

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, January 12, 2010 in the Courthouse Boardroom with Supervisor Sevenker acting as Chairman. Roll call: Vogeler, Baker, Waldmann, Cullers, VanSlyke, Sevenker, Cetak present. VanSlyke moved to leave the Chairman and Vice-Chairman the same as last year, Sevenker as Chairman and Cullers as Vice Chairman, seconded by Cetak. Carried. Yes: VanSlyke, Cetak, Vogeler, Waldmann, Cullers, Baker. No: none. Absent: none. Discussion was held regarding allowing the Chairman to vote. This topic will be on the next Board agenda. Publishing meeting notice and posting of agenda was verified by the Clerk. Minutes of December 29, 2009 meeting, included in the Board packets, were approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. Baker moved to adopt the agenda, seconded by Cullers. Carried. Yes: Baker, Cullers, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Sevenker noted Open Meetings Act posted, public copies available. No public comment.

Resolution 10-01, providing authority for the County to restrict travel on county roads when necessary, was discussed and approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Cetak, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Road Supt. Meyer confirmed that Midwest Sales is agreeable to payment for replacement of a Valley County bridge east of North Loup over two fiscal years. Project will likely begin mid-spring. Old bridge is a truss bridge and will be dismantled and sold. Meyer reported: widening roads this week; snow removal tough on machines and time consuming; replaced pump on machine at cost of 2 or 3 thousand dollars; replaced oil furnace in Ord shop; filling out paperwork for FEMA reimbursement of snow removal costs due to Christmas blizzard; doing all they can to get the roads open. Board commended Road Dept. for their efforts. Discussion was held on providing access road to a new residence by changing existing County Road. Meyer will look into the process and report back at a future meeting.

Treasurer Suminski presented Month End Fund Report for December noting balances of \$231,442.57 General Fund, \$49,982.30 Road Fund and \$816,035.17 Inheritance Fund. Semi-Annual Report showing the beginning balances, collections, disbursements and ending balances, in both an individual and summarized format was presented. This information is required to be published. A new Pledged Security Notification was also presented for TierOne Bank.

Clerk Lindsey presented December Fee Reports for County Clerk and Clerk of District Court and reported 27 computer monitors and various other old electrical equipment was picked up by Secure Recyclers of Grand Island at a cost of \$10 per monitor. The cost was paid from Inheritance Funds and could be adjusted if the Board wished.

Jerry Berggren of Berggren Architects presented a contract between Valley County and Tri-Valley Builders of Grand Island for construction of a Courthouse fire escape which the County Attorney has reviewed and approved. Russ Canfield of Tri-Valley Builders was present and provided a list of subcontractors they plan to use on the project, including: Rick's Electric, Wadas Inc., Sack Lumber, Ord Glass & Paint, and Staab Welding. The original, signed contract will be filed with the County as well as the Certificate of Liability Insurance and Performance Bond. NIRMA will review the insurance bond. Notice to Proceed will not be issued until the Certificate and Bond are reviewed and approved. Discussion was again held on the discrepancy between Berggren's project cost estimate and the project bids which were about 50% higher than estimated. Berggren's fee is a percentage of the actual cost. Berggren noted that he has hired a professional estimator to review the elevator project. The elevator drawings are 80% complete and bids may be able to be advertised in late February. Change orders will be approved and signed by the Board, the contractor and Berggren. Berggren noted he feels some responsibility for such a large difference in the estimate and the bids and will work with the Board on his fees. Vogeler moved to approve contract Document A101-2007 for Valley County Fire Escape Project #906 between Valley County and Tri-Valley Builders and authorize Board Chairman Sevenker to sign the contract, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. Tri-Valley's bond covers the subcontractors. Canfield noted they are at least 2 months away from starting the project. Berggren will get copies of the bond and insurance to NIRMA for review.

Nebraska HHS representatives Yolanda Nuncio, Ann Kuwata and Kay Rehtus were present to discuss changes in the local HHS offices. Sevenker noted that Valley County was disappointed that they were not officially informed of the changes by the state but were left to hear of it by rumor. Nuncio said this was not intentional but that they wanted to their information together before they went to the counties and that they have been discussing these changes for 2 years. According to Nuncio, they are looking for the best way to make reforms. Access Nebraska is the name of the plan. RFQ's were published to invite interested parties to participate. Caleb Pollard, Valley County Economic Development Director was also present and noted that VCED did receive information regarding the

consolidation of HHS offices. He said there were about 53 pages of requirements and VCED determined that the GLVA building did not meet the specs. Supervisor Nuncio said the Ord HHS Office will not be closed but will be classified as a satellite office, open 2 days per month. A kiosk will be provided to permit citizens to use a phone and computer to access HHS services. Their intent is for the County to continue to provide office space but it could be smaller than the current office and she suggested that a small room in the Courthouse be made available to them. Nuncio said there will be 4 full-time offices in the Central Service Area; in Grand Island, Kearney, Hastings and Broken Bow, and three satellite offices open 2 days per month; in Ord, Clay Center and Holdrege. Kuwata noted they are moving away from cases being assigned to a specific worker to a team effort so that any staff person can work on any case. The plan will not be fully implemented until 2012. Supervisor Cullers noted the County's disappointment with the manner in which this was handled, in that County Boards that have supported the HHS program for many years were not notified by HHS of the impending changes. Kuwata said there will need to be a full-time worker in Ord as long as Mid-Nebraska is here. Nuncio said they will provide information to the County as they get it as far as dates for implementing the changes. The Clerk was directed to include the McCartney lease for the current Ord HHS office on the next agenda.

At 11:20 a.m., the Board of Equalization convened on motion of Cetak, seconded by Waldmann. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. The Treasurer and Clerk were present.

Hearing was held for 3 applicants requesting exemption from motor vehicle taxes: St. Johns Lutheran Church for a 1999 Jayco travel trailer used for Laborers for Christ camping; Mid-Nebraska Individual Services for 1999 Sable/GS, 1999 Chev, 2002 Sable/GS, 2004 Ford, 2004 Ford pickup, 2007 H&H trailer used to deliver services to developmentally disabled and to deliver and pick up contract work; Loup Basin RC&D Council for a 2000, 4 wheel utility trailer used for environmental cleanups and LBRC&D workshops. Notice of Hearing was sent to each applicant, none were present for the hearing. Treasurer recommended approval of all three requests. Following discussion, Cullers moved to approve all three Motor Vehicle Exemption applications presented, seconded by Baker. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

At 11:25 a.m., the Board moved back into regular session on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

There was no County Attorney report.

Agenda item 9A was included on the agenda in error as it is to appear on the January 26, 2010 agenda.

The claim and fund request for payment of the BCBS premium were approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. The Clerk reported receipt of grant drawdown funds of \$1071 in payment of the elevator portion of the latest Berggren billing statement. The grant requires disbursement of grant funds within 10 days. The Board gave their informal approval for disbursement of the \$1071 with their formal approval to be given at the January 26 meeting when it will be on the agenda. The Current Expenditures Summary Report for December 2009 and the individual Expenditures Report for the Board's budget was available for review.

A letter received from the Centers for Medicare & Medicaid Services regarding a claim for County reimbursement of payments made to a former County employee was reviewed. The Clerk noted that she had contacted BCBS regarding the letter and was informed that the County can authorize BCBS to provide information to CMS to show that the former employee was not employed by the county at the time the medical expenses were incurred and claimed. Following discussion, Vogeler moved to authorize Chairman Sevenker to sign the letter authorizing BCBS to receive information on this matter and to act on the county's behalf to settle the matter with CMS and the letter providing coverage and employment termination information on the former employee, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

At 12:00 noon the meeting recessed for lunch, to reconvene at 1:00 p.m. At 1:00 p.m. the meeting reconvened with all Board members present.

Laurie Hansen and Curie Mincer of CNEDD were present to discuss the requirements for the elevator grant which expires July 29, 2010 and construction must be completed by then. Jerry Berggren was present for the discussion regarding a time line for construction of the elevator and the need to request an extension for the grant. Hansen said they will request an extension until Sept. or Oct. Berggren plans to advertise for bids in February to be opened on or before March 24, 2010. Board could approve bidder at the last March meeting, sign a contract and issue the Notice to Proceed in April. He estimates it would take 3 months to get the elevator which would leave 3 months to install it if an extension until September is allowed. Need to be sure Fire Marshall is okay with installing the elevator before the fire sprinkler system. Bidding the elevator and the fire sprinklers separately was discussed. A penalty

clause will need to be included in the elevator bid to protect the grant funds. The RDLG application for an interest free loan through LVRPP was discussed. Hansen will check into the status of the application. Berggren felt elevator cost estimates would be available for the Feb. 9 meeting. Berggren, Hansen and Mincer will attend the Feb. 9<sup>th</sup> meeting to determine the grant extension date that will need to be requested from the state.

Hansen informed the Board that CNEEDD can administer certain federally funded projects, including road projects. She also noted there is currently no Valley County representative on the CNEEDD Board. Discussion was held regarding the requirements for serving on the CNEEDD Board. Hansen will check into this and report to the County.

Discussion was held on the latest revision of the County Personnel Policy. The intent is to clarify requirements for full and part time employment and clarify and comply with the County's Drug Free Workplace Policy. Following discussion, Vogeler moved to add 2a to define full time employment as working a minimum of 40 hours per week except for elected and appointed officials; 2b to define part-time employees as those working fewer than 40 hours per week; and change item 19 Health Insurance to require county employees to average 40 hours or more actual working hours per week in order to qualify for County health insurance coverage and if employee fails to maintain an average of 40 hours worked per week for any 6 month period the insurance benefit may be removed, seconded by Waldmann. Carried. Yes: Vogeler, Waldmann, Cullers, Baker, VanSlyke, Cetak. No: none. Absent: none. Attorney Clark felt the Drug Free Workplace Policy is okay and he prepared the form referenced in the policy for employees to sign. It was noted that item #4, Overtime, was missing the reference to Dept. Heads that was approved by the Board at an earlier meeting. Following discussion, Cullers moved to approve the County Personnel Policy with the noted corrections, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none.

Committees and Board Representatives will remain the same for now.

Requests for funds from VCDED for private sponsorships and Loup Rivers Scenic Byway for a bird watching brochure were reviewed. No action was taken.

The Nebraska Public Service Commission Order regarding permanent funding for wireless enhanced 911 and the email communications from NACO and Region 26 on this subject were discussed. VanSlyke will report on this following the next Region 26 meeting.

March 6, 2010 was agreed upon for the date of the County Recognition dinner at the Vets Club in Ord. Cullers will get information on food and costs for the next meeting.

Discussion of County Officials salaries for the 2011-2014 term included: comparison to other counties, family health insurance is a benefit provided by Valley County for elected officials, law allows Boards whose members have staggered terms to set their salaries prior to each statewide election, County income depends on valuation which is difficult to estimate. Following discussion, Cullers moved to approve the elected official's recommendation of \$1,000 increase per year for 2011-2014 and to freeze the Supervisors' salary at \$6000 per year for 2011 and 2012 to be reevaluated in January 2012 for 2013 and 2014, seconded by VanSlyke. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none. Resolution 10-02 is to be completed by the Clerk based on the motion made by Cullers, seconded by VanSlyke regarding official's salaries and said Resolution was approved on motion of Baker, seconded by Vogeler. Carried. Yes: Baker, VanSlyke, Cetak, Vogeler, Waldmann, Cullers.

At 3:35 p.m. the Board conducted the quarterly jail inspection. There were no Mail Folder items.

Meeting adjourned at 3:50 p.m., to reconvene on January 26, 2010 at 9:00 a.m. in regular session. Complete minutes of the January 12 meeting and an agenda for the January 26 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on Tuesday, January 26, 2010, at 9:00 a.m. Roll call: Sevenker, Vogeler, Baker, Cullers, VanSlyke and Cetak present, Waldmann absent. Clerk verified meeting notice published, agenda posted. Minutes of January 12 meeting were approved on motion of Baker, seconded by Vogeler. Yes: Baker, Cullers, Vogeler, Cetak, VanSlyke. No: none. Absent: Waldmann. Cullers moved to adopt the agenda, seconded by VanSlyke. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler. No: none. Absent: Waldmann. Sevenker noted Open Meetings Act posted, public copies available. There was no public comment.

Road Secretary Simpson gave the report of Road Claims and Balances for January. Payroll totaled \$40,994.44, Accounts Payable \$46,916.38. Larger expenses included: fuel, parts, new oil heater, cross chains, labor, motor grader payment. Overtime was \$4845 due to the snowstorm. The remaining budget should be sufficient for the fiscal year.

Supervisor Waldmann arrived at 9:05 a.m.

Road Supt. Meyer reported on requirements to change a road's classification: must bring road to current standard for the classification; must hold public hearing; state must approve change & must be included in 1 & 6 Year Plan; could increase county liability if minimum maintenance road is graveled; public hearing also required if road is closed; only required to establish road from one direction; rerouting road would require getting ROW and even if donated there are many requirements to meet; road construction costs have to be written into building permit; county zoning regs may require road improvements prior to issuance of permit; zoning regs require new home owner to pay cost of road construction; suggest consult Attorney Clark regarding liability issues if landowner gravel minimum maintenance road.

Following discussion, the Disaster Declaration for Valley County requested by Region 26 due to the recent snow storm was approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. The declaration would allow the county to receive funds through NEMA &/or FEMA if the President makes a disaster declaration.

Meyer's General Report included: finishing up 1 & 6 Year Plan, will submit to Board at Feb. 9 meeting and set for hearing on Feb 23; radio system repeater installed last week and works well; had to replace 300 to 400 feet of cross bar chains; new waste-oil heater installed in Ord shop; 41% of road budget remains; purchased 2001 Dodge pickup to replace old one that will be sold at auction; will attend NIRMA Workshop in Kearney on employee relation issues. VanSlyke said Region 26 is selling a used propane generator if the County wants to bid on it. Vogeler reported a road complaint from Paul Boyce regarding a large pot hole.

Dori Olson appeared to present Cedars request for the annual Memorandum of Understanding for Juvenile Services Aid Program. The MOU is required from participating counties in order for Cedars to employ a part-time Youth Specialist who implements strategies for assisting area youth. When asked, Olson said their youth shelter in Custer County was closed because they did not receive the federal grant that had funded it for several years. Cullers moved to authorize Chairman Sevenker to sign the Cedars MOU for Juvenile Services, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none.

The revised County Personnel Policy approved by the Board on January 12, 2010 was reviewed and signed.

Resolution 10-02 setting County Officials salaries for the 2011-2014 term, approved by the Board on January 12, 2010, was reviewed and signed.

The County lease with Roger McCartney for the local HHS Office was discussed. Vogeler suggested that the County write a letter to the State HHS asking for more specific information regarding the timing of the change from a fully staffed local office open every week day to a staff of 2 available only 2 days per month so the County will know how to proceed in negotiating a lease agreement with McCartney. The current lease runs until July 1, 2010. This discussion will continue when County Attorney Clark is present.

Probation District 8 Chief Probation Officer Tara Sprigler-Price was present for budget discussion. Sprigler-Price noted that her initial budget request was \$6025.46 but that it was later lowered to \$5433.26 and the County should have received this information. The Clerk indicated that no such notice was received but the \$5433.26 amount was listed on the Second Quarter Budget Report from Probation District 8 which accompanied the billing statement for \$902.91 and was received on January 11, 2010. The Board noted that the budget for the old district was less than \$3000 for the entire year and asked why her budget was almost double that amount. Sprigler-Price said it was because of the shift in judicial districts and that Buffalo County absorbed 50% of the old district's budget which has now shifted to the other counties. She said the Holt County Board approved the overall budget and, by statute, the other counties had no

choice but to pay their share. County Attorney Clark did not agree with this interpretation of the statutes but did not elaborate. Sprigler-Price noted that only 23% of her budget has been spent to date and she thinks it will be less next year. She will return on April 27, 2010 to see where the budget is at. She said new printers may have to be purchased to go with the new computers because the old printers are not compatible with Windows 7.

Recessed 10:30 a.m., reconvened 10:40 a.m., all members present except Baker, who returned at 10:50 a.m.

Present for discussion of the possibility of forming a mutual finance organization between the fire districts in Valley County were: County Attorney, County Treasurer, Randy Cullers, Terina Wortman, Dan Hulbert, Gerald Einspar, Keith Shellhase, Larry Copp, Stan Barr, Larry White, and Dan Scott. Discussion included: this is strictly exploratory and each fire district can decide if they wish to participate once enough information is gathered to see how it would affect each district; all must agree to the same levy; state funds received through the MFO would be in addition to the levy; state funds cannot be used for bonded indebtedness or vehicle leasing, only operations; need assistance of Accountant Chuck Abel; applications due by July 1, if can't make this year's deadline can try for next year; Copp has talked to Custer County and reports that Comstock Fire District is not happy with the amount they receive; Cullers noted that Ord will benefit the most but that it needs to be a cooperative effort so that all who participate are comfortable with the process; Treasurer provided information on current Valley County Fire District levies; Cullers will inform Abel of the discussion and find out when he would be available to meet; Cullers feels an attorney who is more familiar with this process will be needed and he will try to coordinate a meeting between the Fire District Boards, Abel and VanSlyke or Vogeler from the County Board and send copies of what takes place to County Board Chairman and County Attorney.

Discussion was held regarding the error in the Assessor's Office in not getting the 2008 Rural Fire District levy added to the City of Ord resulting in a \$21,463.22 shortfall in Fire District taxes that should have been collected from Ord City residents. The County's liability insurance carrier, NIRMA, has indicated that this error is not covered and the County cannot correct the error through the tax collection process. It was suggested that the County send a letter to Ord City residents explaining the error and giving general information as to the amount the tax would have been on different valuations allowing citizens to estimate and voluntarily pay the tax they would have paid if the error had not occurred. It was felt that people, recognizing the importance of the service provided by the Fire District, would choose to pay voluntarily. The Fire District, County Attorney, and County Auditor have approved the use of a letter requesting voluntary payment. The County Board was under the impression that County funds could not be used to make up the shortfall but Attorney Clark said this was not the case. The County will contact the State Auditor's Office for an opinion before any action is taken.

Attorney Clark agreed to write a letter to the Nebr. HHS Dept. regarding getting specific timing information on the change in the Ord Office and to contact Roger McCartney and let him know what is going on. He will request a reply by the end of February and report back to the Board at their first March meeting.

Discussed allowing Chairman to vote, Clark will research and report at the next meeting.

Attorney Clark reported that Public Defender, Attorney Gary Peterson, has offered to report to the Board. The Board felt this would be a good idea. Clark will have Peterson call to get on an agenda.

Clark was asked for his opinion on County liability if homeowner gravels a minimum maintenance road. Clark did not feel it would increase the liability to the County but he will talk to Road Supt. Meyer and report back.

Committee appointments were discussed and it was decided that they would remain the same as last year.

Discussion was held regarding the County Employee Recognition Dinner to be held March 6 at the Vets Club. The menu includes the choice of 8 oz. prime rib for \$10.95 or 3 piece broasted chicken for \$9.95, both include baked potato, roll and small salad bar. The employee's meal will be paid by the County, spouses & guests will pay for their own meals. A 15% gratuity will be added to the cost of each meal. The County will also pay for hors d'oeuvres. Social hour will be from 6:00 p.m. to 7:00 p.m., meal at 7:00 p.m. The County must set up and take down the tables and chairs.

Following discussion, it was decided that Wozab applications will be made available on February 19 and the deadline for applying will be March 19. The Board will meet at 7:00 p.m. on March 29 to award the funds. According to information from Nebraska Community Foundation, the payout this year will be \$30,500.69.

Following review of the claims list, Cetak moved to approve the January Claims and Fund Request of \$227,601.04, seconded by Baker. Carried. Yes: Cetak, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Including the BCBS premium and elevator grant payment approved Jan. 12, January claims total \$254,952.47.

The following informational items were reviewed: Crime Commission letter setting jail information for March 16, NIRMA offer of wage/hour audit by Spencer Fane Britt & Browne at cost of \$1000; County Board Workshop Feb 10-12 at Kearney Holiday Inn; NIRMA Annual Conference Feb 10 at Kearney Holiday Inn.

VanSlyke, County Rep on Region 26 Board, reported that the NPSC Order discussed at the last County Board meeting was also discussed by the Region 26 Board: currently collecting \$.50 per cell phone, may go to \$1.00; state collects and disburses but will now go directly to 911 communications providers. Region 26 Board is working on a new formula for computing charges to which includes raising the base charge, using population more than valuation, limiting voting representation to those entities who pay for the service, working on new 5 year contract with one year to get out.

Cullers, County Rep on Region 3 Board, provided written annual report and Financial Statement including audit report. She noted that Region 3 spent \$15,168,327 in FY 2009, 8.5 % of that amount is Federal funding and 3.2% is from the Counties that make up Region 3.

Cetak, County Rep on MNIS Board, said service area has grown resulting in the need for some policy changes.

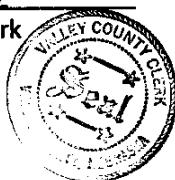
Baker, County Rep for Loup Basin Public Health, said they have plenty of funding and H1N1 flu shots have been provided at no cost.

Mail folder: NACO Legislative Report, VCHS Annual Report, Chamber/ED Report, LBRC&D Newsletter, Rasmussen Mechanical Services Ad

Meeting adjourned at 1:25 p.m., to reconvene on February 9, 2010 at 9:00 a.m. in regular session. Complete minutes of the January 26, 2010 meeting and an agenda for the February 9, 2010 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned Deputy County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

*Jenette S. Lindsey*  
Jenette G. Lindsey, Valley County Clerk



The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, February 9, 2010 in the Courthouse Boardroom. Roll call: Baker, Cetak, Cullers, Sevenker, VanSlyke, Vogeler, Waldmann present. Clerk verified meeting notice was published and agenda posted. Cullers moved to approve the minutes of Jan. 26 which were included in the Board packets, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. Baker moved to adopt the agenda, seconded by VanSlyke. Carried. Yes: Baker, VanSlyke, Cetak, Vogeler, Waldmann, Cullers. No: none. Absent: none. Sevenker noted posting of Open Meetings Act and public copies available. Eugene Bredthauer signed up for Public Comment. He noted that it is hard to hear proceedings in the District Courtroom and requested that a speaker system be installed. The Board said that a speaker system was installed in the Courtroom several years ago, will check to be sure it is being used. Bredthauer also complained that his road is too wide and is not properly crowned. Road Supt. Meyer will look at the road.

Road Supt. Meyer presented his written 1 & 6 Year Road Plan noting that the items on Form 8, the Summary of the 1 year plan, are the main items. The Board requested that the plan be reviewed at the Feb. 23 meeting. Following discussion, Waldmann moved to set the Public Hearing for the 1 & 6 Year Road Plan for Feb. 23, 2010 at 9:15 a.m., seconded by Baker. Vogeler asked about Round Barn Avenue which was widened in the past and ROW acquired with the understanding that it would be oiled. Meyer said this was done 20 or 30 years ago and the width of the road is a problem. He would like to pull the ditches in and narrow the road so the crown could be reestablished to hold the gravel but does not foresee having the funds to pave it. Sevenker called for a vote on the motion for the Public Hearing. Carried. Yes: Waldmann, Cullers, Baker, VanSlyke, Cetak, Vogeler. No: none. Absent: none.

Meyer's General Report included: used one load of salt (30 tons) and received a second load yesterday, at cost of \$1500 per load, hope that will last the rest of the year, 60 miles of pavement in county, have salted 4-5 times; doing sign inventory of entire county, used to do  $\frac{1}{2}$  of county one year and other half the next year, will review all signs to rate their condition and continue erecting new signs purchased through grant; budget for crack sealing is depleted, hope what has been done will hold up; may need to set weight limits on some paved roads to keep them passable; excessive speed is also hard on paved roads, discussed lower speed limits and asking Sheriff to patrol more, Sevenker has received complaint of speeding on Springdale Road, Meyer said he can flag the speed limit signs to bring attention to them; Meyer will attend the NIRMA Workshop tomorrow.

The Clerk listed the Hospital Report, item 7B, in error. This report will be given at the Feb. 23 meeting.

Caleb Pollard was present to give the VCED Quarterly Report. Sevenker thanked Pollard for testifying against proposed legislation for consolidation of Counties. Fort Hartsuff was also discussed. Pollard noted that the State will likely eliminate all funding for the Fort for the 2010 FY. He advised that the County Board needs to meet with Game & Parks regarding local control and explore a cooperative effort with other area entities to keep the Fort operational. There is room for camper pads and a Bed & Breakfast to assist with operational costs. Waldmann and Baker volunteered to serve as a Committee to explore options. Pollard will contact other entities and try to set up a meeting. Pollard reviewed various items from the VCED Quarterly Report including: business development, 2009 economic trends, new businesses in Valley County, and Central Community College.

Pollard also addressed agenda item 10B, the Chamber request for use of the Courthouse restrooms and lawn for ExtraOrdinary Days May 28, 29, 30. The request was approved on motion of Waldmann, seconded by Cullers. Carried. Yes: Waldmann, Cullers, Baker, VanSlyke, Cetak, Vogeler. No: none. Absent: none.

The meeting recessed at 10:10 a.m. and reconvened at 10:20 a.m. with all members present.

Jerry Berggren of Berggren Architects presented a cost estimate summary for the Courthouse elevator and fire sprinkler system. The detailed report was not presented so as not to compromise the bid letting process. He estimated it would take 5 months to complete the project. The fire alarm system must be updated and is included in the electrical portion of the estimate. The cost estimate was developed by an outside firm from quotes received from subcontractors. The estimate was divided into labor, materials, subcontracts, equipment/other and totaled \$512,385. Roughly, the elevator would be \$400,000 and the fire sprinkler \$100,000. Berggren noted that he is willing to stay on hourly rate for the fire escape rather than a percentage to compensate for his original estimate on this project being so much lower than the bids. Berggren agreed to postpone further discussion to allow the Board to address other agenda items and come back to this later.

Mark Sintek with NRCS requested use of the Courthouse lawn for a No Till Workshop on March 17, 2010 to use a rainfall simulator to show how erosion works. He expects 300 to 500 attendees and plans to set up bleachers. Water will be sprayed into trays, not on the lawn. The request was approved on motion of Waldmann, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, VanSlyke, Baker, Cullers. No: none. Absent: none.

Attorney Gary Peterson, Public Defender for Valley, Sherman and Howard Counties said he had 2 purposes for reporting: to get feedback from the Board and to answer questions. He noted that his work load now is 80% Public Defender duties and if he were to lose all 3 contracts it would be devastating to his income. He estimates it would take 5 years to regain the income. The law requires at least a 2 year contract but he would like to see a longer contract period. Each County has their own contract with him and they are not the same. Howard County has no case load maximum but Valley and Sherman Counties do. He said statute regulates how many cases he can have. Multiple defendants and juvenile cases will still require the County to pay court appointed attorneys. He estimates his hourly pay figures out to between \$80 and \$100 per hour. This has been a learning experience for him but after almost a year he feels it is going well and hopes to continue to do public defender work for the remainder of his career.

At 11:15 a.m. the Board of Equalization was convened on motion of Cetak, seconded by VanSlyke. Carried. Yes: Cetak, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Assessor and Clerk were present.

Tax List Corrections #3747 for Peterson Farms Inc and #3748 for CD&K c/o Dale Peterson were presented for Board approval due to the property being sold at auction on 2/15/2010. Assessor Arnold explained that when a property is sold the taxes must be paid for the entire year. Tax List Corrections #3747 and #3748 were approved on motion of Vogeler, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

The Board moved back into regular session on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Jerry Berggren returned to continue discussion of the Courthouse renovation project. Berggren advised setting the bid opening date for March 24 to allow time for his review of the bids and presenting them for Board action on March 30. The elevator and the fire sprinkler system could be bid separately or together; bidding them together would likely provide better bids. The fire sprinkler system could be bid in conjunction with the elevator as an addition or deletion. Also discussed was need to request an extension of the CDBG grant for the elevator. Vogeler moved to go forward with the bid process to open bids on March 24 and apply to extend the elevator grant deadline to October 1, 2010, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. The bidding information will include the requirement that the elevator be operational by October 1, 2010. Berggren noted that, because of the changes necessary in the break room the plans include some additional renovation that he would like to show the Board for their approval. At 11:45 a.m. the Board adjourned to the break room and the Assessor's Office for an explanation of how the construction would affect those spaces.

At 12:20 p.m. the meeting recessed and reconvened at 1:00 p.m. with all members present.

Treasurer Suminski provided the month end fund report noting collections of \$96,913.80 in General Fund, allocation of \$52,340 received in Road Fund and \$1826.41 in Inheritance Tax Fund. The delinquent taxes are the lowest they have been in a long time. Her office is working on an address data base for sending letters to Ord City taxpayers requesting payment of the Fire District tax that was inadvertently left out of their levy for 2009. She also noted that the Fire District may draft a letter to be included in the mailing explaining their need for the funds. The State Auditor raised no objections to sending the letter and advised consulting the County Attorney. Suminski reported that a hard drive for the computer system used by her office and the Assessor for the Terra Scan system went down. They were advised that 2 hard drives could be replaced at an estimated cost of \$2209.69 including a 2 year warranty or the entire server could be replaced at an estimated cost of \$8000. They are replacing the 2 hard drives which should be completed today. No funds were budgeted for this expense, so the Misc. General line item for Assessor/Treasurer computer costs will be over budget, however, there should be sufficient funds in the Fund to cover the expense. Discussed budgeting \$4000 in this line item in 2011 to be prepared for eventual replacement of server.

January Fee Reports for the Clerk's Office and the Clerk of the District Court were reviewed. The Clerk also requested Board approval to strike the only remaining balance in the Ambulance Fees that were incurred prior to 1999 when the Hospital took over the billing for these fees. The amount remaining is \$940 and is uncollectable as it has been through the small claims process with no success. Vogeler moved to strike the \$940 in Ambulance fees as they are uncollectable, seconded by Waldmann. Carried. Yes: Vogeler, Waldmann, Cetak, VanSlyke, Baker, Cullers. No: none. Absent: none.

Drawdown #6 for Elevator Grant Funds in the amount of \$2,336 was approved on motion of Waldmann, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, Baker, VanSlyke. No: none. Absent: none.

The Board acknowledged reminders of the Board Workshop Feb 10-12 in Kearney and the NIRMA Annual Conference Feb 10 in Kearney.

BCBS Claims and Fund Request for February in the amount of \$27,814.96 were approved on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

Following items were reviewed: tax statements for County owned property and billing statements to leasees of County owned property; billing statement for annual lease payments; Expenditures Summary Report for Jan. 31, 2010.

Baker volunteered to research County cemetery information as requested by the State Historical Society letter.

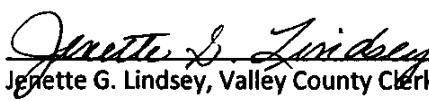
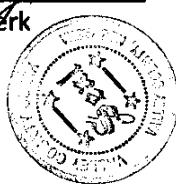
Nebraska Community Foundation advised that the Wozab Fund Application should be changed to provide information regarding the applicant's 501c3 status in order to comply with IRS regulations. Compliance with the regulations is required because NCF is a 501c3 organization. An applicant does not have to have the 501c3 status to qualify to receive Wozab Funds, but the use of the funds must qualify as charitable which can be difficult to determine. An applicant who has the 501c3 status has certified to the state that all of their funds will be used for charitable purposes so there is no need to determine whether their use qualifies. Following discussion, the Board felt that restricting applicants to only 501c3 status would eliminate many of those listed by the Wozabs as organizations they wanted to assist, so the new application form will allow for 501c3 organizations as well as those organizations that do not have the 501c3 status but are using the Wozab funds for a charitable purpose.

The Board acknowledged the reminder of the Central District Meeting on March 18 at the Grand Island Interstate Holiday Inn with a registration deadline of Feb. 18.

Mail Folder items available for review: Ord FSA Newsletter, Nebr. FSA Newsletter, Caleb Pollard Testimony re: County Consolidation, NIRMA Quarterly loss report, NIRMA Interchange, NACO email re: Stimulus II, CNCS Newsletter, NPAIT Newsletter.

