approve both easements was made by Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. JEO letter regarding locating the NW section corner of section 12, township 19 North, range 14 West was discussed.

Leth noted the NDR Surface Transportation Program meeting schedule but said he did not plan to attend. He inspected the Region 26 tower road and did not see a problem with it. NIRMA paid the accident claim involving a County Road Dept. vehicle and the truck involved has been sold for \$19,000. The state's deficient bridge list includes 2 Valley County bridges that are on the County's 1 & 6 year plan, a truss bridge south of Boyce's and one in the Arcadia area. He has submitted the bridge report for this year. The County has 99 bridges and he inspects half of them each year. Discussion was held regarding water in the Fairplay School area following a 3 inch and 4 inch rain in the same week. Board felt that this is not likely to happen again for a long time so

advised Leth to take no action at this time. They are working on the last of 3 projects on Sargent Road . Discussed request for access on dirt road north of Meeses in Noble Township. Ash and Collins will inspect and report back.

Board of Equalization was convened at 10:20 a.m. on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Assessor and Clerk were present. A Tax List Correction for Elma M. Hrebec Trust, due to an error in figuring the value of a detached garage, resulted in a tax reduction of \$28.56 and was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. A Tax List Correction for Charlene Lola, due to the State's rejection of the homestead exemption application based on income, resulted in an additional \$409.48 tax due and was approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none. Assessor Arnold reported that she is running her ad for an additional week, that she has received 9 applications and will begin interviewing next week. The Board moved back into regular session on motion of Ash, seconded by Cetak. Carried. Yes: Ash, Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: none.

The Clerk's District Court fee report was presented as well as the Sheriff's fees and activity report. No additional budget discussion was necessary.

August claims were approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Lodging Tax collections continue to be held by the Dept. of Revenue and applied to the amount due Custer County. This month's collection was \$610.87 with \$18.33 going to Admin. fees, leaving \$592.54. The Lodging Tax Committee spent \$2750.00.

NACO's request for information regarding the County's General Assistance program was discussed. The Board was not aware of any guidelines other than those in the General Assistance agreement with Health and Human Services.

Proposed revisions to the Central District County Officials Assoc. By-laws were noted.

Chairman Sevenker signed the statement required by auditors McDermott & Miller stating that the County has provided all information necessary to the audit. Each office is required to sign this statement. McDermott & Miller also presented a letter of agreement for audit services for an additional 3 years. Following discussion, the Board instructed the Clerk to advertise for bids.

VCED Board's request for use of the Courthouse steps at noon on August 31 for a picture of those involved in the Kellogg Foundation grant awards was approved on motion of Baker, seconded by Ash. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The following items were noted and discussed: NACO Conference registration deadline of Sept. 16, the Sept. 8 meeting of the Central Nebr. Economic Development District and the FEMA floodplains mapping project meeting on Sept. 21.

Diane Fowler, Health Insurance Liaison with BCBS and NACO appeared to get Board members concerns with regard to health insurance. Following discussion, she indicated four areas of concern expressed by the Board: the amount of money carried in the trust fund, premium raises preventing adequate salary raises, premium dollars are so high that even a low percentage raise is high dollar amount, would like to see a higher deductible offered with a significant drop in premium. Fowler advised the Board to invite BCBS Representative Gary Streeks to speak to them regarding the new health savings plan if they are interested in it.

The County Office Inventories, having been signed by the Board members, were approved on motion of Sintek, seconded by Baker. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

County Attorney Cullers reported discussing the EMC Insurance premium refund with Alan Anderson, who presented information setting the refund amount at \$3081. The Board felt there should be more research into this issue and instructed the Clerk to include it on the next agenda.

Attorney Cullers presented a copy of TERC's Findings and Orders regarding the Keown's appeal of their 2004 property valuation appeal. The County BOE and the Keown's have agreed to a 2004 valuation of \$166,500, 2005 as assessed and to look at the property again in 2006.

Cullers further reported NIRMA has indicated that the pending lawsuit does not fall within the coverage limits.

Chairman Sevenker received the Cooperative Reimbursement Agreement for Child Support Enforcement Services with the Nebr. Dept. of Health and Human Services which requires the signature of both the Chairman and County Attorney. Cullers indicated that it appeared to be substantially the same as the one signed in 2003 and both he and the Chairman signed it.

At Cullers request, it was moved by Cetak, seconded by Sintek to go into executive session at 11:30 a.m. to discuss the Schauer v Ash, et al lawsuit. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. At 11:45 the Board moved out of executive session on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. No action was taken as a result of the executive session.

Under Committee Reports, Collins reported that Richard Klimek had indicated that a new siren is to be placed on the Courthouse and the condition of the roof was in question. He noted that Custodian Rolland Cronk had agreed to remain until the meeting was over to accompany the Board members on an inspection of the Courthouse roof.

Meeting adjourned at 11:50 a.m., to reconvene on Monday, September 12, 2005, at 9:00 a.m., in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the August 30 meeting and an agenda for the Sept. 12 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Monday, September 12, 2005 in their Courthouse meeting room. Roll call was taken with Ash, Baker, Cullers, Collins, Sintek, Cetak and Sevenker present. Notice of meeting was verified by the Clerk and the August 30 meeting minutes were approved as published. The agenda was adopted on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. No one had signed up for Public Comment.

Road Supt., Max Leth, appeared to give the Road Dept. Report. He indicated Easement # 05-226, applied for by Cook & Cook for electric and water lines, was a reapplication of an easement granted last year for which the work was not done and the deposit refunded. Easement 05-226 was approved as recommended by Leth on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Leth noted that a meeting is to be held Sept. 29 by the State Railroad Liaison Division to discuss crossing issues. He will remind the Board of this meeting and give them the start time. JEO requested County backhoe to find a corner but it was not needed. Major overlay project is finished. Hand patching begins tomorrow. Will begin armour coating in two weeks. Signs requested by NIRMA are up, will discuss signage with them at Thursday's Central Dist. Meeting, as some they requested are not required. The Standing Committee met last Thursday for further discussion on eliminating the STP funding program. The Committee is asking for several changes including restoring the use of farm-to-market numbers in determining highway allocation. Culverts for projects C88205B and C88217B have been received, will begin projects after oiling is finished. Discussion held on request of Nelson for access road. Collins and Ash inspected and felt there would be too much dirt to move. Leth said an access road is already available. It was agreed the County will not provide the road. Discussion was held on the 911 tower road. It was decided that Leth will clean out the ditch to the south. A request to remove trees from a County cemetery was discussed.

Treasurer Janet Suminski gave the month-end fund report, noting that \$300,479.82 was collected in the General Fund and, depending on Highway Allocation receipts and the amount of expenditures, the Road Fund may need a transfer this month. Airport checking is at \$21,500, investments \$106,675. Airport bond will be paid off Sept. 2006. Misc. Receipts folder is available for review. When asked by Chairman Sevenker, Suminski agreed to act as the designee voter for Valley County if the Chairman is unable to attend the NACO business meeting at the annual conference.

Clerk Jenette Lindsey presented August Fee Reports for the Clerk's Office and the Clerk of the District Court. It was noted that of the \$8184.14 collected by the Clerk's Office in June, \$4051.05 was paid to the County Treasurer and \$4133.09 to the State.

Awaiting the 10:00 a.m. start for Board of Equalization, Old Business items were discussed.

- KARR Tuckpointing's proposal will be discussed during the Siemens segment.
- Following discussion, it was moved by Collins, seconded by Cullers, to accept the EMC refund of \$3081.00 and not to pursue the matter further. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none.
- Bidding for the County's Audit was discussed. The Clerk was instructed to advertise in the Grand Island Independent and the Ord Quiz for 2 or 3 weeks with the opening of bids in November.
- Ash noted he will be able to attend the Annual NACO Conference and will need a room. Reservations must be finalized at the Sept. 27 meeting to avoid paying for an unused room.
- The selection of Chairman Sevenker as the person to cast Valley County's vote for NACO officers at the October Conference and Treasurer Suminski as the designee in the event the Chairman is not present was approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.
- Supervisors Sevenker, Cullers and Collins indicated they would attend the NIRMA Annual Meeting and luncheon at the October NACO Conference. The Clerk is to send in the count.

- Reminder of the Central Dist. Meeting in Grand Island on Sept. 15 was noted.

Board of Equalization convened at 10:05 a.m. on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. A Tax List Correction for Virginia Bures due to the need to accelerate the taxes for a mobile home which was sold and is being moved. Said Tax List Correction was approved on motion of Sintek, seconded by Collins. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none. There being no further business for the Board of Equalization, regular session was resumed on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

While awaiting the 10:30 a.m. Budget Hearing, New Business items were reviewed, including receipt for payment of County real estate taxes and the August Summary Expenditure Report.

Attorney Cullers gave his report during this time, indicating that he had met with members of the Lodging Tax Committee and the Chamber so that commitments already made can be taken into consideration when forming a plan to repay funds that should have gone to Custer County. They will be meeting again on Friday if any Board members want to attend. It was decided that the amount budgeted for Visitors Promotion should be increased from \$16,400 to 22,408 to provide some operating funds after repayment is made. Budget Accountant Abel indicated this would not affect the adoption of the County Budget today, but the change would need to be published.

The Budget Hearing opened at 10:30 a.m. as advertised. No opposition was presented. Abel explained the published Notice of Budget Hearing and Budget Summary lists actual disbursements for fiscal years 2003-2004 and 2004-2005 and budgeted amounts for fiscal year 2005-2006. Actual disbursements are less than budgeted amounts. This year some Courthouse renovation is included in the budget. The Grant Fund must carry a budgeted amount in order to spend any grant that is received, however, it does not affect taxes. Resolution 05-18, increasing the County's taxing authority by 1%, was approved on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. The budget, including an increase in the Visitors Promotion Fund from \$16,400 to \$22,408, was adopted on motion of Cetak, seconded by Sintek approving Resolution 05-19. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

The Special Hearing to Set Final Tax Request was opened at 10:45 a.m. as advertised. No one appeared in opposition. Abel explained that a resolution setting the tax request is required each year if the tax rate or assessment value changes. Resolution 05-20, setting the property tax request for fiscal year 2005 -2006 at \$1,365,626, was approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Resolution 05-21, which allows the County to use a portion of the townships' levy authority and reimburse them accordingly, was approved on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Resolution 05-22, approving the subdivision requests, was approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none. Resolution 05-23, allowing the Clerk and Treasurer to transfer funds from the General Fund to those funds that do not have their own levy, was approved on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. The hearing was closed at 11:00 a.m.

Bethanne Kunz requested Board approval of a plan to partner with Garfield County in seeking grant funds to finance a cooperative travel guide for the area. Nebraska Life does the guide and the grant would be through Tourism Advantage. Cullers moved to support the Tourism Advantage matching grant project, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

Larry Cihal and Dave Raymond of Siemens appeared to discuss Courthouse renovation. Board indicated they would like the ADA restroom project completed this fall. Siemens will return for Sept. 27 meeting with plan for restrooms and further discussion of mechanical and windows. Any letter of intent would need to be reviewed by County Attorney before receiving Board approval. Local

contractors may be used and KARR Tuckpointing could be brought in to do their project as part of the overall renovation.

