

February 26, 2013

The Merrick County Board of Equalization met Tuesday, February 26, 2013 at 9:00 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Graves, Helgoth, Kucera, Jefferson, Hahn, and Wiegert present. Weller was absent. Also present was County Attorney Lynelle Homolka.

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal and the Merrick County Website. Proof of publication is filed in the Clerk's Office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's Office.

Chairman Wiegert declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act, called the meeting to order and in open session at 9:00 a.m.

Moved Jefferson, second Graves to convene as Board of Equalization at 9:00 a.m. Roll Call: All Ayes

Kucera led the Pledge of Allegiance to the Flag.

Agenda: Moved Graves, second Hahn to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Kucera, second Helgoth to approve the minutes as published for February 12, 2013. Roll Call: All Ayes.

Permissive exemption hearing @ 9:02 a.m.: Moved Graves, second Hahn to go into a hearing at 9:02 a.m. for permissive exemptions. Roll Call: All Ayes. Assessor Placke reminded the Board that she had asked to review the First Baptist Church, Eagles, and Merrick Foundation. Placke said the North side of Merrick Foundation is not being used as charitable, religious, or educational purposes, but by an insurance company. Chuck Griffith of the Merrick Foundation told the Board the Merrick Foundation charges a token rent of \$50.00 and the Merrick Foundation pays \$3,000.00 to have a business coach. It is a business incubator and they provide a business coach there. This is to bring more businesses to town and just more business in general. Griffith said they are not trying to get out of paying taxes. Placke asked Griffith if the business makes money and Griffith said it does make a profit. Griffith said they are not saying that it is 100% educational. It is temporary until December and then someone else will come in. The Foundation wants to give someone a start up office to start a business. The intent is not to give unfair advantage but to bring new businesses in and get them started. Placke said that she felt it should be taxed by finding a value of the whole building and tax the footage that is being used by the insurance company. Placke shows that there is 3878 total feet and the insurance office being 1000 feet of that. Placke said that there has been some talk amongst the State on the exemptions of the chambers, but she did not want to go into that. Placke said it was not the rent but the activity she questioned. The Tax Administrator and the Assessor can appeal the County Board of Equalization's decision if they choose to. Moved Jefferson, second Hahn to make Merrick Foundation exempt. Roll Call: All Ayes. Eagles Club Manager Kim Dempewolf was present for the Eagles Club. Placke stated that an establishment serving alcohol more than 20 hours a week cannot be exempt. There has been a TERC case where just the bar area was taxable. Dempewolf said that they are open to serve alcohol more than 20 hours a week. The Eagles' give money to many charities and went on to list some of them. They have also given out \$900.00 so far in scholarships and that 58% is given to charities. The Eagles do pay some taxes because they have a partial exemption. Moved Kucera, second Hahn to keep the Eagle's at a partial exemption like it has been. Roll Call: All Ayes. Placke said next was the First Baptist Church in Central City. They have four parcels currently that are exempt. They are the parsonage across the street, two parcels to the east of the church, and the church. Placke said that she recommends the current parsonage go back on the tax rolls. Pastor Brad Jenkins said the house they bought because they wanted to eventually tear it down and build onto the church. They needed the land under the house. It is now being used for missionaries. They do not charge the missionaries to stay there. The groundskeeper lives in the parsonage and they do not charge him to live there. He keeps the grounds and the church up. Pastor Jenkins did say that the groundskeeper does have other employment. The other parcel east of the church is vacant. Placke said that none of this was permissive activity. The house across the street is not being used as a parsonage. Pastor Jenkins said his home is privately owned. The person living in the parsonage takes care of the properties. Hahn said he did not feel it was right to penalize a fairly new church trying to get established. Moved Hahn, second Jefferson to keep the exemption for all four parcels for the First Baptist Church. Roll Call: All Ayes. Moved Graves, second Helgoth to go out of the permissive exemption hearing at 9:25 a.m. Roll Call: All Ayes.