Meeting adjourned at 2:30 p.m., to reconvene on February 23, 2010 at 9:00 a.m. in regular session. Complete minutes of the February 9 meeting and an agenda for the February 23 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
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Jenette G. Lindsey, Valley County Clerk  


## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, February 23, 2010 in the Courthouse Boardroom. Roll call: VanSlyke, Cetak, Sevenker, Waldmann, Baker, Cullers, Vogeler were present. Clerk verified meeting notice was published and agenda posted. Minutes of February 9, 2010 meeting, included in Board packets, were approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. The agenda was adopted on motion of Baker, seconded by Van Slyke. Carried. Yes: Baker, VanSlyke, Cullers, Cetak, Vogeler, Waldmann. No: none. Absent: none. Sevenker noted posting of Open Meetings Act and public copies available. Public comment was offered by Eugene Bredthauer who noted that information on a law passed during the Carter administration could be found on the internet under NESARA and that information on HARRP regarding wind currents could also be found on the internet.

Road Secretary Simpson gave the Road Claims and Balances Report for February. Larger expenses: fuel, parts, labor, new radios, steel for bridge, and oil. The remaining Road Budget for FY 09-10 is \$415,612, which should be sufficient. New radios were installed in each patrol and pickup, 2 loaders and 2 dump trucks with a base in the office and shop. This has greatly improved communication capabilities and they hope to trade in old radios for credit toward 6 more new ones. Monthly tower rent is \$112. Meyer cancelled Max's cell number and uses his own saving \$30 or \$40. Sign posts cut from old bridge lumber at \$2.00 per post will save in excess of \$12 per post if purchased new.

The 1 & 6 Year Plan was reviewed. The Board had set a Public Hearing date for February 23, 2010 at 9:15 a.m. and a Notice of Hearing was provided to the Quiz for publication, however, it was not published. Meyer checked with the State Dept. of Roads and was advised that 7 days is not sufficient notice and that, even though it means the plan will be submitted after the deadline, a new hearing date and time must be set to allow for the required 10 days notice. Vogler moved to reset the Public Hearing for the 1 & 6 Year Road Plan to March 9, 2010 at 9:15 a.m., seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none.

Meyer's General Report included: posting asphalt roads for weight limits will begin end of this week or next week, Custer County gives out permits for people living on posted roads, they do it by resolution, may need to do that here; 3 members of road crew painted office last week, carpet to be laid this week; sold scrap iron for \$2500, gave to Treasurer for deposit in Road Fund; March 8 multi-county safety seminar at fairgrounds; taking surplus bridge planks to Wolf auction. Discussion of Sargent Road included: like to hire contractor to mill surface down rather than spot patch as it should last longer than patching; regular milling is cheaper than fine milling but requires overlay or armor coat, fine milling does not; state uses this method and seems to hold up well; millings would be stockpiled, hope to use in cold mix; will not be done till new budget year and then only if funds allow.

Hospital CEO Schrage presented written reports for November, December, and January including meeting minutes, agendas and financials. January financials were reviewed. Utilization was up for July through October resulting in good budget numbers. November and December are typically lower in utilization. January is usually higher utilization but this year was low. Overall utilization is up 10%, revenue is up 7%. Employee Health Insurance remains a significant expense even though they went to self-insurance in an effort to reduce the cost. Discussed including County employees in the hospital's self-insurance policy, Schrage said he will receive a written report on that possibility in June when their policy is reviewed. Written VCHS Construction Project Cost Summary for January and the Project Managers Monthly Report of February 17, 2010 were also presented. The official opening date for the new facility is October 4, 2010. A budget of \$600,000 has been approved for a new parking lot for the long-term care portion of the old building as well as some interior work. If County would dig crushed rock out of the parking lot, would save \$6000 and the County could keep the rock for use on roads. This will be discussed with Road Supt. Meyer.

A copy of the ad for bids on the fire sprinkler system and elevator was reviewed and is to appear in the Quiz on March 3, 10, and 17. CNEDD had indicated the grant extension request did not need to be submitted until July, however, it was decided that the County needed to know if the extension would be granted before setting project completion deadlines and asked CNEDD to apply now. Berggren supplied a letter with an estimated timeline for the elevator project for CNEDD to use in applying for the extension.

Brandon Headrick of Federal Employee Benefits presented information on insurance plans that offer a lump sum cash payment upon diagnosis of cancer or heart attack. No medical exam is required. Plans are offered for payouts from \$10,000 to \$50,000 and the monthly premium is based on the payout amount chosen. Premiums are the responsibility of the employee, not a payroll deduction. Headrick asked for Board approval to present information on the plans to County employees and the Board approved the request.

Meeting recessed at 10:35 a.m. and reconvened at 10:45 a.m. with all members present.

Zane and Rance Dexter of Cornerstone Manufacturing appeared to request Board approval of the assignment of their Mortensen Industrial Development site lease to Subconn Inc. of Burwell. Due to economic conditions, Cornerstone has dissolved their business and sold their assets to Subconn Inc., which does the same type of work Cornerstone did. Galynn Dexter, father of Zane and Rance, is the Corporate President of Subconn Inc. and, if the Board approves, would take over Cornerstone's lease. He plans to employ 90% of the current employees at Cornerstone. Cornerstone started with 6 employees in 2004, the number of employees rose to 35 but has dropped to 16 employees at this time. The County Board had no objection to the assignment of the lease. County Attorney Clark said he could draft an assignment of the lease to be approved and signed by the Board and Galynn Dexter. Zane Dexter noted that it has been a pleasure to work with the County Board and County Economic Development.

The ad for bids on the fire sprinkler system and elevator was reviewed. Discussion was held regarding the finding of the mason that additional support will have to be installed within the existing walls in the County Court Office and the Sheriff's Office to support the fire escape, the need to move items from the County Court Office and the Sheriff's Office in preparation for inserting the wall supports and the need to apply for the grant extension now rather than waiting until July so that an accurate completion date can be established. Discussion included: mason's cost estimate of approximately \$7000 for installing supports is less than originally expected, riser and steps for fire escape may not be needed, request assistance from inmates and/or road crew for moving items, need estimated start date from mason. Clerk Magistrate Pauline Grooms was present to explain that the books that need to be moved out of her office are records that are no longer used and could be stored permanently in a different location.

The Board of Equalization convened at 11:15 a.m. on motion of Cetak, seconded by Waldmann. Carried. Yes: Cetak, Vogeler, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. The Assessor and Clerk were present.

Hearing on Form 451 Application for Tax Exemption by qualifying Organization & 451A Reaffirmation of Tax Exemption Application was held. Curt Sikyta was present for discussion of the Form 451A submitted by GLVA for the building housing the Chamber/ED Office. Filing is required due to change from leasing a portion of the building for the call center to their agreement with the new occupants, Central Community College, which is rent free at this time. CCC pays utilities and maintenance, but no rent. During the discussion it was discovered that the building and parking area are 3 separate parcels. Sikyta indicated that although only one exemption was filed, it was GLVA's intent to request exemption for all three parcels. Following discussion, Vogeler moved to approve tax exemption for GLVA parcels #880019803, #880036630, #880036629, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Waldmann, Cullers, Baker, VanSlyke. No: none. Absent: none. Exemption requests were heard for Ord Housing Authority on parcels #880025368 and #880025375, no one was present from Ord Housing Authority. The parcels are recently purchased land which used to be the site of the China Garden and a nearby house, both buildings have been removed. The Assessor recommended approval of both requests. Following discussion, Exemption Applications from Ord Housing Authority for parcels #880025368 and #880025375 were approved on motion of Cullers, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, VanSlyke, Baker. No: none. Absent: none. The Assessor's list of exempted properties was reviewed. An exemption is valid for 4 years unless there is a change in use or ownership.

The Board moved back into regular session at 11:30 a.m. on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cullers, Baker, VanSlyke, Cetak, Vogeler, Waldmann. No: none. Absent: none.

At this time, County Attorney Clark returned with an Assignment of Ground Lease allowing Cornerstone to assign their lease for the Mortensen Industrial Development Site lot to Subconn Inc. The lease was reviewed and approved on motion of Vogeler, seconded by Baker. Carried. Yes: Vogeler, Cetak, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Chairman Sevenker will sign for the Board and Galynn Dexter for Subconn Inc.

Attorney Clark presented a written opinion that he found no restriction that would prevent the chairman from casting a vote on all issues. Discussion included whether the Chairman could also make motions and Clark noted that, as an elected representative of the residents of a precinct, the Chairman can perform the same functions as any other Board member. Sevenker noted that the City Clerk calls for the vote on motions at Ord City Council meetings. She uses a pre-printed sheet for each meeting which lists Council members in rotating order for each motion made at that meeting. Sevenker recommended that the County use this method as it avoids any perception that voting order could be used to affect the outcome of a vote. The Board agreed to use this method.

Follow New of the February Claims and Balance Report and Claims List, the February Claim Fund Request in the amount of \$276,099.45 were approved on motion of Vogeler, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

The Clerk's request to change the May 11, 2010 meeting date due to the Primary Election was approved and the new meeting date was set for May 13, 2010 on motion of Baker, seconded by Cullers. Carried. Yes: Baker, Cullers, VanSlyke, Sevenker, Cetak, Vogeler, Waldmann. No: none. Absent: none.

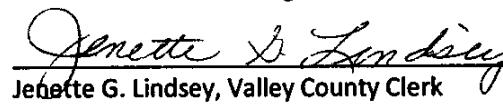
The following informational items were reviewed, no action taken: letter from Centers for Medicare & Medicaid Services accepting the County's defense against a claim for recovery of payment for a former employee who was not employed by the County at the time the medical expenses were incurred, letter from LLNRD noting the Hazard Mitigation Plan proposal is available for review and comment on the NRD website, notice of the Nebr. Leadership Workshop in Broken Bow on March 11 and 12, letter from Dakota County Commissioners requesting support of LB955 regarding Correctional Facility Reimbursement which seeks to recoup costs from inmates.

Supervisor Cullers reported on information from NACO & NIRMA Workshops: prisoners medical expenses can be paid at the Medicaid rate, Valley County does this through a General Assistance Agreement with HHS; Public Service Commission oversees 911 and the Nebr. Service Fund, 911 system costs \$400,000<sup>per month</sup> to run, there are 1.4 million cell phones in Nebr., cell phone companies can apply for money from the fund to build towers and sell the towers for a profit; county consolidation was discussed by Larry Dix: requires majority vote of counties involved, does nothing for state budget, Senator who sponsored it thought was good idea but did not research it, Pam Lancaster will head a committee to advise legislators on County Government; TERC considering some changes as they are 2 1/2 years behind; Senator Wightman promised to have a bill eliminating county Inheritance Tax, NACO will help fight this, Pam Lancaster and others indicated these funds are part of the county's budget; NIRMA recommends using job descriptions.

Mail Folder items available for review: Loup Basin RC&D Meeting Notice & Newsletter, American Funds Annual Report, Region 26 Agenda, NIRMA 2009 Annual Report, Area Chamber/ED Report, NACO letter re: NACo candidate.

Meeting adjourned at 12:05 p.m., to reconvene on March 9, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the February 23 meeting and an agenda for the March 9 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
Jenette G. Lindsey, Valley County Clerk



The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, March 9, 2010 in the Courthouse Boardroom. Roll call: Sevenker, Baker, Cullers, Waldmann, and Cetak were present; VanSlyke and Vogeler absent. Clerk verified meeting notice was published and agenda posted. Cullers noted a correction in the minutes of February 23, 2010 meeting regarding her report on the NACO and NIRMA Workshops to clarify that the cost to operate the 911 system is \$400,000 per month. Said minutes were approved as corrected on motion of Waldmann, second by Baker. Carried. Yes: Sevenker, Baker, Cullers, Waldmann, Cetak. No: none. Absent: VanSlyke and Vogeler. Cullers moved to adopt the agenda, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: VanSlyke and Vogeler. Sevenker noted Open Meetings Act posted; public copies available. No public comment was offered. Supervisor VanSlyke arrived at 9:15 a.m.

The Public Hearing on the 1 & 6 Year Road Plan was opened at 9:15 a.m. as advertised. Road Supt. Meyer explained that the Plan can be revised during the year with State approval. The ten projects listed on the 1 year plan were reviewed. Weather and budget will affect the projects. Bridges east of North Loup on 805<sup>th</sup> Road and northwest of Arcadia on the Canal Road are priorities and will be done. Other projects include machine patching with or without armor coating and may include milling on Sargent Road, improving site distance by grading and reshaping a curve and pulling in the ditches and reshaping a portion of Round Barn Ave. to help maintain the crown and keep gravel on the road. Following discussion, the Affidavit of notice and Resolution 10-03 adopting the 1 & 6 Year Road Plan were approved on motion of Cetak, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler.

A proposed agreement from NDOR for fracture critical bridge inspection in Valley County was discussed. Meyer noted that the County has only one such bridge and it will be replaced this spring. He questioned the need to inspect it, however, when he called the state he found that the bridge had already been inspected. Meyer does not feel the County should have to pay for an inspection to which they did not agree on a bridge that is soon to be replaced. The Board will table a decision on the proposed agreement until Meyer has consulted the County Attorney and NDOR.

Meyer presented copies of resolutions and a permit used by Custer County which allows local residents to exceed the lower weight limits posted by the County if the restriction would adversely affect their economic stability. Following discussion, Cetak moved to approve a written permit to be issued by Meyer allowing local residents to exceed load limits posted by the County, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

Meyer reported that FEMA representatives were here regarding the "Christmas Blizzard" and they are now requiring that the \$15,000 expenditure threshold be met over a 48 hour period of continuous blizzard and only if it was to get an ambulance, fire truck or propane tank to a resident, getting to cattle does not qualify as emergency to FEMA. The County will not be receiving any reimbursement from FEMA for the \$30,000 spent as a result of the blizzard.

Discussion was held regarding designating the G. I. Independent as a secondary official County newspaper for publication of required notices. Designating a daily newspaper would allow publication of notices required to be published 10 days prior to an event if the Quiz's weekly publication does not allow enough time to meet the 10 day requirement. Cullers moved to add the Grand Island Daily Independent as a second official County newspaper, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Gene McCoy of KNLV suggested advertising on the radio but not sure if that would meet publication requirements.

Meyer's general report included: received complaint from Arcadia Postmaster Patti Kowalski on road conditions, have been hauling rock and gravel to try to improve these roads; will check if need to attend FEMA meeting in Burwell since appears will not qualify for any funds; laid carpet in Road Office yesterday, road crew has painted the office; road crew assisted with moving books from second to third floor; county loader has been provided for use of masons working on Courthouse for hauling debris; Meyer and Sevenker will meet at the hospital parking lot on March 22 to see what needs to be done there and if the County can help.

County Weed Supt. Kaminski and Larry Gibbens of the Sandhills Weed Management Area were present to discuss Valley County joining the Sandhills Weed Management Area. An Interlocal Cooperation Agreement, Operating Guidelines and a listing of grants received by the Area were presented for review. Discussion included: state encourages counties to join a Management Area, grant funds are available to Areas and are used to benefit all members by paying for such things as mapping, any county can withdraw from the Management Area at any time, Area is meant to assist counties and individuals to meet requirements, a member county does not have to participate

in a grant unless they choose to. Waldmann made a motion to approve Valley County joining the Sandhills Weed Management Area, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Gibbens will send an official copy of the Interlocal Agreement for Valley County to sign.

Dave Williams and Josh Zanger, members of the Valley County Airport Authority Board, appeared to report on the airport. Their report included: finishing up runway project started 2 years ago; last year concrete cracked and had to shut down in August 2009 to replace portion of runway; also had to tear out taxi-way last spring; also need to redo concrete by fuel pumps; JEO Engineering and A & R Construction were responsible for the renovations, JEO is no longer in aviation engineering; final payment made last month but there is a 1 year warranty; FAA required wider runway and made this a Regional Airport; new runway lights were installed to replace 24 year old lights; FAA provides \$150,000 each year for projects which must be spent after 3 years in order to receive the 4<sup>th</sup> year's payment; 95% of the recent renovations were paid for with the FAA funds; the beacon will have to be moved closer to the road in 2011; use of GPS approach requires change in height restrictions to allow larger planes to land; do not charge landing fee but do charge for use of hangers; life flight helicopter needs the automated weather system to be able to land here; specialty doctors also use airport to provide their services at the hospital; estimate 9500 take off and landings annually.

Meeting recessed at 10:50 a.m. and reconvened at 11:00 a.m. with all members present except Vogeler.

Diane Wilson and Jim Gustafson of Nebraska Community Foundation were present to give the annual report for the Wozab Fund and to discuss the requirements for disbursement of the funds. Printed reports regarding the management of the funds, assets as of 2/28/10, the 2009 Annual Report of NCF and Grantmaking for Affiliated Funds FAQ were presented. Discussion included: investment policy meant to be in compliance with laws and regulations and is evaluated regularly; because Wozab gift received Federal and State tax deductions on the estate, charitable use regulations apply to distribution of the fund regardless of whether the funds remain with NCF or are moved elsewhere; applicants for Wozab funds are not limited to 501C3 organizations, but use of the funds must qualify as charitable; charitable use means benefit must be to public, not an organization or its members and no assets should revert to anyone; non-profit organizations are not all classified as 501C3; want to follow Wozab's wishes in making grants and to keep the fund endowed; applications will be sent to NCF for review before County selects recipients.

Sheriff Casey Hurlburt was present to discuss a generator Region 26 purchased with grant funds and would like to install as a backup generator for the Valley County Sheriff's Office as they are designated as the backup communications center in an emergency should Region 26 not be able to operate.

Meeting recessed at 12:10 p.m. for lunch, reconvened at 1:05 p.m. with all members present except Vogeler.

Discussion was held regarding resignation of Courthouse Custodian Brandon Rice received and effective today. Current jail inmates may be willing to help out temporarily. The position will be advertised.

County Attorney Clark reported that he is waiting for a call back from Yolanda Nuncio of HHS to try to get more specific information on the timing of changes in the local HHS Office so that the County and Dr. McCartney will know how to proceed with the lease agreement for the local office.

County Clerk Lindsey presented the regular monthly Fee Reports for County Clerk and Clerk of the District Court. She also presented information regarding election equipment costs that will soon become the responsibility of the County. Federal funds provided to the State for HAVA (Help America Vote Act) are running out. When these funds are gone, the Counties will have to assume the replacement and maintenance costs associated with this equipment and the services that are required by HAVA. The State's estimated cost of equipment purchased and maintenance costs from 2007 to 2010 for Valley County were reviewed. These are significant costs. Counties will need to join together to seek State and/or Federal assistance.

The Board acknowledged the reminder of the pre-bid conference on March 15, 2010.

The request for reimbursement of direct costs relating to the space provided for the Nebr. HHS Office in Ord in the amount of \$15,036.73 was approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

Claims and Fund Request for the March BCBS premium in the amount of \$27,303.45 was approved on motion of Baker, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. The cost of the County Recognition Dinner could not be paid because the cost for appetizers was unknown. It will be paid at the end of the month.

The following agenda items were addressed as follows: the need for window coverings in some 3<sup>rd</sup> floor rooms was discussed, Sevenker is checking with Maschk's in Arcadia; VanSlyke plans to attend the Emergency Management Discussion meeting on March 11; the Clerk was directed to reply to Ord High School's request for ideas for a

community-v an up on May 5, 2010 to suggest cle the Courthouse lawn; no action was ta the letter from Sequoia Consulting Group regarding an indirect cost allocation plan; no action was taken on the Clay County email regarding reducing negative effects of some conservation programs; the NACO listing of county officials salaries set for the 2011-2014 term was reviewed; the Current Expenditures Summary Report for February 2010 was reviewed.

Supervisor Waldmann reported that he met with the Friends of Fort Hartsuff and the Garfield County Supervisors. It appears the State will fund the Fort through next year, although not to the extent that it has in the past, so it is likely no action will be taken until 2012. Garfield County is willing to help but they don't know to what extent. The Friends of Fort Hartsuff is growing but feels State would prefer to turn the Fort over to another government entity. They continue to look for volunteers to help with maintenance. Caleb Pollard will keep us informed.

There were no items in the Mail Folder.

Meeting adjourned at 2:15 p.m., to reconvene on March 29, 2010 at 7:00 p.m. as the Wozab Advisory Committee, March 30, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the March 9 meeting and an agenda for the March 29 and March 30 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*  
Jenette G. Lindsey, Valley County Clerk

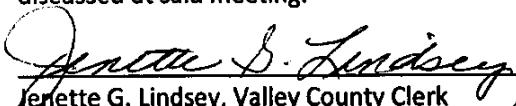


The Valley County Board of Supervisors met in special session at 5:00 p.m., Tuesday, March 16, 2010 in the Courthouse Boardroom for the purpose of considering a disaster declaration in order to qualify for possible NEMA assistance. Roll call: Cetak, Baker, Sevenker, VanSlyke, and Waldmann were present; Cullers and Vogeler absent. Clerk verified meeting notice was posted 24 hours in advance of the meeting in the Courthouse, Ord City Office, Ord Post Office; notice was emailed to the Villages of Arcadia, Elyria, and North Loup; notice was provided to the Quiz and KNLV Radio. VanSlyke moved to adopt the agenda, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Waldmann, Cetak, Baker. No: none. Absent: Cullers and Vogeler. Sevenker noted Open Meetings Act posted; public copies available. No public comment was offered. Supervisor Vogeler arrived at 5:05 p.m.

Road Supt. Meyer and Emergency Manager Simpson received a call from a NEMA Representative indicating that there was a possibility the County could receive NEMA assistance with road repair and maintenance but in order to qualify the County must declare a disaster due to spring thaw, snow melt and flooding within the County. A Disaster Declaration prepared by Road Supt. Meyer was presented. Following discussion, Cetak moved to approve the Disaster Declaration and authorize Chairman Sevenker to sign it, seconded by Waldmann. Carried. Yes: Baker, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: Cullers.

Meeting adjourned at 5:10 p.m., to reconvene on March 29, 2010 at 7:00 p.m. as the Wozab Advisory Committee, March 30, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the March 16 meeting and an agenda for the March 29 and March 30 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

Jenette G. Lindsey, Valley County Clerk



VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, March 30, 2010 in the Courthouse Boardroom. Roll call: Cetak, Sevenker, Waldmann, VanSlyke, Cullers, and Baker were present; Vogeler absent. Clerk verified meeting notice was published; agenda posted. Minutes of the regular March 9 meeting and the special meeting on March 16 for a disaster declaration were approved on motion of VanSlyke, seconded by Baker. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Cullers moved to adopt the agenda, seconded by Cetak. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Sevenker noted posting of Open Meetings Act; public copies available. No public comment.

Road Secretary Simpson gave the Road Claims and Balances Report for March: accounts payable \$27,539.51, payroll \$36,354.62; larger expenses were for: used pickup, salt, parts and labor, fuel; remaining budget is \$351,718; will be repair and gravel bills next month. Meyer noted fuel is bid each time and Trotter has been low bidder lately.

Road Supt. Meyer made several calls to the State regarding the agreement from NDOR for the Valley County fracture critical bridge they inspected and it appears the County will have to pay the estimated \$355.60 for the inspection even though the State did not provide the required notice to the County before inspecting the bridge and the County is replacing the bridge this year. Baker moved to sign the agreement and resolution 10-04 required by the State for bridge inspection Project No. BR-NBIS(83), seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

Meyer and Sevenker met with the contractor for the Hospital regarding the County Road Dept. removing the white rock from the existing parking lot. Meyer needs information from Schrage regarding the exact area and how deep to go in removing the rock before he can begin. If he is unable to begin the project by April 12<sup>th</sup>, may not be able to do it and keep up with County projects.

Meyer reported: issued 15 weight limit permits, seems to be working as roads are holding up; will do more hand patching tomorrow; weight restrictions can remain in place for 90 days, hope will not need to have them that long but will do what is best for the roads; FEMA representatives were here March 17 and were shown the 7 worst spots in the County, they said it was the worst they had seen in the Counties they looked at, sent pictures and cost of gravel, no response yet; hauling gravel and rock to try to fix soft spots, getting better but will take a while; break downs over the last 2 ½ weeks cost over \$20,000: machine 107 broke valve and sent it into piston, over 15,000 hours on it so will do overhaul, J & S Diesel is working on it; machine 301 in Lexington with suspension problem, hope to get it back today, cost in excess of \$4000; machine 309 clutch going out, hope to fix ourselves, fan clutch going out too; chip shredder broken down, \$5500 to fix, may replace with a used unit costing \$6500, would have to send to Lincoln to be repaired, could install the used unit ourselves; \$35,000 remains in parts and labor budget so should be okay; trying to pull shoulders in to get proper drainage on roads; hand patched last week will do more this week and haul gravel Thursday and Friday; new belly dump working well, can haul as much as 3 trucks, big savings.

Weed Supt. Kaminski was present for consideration of his contract for 2010-2011 and the annual Resolution providing the authority for him to conduct inspections, receive and respond to complaints and other required actions. Following discussion, VanSlyke moved to approve the 2010-2011 employment contract for County Weed Supt. Kaminski and the annual Weed Resolution 10-05, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler.

Valley County Hospital CEO Schrage presented the written monthly hospital report, including March meeting agenda, February meeting minutes and the financial report for February and YTD 2010. A written report updating the building of the new facility was also presented. The computer software is being updated, heavy equipment is scheduled to be installed the first week of June (MRI, CatScan, etc.), new hospital logo has been chosen and implementation will begin this week, a lady from Arcadia won the logo design contest. February financials were a bit under expectation, inpatient census down from last year, outpatient census is up, surgery is focus for the future, Home Health and Hospice are up, still are ahead overall by 5%. Operating expense is over budget, health insurance has been high but is still better than not going self-insured and have held the line on cost to employees, benefit package now compares favorably with similar hospitals, employee turnover rate has improved, construction cost included in balance sheet. When asked, Schrage indicated the proposed new physician-owned hospital in Kearney should not have a detrimental effect on VC Health System's work with Good Sam. TSP will be done August 13, lab equipment and new technology will be moved in after that.

Board recessed at 10:10 a.m. and reconvened at 10:20 a.m. with all members present except Vogeler.

Treasurer Suminski presented the written Month End Fund Report for February, including General Fund balance of \$99,207.64, Road Fund \$49,551.81, Inheritance Fund \$810,800.20. State tax credit of \$42,503.05 was received and is reflected on this report. The Treasurer's Certification of closing of the public tax sales was presented along with a list of taxes sold at the sale. Forty-six tax certificates were sold for a total of \$52,103.05. A list of delinquent real estate taxes and assessments was presented, three of these properties have reached the 3 year, \$500 minimum and will be added to the Tax Sale Certificates. Letter to the County Attorney listing the Tax Sale Certificates due for foreclosure was presented. Resolution 10-06 directing the County Attorney to institute foreclosure of Tax Sale Certificates was approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler. Suminski presented a draft copy of a letter to Ord City taxpayers who were inadvertently omitted from the tax district for the newly merged fire district for 2008 giving them the opportunity to pay the tax voluntarily since there is no way for the County to correct the error. A copy will also be sent to the Fire District Board and the County Attorney for their review. Repledged Securities from North Loup Valley Bank and TierOne Bank were presented. The Misc. Receipts folder is available for review.

Ken Markvicka, Eldon Baker, Gary Miska and Chad Lane were present to discuss the construction of a Valley County Veterans' Memorial on the west Courthouse lawn. They have applied for Wozab Funds for this purpose. Arcadia and North Loup have memorials, however, Markvicka has talked to American Legion and VFW representatives from both Villages and they are in support of the project. No design has been developed yet, they plan to visit other memorials around the state to get ideas for a design. Funds for construction would also be raised by selling bricks for the memorial. The memorial would not be restricted to Valley County Veterans but would be open to all Veterans. County Board approval of the design would be sought before it was built. Waldmann moved to allow plans to proceed for a Veterans' Memorial Wall, to be located on the west side of the Valley County Courthouse, seconded by Cetak. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Markvicka again age assurance that the County Board will see the plans before the memorial is built.

At 11:10 a.m. the Board of Equalization convened on motion of Cetak, seconded by Baker. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Clerk and Deputy Assessor were present.

Tax Exemption on Motor Vehicles Owned by Qualifying Nonprofit Organizations filed by Mid-Nebr. Individual Services on a 2010 Ford Fusion and a 2008 Pontiac Grand Prix was approved on motion of Cetak, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Tax List Correction #3749 for sale of Cornerstone Manufacturing to Subconn was approved on motion of Cullers, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

VanSlyke moved to go out of BOE, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler.

County Attorney Clark noted the letter from HHS Area Administrator Yolanda Nuncio indicated that the Valley County HHS Office will remain open until the Lexington Customer Service Center is implemented in approximately March of 2012. HHS expects the county will continue to provide office space for HHS programs provided in the Ord area. Clark suggested sending a letter to Dr. McCartney, from whom the office space is leased, to see if he is willing to continue the current lease agreement, which terminates in July, until March 2012 and then go to a month to month lease until the HHS changes are implemented. The Board authorized Clark to send such a letter to McCartney.

Cullers moved to approve a letter to NDDED requesting the extension of the Elevator Grant end date to December 31, 2010, seconded by Waldmann. Following discussion, Cullers amended her motion to include the commitment of the County Board to pay the matching funds required by the grant. Waldmann seconded the amended motion. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

The Board reviewed a letter from Eighth Judicial District Judge Noakes expressing her appreciation for the District Courtroom speaker system and requesting that one speaker be repositioned. She also expressed support for the installation of an elevator in the Courthouse, noting that an elevator will alleviate many difficulties, shows respect for the dignity of those with mobility problems and signifies a desire to support the judicial system in the County.

Jerry Berggren of Berggren Architects provided written documentation that a variance was granted by the Fire Marshall for an adjustment to the fire escape stairway and the second floor exit platform due to the location of the support beams in the walls which requires the insertion of masonry piers for structural support. Discussion included: not necessary to fence off fire escape stairway, setting door frames today, doors are on site, patching material for terra cotta on site & color tests look good, Berggren will be inspecting stairway at Staab Welding in Arcadia today, cannot

install stair rail at least 1 ½ weeks after concrete panels are in place, stair panels are bolted rather than welded so can be removed to work on jail roof if necessary, Berggren will inspect jail roof for damage after project is completed. Two change orders were presented for Board consideration: #1 change exit door hardware finish from stainless steel to bronze to match existing hardware for \$212, #2 sidewalk removal and replacement in front of jail entrance due to fire escape stairway placement for \$1864. Following discussion Waldmann moved to not approve Change Order #1, but to approve Change Order #2, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Discussed bids for Elevator and Fire Sprinkler system opened on March 24 by the Building Committee and Berggren. Present for the bid opening were Architect Jerry Berggren, Building Committee Supervisors: Sevenker, Cullers, Cetak, Curie Mincer of CNEEDD, Grant Administrator, County Clerk Lindsey, and a representative from each bidder. All bids were received on 3/24/10 as follows: RaDec Construction Co. Inc. bid received 10:54 a.m., base bid \$579,900, completion date 9/30/10; Central Contracting Corp. bid received 10:55 a.m., base bid \$522,000, completion date 10/30/10; Tri Valley Builders Inc. bid received 10:57 a.m., base bid \$468,000, completion date 11/8/2010. Berggren, Sevenker, Cullers and Cetak scored the bids on technical expertise, past record of performance, firm capacity and familiarity. Scores for the three firms were very close, Berggren noted he could find nothing negative to say about any of them. He also noted in visiting with Tri Valley about the difference in the bid amounts, they felt the drywall bid proposal was high so did their own estimate and felt they could save there. Berggren recommended Tri Valley as they have a good reputation, are familiar with the Courthouse and the project and their bid is the lowest. Following discussion, VanSlyke moved to accept the bid of Tri Valley Builders in the amount of \$468,000 for the Valley County Courthouse Elevator and Fire Sprinkler System, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler.

