

**BUFFALO COUNTY BOARD OF SUPERVISORS
BUFFALO COUNTY BOARD OF EQUALIZATION
TUESDAY, MARCH 12, 2013
9:00 A.M**

The Buffalo County Board of Supervisors and the Buffalo County Board of Equalization met on Tuesday, March 12, 2013 at 9:00 A.M. and 10:30 A.M. Chairman McMullen called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Francis Biehl, Joseph Brayton, Kent Greder, Ivan Klein, Sherry Morrow, Dennis Reiter and William McMullen. (The Board room is being renovated at this time; therefore this meeting was held in Hearing Room B of the Justice Center.) Chairman McMullen 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. County Clerk Janice Giffin took all proceedings hereinafter shown; while the convened meeting was open to the public. County Attorney Shawn Eatherton was present.

County Clerk Giffin administered the oath of office to the newly appointed Deputy County Assessor Nora Borer. Borer has been employed by Buffalo County since September 1991, previously serving in the Register of Deeds office until May 2008.

REGULAR AGENDA

Moved by Brayton and seconded by Reiter to approve the February 26, 2013 Board meeting minutes. Upon roll call vote, the following Board members voted "Aye": Brayton, Reiter, Biehl, Greder, Klein, Morrow and McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Greder to accept the County Treasurer February 2013 Fund Balance Report and the Clerk of District Court February 2013 Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Biehl, Brayton, Klein, Reiter and McMullen. None voted "Nay". Motion declared carried.

COURTHOUSE RENOVATIONS

Job Superintendent Joey Thoene and Project Manager Steve Gaasch from Beckenhauer Construction were present to update the Board on the Phases 4-7 Courthouse Renovation Project. Gaasch presented the Contract Change Order 1 of the Phase 4-7 Courthouse Renovation Projects for the Chairman's signature and reviewed the Change Order Requests. Contract Change Order 1 is a compilation of previously approved Change Orders; therefore no action was necessary.

Moved by Morrow and seconded by Greder to approve the following Change Order Requests of the Phase 4-7 Project; Request #2 for repairs to breakroom masonry wall in the amount of \$6,407.00; Request #3 for wall replacement changes in the amount of \$2,838.00; Request #4 for additional sewer line replacements in the amount of \$12,005.00; Request #5 for wall framing necessary to move & recess electrical panels in the amount of \$8,155.00; Request #7 for additional framing under windows in the amount of \$395.00; Request #9 for additional door hardware and upgrade power supply in the amount of \$6,910.00; Request #10 to replace ACT Ceilings in the amount of \$3,096.00; Request #11 for additional floor repair in the amount of \$1,560.00; Request #12 for electrical changes in the amount of \$804.00; and Request #13 for electrical revisions in the amount of \$993.00. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Biehl, Brayton, Klein, Reiter and McMullen. None voted "Nay". Motion declared carried.

REGULAR AGENDA

Chairman McMullen reviewed the following correspondence. The Board received notice from the Nebraska Jail Standards for Spring Training. The United Way CEO Breakfast will be March 13, 2013 at 7:00 AM. Chairman McMullen called on each Board member present for committee reports and recommendations.

After discussion and review of the County Sheriff's report, it was moved by Greder and seconded by Brayton to approve the Special Designated Liquor License application filed by Shawn E Engberg d/b/a Alley Rose for an event to be held at the National Guard Armory 5710 Airport Road, Kearney NE on April 13, 2013. Upon roll call vote, the following Board members voted "Aye": Greder, Brayton, Biehl, Klein, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

Charles McGraw, Transportation Director for RYDE Transit Public Transportation was present for the annual discussion of fare rate increases and coordination of rides.

Moved by Reiter and seconded by Morrow to approve the Local Funding Match Resolution 2013-08 for the RYDE Transit Public Transportation. Upon roll call vote, the following Board members voted "Aye": Reiter, Morrow, Biehl, Greder, Klein and McMullen. Abstain: Brayton. None voted "Nay". Motion declared carried.

RESOLUTION 2013-08

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 2013-2014 Application for Public Transportation Assistance.

Moved by Klein and seconded by Brayton to recess the regular meeting of the Board of Supervisors at 9:41 A.M. and reconvene as a Board of Equalization. Upon voice vote all Board Members present voted "Aye". None voted "Nay". Motion declared carried.

BOARD OF EQUALIZATION

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

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

Moved by Brayton and seconded by Reiter to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for First United Methodist Church on a 2010 Ford Van. Upon roll call vote, the following Board members voted "Aye": Brayton, Reiter, Biehl, Greder, Klein, Morrow and McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Klein to approve Tax List Corrections numbered 3941 through 3945 submitted by County Assessor Barber. Upon roll call vote, the following Board members voted "Aye": Greder, Klein, Biehl, Brayton, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Klein to recess the Board of Equalization at 9:48 A.M. and to return to the regular meeting of the Board of Supervisors. Upon voice vote all Board Members present voted "Aye". None voted "Nay". Motion declared carried.

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

Moved by Klein and seconded by Brayton to accept the gravel bids as follows: T & F Sand & Gravel for Zones 1, 2, 3, 4, 6 and 8; Whitney Sand & Gravel for Zones 5, 7, 9, 17, 19, 20 and 21; Ed Broadfoot & Sons Sand & Gravel for Zone 10; Broadfoot Sand & Gravel for Zones 11, 12, 13, 14, 15 and 16; and Mid-NE Aggregates for Zones 18, 22, 23, 24, 25 and 26. Upon roll call vote, the following Board members voted "Aye": Klein, Brayton, Biehl, Greder, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

The Board discussed the Sharon Township Board request for Classification Change from Minimum Maintenance to a Local RL-3 Classification. The first classification change request was for 175th Road east of Pawnee Road between Sections 7 and 18, Township 10 North, Range 13 West. Dick and Lois Kinnan would like to build a house on that road and will respond back to the Board with their cost proposals to change the road classification. The Highway Committee will meet with the Kinnan's before the next board meeting.

Moved by Klein and seconded by Brayton to change the classification on Pole Line Road (205) west of Shelton Road which is a one mile road between Section 2, Township 10 North, Range 13 West and Section 35, Township 11 North, Range 13 West from minimum maintenance to Local RL-3 Classification. (Current roadway condition meets the RL-3 standard.) Upon roll call vote, the following Board members voted "Aye": Klein, Brayton, Biehl, Greder, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

The Board discussed the P&M Subdivision petition maintenance request with Highway Superintendent Sklenar. Sklenar submitted a list of specifications that have not been met in order to comply with the Buffalo County subdivision regulations. Until the requirements are met there will be no action taken on this request.

Chairman McMullen called for Citizen's forum and no one was present.

Chairman McMullen asked if there was anything else to come before the Board at 10:08 A.M. before he declared the meeting adjourned until the regular meeting on Tuesday March 26, 2013 at 9:00 A.M.