Adjourn: Moved Graves, second Hahn to adjourn as Board of Equalization at 9:25 a.m. Roll Call: All Ayes.

/s/Roger Wiegert, Chairman

/s/Marcia Wichmann, County Clerk

February 26, 2013

The Merrick County Board of Supervisors met Tuesday, February 26, 2013 at 9:26 a.m. in the Supervisors Room, County Courthouse, Central City, NE, with Graves, Helgoth, Jefferson, Kucera, Hahn, and Wiegert present. Weller was absent. Also present was County Attorney Lynelle Homolka.

Moved Hahn, second Jefferson to convene as Board of Supervisors at 9:26 a.m. Roll Call: All Ayes

Notice of the meeting was given thereof by publications in the Republican Nonpareil and The Palmer Journal and on the

Merrick County website. Proof of publication is filed in the Clerk's Office. Copies of the agenda were mailed to each Supervisor and kept current and available to the public at the County Clerk's Office.

Chairman Wiegert declared the meeting was preceded by publicized notice and having acknowledged and identified the location of the posting of the current copy of the Open Meetings Act, called the meeting to order and in open session at 9:26 a.m.

Agenda: Moved Helgoth, second Graves to approve the agenda as presented. Roll Call: All Ayes.

Minutes: Moved Graves, second Jefferson to approve the minutes as presented for February 12, 2013. Roll Call: All Ayes.

Supervisors meetings: Graves attended the hospital meeting last Wednesday and Wiegert attended the Midland Area on Aging meeting on February 14, 2013.

Official reports: Beth Pullen told the Board that at 7:45 a.m. when she went to unlock the front doors of the courthouse the one front door was propped open with a sign. She said the building committee needs to do something about this. Pullen said there are a lot of other solutions than propping the door open. Pullen said that as she understands the front doors are not to be open until 8:00 a.m. and when we have the door propped open like that; if they would just turn the electricity on to the switch they can use the little power things and people could still come in. Then at least the door would not be propped open. When you leave the door open like that Pullen said what kind of critters are the other offices getting that are coming in. Extension Education Jeanette Friesen read a statement praising the staff in the Extension Office.

Hospital update: Tad Hunt gave an update on the hospital. Hunt requested an executive session to discuss strategy on pending or potential litigation. Moved Graves, second Hahn to go into executive session at 9:43 a.m. to discuss strategy on pending or potential litigation. Roll Call: All Ayes. Moved Helgoth, second Kucera to go out of executive session at 9:58 a.m. Roll Call: All Ayes.