A recess was called at 12:25 p.m. for lunch and the 1:00 p.m. tour of the new hospital facility. Meeting reconvened at 2:20 p.m. with all members present except Vogeler.

Window coverings for the third floor storage and Law Library were discussed. Maschka's thought it would cost \$208 per window for installed coverings similar to what was installed in the Probation Office, however, they do not have the exact dimensions of the windows. Sevenker will check on the exact number of windows and their dimensions and report at the next meeting.

Jesse Hurt of Olsson Associates was unable to attend the meeting, but provided information on his qualifications to serve as County Surveyor. The information was reviewed, however, current County Surveyor Rasmussen Land Surveying was appointed for the elected term, which is up in January of 2011. Since no candidate filed for the County Surveyor position for the new term, the Board will need to appoint someone prior to the new term.

Following review of the March Claims and Balances Report and Claims List, March Claims were approved on motion of Cetak, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Resolution 10-07, authorizing the Treasurer and Clerk to transfer funds from Inheritance Tax to General Fund if sufficient funds were not collected in the General Fund to cover March expenses, was approved on motion of Waldmann, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. If a transfer is necessary, it will be reported to the Board at the next meeting.

Collier Lawn Service's proposal for 2010 Courthouse lawn care was reviewed: weekly mowing, weed eating, hauling of debris \$90 per mowing, four step fertilizer program \$210 per application, leaf clean up and hauling will be added charge in the fall. Power raking offered for \$280 if the Board wants it. Collier recommends power raking due to the heavy snow fall this winter. Following discussion, Waldmann moved to accept Collier's proposal for 2010 and to approve power raking this year at a cost of \$280, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler.

The Courthouse Custodian vacancy was discussed. One application was received and reviewed and will be kept on file, however, since the position was only advertised one time in the Quiz, the Board felt it should continue to be advertised. The Clerk was directed to advertise again in the Quiz, check into the cost of getting something on KNLV and check with Caleb about getting it on the VCED website.

Valley County will be hosting the Central District meeting in the spring of 2011, which is held the third Thursday in March. Polk County hosted this year's meeting and Treasurer Suminski contacted them for information. Suminski reported the County will need to reserve the meeting place, choose the menu, provide door prizes, introduce the County Officials, and staff the registration table. Costs are paid by the registration fee which was \$30 this year and attendance is estimated at about 200. Polk County reserved the meeting place one year in advance. Following

discussion it was determined that the Grand Island Interstate Holiday Inn is the first choice and Kearney Holiday Inn would be the second choice. Suminski will make the reservation.

Under Committee/Rep Reports, VanSlyke reported that Region 26 is proposing to send only one bill to the County which would include charges for the Villages and Ord City. The County would have to pay the bill and collect reimbursement from the Villages and City. Following discussion, VanSlyke said he would ask that they postpone this action until the County has time to consider how this would affect their budget.

Mail Folder items available for review: American Funds, Area Chamber/ED Report, Nebr. Dept of Corrections 2010 Training Conference, Mueller Financial Services letter, Loup Basin RC&D March 30 Agenda, NIRMA Interchange.

Meeting adjourned at 3:25 p.m., to reconvene on April 13, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the March 30 meeting and an agenda for the April 13 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

*Jenette S. Lindsey*  
Jenette G. Lindsey, Valley County Clerk



The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, April 13, 2010 in the Courthouse Boardroom. Roll call: VanSlyke, Waldmann, Baker, Cullers, Cetak, Sevenker, and Vogeler were present. Clerk verified meeting notice was published and agenda posted. Minutes of March 30, 2010 regular meeting and March 29, 2010 Wozab Fund meeting, included in Board packets, were approved on motion of VanSlyke, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Cullers moved to adopt the agenda, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Sevenker noted posting of Open Meetings Act with public copies available. No public comment.

On recommendation of Road Supt. Meyer, Waldmann moved to approve the refund of Easement 09-287 for LVRPP, seconded by Baker. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Meyer also recommended approval of Easement 10-305 for Leonard Sedlacek to run electric line to pivot by boring under asphalt. Baker moved to approve Easement 10-305, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Meyer's general report included: culverts were bid with Custer County, saves money for Counties to bid together, prices same as last year; will bid asphalt oil with Custer County and order striping paint with Merrick County, larger quantities make cost cheaper; hospital contractor has delayed parking lot work until first of May and will grade the lot and stock pile the rock for the County to haul away, Meyer said the County will not haul the rock if they have to drive on the new concrete as trucks could damage it, Meyer is concerned that County will not have time to assist with the project if delayed until May 1, waiting to hear from contractor; \$12,000 left in gravel budget, will likely go over gravel line item but overall budget should be okay, Board agreed need to continue to haul gravel but need to stay within overall budget; no mud rock available locally, had to haul from Grand Island at \$600 per load; next month repair bills will be over \$20,000, budget okay if no other big expenses; may lift weight restrictions next week; finish patching this week; start overlay in late May or early June; mix new windrows in new budget year; plan to do more overlaying on Sargent Road rather than millings; patch Ashton Road and Sargent Road; 25 permits were given out to exceed weight limits, people cooperated well. Sevenker asked about east side of Ord Cemetery. Meyer said he agreed to work with McKenney to alleviate a water problem in that area where some graves were being flooded. Ord City will pay for the culverts and the County will install them.

Caleb Pollard, VCED Executive Director presented a written Quarterly Report: sales tax loan program doing well, RDLG loan received by County through LVRPP will be formally announced with ribbon cutting on Courthouse steps April 22 at 11:00 a.m., going to Lincoln Friday to discuss Fort Hartsuff with Senator Sullivan and State Parks Commission, equipment delivered for CCC, workshops scheduled for area business community, plan redesign of Escape Travel Guide & Website, summer intern financing received and will be hired this week, discussed New Neighborhoods and companion project, stressed importance of diverse housing stock to attract people to area.

Board recessed at 9:55 a.m. and reconvened at 10:10 a.m. with all members present.

Treasurer Suminski presented the Month End Fund Report for March: LVRPPD annual in lieu of tax payment was \$85,978.31 of which the County received \$15,415.94; General Fund balance is \$75,469.43; \$10,045.68 was collected in Inheritance Tax. Suminski reported that a transfer of funds from Inheritance Tax was not needed for March expenses. Pledge Security receipt was presented for funds deposited at FNB. Discussed concerns regarding situation at TierOne Bank: FDIC insures up to \$250,000, need confirmation from FDIC if County accounts are insured separately or together, hard to keep accounts under \$250,000 as property tax collection deadline nears, some funds moved to FNB, FNB able to get another 1.5 million pledged security, NPAIT is also available, Board could approve disbursement of payroll and vendor checks on 27<sup>th</sup>. Following discussion it was decided that the County will seek verification from FDIC on the security issue and whether accounts are insured separately or together, and continue to monitor the situation. Suminski reported that Counties are no longer required to have a separate levy for Relief and have not had a separate levy for Weed for some time. These two funds could be discontinued and made a part of the General Fund. This would eliminate the need to transfer funds from General to Weed. Expenses could continue to be tracked through the Clerk's Office records for both funds, but General Fund revenues are not separated in the Treasurer's records. This matter will be considered again in June, the end of the fiscal year.

Chuck Fuhrer, LVRPPD General Manager appeared to formally announce the award of the \$300,000 interest free loan received by the County through the USDA RDLG program. LVRPPD is required to pay a 20% match, so the County will actually receive \$360,000. The County has agreed to loan the \$60,000 to LVRPPD and they have agreed to repay it under the same terms that apply to the County's repayment of the \$360,000 loan: interest free over 10 years. As the loan is repaid to LVRPPD, it can be loaned out to other qualified applicants within the LVRPPD at low interest rates. It may take a couple of weeks to complete the paperwork, after which the County will receive the funds. County Attorney Clark will draft a payment agreement for the \$60,000 for the next Board meeting on April 27. Resolution 10-08, allowing loan funds to be used to reimburse the Inheritance Tax Fund, was discussed. Following discussion, it was determined that Resolution 10-08 needs to include the required \$60,000 match and reflect that its purpose is to allow use of loan funds to reimburse the Inheritance Tax Fund, not require it. Cullers moved to approve Resolution 10-08 regarding the RDLG program, with the above noted changes, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Fuhrer will try to get the paperwork completed in time for the next Board meeting on April 27, 2010.

County Attorney Clark reported that Dr. McCartney is on vacation till the end of April. He will report on the purposed lease agreement for the HHS office upon McCartney's return.

Board of Equalization convened at 11:00 a.m. on motion of Vogeler, seconded by Cetak. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Clerk and Assessor were present.

Tax List Correction #3750 for Farm Credit Leasing due to sale of pivot with land auction on March 15 and #3751 for Peterson Farm, Inc. due to sale of pivot and 2 power units with real estate were approved on motion of Vogeler, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none. Assessor noted that Valley County will be reviewed by TERC as part of the state equalization process on April 14 and it is possible for a Board member to participate in the review by phone if desired.

The Board moved back into regular session on motion of Cetak, seconded by Vogeler. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

County Attorney Clark reported that Roger McCartney called and is aware of the situation regarding changes in HHS staffing of offices and is willing to work with the County on terms of the lease. McCartney is moving his office to the adjacent store building so more space would be available to HHS. Clark will talk to HHS to see if they need more space since the office staff will soon be reduced and continue working with McCartney on a lease agreement.

Supervisor VanSlyke, the County's Representative on the Region 26 Board, presented a document for Clark's review regarding changes being considered in how Region 26 charges for their services. The changes include: remove property valuation from the equation, charge 70% on usage and 30% on population, bill only counties not cities and villages, raise the base charge to \$9250. An updated interlocal agreement is also being considered which would be for 5 years with a 1 year out clause and remove the threat to withhold service during the 1 year out timeframe.

March Fee Reports for the County Clerk and Clerk of the District Court were reviewed.

There was no report on the Courthouse renovations and Resolution 10-08 regarding reimbursement of renovation expense to the Inheritance Tax Fund was approved earlier in the meeting.

Courthouse Custodian vacancy was discussed. Three applications have been received. Cetak reported that Randy Neel, who applied for the position the last time it was open, called to say he has other employment but would be available by 3:00 p.m. each day to work at the Courthouse. The Board discussed the need for snow removal before 8:00 a.m. Following discussion, the Clerk was directed to advertise the position in the Quiz for 2 more weeks and include the vacancy on the April 27 meeting agenda.

The Youth Leadership Team sponsored by Jan Weber will meet this afternoon to do some lawn clean up at the Courthouse as part of their community wide clean-up project. Sevenker noted he trimmed some of the bushes and will assist with the project and the Road Dept. will provide a person to assist and a truck to haul away the debris.

The Claim and Fund Request for payment of the April BCBS Insurance premium in the amount of \$26,791.94 was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

The Nebraska Jail Standards Inspection Report was reviewed. The Jail was found to be in compliance, however, it was noted that the facility lacks a continuous security perimeter and barrier that can be controlled by staff on a 24 hour a day basis and recommended that the County develop a plan to install the necessary security grade components.

Follow discussion, VanSlyke moved to reappoint Mann as the County Rep on Loup Basin Council, to receive their correspondence by regular mail and to pay the \$150 dues, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Abstain due to relationship: Waldmann.

The two FSA letters regarding the reconstitution splitting parent farm 1271, resulting in new farm 3381 and combining parent farms 2709 and 3380 resulting in farm 3381 were reviewed.

Removal of a tree in the SW corner of the Courthouse lawn was discussed. Sevenker reported that Pishna quoted \$400 and Leth \$425 (to include trimming some other trees). Following discussion, Baker moved to hire Leth to remove the tree, seconded by Vogeler. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

The terms of Hospital Board of Trustees members Dennis Greenland and Kara Fischer are up in May. Sevenker reported that Fischer would like to remain on the Board and VanSlyke reported that Greenland also agreed to continue. Following discussion, Cetak moved to reappoint both Greenland and Fischer to another 6 year term on the Valley County Hospital Board of Trustees, seconded by Vogeler. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

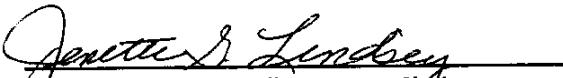
Retirement notice of BCBS representative Gary Streeks was noted.

Mail Folder items available for review: Loup Basin RC&D Newsletter.

At 12:20 p.m. the Board conducted the quarterly jail inspection.

Meeting adjourned at 12:40 p.m., to reconvene on April 27, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the April 13 meeting and an agenda for the April 27 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
Jenette G. Lindsey, Valley County Clerk



VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in special session at 9:00 a.m., Tuesday, April 20, 2010 in the Courthouse Boardroom for the purpose of acting on the April payroll and claims in an effort to avoid the possibility of delay in accessing funds held by TierOne Bank. Roll call: Baker, Cetak, Cullers, Sevenker, VanSlyke, Vogeler, and Waldmann were present. Clerk verified meeting notice was posted in the Ord Post Office, Ord City Hall and Ord Courthouse, notice was emailed for posting to the Villages of Elyria, Arcadia and North Loup and posted on the County website. Cullers moved to adopt the agenda, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Sevenker noted posting of Open Meetings Act with public copies available. No public comment.

Road Secretary Simpson provided a list of Road Dept. claims for April totaling \$91,216.12, noting the larger ones were for repair, gravel, and fuel. The gravel line item will be over budget. Road Supt. Meyer reported on the repairs at the last meeting and can provide more details at the regular Board meeting on April 27.

The Claims & Balances Report and the Claims List were reviewed. The Sheriff's claim from the Stop Program Fund for the purchase of guns was reviewed.

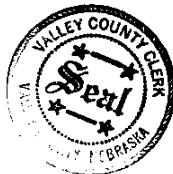
Catina Psota, Branch Manager of TierOne Bank in Ord, appeared to answer any questions the Board might have. The TAG program was discussed, Psota said the Ord TierOne Bank branch is a participant in the program. She also said they have been told that the worst case scenario should involve no more than a Friday closure and opening the following Monday with no disruption of transactions. Treasurer Suminski noted that, as a precautionary measure, she has moved all but \$14,000 from TierOne to other banks to ensure that County funds remaining in TierOne are insured. Clerk Lindsey said there was not sufficient time to get new checks for April payroll and claims, but that accounts are being set up with First National for May. Pledged security was also discussed.

Following discussion, Vogeler moved to approve the April Claims and Fund Request in the amount of \$341,598.79, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Meeting adjourned at 9:40 a.m., to reconvene on April 27, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the April 20 meeting and an agenda for the April 27 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

*Jenette G. Lindsey*  
Jenette G. Lindsey, Valley County Clerk



The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, April 27, 2010 in the Courthouse Boardroom. Roll call: Cetak, Cullers, Sevenker, VanSlyke, Vogeler, Waldmann and Baker were present. Clerk verified meeting notice published, agenda posted. Minutes of April 13 regular meeting and April 20 special meeting, included in Board packets, were approved on motion of VanSlyke, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Cullers moved to adopt the agenda, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none. Sevenker noted posting of Open Meetings Act, public copies available. No public comment.

Road Supt. Meyer had not seen the NDOR letter. After reviewing it, he advised that NDOR develops plans similar to the County's 1 & 6 Year Road Plan and provides opportunity for "non-metropolitan" elected and appointed officials to review and comment on them. Website information was provided to access the STIP and Nebr. Surface Transportation Program Book as well as the revised proposed Public Involvement Plan for NDOR's STIP.

Meyer's general report included: asphalt bid with Custer County was down 7 or 8 cents per gallon from last year, windrow oil \$1.97 per gallon and armor coat oil \$1.88, delivery included; inventoried overlay needs, plan to do about 6 miles on Sargent Road, behind due to one year of no overlaying, overlay lasts about 4 or 5 years if armor coated and sealed depending on traffic; County has 60 miles of asphalt; Sargent and Pizza Hut Roads get most traffic; looked at used motor graders, \$230,000 to \$250,000 for new one, estimate used one with lower hours to cost around \$180,000, used machine does not require bidding, last engine overhaul cost \$13,000, County puts 800 to 1000 hours on machines per year, current machines are in the 12,000 to 20,000 hour range, 2 payments remain on latest one purchased by County, checking on trade in value of current machines; purchased used, 3 axle, 18,000 lb. trailer at Federal Surplus for \$1000, will sand blast and paint it; purchased vehicle lift for \$1500 to facilitate maintenance work; weather permitting will begin replacement of bridge north of Arcadia, should be 2 day project; hope to get to bridge near North Loup by mid to last part of May, slabs are being made and must cure for 10 days. Schrage was present for discussion of removal of rock at the old hospital parking lot, the plan now is for construction crew to remove rock and pile it south of the shed for the County to pick up and use for road fill. County will not have to drive on new concrete to pick it up. County will move the rock from the site as quickly as possible. Supervisor Baker asked about gravel on Springdale road, Meyer said they are hauling gravel there today.

Hospital CEO Schrage presented the regular written monthly Hospital Report and a construction cost summary report for March. Financial and statistical pages were reviewed: November through February numbers were down, March and April are better, overall stats are in line with budget, will be adding new doctor, operating revenue is ahead of budget, health care costs are back to budget. Construction is on schedule to be completed by August 15.

Meeting recessed at 10:00 a.m., reconvened at 10:12 a.m. with all members present.

Sheriff Hurlburt presented the updated Interlocal Law Enforcement Agreement approved by Arcadia Village. Hurlburt attended their last meeting and said they appear to be satisfied with the service. Vogeler moved to approve the Interlocal Law Enforcement Agreement with Arcadia Village, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none

Hurlburt presented an activities report for April, 2010. They are currently housing 3 inmates from Howard County, 2 from Valley County and 1 from Wheeler County. With the graduation of Deputy Gibbons, there are now 3 full-time, fully certified Deputies and 1 part-time, as needed Deputy.

Chuck Fuhrer, General Manager of Loup Valleys Rural Public Power District, was present to inform the Board that they were notified of additional paperwork required by the USDA for the RDLG funds awarded to the County. They hope to have it ready for presentation to the County Board at their next meeting.

County Attorney Clark reported that the judgments awarded to former County employees, Gary Walker and Wendy Bronson have been paid. He also noted the possibility of two jury trials in September at the County's expense.

Courthouse renovation projects were discussed. Clark approved the Tri-Valley contract for the Elevator and Fire Sprinkler System. Following discussion, Chairman Sevenker was authorized to sign the Tri-Valley contract on motion of Cetak, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Chairman Sevenker said he cannot attend the pre-construction conference on Wednesday, at 10:00 a.m., VanSlyke, Baker and Waldmann will attend. A copy of Jerry Berggren's letter to McNichols Company regarding an error made in the pricing of materials used for the fire escape bidding was reviewed. VanSlyke reported that he is

not sure negotiations are completed, but according to Staab Welding, the additional cost to them will not be as much as initially thought. Payment applications from Tri-Valley in the amount of \$21,150 and \$12,498.48 were reviewed.

Chairman Sevenker reported he and Cetak met with Brent Leth regarding removal of dead tree in the SW corner of the Courthouse lawn and to look at the other trees on the lawn. Leth's bid of \$425 to remove the dead tree was approved by the Board at their last meeting. After viewing the trees, Leth quoted a cost of \$2550 to trim all of the trees on the Courthouse lawn and remove the dead tree. Following discussion, Vogeler moved to approve hiring Leth to remove the dead tree and trim the remaining trees for \$2550, to be paid from the General Fund, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Board of Equalization convened at 11:00 a.m. on motion of Cetak, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Assessor and Clerk were present.

Letter from Sylvia Markley requesting refund of 2009 personal property tax was reviewed. Assessor Arnold explained pivot was listed on 2009 personal property tax form provided to Valley County and taxes were collected. The 2010 form indicated the pivot was in Sherman County. On checking with Sherman County, it was discovered that collected 2009 taxes on the pivot. Arnold contacted Markley and advised her to request a refund. Vogeler moved to approve the \$171.46 refund and the resulting Tax List Correction for 2009 personal property taxes, seconded by Cetak. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

The Board moved back into regular session on motion of VanSlyke, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Following discussion of Courthouse Custodian applications, it was decided that a job description needs to be written, the job would require working 4 hours per day, wages would remain at \$12.50 per hour with no benefits. Board members will contact applicants and the Clerk will be notified as to who will appear at the next Board meeting.

The smaller of two ads regarding the 2010 Wozab Fund distributions was chosen for publication to be paid from Wozab funds. It was agreed that the poster be updated and a new large one be purchased for display in the lobby. The quarterly report on the Wozab Fund from Nebraska Community Foundation shows income of \$27,439.21.

The request of Joe Novotny for public access to the Courthouse restrooms from 9:00 a.m. to 1:00 p.m. on June 20, 2010 was approved on motion of Cetak, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Following discussion, VanSlyke moved to stay with gas supplier ACE for the County Shop and Social Services Office at the fixed rate per therm of .735, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

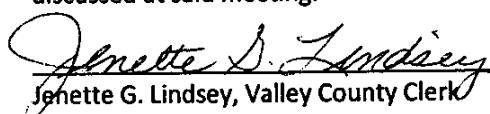
Resolutions 10-09 ACH Warrant, 10-10 Payroll & Claims, 10-11 Clerks Checking, and 10-12 Easement Savings authorizing the establishment of accounts with First National Bank were approved on motion of Cullers, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Baker, VanSlyke, Baker. No: none. Absent: none.

Informational items reviewed: BCBS informational meetings & registration information, Terrecom offer of free online auction site, NLCC letter regarding 10 day notice requirement for Special Designated Liquor License.

Mail Folder items: Midwest Assist. Program, LLNRD Newsletter, VCHS Newsletter, Area Chamber/ED Report, FSA Newsletter, Clay County Board email on Nebr. Environmental Trust, ProCrane Services Ad.

Meeting adjourned at 11:50 a.m., to reconvene on Thursday, May 13, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the April 27 meeting and an agenda for the May 13 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
Jenette G. Lindsey, Valley County Clerk



VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

Due to the 2010 Primary Election on Tuesday, May 11, 2010, the Valley County Board of Supervisors met in regular session at 9:00 a.m., Thursday, May 13, 2010 in the Courthouse Boardroom. Roll call: Baker, Cetak, Cullers, Sevenker, VanSlyke, Vogeler and Waldmann were present. Clerk verified meeting notice was published and agenda posted. April 27 meeting minutes, included in the Board packets, were approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Waldmann moved to adopt today's agenda, seconded by Baker. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Sevenker noted posting of Open Meetings Act, public copies available. There was no public comment.

As recommended by Highway Supt. Meyer, Vogeler moved to approve refunding Easements 09-288 for Robert Stowell, 09-289 for Great Plains Communications and 09-290 for North Loup River Public Power & Irrigation with the refund of Easement 09-290 to be applied to Easement request 10-306 for NLRPP&I if it is approved, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Meyer recommended approval of Easement 10-306 with the condition that NLRPP&I replace any concrete that must be torn up to install the water line. Baker moved to approve Easement 10-306 for NLRPP&I with the condition noted by Meyer, seconded by Cullers. Carried. Yes: Baker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak.

Meyer's report included: striping paint ordered, hope to begin painting center lines in September; Arcadia bridge project completed last week; attended FEMA meeting last week, they will look at Valley County records to see if we qualify for reimbursement. Discussion included: removal of North Loup bridge, Board directed take bids on bridge, advertise 3 weeks, bid opening at June 8 meeting, Meyer will get bridge measurements to Clerk for ad; gravel line item \$13,000 over budget, Board agreed continue to gravel as long as overall Road Budget does not go over; transmission out on patrol 102, estimate \$6500 to \$10,000 to fix, transmission pump replaced in January and transmission worked on in 2006, parts and labor line item will be over budget if fixed; need reseal kit in truck, estimate cost \$1,000; looked at used machines costing \$177,500 and \$185,000, trade in allowance for John Deere about \$21,000 for CAT \$40,000 to \$50,000; 2007 machine will be paid off in February; County averages 1,000 hours per year on machines; Board agreed to repair of patrol 102.

Weed Supt. Kaminski and Road Supt. Meyer were present for discussion of roadside spraying. Kaminski provided information on the County's options: a person can take and pass exams required to obtain a license, no license fee for political subdivisions; a person who has never possessed a pesticide applicator license can work under the supervision of Kaminski, who is licensed, for a once-in-a-lifetime 60-day period; a person can apply only general use pesticides which require no license. Following discussion, the Board agreed that Kaminski and Meyer set up a plan for spraying a portion of the County road ditches each year; spraying will be done by the road crew this year under Kaminski's supervision; the entire crew will take the required licensing tests to be certified for next year.

Meeting recessed at 10:20 a.m. and reconvened at 10:35 a.m. with all members present.

Chuck Fuhrer was present to discuss the paperwork for the USDA Grant/Loan awarded to the County. USDA requires security for the \$360,000; can be a letter of credit from a bank or a UCC filing on County owned equipment. A Promissory Note, Loan Agreement, County Attorney Opinion on County's legal authority to receive the funds and a Certification regarding the County's eligibility to receive the funds are required. County Attorney Clark will prepare the Opinion. Discussion included: bank normally requires 1% annual fee for letter of credit, cost of UCC filing would be about \$10.00 and would require renewal every 5 years. It was agreed that the road equipment would cover the amount of the loan and that a UCC filing would be the best option. Clark will get equipment descriptions from Meyer and prepare the filing. Cullers moved to authorize Sevenker to sign any documents needed to file the UCC, seconded by Vogeler. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

County Attorney Clark reported that, rather than remove State child support computers from the counties, the State has offered them for sale to the counties for \$125.

Applicant John Bendykowski was present for discussion of the Courthouse Custodian vacancy. Cetak reported that applicant Neel is no longer interested in the position. Sevenker reported that applicant Marsh is still interested but would need to give a couple weeks notice to his current employer. Sevenker noted there is not an official job description for the position but duties include: daily check of restrooms, snow removal (new snow blower but no on-site storage); clean hallways, courtrooms, restrooms, office entryways; replace light bulbs, monitor HVAC system (change filters, etc.), order cleaning supplies, prepare annual budget request (may include purchases for other offices,

such as carpet). Courthouse renovation projects are to be completed by November, lawn care is contracted out. Previous custodian worked about 4 hours per day, 5 days per week; additional hours could be budgeted if needed. Bendykowski asked about washing the windows, Sevenker noted that would be a custodian duty but hadn't been done yet and would likely wait until renovation completed. Bendykowski said he could work more than 4 hours per day if needed through the construction period. Board advised there is a manual on the new HVAC system and Wadas could advise on its operation as could previous custodian Cronk. Bendykowski said he could begin work right away if hired.

Supervisor Cetak left the meeting at 11:00 a.m.

Board of Equalization convened at 11:15 a.m. on motion of VanSlyke, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Sevenker, VanSlyke. No: none. Absent: none. Assessor and Clerk were present.

Tax List Corrections #3753 Sevy's Drive-In Inc, due to sale of business, and #3754 K Truck Lines, due to close of business, were approved on motion of Vogeler, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Vogeler, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Homestead exemption was rejected for Deloris M. Thompson, due to sale of home on April 14, 2010, and Marsha Johnson because Physician's Certification of Disability showed she did not meet the exemption requirements.

Arnold presented a contract received from GIS Workshop for the Web GIS, a portion of which will be paid by the SRBG grant she received. Following discussion, it was determined that County Attorney Clark should review the contract before Arnold signs it. She also noted that there will be a \$4000 annual maintenance fee for the system and that it includes space for other county departments to get into GIS in the future.

Following discussion, Vogeler moved to set Property Valuation Protest Hearing dates of June 29 at 11:00 a.m., July 12 at 7:00 p.m., July 13 at 11:00 a.m., seconded by Baker. Carried. Yes: Waldmann, Vogeler, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Cetak.

Commercial properties have not been appraised for a long time and should be done every four years. Arnold would like to contract with Stanard Appraisal Service out of Central City to do this over the next two fiscal years at a total cost of \$49,550. Stanard Appraisal Service was recommended by other Nebraska Counties. There is \$7500 in the budget this year to get started, then would need to budget \$17,275 in FY 2010 -2011 and \$24,775 in FY 2011-2012. The Board agreed that commercial property needed to be appraised and offered no objection.

Arnold presented information on preliminary valuations for 2010 for Valley County. Real Property Valuation for 2009 was 425,974,515 and preliminary valuation for 2010 is 459,435,795. Personal Property Valuation for 2009 was 22,562,432 and preliminary valuation for 2010 is 37,975,264. Agricultural Values for 2009 and 2010 was also provided.

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

Extension Educator Kayla Hinrichs appeared to ask if Valley County would be willing to enter into an agreement with Greeley County to share one office manager for both counties. The manager would spend 4 days in Valley County and 1 day in Greeley County. Valley County would pay the salary and benefits of the manager and Greeley County would reimburse Valley County for 20% of this cost. The agreement would take effect July 1, 2010. Hinrichs also asked if the Board was opposed to having the office closed the week after Christmas. Currently, employees take vacation that week and temporary staff is hired. This is a slow time for the office and closing for the week would save the cost of temporary staff. The Board had no objection to closing the office for the week after Christmas. County Attorney Clark will be consulted regarding the agreement with Greeley County and this item will be on the June 8, 2010 agenda.

Treasurer Suminski appeared to present the Month-End Fund Balance Report, noting a General Fund Balance of \$427,896.52, Inheritance Tax Fund \$766,760.51. A total of \$3,200,000 was collected in April. Notice of Pledged Securities released and newly issued was provided. Misc. Receipts folder is available for review.

County Clerk monthly fee reports for County Clerk and Clerk of the District Court were reviewed.

VanSlyke reported that he, Waldmann and Baker attended the pre-construction meeting. The Building and Grounds Committee members will be contacted by Berggrens or the Contractors if necessary during the renovations. A time-line chart of the renovations was provided at the meeting.

Additional discussion was held regarding the Custodian vacancy. Vogeler moved to hire John Bendykowski to fill the part-time Courthouse Custodian position at \$12.50 per hour, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: Cetak. Baker will let Bendykowski know of the Board's decision and will contact Cronk about providing some training and guidance to Bendykowski.

The Clerk's Fund Request in the amount of \$1: 13 for BCBS insurance premium \$25; Courthouse construction costs Masonry Construction Inc. \$25,088.00 and Tri-Valley Builders Inc. \$12,498.48, Fund Transfer of \$37,586.48 from Inheritance to General and Courthouse bond interest First National Bank in Ord \$14,861.25 were approved on motion of Vogeler, seconded by Cullers. Carried. VanSlyke, Baker, Cullers, Waldmann, Vogeler, Sevenker. No: none. Absent: Cetak. Following discussion, the Board agreed that Courthouse renovation costs could be paid at the first or second monthly Board meeting and that for FY2010-2011 the County will budget to allow the transfer of funds from the Grant Fund. This will allow the County to pay the elevator costs and reimburse the County with elevator grant funds in order to avoid a delay in paying the contractors as it takes about 2 weeks to receive the grant funds once they are requested.

Information received from NACO/BCBS indicates premiums for the new policy year will go up 8% from last year.

The Interlocal Law Enforcement Agreement with North Loup was approved on motion of Vogeler, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Sevenker, VanSlyke. No: none. Absent: Cetak.

Baker moved to approve the request of Jim Helm for use of the Courthouse lobby for the Republican Convention on June 1, 2010, at 6:30 p.m., seconded by Cullers. Carried. Yes: Cullers, Waldmann, Vogeler, Sevenker, VanSlyke, Baker. No: none. Absent: Cetak.

The following informational items were reviewed: Clay County Board letter regarding the Nebr. Environmental Trust, Great Plains ADA Center letter, NIRMA check for \$6800 for wind damage to airport hanger.

Cullers' report as County Rep to Region 3 included: budget to increase 2.4%/3.0% due to salary increases, employees pay 20% of health insurance, Valley County cost will go down by \$181.78, goal is to clarify statute language assigning responsibility for EPC costs. The entire written report is available in the Clerk's Office.

Mail Folder items available for review: NACO Legislative Report, NASB Public Meeting Laws Workshop, 6 Wozab Thank You, NPAIT, LBRC&D Newsletter, Prochaska & Assoc. letter, American Funds Semi-annual Report, 2010 Nebr. Legislature, NIRMA Interchange.