NIRMA representatives present were: Executive Director Craig Nelson, Property & Liability Claims Manager Pete Eiden, Workers' Compensation Claims Manager Denise Hardison, Loss Control Manager Jason Clancy and his Administrative Assistant Pat Clancy, Communications & Events Manager Marshall Tofte and Underwriting & Risk Manager Larry Pelan. Each of them explained their department functions and what they require of the County. Nelson said NIRMA now serves 76 Counties and noted that no County has opted out once they joined. Eiden noted that all claims are investigated and asked that the County notify them immediately of any lawsuits, tort claims or fatality accidents on a County road. Hardison explained the Managed Care Plan and provided handouts for each employee. Services provided free of charge include: loss control training, risk management services, guides for developing a personnel policy and an employment hotline for questions regarding employment law. It was also noted that NIRMA hosts an Annual Membership Meeting and Awards Luncheon each year during the NACO Conference. At the end of their presentation they invited the Board Members, County Officials and Dept. Heads to lunch.

Mail Folder items were available for review.

Meeting adjourned at 12:20 p.m., to reconvene on Tuesday, September 27, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the September 12 meeting and an agenda for the September 27 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on September 27, 2005 in their Courthouse meeting room. Roll call was taken with Baker, Collins, Sevenker, Sintek, Cullers, Cetak, and Ash present. The Clerk verified notice of meeting and the minutes of the September 12, 2005 meeting were approved as published. The agenda was adopted on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Tom Kruml and Gaylord Boilesen spoke under public comment, providing an update on the ethanol plant. Kruml said he was present as a member of the Economic Development Board and the task force on the ethanol plant and business development. The City has hired an attorney from Lincoln to assist in the TIF process and the final draft of the required contract between the City and Val-E Ethanol has been received. The City approved the issuance of bonds against the sales tax to finance the paving of the access road to the plant at their Sept. 19 Council meeting. Boilesen said the redevelopment contract took a lot of time to put together because there is a substantial penalty for nonperformance so it is important to be sure of all the terms and that the funding is in place. Boilesen said he was surprised at the second lawsuit filed against the County by the Schauers'. He said 46 people went on the trip to the Minden plant and 51 more had been invited. The intent was to educate people and they were careful to stay within the meeting laws. No vote or action was taken by the Board. He said public perception is important and urged the Board to defend their actions.

Sandy Simpson, Road Dept. Secretary, reported the larger expenses in Sept. were for fuel, culverts, welding, asphalt and gravel. Road claims totaled \$99,031.70. Since the Road Dept. is funded through the General Fund levy, a transfer of \$50,000.00 was made in addition to the existing \$17,520.79 and the \$40,000 Highway Allocation received for Sept..

Road Supt. Leth requested Board approval of the Board of Public Roads Classifications and Standards report. Collins moved to approve the report and authorize the Chairman to sign the Certification, Ash seconded. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Leth noted receipt of the Nebraska Surface Transportation Program Book which lists State Road Dept. projects by District. The book is available in the Road Office and the Clerk's Office.

County Road Project C88217B, replacing a bridge in Geranium Twp. with culverts, has been completed. Project C88285B will be started this week or next. Three additional 1 & 6 Year Road Projects are finished. Several spots remain to be patched. The City of Ord has requested County assistance with excavation work for a water main on the Trotter site. Leth is willing if the Board approves. Collins moved to approve assisting the City with dirt work at the Trotter site, Cullers seconded. Carried. Yes: Collins, Cullers, Baker, Ash, Cetak, Sintek. No: none. Absent: none. The Board asked Leth about assisting the City in extending 5th Street between Alco and the Trotter site to provide westside access. Leth had no objection. Leth presented information from Nebr. DEQ on the requirement to obtain a permit before doing any dirt removal. He noted there are fines for noncompliance. They will continue to haul gravel until freeze up. Road complaints from Billy Wadas, Dennis Gydesen and Gregorski were discussed. Supervisors and Leth will inspect these roads. Olsson Assoc. bills for the access road to the ethanol plant were discussed. The County contracted with Olsson's for this project, which is to be paid with city sales tax funds. The City is requesting County approval of the statements, but Leth has no involvement in this project. Bethanne Kunz, Economic Development Executive Director, said she could approve the bills if they were faxed to her.

Hospital Administrator Neelam B. Bhardwaj presented the monthly report. Census numbers are up, operating revenue is higher and expenses less than budgeted. Hospital Board has approved the purchase of 15 cars, 13 for the Home Care staff, 1 for Clinic staff and 1 for hospital employees. Last year \$120,000 was paid in mileage reimbursement, this year the mileage rate has increased to 48.5 cents. It is estimated that this purchase will save \$35-\$40 thousand dollars. A 5% interest rate was negotiated through the Municipal/County program with GMC Corp.. One vehicle is an SUV to allow for transporting oxygen, the others are 4 door sedans, to be delivered in October. A trauma designation is being sought from HHS, Good Samaritan Hospital is assisting. Rate comparisons

indicate some adjustments up and down need to be made to stay competitive. Move to Zlomke Clinic complete, private admittance booths in use, painting still in progress. Various upcoming programs were noted, Loup City Clinic to open soon, and still searching for sites in Arcadia and Sargent.

The Public Hearing scheduled at 9:45 a.m., for a Conditional Use Permit for Welding Business filed by Jacob Lange, was opened at 10:05 a.m.. Lange and Planning and Zoning Admin. Nancy Glaubke were present. There was no opposing testimony. Planning Commission Recommended approval and listed the factual findings upon which their approval was based. Glaubke noted that written testimony was received after the Planning Commission hearing in the form of a letter of approval from Charles Kokes of Omaha. Based on the factual findings listed on the Planning Commission Recommendation and no testimony in opposition, Ash moved to approve the Conditional Use Permit for Welding Business filed by Jacob Lange, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Public Hearing scheduled for 9:50 a.m., on the Conditional Use Permit for Horse Trailer Business filed by Angie Kokes, was opened at 10:10 a.m.. Adam and Angie Kokes and Planning and Zoning Admin. Glaubke were present. There was no opposing testimony. Planning Commission Recommended approval and listed the factual findings upon which their approval was based. Angie Kokes testified: there will be no building for the business, a few trailers will be parked on the property, they are high-end trailers, they can be ordered on line or by phone. Glaubke said the landowner had given permission for the business by letter. Based on the factual findings of the Planning Commission listed on their Recommendation and no opposition, Baker moved to approve the Conditional Use Permit for Horse Trailer Business filed by Angie Kokes, seconded by Cetak. Carried. Yes: Baker, Cullers, Ash, Cetak, Sintek, Collins. No: none. Absent: none.

When asked by Supervisor Baker, Glaubke said the County's Zoning Regulations applied in all of rural Valley County to within a mile of each City or Village. She also noted that a conditional use permit goes with the land, not the applicant. Public Hearings were closed at 10:15 a.m.

Planning & Zoning Interlocal Agreement between the County and Arcadia, Elyria and North Loup Villages, approved by the Villages, was approved by the County on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Cullers, Collins, Cetak, Ash, Baker. No: none. Absent: none.

Glaubke reported concern on the part of the Planning Commission for the lack of regulation of subdivision development. Consultant Orval Stahr advised two options for subdivision regulation: a complete set of subdivision regulations separate from the County Regs or a set of subdivision standards incorporated into the County Zoning Regs. Separate regulations would be more strict, the standards could allow a farmer to do a single subdivision for a family member as we do now, with stricter standards for 2 or more subdivisions. Stahr would charge \$3500 for either option. Glaubke also noted some minor modifications are needed to the current Zoning Regs. To keep costs down, the Board asked if Glaubke could write the standards and the modifications. Glaubke said she could write minor revisions but would prefer the standards be written by Orval. Collins moved to approve the incorporation of subdivision standards into the existing County Zoning Regulations and making minor modifications, with costs to be kept at the absolute minimum, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Glaubke reported that she and Emergency Management Director Ryan Simpson attended the recent FEMA mapping project meeting. She noted that the County could enter the flood insurance plan now by choosing a Flood Plan Manager and beginning work on a flood plain. This would allow people who own property in an area designated as a flood plain to purchase flood insurance.

Sheriff Larry Ronzzo gave his written Fees and Activities Reports for August. He also reported: a prisoner was injured in a fall at the jail last week, his office has been assisting City Police with traffic control at the high school, and he has not yet been successful in hiring a dispatcher.

Terry Christensen of the Loup Valley Ag Society reported the Fairgrounds Media Center has been approved by the RC&D and received full government funding. Ag Society will renovate an existing building at an estimated cost of \$60,000, which they plan to request through USDA grants or low interest loans. They have one year to get it up and running. Proposed uses of the center include

Community College courses, University downloads for access to professors, training for hospital or other business personnel. There will be 30 or 32 computers with wireless connections, a fee will be charged for its use and the building can still be used for other events.

Wayne Winterfeld, Ord City Mayor, said the Council approved payment of the ethanol plant access road from city sales tax funds, to be reimbursed through a 10 year bond. He requested County assistance with dirt work for a westside entrance to the new Trotter site, fuel costs to be paid from sales tax. Winterfeld suggested that after the engineering is complete and easements obtained, Leth and McKenney get together and present a proposal to the County Board of what they want the County to do. Sintek moved, Cetak seconded, to approve helping Ord City with dirt work for the westside entrance contingent on development of a 5th St. contract between Trotter and Alco. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none.

The Lodging Tax report was noted. This month's receipts of \$1307.11 were again retained by the state for reimbursement of taxes incorrectly paid to Valley County and included the first collection of the Visitors Improvement tax in addition to the Visitors Promotion tax. Expenses were \$235.00 for the month. The amount available in the fund is \$11,553.54. Discussion was held on repaying the \$19,166.84 the state incorrectly credited to Valley County. County Attorney Cullers reported meeting with Kent Helm of the Ord Area Chamber of Commerce and Larry Koelling of the Visitors Advisory Committee. The existing commitments were \$9000 for Visitors Promotion and \$6000 for the Chamber contract, \$26,000 was the total budgeted by the County for the Promotion and Improvement Funds. Based on the monthly collections retained by the state, it was estimated that \$16,610.28 remained to be paid. There was concern over depleting the Visitors Promotion Fund. Ash moved to pay \$11,500 of the debt from Inheritance Tax and the remainder from the Visitors Promotion Fund. The motion died for lack of a second. Cullers moved to pay the entire amount from the Inheritance Tax Fund. Collins seconded the motion. Carried. Yes: Cullers, Collins, Sintek, Cetak, Baker. Abstain: Ash. No: none. Absent: none. Attorney Cullers will get the official amount due from the state and the Clerk will prepare a claim to be submitted for Board approval with the October claims.

Larry Cihal and Dave Raymond of Siemens presented a \$27,800 proposal for making the existing first floor restrooms handicap accessible based on the Cannon drawings. Local contractors would be given opportunity to participate if they can meet the scope and timeline of the project. Attorney Cullers requested a correction on item 10, page 2, changing the State of Illinois to the State of Nebraska. Cihal and Raymond agreed to the correction saying this was a standard form used in multiple states and should have said Nebraska instead of Illinois. Cetak moved to approve the \$27,800 proposal for the handicap accessible restroom project, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

A "Scope of Work" preliminary price estimate of \$1,200,000 was presented by the Siemens Representatives for windows and HVAC renovation. This would include removal and replacement of existing windows, removal of existing boilers and radiators and replacing with a water heating and cooling system and installation of a ventilation system. Following discussion, it was agreed that Siemens would return in 2 weeks with proposals separating the projects and ideas for doing the project in phases to make the cost more manageable.

