

**BUFFALO COUNTY BOARD OF COMMISSIONERS
BUFFALO COUNTY BOARD OF EQUALIZATION
TUESDAY, APRIL 14, 2015
9:00 A.M.**

The Buffalo County Board of Commissioners and the Buffalo County Board of Equalization met on Tuesday, April 14, 2015 at 9:00 A.M. and 9:30 A.M. Vice Chairman Klein 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, Sherry Morrow, Dennis Reiter and Ivan Klein. Absent: William McMullen. A copy of the acknowledgment and receipt of notice and agenda by the Board of Commissioners is attached to these minutes. Vice Chairman Klein 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 and Deputy County Attorney Kari Fisk were present.

REGULAR AGENDA

Moved by Brayton and seconded by Biehl to approve the April 7, 2015 Board meeting minutes. Upon roll call vote, the following Board members voted "Aye": Brayton, Biehl, Greder, Morrow, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Greder to accept the Buffalo County Treasurer March 2015 Fund Balance Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Biehl, Brayton, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Greder to approve the following Resolution 2015-17 to instruct County Treasurer Jean Sidwell to issue Tax Sale Certificates in the name of the County. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Biehl, Brayton, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

RESOLUTION 2015-17

WHEREAS, The Revised Statutes of Nebraska, Sec. 77-1809 and 77-1918, provides that upon the direction of the County Board of Commissioners, for the County Treasurer to issue Tax Sale Certificates in the name of the County, and

WHEREAS, the following list of legal descriptions have either delinquent taxes for the years 2008, 2009, 2010, 2011, 2012, 2013 and have been offered for sale at Public Sale, and have remained unsold for want of bidders,

NOW THEREFORE BE IT RESOLVED, that the Buffalo County Board directs the County Treasurer of Buffalo County, to place Tax Sale Certificates on all delinquent taxes and special assessments for 2008, 2009, 2010, 2011, 2012, 2013 and to maintain such Certificates in her custody, and to purchase all subsequent taxes thereon as the same may become delinquent.

Moved by Morrow and seconded by Biehl to approve the following tax refund request submitted by County Treasurer Sidwell for NE Colorado Cellular Inc. in the amount of \$3,030.09. Upon roll call vote, the following Board members voted "Aye": Morrow, Biehl, Brayton, Greder, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Brayton to approve the following tax refund request submitted by County Treasurer Sidwell for Joshua & Jami Salter in the amount of \$72.36 on parcel number 240132005. Upon roll call vote, the following Board members voted "Aye": Greder, Brayton, Biehl, Morrow, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Greder to approve the budget transfer of a vacation bank liability from the County General Budget 605 to Budget 641 with the following Resolution 2015-18. Upon roll call vote, the following Board members voted "Aye": Morrow, Greder, Biehl, Brayton, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

RESOLUTION 2015-18

WHEREAS, an employee of the Buffalo County Assessor is transferring to the Buffalo County Building and Grounds Department effective April 13, 2015,

WHEREAS this employee remained an employee of Buffalo County at the time of transfer between departments,

WHEREAS this employee has a vacation bank as of their last date in the Assessors department with a payout value of \$3,482.41,

WHEREAS the employee's transfer to the Building and Grounds department transfers the potential liability for their vacation bank from the Assessors budget, Budget #605 to the Building & Grounds budget, Budget #641,

WHEREAS the Buffalo County Assessor, Joseph Barber, has elected to resolve this liability by voluntarily transfer of said liability in lieu of other options,

BE IT RESOLVED that \$3,482.41 be transferred within the General Fund from Budget #605-1-0305 to Budget #641-1-0406.

Project Manager Steve Gaasch from Beckenhauer Construction presented and reviewed a finalized bid tabulation sheet from the bid opening of the Maintenance Garage project on April 7, 2015. Moved by Biehl and seconded by Brayton to amend the Construction Management Agreement with Beckenhauer Construction and to authorize Beckenhauer Construction to enter into contracts with the approved vendors as outlined on the bid tabulation sheet. The bid tabulation sheet includes the following awards: Bid Packages 2, 3A and 3B to BGT, Bid Package 8A to Overhead Door Company, Bid Package 9 to Kucera Painting, Bid Package 13 to Beckenhauer Construction, Bid Package 13A to Schroeder Steel Erection, Bid Package 16 to Middleton Electric with the Guaranteed Maximum Price (GMP) set at \$345,760.00. Upon roll call vote, the following Board members voted "Aye": Biehl, Brayton, Greder, Morrow, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Buffalo County and the City of Kearney entered into an interlocal agreement regarding the bookmobile in 2003 and part of that agreement involved a plan to replace the current bookmobile. Wendell Wessells Director of Finance and Administration, Matthew Williams Library Director, Christine Walsh Assistant Library Director from the City of Kearney and John Goodbrake of Coach Masters were present to discuss the urgency of purchasing a different bookmobile and the steps that have been taken to find a replacement. Moved by Morrow and seconded by Biehl to suspend the bidding process because of the uniqueness of the bookmobile and to authorize the City of Kearney to pursue the purchase of a bookmobile. The uniqueness of finding a used bookmobile in order to suspend the bidding process included the heavy duty chassis, generator, ADA door, length of the vehicle to fit the current garage space, pre customized shelving, pre emission engine and the wiring on the bus. Upon roll call vote, the following Board members voted "Aye": Morrow, Biehl, Brayton, Greder, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

REGULAR AGENDA

Vice Chairman Klein reviewed the following correspondence. The Board received a thank you note from Arlene Slack for her retirement gift and reception. Vice Chairman Klein called on each Board member present for committee reports and recommendations.