Meeting adjourned at 1:10 p.m., to reconvene on May 25, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the May 13 meeting and an agenda for the May 25 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

  
Jenette G. Lindsey, Valley County Clerk



## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, May 25, 2010 in the Courthouse Boardroom. Meeting called to order by Vice-Chair Cullers in the absence of Chairman Sevenker. Roll call: Cullers, Waldmann, Baker, VanSlyke, Cetak present; Sevenker, Vogeler absent. Clerk verified meeting notice published, agenda posted. May 13 meeting minutes, in Board packets, approved on motion of VanSlyke, seconded by Cetak. Carried. Yes: Cetak, Waldmann, Baker, VanSlyke, Cullers. No: none. Absent: Sevenker, Vogeler. Agenda adopted on motion of Baker, seconded by Waldmann. Carried. Yes: Waldmann, Baker, VanSlyke, Cetak, Cullers. No: none. Absent: Sevenker, Vogeler. Cullers noted Open Meetings Act posted, public copies available. There was no public comment.

Road Secretary Simpson reviewed May Road Claims & Balances report: accounts payables \$64,351.11, payroll \$36,688.42. Larger expenses were for tires, diesel, gravel, vehicle lift & trailer, crushed concrete, parts & blades, fuel, and repair. Road budget should be sufficient for remainder of fiscal year although gravel line-item will be over budget. Baker reported a complaint regarding road going east and west past Vinton School, Meyer will add it to his list.

A Disaster Declaration due to snow melt March 6 – April 3, 2010 was discussed. The Declaration is necessary in order to receive FEMA assistance. The FEMA inspector visited Valley County and thought that replacement of the washed out culvert would qualify but the state will make the determination and he did not have a list of qualifying criteria. Meyer will wait to gather further data until he receives word regarding what types of damage will be covered. The Disaster Declaration due to snow melt March 6 – April 3, 2010 was approved on motion of Waldmann, seconded by VanSlyke. Carried. Yes: Baker, VanSlyke, Cetak, Waldmann, Cullers. No: none. Absent: Sevenker, Vogeler.

Meyer's general report included: overhaul on truck 308 in progress; NIRMA doing shop safety audit tomorrow; began spraying roadsides last week; hope to lay tubes by cemetery today; doing bridge inspections, will do more in fall; patrol 102 in Doniphan for transmission work; labor and parts will be over budget but overall okay. VanSlyke advised contacting Jim Lutz regarding mound of dirt containing gravel and clumps of oil on his property to see if County could use to fill holes. Plan to update Road Dept. fleet was discussed. Some counties are leasing equipment with option to buy after 3 years or turn in for new one. Lease would cover major parts, wearable parts would be county expense. Would be easier to budget as costs would be known and payments spread out. He will look into this option.

Weed Supt. Kaminski presented letter of support for Sandhills Weed Management Area. Once letter is approved, an Interlocal Agreement will be provided for membership in SWMA. Weed Management Areas can apply for grants to help member counties with weed control. Member counties make their own weed control decisions and can opt out of interlocal agreement at any time. Support letter was approved on motion of Waldmann, seconded by Baker. Carried. Yes: VanSlyke, Cetak, Waldmann, Baker, Cullers. No: none. Absent: Sevenker, Vogeler.

Hospital CEO Larry Schrage presented the monthly hospital report: trend down over winter months consistent with other hospitals; inpatient & swing-bed numbers down, which impacts rehab, lab and radiology; outpatient stats up; overall stats even with budget expectations; PT growing, ER up a bit, occupational & speech therapy up, Heritage down, Home Health and Hospice up; LTC scaled down based on space; physician clinic visits up; salaries and insurance continue to impact expenses, expect insurance costs to level out this year; year-end calculations will include Medicare & Medicaid reimbursement; copy of April Construction Project Cost Summary and Project Managers Monthly Report; project on schedule to open October 4<sup>th</sup>.

Supervisor Vogeler arrived at 10:00 a.m.

Informational items acknowledged: renovation update noting pouring of footings last week in May, set fire escape and begin inside work first week in June; CDBG elevator grant extension request approved.

County Attorney Clark indicated McCartney is willing to work with the County on a lease agreement to deal with proposed changes in staffing of the Ord HHS Office. He will contact McCartney to work out the details. Cost of Court Appointed Attorneys was discussed. Clerk will draft a letter to Judges serving Valley County for Board review at the next meeting regarding eligibility criteria to receive a Court Appointed Attorney and approving their claims.

The required paperwork for receipt of the USDA RDLG funds was reviewed. The Loan Agreement and Promissory Note were reviewed at an earlier meeting. The Security Agreement and UCC Financing Statement, listing 2 Cat Patrols and a Caterpillar excavator as collateral for the loan, were reviewed at this time. Following discussion, Vogeler moved to authorize Vice-Chairperson Cullers to sign the necessary documents to secure the USDA RDLG loan including: Loan Agreement, Promissory Note, Security Agreement, and UCC Financing Statement, seconded by VanSlyke. Carried. Yes: Vogeler, Waldmann, Baker, VanSlyke, Cetak. No: none. Absent: Sevenker.

To facilitate payment of contractors, VanSlyke moved to authorize County Board Chair or Vice-Chair to sign CDBG Elevator Grant Drawdown #7 in the amount of \$3326 upon receipt, seconded by Cetak. Carried. Yes: Baker, VanSlyke, Cullers, Cetak, Vogeler, Waldmann. No: none. Absent: Sevenker.

Renewal of NACO/BCBS Health Insurance plan for County employees with 8% premium increase was discussed. Last year County provided \$1500 deductible buy-down and reimbursed office visit costs to bring employees cost to \$30 through a third party administrator. Following discussion, VanSlyke moved to accept the premium increase and continue the same NACO/BCBS Health Insurance plan as last year as well as the buy-down and reimbursement, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, VanSlyke, Baker. No: none. Absent: Sevenker.

The following informational items were acknowledged: Jail Standards notification that the County Jail is in full compliance, \$7653.70 received from the state to reimburse about 50% of direct costs associated with Ord HHS Office, County Budget Workshop on May 27 in Kearney, Congressman Smith's invitation to EXPORT 2010 on June 3 at UNK for information on increasing your export business.

Following review of the Claims & Balances Report and Claims List, June Claims and Fund Request in the amount of \$310,898.50 were approved on motion of Cetak, seconded by Vogeler. Carried. Yes: Baker, VanSlyke, Waldmann, Vogeler, Cetak, Cullers. No: none. Absent: Sevenker.

The June 8<sup>th</sup> celebration for Central Community College and lunch was discussed. It was agreed that the June 8<sup>th</sup> Board Meeting will adjourn or recess to allow County Board members to attend the presentation and lunch.

Meeting recessed at 10:55 a.m. and reconvened at 11:00 a.m. with all members present except Sevenker.

Board of Equalization convened at 11:00 a.m. on motion of VanSlyke, seconded by Baker. Carried. Yes: VanSlyke, Cullers, Cetak, Vogeler, Waldmann, Baker. No: none. Absent: Sevenker. Assessor and Clerk were present.

Assessor Arnold presented the Findings and Order from TERC indicating no adjustment of value for a class or subclass of real property is necessary for tax year 2010. All values are within the required range: Agland 72% based on 31 sales, residential property 98% based on 114 sales, commercial property 94% based on 15 sales. July 1, 2007 through June 30, 2009 sales were used. Updated depreciation tables developed by Appraiser Rexroth for use this year will cause some property value changes from last year.

The Board moved back into regular session on motion of VanSlyke, seconded by Vogeler. Carried. Yes: VanSlyke, Cullers, Cetak, Vogeler, Waldmann, Baker. No: none. Absent: Sevenker.

Caleb Pollard, VCED Executive Director, presented a 2010 NCIP Intent to Enter Form and resolution of support for the Board's consideration. Participation in the program provides opportunity for recognition of past ED projects and encourages support for future projects. Following discussion, Waldmann moved to approve Resolution 10-13 supporting NCIP and the 2010 NCIP Intent to Enter Form, seconded by Cetak. Carried. Yes: Baker, VanSlyke, Cullers, Cetak, Vogeler, Waldmann. No: none. Absent: Sevenker. Pollard also noted that the Frontier Municipal WiFi Conference has to do with wireless internet.

VanSlyke reported the new method for determining Region 26 charges will include a \$9250 base charge with the remaining charges based 50% on usage and 50% on population. They are still negotiating with Custer County.

Mail Folder items available for review: Region 26 agenda, Ord FSA Newsletter, FNB letter, Chamber/ED Report, NIRMA loss report, Wozab Thank You, Loup Basin RC&D agenda, NACo membership.

Meeting adjourned at 11:30 a.m., to reconvene on June 8, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the May 25 meeting and an agenda for the June 8 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, June 8, 2010 in the Courthouse Boardroom. Roll call: Sevenker, Cetak, Waldmann, Cullers, VanSlyke, Baker present; Vogeler absent. Clerk verified meeting notice was published and agenda posted. Minutes of the May 25 meeting were included in the Board packets and approved on motion of VanSlyke, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. The agenda was adopted on motion of Cetak, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Sevenker noted Open Meetings Act is posted, public copies available. There was no public comment.

Following discussion, Cullers moved, seconded by VanSlyke to set June 29, 2010 at 9:30 a.m. as the deadline to receive bids for gravel for FY 2010-2011. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler. NDOR Memo No. 100524 regarding the Bridge Inspection Program was reviewed. The memo provides an overview of the bridge inspection program in Nebraska. Meyer noted that, after repeated inquiries, he has still not received information from the state on the bridges they inspected in Valley County. It is a requirement that bridges be posted, but without the state's ratings he is unable to do so. Received notice from FEMA that the county did not qualify for any reimbursement for the latest disaster declaration due to snow melt as FEMA required actual flood or flooding rain. Cemetery drainage tube project completed and appears to be successful as there was no water in cemetery this morning after last night's rain. Used rock from hospital parking lot for cemetery road and worked very well. Truck 308 has been repaired; truck 302 is currently in for repairs which the Road Dept. can do themselves. Hauling gravel for windrow to be used on Ashton Road, second windrow will be used on Sargent Road. NIRMA performed safety audit on County Shop and provided 4 pages of deficiencies. Many are minor; the most important one is bringing the electrical wiring up to code. Following discussion, it was decided that Meyer will contact Gene's Electric, Rick's Electric and Town & Country Electric for estimates on bringing the shop wiring up to code. NIRMA requires a reply in 90 days as to the County's plan for addressing the deficiencies. Continue to haul gravel; gravel line item will be over budget by about \$30,000 but overall budget is okay.

At 9:30 a.m., as advertised, the bid opening was held for the sale of a truss bridge east of North Loup. One bid was received and was opened and read as follows: bidder was Pat Baker of Prime Contracting LLC, bid amount was \$2283. Meyer noted that the bridge is to be picked up on site, the county will not haul it. He thought the bridge was to be used on the farm of Eldon Baker in Davis Creek. Following discussion, the bid of \$2283 from Pat Baker was accepted on motion of VanSlyke, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler.

Further discussion held on shop deficiencies included: shop building value, replace heavy sliding doors on other shops with overhead doors, need barriers around all fuel tanks to prevent being run into by vehicle, fuel pump wiring inadequate, overhead storage must be posted with load rating, gas cylinders must be separated by 25 feet.

Treasurer Suminski presented the Month End Fund Balance Report for May: General \$507,558.93, Road \$44,477.17, Visitor Promotion \$3358.80, Visitor Improvement \$9600.39, Relief \$39,872.30, Inheritance \$722,921.63. Approximate total of taxes collected in May \$1,500,000. A Pledged Security for First National Bank was released as of May 20, 2010 as it was no longer needed. Suminski noted use of postcards were to notify delinquent taxpayers rather than a letter as a cost savings measure and they are getting good response. Letter to Ord City residents on the error omitting them from the fire district levy and giving them the opportunity to pay the omitted amount was approved by the Board and should go out by the end of June. The Board approved Suminski's request for 15 minute parking signs at the end of each sidewalk leading to the Courthouse. Suminski will take the request to Ord City Council for approval.

Meeting recessed at 10:15 a.m. and reconvened at 10:25 a.m. with all members present except Vogeler.

Extension Educator Kayla Hinrichs presented an agreement signed by Greeley County for sharing an office manager with Valley County. The Office Manager will be in Valley County 4 days per week and Greeley County 1 day per week. Valley County is to pay the salary, taxes and benefits and bill Greeley County for 20% of those costs. This was discussed and approved at an earlier meeting, however, it was not understood that a part-time person is to be hired to staff the Valley County Office on the day the Office Manager is in Greeley County. The agreement signed by Greeley County did not include the part-time person and it was decided an addendum regarding payment of the part-time person should be added to the agreement. Following discussion, Cullers moved to approve the agreement with the addendum to include sharing the cost of the part-time person staffing the Valley County Office one day per week in the same manner as the Office Manager and authorize the Chairman to sign said agreement, seconded by Cetak.

Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. County Attorney will add the addendum for the Chairman's signature and Hinrichs will present it to Greeley County for their approval.

May Fee Reports for the County Clerk and the Clerk of the District Court were reviewed.

Sevenker reported on the discussion with contractors and Berggren's on Friday, June 4 regarding Courthouse renovation projects: fire escape stairway to be delivered week of the 14<sup>th</sup>, crane set up on the 15<sup>th</sup> and may be in place for 2 or 3 days, dust partitions installed June 7 and 8, noisy work to cut hole for elevator shaft to be done from 5:00 p.m. to midnight, access to break room through District Courtroom except on Court days, Probation Office will use alternate access door at bottom of stairs to 4<sup>th</sup> floor, Assessor Office will have to work around construction, meet again June 25 for update. Discussion on contractor claims for bond costs. Appears DED will not authorize grant funds for these costs. Board agreed if costs included in bid package they should be paid, if not should be a cost to the bidder.

Claims and Fund Request for BCBS premium of \$25,768.92 were approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

Partial Assignment of Water Contract presented by North Loup River Public Power & Irrig. Dist. for the transfer of 46.0 acres of irrigated land from Al Moudry to Valley County on land purchased by the County Airport Authority was discussed. Supervisor Baker will contact a member of the Airport Authority Board to invite them to the next Board meeting for discussion of this property. No action was taken on the Water Contract at this time.

The Matching Funds request from Region 3 in the amount of \$8778.73, down from last year's request of \$8960.51, was approved on motion of Cullers, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

At 11:00 a.m. the Board of Equalization was convened on motion of Cetak, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Assessor and Clerk were present.

The 2010 Notices of Valuation for County owned property were reviewed and accepted for filing. Assessor Arnold explained that the 2010 Notices of Valuation Change that were presented were changes discovered after the March 19<sup>th</sup> deadline for her to make changes, therefore, they must go before the County Board. Following discussion, the changes noted on each Notice were approved as presented for the following parcels: 880036909, 880023422, 880005964, 880028476, 880036787, 880004480, 880032515, 880026180, 880036568, 880005152, 880015414, 880036657, 880015407, 880015309, 880015379, on motion of Cullers, seconded by Baker. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

Stanard Appraisal Services Inc. of Central City contract for appraisal of Valley County Commercial and Improved Industrial property was reviewed. Arnold agreed the cost should fit in her budget within the 3% raise. She will contact Stanard with her questions and errors in the draft copy and present the final contract to the Board for their approval.

VanSlyke moved to go out of Board of Equalization, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler.

Following discussion, it was decided to leave the Weed and Relief funds as they are for the 2010-2011 FY.

The letter from NIRMA regarding the liability insurance costs for next year was reviewed and discussed.

Mail folder: LBRC&D Newsletter, NACo Prescription Card, Homebuyer Ed Workshop, LB Tech Center workshops.

Meeting adjourned at 11:30 a.m., to reconvene on June 29, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the June 8 meeting and an agenda for the June 29 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in emergency session at 1:00 p.m., Monday, June 14, 2010 in the Courthouse Boardroom for the purpose of receiving reports of flood damage in the County and taking appropriate action. Roll call: Baker, Cullers, Sevenker, VanSlyke, Waldmann present; Cetak, Vogeler absent. Clerk verified meeting notice provided to media and agendas posted in Courthouse. Chairman Sevenker notified Board members, Emergency Management, and Village and City representatives. The agenda was adopted on motion of Cullers, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Cetak, Vogeler. Sevenker noted Open Meetings Act is posted, public copies available. No one signed up for Public Comment; Chairman Sevenker asked those present to sign in and note entity represented and welcomed their input. Attendants included residents, representatives of Elyria, North Loup, Ord, Arcadia, USDA, North Loup VFD, County Roads, County Sheriff, County Emergency Management, KNLV Radio, Ord City, Ord Civil Defense, and Region 26.

The main purpose of the meeting is to approve a County disaster declaration due to the flooding in the hope of qualifying for NEMA and/or FEMA assistance and to offer the County's assistance where needed. Sevenker commended Valley County Emergency Management and Sheriff for their efforts.

Road Supt. Meyer reported a bridge out near Fort Hartsuff, Haskell Creek bridge impassible, 4 culverts washed out and a 50 foot deep hole near Curt Petska's, adjacent to the road along the creek. Meyer had damage pictures and introduced Lance Harter of Miller & Assoc. who will update the hydraulics for bridge replacement.

Region 26 Director Alma Beland said NEMA representatives will be here this afternoon and she will give them the County's Disaster Declaration. The threshold to qualify for NEMA assistance is \$3.21 per person. Villages and towns will not have to meet any additional threshold. A copy of the Declaration was provided to the Board and the public and read by Chairman Sevenker. Baker moved to approve the Disaster Declaration, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Sevenker. No: none. Absent: Cetak, Vogeler.

Meyer plans to make shoo flys around bridges that are out or impassible once the ground has dried out sufficiently and has arranged with the state to borrow tubes. The 1 & 6 Year Road Plan will need to be revised and approved by the state. He felt that County owned equipment would be sufficient and said the state has made millings available to the County. Bridge on Haskell Creek should be made passable today, tomorrow plan to start west of Mira Valley Creek and Wednesday hope to start on shoo fly for Haskell Creek bridge. Tubes will have sand faced with concrete on both sides but will not hold if we get much more rain. They will provide one lane traffic.

Emergency Manager Ryan Simpson and Assistant Scott Philbrick reported: Taylor dam is gone, Ord dam may not be usable but is still there; 67 houses and 7 businesses in North Loup are flooded, 2 houses with main floor damage; Simpson out of town on Saturday, Philbrick and Sheriff Hurlburt went door to door to warn people to evacuate; ¼ mile of railroad track not usable; will develop plan for assisting recovery as soon as rain stops so needs can be assessed.

Discussed needs/concerns: mosquito population, North Loup & Scotia share a fogger, Ord has one too that could be used; Supervisor Baker, County Rep on Loup Basin Health Dept. Board, will contact them to see what assistance they can offer; maybe LBHD could help with testing and monitoring water quality.

Arcadia appears to be okay at this point. The flooding in North Loup came from Mira Creek, not the river.

Meeting adjourned at 1:50 p.m., to reconvene in regular session on June 29, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the June 14 emergency meeting and an agenda for the June 29 regular meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, June 29, 2010 in the Courthouse Boardroom. Present by roll call: Vogeler, Sevenker, Cetak, Baker, Cullers, VanSlyke, Waldmann. Clerk verified meeting notice was published and agenda posted. Minutes of June 8 and June 14 meetings, included in Board packets, were approved on motion of VanSlyke, second by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Cetak moved to adopt the agenda, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Sevenker noted Open Meetings Act is posted, public copies available. No public comment offered.

Road Secretary Simpson reported June Road Claims & Balances: \$115,146.10 accounts payable, \$36,372.34 payroll, \$7944.75 left in budget. Expense of \$2000 to Lower Loup NRD for grass seed was questioned; Meyer said the same amount is purchased each year; it is a special roadside mix and is \$35 per acre.

Reviewed notice received from the Nebr. Information Analysis Center regarding calls received by local officials in Nebr. from a caller falsely claiming to be a representative of NDOR.

Meyer's general report included: applied for shoofly permits with letter explaining need to construct them prior to receipt of permits; Board members noted good comments from public on response to road/bridge damage due to flooding; start overlay on Sargent Road today; 2 shooflies done on Haskel Creek; will need to compensate Ord City for use of their dry material; used 330 yards sand from Ulrichs; Jeffres donated 250 yards sand, very much appreciated; purchased tubes for Fort Road, will be added cost to remove shooflies when repairs are complete; lots of overtime required, will keep record of it; respond to calls as received; saved about \$5000 by borrowing tubes from state, will return when no longer needed; also got millings from state; will replace rock from Ord City; NEMA & FEMA Reps., Sevenker & Meyer toured storm damage on June 19<sup>th</sup>; Governor is asking for Federal Disaster Declaration, could be October before it is done; shoofly bridges will not last through the winter, County may have to do projects without aid; have to take pictures to prove aggregate loss or will not get aid; rough estimate of costs to repair Bean Creek damage is 3-4 thousand dollars; will try to get tree out of creek next week, will have phone company there as line is involved; providing loader for use of contractor working on Courthouse projects; requested estimates to bring shop electrical up to code from Rick's Electric, Gene's Electric and Hurlburt in Arcadia, only received reply from Rick's with a rough estimate of \$8000; hope to get the truss bridge purchased by Pat Baker removed within the next 2-3 weeks.

Gravel bids opened at 9:30 a.m. as advertised. Ulrich Gravel Inc. was the only bidder. The bid was read and accepted on motion of Cetak, seconded by VanSlyke. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Meyer provided a printed breakdown of gravel and fuel expenses by supplier for FY 09-10 showing Jeffres Sand & Gravel Inc \$17,778.78, Nitro Construction Inc. \$1663.64, Ulrich Gravel Inc. \$169,008.70 and Country Partners Coop \$59,890.07, Trotters-Arcadia \$59,205.15, Trotters-Ord \$13,722.74, Ord Trotters Whoa & Go (at pump) \$1424.32.

Weed Supt. Kaminski and David Boschult, State Ag Inspection Specialist were present. Boschult reported: 21 years with Noxious Weed Program; budget cuts forced larger areas, he now has Valley County; he and Program Manager Mitch Coffin toured the County and will inform Kaminski of what they found; encourage Board and Kaminski to work on large infestations; musk thistle controllable but leafy spurge must be treated over and over again; sees improvement in County but still large patches so need to encourage landowners to keep at it; discussed County spraying of road ditches; no written report due to loss of secretarial staff, will send copy to Kaminski when completed.

Participation in the Sandhills Weed Management Area was approved at an earlier meeting; Interlocal Cooperation Agreement for participation was reviewed by the Board and signed by Chairman Sevenker.

Valley County Hospital Interim CEO, Joyce Seward and CFO Ashley Woodward were present for the monthly hospital report. Seward's report included: new building on schedule; construction to be completed by end of July; furniture & equipment in August; training on electronic medical record system in July, move to new building in August; Homecare updating to electronic system; long term care parking lot almost done; sidewalks at nursing home need to be replaced. Woodward's report included: volume and revenue down, expenses up; new electronic record system training is costly; electronic system required by 2014 for Medicaid reimbursement, to be implemented in phases.

Meeting recessed at 10:30 a.m. and reconvened at 10:45 a.m. with all members present.

Color choices for fire escape, fire escape doors and fire escape window and door trim/frames were discussed. Following discussion, Vogeler moved to use Caviar (black) for window and door trim/frames, and Craftsman Brown for exterior doors and fire escape, seconded by Baker. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers,

Waldmann. No: none. Absent: none. Board agreed to use of proposed existing substitute door with frosted glass instead of existing specified door with clear glass which requires switching door swing. Fire Escape Change Orders #3 for additional charge for McNichols grating and mesh in amount of \$4750.40 and #4 to change handrail to rounded ends returning to posts and adding caps to horizontal beams on landings in amount of \$485.31 approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Observation Report was reviewed. Tri-Valley billings will be reviewed with all other claims.

No one from the County Airport Authority Board is available to attend the meeting, so discussion of the NLRPP & Irrig. District partial assignment of water contract will be postponed until the next meeting.

Reviewed information provided by Larry Pelan of NIRMA regarding premium increase for Valley County. Having written job descriptions, conducting written performance evaluations for employees and consulting legal counsel prior to disciplining/terminating an employee are some of the suggestions for reducing premium costs. The Board wishes to pursue developing some of the suggestions. NIRMA provides a manual with sample evaluation forms and job descriptions and the County Attorney should be involved. This item is to be on the next agenda.

The Board of Equalization convened at 11:10 a.m. on motion of Waldmann, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. The Assessor and Clerk were present. Property Valuation Protests #1 through 8 were heard, no protesters were present.

Protest #1, Novak Feedlot Inc., Parcel #8800013433, SW4 19-19-15, 152.81 acres, protests building value of \$48,370, request value of \$43,660. Assessor, Deputy Assessor, and Supervisor Waldmann reviewed property on June 7, 2010. Based on physical review, Assessor recommends change carport from average to fair, garage floor from concrete to dirt, for building value of \$41,745. Waldmann moved to approve Assessor recommendation, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Protest #8, Novak Feedlot Inc., Parcel #880015008, W2W2NE4 33-19-16, 400 acres, protests outbuilding value of \$3895, requesting \$3600, written testimony indicates drying bin unusable, yard shed removed. Values listed on protest form do not include house with storage value of \$1915. Assessor recommends remove value of yard shed and unusable grain bin for outbuilding value of \$3600, total building value of \$5515. Vogeler moved to approve Assessor recommendation, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

Protest #2, Kevin K. Einspahr & Kathleen A. Hulinsky, Parcel #8800034265, Arcadia, Inside Corp/104, Div T & W 75' of E225' Div DD, SE4 23-17-16, protests building value of \$41,290, requests value of \$32,925, written testimony indicates could not sell for that, only put in new windows, modulars do not hold value like regular houses. Assessor, Deputy Assessor and Supervisor VanSlyke viewed property on June 11, 2010. Based on physical review, Assessor recommends change style for value of \$34,495. VanSlyke moved to approve Assessor recommendation, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Protest #3, Keith & Marlene Einspahr, Parcel #8800034608, Arcadia, Inside Corp/104, Div D3, SW4 23-17-16, protests building value of \$22,020, request value of \$18,965, written testimony indicates house would not sell for valued amount, no improvements, neighboring houses vacant. Assessor, Deputy Assessor and Supervisor VanSlyke viewed property on June 11, 2010. Based on physical review, Assessor recommends change 60 sq. ft. porch to living area and add carport for building value of \$21,245. VanSlyke moved to approve Assessor recommendation, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Protest #4, James R. Bell, Etal, Parcel #880007112, N2NE4; SW4NE4, 27-18-14, 120 acres, protests building value of \$30,185, request value of \$15,000, written testimony indicates house vacant, not rentable, major renovation needed, other buildings in poor condition. Assessor and Deputy Assessor viewed property on June 22, 2010. Based on physical review, Assessor recommends change house condition from average to fair plus and quality from average to fair for value of \$15,565, second house on property at storage value of \$1890, outbuildings are \$550 for total building value of \$18,005. Baker moved to approve Assessor recommendation, seconded by Vogeler. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Protest #5, Eugene Michalski, Parcel #880018865, 81713 466<sup>th</sup> Ave., 27-20-16, protests building value of \$4855 on trailer house, request value of \$1400, written testimony indicates bathroom floor sinking, kitchen floor needs repair, trailer leaks, wiring problem in kitchen. Assessor, Deputy Assessor and Supervisor Waldmann viewed property on June 22, 2010. Based on physical review, Assessor recommends give mobile home salvage value of \$1345. Waldmann moved to approve Assessor recommendation, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Protest #6, Olga Michalski, Parcel #880036386, 46463 822<sup>nd</sup> Rd., W2SE4 4-20-16, protests \$18,465 value on 1990 16X80 trailer house to be moved, request value of \$7500, written testimony indicates purchased for \$7500. Assessor, Deputy Assessor and Supervisor Waldmann viewed property on June 22, 2010. Based on physical review, Assessor recommends change quality from average to fair and condition from good to fair for value of \$9,420. Waldmann moved to approve Assessor recommendation, seconded by Cetak. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Protest #7, Douglas & Deena Strickland, Parcel #8800031234, North Loup, TC Davis Add, all L5-8, B3, protests building value of \$24,180, requests value of \$22,000, written testimony indicates increase of \$5000 excessive for no improvements. Assessor and Deputy Assessor viewed property on June 21, 2010. Based on physical review, Assessor recommends remove value on lean-to/carport, concrete drive and metal yard shed, give flat value of \$200 to old shed for total building value of \$21,165. Vogeler moved to approve Assessor recommendation, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Tax List Correction #3755 for Thaddeus D. Meese due to state determination that household income exceeds statutory limit was approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Tax List Correction #3756 for Tierone Bank due to purchase by Great Western Bank was approved on motion of Vogeler, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Assessor reported Rejection of Homestead Exemption for Doris Earnest due to sale of house on June 22, 2010 and Certification of the 2010 Real Property Assessment Roll as required per Nebr. Statute 77-1315, 77-1327(6).

The contract with Standard Appraisal Services Inc. for appraisal of commercial properties was approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

The Board moved back into regular session on motion of VanSlyke, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

A letter from NLRPP & Irrig. Dist. regarding failure of Taylor Dam and a letter from Lancaster County Clerk regarding legal settlement for General Assistance claims they have received were reviewed. County Attorney Clark advised that he is looking into the legal settlement issue.

CDBG Grant 08-PW-007 Drawdowns #7 in the amount of \$3326 and #8 in the amount of \$7461 were reviewed. Drawdown #7 is for the payment/performance bond purchased by Tri-Valley Builders, Inc. for the elevator project and, while grant regulations allow payment of this expense, NDED does not consider it an appropriate use of grant funds. If the County chooses to submit a drawdown for this expense it would result in a negative finding for the County when NDED audits the grant. Drawdown #8 is in payment of construction work on the elevator. Following discussion, Cullers moved to disapprove Drawdown #7 in the amount of \$3326 for the payment/performance bond purchased by Tri-Valley Builders and to pay this amount with County funds to be reimbursed with RDLG funds when received, seconded by VanSlyke. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Disapproval of the current Drawdown #7 requires Drawdown #8 to be rewritten as Drawdown #7 to carry forward the correct amounts. A new Drawdown #7 in the amount of \$7461 was presented and approved on motion of Baker, seconded by Vogeler. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Following review of June Claims List and Claims & Balances Report, Vogeler moved to approve the June Claims and Fund Request in the amount of \$611,463.66, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

The County audit as of June 30, 2009 was received from Tonniges & Assoc. and accepted for filing.

Meeting adjourned at 12:30 p.m., to reconvene as Board of Equalization on July 12, 2010 at 7:00 p.m. and on July 13, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the June 29 meeting and an agenda for the July 12 BOE meeting and the July 13 meeting, both regular session and BOE, are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by

members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF EQUALIZATION MINUTES

The Valley County Board of Equalization met in the Courthouse board room on Monday, July 12, 2010 at 7:00 p.m. Present: Cetak, Cullers, Sevenker, VanSlyke, Vogeler, Waldmann; absent: Baker. Clerk verified meeting notice published, agenda posted. Agenda adopted on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: Baker. Sevenker noted Open Meetings Law posted, public copies available. No public comment. Clerk & Assessor were present. Baker arrived at 7:05 p.m.

Protest #20, parcel #880029791, Heidi Darnell & Mathew Veskerna, Ord Original, L2 B44, protest building value \$67,075, request value \$52,920. Darnell and Veskerna present. Their testimony included: increase too high for one year with no improvements, not like new construction, drywall is over old lath & plaster, new windows & siding, new porch, new shingles on porch, bought 2007, sales used for valuation were after purchase date, only 1352 sq. ft. . Assessor, Deputy and Supervisor Cullers viewed home June 29, 2010 and found: purchased for \$69,000, very good condition, no leaks or water problems, deck added in 2009, same sales used for valuation of all properties in county. Assessor noted new depreciation tables caused some property values to increase, some to go down and recommends no change in valuation. Discussion included comparison to other properties. It was decided to table decision on this property until tomorrow's meeting to allow Assessor to figure effect of changing quality from good to average.