Confirmation of motel rooms for the NACO Conference was discussed, the deadline is Friday, September 30. Ash will notify the Clerk by Friday whether he will need a room.

Claims were approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Direct deposit payroll was discussed. There would be some initial cost to set it up with MIPS and, since vouchers would go out to the employees instead of checks, there would not be a big monetary savings. It would save time and eliminate the need for early preparation of payroll checks that are mailed. It was not known if the early payroll in December would affect the direct deposit payroll, the Clerk will check on this. Employee opinion was also not known. The Clerk indicated that she would not be in favor of direct deposit if it were not required for all employees and the Board agreed. Further research will be done and the issue will be discussed again.

The raise in mileage reimbursement from 40.5 cents to 48.5 cents was noted.

Attorney Cullers' General Report items were addressed earlier in the meeting. He asked that the Board go into executive session to discuss the second Schauers' lawsuit. At 12:05 p.m., Ash moved to go into executive session for discussion of the Schauers vs. Valley County Board lawsuit, seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. At 12:25 p.m. the Board moved out of executive session on motion of Sintek, seconded by Ash. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Ash moved to approve Attorney Cullers' request for authorization to hire outside counsel to represent Valley County due to allegations in the second lawsuit filed by the Schauers, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The following Mail Folder items were available for review: Myron Franzen for NIRMA Board of Directors, T. Loewenstein NACo letters, Region 26 agenda, Loup Basin RC&D Newsletter, CNCS Newsletter, Dept. Labor Newsletter, Midwest Assistance Program Newsletter, NACo Postcard.

Meeting adjourned at 12:30 p.m., to reconvene on Tuesday, October 11, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the September 27 meeting and an agenda for the October 11 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session on Tuesday, October 11, 2005. The meeting was called to order at 9:00 a.m. in their Courthouse meeting room. Roll call was taken with Baker, Cetak, Collins, Cullers, Sevenker and Sintek present, Ash absent, excused by Chairman Sevenker. The Clerk advised that she had forgotten to publish meeting notice at the proper time and apologized for the error. She noted that the next meeting date is always published as part of each meeting's minutes and meeting dates and times appear on the monthly county calendar which is posted. The agenda was posted as usual. Minutes of the Sept. 27 meeting were approved as published. The agenda was adopted on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker. No: none. Absent: Ash. No public comment was offered.

Road Supt. Leth reported: bridge replacement project C88205B is complete; he plans to attend the Region 26 meeting; met with railroad liaison division regarding ethanol plant road, all appears okay; Ord City is paying cost of road, so should be consulted; discussed federal highway money being diverted to hurricane Katrina, should not affect state allocations, will know more after convention; discussed expense of paint for highway at approximately \$15,000 per year, will begin painting end of this month. Sevenker and Leth are to look at the county road involving the fencing issue for Henry Gregorski.

Planning & Zoning Admn., Nancy Glaubke, presented two requests for subdivision of less than 10 acres and the Valley County Planning Commission recommendation for each. The Commission reviewed and recommended approval of the request of Dennis & Erin Philbrick for 6.95 acres in the SW4 of section 31, township 19, range 13. Dennis was present. Following discussion, said request was approved as recommended by the Planning Commission on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: Ash. The request of Jacob Lange for 5.867 acres in the E2NE4 of section 12, township 18, range 15, also reviewed and recommended for approval by the Planning Commission, was considered. Following discussion, it was moved by Collins, seconded by Cetak to approve Lange's request as recommended by the Valley County Planning Commission. Carried. Yes: Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: Ash. Glaubke noted that it is the responsibility of the owner to be sure the correct documentation is filed with the Register of Deeds.

Courthouse Custodian, Rolland Cronk, reported: washer & dryer for jail use has been installed in his office and is in use, rails at both entrances have been painted, trimmed several trees, outdoor benches have been repaired and painted, Wadas has been contacted to inspect the boiler for winter use and get heat to the third floor courtroom, a second dumpster has been requested for use in cleaning out a third floor room for use as the Sheriff's evidence room so that the current first floor evidence room can be used for storage of the new election equipment. Cronk noted that he may need some help with snow removal this winter due to the possible need for knee surgery. His wife will help with the indoor duties during his recovery. The Board asked Cronk to contact Kunz to winterize the sprinkler system.

Treasurer, Janet Suminski, was absent for the NACO Conference due to her position on the NACO Board. Her regular written month-end fund report was presented and the misc. receipts folder was available for review. Each Board Member received a copy of the Delinquent Tax report totals as well as the delinquent special assessments and the entire printed listing was available for inspection. The Board had several questions regarding this information and asked that it appear on the next meeting agenda when Suminski will be present.

The Clerk's monthly fee reports for County Clerk and District Court Clerk were presented.

The Board of Equalization convened at 9:50 a.m. on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker. No: none. Absent: Ash. The Assessor and Clerk were present.

The Tax List Correction for Bernard and Deborah Keown was discussed. This correction is for the 2004 taxes and was the result of their appeal to TERC. The 2005 taxes were not protested. Assessor Arnold hopes to adjust the 2006 property valuation through it's condition and other minor changes so that it falls in a range acceptable to the Keowns. The 2004 Tax List Correction, resulting in a \$514.26 refund to the Keowns, was approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: Ash. Arnold noted that residential property is currently at 98% and is required to be between 92% and 100%. She said sales can change it but she hopes it will stay within the range. Grassland may be a problem as it is down to 68%. Dry and irrigated land looks okay. Ag land is at 76% which is the low end of the range. Commercial property is at 95% for 2005 which is within the range, the State rolled back the county's commercial values by 5%.

Tax List Correction for Teresa Bose % Alvin Bose is the result of the sale of a mobile home and it's replacement with a new one. The taxes were accelerated for the old one. The correction was approved on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker. No: none. Absent: Ash.

The resolution and attached levies were presented for Board consideration. The Clerk indicated that her figures had been reviewed by both the Assessor and Treasurer. Sevenker asked for public comment, there was none. Resolution 05-24 setting the County levies was adopted on motion of Collins, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Cetak, Sintek. No: none. Absent: Ash.

Arnold informed the Board that she had hired Kay Stevens. She also noted that she plans to have Ord, Elyria, Noble and Eureka Townships on line for 2006 and hopes to have informal hearings in January with appraiser Chad Martinsen to give people a chance to discuss the updated valuations.

The Board moved back into regular session at 10:10 a.m. on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker. No: none. Absent: Ash.

James Moreau of Olsson Assoc. spoke to the Board regarding the ethanol plant access road. They are awaiting written confirmation from the railroad as to what they require. Gaylord Boilesen commented that to avoid any surprises in the cost of the project, we need to wait for the railroad report. Kruml said we have some time to wait, the main deadline is having the canal ready for use in April. Discussed possibility of County doing some of the culvert work and whether the railroad will pay for necessary crossing improvements (flashing lights, alarms, etc.). Kruml reported Olsson's survey crew is setting stakes for soil borings, which should take 4 or 5 days; the Fish property is cleared and Knapp's corn is out, so property is usable; the air permit is going well. A physical address for the plant is needed. Board advised check with Road Supt. Leth or Meeks of Region 26 for road number. Kunz, Boilesen and Kruml will contact Sevenker to set up a time to discuss a name for the road. Olsson Assoc. contract includes getting the bid package out and advertised and sent to possible bidders. Probably 3 weeks advertising and a week to look at the bids. Boilesen asked Moreau to provide a cost for the County to do the culvert extension so they can determine if the County can or will do it.

Larry Cihal and Ron Paul of Siemens presented a corrected contract for the restroom project. Attorney Cullers is to review and, if approved, Sevenker can sign and return to them. The project will take about a week and they assured the Board it should look like the original when finished. The new partitions will probably be black and it will take approximately 4 weeks to get them. A Windows and HVAC Renovation Scope of Work was presented indicating a total price of \$1,040,000, without the direct digital controls \$75,000 can be deducted, to add operable windows \$20,000 must be added. There are 117 windows in the Courthouse. It would take 2 months to get the windows and some flashing work is needed. Would take about a month and a half to complete installation. Sevenker asked about having this done locally. Paul said locals could look at it but he usually works with a firm out of Kearney, All City Glass, and they do a good job and give good pricing. The heating system was also discussed. There are 70 existing radiators in the Courthouse. All would be removed, the main piping would be below with risers going up to each floor. A chiller would be placed on the north side of the Courthouse. Monthly operating costs would be higher with the new system. It is designed to last 30-40 years. Discussion of how to proceed and to finance. Cihal and Paul will return to the next meeting on October 25, 2005. Discussed getting public feedback on Courthouse renovation.

Supervisor Cullers presented for discussion the proposal to establish an affiliated fund under Valley County Foundation to be used for Courthouse renovation. This would provide opportunity for people to donate money for this purpose. One thousand dollars is enough to establish the fund through Nebr. Community Foundation. Cullers will get paperwork from NCF and report at the next meeting.

The Ord Chamber requests use of the Courthouse Lobby for the Christmas Promotion from 6-8 p.m. on December 1, 8, 15, and 22 and the OHS Dance Team requests permission to display baskets for their Christmas Raffle in Courthouse Offices. Both requests were approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Baker, Cullers, Sintek. No: none. Absent: Ash.

The Countywide Cost Allocation Plan prepared by MAXIMUS was presented. Chairman Sevenker was authorized to sign the Certification of Cost Allocation Plan on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: Ash.

Board members were encouraged to attend the National Incident Management System training offered by Region 26. NIMS training is required to qualify for additional grant funds for cities, counties and first responders.

The Current Expenditures Summary Report for Sept. was reviewed.

Attorney Cullers reported that he has told Region 26 to remove his name from their list for use of the teletype as they were going to raise the fee. He said he will go through the Sheriff's Office if he needs this information. He also told the Board that he will be in Garfield County Court on October 25 and may not make it to the Board meeting. He asked that the Board go into executive session to discuss the Schauers v Valley County lawsuit. At 12:20 p.m. the Board moved into executive session on motion of Collins, seconded by Supervisor Cullers for discussion of the lawsuit. Carried. Yes: Collins, Sintek, Cetak, Baker, Cullers. No: none. Absent: Ash. At 12:40 p.m. the Board moved back into regular session on motion of Sintek, seconded by Baker. Carried. Yes: Sintek, Cetak, Baker, Cullers, Collins. No: none. Absent: Ash. Approval was given to allow Attorney Cullers to authorize Mr. Campbell to prepare and file answers to the law suits on motion of Collins, seconded by Supervisor Cullers. Carried. Yes: Collins, Cullers, Baker, Cetak, Sintek. No: none. Absent: Ash. Collins and Sevenker are to serve as contacts for Attorney Cullers to review said answers.

Meeting adjourned at 12:45 p.m., to reconvene on October 25, 2005 at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the October 11 meeting and an agenda for the October 25 meeting are available 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met at 9:00 a.m. on October 25, 2005 in their Courthouse meeting room in regular session. Baker, Collins, Sevenker, Ash, Cetak, and Cullers were present, Sintek absent. Chairman Sevenker reported that Sintek would be late and his absence was excused. Clerk verified notice of meeting and the October 11 meeting minutes were approved as published. The agenda was adopted on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Collins. No: none. Absent: Sintek.