Public hearing for conditional use at 9:30 a.m.: Moved Graves, second Helgoth to open the public hearing for a conditional use application for McHargue Brothers at 10:00 a.m. Roll Call: All Ayes. Planning and Zoning Jennifer Myers said that for public record they went with the County Board and County Attorney's recommendations Planning & Zoning proceeded with a Conditional Use Permit Application for McHargue Bros. Thirteen years ago the McHargue Brothers came before the County Board with a conditional use application which was for the purpose of making that use available to build the three hoop buildings. At that time they already had two established buildings and three hoop buildings that were currently on the property but regulations had changed at that time so part of that process was that they had to do a conditional use permit for the purpose of any new building. So at the time they went through the process and everything to get to that point and they were approved for a conditional use that turned out to be the wrong legal. Thirteen years later McHargue Brothers want to put up a new building. They want to tear down three buildings that are there and put up a new building and want to make sure everything is correct with zoning. Come to find out that the conditional use application that went through the County Board and not Planning and Zoning at that time could not be found in the Clerk's office or for record. All we could find was the minutes from that meeting. At that time they were going off of the minutes. There were no other conditions or anything that was part of that approval. So after the board meeting last time, Myers went down to her office and she found the application stuck somewhere that was no where close to where it should have been. She did find it to confirm that the wrong legal was on the application. It was the wrong legal for land that McHargue Bros. did not even own. It was even more justified to get this properly done and properly taken care of. She has been working with McHargue Bros. to get that done. They sent out public notices to 250 landowners within 11/2 of the facility. They even went out 11/2 from western edge of the current facilities to make sure they were covered. They did decide to do a conditional use for the whole entire hog confinement unit. The 250 notices went out for the purpose of the 10 day notices and they did have their Planning & Zoning meeting last night and at that time there about 10 people there and she did not know what position they were representing. Mark McHargue was there on behalf of McHargue Bros. and he was the only one who spoke and there was no other opposition. Myers also got a letter from Green Plains Ethanol Plant which they were in complete support of the conditional use application and did encourage the Board approve the conditional use application. Myers did get a few phone calls that were more for clarification of what was going on with the public hearing. In the notices she did send out to the landowners, she did try to explain it the best that she could that this was for lack of better words what they felt was a clean up issue. Myers did talk to Chris Anderson with the City of Central City, he left her with the position that the City would not have any objections to this and they plan to not take any objectionable stance on this like they did thirteen years ago. Myers told Anderson that if any of the City Council member or anybody like that had any problems with this or hears anything to feel free to give her a call and she had not heard anything from any city council members. She supplied the Board with the application where the facility is going to be in conjunction to the current hoop buildings that are there. They are not planning on increasing any animal units as a result of this. They are going to be operating within the same DEQ approved animal units they were previously approved for. They have only been operating at about half of that since they increased back in 2005. This facility that they would like to build if they get approved for the conditional use, Myers thinks this would keep them under the animal unit or pretty close and Paul McHargue said right at it. The lagoon that is there will accommodate this new building. They have already met with DEQ, they were out two Wednesdays ago, to do an inspection and there is a possible 120 day wait to get approved by the DEQ. They are not planning to proceed to build obviously until they get DEQ approval. Paul McHargue was representing

McHargue Brothers and several other people were present that she does not know if they are in opposition or against anything but they are just really trying to get this to a point of being properly approved so they can move on to what they do and kind of clean up a situation was in just all intensive purposes they were intending to do the right thing at the time, but it didn't get done like it should have. The Planning & Zoning Board did recommend approval 8 to 0 to approve recommended approval to the County Board for the purpose of this meeting. This takes care of the wrong legal that was put on the previous applications as well as incorporate the other buildings that are currently there. She had talked to Paul McHargue about that as far as making sure the whole facility will now be covered and that way if there is any other future expansion that whole legal will be covered. Myers had found three different surveys that reflect ground they surveyed out. The legal that the Board has is just your general legal but it does cover both parts of the facility because they are in two different parts of that same section. Approval of this conditional use would include the appropriate legal not just an approval of a conditional use, but she would also recommend that conditional use put on there that they complied with all DEQ regulations before the expansion begins. Myers would like to make sure that in any motion that comes forward that the appropriate legal that is written on the application is noted in the motion. John Jefferson said it seems like years ago they declared Merrick County as livestock friendly. Myers said that the County has not formally done livestock friendly application. The County has not gone forward to completing paperwork to be labeled livestock friendly. Myers knows the Board is definitely livestock friendly and this Board has taken this stance, they are not standing in that position and she has explained that to Paul and Mark that Planning & Zoning is not standing in the way. This County has not taken a formal written position with the State to become livestock friendly. There is an application process that needs to be done in order to establish that. There were no comments from the public. Myers recommends that the legal be in the motion, and that a condition be added that the expansion does not commence until DEQ has been approved. Myers also does not feel that there needs to be a review of this. Myers said that on some conditional uses that they have reviews but usually on livestock facilities there is no need for reviews. Moved Jefferson, second Helgoth to approve the conditional use permit application for McHargue Bros. for part of the W1/2NE1/4 and part of the E1/2NW1/4 in Section 2, Township 13, Range 6 with the condition that expansion does not commence until DEQ has been approved and this does not need to be reviewed. Moved Hahn, second Graves to go out of conditional use permit application hearing at 10:12 a.m. Roll Call: All Ayes.