Protest #29, parcel #880004809, Curt and Susan Schauer, Pt N2NW4 exc RR ROW; Pt S2NW4 Less canal; less .43 ac to Dept. of Rds, 4-18-13, 69.64 acres; protested value land \$56,070, buildings \$108,130; requested value land \$50,000, buildings \$50,000. Curt and Susan Schauer present. Their testimony included: loss of enjoyment of land use, house valuation down almost \$11,000 from last year, only protesting affect of ethanol plant on value of property, read three planning and zoning regulations that they felt were ignored when plant was built, Susan read her daily journal for the month of March indicating affects of plant, noted health concerns. Assessor, Deputy and Supervisor Cullers viewed property on July 7, 2010. Assessor noted total valuation down \$8080 from last year due to updated depreciation table, have no means of reducing value due to ethanol plant and recommends no change in valuation. Discussion included: sales have not established affect of ethanol plant on property value; Sevenker will write to Orval Stahr, consultant for the County's Planning & Zoning Regulations, for answers to zoning questions. No decision made at this time.

Protest #30, parcel #880005761, Larry O. White, NW4 28-18-13; protested value land \$109,280, requested value land \$91,490. Larry was present. His testimony included: all HEL (highly erodible land), no access to parts of property, losing cows due to water, Mira Creek runs through property, too much water released by Twin Loups, land value should be based on productivity, requests County Board take concerns to State. Assessor recommendation: Larry agrees land use is correct, HEL is not a category used for land valuation, 20 acres is valued as waste land due to the creek, house and outbuilding value was not protested, cannot lower value if land use is correct. Discussion included: the grassland is classified at the lowest level of 4G, Board unaware that Twin Loups can release water on private property, Board will contact Twin Loups for more information. Cetak moved to accept Assessor's recommendation of no change in the 2010 land valuation on parcel #880005761, seconded by Vogeler with the provision that information be sought from Twin Loups. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Protest #19, parcel #880007497, Larry Skrdla, 8.79 acre tract & 2.37 acre tract, N2NE4 2-18-15, protest value land \$26,140, request value land \$10,044, buildings not protested. No one present to testify. Written testimony: land on hill, 8.79 acres not farm land, has been pasture since purchased in 1999. Assessor recommendation: property not farmed, treated as homesite, cannot get FSA certification for pasture until November; recommend no change for 2010, tag to change for 2011 on receipt of FSA certification. Cetak moved to approve no valuation change for 2010, seconded by Waldmann. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Vogeler moved to accept Assessor's recommendation of no valuation change for 2010 for Protest #29, Curt & Susan Schauer, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Protest #21, parcel #880018760, Harry & Tena Walahoski, SE4NE4; E2NE4SW4; SE4 24-20-16, protest buildings value \$47,015, request buildings value \$39,970, land value not protested. No one present to testify. Written testimony: house is 1974 mobile home with addition, basement unfinished, no improvements in recent years. Assessor, Deputy and Supervisor Waldmann viewed the property on July 6, 2010. Assessor recommendation: house in very good condition, some leakage in one corner, basement floor gets damp, 8x14 wood deck has been added but is not on record, valued same as other mobile homes, already in fair quality, cannot justify change to poor quality, owner brought in FSA map showing dry acres changed to grass although land was not protested, recommend add value of deck, change 32.23 acres dry to grass per FSA map, outbuildings remain the same. This brings house to \$45,110, outbuildings \$3,005 and land \$191,135 for total valuation of \$239,250.

Protest #22, parcel #880018732, Harry J. Walahoski, NW4, SW4NE4 24-20-16, protest land value \$110,500, request land value \$90,760. No one present to testify. Written testimony: all dry land farm ground returned to grass. Assessor recommendation: change 16 acres dry to grass per FSA map bringing land valuation to \$106,830.

Protest #23, parcel #880018452, Harry J. Walahoski, SW4 13-20-16, protest land value \$84,680, request land value \$70,240. No one present to testify. Written testimony: pastureland landlocked, no easy access. Assessor recommendation: parcel valued correctly, cannot adjust for access, recommend no change in valuation for 2010.

Cetak moved to accept Assessors recommendation on Protests #21, #22 and #23, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Protest #24, parcel #880032375, James A. Trotter, all lots 5-7, B2, Original Arcadia, protest value buildings \$8690, request value buildings \$1810, land value not protested. No one present to testify. Written testimony: owner has reached agreement to sell property for \$2400 total. Assessor, Deputy, Supervisors Cullers and VanSlyke viewed property on July 7, 2010. Assessor notes: tenant not aware of need to view inside of house so she just told them about it, roof in bad shape and leaks, windows and siding rotten, no insulation, dirt basement with water problems, Trotter to sell for \$2400, storage value not appropriate if tenant willing to buy and live in it; recommend change condition from average to fair plus and quality from fair to poor bringing house value to \$4060, land remains at \$590 for total of \$4650. VanSlyke moved to accept the Assessor's recommendation on Protest #24, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Protest #25, parcel #880029442, Alan Edghill, mobile home only, no land, protest value \$2130, request value \$0. No one present to testify. Written testimony: mobile home was abandoned and has been torn down & opened up. Assessor recommendation: parts of mobile home are still there but not livable, was in storage value, recommend all valuation be removed. Vogeler moved to accept the Assessor's recommendation for Protest #25, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

Protest #26, parcel #880005887, Robert W. Vogeler, S2NE4, E2SE4, W2SE4, N2NE4, E20 rods of SW4 32-18-13, protest value buildings \$16,150, request value buildings \$10,500, land value not protested. No one present to testify. Written testimony: buildings are old and in very poor condition, value should not have been raised. Assessor, Deputy and Supervisor Cullers viewed property on July 7, 2010. Assessor recommendation: tenant showed house, needs lot of repair, owner will not fix or sell the property, tenant likes location, recommends change condition from average to fair plus bringing house value to \$8,825, leave outbuildings at \$2005 and land at \$280,055 for total valuation of \$290,885. Vogeler moved to accept Assessor's recommendation for Protest #26, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Protest #27, parcel #880036829, Stowell Family Trust, Pt SW4 N of river; Pt SW4NE4 4-19-14, 38.14 acres, protest value land \$28,715, request value land \$25,985, buildings value not protested. No one present to testify. Written testimony: all in Wetlands Reserve Program, no grazing or haying allowed. Assessor recommendation: this parcel does not include acres in the Wetlands Reserve Program, 144.25 acres transferred to Wetlands Reserve Program are on parcel #880036888, recommends no change to land or building value for 2010.

Protest #28, parcel #880036888, Stowell Family Trust, Pt SW4 N of river; Pt SW4NE4; NW4SE4 less 40.84 acre tract 4-19-14, 144.25 acres, protest value land \$99,845, request value land \$70,780. No one present to testify. Written testimony: most of land in Wetlands Reserve Program, program restrictions apply. Assessor recommendation: contacted Nebr. Dept. of Revenue regarding valuation of land in Wetlands Reserve Program and found it was correctly valued, recommends no change in value for 2010. Assessor noted that Stowell contacted her regarding withdrawing protests #27 and #28 as he was misinformed about the valuation of land in the Wetlands Reserve Program; however, no written withdrawal was received so protests were heard and acted on.

Vogeler moved to accept the Assessor's recommendation on Protests #27 and #28, seconded by VanSlyke. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Meeting adjourned at 9:05 p.m., to reconvene on July 13, 2010 at 11:00 a.m. as Board of Equalization. Complete minutes of the July 12 meeting and an agenda for the July 13 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on Tuesday, July 13, 2010 at 9:00 a.m. Roll Call: Cullers, VanSlyke, Baker, Vogeler, Cetak, Sevenker, Waldmann present. Clerk verified meeting notice published, agenda posted. June 29, 2010 minutes approved on motion of Baker, seconded by VanSlyke. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Cullers moved to adopt the agenda, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Sevenker noted Open Meetings Law posted, public copies available.

Larry Proskocil and Eugene Bredthauer signed up for public comment. Proskocil complained about the amount of musk thistle in his area, on 812<sup>th</sup> Road between 472<sup>nd</sup> and 470<sup>th</sup> Ave. He has called Weed Supt. Kaminski but received no response. Too late to address now, VanSlyke recommends ask Kaminski to request landowners spray in the fall. Bredthauer complained about the road at Clements corner, it is too wide and needs a higher crown to drain the water. Cetak noted a complaint from Dick Peterson about this road. Road Supt. Meyer will look at it.

Road Supt. Meyer recommended approval of refunding Easement 09-291 for W.O. Zanger & Sons Inc/Agland Electric. Cetak moved to approve refund of Easement 09-291, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Discussed gravel bids received on June 29, 2010. Ulrich Gravel, Inc. was the only bidder. Jeffres Sand & Gravel, Inc. misread the ad and thought bids were due on June 30. County Attorney's written response advised the county is not required to bid gravel unless it is for a single project over \$60,000, for yearly general maintenance it can be purchased on the open market. Meyer said the reason for bidding gravel is to set a price for the year. Multiple bids have been accepted in the past. He said it does save the County money to use Jeffres for areas closer to Garfield County, if not in product, in time and mileage. Meyer said he has been keeping some gravel on hand and Board agreed that is a good idea. Following discussion, Waldmann moved to accept the gravel bid from Jeffres and leave to Meyer's discretion which supplier is used for specific projects, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: Vogeler. Absent: none. A letter will be sent to Ulrichs regarding this discussion.

Meyer's general report included: still fixing flood damage; new vehicle lift installed; having issues with bridge approaches due to rain and ground water; Round Barn and Springdale Road are rough; working on safety audit recommendations, so far only estimate received is Rick's Electric; will do written employee evaluations and raises will be based on work performance; City of Ord asked to purchase part of windrow, City will pay for 1 load of oil and will get about  $\frac{1}{2}$  of windrow; talked to NEMA Reps last Tuesday, biggest issue is getting President to declare disaster in Nebr., relief fund is at zero until Congress appropriates funds and there are unpaid bills from earlier disasters; may not get bridges built before winter depending on weather, not sure how shoo flies will hold up; continue to keep track of time until FEMA/NEMA closes the disaster incident; Corp of Engineers will decide size of bridge needed.

Caleb Pollard, Executive Director of Valley County Economic Development reported: some funds other than NEMA or FEMA are available to villages and cities; sales tax loan program has been used by new North Loup business; meeting held with LVRPP and Nebr. PP to discuss wind power development in Valley County, 2 viable locations in County, one is near Arcadia, will be researched and discussed with Village Board; Wildlife Workshop is opportunity for business development, Calamus Outfitters has this and brings in international tourists; CCC has tripled enrollment, first live-talk course will be held this fall, hope to retain and attract young people, face book is effort to connect with young people; summer photo contest is on face book; New Neighborhood in full gear, phase 1 bids out, phase 2 & 3 early spring 2011; closing out home rehab grant; publisher behind with tourism guide booklet, not in favor of regional guide, rather make website better; USDA Rural Development and CDBG has disaster funds available.

Chuck Fuhrer of LVRPP reported paperwork complete and RDLG funds are now available to the County. To receive funds County must provide copies of invoices for work begun after April 1, 2009 that is within the "scope of work" listed on the loan application. Fuhrer will request the funds from USDA. These funds can be used to reimburse

the County for paid project expenses or pay new project expenses. Merci Suarez of the Nebr. Dept. of Economic Development has indicated that RDLG loan funds will count as County match on the CDBG grant for the elevator.

Meeting recessed at 10:15 a.m. and reconvened at 10:25 a.m. with all members present.

Treasurer Suminski's report: Month End Fund Balance shows \$220,497.94 General, \$47,034.14 Road, Visitor Promotion \$3799.63, Visitor Improvement \$10,041.22, Inheritance Tax \$683,020.05, Courthouse Bond \$83,013.24; Drug Law Enforcement Fund has balance of \$775.73, need to budget to spend it in next FY, was collected through Sheriff's Office some years ago but has never been budgeted; discussed if prepaying bond payment is allowed, would need to have at least 2 years worth; fire levy donations collected to date total \$2700; Parking signs requested by County were approved by the City and put up last Friday; Semi-Annual Fund report was presented in summary and detailed form, the summary will be published in this week's Quiz; State Assistance Comparison Report was presented, noted LB218 effective next July combines State Aid, Property Tax Relief and Jail Reimbursement into one amount based on valuation, minimum is \$30,000; the Misc. Receipts Folder is available for review.

County Clerk and Clerk of District Court Fee Reports for June, 2010 were reviewed.

No one appeared from the Valley County Airport for discussion of the Partial Assignment of Water Contract. Baker will contact Dave Williams to see if someone from the Airport Board can attend the next County Board meeting.

Letters were reviewed from District Court Judge Noakes and County Court Judge Brodbeck in response to the County's request for information on the process used to determine if a court appointed attorney or guardian ad litem is needed and if bills turned in by the appointed attorneys are justified. The Judges noted the circumstances under which an attorney is appointed and the guidelines for verifying financial information and reviewing attorney fees.

The Extension Office Employment Agreement for sharing an employee between counties requested by Kayla Hinrichs was not approved by the Greeley County Board; therefore, no employee will be shared.

Color choices for counter top and walls in employee break room were reviewed. The Board indicated their preference was for the darker counter top (mineral jet) and they felt the employees could choose the wall color.

Claims and Fund Request for the July BCBS premium in the amount of \$27,830.36 and the claim and Fund Request for payment of \$7461 to Tri-Valley Builders upon receipt of CDBG grant funds requested through Drawdown #7 were approved on motion of Vogeler, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

Regarding notice received from hospital that they will not accept Medicaid rate of payment for blood/alcohol tests, County Attorney Clark advised that the County pay the full amount of the tests and make sure this information is provided to his office so these charges can be added to the Court costs charged to the defendant. Clark also noted that the Sheriff has a breathalyzer machine which could be used instead of a blood test. A fee would be charged for the breathalyzer test and those fees could be used to pay for blood/alcohol tests when required.

Board of Equalization convened at 11:00 a.m. on motion of Waldmann, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Assessor & Clerk present.

Protest #20, parcel #880029791, Heidi Darnell & Matthew Veskerna, Ord Original, L2 B44, protest value buildings \$67,075, request value buildings \$52,920, land value \$3290 not protested. Heidi and Matthew were present. Protest tabled from June 12 to allow Assessor to figure value using average quality, which brings building value to \$54,820 for total value of \$58,110. Cullers moved to change quality to average for total value of \$58,110, seconded by Vogeler. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Protest #9, parcel #880035721, David & Amy Mazankowski, Pt SW4SW4 W of MLPP canal 32-17-15, 6.85 acres, protest value land \$3785, request value land \$1849. No one present to testify. Written testimony: about 1.5 acres pasture; remainder waste land, under water. Assessor recommends: 1.5 acres grass, 4.35 acres waste, 1 acre road for total value of \$2,215; Mazankowski's requested \$1849 value is 75% of total value, but this percentage is reflected in the \$2,215 valuation. VanSlyke moved to accept Assessor's recommendation of land value \$2215 on Protest #9, seconded by Baker. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Gary Ackles, Protest #10, parcel #880005068, Pt WSW4 less hwy ROW & T/O canal, less 5.75 ac NDOR, 11-18-13, 38.36 ac, protest value land \$33,510, request value land \$25,945. Protest #11, parcel #88005194, N2NW4 less canal, RR & hwy ROW, less 1.11 ac NDOR, 14-18-13, 69.15 ac, protest value land \$99,605, request value land \$94,525. Protest #12, parcel #880004998, NE4 lying S&W of hwy ROW, less 7.48 ac NDOR, 10-18-13, 10.62 ac, protest value land \$85,380, request value land \$75,165. Gary Ackles present. Written testimony: Protest #10, why did value raise 29.15% in one year; dry land in small tracts divided by canal, road and creek taxed same rate as large fields; NDOR installed 3 10' culverts replacing 2 6' culverts causing 12' creek to be more than 70' across, is now a bog. Protest #11, 5.37% increase, land value not comparable due to small cut up pieces, RR, irrigation ditch, roads, very hard to farm. Protest #12, 13.6% increase, not worth that much, will not produce at that level, hill tops & pasture. Would like to see change from use of market value and sales to figure valuations. Discussed inviting Kate Sullivan to Board meeting. Assessor recommends: land use on all three parcels is correct, values meet percentage required for ag land and are based on same criteria county-wide, no change recommended for 2010 values on parcels #880005068, #88005194 & #880004998. VanSlyke moved to accept the Assessor's recommendation on Protests 10, 11 and 12 for Gary Ackles, seconded by Vogeler. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Protest #13, parcel #880030422, Laurel Wolf, North Loup Babcock's 2<sup>nd</sup> Add, all L3-4 & 6X24 abandoned alley, protest value buildings \$25,100, request value buildings \$22,185, land value not protested. No one present to testify. Written testimony: friends I asked all had theirs reduced, why should mine go up \$5,000 +? Assessor and Deputy viewed property on June 21 and found house in excellent condition, all information accurate. Assessor recommends: no change in 2010 valuation. Vogeler moved to accept Assessor's recommendation on Protest #13, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Protest #14, parcel #880022309, Alan Anderson, Ord Original, W3' L3; L4 B54, protest value buildings \$46,030, request value buildings \$26,710, \$3290 land value not protested. No one present to testify. Written testimony: purchase price \$19,200, garage roof & wall, water in garage because of driveway, kitchen roof, plumbing, dishwasher frozen, mold in basement, vanity drywall, siding, sidewalk. Assessor, Deputy, and Supervisor Sevenker viewed property on June 29 and found: working on house since purchased in April, much left to do. Assessor recommends: give house functional depreciation until renovation completed, bringing building value to \$27,465 for total value of \$30,755.

Protest #15, parcel #880020916, Alan Anderson, Ord Original L4 B26, protest value buildings \$46,030, request value buildings \$26,710, \$3290 land value not protested. No one present to testify. Written testimony: purchase price \$27,000, roof & siding needs replaced, garage in poor repair and very small, plumbing & vanity on 3<sup>rd</sup> floor, window broken. Assessor, Deputy and Sevenker viewed property on June 29 and found that it needs a lot of work. Assessor recommends: change quality from good to average and put a functional depreciation on it until renovation is completed, bringing house value to \$26,910 for total valuation of \$30,200.

VanSlyke moved to accept the Assessor's recommendation for Protest #14 and #15, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Protest #16, parcel #880029918, State Bank of Scotia, PL1, B2, Original North Loup, protest value land \$420, buildings \$37,790, total value \$38,210, request value total \$20,000. No one present to testify. Written testimony: purchased July, 2008 for \$28,000, money spent by owner mostly basic maintenance, property listed for sale for over a year, present price \$22,000, no offers, deterioration due to vacancy/neglect. Assessor, Deputy and Supervisor Cullers viewed property July 7 and found: basic building with one room, few kitchen cupboards, shower & toilet, no sink, used as residence for a while, now is office. Assessor recommends: change code from apartment to office building bringing building to \$21,530, land \$420, for total valuation of \$21,950. Baker moved to accept the Assessor's recommendation, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. Abstain: Vogeler, due to financial interest in building. No: none. Absent: none.

Protest #17, parcel #880020405, Ted Kastler, Ord Original L3&4 B17, protest value buildings \$90,710, request value buildings \$67,060, \$6580 land value not protested. No one present to testify. Written testimony: no improvements; current market does not support increase. Assessor, Deputy and Supervisor Cullers viewed property on

July 6, 2010 and found: no recent updating, house solid and in good condition, unfinished basement with some water in south part, exterior needs paint. Assessor recommends: condition remain the same, is in fair quality already cannot justify lowering that, put percentage on garage built in 1986 bringing house value to \$75,030, garage \$7,315, land \$6,580 for total valuation of \$88,925. Cullers moved to accept the Assessor's recommendation, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Protest #18, parcel #880001281, Nancy & Dick Bentley, written withdrawal received from filer.

For the Board's information Notices of Valuation Change were presented for parcel #880036872, Jean M. Blaha Trust due to correction to remove prior year tax roll up and parcel #880020545, Petska Backhoe & Plumbing Inc. due to purchase changing property from tax exempt to taxable.

VanSlyke moved to go out of Board of Equalization, seconded by Baker. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Current Expenditures Summary for June 30, 2010 was reviewed.

Proposed budget calendar reviewed. VanSlyke moved to set special meeting for Monday, August 9, 2010 at 7:00 p.m. to review FY 10 -11 budget requests, seconded by Baker. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Following discussion, Board agreed it would be advisable to budget to transfer funds from Grant fund in order to allow reimbursement of the Inheritance Tax Fund for renovation expenses.

Notice of Public Hearing for proposed redevelopment plan for purposes of Community Development Law noted.

Region 26 budget information for FY 10-11 and the County's share was discussed. VanSlyke, County Rep on the Region 26 Board, said Valley County's share is higher than he would have liked but he believes the formula is more fair than it was. It is now based 50% on population and 50% on usage. The city & village costs are not broken out but are part of the county billings. The counties can collect from the cities &/or villages if they choose to. Revenue is down due to fewer land lines. Custer County has pulled out of Region 26.

The new NIRMA Policy Manual and Advisory Notices regarding policy changes and the Region 3 letter regarding EPC charges were reviewed. The discussion of developing job descriptions, performing written employee evaluations and Consulting County Attorney before disciplining/terminating employee will be continued at a future meeting.

Mail folder items available for review: CNCS Newsletter, USDA Newsletter, CCC Newsletter, Chamber/ED Report, NIRMA Self Defense Course, NIRMA los report, Wozab thank you, NLRPP&I 2010 Irrigation Rules Taylor-Ord Canal, Loup Basin RC&D Newsletter.

Meeting adjourned at 12:30 p.m., to reconvene on July 27, 2010 at 9:00 a.m. in regular session. Complete minutes of the July 13 meeting and an agenda for the July 27 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session in their Courthouse meeting room on Tuesday, July 27, 2010, at 9:00 a.m. Roll call: Cetak, VanSlyke, Cullers, Baker, Waldmann present; Sevenker absent. Vice-Chairperson Cullers chaired the meeting. Clerk verified meeting notice published, agenda posted. Minutes of July 12 and July 13, included in the packets, were approved on motion of VanSlyke, seconded by Baker. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, VanSlyke, Baker. No: none. Absent: Sevenker. Cullers noted the Open Meetings Act is posted and public copies are available.

Larry Proskocil offered public comment to say that he had not received any response from his public comment at the July 13 meeting regarding the amount of musk thistle in his area, 812<sup>th</sup> Road between 472<sup>nd</sup> and 470<sup>th</sup> Ave. VanSlyke said he would call Weed Supt. Kaminski to find out what has been done and will let Proskocil know.

Road Supt. Meyer gave the July Road Claims & Balances report totaling \$120,942.57. He said \$3633.33 overtime was paid in July and the larger expenses were diesel, parts, repairs, asphalt oil, barricades, grader payment, oil & gravel.

Meyer reported the need to revise the 1 & 6 Year Plan to add two bridge projects to the 1 Year Plan, C88-266B and C88-267B, both of which must be replaced due to flood damage. The State DOR must approve a revision of the plan and require a resolution and Form 10 Notification with a map, both presented for the Board's consideration. Following discussion, Waldmann moved to approve Resolution 10-14 to add bridge projects C88-266B & C88-267B to the County's 1 Year Plan, seconded by Vogeler. Carried. Yes: Vogeler, Cetak, Cullers, VanSlyke, Baker, Waldmann. No: none. Absent: Sevenker. Baker asked about salvage of the Bean Creek bridge for resale and Meyer said they try to salvage what they can for County use but that they do sell salvaged bridge planks.

Meyer said if the Board is serious about upgrading the motor grader fleet he would like to set a bid date of August 10 at 9:30 a.m. to open bids for a new motor grader. This would allow the bids to be reviewed before the new FY budget is set. The last payment will be made this year for the 2007 motor grader. The two oldest graders are 1987 and 1989. The trade in allowance for the '87 is \$20,000, if the transmission should go out it would cost that much to repair. Baker moved to set August 10, 2010 at 9:30 a.m. as the date and time to open bids on a new motor grader, seconded by VanSlyke. Discussion included: purchase through lease program, 12 motor graders currently in fleet, oldest are 1987 & 1989, then 1991 & 1992, newest is 2007. Motion carried. Yes: Cetak, Cullers, VanSlyke, Baker, Waldmann, Vogeler. No: none. Absent: Sevenker.

Meyer's General Report included: overlaid Springdale Road, fixed bridge deck by Manny Sich's; will continue overlay on Sargent Road when next windrow is ready; will attend meeting on 29<sup>th</sup> to assess needs & damages related to Federal disaster declaration for Nebraska; will attend NIRMA class August 5 & 6 on management and personnel skills; fixing storm damaged roads on east river, hauling dirt; bridge east of North Loup should be done in a couple of days; has heard a petition will be presented to Ord City Council requesting 4-way stop signs on all intersections from County shop to highway and lower speed limit to 15 mph, there is a lot of traffic in this area due to school buses, REA and County shop but stopping at every intersection will create a problem, his drivers try to be cautious and don't speed, thinks will be on August 2<sup>nd</sup> Council meeting agenda. Vogeler asked about culvert for Gary Cadek and driveway damage for Chuck Lundstedt; Jay said Cadek purchased a culvert the County will install in next couple of weeks, and he will look at Lundstedt's driveway.

July Claims & Balances Report was reviewed. Clerk was requested to ask Public Defender Gary Peterson to provide either a written or verbal report of his activities. Vogeler moved to approve the July Claims and Fund Request in the amount of \$378,675.31, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Waldmann, Vogeler, Cetak, Cullers. No: none. Absent: Sevenker.

County Attorney Clark reported that on further consideration it is his opinion that the County is entitled to the Medicaid rate for blood alcohol tests.

Budget Accountant Chuck Abel provided information on the County's FY 10-11 budget based on the preliminary budget requests of the Officials and Dept. Heads and valuation and revenue estimates. Subdivisions requesting levy authority from the County must do so by August 1. Abel suggested the Board set the subdivision levy authority and notify them early enough to give them time to override it if they need to. The Board agreed to either set the levy authority or provide a preliminary levy notice that may be subject to change after their August 10 meeting.

Airport Authority Board Member Dave Williams appeared to discuss the Partial Assignment of Water Contract submitted for County approval by NLVPP & Irrig. District for land purchased from Alvin Moudry. Williams said all water rights have been retained on land owned by the Airport. Vogeler moved to approve the Partial Assignment of Water Contract for the land purchased from Alvin Moudry, last assumption Misc. Book 29, page 509, seconded by VanSlyke. Carried. Yes: Baker, Waldmann, Vogeler, Cetak, Cullers, VanSlyke. No: none. Absent: Sevenker.

Supervisor VanSlyke left the meeting at 10:15 a.m.

CDBG grant 08-PW-007 drawdown #8 in the amount of \$4545 and #9 for General Administration in the amount of \$2000 were approved on motion of Vogeler, seconded by Baker. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, Baker. No: none. Absent: Sevenker and VanSlyke.

The proposed FY 10/11 budget for Probation District 8 and a letter from MGT of America regarding a cost allocation plan were reviewed. The Probation budget was substantially less than last year. The Clerk noted the county has worked with MAXIMUS for a cost allocation plan for a number of years and has been satisfied with their service.

County Attorney Clark appeared to report his approval of the new contract proposal from Berggren Architect to meet the CDBG grant requirement to pay him a set fee rather than a percentage of the project cost.

The meeting recessed at 10:30 a.m. and reconvened at 10:40 a.m. with Sevenker & VanSlyke absent.

Sheriff Hurlburt presented a written report of activities for June 2010. Discussion included: Nebr. license plates can be checked through his office, out of state plates must go through Region 26; more civil papers to serve now than in the past; expressed safety concern with fire escape stairway, asked if it could be gated, will check with architect.

Discussed application process for RDLG loan funds and the need to budget for repayment of those funds.

Board of Equalization convened at 11:05 a.m. on motion of Waldmann, seconded by Baker. Carried. Yes: Cetak, Cullers, Baker, Waldmann, Vogeler. No: none. Absent: Sevenker, VanSlyke. Assessor and Clerk were present.

Notices of Rejection of Homestead Exemption for Gordon Strong due to failure to file income statement and Joe & Minnie Hosek due to failure to occupy from 1/1/10 to 8/15/10 were approved on motion of Baker, seconded by Vogeler. Carried. Yes: Baker, Waldmann, Vogeler, Cetak, Cullers. No: none. Absent: Sevenker, VanSlyke. Tax List Correction for Gerald W. & Lavonne R. Schmitt for sale of a mobile home to Jack Reineke was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, Baker. No: none. Absent: Sevenker, VanSlyke.

The Board moved back into regular session on motion of Waldmann, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, Baker. No: none. Absent: Sevenker, VanSlyke.

Jerry Berggren appeared to discuss his proposed new contract to comply with CDBG regulations requiring payment of his fees for the elevator to be a set amount rather than a percent of the project cost. Berggren said he felt it was best to prepare a new contract for the elevator and fire sprinkler projects since they were bid together and amend the original contract to remove those two projects. He presented a proposal for a new contract covering the elevator and fire sprinkler. The new contract lists a "fee not to exceed" of \$84,240 which he explained he does not expect to receive that amount but it is meant to cover expenses and unknown costs that may arise. It also includes a required initial payment of \$54,068.51 which he said is the amount he has already been paid for these projects. Berggren said it is his intention that his fees total the same as they would have under the original contract. CDBG regulations also require that HUD form 4010 be included in the Tri-Valley Contract and Berggren will work with Tri-Valley to amend their contract to include this form. Berggren noted that he has experience with CDBG funded projects as his company did the Brownville Opera House which was funded by CDBG. The original contract cost for each project: elevator \$264,960, fire

sprinkler system \$203,040, fire escape \$96,000; plus a tuckpointing estimate of \$53,000; and 20% for contingencies brings the total project costs to \$740,400. Elevator project Change Order #1 for the purpose of extending the contract substantial completion date 28 days listed a date of October 28, 2010 which was in error, the correct date being December 7, 2010. The date was corrected to December 7, 2010 and initialed by Berggren, Canfield (Tri-Valley) and Cullers (County) and Change Order #1 was approved on motion of Waldmann, seconded by Baker. Carried. Yes: Waldmann, Vogeler, Cetak, Cullers, Baker. No: none. Absent: Sevenker, VanSlyke. The Board agreed to the proposed contract form and terms presented by Berggren. He will prepare an official copy, have it reviewed by DED for compliance with CDBG requirements and then bring it to the Board for their official approval.

Mail Folder items available for review: NPAIT Newsletter, Wozab Thank You, Lower Loup NRD Newsletter, Loup Basin RC&D Newsletter.

At 12:10 p.m. the Board adjourned to the jail for the quarterly inspection after which the meeting was adjourned to reconvene on August 9, 2010 at 7:00 p.m. for the FY 10-11 budget meeting and August 10, 2010 at 9:00 a.m. in regular session. Complete minutes of the July 27 meeting and an agenda for the August 9 and 10 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.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in special session at 7:00 p.m., Monday, August 9, 2010 in their Courthouse meeting room to consider the FY 10-11 budget and subdivision levy authority requests. Roll call: Cullers, Vogeler, Baker, Sevenker, Waldmann, Cetak, and VanSlyke present. Clerk verified meeting notice published; agendas posted. Agenda adopted on motion of Cullers, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Sevenker noted: Open Meetings Law posted, public copies available. Present for discussion: Chuck Abel, Budget Accountant; Jenette Lindsey, Clerk; Ron Wolf, Twin Loups Reclamation District; Terry Christensen, Loup Valley Ag Society; Kristy Hagstrom, Ord Township Library; Darrell Kaminski, Weed Supt.; John Bendykowski, Custodian; Janet Suminski, Treasurer; Pam Arnold, Assessor; Jay Meyer, Road Supt.