Public Comment was offered by Joe Wadas asking that local contractors be given an opportunity to participate in Courthouse renovation work either through Siemens or, if given 30 days, he could put together a bid on the project. Present in support were Jim Augustyn, Tom Dworak, Mike Kruml, and Bob McBride. Supervisor Cullers noted her support of using local contractors and asked who would be responsible for coordinating the work or problem solving. Wadas said each contractor would be responsible for their own work. Chairman Sevenker indicated Siemens has assured the Board they are willing to work with local contractors wherever possible and said that no bids have yet been taken for the windows or heating and cooling system. He thanked Wadas for his comments and acknowledged supporters. He assured them that anytime local contractors can be used, they will be.

Secretary, Sandy Simpson, reported October Road Claims and Balances. Accounts payable were \$54,528.24, payroll \$32,685.83. Larger expenses were fuel, asphalt, shop door, oil and gravel.

Region 26 Director, Alma Beland, spoke on the 911 addressing for Valley County. She noted that an address was supplied for the ethanol plant in order to obtain an air quality permit. Deane Meeks finished collecting location data for Valley County but it may be April before 911 addresses are in place. The post office, telephone company and County must accept the addresses before they can be used. Leth's maps and road names were used with a few adjustments to fit into statewide system. Those involved in disaster response are required to complete National Incident Management System (NIMS) training in order for Region 26 to qualify for FEMA funds.

Supervisor Sintek arrived at 9:25 a.m.

Olsson Assoc. letter estimates a cost of \$2400 to extend the 72" culvert located on the canal along the North-South stretch of county road at the ethanol plant site. Jim Moreau of Olsson Assoc. was present. Leth felt it would be no problem for the County to do this. The Board felt the County should be reimbursed for the work. Following discussion, it was moved by Cetak, seconded by Cullers to approve proceeding with the extension of the culvert pipe at the canal. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. Discussion included the need for written requirements from Dept. of Roads and Railroad, the bid letting process, and completion of financing arrangements by the City of Ord.

Leth presented Easement 05-227 for Kinder Morgan with his recommendation for approval. Sintek moved to approve Easement 05-227, Baker seconded the motion. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Three copies of a Crossing Closure Agreement between the County, the NDOR and Nebr. Central Railroad Co. were presented by Leth with his recommendation for approval. Chairman Sevenker was authorized to sign the Crossing Closure Agreement on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Leth's general report included: continuing to haul gravel; cleaning ditches; started bridge inspections yesterday, week to 10 days to finish; 5 vandalized signs reported to Sheriff.

Hospital Board Chairperson, Kara Fischer, reported that the 04-05 audit is complete and 2 copies were provided to the County. The audit indicates net assets grew by approximately \$277,000. Fischer noted less expense for consulting or legal fees and operating revenues are up in the clinic, lab and home health care. Operating expenses for September were under budget, operating revenue was over. There is a waiting list for residents at the nursing home. Activities and programs provided by the hospital include: helping seniors with the Medicare D program, Heritage Program,

Coaches Clinic, Women's Night, blood pressure screening at Alco. Due to public comment received on the hospital's purchase of 15 vehicles, Sevenker met with CFO Larry Schrage. Schrage provided a comparison chart which showed the purchase would result in an annual savings of \$36,150.

Board of Equalization convened at 10:20 a.m. on motion of Sintek, seconded by Cetak.

Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. Clerk and Assessor were present. Assessor Arnold explained the 2005 Homestead Exemption for George and Dorothy Hruza must be rejected because the valuation of the property exceeds the maximum allowed for Valley County and the John L Zentz property must be rejected because the requirement to occupy the property from January 1 to August 15 was not met. The Notices of Rejection of Homestead Exemption for 2005 for George and Dorothy Hruza and for John L Zentz were approved on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none. Regular session resumed at 10:25 a.m. on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Weed Supt. Darrell Kaminski reported sending notices to 32 landowners. Only 3 did not respond. He asked the Board to approve ten-day notices, as required by the state, to the 3 who did not respond and he feels they will comply. It is not fair to those who have responded not to follow through and it will help for 2006. The notices will require the use of Tordon. The Board approved ten-day notices for landowners who did not respond to the first notice on motion of Collins, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Dr. McDermott spoke on behalf of the Rotary Club to ask the County's support for a hike/bike trail between Ord and Elyria using the abandoned railroad grade. The railroad can take the land back at any time but they like to have someone use it so the grade is maintained. There should be no cost to the County. A government entity is needed to apply for grant funds for the project. The required 20% match should be met by donated land, labor and equipment. They intend to use millings from the highway project and have had offers to donate rest area equipment. They are hopeful that by the time it is needed, the County will have an old bridge that could be used for the Turtle Creek crossing. All adjacent landowners have been contacted and approved the trail. The Board agreed to sponsor the grant application for the hike/bike trail on motion of Cetak, seconded by Ash. Carried. Yes: Cetak, Ash, Baker, Cullers, Collins, Sintek. No: none. Absent: none.

Treasurer Janet Suminski was present to review the Delinquent Tax Report. Delinquent taxes are advertised in February for 3 weeks, tax companies buy them in March and hold the certificate for 3 years then they can foreclose. The 14% interest rate is set by statute.

Chairman Sevenker called a 5 minute recess at 10:55 a.m.. Meeting resumed at 11:00 a.m..

Siemens Representatives Ron Paul, Dave Raymond and Larry Cihal presented a 2 phase plan for Courthouse renovation. It was not possible to break it down into two \$500,000 phases as requested and have a completed project for each phase. Phase 1, install the heating/cooling system without the make-up air unit at a cost of \$685,350. Phase 2, install the windows and the make-up air unit at a cost of \$250,000. Discussion included: use of computer program to provide cost estimates; no contracts or agreements between County and Siemens yet; no bids let until County approves project; costs presented cannot be lowered without change in scope of work; Siemens trains daily users like the Custodian on use and maintenance of new equipment; for something like Direct Digital Controls maintenance or repair may have to be done by Siemens, otherwise could be done locally; financing options; Siemens understands importance of using local contractors; work would be done so that Courthouse was not without heat and air conditioning would be ready by the time it is needed; piping will be done by Siemens, electrical, ductwork and flue could be done by local contractors. Sintek moved to table the decision to sign the performance contract with Siemens until the next meeting to allow time to pursue alternative financing, Ash seconded the motion. Carried. Yes: Sintek, Cetak, Ash, Baker, Cullers, Collins. No: none. Absent: none.

Baker reported that Brad Kasselder could secure the old storm windows in two weeks for \$25 per hour. Custodian Cronk advised probably not necessary to secure first floor windows but those closest to sidewalks and over entryways on the higher levels should be secured.

Sheriff Ronzzo appeared at the Board's request and advised that pharmaceutical claims were for inmates which the County is required to pay. He also noted that the County gets a discounted rate. The Sheriff's fee and activity report for September was noted.

Financing the renovation project was discussed. Establishing a Courthouse Restoration Account under the Valley County Community Foundation Fund to allow people to donate to the project was discussed and is to be on the next agenda.

Clerk's levy spreadsheet, including levies certified by other counties, was noted.

Historical Society request for use of Courthouse lobby for bake sale November 18 was approved on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Loup Basin RC&D Council dues notice included a request for confirmation of the County's Representative on the Council and an alternate. Dues are \$150.00 and Dale Melia was confirmed as the County Representative. Chairman Sevenker said he would serve as the alternate.

October Claims were approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Lodging Tax Receipts were noted. It was decided that the balance due would be paid with the November claims. The Clerk will call the Dept. to confirm the amount due at time of payment.

The following agenda items were discussed: NACO Audit Report, SOS John Gale letter regarding new election equipment and a draft copy of the Creditable Coverage Notice for Medicare D which the County is required to send to employees who participate in the County's insurance plan.

County Attorney Cullers said his General Report was covered in earlier discussions. He presented draft copies of updated farm leases for Board consideration. The updated leases identified the properties as "Mortensen Tract" and "County Farm". Discussion was held regarding advertising in December, lease to be signed in January. Cullers also reported that Attorney Campbell, who is representing the County in the Schauer lawsuits, has filed a motion to dismiss in the second lawsuit which is to be heard by telephonic conference on November 15, 2005.

Mail folder items available for review: Thank you notes: Chamber & Ord Baseball; Loup Basin RC&D: Workshop Invitation, Regular Packet, Annual Report; 2005 Gov. Summit; T.Loewenstein NACo letter; Nebr. DOR Traffic Crash Facts, Waterlog (MAP).

Meeting adjourned at 1:10 p.m. to reconvene on Tuesday, November 8, 2005, at 9:00 a.m. in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the October 25 meeting and an agenda for the November 8 meeting are available 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 the 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, County Clerk

GENERAL FUND			10-25-2005
****	****	****	****
Payroll	October	Oct.	\$44,484.38
Norma J Ackles	rt/prior serv.	rt/psb	\$25.00
Adams Co Clerk of Dist Ct.	services	serv	\$1,357.50
Alco Discount Store	office supp.	sup	\$52.98
Alltel	telephone	tele	\$92.58
Ameritas Life Ins. Corp	retirement	rt	\$2,982.78
Anderson Pharmacy	jail meds	rx	\$2,217.46
Automated Systems Inc	equipment	equ	\$1,716.75
Henry F Benda	rt/prior serv.	rt/psb	\$11.00
Blaha Plumbing	repair	rep	\$248.16
Blue Cross Blue Shield Nebr	health ins.	ins	\$22,671.22
Bradley Elsbernd & Emerton PC	ct app atty	atty	\$876.00
Brown' s His Side & Her Side	office supp	sup	\$98.45
Charter Communications	serv	serv	\$21.51
Jerry Collier Lawn Service	lawn care	serv	\$625.00
Complete Family Dentistry	services	serv	\$102.00
Charles F Cox	meeting/mil	mtg	\$169.75
Rolland Cronk	fuel	exp	\$2.90
Custer Co. Sheriff	fees	fees	\$15.50
Darrell D Drake	rt/prior serv.	rt/psb	\$14.00
JoJo P Dunn	unif allow/exp	exp	\$106.85
Eakes Office Plus Ins	supplies	sup	\$83.34
Evercom Systems Inc	supplies	sup	\$770.00
F & S Supply Co Inc	supplies	sup	\$52.00
First Concord Benefits Group LLC	unreimb med	fees	\$6.00
Fort Dearborn Life Ins Co	life insurance	ins	\$428.48
Sharon L Foth	rt/prior serv.	rt/psb	\$16.00
Frontier	telephone	tel	\$173.78
Gene' s Electric Inc	services	serv	\$297.50
Grand Island Independent	subsc	subs	\$17.55
GreatAmerica Leasing Corp	mailing mach	mtc	\$214.57
Grocery Kart	supplies	sup	\$948.42
Claire D Hansen	rt/prior serv.	rt/psb	\$11.00
Raymond A. Hansen, MD	services	serv	\$43.00
J & J Sanitation Dist 3051	garbage disp.	serv	\$23.00
Gregory G Jensen PC LLO	ct app atty	atty	\$1,351.25
KNLV Inc	services	serv	\$12.00
Kinder Morgan Inc.	utilities	ut	\$138.83
Jenette G Lindsey	meeting/mil	mtg	\$169.75
Loup Basin RC&D Council	dues	dues	\$150.00
Alvin Loy Manchester	rt/prior serv.	rt/psb	\$17.00
Martensen Appraisal	serv	serv	\$3,118.50
MIPS/Co Solutions LLC	computer serv	serv	\$289.99
Modern Methods Inc	services	serv	\$20.75
National Sheriff' s Association	dues	dues	\$50.00
State of Nebr	services	serv	\$74.35
St of Nebr HHS Laboratory	services	serv	\$75.00
Nebr. Tech & Telecom Inc	telephone	tel	\$609.08