Took break at 10:13 a.m.

One and Six hearing at 10:30 a.m.: Moved Graves, second Jefferson to open the One and Six hearing at 10:30 a.m. Roll Call: All Ayes. Highway Superintendent Meyer presented the One and Six Year Road Plan at the last meeting, published it in the papers the last two weeks, and posted it in eleven places in the County. Moved Graves, second Jefferson to approve the One & Six Year Improvement Plan as presented by RESOLUTION 2013-2. Roll Call: All Ayes. RESOLUTION 2013-2 is on file in the County Clerk's Office for public viewing. Moved Hahn, second Graves to go out of the One and Six Year Hearing at 10:33 a.m. Roll Call: All Ayes.

Bader Park house repairs: County Clerk Wichmann said that Pat Carlson had called her and said that she wanted to be taken off of the agenda

IT services: DC Simpson from Sunrise IT Services said that he would like to open a dialogue with the Board at some time. They are a branch of Sunrise Express Inc. in Grand Island. They are not a traditional break & fix company. They monitor, do proactive maintenance, on site support, mediation, watch back up, make sure critical data is backed up, take care of and stored in a manner that will be recoverable in case of catastrophe. The County now has two servers and one is maintained by the State and the other is maintained by MIPS. The County does not have a need for any other IT services at this time.

Reclassification of road RESOLUTION 2013-3: Highway Superintendent Meyer called the State in regards to the road south of P Road on the Howard/Merrick County line. The State does not have this road classified at all. Meyer said it is signed as minimum maintenance. They are not changing the classification of the road because now it is not classified. They are just going to classify it. Someone is going to build on the north quarter mile 1000 feet from the intersection. Meyer said that Merrick and Howard County will each have to do their own resolution because both Counties must agree to the classification. It is Merrick County's mile for maintenance. If approved, the resolution will be sent to the State. The resolution requests classification for the south .75 miles to be minimum maintenance road and the north .25 miles to be local road. Moved Graves, second Kucera to approve RESOLUTION 2013-3 to classify the south .75 miles to be minimum maintenance road and the north .25 miles to be local road status and to send to state if Howard County approves their resolution. Roll Call: All Ayes. RESOLUTION 2013-3 is on file in the County Clerk's Office for public viewing.

Small tract subdivision approval: Planning & Zoning Myers presented a small tract subdivision approval to the Board for Lucille Denning in the SW1/4 of 6-14-5. Lucille's son, Les Denning would like to buy the ground that includes the farmstead outbuildings minus the house, the ground under his 50X80 sentinal building and the ground under his grain bins. Myers said this meets regulations and would be the first split of this quarter. Planning and Zoning Board recommends approval. Moved Jefferson, second Helgoth to approve the small tract subdivision approval for Lucille Denning in the SW1/4 of 6-14-5. Roll Call: All Ayes.

Small tract subdivision approval: Planning & Zoning Myers presented a small tract subdivision approval to the Board for Lynelle Wegner. LaNelle Wegner wants to sell a five acre tract to her son so he can build a house in the N1/2NW1/4 of 21-

15-8. Myers said this meets all regulations and would be the first split in the quarter. Planning & Zoning Board recommends approval. Moved Graves, second Hahn to approve the small tract subdivision approval for Lynelle Wegner in the N1/2NW1/4 of 21-15-8. Roll Call: All Ayes.

Nebraska Association of Emergency Management: Helgoth wants to remove nominating Emergency Manager Jan Zurcher for one of the four awards presented by the Nebraska Association of Emergency Management from the agenda.