County budget accountant Chuck Abel reviewed the information he had presented at the July 27 Board meeting, noting he estimated receipts and disbursements for FY 10-11. The estimated cost of the Courthouse renovations is about \$590,000 including \$162,194 which has already been spent. The levy for each taxing district within the County cannot go over \$.50. Bonded indebtedness does not count against the levy. It may be to the County's advantage not to reimburse the Inheritance Tax Fund for Courthouse renovation costs.

Discussion inculded: Twin Loups Reclamation District levy request has been the same amount since 1991 or 1992, County funds are used for safety training and habitat issues, water charges are used for operating expenses; Loup Valley Ag Society levy request increased by \$5000 due to better insurance coverage which costs more and they are looking at electrical upgrade; Ord Township Library needs much repair as well as new heating/air conditioning and sidewalk repair; Weed budget request was just under last year's; Building & Grounds budget was discussed as well as snow removal; Treasurer budget increase primarily due to moving employee raises from December to November, the goal is to move back one month each year until all County employee raises are given in September; Assessor budget includes reappraisal fees for commercial properties county-wide, residential properties in North Loup & Elyria, assistance of appraiser Larry Rexroth for depreciation tables, etc., employee raises in November, GPS maintenance fees were waived for another year as system is not completed; Road Dept. budget includes raises of 2.5% to 3.5% based on job performance, increased amounts for overtime, parts, labor, asphalt, gravel, lower amount for grader blades, need to replace old pickup and need heavier tractor to pull belly dump trailer, engineer fees required for replacement of 2 bridges washed out by flood, nothing budgeted for the bridges, unsure of FEMA or NEMA assistance for bridges, meeting with engineer tomorrow so will have better idea of cost, if something has to be cut recommends gravel and asphalt, noted that roads are county's biggest infrastructure, asphalt roads are expensive to maintain and the County has 60 miles of them, importance of maintaining updated fleet.

Supervisor Vogeler left the meeting at 9:00 p.m.

Further discussion included: buying equipment with Inheritance Tax funds, not reimbursing Inheritance Tax Fund for renovation expenses, budgeting an amount for replacement of the 2 bridges to allow the county to spend any FEMA or NEMA funds that are received.

Supervisor Baker left the meeting at 9:40 p.m.

A special budget meeting was set for Monday, August 23, 2010 at 7:00 p. m., the Clerk will advertise it.

Meeting adjourned at 10:00 p.m., to reconvene on August 10, 2010 at 9:00 a.m. in regular session. Complete minutes of the August 9 meeting and the agenda for the August 10 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

Valley County Board of Supervisors met in regular session in their Courthouse meeting room Tuesday, August 10, 2010, at 9:00 a.m. Roll call: Baker, Cetak, Cullers, Sevenker, Van Slyke, Waldmann present; Vogeler absent. Clerk verified meeting notice published, agenda posted. Minutes of July 27 approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, Van Slyke, Baker. No: none. Absent: Vogeler. Agenda adopted on motion of Baker, seconded by Cetak. Carried. Yes: Waldmann, Cetak, Sevenker, Van Slyke, Baker, Cullers. No: none. Absent: Vogeler. Sevenker noted Open Meetings Act posted; public copies available. No public comment.

On recommendation of Road Supt. Meyer, refund of Easement 09-292 for Tony McCarville was approved on motion of Cetak, seconded by Van Slyke. Carried. Yes: Cetak, Sevenker, Van Slyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Easement 10-307 for Source Gas was approved as recommended by Meyer on motion of Waldmann, seconded by Cullers. Carried. Yes: Sevenker, Van Slyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

Meyer's report included: North Loup bridge done and reopened to traffic; Cadek culvert installed; bridge repair cost \$60,000 and did not require engineer, replacing bridges will require engineer and environmental study for a much higher cost; maintaining and hauling gravel; patching on Sargent Hwy; will mix 2 more windrows; should have firmer cost numbers on replacement of the 2 bridges after meeting with engineer today and will provide this information to Abel for budget; Meyer is aware of need to clean road ditch and raise road between Masin and Duda properties, will look at ditch near Bill Lueck property; explained can only have 4' of fill over shoo fly culverts; discussed if replacement of bridges needs to be budgeted this year.

As advertised, motor grader bids were opened at 9:30 a.m. and read by the Clerk in the order in which they were received. Noland Rockey of Murphy Tractor and Edward Bomar of Nebr. Machinery were present. Nebr. Machinery bid a model 140M Caterpillar, \$223,931.57 base bid with \$27,600.00 trade-in allowance for total cost of \$196,331.57. Murphy Tractor bid a model 770GP Deere, \$231,572.00 base bid with \$22,750.00 trade-in allowance for total cost of \$208,822.00. Each representative spoke about their machine.

Meeting recessed at 10:30 a.m., reconvened at 10:40 a.m. with all members present except Vogeler.

Sheriff Hurlburt was present for discussion of the Distress Warrants so Treasurer Suminski's report was heard at this time. The Treasurer's report of Distress Warrants noted that 16 were delivered to the Sheriff for collection on November 2, 2009 as required by law for a total delinquent amount of \$13,485.47 and listed those returned uncollected. The Sheriff's Annual Distress Warrant Report for FY 2008/2009 indicated 16 received, 8 returned satisfied, 1 partial payment for a total of \$2944.11 collected and turned over to the Treasurer. The 7 uncollected Distress Warrants and the 1 partial payment were listed with the reason for non-collection or the notation that payments will be made.

Treasurer Suminski presented the Month End Fund Report showing fund balances and collections for July. Suminski reported release of pledge securities dated 4/05/10 and 4/19/10 and a new pledge security dated 8/2/10 to replace the old pledge security dated 1/5/10. The Treasurer's Office will begin accepting credit card as soon as an agreement is finalized. They will need to purchase keyboards at \$130 each to electronically read the cards. Fees will be charged to the customer and the Treasurer's office will inform customers of the extra charge. There will be no cost to the County. The Misc. Receipts folder is available for review.

At 11:00 a.m. the Board of Equalization convened on motion of Waldmann, seconded by Baker. Carried. Yes: Van Slyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. Assessor and Clerk were present.

Assessor Arnold presented the 2010 Plan of Assessment and two Notices of Rejection of Homestead Exemption, one for Loretta Belgram and one for Marvin Collins because they did not meet the requirement of owning and occupying between January 1, 2010 and August 15, 2010. No action was required by the Board.

Regular session reconvened on motion of Waldmann, seconded by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, Van Slyke. No: none. Absent: Vogeler.

Nebr. Machinery representative reported that to receive a multiple machine discount the County must purchase 4 or more machines. Meyer reported that County Attorney Clark said the bid advertisement does not specify a number of graders so the County can purchase more than one if they so choose. Following discussion, Cetak moved to purchase the CAT for \$196,931.57, financing to be worked out later, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

At 11:40 a.m. the Board, Canfield of Tri-Valley Builders and Zettler of Berggren Architects, participated in a walk-through of the renovations. Meeting reconvened at 12:20 p.m. with all members present except Vogeler.

Financing of the new motor grader was discussed. Treasurer Suminski reported that a NACO lease/purchase through Ameritas requires a 2% fee but the current interest rate is 1.3% for 3 years, 1.8 % for 4 years, 1.95% for 5 years. Payments can be annual or semi-annual. Meyer said he talked to the engineer today and replacement cost of the two bridges should be less than he thought. He now estimates \$450,000 to \$475,000 rather than \$750,000. Following discussion, Waldmann moved that the County pay \$46,331.57 down on the motor grader and finance the remaining \$150,000 with a NACO lease/purchase agreement through Ameritas using the 4 year option at 1.8% interest (or current rate at time of agreement), with an annual payment, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Suminski reported the first payment is due 1 year after the agreement is signed.

Budget discussion will be continued at a special meeting to be held August 23, 2010 at 7:00 p.m. Cullers moved to set the Budget Hearing for FY 10-11 at 10:00 a.m. and the Special Hearing to set Final Tax Request for FY 10-11 at 10:15 on September 14, 2010, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler.

The new Berggren contract and the amendment to the Tri-Valley Builders contract to meet CDBG grant regulations have not yet been approved by the Nebr. Dept. of Economic Development. It appears that the elevator shaft issues have been resolved.

BCBS claims & Fund Request in the amount of \$28,382.79 were approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

The Elyria Village Treasurer's bond was approved on motion of Baker, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

The Central District Meeting on Sept. 16 in Grand Island is to be included on the next meeting agenda.

There were no Committee or Representative reports. Mail Folder items available for review: Rep. Adrian Smith letter, Ord Chamber/ED Newsletter, American Funds Semi-annual Report.

Meeting adjourned at 1:00 p.m., to reconvene on August 23, at 7:00 p.m. regarding the 10/11 budget and on August 31, at 9:00 a.m. in regular session. Complete minutes of the August 10, 2010 meeting and an agenda for the August 23 and 31 meetings are available for public inspection in the office of the County Clerk.

I, the undersigned Deputy County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

Valley County Board of Supervisors met in special session to consider 2010-2011 budget and subdivision levy authority requests at 7:00 p.m., Monday, August 23, 2010 in their Courthouse meeting room. Roll call: VanSlyke, Waldmann, Cullers, Baker, Cetak, Sevenker, Vogeler. Clerk verified meeting notice published, agenda posted. Agenda adopted on motion of Cullers, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Sevenker noted Open Meetings Law posted, public copies available. There was no public comment. Also present were Accountant Chuck Abel, Ord Township Library Director Kristy Hagstrom and County Road Supt. Jay Meyer.

Discussion included: preliminary estimates of revenue and expenditures indicate a \$436,209 deficit at the end of FY 10-11; \$60,000 loan to Loup Valleys Rural PP and \$36,000 payment on the RDLG no interest loan were not included in the estimates; Abel advised that not replacing \$166,000 to the Inheritance Tax Fund would lower the estimated deficit and that his revenue estimates are low so could be raised; if the County levy remains the same as last year the Ord Township Levy authority request of \$123,000 would exceed the allowed levy limit in some taxing districts; a one cent raise in the County levy would gain about \$50,000 in revenue; last year's revenue is inflated due to the inclusion of jail reimbursement payments from the previous year, a double payment from Ord City for the Partial Communications Consolidation Agreement, and accelerated taxes paid due to sale of ethanol plant; possibility of charging employees for a portion of their health insurance; Road budget requests are up due to need to replace 2 bridges washed out by flood, replace outdated motor graders, cost of asphalt to retain paved roads; Meyer offered to cut \$5,000 from parts, \$20,000 from asphalt, \$7,000 from culverts, \$10,000 from gravel, \$5,000 from fuel, \$1000 from radio equipment and noted the \$13,500 correction for flares and the \$35,000 for the motor grader would not be needed until next FY; Misc. General could be lowered by \$30,000 for the office visit co-pay and deductible buy-down line-item and made up through Inheritance Tax if necessary; Clerk is to check with VSO Walt Smith regarding the County paying half of the email costs for his office, discussed cutting \$1200 request for clerical as it was not used last year; raising the levy by 1.5 cents would generate \$75,000 but would also lower allowable amount for Ord Township, Director Hagstrom said they could make it through one more year if they received at least as much as they did last year \$68,695; Abel advised the Board would have to cut the request of one of the other subdivisions appearing in the Ord Township tax district (Airport, Twin Loups, Ag Society, Ord FD) in order to increase the amount allowed to Ord Township; cutting the Airport request from \$60,000 to \$20,000 would allow Ord Township to receive about \$68,464.

Following discussion no formal action was taken but the Board agreed that: \$166,000 would not be reimbursed to the Inheritance Tax Fund; the Road budget would be lowered by \$96,500 as noted above and Inheritance Tax Funds would be used to purchase a pickup and truck; the Misc. General would be lowered by \$30,000 as noted above; VSO budget would be lowered by \$240 (1/2 cost of email); estimated receipts would be increased; county levy would be raised from .385 to .40 providing \$75,000 additional revenue; the Airport would be allowed \$20,000 and Ord Township \$68,464. These changes would bring the projected deficit in General Fund to about \$19,000. Further discussion will be held at the regular meeting on August 31.

Supervisor Vogeler left the meeting at 8:45 p.m.

Meeting adjourned 9:00 p.m., to reconvene August 31, 2010 at 9:00 a.m. in regular session. Complete minutes of August 23 meeting and agenda for August 31 meeting are available for public inspection in office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, August 31, 2010 in the Courthouse Boardroom. Roll call: Cetak, Sevenker, Vogeler, Waldmann, VanSlyke, Cullers and Baker present. Clerk verified meeting notice published, agenda posted. Minutes of August 9 & 23 budget meetings and August 10 regular meeting approved on motion of Baker, seconded by Cullers. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Cullers moved to adopt today's agenda, seconded by Waldmann. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Chairman noted Open Meetings Act posted, public copies available. Public comment was offered by Terry Christensen who provided a written and oral report on the 2010 Loup Valley Livestock Challenge held at the Valley County Fairgrounds on August 21 and 22. This is a unique show in which Grand Champions from fairs in any Nebraska county compete. One hundred fifteen exhibitors from 31 Nebraska counties brought 164 entries. Loup Valley Ag Society sponsors the competition in conjunction with many other local businesses which he listed. Many favorable comments were received about the competition, the facilities and the local area. Christensen thanked the County Board for their support.

Joyce Seward and Ashley Woodward presented an update on the new hospital building and the hospital financial/statistical reports for June and July. Seward reported on the building: most areas completed, no outside help will be hired for the move which will be coordinated by Larry Proskocil, main hallway not completed due to problem with vinyl wall covering, Fire Marshall and electrical inspector on site every day, IT servers completed, will be operating within week to 10 days, equipment is arriving, bids will be taken for Long Term Care kitchen remodel and Koelling funds will be used for that, laundry is now sent out as is cheaper than installing laundry facility in new building and new regulations make it more difficult and expensive to do, laundry employees were offered other jobs in housekeeping. Woodward reviewed the written financial and statistical reports for June and July: auditors were there first week in July and will present their report in October, June volume down, average daily census up, last year auditors found Medicare and Medicaid estimates were not conservative enough, this year they found them too conservative, salary and benefit expenses are up partially due to training on new system, operating expenses are in line with budget expectations, July much busier than June, 3<sup>rd</sup> year for self-funded health insurance, Medicare and Medicaid reimbursement will be higher in new facility, Koelling funds are restricted to use in Long Term Care.

Caleb Pollard reported that the Tourism Advisory Committee will budget the same amount as last year, \$7500 Promotion and \$9350 Improvement. Committee only met once this summer as could not get everyone together. Escape Travel Guide information: Howard County included in this publication; would like to build reserve in Lodging Tax funds for future larger projects; motel owners say last 2 years very good. Sales tax receipts have grown. Working on new website to showcase County, Committee will have to approve it then RFP's will be put out. The 2011 Escape Travel Guide to focus more on activities and attractions than communities. Would like to see Davis Creek promoted more as well as other amenities, rivers, water trails, canoeing and kayaking.

Meeting recessed at 10:15 a.m. and reconvened at 10:25 a.m. with all members present.

Following review of August Claims and Balances Report, Claims List and Grant Drawdown #10, Vogeler moved to approve August Claims and Fund Request of \$363,551.98 and Grant Drawdown #10 in the amount of \$5671, seconded by Baker. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

County Inventories were reviewed and approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Two year lease extension for Ord HHS Office signed by McCartney was approved on motion of Cetak, seconded by Vogeler. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

At the request of Supervisor VanSlyke, County Rep for Region 26, County Attorney Clark reviewed the proposed Region 26 agreement under his General Report. Clark was concerned that member Counties have little control or knowledge of Region 26 actions and questioned whether Region 26 is audited. VanSlyke said he has copies of Region 26 audits. Also discussed was the need to spend grant funds received by Region 26 for the purpose they are intended.

Supervisor Vogeler left the meeting at 10:55 a.m.

Cullers moved to approve the same ad for the 2011 Escape Travel Guide as the last one at the same cost, \$880, seconded by Baker. Carried. Yes: Baker, Waldmann, Cetak, Sevenker, VanSlyke, Cullers. No: none. Absent: Vogeler.

Board of Equalization convened at 11:00 a.m. on motion of Cetak, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler. Assessor and Clerk were present.

Assessor Arnold presented Exemption Application for Tax Exemption on Real and Personal Property by qualifying Organizations Form 451 for Valley Rods Unlimited, filed in her office on August 13, 2010. Arnold noted that, per Property Tax Exemption Regulations, failure to file the application on or before August 1 disqualifies the property for an

exemption for this tax year. Following discussion, Cetak's motion to approve the application for exemption despite the late filing died for lack of a second. Waldmann moved to deny the exemption application for Valley Rods Unlimited because it did not meet the required filing deadline, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

The Board moved back into regular session on motion of VanSlyke, seconded by Waldmann. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler.

Road Secretary Simpson presented the August Road Claims Report: Accounts Payable \$109,655.26, Payroll \$35,842.44. Some of the larger expenses were for tires, rebuilding bridge east of North Loup, gravel, oil and fuel.

Supervisor Vogeler returned to the meeting at 11:15 a.m.

Discussion was held regarding lease-purchase of motor grader approved at August 10, 2010 meeting, when it was decided a down payment of \$46,331.57 would be made and \$150,000 would be financed. On further consideration, an interest rate of 1.45% and consultation with County Budget Accountant Abel, it was decided to finance the entire purchase price of the motor grader which will result in no county funds being expended for the grader this fiscal year. Resolution 10-15 approving the Lease-Purchase Agreement with NACO Leasing Corporation in the amount of \$200,339 at 1.45% interest for the purchase of the motor grader was approved and authority given to Chairman Sevenker to sign the additional paperwork required for the Lease-Purchase on motion of VanSlyke, seconded by Waldmann. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Lance Harter of Miller & Associates was present to provide bridge projections and drawings for the 2 Valley County bridges washed out by the June flooding. Road Supt. Meyer noted that he and Chairman Sevenker met with 5 FEMA representatives last week and there is a chance both bridges could be replaced this year as Valley County has turned in all the required paperwork. Sevenker commended Meyer on getting the required paperwork to FEMA so promptly. Meyer said the projects will have to be bid and permits acquired. FEMA will pay 75%, NEMA 12.5% and the County 12.5%. Cost estimate for both bridges is in the \$750,000 range or more. County will pay the costs, FEMA and NEMA will reimburse the County. Harter presented information on the Haskel Creek bridge: raise road profile 1 foot, will be out of expected high flow, some grading work, remove existing structure, new one will be 60 feet and better aligned, expect 30 years before water over road but will go over low road not bridge, steel piling, concrete deck, very little channel realignment, banks intact no rip rap needed. Meyer said precast slabs means it can be assembled in winter. After today plans will be sent to Corp. Guard rails mount on top of slabs. If under 100 cars per day could do 1 approach rail. Rails cost 3-4 thousand for each corner. Elyria Bean Creek bridge was catastrophic failure, will require better built road grade near structure, raise 2 feet for 50 year storm or even 100 year, channel has more capacity than the other one, longer bridge, 3 span 75 feet long, same structure as last one, reshape bank & hold with rip rap, larger structure allows water to flow through better, old one was 2 span 60 feet long, guard rail approach and flair can be put in if Board wants to. Board agreed guard rails should be installed on both bridges. To speed up permit process Board agreed to have Harter provide wetland delineation for about \$600 per structure rather than having the Corp do it. Bids on replacement of the 2 bridges will be advertised with a deadline of October 11 at 10:00 a.m. and a special Board meeting will be scheduled for the bid opening on Oct. 11 at 10:00 a.m. Harter will be present for the bid opening, review the bids and give his recommendation at the October 12 regular Board meeting.

Supervisor Waldmann commended Meyer on improved condition of Sargent Road. Meyer's General Report included: met with DOR this morning on North Loup-Ord project; cleaning ditches & grading; hauling gravel on bus routes; pivots spraying roads becoming a problem in keeping gravel on roads, 6 of 8 sites requesting gravel were due to pivots spraying roads, pivot end gun on Ashton Road spraying directly onto pavement, Board directed involve Sheriff and County Attorney; found truck in Michigan, 1994 Kenworth for \$27,000, will deliver for \$876 if County can pay for it immediately. Vogeler moved to approve paying for the truck immediately with a transfer of Inheritance Tax Funds to the Road Fund and authorizing Chairman Sevenker to sign the check and Fund Request, seconded by Cetak. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Meeting recessed for lunch at 12:30 p.m. and reconvened at 1:10 p.m. with all members present except Vogeler.

There was additional discussion of pivots spraying roads. Clark said Road Dept. should report offenders to Sheriff who will send letter warning that if it continues a citation will be issued, they will have to appear in court and may be fined.

Terry Baxter, Law Enforcement/Safety Specialist with NIRMA responded to the County's concern regarding unauthorized access to the new fire escape. Baxter noted that cost to change the structure is prohibitive; Fire Marshall has approved the structure; and, since the jail is manned 24 hours a day, the location of access to the stairway so near the jail entrance would be a deterrent to unauthorized access. He recommended placing a sign prohibiting access at the bottom of the stairway.

NIRMA dividend of \$732 to the County and reminder of the Central District Meeting in Sept. were noted.

NACO Memorandum regarding maintenance of GIS for wireless 911 was reviewed and the Clerk reported that Alma Beland, Region 26 Director, said Region 26 takes care of GIS data maintenance for member counties.

Marcus Zettler of Berggren Architects was present for discussion and action on items pertaining to the Courthouse renovation projects. Paint color options for the elevator lobbies are to either have all lobbies the same off-white color or match the adjacent office color. The Board directed that all elevator lobbies be painted the same off-white color. Only the affected walls in each office were contracted to be painted, however, the new bulkhead installed above the counter in the Clerk Magistrates office will also need to be painted. The Board agreed on the off-white vinyl flooring chosen by Zettler and the darker brown tiles required by the Fire Marshal to show the fire escape path. Following discussion, Elevator Change Orders #2 to replace road door panel with safety glass & cut counter tops for the Road and Assessor's offices at a cost of \$254, #3 to transfer masonry payments from fire sprinkler project to elevator project to correct error at no cost, #4 to add steel structural column in basement to support structural beam which had to be cut for elevator at a cost of \$1358 were approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Fire Sprinkler Change Order #1 to transfer masonry payments from the fire sprinkler project to the elevator project to correct error at no cost was approved on motion of Baker, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. Elevator Change Order #5 to move air handling unit at employee break room was not ready to be acted on at this time. Zettler presented the punch list for the fire escape and reported it is at substantial completion and he should be able to close out the project on his next visit. The Certificate of Substantial Completion for the Fire Escape was approved on motion of Cullers, seconded by Cetak. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Observation Report of August 10 on the elevator was reviewed. The elevator should arrive Thursday, September court schedule may interfere with work schedule. Amended agreement between County and Architect for Elevator/Fire Sprinkler projects has not been received for approval yet.

Discussed with Russ Canfield of Tri-Valley Builders a proposal requested by Chairman Sevenker to supply labor, material, equipment to install aluminum soffit and fascia to cover insiting wood at County Jail and replace 2 existing lights at entry for \$1876. Waldmann moved to approve the above proposal in the amount of \$1876, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

No corrections or additions were offered by the Board to the Clerk's list of previous action taken by the Board regarding the FY10-11 budget and subdivision levy allocation requests. Resolution 10-16 approving the final allocation of levy authority for each requesting subdivision was approved on motion of Cetak, seconded by Cullers. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler.

Supervisor Cullers presented information on the Wozab Fund from Nebraska Community Foundation including: Financial Statement for quarter ending 6/30/10, Audit Trail Report 4/1/10 to 6/30/10 and Fund Summary 7/1/09 to 6/30/10. She will check with NCF on an annual report for publication. Cullers also presented a written report as the County Rep on the Region 3 Board noting that they received a 99.74% compliance rate on the national standards review.

Mail folder items available for review: Region 26 Agenda, FSA Newsletter, VCHS Housecall Quarterly.

Meeting adjourned at 2:30 p.m., to reconvene on September 14, 2010 at 9:00 a.m. in regular session. Complete minutes of the August 31 meeting and an agenda for the September 14 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, September 14, 2010 in the Courthouse Boardroom. Roll call: Cetak, Sevenker, Waldmann, Cullers, VanSlyke, Baker; Vogeler absent due to illness. Clerk verified publishing meeting notice and posting agenda. Minutes of August 31, 2010 meeting were approved on motion of Baker, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Cullers moved to adopt the agenda, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Sevenker noted posting of the Open Meetings Act and available copies for the public. Gene Bredthauer, signed up for public comment regarding County Court procedure. Bredthauer said he has observed both District and County Court sessions and noted that even though a person may win their case to collect a debt they may not receive payment. Bredthauer suggested that the county pay the judgment and seek reimbursement from the debtor. Bredthauer also noted that he is not in favor of the roundabout which is part of the State Highway project between North Loup and Ord.

Road Supt. Meyer recommended approval of Easement Application 10-308 for Mark Peterson and refund of Easement 09-297 for W.O. Zangerger & Son. VanSlyke moved to approve Easement 10-308 for Mark Peterson, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. Cetak moved to approve the refund of Easement 09-297 for W.O. Zangerger & Son, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler.

Roadside mowing was discussed: state statute provides that it is the responsibility of the landowner to mow the roadside twice each year; in 2001 the County passed Resolution 01-17 stating that if a landowner failed to mow the roadside the County would mow it at a cost of \$100 per hour or hire a person or firm to do it and bill the landowner; if the landowner does not pay the bill it can be added to the landowner's property tax levy; if landowner mows and throws it on roadway or leaves it on gravel portion of road shoulder it causes road maintenance problems; County does not have the time or equipment to mow all of the roadsides; landowner also responsible for removing or trimming trees on the roadsides; will ask County Attorney to prepare ad notifying landowners of their responsibilities.

Meyer's General Report: ad will be placed to take bids for the 2 bridges to be replaced due to the flooding rain; bids will be opened at a special meeting on October 11, 2010 at 10:00 a.m. and could be awarded at the regular meeting on October 12, 2010; the special meeting will be advertised and Lance Harter of Miller & Assoc. will be present for the opening and will review and make recommendations to the Board; two bid options will be offered, option A both bridges and option B one or the other bridge; slab bridge can be erected in cold weather as slabs are poured and cured off site; FEMA was here last week, yesterday and will be here today getting information on loss of gravel, culvert and other damage caused by the flooding rain to see if county can qualify for assistance; finish overlay on South Ave. and Ashton Road; armor coat this week and next; make 1 more  $\frac{1}{2}$  windrow for patching this winter; stripe later this month; continue flood site culvert work this winter; checking with FEMA on second tube for Glenn Nelson on Haskel Creek, a second tube is needed but would require engineering, hydraulic study and corps approval, if no decision from FEMA in 2 weeks will go ahead and fill in site, widen road to allow for combines, then dig it out later for a second tube; Miska's bridge lost 2 wings on each side, will try to get passable for harvest; also Lech bridge and one on Comstock Road.

Sheriff Hurlburt presented his activities report for July, noting that service of civil papers has increased. Hurlburt said all is going well in his office. The Communication Agreement with Ord City was discussed. Hurlburt will set up a meeting with Ord City regarding the agreement.

Treasurer Suminski reported tax collections of \$1,021,500 in August with fund balances of \$354,630.92 General, \$42,983.69 Road, \$44,463.70 Relief and \$844,970.72 Inheritance Tax. Discussed need to be forewarned of large expenses for bridge projects; will discuss with contractor once bid has been awarded. Five additional pledge securities were required during tax collection time; amount will go down now as checks are being paid out to entities. Hope to have ability to accept credit card payment by October; have decided to go with Nebraska.Gov; Attorney Clark has reviewed and approved agreement; will inform public that user fee will be included on their credit card bill.

County Clerk and Clerk of the District Court monthly fee reports were reviewed.

No County Attorney Report as Attorney Clark was unable to attend; DHHS letter will be on next meeting agenda.

Meeting recessed at 10:05 a.m. and reconvened at 10:20 a.m. with all members present except Vogeler.

Central Dist. meeting in Grand Island reminder was acknowledged.

There were no items to come before the Board of Equalization.

While waiting for the 11:15 a.m. Budget Hearing, the Board reviewed and approved the claims and fund request for September: BCBS premium \$28,382.79, Escape travel guide ad \$836, and transfer of RDLG funds \$194,282.96 from the Grant Fund to the General Fund on motion of VanSlyke, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

The Contractor's Affidavit of Payment of Debts and Claims for the Courthouse Fire Escape Project with attached supporting documents entitled Contractor's Affidavit of Release of Liens and Consent of Surety to Final Payment were presented for the record. Change Order #5 for the Elevator Project, a no cost change order required by the CDBG grant to include the 4010 HUD Form in the County's contract with Tri-Valley, was approved on motion of Cetak, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. The official Amended Contract with Berggren to comply with CDBG requirements was presented for Board consideration. The draft copy of the amended contract was reviewed and approved by Merci Suarez of NDED. The official Amended Contract was reviewed by County Attorney Clark who expressed concern as to whether the County would be bound by arbitration to settle disputes which is discussed in Article 8 as he is not familiar with the Construction Industry Arbitration rules. Following discussion, the Amended Berggren contract was approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler.

A new Region 26 Council Interlocal Cooperation Agreement and accompanying Resolution authorizing the County Board Chairman to sign the agreement was presented for consideration. VanSlyke, the County Rep for Region 26 recommended approval of the agreement. County Attorney Clark reviewed it and provided his written recommendation that the agreement appears okay as long as the County can get an audit upon request. VanSlyke said he receives a copy of the annual audit of Region 26 and will provide it to the County. Following discussion, Resolution 10-17 authorizing the Chairman to sign the Region 26 Council agreement was approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

Nebr. Emergency Management Agency invitation to a seminar on the disaster recovery process was noted.

The BCBS letter requesting appointment of a wellness program contact person/coordinator was reviewed. Treasurer Suminski agreed to serve in this capacity and was appointed on motion of Cullers, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

Discussion was held regarding a letter from the Central District County Officials Association regarding a planning meeting, probably in January, 2011, for the Spring Meeting on March 17, 2011 which will be hosted by Valley County. The County has reserved the Interstate Quality Inn in Grand Island for the event.

Supervisor Baker, the County's Rep on the Loup Basin Health Board, noted that there are 4 areas of the state where mosquitoes have tested positive for the West Nile virus.

Baker also noted Custodian Bendykowski has contacted Petska regarding a leak in both first floor restrooms.

The Clerk was directed to consult the County Attorney regarding a written request for County assistance for the maintenance of the Round Park Cemetery in Liberty Township.

The Budget Hearing was opened at 11:15 a.m. as advertised. Budget Accountant Abel presented summary sheets listing actual 09/10 balances, receipts, disbursements, valuation, levy and projected numbers for FY 10/11 based on the budget amounts proposed by the Board. The budget document was reviewed. Abel noted that the Hospital Bond must be included in the outstanding bonded indebtedness along with the Courthouse Bond even though the Hospital is paying the Hospital Bond. There was no public comment. The public hearing was closed at 11:30 a.m. VanSlyke moved to approve Resolution 10-18 increasing the County's budget authority by an additional 1%, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Resolution 10-19 adopting the FY 2010/2011 Budget was approved on motion of Cullers, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler.

At 11:30 a.m. the Hearing to Set Final Tax Request was opened as advertised. No public comment was offered. Following discussion, the public hearing was closed at 11:40 a.m. VanSlyke moved to approve Resolution 10-20 setting the property tax request for fiscal year beginning July 1, 2010 at \$2,033,669, seconded by Cullers. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Resolution 10-21 authorizing the County Treasurer and County Clerk to transfer funds through the claims process from the General Fund to the Road, Planning & Zoning and Weed Funds as needed throughout the FY, was approved on motion of Baker, seconded by Cetak. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler.