Officenet	office supp	sup	\$248.44
Ord Glass & Paint	repair	rep	\$45.00
Ord Light & Water	lights & water	ut	\$480.61
Ord Police Department	sup	sup	\$4.64
Ord True Value	supplies	sup	\$343.01
James J Orr	court apptd	atty	\$440.00
Dorothy K Palser	rt/prior serv.	rt/psb	\$25.00
The Parts Bin Inc	supplies	sup	\$5.17
Pengad Inc	supplies	sup	\$50.33
Emanuel Petska	rt/prior serv.	rt/psb	\$23.50
Presto-X-Company	services	serv	\$29.00
Quiz Graphic Arts Inc	notices/sup	ntc	\$904.20
Region III	payment	pmt	\$1,848.73
Region 26 Council	payment	pmt	\$14,336.37
Larry E Ronzzo	reimb exp	exp	\$120.00
Penny L Root	meeting/mil	mtg	\$183.72
Sack Lumber Co	supplies	sup	\$123.90
Robert D Sevenker	meeting/mil	mtg	\$184.18
SGS	repair/parts	rep	\$84.00
Share Corp	supplies	sup	\$61.64
Michael J Shaughnessy	court apptd	atty	\$1,807.28
Curtis A Sikyta	court appointed	atty	\$3,701.61
Janet L Suminski	meeting/mil	mtg	\$169.75
Delores M Thompson	rt/prior serv.	rt/psb	\$14.00
TierOne Bank-Ord	payroll taxes	fica	\$5,715.11
Trotter Service	fuel	fuel	\$61.97
Adeline M Urbanski	rt/prior serv.	rt/psb	\$25.00
Valley Co Court	fees	fees	\$630.50
Valley Co Highway Dept	sher dept	fuel	\$538.16
Valley Co Highway Dept	transfer	trans	\$73,031.86
Valley Co Hosp Medical Clinics	services	serv	\$31.95
Valley Co Institutions Fund	transfer	trans	\$120.00
Valley Co Sheriff	service fees	fees	\$94.00
Valley Co Weed Fund	transfer funds	trans	\$1,157.88
Gary D. Walker	uniform allow	exp	\$100.00
Zee Medical Service Co	supplies	sup	\$27.80
*****		****	****
	Gen. fund	totals	\$193,821.22
ROAD FUND			
****	****	****	****
Payroll	October	Oct.	\$32,685.83
Alltel	telephone	tele	\$55.17
Ameritas Life Ins Corp	retirement	rt	\$2,206.34
Appeara	towel serv	serv	\$35.04
Arcadia Water Dept.	utilities	ut	\$13.00
Carl' s Standard Service	fuel	fuel	\$1,469.16
Country Partners CoOp	fuel	fuel	\$5,551.00
Dons Auto & Machine Shop	parts	pts	\$946.80

Eakes Office Plus Inc	service	serv	\$52.50
Farm Plan	supplies	sup	\$503.28
Fox Valley Systems Inc	supplies	sup	\$70.02
Island Supply Welding Co	act/oxygen	sup	\$72.00
Jebro Inc	supplies	sup	\$15,148.54
Kinder Morgan Inc	utilities	ut	\$15.00
Klimek TV Service	repair	rep	\$35.60
Maxon E Leth	mileage	exp	\$156.80
Loup Valleys RPP Dist	elec	ut	\$28.84
Madison Co Dist. 2	supplies	sup	\$800.80
Maverick Truck Stop & Cafe	repair	rep	\$241.85
Nebr Central Telephone Co	telephone	tele	\$41.70
Nebraska Machinery	parts	pts	\$73.32
Nebr Tech & TeleComm Inc	telephone	tele	\$95.20
Nebr Truck Equipment Co Inc	parts	pts	\$50.59
Ord Equipment Inc	parts/labor	pts	\$218.67
Ord Light & Water	lights & water	ut	\$114.89
Ord Post Office	stamps	pstg	\$37.00
Ord True Value	supplies	sup	\$60.96
Orschlens	supplies	sup	\$25.10
The Parts Bin Inc	parts	pts	\$64.91
PowerPlan	parts	pts	\$445.01
Quill Corporation	supplies	sup	\$64.18
Sack Lumber Co	supplies	sup	\$1,218.07
Stern Oil Co Inc	oil	oil	\$1,147.84
Trotter Fertilizer & Propane	fuel	fuel	\$10.00
Trotter Service	fuel/rep	fuel	\$2,846.16
Ulrich Gravel Inc	repairs	rep	\$20,581.40
Warner Body Shop	parts	pts	\$31.50
****			****
	Road fund	totals	\$87,214.07
PLANNING & ZONING			
****			****
Payroll	October	Oct.	\$480.00
Ameritas Life Ins Corp	retirement	rt	\$32.40
Pat Frazer	meeting/mil	mtg	\$25.52
Nancy L Glaubke	reimb exp	exp	\$3.06
Ellen J Novak	meeting/mil	mtg	\$25.52
Quiz Graphic Arts Inc	notice	ntc	\$88.36
Marvin A Scheideler	meeting/mil	mtg	\$39.40
Valley Co Sheriff	services	serv	\$27.18
Mike Winkelbauer	meeting/mil	mtg	\$17.76
****			****
	P & Z Fund	totals	\$739.20
VISITORS PROMOTION FUND			

Ord Chamber of Commerce	payment	pmt	\$1,500.00
****			****
	Visitors fund	totals	\$1,500.00
RELIEF FUND			
****			****
Anderson Pharmacy	client meds	cl/rx	\$363.24
Kinder-Morgan	gas	ut	\$20.58
Roger C McCartney OD	office rent	ss/re	\$500.00
Ord Light & Water	office utilities	ss/ut	\$220.90
****			****
	Relief fund	totals	\$1,104.72
INSITIUTION FUND			
****			****
Nebr Health & Human Services	patient care	serv	\$120.00
****			****
	Institution fund	totals	\$120.00
WEED FUND			
****			****
Payroll	October	Oct.	\$1,050.00
Ameritas Life Ins Co.	retirement	rt	\$70.88
U S Post Officw	postage	pstg	\$37.00
****			****
	Weed fund	totals	\$1,157.88
		SPENT	\$285,657.09
			\$285,657.09

BOARD OF SUPERVISORS' MINUTES

The Valley County Supervisors met in regular session in their Courthouse meeting room at 9:00 a.m. on Tuesday, November 8, 2005. Roll call was taken with Ash, Collins, Cullers, Sevenker, and Sintek present, Cetak and Baker absent. Both absences were excused. The Clerk verified meeting notice. The minutes of the October 25, 2005 meeting were approved as published. The agenda was adopted on motion of Collins, seconded by Ash. Carried. Yes: Collins, Sintek, Ash, Cullers. No: none. Absent: Baker, Cetak. There was no public comment.

Road Supt., Max Leth, recommended approval of Easements 05-228 for Nebraska Central Telephone and 05-229 for Kinder Morgan. Said easements were approved on motion of Ash, seconded by Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

Olsson Associates' billing statement for work on the access road to the proposed ethanol plant was presented. Upon receipt of the statement, a copy was forwarded to the City for payment. At the City's request, Leth confirmed that the work covered by the statement was completed. Jim Moreau of Olsson Assoc. was present. Leth noted that he has ordered the 72" pipe and water-tight band and plans to install it as soon as it's received. The cost of the pipe is \$1008 for which the County hopes to be reimbursed. Moreau asked if the County or the City was letting the bids, noting they would like to start advertising on Nov. 17 for bids to be opened on December 8, reviewed by Olssons and presented at the next Board meeting. The Board's recommendation would then be sent to the City for approval. Timing issues regarding financing and commitments were discussed. Moreau indicated the opening date could be extended by addendum if something changed after the bid letting was published. Following discussion, Supervisor Cullers moved to authorize Olssons to move forward with the bidding process contingent on the financing and commitment situation, Collins seconded the motion. Carried. Yes: Cullers, Collins, Sintek, Ash. No: none. Absent: Baker, Cetak. Sevenker is to contact Olssons following the public hearing on November 14th.

In response to the NDOR request to designate an official County newspaper for 2006, Ash moved to designate the Ord Quiz, seconded by Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

Leth's general report included: bridge inspection completed, one bridge is questionable so he is getting set of blueprints from the contractor to determine cause of problem; continue to haul gravel, gravel budget okay with \$80,112 left for fiscal year; Board agreed to his request to use 84' easement on the Mortensen Family Industrial Site as a mixing strip; striping completed, bought two barrels of striping paint that Madison County had left.

Custodian Rolland Cronk reported a call from Karr Tuckpointing regarding their proposal to the County which will run out at the end of this year. Board indicated they will have to bypass the proposal for now due to the proposed renovation. He also reported: still waiting on electric heat installation in third floor courtroom, timer was installed on boilers, boilers appear to be working, Kunz winterized and shut down sprinkler system, Collier is cutting back the mowing to every other week.

Treasurer, Janet Suminski, gave the monthly fund report, noting County General is okay for now with \$298,370.06, we are transferring from General to Road each month and the \$57,296.86 Road balance is highway allocation payments. Thirty-five Distress Warrants totaling \$17,572.87 were delivered to the Sheriff for collection. This is required to be done by November 1 and the Sheriff has until August 1 to collect them. Suminski asked if the County would be needing access to a large amount of funds for Courthouse renovation as she would need to look at investing some funds on a shorter term basis. At this time, the Board is unable to provide a time line. The Misc. Receipts folder was available for review.

Clerk, Jenette Lindsey, presented the October fee reports for District Court and Clerk's Office.

Board of Equalization was convened at 9:05 a.m. on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak. Tax List Correction for Eldon Baker to correct the maximum property value allowed for exemption, lowering the tax by \$133.44 for 2004, was approved on motion of Collins, seconded by Ash. Carried. Yes: Collins,

Sintek, Ash, Cullers. No: none. Absent: Baker, Cetak. Homestead Exemption for Ted and Irene Wroblewski was rejected because the property was put into an Irrevocable Trust in July so did not qualify for exemption. It was moved by Sintek, seconded by Ash to go out of Board of Equalization at 10:10 a.m.. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak.

The Board discussed new business items while awaiting the scheduled 10:30 a.m. audit bid opening. The Chamber request to put Christmas lights on the trees surrounding the Courthouse was approved on motion of Ash, seconded by Collins, providing acceptable electrical hookups can be worked out. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak.

The County Farm Lease is to be put on the Nov. 29 agenda for discussion, bids to be advertised in December with an opening date of January 10, 2006. Discussion included hunting rights, NRD programs and it was suggested that the Board look at the farm.

The following items were noted: Ord City Public Hearing on Redevelopment Project scheduled for Nov. 14, Current Expenditures Summary Report for October, State reimbursement to County Attorney of \$4659.21, NIRMA Quarterly Loss Reports for Workers Comp. and Liability Claims.

