

**BUFFALO COUNTY BOARD OF SUPERVISORS
BUFFALO COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 13, 2012
9:00 A.M**

The Buffalo County Board of Supervisors and the Buffalo County Board of Equalization met on Tuesday, March 13, 2012 at 9:00 A.M and 10:30 A.M. Vice Chairman Dannehl called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Joseph Brayton, Horace Dannehl, Kent Greder, Ivan Klein, William McMullen, and Sherry Morrow. Absent: Richard Pierce. Vice Chairman Dannehl announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review and is posted at the back of the Board Room. County Clerk Janice Giffin took all proceedings hereinafter shown; while the convened meeting was open to the public. County Attorney Shawn Eatherton was present.

Vice Chairman Dannehl called for Citizen’s forum and no one was present to address the Board.

REGULAR AGENDA

Moved by McMullen and seconded by Klein to approve the February 28, 2012 Board meeting minutes. Upon roll call vote, the following Board members voted “Aye”: McMullen, Klein, Brayton, Greder, Morrow and Dannehl. None voted “Nay”. Absent: Pierce. Motion declared carried.

Moved by Morrow and seconded by Greder to accept the Buffalo County Treasurer February 2012 Fund Balance Report. Upon roll call vote, the following Board members voted “Aye”: Morrow, Greder, Brayton, Klein, McMullen and Dannehl. None voted “Nay”. Absent: Pierce. Motion declared carried.

Moved by Morrow and seconded by McMullen to accept the Clerk of the District Court February 2012 Report. Upon roll call vote, the following Board members voted “Aye”: Morrow, McMullen, Brayton, Greder, Klein, and Dannehl. None voted “Nay”. Absent: Pierce. Motion declared carried.

Moved by McMullen and seconded by Brayton to approve the early claim submitted to the County Clerk as listed below. Upon roll call vote, the following Board members voted “Aye”: McMullen, Brayton, Klein, Morrow, and Dannehl. None voted “Nay”. Abstain: Greder. Absent: Pierce. Motion declared carried.

GENERAL		
MIDWAY CHRYSLER DODGE JEEP	DODGE VAN	19,938.00

Moved by Morrow and seconded by Brayton to authorize payment of error made in the County Assessor’s office on an employee payroll claim in February. Claim total amount to be paid out of the General Fund is \$576.66. Upon roll call vote, the following Board members voted “Aye”: Morrow, Brayton, Greder, Klein, McMullen and Dannehl. None voted “Nay”. Absent: Pierce. Motion declared carried.

COURTHOUSE RENOVATIONS

No one was present for Courthouse Renovations reports and recommendations.

REGULAR AGENDA

Vice Chairman Dannehl reviewed the following correspondence. Nebraska Department of Roads sent the schedule of the LPA Workforce Development Project Courses. The Nebraska Correctional Administrators and Managers Association and Nebraska Jail Standards sent information on the 2012 Spring Training Conference. The Nebraska Department of Environmental Quality sent approval to Operate LWCF Phase 1 for Rogers Grain and Livestock Inc. The Building Blocks newsletter was received from Beckenhauer Construction. Buffalo County Community Partners sent correspondence regarding the vacant seat on the Board of Directors. United States Department of the Interior sent information on the 150th Anniversary of the Homestead Act of 1862. Emergency Manager Darrin Lewis sent correspondence on the 2012 Emergency Management Performance Grant (EMPG). Kyle and Trudy Flaherty sent a complaint that was turned over to the Road Committee. Vice Chairman Dannehl called on each Board member present for committee reports and recommendations.

Moved by Morrow and seconded by Greder to approve the release of pledged collateral for the Buffalo County Treasurer in the amount of \$3,000,000.00 from the Platte Valley State Bank. Upon roll call vote, the following Board members voted “Aye”: Morrow, Greder, Brayton, Klein, McMullen and Dannehl. None voted “Nay”. Absent: Pierce. Motion declared carried.

Charles McGraw, RYDE Transportation Director, was present to submit his 2012/2013 preliminary fiscal year budget request and to ask for approval of a local funding match grant. Moved by Morrow and seconded by Greder to approve the following Resolution

2012-06. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Klein, McMullen and Dannehl. None voted "Nay". Abstain: Brayton. Absent: Pierce. Motion declared carried.

RESOLUTION 2012-06

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, the Community Action Partnership of Mid Nebraska – RYDE Transit desires to apply for said funds to provide public transportation in (transit system's service area).

NOW THEREFORE, BE IT RESOLVED; the Buffalo County Board of Supervisors hereby instructs the Community Action Partnership of Mid Nebraska – RYDE Transit to apply for said funds.

Said funds are to be used for the Community Action Partnership of Mid Nebraska – RYDE Transit transportation operations in the FY 2012-2013 Application for Public Transportation Assistance.

Moved by McMullen and seconded by Greder to enter into Executive Session to discuss personnel issues at 9:19 A.M. In addition to Board members responding to roll call, County Attorney Shawn Eatherton and Board Administrator Lynn Rauner were present. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Brayton, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Board Administrator Lynn Rauner left the meeting at 9:25 A.M. when Election Commissioner Glenda DeBrie arrived at the meeting. DeBrie left the meeting at 9:35 A.M.