Meeting adjourned at 11:45 a.m., to reconvene on September 28, 2010 at 9:00 a.m. in regular session. Complete minutes of the September 14 meeting and an agenda for the September 28 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, September 28, 2010 in the Courthouse Boardroom. Roll call: Baker, Cetak, Cullers, Sevenker, VanSlyke, Vogeler, and Waldmann were present; absent: none. Clerk verified meeting notice published, agenda posted, however, she did not email an agenda to the Quiz and KNLV until this morning. Minutes of September 14, 2010 meeting were included in Board packets and approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Sevenker noted Agenda Items 7A5 & 7A6 were added after packets were mailed but before the 24 hour deadline. Baker moved to adopt the agenda, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none. Sevenker noted posting of Open Meetings Act with public copies available. There was no public comment.

Fences on County Road ROW and roadside mowing was discussed first as County Attorney Clark was present. An ad prepared by Clark was presented notifying landowners that if they do not fulfill their responsibility to mow the roadside, the County may cause it to be mowed and bill the landowner. The Board also discussed fences in County Road ROW. Clark will prepare a form letter to be sent to landowners with fences on County Road ROW. If fences are not removed, County can remove them. Clark will add this information to the roadside mowing ad for publication.

Road Secretary Simpson reviewed the Sept. Road Claims & Balances report totaling \$159,790.22. The larger claims were for truck tires, diesel, asphalt, gravel, used truck, bridge and fuel.

The Annual Reporting Certification (Form 6), the Road & Bridge Contracts Report (Form 1F) and the LB904 Addendum were reviewed. Road Supt. Meyer explained that these reports, required by the state every year, provide information on expenditures, income, road equipment and operating costs. Vogeler moved to authorized Chairman Sevenker to sign Form 6, Form 1F and the LB904 Addendum, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

The agreement between the County and NDOR regarding National Bridge Inspection Standards responsibilities was discussed. Meyer reported that the Highway Supt. Association does not agree with some of the wording in the agreement and are working to get it changed. They are concerned that the agreement does not provide a definition of bridges that are required to be inspected and allocation funds can be withheld if bridge inspections are not completed on time even if they are done by a consultant. Since the agreement is not due until October, the Board agreed to Meyer's request to delay taking action until it is known whether changes can be made.

The Clerk explained that the \$100 easement deposit from Source Gas on Easement #10-307 was collected in error as \$100 from Source Gas is continuously held "on deposit" in the Easement Savings account and asked that the Board approve a refund. Cetak moved to approve refunding the \$100 to Source Gas on Easement #10-307 as it was collected in error, seconded by Vogeler. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Meyer's general report included: finished armor coating last week, used 17,000 gallons of oil, did 6 miles which is all budget allowed, would like to do 10 miles each year; added 20' extension to shoofly at Haskel Creek, hopes FEMA will pay for it; striping should be done in next 10 days; bridge hit north of Arcadia on Nine Mile Road, estimate \$2500 damage, will turn in to Sheriff; purchased used dump truck from State Surplus for \$19,000, has 56,000 miles on it, will need to sand blast box, bought truck instead of pickup to speed up sanding and plowing in winter; took wings and guard rail out of Miska's bridge, FEMA will reimburse 75% once County pays. Vogeler asked about a dip on Pizza Hut Road. Meyer is aware of it noting it has gotten worse over the summer and he will see if it can be patched.

Planning & Zoning Admin. Hruza was present to request the reappointment of Jean Hawley, Don Vancura and Crystal Leach to the Planning Commission. Hruza said all three appointees were willing to continue. Cullers moved to approve the reappointment of Jean Hawley, Don Vancura and Crystal Leach to the Planning Commission, seconded by Waldmann. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. Hruza reported he is currently working on the Interlocal Agreements with the Villages and plans to attend their meetings this month.

Ashley Woodward reviewed the Hospital financials with the County Board: gross patient revenue up, outpatient down, salaries are up due to training on new software, first two months of new FY were good, Sept. is down some, first bond payment due in December, Medicaid reimbursement rate should be going up.

Meeting recessed at 9:55 a.m. and reconvened at 10:05 a.m. with all members present.

Weed Supt. Kaminski was present to respond to a letter from the Nebr. Dept. of Ag indicating they have no evidence of enforcement action taken by Valley County or written requests to landowners to control noxious weeds, or individual notices served or enforced to landowners and requiring such evidence be provided by October 15, 2010 and November 1, 2010. In checking with the State he found that his spring inspection reports had been received. Kaminski said it was his understanding that the State conducted an inspection in Valley County without notifying him or inviting him to take part. He presented a written breakdown of all open files in Valley County, noting that he has talked to most of the landowners, inspected the properties last week (except the Green Valley property) and will send further documentation to the State. He noted that it is too late to spray for leafy spurge after frost but okay for musk thistles. Kaminski said he feels he has received good cooperation from most landowners in the County with the exception of Jeffrey Wieskamp, parcel #880001953, NE4 35-17-14 and Douglas Stunkel parcel #880011599 part S2SE4 17-19-14 and #880036804 part SE4SW4 17-19-14 and asked the Board to approve 10 day notices for Stunkel and Wieskamp. Following discussion, Waldmann moved to approve a 10 day notice for the Stunkel and Wieskamp properties listed above, seconded by VanSlyke. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Senator Kate Sullivan, who was on the agenda to speak to the Board in her capacity as a State Senator, took a copy of the NDA letter and said she would look into why it was worded in such a threatening manner given the County's ongoing efforts to comply with noxious weed regulations. Sullivan noted that the shortfall for the State is now estimated to be 750 million dollars and could go higher. All agencies will be asked to cut 10% from their budgets. Sullivan will propose a freeze on hiring to fill vacancies. State aid to schools and Medicaid are the biggest part of the state budget. Discussion included sales and property tax exemptions and allowing sale of state road millings to individuals. Sullivan said it was her hope that a good portion of the 325 million dollar reserve could be kept intact.

Board of Equalization convened at 11:00 a.m. on motion of Cetak, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Clerk and Assessor were present.

Greg Jensen and Gary Garnick were present to ask the Board to reconsider the denial of the Form 451 Exemption Application filed for Valley Rods Unlimited. Jensen said when they picked up the Form 451 from the Assessor's office they were given information indicating the filing deadline was August 15 so they filed it on August 13, at which time they were told the filing deadline was August 1. Assessor Arnold said she did not think her staff would have given the wrong deadline date and that the correct deadline information is printed on the back of Form 451. Arnold also noted that wrong information does not change the law which sets the deadline at August 1. Arnold said taxes on the property would be about \$426. Following discussion, the Board's earlier denial of the exemption was reversed on motion of Cetak to approve the Form 451 Exemption Application of Valley Rods Unlimited on the former Carl's Standard Station for tax year 2010, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Board moved back into regular session on motion of VanSlyke, seconded by Vogeler. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Marcus Zettler of Berggren Architects and Russ Canfield of Tri-Valley Builders were present to update the Board on the Courthouse building projects. Zettler: fire sprinkler shop drawings have now been received by the Architect and the Fire Marshall, some adjustments will be needed to the pipes that are already installed, specs say the exposed pipes will be painted to match the walls, there will be no pipes in Board room, cost to drop ceilings or cover pipes would be too high. Canfield: fire sprinkler installation was begun before shop drawings approved due to time frame, installers assumed risk if changes are required, elevator on schedule, hope to be ready for inspection by first of November, suggests dropping ceiling in 3<sup>rd</sup> floor elevator lobby as would look better and not cost much, will need change order to do it. Zettler: County will bear cost of pipe change in attic due to low temperature because if engineer had caught it earlier the cost would have been included in the bid anyway, change order for moving air handling unit in break room will be coming as soon as final cost is established, currently cost is at \$4614. Sevenker and Cetak will meet with Zettler and Canfield for a walk through of the Fire Escape Project at 1:00 p.m. today.

The County has received 2 requests for burial which will be acted on with the October claims if information is received from HHS that they qualify for County Assistance.

Sheriff Hurlburt is out on a call so his written report was reviewed.

September claims were reviewed. Clerk explained claim of VSO Walt Smith for \$5000 from Veterans Aid Fund is a request for money once held by Veterans Service Committee but turned over to County Treasurer in 2007 to be used by the VSO for aid to veterans until the money is depleted. Clerk will provide information to Board on cost of Court

Appointed Attorneys for the last few years to see if hiring a Public Defender has lowered these costs. Following discussion, Vogeler moved to approve the September Claims and Fund Request in the amount of \$531,062.36, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

CDBG Drawdown #11 in the amount of \$42,038 (56% of the \$75,068.72 Tri-Valley billing for the elevator) was approved on motion of VanSlyke, seconded by Cullers. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

A request from Patricia Grudzinski and Clark Scott for maintenance on the Round Park Cemetery was discussed. Waldmann said he looked at it and it is fenced but grass and weeds are tall and there are cedar trees that need to be cut. Following discussion, Waldmann said he will see if he can find someone to do the maintenance work and report his findings to the Board. The Clerk will notify Grudzinski of the County's action.

A request to use the Courthouse lobby for the Farmer's Market from 4:00 p.m. to 6:30 p.m. was discussed. Following discussion, the Board agreed that they could not approve the request.

Wozab Fund Committee Rep Cullers provided a copy of the Wozab Fund FY Financial Report for publication.

Report of Sevenker: Committee meeting regarding Partial Communications Consolidation Agreement attended by Supervisor Sevenker, Supervisor Cetak, Sheriff Hurlburt, Police Chief Miller, Mayor O'Brien, Councilman Petska. City pays \$7500 per year for communication services provided by County under an interlocal agreement, County is requesting the amount be raised. City will no longer be paying \$2500 to Region 26 as their fee structure has changed and all will be collected through the County. City agreed to take the request back to the full Council for discussion and let the County know what they can do.

County Attorney Clark was unavailable. The Board reviewed the letter from Attorney Campbell regarding dismissal of the Schauer lawsuit and the DHHS letter regarding incentive payments.

Mail Folder: Wozab Thank You, Chamber/ED Sept. Report

Meeting adjourned at 12:15 p.m., to reconvene on October 11, 2010 at 10:00 a.m. for the purpose of receiving bids on bridge replacement, on October 12, 2010 in regular session at 9:00 a.m. and 11:00 a.m. as Board of Equalization. Complete minutes of the September 28 meeting and an agenda for the October 11 and October 12 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in special session at 10:00 a.m., Monday, October 11, 2010 in the Courthouse Boardroom to open bids for the replacement of 2 bridges. Roll call: Baker, Cetak, Cullers, Sevenker, Vogeler, Waldmann present, VanSlyke absent. Clerk verified meeting notice was published and agenda posted. Baker moved to adopt the agenda, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Van Slyke. No: none. Absent: VanSlyke. Sevenker noted posting of Open Meetings Act, public copies available.

A sign in sheet was provided for those in attendance: Lance Harter of Miller & Associates, Rich Wilke of Wilke Contracting, Jay T. Meyer County Highway Supt., Ed Hoevet of Ed Hoevet Construction, Chris Adelman of Husker Steel and John Theisen of Theisen Construction Inc. Bids were designated as Bid A (Bean Creek), Bid B Haskel Creek and/or Bid C combined bid for both bridges. Harter opened and read the bids in the order in which they were received as follows: Wilke Contracting (bond attached) Bid A \$360,742.66, Bid B \$289,643.06, Bid C \$650,386.06; Theisen Construction Inc. (bond enclosed) Bid A \$294,275.50, Bid B \$219,867.35, Bid C \$514,142.85; Hoevet Construction (bond enclosed) no Bid A, Bid B \$188,108.00, no Bid C.

Discussion included: likely mid November before Corps permits received; FEMA pays 75%, State 12.5% and County 12.5%, County pays and is reimbursed; all bids are below projected costs; project completion deadline May 1 to allow for bad weather, \$500 per day fine if over deadline which County does not have to implement if delay unavoidable but can implement if due to negligence; certain work could be done before permit received but Theisen said he would not do that; Hoevet said he could start in about a month; Meyer hopes FEMA and the State will reimburse the County monthly rather than a lump sum.

Meyer and Harter will review the bids and present their recommendations to the Board at their regular meeting tomorrow, at which time the Board plans to award the bid.

Meeting adjourned at 10:30 a.m., to reconvene on October 12, 2010 at 9:00 a.m. in regular session. Complete minutes of the October 11 special meeting and an agenda for the October 12 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, October 12, 2010 in the Courthouse Boardroom. Roll call: Waldmann, Vogeler, VanSlyke, Sevenker, Cullers, Cetak, Baker present. Clerk verified meeting notice was published and agenda posted. Minutes of September 28 meeting, included in Board packets, approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Cullers moved to adopt the agenda, seconded by Vogeler. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Sevenker noted posting of Open Meetings Act, public copies available. There was no public comment.

On recommendation of Road Supt. Meyer, refund of Easement 09-298 for LVRPP and Easement 09-299 for Max Cruikshank were approved on motion of Baker, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Meyer's General Report included: finished striping last week, 385 gallons yellow paint, 715 gallons white paint on 23 miles of road; cleaning ditch east of River Road; Haskel Creek shoofly extension eligible for FEMA funds; temporarily widened road near Glen Nelson's to allow combine traffic, may have to wait till spring for permanent fix; Hoevet can do project at Joe Miska's which is also eligible for FEMA reimbursement; ads regarding fences and mowing in road ROW seem to be helping, County Attorney Clark has drafted a form letter to use if necessary.

Lance Harter of Miller & Associates was present for discussion of the bids opened at yesterday's meeting for replacement of bridges on Bean Creek and Haskel Creek. Harter said he reviewed the addition on each bid and found no major errors. Low bids were from Theisen Construction on Bean Creek and Hoevet Construction on Haskel Creek. Harter said there is no reason why the Board should not choose to award the bid to the lowest bidder on each bridge. Harter will be involved in overseeing the projects to the extent the Board requests; Meyer can also oversee the work. Vogeler moved to award each bridge to the lowest bidder, Theisen Construction for the Bean Creek bridge and Hoevet Construction for the Haskel Creek bridge, as recommended by Harter. Motion seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none. Although Theisen said at the bid opening he would not start the project until the Corp permit was received, Harter said he will visit with him about that now that the bid has been awarded. Harter also explained that the miscellaneous contingency cost would be \$40,000 per bridge based on the bids. Harter will send Notice of Award to each bidder; each notice is to be signed by the Board Chairman and the bidder.

Waldmann reported he visited the Round Park Cemetery: some cedar trees need to be removed, graves are in small portion of fenced area, talked to Monty Kirby about maintenance, felt maintenance would not be too bad once trees were removed and first mowing completed. Following discussion, the Board agreed that only the area containing graves would be maintained and they will wait until Kirby submits an estimate to make a final decision.

Weed Supt. Kaminski reported he has sent information to the State to meet their October requirement and will send further information to meet their November deadline. He noted that the Foth Estate property is to be sold in December so they are not interested in weed control and it is too late for a 15 day notice to be effective.

Meeting recessed at 9:50 a.m. and reconvened at 10:00 a.m.

Caleb Pollard, Valley County Economic Development Executive Director reviewed the printed Quarterly Report with the Board: 94% of sales tax funds are allocated to projects, appreciate support of County, City and GLVA to help fund VCED personnel; loans were awarded to new businesses, 1 in North Loup and 1 in Ord; in 2011 legislative redistricting will begin, rural Nebraska will lose some seats, more effort is needed from rural areas to form a strategic plan; local expenditures have a direct effect on people in rural areas; will report back on youth summit to be held on October 29 on the future of rural Nebraska; hospital will be using CCC facility for CNA training; over 50 photos submitted to photo contest, many are used in marketing efforts; 90% of work on New Neighborhoods project is local.

Treasurer Suminski presented the Fund Balance Report for September: General \$290,806.27, Road \$46,953.11, Visitor Promotion \$5136.60, Visitor Improvement \$10,896.19, Inheritance Tax \$818,801.20, Courthouse Bond \$106,039.52. Airport accounts remain about the same, checking \$170,000 and investment \$76,700. The Ord Fire Dept. levy contributions total \$5,026 to date. Three Pledge Security Releases were presented in the amounts of \$500,000, \$1,500,000 and \$1,000,000. As more tax collections are distributed, more Pledge Securities will be released.

Clerk Lindsey presented the monthly financial reports for the County Clerk and Clerk of the District Court.

Alma Beland, Region 26 Director presented the signature page for the Region 26 Interlocal Agreement with member counties which the County Board approved by adoption of Resolution 10-17 at their meeting on September 14. Beland is taking the signature page to each County for their signature and will send a copy to each County once all

have signed. Beland also discussed Code Red, saying anyone wishing to receive a phone call for storm or flood warnings can sign up on their website. If a person signs up then changes their mind, can go back to website and change it. The system will recognize voice mail or answering machine and will try 3 times to send message if not received. City of Ord has not contacted Region 26 regarding communications costs and they have not signed their agreement with Region 26. All Region 26 costs are now paid by the counties, cities and villages are not charged but still have representation on the Region 26 Board. The annual Region 26 audit has been completed.

The following informational items were reviewed: Treasurer's receipt of \$7500 annual fee from City of Ord for Partial Communications Agreement; Probation Dist. 8 budget of \$45,700 approved by Holt County, Valley County share is \$2285; Treasurer's receipt for \$509.28 from sale of County surplus property; Court Appointed Attorney costs were discussed and Clerk was directed to invite County Attorney Clark and Public Defender Peterson to next meeting.

At 11:00 a.m. the Board of Equalization was convened on motion of Cetak, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. The Assessor, Clerk and Treasurer were present.

The Board reviewed Resolution 10-22 and the attached spreadsheet listing the valuation, requirement and levy calculation for each entity for which the County sets the levy. Each entity is required to file a copy of their budget with the County Clerk by Sept. 20. The County Clerk, Assessor and Treasurer each calculate the levies. Chairman Sevenker requested a breakdown by taxing district which will be provided at the next meeting once Valley County has received levy certifications for those entities for which the levy is set by another county. Vogeler moved to adopt Resolution 10-22 setting the levies for FY 2010-2011, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

The Board moved back into regular session on motion of VanSlyke, seconded by Cullers. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

The Board discussed Wadas Inc's inquiry as to whether the Board wants them to clean the HVAC units in the attic and install plywood over the north louvers as Wadas felt it seemed to help last year. The Building and Grounds Committee will meet with Wadas and if it does not cost too much will have them go ahead with the project.

Marcus Zettler of Berggren Architects and Chad Lechtenberger, of Geary Engineering were present to discuss the Courthouse renovation project. Lechtenberger said the fire sprinkler installers offered 2 options to avoid freezing of the pipe to be installed in the attic. Option 1 is to use a dry system for the attic area which would require an air compressor. Option 2 is to use an anti-freeze type of system with a back flow preventer, would have to be treated yearly and is a petroleum based product so would be flammable. Either choice will require a change order and additional cost for the project. When asked why Geary Engineering did not realize that the temperature in the attic would cause water to freeze, Lechtenberger said that in other buildings with louvered attics the area is heated to prevent freezing and they thought this one would be the same. Midwest Fire Sprinkler, the subcontractor installing the system, will come up with a cost for each option and then the Board can decide. The air-handling unit in the break room had to be moved which will require a change order. Wadas has moved the unit; however, Geary Engineering did not approve the first cost submitted by Wadas. Wadas reduced his cost to \$4614 which was approved and Change Order #6 on the elevator project was presented for Board approval. When asked, Lechtenberger said they thought the air-handling unit would work as it was but when actual work began could see it would have to be moved. For both the freezing temperature in the attic and moving the air-handling unit Lechtenberger and Zettler said that the change orders do not represent additional cost as they would have been part of the original bid if they had been included in the specs. They do not have pricing on the tankless water heater for the break room yet, but will present a change order once they have it. Change Order #6 on the elevator project in the amount of \$4614 for moving the air-handling unit in the break room was approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Zettler and Lechtenberger reported: the fire sprinkler system is about 75% installed; the elevator cab is in and tile installed; marble wainscoting will be reinstalled; placement of the valve on the Courthouse lawn is where the city installed the pipe, Fire Marshall will have to approve visibility; fire escape is showing rust due to spot welding of L-brackets supporting steps that allows water to reach places that were not primed, working on a fix for this. Following the meeting, the Board is invited to accompany Zettler and Lechtenberger to inspect the fire escape.

The October Claim and Fund request in the amount of \$27,830.36 in payment of the BCBS premium was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

The letter from Wesley J. Ehlers, Manager of the Sequoia Consulting Group regarding preparation of indirect cost allocation plans in Nebraska was reviewed and the Clerk was directed to write a letter to Mr. Ehlers informing him that the County will contact him when their current contract with Maximus comes up for renewal.

Informational items reviewed: First Concord Benefits chart illustrating the savings the County has realized by having a higher insurance deductible and paying FCB to administer a deductible buy-down for County employees; NEMA Response & Recovery Section seminar on Oct. 13 in North Platte.

At 12:05 p.m. the Board conducted their quarterly jail inspection.

Mail Folder items: NIRMA Interchange.

Meeting adjourned at 12:15 p.m., to reconvene on October 26, 2010 at 9:00 a.m. in regular session. Complete minutes of the October 12 meeting and an agenda for the October 26 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, October 26, 2010 in the Courthouse Boardroom. Roll call: Baker, Cetak, Cullers, Sevenker, VanSlyke, Waldmann present; Vogeler absent. Clerk verified meeting notice published, agenda posted. Minutes of October 11 special meeting and October 12 regular meeting, included in packets, were approved on motion of VanSlyke, seconded by Baker. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Cullers moved to adopt agenda as presented, seconded by Waldmann. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Sevenker noted Open Meetings Act posted, public copies available. There was no public comment.

Road Secretary Simpson presented October Road Claims and Balances report: payroll \$37,765.57, accounts payable \$136,443.12; larger expenses were tires, diesel, asphalt, hydraulic study for 2 bridges, dump truck, traffic signs, striping, oil, pickup repair, fuel, tire repair, and gravel.

Road Supt. Meyer advised that NDOR would not agree to the Road Supt. Associations request to change some wording in the agreement between NDOR and the County regarding bridge inspection standards responsibilities and recommended that the Board approve the agreement as it is. Cetak moved to approve Resolution 10-23 and the NDOR agreement pertaining to national bridge inspections standards, seconded by Cullers. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

Supervisor Vogeler arrived at 9:10 a.m.

Contract documents for Valley County Bridge Replacement-Bid A, Project No. 141-P6-003 (Bean Creek Bridge) were presented. County Attorney Clark signed the Certificate of Owner's Attorney indicating the documents were properly executed and valid. Baker moved to approve the contract documents for Bridge Replacement-Bid A, the Bean Creek Bridge, seconded by Vogeler. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

Meyer's general report included: Hoevet completed Miska bridge repair last week, it is FEMA eligible, cost will be around \$11,000, will be in next month's claims, FEMA should reimburse 75%, Board agreed that payment of FEMA eligible bridge work will be made through the claims process by transferring funds from Inheritance to Road for payment through the Road Fund, FEMA reimbursement will be returned to Inheritance Tax Fund, Meyer noted some expense for gravel loss will be borne by the Road Dept., 12.5% will be paid by NEMA and 12.5% by the County, NEMA will hold their portion until project is completed; hope to finish Comstock Road next week; hauled over 1000 yards gravel in North Loup area in last 3 weeks, 150 yards on Loup City Road, will continue to haul gravel as long as possible.

Joyce Seward and Ashley Woodward presented the Hospital Report. Seward's report included: move to new facility completed, starting cleanup of old building and disposing of old equipment; new electronic medical record process has been a challenge and has slowed things down which will be reflected on October financials, should get better as time goes on; first knee surgery performed last week went well; TSP contract extends for additional year, will have final walk through next August to address any remaining issues; LTC kitchen update bids were over budget, TSP is working with contractors to see if project can be brought within budget. Woodward reviewed the financial information: 1<sup>st</sup> quarter was good, October will likely be down; much will change with new facility including utilities costs, rental/lease income and liability insurance will increase; 6-30-10 audit has been received.

Meeting recessed at 9:50 a.m. and reconvened at 10:00 a.m. with all members present.

Waldmann reported the Kirby's are willing to maintain the Round Park Cemetery but would like assistance with the initial cleanup. The Board agreed that only the area containing graves needs to be cleaned up and maintained. Kirbys currently maintain a Custer County cemetery for \$100 per cleanup, Round Park is smaller so may cost less. Baker volunteered to help and a tentative initial cleanup date was set for next Wednesday at 9:30 a.m.

Chad Lane and Ken Markvicka presented drawings of a proposed Veterans Honor Wall on the Courthouse square. The wall would be located on both sides of the sidewalk running west from the west Courthouse entrance and consist of 5 walls on each side of the existing sidewalk, set at an angle 8 feet apart. Each wall would be about 7 feet high and 20 feet wide. An arch at the west end of the sidewalk was also proposed. The cost of the project, not including the archway, is roughly estimated to be between 50 and 80 thousand dollars. Money will be raised through the sale of bricks naming the honored veterans, donations and activities such as bake sales and raffles. They would also like to display the American flag, Nebraska flag and POW flag. Since the project is so large and will set in the center of the City, the Board requested a scale drawing of the project including the Courthouse to get a better idea of how it would look. They will try to get such a drawing and come back to the Board for further discussion.

Sevenker said it is his understanding that the Partial Communications Agreement between the County and City is to be on the City Council agenda for November.

The Sheriff's written report of activities for September 2010 was reviewed.

The Board of Equalization convened at 11:00 a.m. on motion of VanSlyke, seconded by Waldmann. Carried.

Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. The Assessor and Clerk were present. Tax List Correction #3758 for Francee's Bar & Grill due to bankruptcy was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. The Board moved back into regular session on motion of Cullers, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Russ Canfield of Tri-Valley Builders, Inc. was present to discuss current projects and proposed change orders. Canfield said the rust on the Fire Escape has been removed and the area sprayed with a rust preventative product that will probably need to be reapplied each time the stairway is repainted. Fire Sprinkler Project Change Order #2 is to add a tankless water heater and replace non code compliant electrical wiring in employee breakroom at a cost of \$2,543. Elevator Project Change Order #7 is to add a suspended ceiling in third floor elevator lobby at a cost of \$466. Following discussion, Vogeler moved to approve Fire Sprinkler Change Order #2 and Elevator Change Order #7, seconded by Cullers. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Canfield said he hopes to have the elevator inspection next week if the fire alarm system is up and running.

October Claims & Balances Report and Claims List were reviewed. The Clerk noted Resolution 10-24 was presented for Board consideration because the Treasurer reported sufficient tax collections in October to cover the total expenses but would not know the amount available in each fund until the taxes were dispersed. The Resolution authorizes the Clerk and Treasurer to transfer money between funds if necessary. VanSlyke moved to approve Resolution 10-24, the October Claims and the October Fund Request in the amount of \$639,953.24, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Following discussion, Vogeler moved to authorize Chairman Sevenker to sign the MAXIMUS Countywide Cost Allocation Plan, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Board members wishing to register for the annual NACO Conference in Lincoln, December 8-10 need to notify the Clerk at the next meeting on November 9.

The following informational items were noted: Adams County state-wide challenge for non-perishable food drive to benefit local food pantries; CNEDD 2010 Annual Meeting 5:30 p.m. on Nov. 3 at Calamity Jane's Steakhouse; receipt of the NACO Annual Audit Report.

Cullers reported: the Wozab Fund Quarterly Financial Statement shows a beginning balance of \$1,219,281.61 and ending balance of \$1,264,090.95; she attended the Legislative Conference and noted that methods to require prisoners to pay a portion of expenses is currently being investigated, 18 counties have separate Weed Boards, NACO Board President Pam Lancaster has instituted a NACO 2020 Government Committee.

Mail folder items: Region 26 Agenda, Prochaska & Assoc. email, Loup Basin RC&D Newsletter, October Ord Area Chamber ED Report, USDA/FSA Newsletter.

Meeting adjourned at 11:50 a.m., to reconvene on Tuesday, November 9, 2010, at 9:00 a.m. in regular session. Complete minutes of the October 26 meeting and an agenda for the November 9 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, November 9, 2010 in the Courthouse Boardroom. Roll call: Cullers, VanSlyke, Baker, Waldmann, Cetak, Sevenker, and Vogeler were present. Clerk Lindsey reported that she realized on Monday, November 8, 2010 that she had failed to publish notice of November meetings and notified the County Attorney and Board Chairman. Today's meeting was advertised on the radio on Monday, meeting notice and an agenda for today's meeting was provided for posting to the Villages and posted in the Courthouse, Ord City Office and Ord Post Office as required for an emergency meeting. The agenda was posted on the County website. County Attorney advised that at their next meeting the Board would need to reaffirm all action taken at today's meeting. Minutes of October 26 meeting, included in the Board packets, were approved on motion of Cullers, second by Cetak. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. VanSlyke moved to adopt the agenda, seconded by Baker. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Sevenker noted posting of Open Meetings Act and public copies available. There was no public comment.

Road Supt. Meyer recommended approval of Easement 10-309 for Raymond Setlik to install a water line across 472 Ave. Waldmann moved, seconded by Cullers, to approve Easement 10-309 for Raymond Setlik. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none. Meyer also recommended approval of Easements 10-310, 10-311 and 10-312 for Joe Novotny on 467 Ave and the Sargent Highway, noting that he has informed Novotny that he must bore under the pavement on the Sargent Highway and that it is not known at this time whether Novotny will need all three easements or just two. If only two are needed, Novotny will return to the Board with a request for refund of the unused easement. Waldmann moved to approve Easements 10-310, 10-311 and 10-312 for Joe Novotny, seconded by Baker. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Meyer recommended approval of refunding Easements 09-301 for Loup Valleys Rural PP, 09-302 for David Shoemaker and 09-303 for Glenn Dockhorn. VanSlyke moved to approve refunds of Easements 09-301 for LVRPP, 09-302 for David Shoemaker and 09-303 for Glenn Dockhorn, seconded by Cetak. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none.

Meyer reported that the County will need to get temporary easements from adjacent landowners for the bridge replacement projects on Bean Creek and Haskell Creek and invited Board members to attend a meeting with landowners adjacent to the Bean Creek Bridge at 3:00 or 3:30 p.m. today. He will meet with landowners adjacent to Haskell Creek Bridge when Hoevet is ready. Miller & Associates will write the easements and County Attorney can review them. Meyer noted that the old bridge belongs to the contractor. A preconstruction meeting will be scheduled to develop a project plan and the plan will be presented to the adjacent landowners.

The contract for construction inspection with Miller & Associates authorizes them to coordinate the preconstruction conference, submit required paperwork, stake and survey for the construction and observe and inspect the construction. Meyer said it is up to him how much they do and he feels that weekly or twice a month should be sufficient to assure regulations are met. He just received the contract and will have County Attorney Clark review it. The Board can approve it subject to Clark's review or wait until next meeting. VanSlyke moved to approve the contract for construction inspection between the County and Miller & Associates subject to approval of County Attorney Clark, seconded by Cullers. Discussion included: this contract is separate from earlier contract with Miller & Assoc., costs qualify for FEMA reimbursement. Motion carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Meyer said nothing has been received from the Corps of Engineers yet and is not expected until mid-November. Removal of tree and bridge and hauling dirt can be done prior to receipt of Corps permit.

Meyer's general report included: working on double culverts at Comstock; applied for assistance grant from NIRMA for 2 overhead doors as this was item on NIRMA safety audit; sandblasted and painted box on truck 303, can mount sander and plow on this truck which should speed up snow removal; should start Bean Creek Bridge project in next 10 days; FEMA is questioning the Nelson culverts as to engineers recommendation of culvert size, this should qualify as it is a recurring problem which needs to be fixed, if FEMA refuses will go to NEMA, is \$20,000 project; have signed 15 project worksheets from June disaster; FEMA will do exit meeting and go over all project worksheets.

Planning and Zoning Admin., Dan Hruza, reported that he has signed Interlocal Agreements for Arcadia and Elyria and understands that North Loup has approved the agreement but has not yet received the signed copy. He

should have it by the next Board meeting and will present them for Board approval. The fee is based on population, which may change now that the 2010 census has been completed.

Hruza presented a letter of resignation from his position as Valley County Planning and Zoning Admin., effective December 1, 2010 to devote more time to his private business. He said he is also resigning as Garfield County P & Z Admin., but will continue to serve Wheeler County. Hruza agreed to assist Valley County until a replacement is found. Cetak moved to accept Hruza's resignation, seconded by Vogeler. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker.