At 10:30 a.m. the audit bids were opened. Bids for fiscal years ending June 30, 2006, 2007 and 2008 were received from McDermott & Miller, the County's current auditors, and from Dana F Cole & Co., a local audit firm. Linnette Kisker of McDermott & Miller and Patricia Robertson of Dana Cole were present. Dana F. Cole & Co. bid \$5950 for the first year, \$6,250 for the second year and \$6550 for the third year. McDermott & Miller bid \$6300 for each of the three years. Discussion included: advisability of using local firm for auditing, County Officials have good working relationship with current auditors, current auditors have provided excellent service to County for 10 years, dollar difference between the bids is negligible. Following discussion, Supervisor Sintek noted that change is good and moved to accept the bid of Dana Cole. Collins seconded the motion. Carried. Yes: Sintek, Collins, Cullers, Ash. No: none. Absent: Baker, Cetak.

Present for discussion of Courthouse renovation were Joe Wadas of Wadas Inc. and Larry Cihal of Siemens. Chairman Sevenker noted that the Building and Grounds Committee met with Wadas for a presentation on the heating/cooling system he is proposing and the Committee felt it should be considered by the Board. He also indicated that Steven Wolford of W Design has presented an expression of interest in the project. Sevenker noted that Wolford is an independent engineer and not affiliated with Wadas. Cihal indicated the restroom project is waiting on signed contract from County. Attorney Cullers said he had some problems with the terms and conditions on page 2 of the contract. Following discussion, Ash moved to approve the contract for the handicap restrooms subject to eliminating page 2, the "terms and conditions" page. Motion seconded by Supervisor Cullers. Carried. Yes: Ash, Cullers, Collins, Sintek. No: none. Absent: Baker, Cetak. Wadas noted that the heating/cooling system he proposes is currently in use at the school in Superior. Supervisor Cullers said she talked to the School Supt. there and, although it's only been operational for a few months, they are pleased with the system so far. Discussion was held with Cihal regarding use of local contractors. Sevenker noted he was uncomfortable not knowing more precisely where the money was going and he felt the Board should set back and look at things. He said the old system would last one more winter. Cihal said the restroom project should get started in 7-10 days and that he may come to the next meeting to give an update.

Tammy Soper appeared regarding the Chamber request to put lights on the Courthouse trees. She said it was just a suggestion at this point, no details have been worked out. The idea was to have businesses or individuals sponsor a tree and they hoped to work with City for electrical hook ups. Sevenker noted that the Board had approved their request if they can work out the details.

Financing of the proposed Courthouse renovation was discussed. Supervisor Cullers presented a written report of her research. She mentioned the REDLG program which involves a public utility receiving grant money through USDA and establishing a revolving loan fund, Smith Hayes Financial Services through NACO or a bank loan. According to information she received through NACO and Smith Hayes, since the County is at their mil levy cap, any debt would have to be

approved by a vote of the people. Sintek said he thought the County could borrow within their levy. Also discussed was the possibility of a grant through CNEDD.

Attorney Cullers reported: liquor compliance checks were held in Valley, Garfield and Greeley Counties on Friday night, 9 Valley County businesses sold to minors; Attorney Campbell, who is representing the County in the Schauer lawsuit, has filed 2 briefs regarding the motion to dismiss in the second lawsuit; Campbell has submitted an invoice for \$1,215.81; asked for Board direction on two provisions relating to County property tax in the Rogers bankruptcy, Board agreed with his suggestion to discuss with Attorney Allen Eurek and allow him to proceed if he feels it looks okay.

Supervisor Cullers presented a written report on Region 3 in her capacity as County Representative on that Board.

The following items were available for review in the Mail Folder: Chamber Newsletter, VCED Quarterly Review, Nebr. Workforce Development Publication (2), Juvenile Justice Grant Announcement, BCBS Flash Facts, NACo T. Loewenstein, American Funds report.

Meeting adjourned at 12:15 p.m., to reconvene on Tuesday, November 29, 2005 at 9:00 a.m., in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the November 8 meeting and an agenda for the November 29 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regularly scheduled meeting of the Valley County Board of Supervisors was postponed from November 29, 2005 to November 30, 2005 due to a snowstorm. The meeting was called to order at 9:00 a.m. on the 30th in the Courthouse Boardroom. Roll call was taken with Baker, Cetak, Collins, Cullers, and Sevenker present. Ash and Sintek were absent (excused). Notice of meeting was verified, notice of postponement was announced on KNLV Radio and noted on the agenda that was posted on Tuesday. Minutes of the last meeting were approved as published on motion of Baker, seconded by Cetak. Carried. Yes: Baker, Cullers, Collins, Cetak. No: none. Absent: Ash, Sintek. The agenda was adopted on motion of Collins, seconded by Cullers. Carried. Yes: Collins, Cullers, Baker, Cetak. No: none. Absent: Ash, Sintek. There was no public comment.

Sandy Simpson, Road Secretary, presented the November Road Claims and Balances, noting that fuel was the largest expense and is likely to go over budget this year. Road Supt. Leth said 11 patrols were out yesterday using 750 gallons of fuel and all are out again today.

The Petition to Vacate and/or Abandon Public Road submitted by Randall Adamak was considered and Leth was directed to complete a study of the road and report his findings to the Board at their next meeting. The road in question is described on the Petition as: in Springdale Township, from the NW corner of Section 14, T19N, R13W, approximately 1/2 mile south along section line, then east 1/4 mile to next property line. Following submission of Leth's study, a public hearing will be set.

At the request of Dave Koelzer, NDOR, the Clerk drafted a letter indicating the County's agreement to closing State Road Project Agreement KK0402. The project was for maintenance work on Highway 70, however, it was not done. Following discussion between the Board, County Attorney and Road Supt., the letter was approved on motion of Supervisor Cullers, seconded by Cetak. Carried. Yes: Cullers, Baker, Cetak, Collins. No: none. Absent: Ash, Sintek.

Collins moved, Cullers seconded approval of the Certification of County Highway Superintendent For Determining Incentive Payment. Carried. Yes: Collins, Cullers, Baker, Cetak. No: none. Absent: Ash, Sintek. Highway allocation is doubled because Leth has a Class A License,

Leth recommended approval of Easement 05-230, Ron Jensen and Easements 05-231 through 05-236, Kinder Morgan and they were approved on motion of Collins, seconded by Baker. Carried. Yes: Collins, Cullers, Baker, Cetak. No: none. Absent: Ash, Sintek. Refund of Easement 05-216, Bernard Petska was recommended for approval by Leth and approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Cetak, Baker, Cullers. No: none. Absent: Ash, Sintek.

Discussion was held regarding a minimum maintenance road between Jim Duda and Terry Reineke. It was determined that the Board cannot authorize a road closing without going through the statutory procedures which require a petition to be filed requesting the closing, a study made of the road and a public hearing held. Petition forms are available at the Clerk's Office. Supervisor Cullers moved that the Board continue to follow statutory procedure for road closings, seconded by Collins. Carried. Yes: Cullers, Collins, Cetak, Baker. No: none. Absent: Ash, Sintek.

Attorney Cullers provided copies of a letter received from Attorney Galen Stehlik on behalf of Henry Gregorski regarding a fence along the County road adjacent to his property. Following discussion, it was moved by Collins, seconded by Cetak to authorize Attorney Cullers to reply indicating the County will build a fence in the middle of the old road for a distance to be determined by Road Supt. Leth. Carried. Yes: Collins, Cetak, Baker, Cullers. No: none. Absent: Ash, Sintek.

Discussion was held regarding the loss of the current County mixing strip at the airport and the possibility of establishing a strip on the industrial site or a different location at the airport. The correct acreage of the County Farm needs to be established so that bidding can be held in January. Leth will check further on an airport location as well as the north end of the County Farm.

Chairman Sevenker asked Leth to express the Board's appreciation to the road crew for their efforts during the recent snowstorm.

The Hospital Report was given by CEO Neelam Bhardwaj. In addition to the regular printed report, Bhardwaj noted that volume has been higher in all areas resulting in more income than was budgeted. Her report included: working on getting a permanent MRI, developing plan for expansion, pre-op and post-op renovation for more patient privacy should be completed by week's end, over 1000 flu shots given to community not counting employees or clinic patients, community service educational sessions on Medicare D for medicare population, medical side of Loup City Clinic to open in January, County Board invited to Hospital employee Christmas Party, Home Health Open House successful, community event Jan. 28 to show latest improvements and plans for future construction.

Bethanne Kunz, VCED Executive Director, provided a handout listing various activities for the quarter: 2006 local business visitations to get information on needed resources, Val-E Ethanol groundbreaking Dec. 5, Nov. 18th planning session for 2006 Hometown Competitiveness work plan, training on new incentive package, working with business seeking expansion opportunities in Valley County, receiving requests for jobs and employees, new Needs Assessment Survey, applying for BECA Grant, working with City and County to acquire vacant lots for use as new home lots.

The Sheriffs written Fee and Activity Reports for October were reviewed.

County Clerk, Jenette Lindsey, notified the Board that her office would be closed on Monday, December 5, 2005 so that she and her staff could attend training in Grand Island on the operation of the electronic vote counting machine. She felt it was important that everyone in the office take part in this initial training. Notice will be in this weeks Quiz and KNLV will be contacted.

County Attorney Cullers presented the City/County Interlocal Agreement for paving the ethanol plant access road, advising the Board of his approval. The Agreement was approved on motion of Cetak, seconded by Supervisor Cullers. Carried. Yes: Cetak, Collins, Cullers, Baker. No: none. Absent: Ash, Sintek. Olsson Associates are to be contacted to appear at the next Board meeting for plan approval and setting bid letting dates. Payment of the work done by the Railroad should be included in the plan as all of the access road costs are to be paid with city sales tax funds

Steve Wolford and Nick Clinebell of W Design expressed interest in working with the County on the Courthouse renovation project. Their written expression of interest was received by mail and presented at the last meeting. A study/design approach could be taken with the cost of the study at \$2500 to \$5000, or the study could be eliminated and a design developed as designated by the Board. They said 12% to 15% of the construction cost would go to engineering.

Siemens Representatives Larry Cihal, Ron Paul and Dave Raymond reported the first floor restroom renovation for handicap accessibility is in progress and should be completed in the next three weeks. They asked if the Board was ready to move on with further renovation or if they were going in a different direction. The Board indicated they needed more time to decide. Siemens said that prices quoted will not be valid for an extended period. Discussion was held on performance contracting versus the bidding process. Performance contracting takes more of the decision making out of the Board's hands. Siemens will wait for direction from the Board.

At 11:50 a.m., Chairman Sevenker called a 5 minute recess, meeting resumed at 11:55.

Ron Stauffer of Beckenhauer Construction, Inc. presented his company's expression of interest in the Courthouse renovation project. They work as construction manager, taking over the general contractor duties. A fee is negotiated to manage the entire project. The first phase would cost \$5,000 or \$6,000 and would be the study/proposal phase which would include a projected budget for the project. The second phase would be the contracting, taking bids on equipment and labor. If expertise is available, they use local people and the Board would be involved in the process. They offer lease purchase options and can help with financing in other ways. He said they have done work for Buffalo County and Holt County and suggested the Board contact them. Stauffer will contact the Board with a ball park figure for lease purchase. The County will contact him with their decision.

Further discussion was held regarding the project and available options. Joe Wadas and Rolland Cronk participated in the discussion.