Moved by McMullen and seconded by Greder to move out of Executive Session at 9:47 A.M. and resume the open meeting. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Brayton, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Kim McDowell, DBA Ravenna Super Foods was present to request a special designated liquor license. After discussion and review of the County Sheriff's report, it was moved by Brayton and seconded by Klein to approve the Special Designated Liquor License application for an event to be held at The Club, 35665 Pine Rd, Ravenna, Nebraska on April 14, 2012. Upon roll call vote, the following Board members voted "Aye": Brayton, Klein, Greder, McMullen, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried

Highway Superintendent Ron Sklenar was present for the following Agenda items.

Moved by McMullen and seconded by Klein to approve the Interlocal Agreement with Dawson County for Buffalo County Project C10 (368) and Dawson County Project C24 (301). Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Brayton, Greder, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by McMullen and seconded by Klein to approve Resolution 2012-07 to authorize Vice Chairman to sign the Interlocal Agreement with the City of Gibbon for Project C10 (836) as presented by the County Attorney's office with the addendum that the project will commence by May 1, 2012. Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Brayton, Greder, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

RESOLUTION 2012-07

WHEREAS the City of Gibbon and Buffalo County desire to enter into an inter local agreement to improve 7th Street and Pawnee Road, Gibbon, Nebraska, for portions of county and city streets and roads, and

WHEREAS, an Interlocal Government Agreement has been drafted that addresses construction issues, and

NOW THEREFORE, be it resolved that Buffalo County accepts the Interlocal Agreement between itself and City of Gibbon all as set forth in the minutes of this meeting and this Board authorizes it's Chairperson, or Vice-Chairperson in his absence, to sign such agreement on behalf of Buffalo County and to do all necessary to carry out the provisions of such Interlocal agreement.

The scheduled bid opening for the C10 (836) project was cancelled. The Interlocal Agreement states that the City of Gibbon will design, bid and generally supervise the project.

Road Committee Chairman McMullen instructed County Clerk Giffin to open and read aloud the bids submitted for the C10 (501) Shelton West and C10 (400) Riverdale Northwest. Bids were submitted by Simon Contractors and Wilke Contracting Corporation. The Road Committee and Highway Superintendent will review the bids and come back with recommendations at the next meeting.

Road Committee Chairman McMullen instructed County Clerk Giffin to open and read aloud the submitted Precast Concrete Deck Slabs. Bids were submitted by Husker Steel, Oden Enterprises and Midwest Service and Sales. The Road Committee and Highway Superintendent will review the bids and come back with recommendations at the next meeting.

Emergency Manager Darrin Lewis was present to discuss the Interlocal Agreement with the City of Kearney for Emergency Continuity of Operations Plan and Debris Management Plan. Moved by Greder and seconded by McMullen to authorize the Chairman to sign the Interlocal Agreement with the City of Kearney. Upon roll call vote, the following Board members voted "Aye": Greder, McMullen, Morrow, Brayton, Klein, and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by Klein and seconded by Greder to recess the regular meeting of the Board of Supervisors at 10:30 A.M. and reconvene as a Board of Equalization. Upon roll call vote, the following Board members voted "Aye": Klein, Greder, Brayton, McMullen, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

BOARD OF EQUALIZATION

Chairman Pierce called the Board of Equalization to order in open session. Deputy County Assessor Joe Barber and County Treasurer Jean Sidwell were present.

Moved by Greder and seconded by Morrow to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Kearney Catholic High School on a 2008 Chevrolet Suburban. Upon roll call vote, the following Board members voted "Aye": Greder, Morrow, Brayton, Klein, McMullen, and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by Morrow and seconded by Klein to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for United Campus Ministry on a 1999 GMC Suburban and 1999 enclosed trailer. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Brayton, Greder, McMullen, and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by McMullen and seconded by Brayton to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Nebraska Conference of the United Methodist Church on a 2011 Honda CRV. Upon roll call vote, the following Board members voted "Aye": McMullen, Brayton, Greder, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by Greder and seconded by Brayton to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Sisters of St Francis on a 2010 Ford sedan. Upon roll call vote, the following Board members voted "Aye": Greder, Brayton, Klein, McMullen, Morrow and Dannehl. Absent: Pierce. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by McMullen to approve Tax List Corrections numbered 3820 through 3822 submitted by County Assessor Joe Woodward. Upon roll call vote, the following Board members voted "Aye": Greder, McMullen, Brayton, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Vice Chairman Dannehl opened the hearing for Kearney Church of Christ Bldg. Corp Permissive Tax Exemption application at 10:35 A.M. Deputy Assessor Barber clarified that this parcel is a church. No one addressed the Board and the hearing was closed. Moved by McMullen and seconded by Greder to approve Permissive Tax Exemptions for Kearney Church of Christ Bldg. Corp parcel number 605400000. Upon roll call vote, the following Board members voted "Aye": McMullen, Greder, Brayton, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Vice Chairman Dannehl opened the hearing for Church of Christ Permissive Tax Exemption application at 10:41 A.M. Hearing closed at 10:42 A.M. Moved by Greder and seconded by McMullen to approve Permissive Tax Exemption for Church of Christ parcel number 601831000. Upon roll call vote, the following Board members voted "Aye": Greder, McMullen, Brayton, Klein, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Moved by Klein and seconded by Brayton to recess the Board of Equalization and to return to the regular meeting of the Board of Supervisors. Upon roll call vote, the following Board members voted "Aye": Klein, Brayton, Greder, McMullen, Morrow and Dannehl. None voted "Nay". Absent: Pierce. Motion declared carried.

Vice Chairman Dannehl asked if there was anything else to come before the Board at 10:43 A.M. before he declared the meeting adjourned until the regular meeting on Tuesday, March 27, 2012 at 9:00 A.M.