Vice Chairman Klein instructed County Clerk Giffin to open and read aloud the submitted bids for the Building and Grounds Skid Steer. Bids were submitted from the following companies: NMC Cat, Central Nebraska Bobcat, Landmark Implement and Titan Machinery. The Building and Grounds Committee will review the bids and come back with recommendations at a later date.

Moved by Greder and seconded by Reiter to recess the regular meeting of the Board of Commissioners at 9:51 A.M. and reconvene as a Board of Equalization. Upon roll call vote, the following Board members voted "Aye": Greder, Reiter, Biehl, Brayton, Morrow and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

BOARD OF EQUALIZATION

Vice Chairman Klein called the Board of Equalization to order in open session. County Assessor Joe Barber, Deputy County Assessor Nora Borer and County Treasurer Jean Sidwell were present.

Vice Chairman Klein opened the hearing for Tax Exemption on Real and Personal Property application at 9:51 A.M. for the Help Care Clinic personal property exemption application. Executive Director Linda Muhlbach was present. No one else addressed the Board and Vice Chairman Klein closed the public hearing at 9:53 A.M. Moved by Biehl and seconded by Reiter to approve the personal property tax exemption application. Upon roll call vote, the following Board members voted "Aye": Biehl, Reiter, Brayton, Greder, Morrow and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Reiter and seconded by Morrow to approve the Valuation Change submitted by County Assessor Barber for Turkey Creek Properties LLC, parcel number 580076011 that occurred after the abstract was sent to the State of Nebraska. Upon roll call vote, the following Board members voted "Aye": Reiter, Morrow, Biehl, Brayton, Greder and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Reiter and seconded by Biehl to approve the Valuation Change submitted by County Assessor Barber for Terry W and Kathleen A Labs, parcel number 480094000 that occurred after the abstract was sent to the State of Nebraska. Upon roll call vote, the following Board members voted "Aye": Reiter, Biehl, Brayton, Greder, Morrow and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Biehl to approve the Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Community Action Partnership of Mid-Nebraska on a 2003 Ford Windstar and a 2015 Chevrolet Malibu. Upon roll call vote, the following Board members voted "Aye": Greder, Biehl, Brayton, Morrow, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Brayton and seconded by Reiter to approve the renewal Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Royal Family Kids Inc. on a 2013 Dodge Caravan. Upon roll call vote, the following Board members voted "Aye": Brayton, Reiter, Biehl, Greder, Morrow and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Brayton to adjourn the Board of Equalization and return to the regular meeting of the Board of Commissioners at 9:59 A.M. Upon roll call vote, the following Board members voted "Aye": Greder, Brayton, Biehl, Morrow, Reiter and Klein. Absent: McMullen. None voted "Nay". Motion declared carried.

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

Vice Chairman Klein opened the public hearing at 10:00 A.M. for the road vacation referred to as NW $\frac{1}{2}$ and SW $\frac{1}{4}$ Section 16 and NE $\frac{1}{4}$ and SE $\frac{1}{4}$ Section 17, Township 11 North, Range 15 W of the 6th P.M., Buffalo County, Nebraska. Deputy County Attorney Andrew Hoffmeister and Deputy County Attorney Kari Fisk were present and reviewed the road vacation petition. Public members who addressed the Board were Dale Busch, Bonnie Busch, Rita Busch, Gerry Refior, Ken Unick, Bob Cruise and Don Chavanu. Highway Superintendent Ron Sklenar reported to the Board about the road standards and the requirements necessary should this road change classifications. Vice Chairman Klein closed the hearing at 10:23 A.M. and no decision can be made at this meeting according to State Statutes.

REGULAR AGENDA

South Central Economic Development District (SCEDD) Executive Director Sharon Hueftle was present to give updated reports. Prepared handouts are on file with the County Clerk and no action was necessary.

The Board discussed a draft copy of a Footwear Policy that was prepared by the Buffalo County Highway Department Employees and reviewed by the County Attorney's office. Deputy County Attorney Kari Fisk and Highway Superintendent Ron Sklenar entered into the discussion. The draft copy encourages the use of steel toed shoes/boots but will not mandate the use of steel toed shoes/boots. No action was taken at this time.

Vice Chairman Klein called for Citizen's forum and Buffalo County Sheriff Neil Miller was present to report on the steps being taken by the committee that was formed to replace or keep the current phone system shared by the City of Kearney and Buffalo County. No action was necessary.

Commissioners Biehl and Reiter accompanied Sheriff Neil Miller to conduct the quarterly inspection of the Buffalo County Jail.

At 11:24 A.M. Vice Chairman Klein asked if there was anything else to come before the board before he declared the meeting adjourned until the regular meeting on Tuesday April 28, 2015 at 9:00 A.M.