Meeting recessed at 10:00 a.m. and reconvened at 10:10 a.m. with all members present except Vogeler.

Treasurer Suminski presented the Fund Balance Report for October with receipts of \$32,020.76 in General Fund, \$47,145 allocation in Road Fund, \$684.07 in each of the Visitor Funds, \$42,038 in the Grant Fund, and \$4,350 in the Inheritance Tax Fund. She also noted that funds for the Courthouse Bond payment of \$44861 were requested last month and will be wired by the Clerk on the due date of Nov. 15. Suminski also presented a spreadsheet listing Valley County levies by tax district and reviewed it with the Board. Suminski then presented the Personal Property Distress Warrant Report and her certification that the Distress Warrants were delivered to the Valley County Sheriff on Nov. 1 as required by statute. She noted that 3 notices are sent to the taxpayer before the report is given to the Sheriff for collection. The total due is \$14,062.63. The Misc. Receipts folder is available for review.

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

There was no County Attorney report.

Supervisor Vogeler returned to the meeting at 10:40 a.m.

Marcus Zettler of Berggren Architects and Russ Canfield of Tri-Valley Builders were present to discuss the Courthouse renovation projects. The Fire Sprinkler & Elevator Observation Report was available for review. When asked by the Board, Zettler said that doors are required from the elevator lobby to the main hallway on each floor for smoke control/containment in case of a fire. Zettler reported that the elevator inspection is being conducted today and he feels the substantial completion deadline of Dec. 7 will be met. The County will be required to have the elevator inspected annually. The Fire Sprinklers are over 90% installed. Proposed change orders were discussed. Smoke detectors will be required in lobby and corridors. If no electronic "hold open" is installed on door to fire escape exit hallway in County Court Office, no smoke detector would be required there. Canfield noted that this door would likely be closed most of the time anyway so that the "hold open" feature should not be needed. The options for fire sprinkler system in 4<sup>th</sup> floor attic to prevent freezing are a dry system or a glycol system. The dry system uses pressurized air; the glycol system is a petroleum based additive that prevents freezing, similar to anti-freeze. Canfield said the fire sprinkler installers recommend the dry system. Zettler noted the possibility of rust with the dry system. Mitch Sadd of Midwest Fire Sprinklers was called in for his opinion and he recommended the dry system. Sadd said that the glycol system requires a backflow prevention device to prevent contamination of the water supply and if it should engage for any reason it would dump the glycol and water into the attic. This would set off the alarm, but the water would continue to flow until it was manually shut off. He did not feel that rust would be an issue with the dry system. The dry system is more costly because more electrical work is required. When asked about the effect of hard water, Sadd said an annual inspection of the system is required and every 5 years the system must be opened for an internal inspection.

Following discussion, Zettler agreed to try to establish additional cost to County for the change order as opposed to cost to County if the initial plans had allowed for freezing temperatures in the attic. Waldmann moved to approve the fire sprinkler system change order authorizing use of the dry system, seconded by Baker. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. VanSlyke moved to approve removal of the "hold open" on the door in room 224 (County Court) with an estimate to be presented at the lesser amount, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Tuck pointing of the Courthouse was discussed and it was decided to talk to Jerry Berggren about it as his bills have included some costs for tuck pointing.

Discussion was held regarding the annual NACO Conference to be held Nov. 8-10 in Lincoln with registration deadline of Nov. 26 and lodging change deadline Nov. 19. Those requesting that the Clerk register them for the conference with lodging for Dec. 8 and 9: Waldmann, Cullers, VanSlyke, Sevenker; lodging for Dec. 7, 8 and 9: Vogeler; Cetak will contact Clerk later. Chairman Sevenker was designated to cast the ballot for Valley County at the NACO conference with Suminski designated as the alternate should Sevenker be unable to attend.

The Claims and Fund Request for payment of the BCBS premium in the amount of \$27,830.36 were approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Information was presented by Cullers regarding the Valley County Board Summit on Dec. 7 at 6:30 p.m. in the Exhibit Hall at the Valley County Fair Grounds. This is an opportunity for the Boards of City, Village, School, Hospital, Airport, Loup Valley Ag, Loup Valley Rural PP and Economic Development to meet and discuss ways to work together to meet common goals. This will be advertised with December County Board meetings so all members may attend.

The Valley County Hospital Audit is on file in the Clerk's Office.

Discussion was held regarding the appointment of a County Attorney and County Surveyor. This item will be on the next meeting agenda.

Board expressed their appreciation for the thank you for Wozab Funds from Jeff Waltman & the St. Johns LYF.

Supervisors Waldmann and Baker reported they have completed the initial clean up of the Round Park Cemetery assisted by Baker's grandson. Baker advised there are about 10 large cedars, very old and not in the way and he recommends not cutting them down. Waldmann will contact Kirby about mowing the cemetery twice each year.

Supervisor Cullers reported that she and Treasurer Suminski gave a tour of the Courthouse elevator project to the attendees of the CNEED annual meeting.

Mail Folder items available for review: CNCS Re-Cap, American Funds Annual Report

Meeting adjourned at 12:00 noon, to reconvene on November 30, 2010 at 9:00 a.m. in regular session.

Complete minutes of the November 9 meeting and an agenda for the November 30 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, November 30, 2010 in the Courthouse Boardroom. Roll call: Sevenker, Vogeler, Baker, Cullers, Waldmann, VanSlyke, and Cetak present; none absent. Clerk verified meeting notice was published and agenda posted. Minutes of November 9, 2010 meeting, included in the Board packets, were approved on motion of Cullers, seconded by Cetak. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. Baker moved to adopt the agenda, seconded by Waldmann. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Sevenker noted Open Meetings Act posted, public copies available. There was no public comment.

Because the regular County Board meeting held on November 9, 2010 was not properly publicized by the Clerk, a Consent Agenda listing all action taken by the County Board at this meeting was presented to allow the Board to reaffirm their action at a properly publicized meeting. Following discussion, Vogeler moved to approve the action taken by the Board at their meeting on Nov. 9, 2010, listed as items 1 through 10 on the Consent Agenda, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none.

Road Secretary Simpson noted November payroll and claims totaling \$107,494.16. Larger expenses were for culverts, diesel & grease, bridge replacement expenses, truck repair, and gravel. Expenses for some of the culverts and bridge replacement will be reimbursed by FEMA & NEMA. A \$61,535 transfer from Inheritance Tax to Road for bridge replacement expense will be submitted to FEMA for reimbursement.

Vogeler moved to authorize the Chairman to sign the annual Highway Supt. Certificate for NDOR, seconded by Baker. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none. Waldmann moved to designate the Ord Quiz and Grand Island Independent as official County newspapers for 2011, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Supt. Meyer recommended approval of Easements 10-313 and 10-314 for Frontier. Following discussion, VanSlyke moved to approve Easements 10-313 and 10-314 for Frontier, seconded by Cetak. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none. Supt. Meyer presented Resolution 10-26 which would allow the County to purchase road safety signs such as "One Lane Ahead", "Be Prepared to Stop" and barricades for road closings through a State program at 10% of the actual cost. Waldmann moved to approve Resolution 10-26 for the purchase of the work zone and road closed safety signs, seconded by Cullers. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Supt. Meyer reported: culvert on Comstock Road finished, many sluff-offs filled in; salted November 22; fixed signs; maintaining today; plan to build larger salt shed, will do own work and have most materials, will prevent loss of salt to moisture; 2 piers complete on Bean Creek Bridge and rip rap placed, will set slabs in 2-3 weeks, coming along quickly, if weather holds should be done before spring; Hoevet is to start tearing out Haskell Creek Bridge today, will work as weather permits; Corp permit sent out Wednesday so Miller & Assoc. should have received it by now.

Chairman Sevenker moved to agenda item 9B as Kayla Hinrichs had another appointment. Hinrichs reported they are currently advertising for an Extension Educator, applications due by Dec. 6. Janie Zadina's 2<sup>nd</sup> and final 3 year term on the Extension Board is up and Dr. Randy Grint has indicated he would be willing to serve unless the County Board wished to nominate another candidate. The Board approved the appointment of Dr. Randy Grint to the Extension Board on motion of Vogeler, seconded by VanSlyke. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Joyce Seward and Ashley Woodward presented the monthly hospital report. Seward presented an amendment to the Bylaws of the Hospital Board of Trustees of Valley County Health System to reflect that the licensed hospice unit is owned by the Hospital. They are still working to get settled in new facility and will begin moving ahead with finding a new CEO. Woodward reviewed the financial pages of the monthly report: ADC is at 7.7, was 6.4 last year; clinic visits down due to scheduling 1 hour between visits to allow time for charting patient information in new system, will now be 15 minute schedule; gross patient services close to budget; contractual adjustments are estimates; depreciation has not been finalized; salary expenses are up, hope to get back in line with budget as implementation of new system is completed; net income loss of \$84,436 for month; 275 employees; turnover rate lower than Nebr. average.

Planning & Zoning Admin. Dan Hruza appeared with Marv Scheideler for discussion of the Planning & Zoning Interlocal Agreements with the Villages. Arcadia and Elyria have signed the agreement and North Loup plans to do so at their next meeting. North Loup looked into going on their own, but found it to be too costly. The need to update

the County's P&Z regulations was discussed, including available grants to help pay the costs of the updating. The Board will act on the Interlocal agreement after it has been approved and signed by North Loup Village Board.

Meeting recessed at 10:20 a.m. and reconvened at 10:35 a.m. with all members present.

Jerry Berggren and Marcus Zettler of Berggren Architects and Russ Canfield of Tri-Valley Builders were present to discuss the Courthouse renovation projects. Zettler reported: elevator has passed inspection, operational manuals will soon be made available to the County; once substantial completion has been established will transfer liability to County; Zettler will walk through today and compile a punch list of items that need to be completed in order to reach final completion on the project; discussed list of holes to be filled and painted, about 150 holes were listed, only those caused by demolition are listed, contract charge is \$16 per hole; water heater installed and working in break room, 240 volt removed and 120 volt installed; used new stone in elevator lobby on 3<sup>rd</sup> floor rather than piece together the old, threshold was redone; Fire Marshall has approved a variance to allow no sprinkler system to be installed in the attic mechanical room if it is sealed off with 2 hour fire rating, will be cost savings to County, fire sprinklers installed in the attic prior to approval of the shop drawings should be removed by the installers at no cost to the County. Following discussion the Board agreed that all holes listed by Zettler in his email dated 11/10/10 should be filled and that the woodwork in the break room which was painted red should be repainted brown. VanSlyke moved to authorize Chairman Sevenker to sign the substantial completion form for the elevator when Canfield is ready, seconded by Baker. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. Discussion was held on tuck pointing the Courthouse and the Board agreed that Berggren could proceed with pre-qualifying masons for the project. Sevenker noted that Canfield mentioned a cracked structural beam, Zettler was not aware of this and will check with Canfield. A copy of the Final Acceptance form signed by O'Keefe and Tri-Valley for the elevator and the Elevator Fire Service Testing record and instructions form were included in the Board packets.

Sevenker reported no information from City of Ord on the Partial Communications Consolidation Agreement.

Reminders of the Dec. 7 Valley County Board Summit and the NACO Conference Dec. 8-10 were acknowledged.

The following information was reviewed: November Claims & Balances Report, Claims List, Resolution 10-25 transferring funds from Inheritance Tax to General Fund and information noting that \$425,505.51 of the claimed amount is fund transfers with \$350,306.67 in actual expenditures. Following discussion, Vogeler moved to approve the November Claims and Fund Request in the amount of \$775,812.18 and Resolution 10-25, seconded by Cullers. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak. No: none. Absent: none. Elevator Grant Drawdown #13 in the amount of \$35,605 was approved on motion of Vogeler, seconded by Cetak. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

Steve Rasmussen of Rasmussen Land Surveying was present to discuss the appointment of a Valley County Surveyor for the 2011-2014 term. Rasmussen was appointed to the position for the 2007-2010 term and is willing to continue. Interest has also been expressed by Jesse Hurt of Olsson & Assoc., however, Hurt was unable to appear today and will attend the Dec. 14 meeting. Following discussion, Rasmussen agreed to provide information regarding his pricing for the Dec. 14 meeting and the issue will be discussed further at that time. Included in the discussion was the need to provide adequate storage and indexing for surveys.

County Attorney Glenn Clark, who was appointed along with Attorney Jason White as Deputy for the 2007-2010 term, was present for discussion of the appointment of a County Attorney for the 2011-2014 term. Clark presented a letter to the Board indicating he and White were interested in continuing as County Attorney and Deputy but they are requesting increased compensation and calculated that the amount of time they spend on County business at the Court appointed attorney rate of pay would be \$60,000 per year. The County Attorney salary set by Board Resolution in January of 2010 for the 2011-2014 term authorized a \$1000 increase each year starting at \$42,500 in 2011. Following discussion, it was decided that this item will be on the December 14 agenda for further consideration.

Supervisor Baker reported that he has begun working on cleaning up the Elyria cemetery and that Waldmann has agreed to assist him in completing the cleanup next week.

Mail Folder items available for review: Chamber ED Report, Loup Basin RC&D Newsletter

Meeting adjourned at 12:30 p.m., to reconvene on December 7, 2010 for the Valley County Board Summit at the Fairgrounds, December 14, 2010 at 9:00 a.m. in regular session and 11:00 a.m. as Board of Equalization. Complete minutes of the November 30 meeting and an agenda for the December 7 and 14 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.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session at 9:00 a.m., Tuesday, December 14, 2010 in the Courthouse Boardroom. Roll call: Sevenker, Baker, Cullers, VanSlyke, Cetak, Waldmann present; Vogeler absent. Clerk verified meeting notice was published and agenda posted. Minutes of November 30 meeting, included in the Board packets, approved on motion of Cetak, second by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Cullers moved to adopt the agenda, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler. Sevenker noted posting of Open Meetings Act and public copies available. There was no public comment.

Road Supt. Meyer recommended approval of the Easement refund request of Joe Novotny as he applied for 3 crossings and only 2 were needed. Waldmann moved to approve refund request for Easement 10-311, seconded by Baker. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler.

Meyer's General Report included: hauling broken concrete to stock pile; REA put in 15 poles for salt shed, construction starts today; plan to clean and reorganize quonsets to get more equipment under cover; cleaning ditches; removing/trimming trees, will pile and burn where possible; received revised NDOR design for Ord-North Loup project, bid letting date in March 2012, start project in fall of 2012, County will have to relocate couple of roads, State has purchased ROW, will be completed in phases; Haskel Creek Bridge has been removed, phone line relocated; weather permitting, Theisen will continue work on Bean Creek Bridge in January, work stopped for crane inspection/repair, waiting for slabs to be poured and cured.

Treasurer Suminski reported November fund balances, including: General \$109,287.68, Road \$81,542.36, Visitor Promotion \$5168.12, Visitor Improvement \$12,301.01, Inheritance \$482,879.15. Tax collections slow in November but are picking up in December. Clerk and Treasurer will report on Inheritance Tax expenditures and replacements at the next meeting. Two Pledge Securities for First National Bank were released and replaced in the amounts of \$100,000 and \$995,000. Resolution 10-27, designating the official depositories for Valley County funds, was approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: Vogeler. Suminski reported a request from Dale Zadina regarding a contribution he wished to make to the Fire Dept. through the County in order for the contribution to be tax deductible; however, making the contribution through the City of Ord will be explored first. The Misc. Receipts folder is available for review.

November fee reports for the District Court Clerk and County Clerk were reviewed. The County Clerk report noted a deposit error which was discovered and corrected on 12/2/10.

There was no County Attorney report.

The County Attorney appointment for the 2011-2014 term was discussed. Attorneys Jason White and Robert Sivick were present. Attorney Clark was in District Court. Attorney Sivick noted that he does not wish to be involved if the County is still negotiating with Attorneys White and Clark and left the meeting soon after discussion began. White said he and Clark are not requesting \$60,000 for their services but wanted to bring to the Board's attention that the number of hours spent on Valley County business would calculate out to \$60,000 if they were paid on a per hour basis at the going rate for Court Appointed Attorneys. Discussion included: salaries set by comparable Counties for the County Attorney position; County does not provide health insurance benefits to appointed County Attorney; request increase of \$200 each per month; no problem between White and County Court; 2010-2011 budget request prepared by County Attorney did not include pay increase; not statutorily required that County Attorney attend County Board meetings; going rate for attorneys is \$150 per hour; need for full-time staff in County Attorney Office, if current staff could be trained to do IV-D work so a second part-time staff person would not be needed; discussion to continue later in meeting when Attorney Clark can be present.

Franz Trumler, Planning & Zoning Administrator for Howard & Greeley Counties, was present for discussion of the P&Z Admin. vacancy in Valley County. Trumler is paid yearly by Howard and Greeley Counties, spending 1 day per week in Greeley County and 2 days per week in Howard County. He would be willing to come to Valley County once a week to train someone for a period of 6 months to a year and would prefer to be paid a monthly salary, details to be worked out later. He feels a color printer and scanner are needed for work with flood plain maps and requested a list of Planning Commission and Board of Adjustment members. The vacancy will be placed on the next meeting agenda.

Meeting recessed at 10:45 a.m., reconvened at 11:05 a.m. with all members present except Vogeler.

Jesse Hurt of Olsson Associates and Ronald Ridgway and Lance Harter of Miller & Associates were present for discussion of the County Surveyor position for the 2011-2014 term. Both firms had submitted a written proposal and a written proposal was also received from Thomas L. Krueger of JEO Consulting Group Inc. Chairman Sevenker noted that Steve Rasmussen of Rasmussen Land Surveying was the appointed County Surveyor for the 2006-2010 term but that, following his appearance at the last County Board meeting it appeared that Rasmussen did not desire to continue as County Surveyor for the new term. Hurt's comments included: 10 years in profession, licensed in Nebr. and South Dakota, will notify Road Supt. Meyer prior to any County Surveying, does not hold this position with any other county, will use County equipment to dig if necessary, will monitor and maintain survey records, would like to see records copied, scanned and filed in better manner to make more accessible, will not sign off on private surveyor setting County corner, Olsson's can offer other services, County Surveyor needs to be involved in flood plain mapping, would be willing to use County Road employee as crew member if possible, hourly rate and 1 way mileage. Ridgway and Harter's comments included: Ridgway has been a licensed surveyor in Nebr. since 1999, is appointed surveyor in Kearney & Blaine Counties, willing to appear monthly or weekly and help organize filing of surveys, Kearney County has \$6000 Surveyor budget and usually uses less than \$2000, equipment charges are included in hourly rate, would use County Road Crew when needed, one-way hourly and mileage charge. JEO written proposal was reviewed: Sevenker noted that Krueger was willing to appear but Sevenker told him it was not necessary, Krueger has served as a County Surveyor in one or more counties since 1986, registered Land Surveyor in Nebr. since 1986, hourly rates for services were listed and were comparable to the other 2 proposals, a letter is sent to the Board noting a survey request has been made, the County Road Supt. is contacted, a Robotic Total Station and GPS unit allows for 1 person to perform a majority of the surveying duties. Following discussion, it was decided to wait until the next Board meeting to make a decision on the County Surveyor position.

County Attorney Clark and Deputy County Attorney White were present to continue discussion of the appointment of a County Attorney for the 2011-2014 term. Discussion included: Clark noted the County is not required to advertise for professional services, it was his intention to let the Board know that a \$60,000 annual salary would be comparable to the open market, he feels a \$250 per month raise for each of them could be absorbed in this year's County Attorney budget, also requests \$1,000 annual raise in January of 2012, 2013 and 2014; both Clark & White feel it is important that the Ord Office be staffed fulltime; IV-D work is very technical and governed by HHS; if appointed, Attorney White would serve as the County Attorney and Attorney Clark as the Deputy. Following discussion, VanSlyke moved to approve the appointment of Attorney Jason White as Valley County Attorney and Attorney Glenn Clark as Deputy Valley County Attorney for the 2011-2014 elected term with a \$250 raise for each of them this year to be absorbed into the existing office budget and added to the 2011-2012 office budget and a \$1000 annual raise for the office in January of 2012, 2013 and 2014, seconded by Baker. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler. Clark will prepare a contract.

Swearing in of newly elected and/or appointed County Officials was set for the next Board meeting, December 28, 2010 at 12:00 noon if Clerk Magistrate Pauline Grooms is available to take the oaths.

Meeting recessed at 12:30 p.m. for lunch and reconvened at 1:00 p.m. with all members present except Vogeler.

Marcus Zettler of Berggren Architects and Russ Canfield of Tri Valley Builders were present to discuss the Courthouse renovation projects. Board members accompanied Zettler and Canfield in a walk-through inspection of the punch list for the elevator to determine if the County can accept the elevator as substantially complete and assume full possession of it. Following the inspection, VanSlyke moved to accept substantial completion of the Courthouse elevator and authorize Chairman Sevenker to sign the Certificate of Substantial Completion, seconded by Waldmann. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler. Change orders were presented by Zettler and approved by the Board as follows: Baker moved to approve Fire Sprinkler Project Change Order #3 which authorizes patching of holes in plaster caused by construction for a cost of \$2304, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Cetak, Sevenker, VanSlyke. No: none. Absent: Vogeler. Cullers moved to approve Elevator Project Change Order #8 Revised to add smoke detectors in specific locations and receive credit for no hold-open requirement for door #224 for a total cost of \$504, seconded by Waldmann. Carried. Yes: Cullers, Waldmann, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: Vogeler. Baker moved to approve Elevator Project Change Order #9 authorizing the removal and rerouting of certain electrical and mechanical lines at a cost of \$1741, seconded by Cullers. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Discussion was held regarding removing the sprinkler system pipes installed in the attic since a variance was granted by the Fire Marshal. The Board felt the County should not have to pay the cost

of removing the pipes since the fact that the attic area is not heated should have been apparent in the planning stage of the project, however, in the interest of getting the project completed and since the installer is willing to remove the pipes for \$500, Waldmann moved to approve paying the \$500 cost and authorize the Chairman to sign Fire Sprinkler Change Order #4 for the removal when it is received, seconded by Cetak. Carried. Yes: Waldmann, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: Vogeler. Zettler noted that they are looking at door hardware and suggested the Board may want to look at a master key system which would allow access to all offices with one master key. He also said that they will be prequalifying applicants for the masonry work over the next couple of months and that this project can be completed in phases. Cullers moved to approve the letter to Nebr. Dept. of Economic Development requesting an extension of the CDBG elevator grant deadline from December 31, 2010 to March 31, 2011 in order to complete the final billing, drawdown request and grant paperwork, seconded by VanSlyke. Carried. Yes: Sevenker, VanSlyke, Baker, Cullers, Waldmann, Cetak. No: none. Absent: Vogeler.

Sevenker reported that the City of Ord has set up a committee to meet on the Partial Communication Consolidation Agreement between the City and the County.

There were no items to come before the Board of Equalization.

Cullers moved to approve the Claims and Fund Request in the amount of \$27,830.36 in payment of the December BCBS premium, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Cetak, Sevenker. No: none. Absent: Vogeler.

Remaining agenda items were discussed as follows: letter from NLRPP&I Dist. providing notice of the Bond Issue for reconstruction of the Taylor Diversion Dam, fees will likely increase; County Boards Summit on Dec. 7 discussed ideas for working together, will hold another one in January; discussed County Recognition Dinner, VanSlyke will check with Vets Club in Arcadia for either Feb. 19 or 26; recognized donation of Christmas lights from Jody Lane; request for funds from OHS After Prom Committee was discussed and it was decided that the County could not support one school and not the others and that there were no funds in the budget for this; there were no Committee/Rep reports. The required monthly elevator inspection is to appear on all first monthly meeting agendas. The inspection for December was conducted yesterday by Chairman Sevenker, Russ Canfield and Jenette Lindsey.

Mail Folder items available for review: Ord Area Chamber/ED Report.

Meeting adjourned at 3:00 p.m., to reconvene on December 28, 2010 at 9:00 a.m. in regular session. Complete minutes of the December 14 meeting and an agenda for the December 28 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk

## VALLEY COUNTY BOARD OF SUPERVISORS' MINUTES

The Valley County Board of Supervisors met in regular session on Tuesday, December 28, 2010, at 9:00 a.m. in the Courthouse Boardroom. Roll call: VanSlyke, Waldmann, Baker, Cullers, Sevenker, Cetak, and Vogeler present. The Clerk verified publication of meeting notice and posting of agenda. Minutes of December 14, 2010 meeting were approved on motion of Cullers, seconded by Waldmann. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none. Sevenker noted Open Meetings Act is posted with public copies available. Eugene Bredthauer spoke about roads and taxes under Public Comment. He is opposed to the roundabout planned by the NDOR for North Loup due to the cost, which is paid through taxes, and safety concerns as drivers learn to use it. He felt that truckers and North Loup residents were also opposed to it. Vogeler moved to adopt the agenda, seconded by Baker. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

Road Secretary Simpson reported: December Accounts Payables totaled \$34,769.31, Payroll \$37,694.31; no transfer funds were needed; larger expenses were for tires, bridge repair, supplies and mix for bridge, truck 309 repair, fuel and gravel; approximately 63% of the Road Budget remains.

Road Supt. Meyer reported: new motor grader received today, Board can view it at the shop; NIRMA Assist Grant not awarded to Valley County, more applicants than funds; 2010 bridge inspections completed, no problems found; received load of salt this week, cost \$55.50 per ton, budget for 2 loads; begin work on 1&6 Year Plan, will be on Jan. 26 agenda; Hoevet working on Haskel Creek Bridge as long as weather permits; discussed washboard roads at this time of year caused by dry conditions, gravel does not help and can worsen it, continuing to maintain roads.

Weed Supt. Kaminski presented copies of the proposed Weed Control Plan for 2011 for the Board's review. At the January 11 meeting Kaminski will answer questions about the plan and the Board will act on it.

The monthly Hospital Report was given by CEO Joyce Seward and CFO Ashley Woodward. Seward said they continue to work with TSP to complete the final "punch list" for the project and are getting close to having everything completed. Woodward reviewed the financial pages of the printed report noting the areas where revenue was down or up and explaining that depreciation of equipment affects the bottom line but also provides additional Medicare reimbursement. The first bond payment was made December 15.

Surveyor Tom Krueger of JEO was present to discuss his proposal for the Valley County Surveyor vacancy: due to modern equipment do not often need 2 man crew, provide extra survey page to County with longitude and latitude information, no extra charge for mileage or materials, rate starts from Grand Island, has set up record system in Nuckolls County, notifies County on receipt of survey request. Following general discussion of all proposals the Board decided to wait until the January 11 meeting to make a decision.

Meeting recessed at 9:55 a.m. and reconvened at 10:10 a.m. with all members present.

County Attorney Clark presented a contract for the County Attorney position for the 2011-2014 term between himself, Attorney Jason White and Valley County. The contract was approved and the Chairman authorized to sign it on motion of Vogeler, seconded by Cetak. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Reviewed letter from Judge Brodbeck regarding staffing the County Court Office after Clerk Magistrate Pauline Grooms retires on Dec. 31. Awaiting decision from Supreme Court on amount of time office will be open; for now, will use other personnel from the judicial district. County Clerk's Office accepts and holds County Court filings and mail for the County Court in the absence of the Clerk Magistrate but does not process filings or mail and will continue to do so.

Tena Walahoski's application for Planning and Zoning Administrator was reviewed: Franz Trumler is willing to train someone for the position, need to discuss his fee; starting wage \$12.00 per hour, raise after training completed; Cullers to talk with Walahoski about the position, Sevenker will talk to Marv Scheideler (Planning Commission).

Change Order #4 for the Fire Sprinkler Project in the amount of \$5218 was approved on motion of Cullers, seconded by VanSlyke. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none. The Fire Sprinkler Observation Report was available for review.

The letter from NDDED regarding the CDBG elevator grant monitoring visit was reviewed. Additional documentation was required for the Architect Contract and the Construction Contract and the Clerk reported that these documents have been sent to NDDED. All other areas were found to be satisfactory.

Discussion of the renovation projects included: need for light in north end of second floor hallway, Assessor would like glass panel in office door, a bell or chime to sound when door is opened and a light in the entry area. Baker will contact Clamp for estimate on door and Sevenker will contact Augustyn for estimate on lights.

The Inheritance Tax Fund totaled \$823,149.32 in October and \$482,879.15, the Clerk's report on the fund listed collection of \$3,213.98 and expenditures totaling \$343,484.15. The expenses were for the elevator, the fire sprinkler system, bridge replacement, a dump truck and a shortfall in the General Fund. The CDBG grant pays 56% of the elevator cost and the bridge replacement cost will be submitted to FEMA and NEMA leaving the County responsible for 12.5% of the bridge cost. Discussion was held with regard to replacing the Inheritance Tax funds, however, this can only be done if there is a surplus in the General Fund.

At 11:00 a.m. the Board of Equalization convened on motion of Cetak, seconded by Cullers. Carried. Yes: Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann, Vogeler. No: none. Absent: none. The Assessor and Clerk were present.

Tax List Corrections for Loup Valley Investment Club and Farm Credit Leasing were presented. The Loup Valley Investment Club property was corrected to show that it is located outside the Ord City limits by Tax List Correction #3759 for tax year 2009 and #3760 for tax year 2010. The Farm Credit Leasing property was corrected to add an item to their Personal Property Schedule for tax year 2010 by Tax List Correction #3761. Tax List Corrections #3759, #3760 and #3761 were approved on motion of Vogeler, seconded by VanSlyke. Carried. Yes: VanSlyke, Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker. No: none. Absent: none.

The Board returned to regular session on motion of Cetak, seconded by VanSlyke. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

December Claims and Balances, Claims List, Fund Request of \$403,996.78 and Resolution 10-28 transferring \$141,872.10 from the Grant Fund to the General Fund were reviewed and approved on motion of Waldmann, seconded by Cullers. Carried. Yes: Baker, Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke. No: none. Absent: none.

CDBG Drawdowns #14 and #15 were presented; however, Drawdown #15 cannot be submitted for the final payment of Administration fees to CNEDD until the final billing on the elevator project has been submitted so it is being withdrawn. Cullers moved to approve CDBG Drawdown #14 in the amount of \$16,478, seconded by VanSlyke. Carried. Yes: Cullers, Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker. No: none. Absent: none.

The County Holiday schedule was approved for publication on motion of Baker, seconded by Cullers. Carried. Yes: Waldmann, Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers. No: none. Absent: none.

Discussion was held regarding the Valley County Boards Summit SWOT Analysis sheet asking the participating Boards to list their strengths and weaknesses in preparation for the next meeting.

The County Employee Recognition Dinner was discussed. VanSlyke reported that the Arcadia Legion Club is available on February 26, 2011 and the employees can choose from prime rib for \$14.50 and 6 oz. marinated chicken for \$9.25. The Club would like 2 week's notice on the number of employees attending. The meal would be served at 7:00 p.m.

The following information items were reviewed: State Auditor's email announcing mileage rate of \$.51 per mile effective 1/1/11; NIRMA letter regarding vacancies on the NIRMA Board.

Following discussion, the amendments to the Code Section 125 Plan required due to the Health Reform Act were approved on motion of VanSlyke, seconded by Waldmann. Carried. Yes: Vogeler, Cetak, Sevenker, VanSlyke, Baker, Cullers, Waldmann. No: none. Absent: none.

Reminder of the swearing-in ceremony to be held for all County Officials and their appointed Deputies elected or re-elected at the 2010 General Election immediately following adjournment of the meeting was acknowledged.

There were no items in the mail folder.

Meeting adjourned at 11:45 a.m., to reconvene January 11 at 9:00 a.m. in regular session. Complete minutes of the December 28 meeting and an agenda for the January 11 meeting are available for public inspection in the office of the County Clerk.

I, the undersigned Deputy County Clerk, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the County Board, that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and available for public inspection at the office of the County Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that said minutes were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

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Jenette G. Lindsey, Valley County Clerk