Fund raising for the Courthouse renovation project was discussed. Supervisor Cullers suggested holding an open house at the Courthouse. A brochure with information about the Courthouse and the renovation plans could be made available as well as tours of the Courthouse. Nebraska Community Foundation will make up brochures. There is the possibility of grant funds through a USDA Grant to Loup Valley Rural Public Power. The funds would be loaned to the County at no interest for 10 years. After repayment, LVRPP could loan it to others. The Board needs to let LVRPP know if they are interested in this option and see if they are willing to apply for the Grant.

The County Farm lease was discussed. Attorney Cullers will meet with Leth to get the correct legal description. Discussion was held regarding options for the 30 acres of river frontage. It was agreed that the tenant furnishes pipe and pays water costs. This item is to be on the next agenda.

November claims list and fund report were reviewed. Cullers moved, seconded by Baker to approve the claims. Carried. Yes: Cullers, Baker, Cetak, Collins. No: none. Absent: Ash, Sintek.

The current MAXIMUS, Inc. contract to provide cost allocation plan services expires Jan. 1, 2006. A new contract proposal has been received. This is the plan which allows the County to receive a percentage of cost reimbursement for certain District Court and County Attorney duties. The new contract sets the cost for their services at one-half the recovered funds not to exceed \$5075.00, the same as it was previously. The new contract was approved on motion of Cullers, seconded by Cetak. Carried. Yes: Cullers, Baker, Cetak, Collins. No: none. Absent: Ash, Sintek.

It was moved by Baker, seconded by Cullers to set the December payroll date on the 20th, one week early. Carried. Yes: Baker, Cullers, Collins, Cetak. No: none. Absent: Ash, Sintek.

September Lodging Tax receipts were \$1045.60 and were again held by the state to reimburse receipts credited to Valley County in error. Expenses were \$235.00. The Clerk reported that, per Board instruction, a check for \$14,187.57 was issued from the Inheritance Tax Fund to complete repayment of the distribution error. October receipts, which will be received in December, will be the first receipt of funds that includes both Visitors Promotion and Visitors Improvement tax. Separate funds are required since expenditure requirements for each tax is different. Lodging Tax will be on the next meeting agenda for discussion of the Ord Area Chamber agreement.

County Attorney Cullers reported the filing of a Tort Claim against the County. The claim was received from the Bruckner/Fowles Law Firm on behalf of Justin Ammerman in regard to an automobile accident on a County road in July. The County has 6 months to respond to the claim, after which time the claimant can file a lawsuit if they do not agree with the County's response. A file stamped copy of the claim has been sent to the claimant's attorney and to NIRMA.

Attorney Cullers presented a billing statement from Family Advocacy Network, which provides trained experts to interview abused children. Interviews are conducted at Good Samaritan, taped and sent to the attorney. It is also possible for law enforcement or other parties to participate in the interview through our local hospital without appearing in person. Cullers noted that he had not budgeted for this expense but felt it was worthwhile and asked the Board's opinion on continuing it. The Board felt it was an important service and that he should continue to use it.

Cullers said he has Court in Garfield County and will miss part of the next Board meeting.

Mail Folder items: CNCS Newsletter, CCC Columbus Annual Report, ACEC Directory, NACo T. Loewenstein, Teammates Mentoring Program, Loup Basin RC&D, DEQ Grant Program.

The Meeting adjourned at 1:20 p.m., to reconvene on Tuesday, December 13, 2005, at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the November 30 meeting and agenda for the December 13 meeting are available 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 the 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

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on Tuesday, December 13, 2005 in their Courthouse meeting room. Roll call was taken with Baker, Collins, Sevenker, Sintek, Cullers, Cetak and Ash present. Notice of meeting was verified and the minutes of the last meeting were approved as published. The agenda was adopted on motion of Sintek, seconded by Cullers. Carried. Yes: Sintek, Collins, Cetak, Ash, Baker, Cullers. No: none. Absent: none. There was no public comment.

Road Supt. Leth recommended approval of refunding Easement 04-218, Don Petska. Said refund was approved on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Leth submitted a written report on the petition to abandon County Road No. 40 filed by Randall Adamek. Leth indicated he found no problem with abandoning this road. Baker moved to adopt Resolution 05-26 setting the Public Hearing on the abandonment of Road No. 40 at 9:15 a.m. on January 10, 2006, seconded by Ash. Carried. Yes: Baker, Ash, Cullers, Collins, Sintek, Cetak.

The 2005 State Highway Needs Assessment booklet is available for review.

Leth reported he is required to attend 2 bridge inspection training sessions at a cost of over \$500 each plus motel and food costs. He noted that he had not budgeted for this and asked that it be taken from the Inheritance Tax Fund. Motion was made by Collins, seconded by Ash, to approve the entire expense for the 2 courses, including food and lodging, be paid from the Inheritance Tax Fund. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

GreenIron has repaired both the 1996 JD patrol and the new JD patrol during the recent snow storm and gave good service. Report included: numerous flat tires due to use of chains, need to replace some chains, used dozer couple of times, putting wings on now, have used 2 truck loads salt with 1/2 bin left. Leth was contacted by Region 26 regarding disaster area designation. Region 26 is requesting County sign letter declaring state of emergency due to recent snowstorm in order to qualify for state funds. Ash moved, seconded by Baker, to authorize Chairman Sevenker to sign the letter as requested by Region 26. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Have received 5' irrigation pipe extension for ethanol plant access road and hopes to get it in this winter. Chairman Sevenker again expressed the Board's appreciation to Leth and his crew for their efforts during the recent snowstorm.

Planning & Zoning Admin., Nancy Glaubke, reported that terms were up for three of the Planning Commission members. Lynn Griffith and Marv Schiedeler are willing to continue but Jerry Neeman wishes to be replaced. Neeman recommended Craig Critel as a replacement. Collins moved to reappoint Griffith and Schiedeler to another 3 year term on the Planning Commission, seconded by Ash. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. Glaubke will talk to Critel and the Board can call her with additional names to fill the third vacancy. She will present additional names for the third vacancy at another meeting.

Glaubke asked the Board to approve the contract with consultant Orville Stahr which stipulates maximum fees will not exceed \$3000. County Attorney Cullers has approved the contract. The contract for professional services of Orville Stahr was approved on motion of Ash, seconded by Collins. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

The Treasurer and Clerk reports were delayed to allow James Moreau of Olsson Associates to be heard regarding the plan for the ethanol plant access road and dates for bid letting on the project. Moreau said there have been some minor modifications since the plan was presented to the County. He also presented a preliminary estimate of the cost of the project, including \$41,000 for the rail crossing improvements which is not included in the bid. The plan was approved and the preliminary estimates accepted on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none. Discussion was held on dates for advertising and

opening bids. Olssons will advertise, conduct the bid opening, review the bids and present their recommendation to the Board. The bid opening will be public and held at the Courthouse. Ash moved to set the bid advertisement dates as December 21, 28, January 4, 11, the public bid opening at 1:00 p.m. on January 18, official Board approval at their January 31 meeting and a completion date for the project of September 15, 2006. The motion was seconded by Cullers. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. The Clerk was directed to send a letter to the City Council and Mayor informing them of the above dates and inviting them to the public bid opening and the January 31 Board meeting.

The latest Olsson Assoc. billing statement was reviewed by Road Supt. Leth and submitted to the City for payment.

At this time Chairman Sevenker recognized VSO Charles Cox and Veteran's Service Committee Chairman Everett Lech. Cox told the Board he plans to resign effective January 1, 2006 and noted that he has held the office for 15 years. Lech commended Cox for the good work he has done and recommended Walt Smith to fill the position. Lech noted there have been complaints regarding the number of hours the office is open and said that Smith would work out of his insurance office. Smith has agreed to work for the same budgeted amount Cox does, which Cox estimated to be \$7000 per year for his salary and office supplies. Smith will make no additional charge for the use of his office or equipment. Ash moved to appoint Walt Smith as the Valley County VSO, then amended his motion to include the acceptance of the resignation of Charles Cox from the Valley County VSO position effective December 31, 2005 and the appointment of Walt Smith to the Valley County VSO position effective January 1, 2005. Motion seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Cox will help with the transition. The record books will be transferred to the County Clerk's Office.

Supervisor Ash left the meeting at 10:25 a.m. for a doctor's appointment.

The Ord Area Chamber of Commerce Invoice for membership dues of \$50.00 plus an optional \$5.00 was discussed. Bethanne Kunz noted that membership is voluntary. Following discussion, Cullers moved to join at the \$50.00 level, seconded by Collins. Carried. Yes: Cullers, Collins, Sintek, Cetak, Baker. No: none. Absent: Ash.

The Clerk's November Fee report was noted.

Treasurer Janet Suminski reported on November collections. Fines totaling \$21,949.83 were paid to the schools as required by statute. Total receipts for the month were \$26,450.41. Second half taxes are beginning to come in now. Inheritance Tax Fund is currently \$1,052,187.86.

County Attorney Cullers gave his report at this time as he had to leave for court in Garfield County. The County Officials met yesterday to discuss salaries. NACO recommends a base of \$33,300 with an additional 20% for a Sheriff who also serves as Jail Admin.. Cullers noted that in order to attract qualified workers, it is important that salaries remain competitive. The Clerk, Treasurer and Assessor asked that the same raises be given for the next term as were given for the current one, \$1500 for the first year and \$1000 for each of the remaining three years. This schedule worked well to keep Valley County salaries in line with NACO recommendations for the upcoming term. Although not an elected position, Cullers noted the importance of the Road Supt. and the need to keep the pay competitive in the event Leth retires and a replacement is needed. He also noted that the City Police Chief receives more than \$40,000 compared with the County Sheriff who will be at \$32,500 for 2006. Cullers then informed the Board that he will not address the salary for County Attorney since he does not intend to file for reelection. He said he has enjoyed working with the Board and other County Officials, but the position takes more time than he can afford to give, it has affected his client base and that of his partners. If no one files for the office, he would be willing to negotiate a contract for the position. The Supervisors current annual salary of \$4800 is considerably lower than the NACO recommendation of 50% of the base salary recommendation and Cullers encouraged the Board to increase it in order to continue to attract qualified persons.

Attorney Cullers reported receipt of an order for dismissal of the second Shauer lawsuit against the County. The first one is still active. He also advised that the Board wait to hear from NIRMA before taking action on the Ammerman Torte Claim.

Following discussion of weather related closing of the Courthouse, it was moved by Baker, seconded by Cetak that the Board Chairman get information from the Sheriff and Road Supt. on the advisability of closing the Courthouse, call the Clerk with his decision and the Clerk will inform the other Officials. Carried. Yes: Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: Ash.

Due to Court duties, Sheriff Ronzzo was unable to be present for the salary discussion. He arrived at this time and advised the Board that he would accept NACO's salary recommendation. He confirmed that the Ord Police Chief gets \$45,000 and that he took a pay cut when he left the Ord Police Dept. to be Valley County Sheriff.

The Clerk, Treasurer and Supervisor Cullers will meet after the meeting to choose a color for the material to be used for the partition and door of the new handicap accessible restroom stalls.

Custodian Rolland Cronk was present for discussion of Courthouse renovation and financing. Chairman Sevenker is to contact Ron Stauffer of Beckenhauer Construction, Inc. to request that he come to the January 10 meeting. Supervisor Cullers is to contact LVRPP to get on their meeting agenda on December 19 to explore the grant option. Cullers will contact Sevenker and Baker to confirm the date and time of the meeting and if possible, all three will attend.

Supervisor Baker left the meeting at 12:05 p.m.

The revision of the farm lease was discussed. Attorney Cullers had presented a draft with an updated legal description. Chairman Sevenker is to talk to Attorney Cullers regarding possibly restricting the number of cattle allowed and the need to separate the crop land from the pasture land. The Clerk is to include the farm lease on the next meeting agenda.

Also discussed were: the NACO insurance coverage update concerning a Health Savings Account, EMC Insurance Co. dividend of \$6857, mileage rate reduction to 44.5 cents effective January 1, 2006, County Board Workshop in Kearney February 8 - 10, 2006, discount program offered by fire alarm inspection company, Protex Central, Inc.. Clerk is to put County Board Workshop on next agenda. Board agreed the Protex Central discount is not sufficient to warrant the early payment.

Mail Folder items available for review: Ord Area Chamber Newsletter, Rural News Bits, NIRMA Publication, Nebr. Board of Engineers Newsletter, NACO T. Loewenstein, Nebr. Crime Commission Grant Information.

Meeting adjourned at 12:40 p.m., to reconvene on Tuesday, December 27, 2005, at 9:00 a.m., in regular session, 10:00 a.m. as Board of Equalization. Complete minutes of the December 13 meeting and an agenda for the December 27 meeting are available 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 the 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, County Clerk

BOARD OF SUPERVISORS' MINUTES

The regular meeting of the Valley County Board of Supervisors was called to order at 9:00 a.m. on December 27, 2005 in their Courthouse meeting room. Roll call was taken with Ash, Baker, Cetak, Collins, Cullers, Sevenker, and Sintek present.. Notice of meeting was verified and the minutes of the last meeting were approved as published. Collins moved to adopt the agenda, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none. There was no public comment.

Road Supt. Leth presented the written report of Road Dept. claims and balances for December, noting that the Road budget is in good shape overall. When questioned, Leth explained that he takes bids for oil and that Stern Oil from South Dakota was the most reasonable. He said they supply many NE counties. Leth noted that Hooker Brothers has offered the County free dirt and he would like to have it piled on the closed portion of Road No. 139, which the Board approved closing on July 26, 2005. He asked the Board if it was okay for him to physically close the road at this time and they approved. Leth reported the purchase of Michelin tires at \$950 each. He noted that each tire had 7104 hours on it and there has been only 8 flats in 21 years of use. Buffalo County uses Continental tires at \$750.95 but only gets 1/3 the wear of Michelin. He feels the extra expense is worth it. The used ones will go on the front of the machines. County mix strip will take 4.85 acres of the County Farm on the Mortensen. There is no easement for the lateral as it was not installed by the irrigation district but by the farmer. Mix strip will be built this summer. Attorney Cullers suggested Leth put up stakes to mark the strip so that bidders will know what is available for their use.

The road from North Loup Village past the ball field to Highway 22 has been maintained by the County but is not in the County Road records. Attorney Cullers suggested the County take steps to include it. North Loup Village needs to have measurements in order to proceed with the installation of the hike/bike trail. Cullers will research the correct procedure but feels each adjacent landowner will need to be asked to sign off and a public hearing held to officially declare it a County road. On motion of Ash, seconded by Baker, Attorney Cullers was authorized to proceed with the establishment of the necessary easement of the existing County road from the Village limits to Highway 22 in Section 35, Township 18, Range 13, in Valley County, Nebraska. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Leth reported the purchase of a new pickup, a 2002 GMC 3/4 ton with 68,000 miles. The old one will be sold. Signage for the ethanol plant road closing was discussed. Leth said the cost for signs, barricades and posts would be about \$584.

Hospital CEO, Neelam Bhardwaj, presented the monthly Hospital report. She noted the financial portion of the written report indicates operating income is up due to increased census in the hospital, clinic and Home Health and efforts toward better management of expenses. Discussion was held regarding the new facilities plan. The Hospital Board has approved phase A of the plan and the financing of 8.2 million dollars. Schematic drawings are being done and will allow development of firmer cost numbers. Financing should be in place by April or May and begin construction. Prochaska & Assoc. has been hired to help determine whether Hospital finances are sufficient for the project. The County Board was invited to a meeting at which these findings were presented. A poster illustrating the plan will be provided to the County Board which will be available for the public to look at, but is not to leave the Courthouse. Three Community Forums will be held on January 16 & 17, at sites outside the Hospital, to inform the public of the plan and a media event is planned for January 28. Funding is to be by a 25 year loan. In answer to concerns regarding changes in medicare and medicaid reimbursement, Bhardwaj pointed out that the last time changes were made, the government allowed 10 years for institutions to get ready for them and that only 2% of healthcare funds go to critical access. She also noted the Hospital Board has approved replacement of their computer server immediately at a cost of approximately \$40,000. Without the replacement, they would have to go to manual operation by mid-January as the old one is outdated and at capacity.

At 10:15 a.m., the Board of Equalization was convened on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none. The Assessor and Clerk were present.

Assessor Pam Arnold presented a list of 48 properties that had to be corrected due to the inadvertent omission of the bond tax for the Loup Basin tax districts. Tax corrections numbered 3637 to 3684 to include the bond tax for the Loup Basin tax districts were approved on motion of Cullers, seconded by Ash. Carried. Yes: Cullers, Baker, Ash, Cetak, Sintek, Collins. No: none. Absent: none. The list of affected properties will be attached to the minutes in the permanent record which is available for public inspection. Mitch Vodehnal submitted a written request for a correction to his personal property tax statement to show 50% ownership to his father, who is taxed in Garfield County, and 50% to himself. The correction was approved on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No: none. Absent: none.

Discussion was held regarding the Sales File Process information received from the Dept. of Property Assessment & Taxation. Arnold said that agland is low but commercial and residential look good. Sintek and Collins asked for copies of the ag sales roster.

The Board moved back into regular session at 10:25 a.m. on motion of Sintek, seconded by Cetak. Carried. Yes: Sintek, Cetak, Collins, Cullers, Baker, Ash. No: none. Absent: none.

Custodian Rolland Cronk informed the Board that he is to have knee surgery on January 20 and expects a 4 to 6 week recovery period. His wife will do the inside work in his absence and Danny Vanek is to handle snow removal. Cronk noted his disappointment that the lower level restroom construction was not completed. He said there had been a lot of dust to clean up and that the dividers, handrails, doors and some wall patching remained. He also expressed concern for the possible safety hazard caused by the large marble pieces which were removed to provide handicap accessible stalls and are now leaning against the wall in the restrooms. Siemens is to move them to the Courthouse basement for possible later use by the County and he would like them to do it soon. The heating system for the third floor District Courtroom is working well.

The written report of the Sheriff's November Fees and Activities was acknowledged as well as the receipt of IV-D Reimbursement of \$1819.44 for the Clerk and \$3363.06 for the County Attorney..

Bethanne Kunz was present for discussion of the Lodging Tax/Chamber Management Agreement and presented a written proposal from the Chamber for 2006. The proposal notes the current Lodging Tax Committee by-laws require a quorum of 3 of the 5 members and only 1 member has attended the last 2 meetings resulting in a lot of wasted time. The Chamber proposes the by-laws be changed to meet quarterly. They also suggest removing the tourism phone line and transferring that number to the second line for a savings of \$500 per year. The Chamber is asking for \$4500 for 2006. The written proposal also lists 2006 goals including: develop travel guide with Garfield County, apply for technology intern for tourism website, stock brochure racks in County and establish racks along interstate, attend tourism conferences, continue ad in NE Life Magazine, develop guidelines for Improvement Fund, TARGET Assessment by Division of Travel & Tourism, hospitality training for tourism industry, renovate or replace existing brochure racks as needed and provide additional racks. Following discussion, it was determined that Sevenker, Cetak and Cullers will try to attend the next Tourism Committee meeting scheduled for Jan. 9. Clerk and Bethanne will try to figure a projection for tax receipts in 2006. The issue will be discussed again at the January 10 Supervisors meeting.

Kunz presented the County with a gold shovel from the Val-E Ethanol Plant groundbreaking.

Siemens Rep, Ron Paul, said the restroom partitions have been ordered and work should be completed in mid January. He also noted that local window bids had been solicited but not yet received and asked if the Board had decided how they were going to proceed. Custodian Cronk noted his concerns. Paul will have someone here to move the marble slabs right away and apologized for the delay noting that the partition samples should have been presented earlier.

Renovation financing was discussed. Supervisors Cullers and Sevenker attended the last REA Board meeting and presented the USDA Grant option to them. A utility company can apply for a USDA Grant of \$300,000 to be used as a no interest loan for certain projects. The utility must pay

20% of the grant which would be repaid by the borrower as part of the loan amount. Once the money is repaid it becomes a revolving loan to be used by others. The REA Board has not made a decision yet. Cullers noted that the telephone company could also sponsor this grant.

Attorney Cullers gave his report at this time so he could leave for court in Greeley County. Discussion was held regarding the legal description of the Mortensen Farm. Ash moved to advertise 76.25 irrigated acres for the Mortensen farm lease, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none. Further discussion included the number of animals allowed to pasture on each farm site and irrigation water to be paid by lessee for 95.5 acres. It was decided that the number of animals would be negotiated at the time of bidding and the lessee should be informed of the requirement to pay for water for 95.5 acres. Attorney Cullers will get pasture acres from FSA. Bidding for the farm leases is set for January 31, 2005.

At Cullers' request, the Board went into executive session at 12:00 noon for discussion of the Schauer lawsuits on motion of Collins, seconded by Sintek. Carried. Yes: Collins, Sintek, Cetak, Cullers, Baker, Ash. No: none. Absent: none. At 12:10 p.m. the Board came out of executive session on motion of Collins, seconded by Cetak. Carried. Yes: Collins, Sintek, Cetak, Ash, Baker, Cullers. No action was taken as a result of the executive session. Attorney Cullers left the meeting.

Resolution 05-27 authorizing the County Treasurer to invest surplus county funds was adopted on motion of Ash, seconded by Baker. Carried. Yes: Ash, Baker, Cullers, Collins, Sintek, Cetak. No: none. Absent: none.

Supervisors Cetak, Cullers and Sevenker volunteered to attend the Downtown Revitalization Meeting on January 18th and report back to the Board.

County property tax statements were reviewed. The Clerk was directed to bill Cornerstone and Agland for their share of the property tax.

Chairman Sevenker presented a letter from the Greeley County Commissioners giving notice of their withdrawal from the Loup Basin Public Health Dept. effective June 30, 2006.

December claims were approved on motion of Cetak, seconded by Sintek. Carried. Yes: Cetak, Sintek, Collins, Cullers, Baker, Ash. No: none. Absent: none.

County Officials salaries will be set at the next meeting.

County Board Workshop in Kearney on February 8 -10 was noted as was the rescheduling of County Government Day to January 10.

Mail Folder items available for review: Christmas cards from Berggren Architects, Olsson Assoc., Grant Writing Workshop, CDBG s006 Application Guideline Workshops, Mid-Continental Restoration Co. flyer, Nebr. Economic Trends, T2 Nebr. Interchange, NACo T. Loewenstein emails (3).

Meeting adjourned at 12:45 p.m. to reconvene on Tuesday, January 10, 2006 at 9:00 a.m. in regular session and 10:00 a.m. as Board of Equalization. Complete minutes of the December 27 meeting and an agenda for the January 10 meeting are available 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, County Clerk