Noxious weed: Chairman Wiegert had received a memo and a publication from Greg Ibach, Director of Nebraska Department of Agriculture about adding *Sericea lespedeza* as a noxious weed in Nebraska and requested the Board's comments and whether or not the Board would support adding it or opposed adding it. Weed Superintendent Roscoe was not present to discuss this weed. Moved Jefferson to add *Sericea lespedeza* as a noxious weed in Nebraska, and then Jefferson withdrew his motion. The matter was tabled until the Tuesday, March 12, 2013 meeting and asks for Weed Superintendent Roscoe to be present.

Liason to Extension Board: The appointment of a County Board member as a liason to the Extension Board should have been done in the reorganization meeting but did not get done. County Attorney Homolka said that in the Interlocal Agreement it does initiate that a liason from the County Board of Supervisors may be appointed to the Extension Board. They cannot be an active member of the Extension Board but our Interlocal Agreement does provide for that. There was never a liason to the Extension Board in Merrick County but other Counties do have them. Kucera said she would like to see someone appointed as a liason simply to keep the communication open between the two; for the Board of Supervisors that has questions and for the Extension Board questioning what the Board is doing. Beck said usually they do. Beck said having a liason; he didn't know if that would be a good deal or bad deal. Kucera said that if they do have someone and she knows their meetings are open and anyone of the supervisors can attend at any time, just to support you guys is her feeling. Kucera said they both need support to keep a balance there to make it positive for someone to come in. Roger Hanke said it needs to be a positive thing. They need to build the program rather than to question too many things. Hanke said the County Board sent a letter supporting the pipeline and Hanke asked what they have done to see that we get a good extension educator here. Graves said the Board had approved claiming February as 4-H month. Hanke wanted to know if the Board had written a letter to the State Extension Director saying we have had a good program here in Merrick County, a good agricultural county and we need an extension educator here and we would like to help you get one here. Kucera being new on the board she asked if that had been requested of the Board and if that is something that the council requests. How is that handled, or is that something you would expect us to do? Hanke said it is just something you could do. Hanke said it would show support for Extension. Hanke said that is what we need to do. Hanke said that we have had a very good program here and we have been without an educator for over a year. Beck said this is the time when we actually need an educator when we are dealing with the drought, what to do with cattle, what to do with our grains and all of that stuff. This is our crucial time of our whole county dealing with the major aspects of this. Having a little more support from the county supervisors saying that we are willing to back and do about anything we can to get this educator in here is a big plus. Beck said one thing in dealing with UNL Educators is that they have had a transfer of the head of the Extension Agent at UNL. His name is Chuck Hibbert, who took over after the first of the year. We have not had a chance to sit down and visit with the gentleman. We have tried to make our word heard to get an Extension Educator. We have been moved on the top of the list to get an educator. Hanke had talked to Albert Dickey at the state when he knew that Darrel was going to retire to make sure he would be replaced and then he did meet Chuck Hibbert at a meeting and Hanke told him how important it was that we get an educator. Beck said as an Extension Board they try to communicate with everybody because on the Extension Board it is not just Central City people, it is conglomerate. With each person on the board they usually talk to their supervisors. Wiegert said if you want support just put it on the agenda. This has to be a good place to come work or you will not get an applicant. Where ours is going to be dealing with agriculture, water management, soil management, or farm management and livestock management. Graves thinks the liason would be good because at least then the extension board would have real good fresh stuff and instead of hearing in a round about way. Graves told Kucera if she would be willing to sit as the liason he would make a motion for that. Kucera asked Beck how often they met and Beck said once a month in the evening. She said she could do that. Moved Graves, second Hahn to appoint Kucera as the County Board of Supervisors liason to the extension board. Homolka asked if the County Board wanted an alternate and Beck said he'd say no and Kucera and Wiegert said that they didn't think they needed one at this time. Roll Call: Ayes: Helgoth, Kucera, Graves, Hahn, and Wiegert. Nays: Jefferson.

Sheriff surplus and report: Chief Deputy John Westman introduced Jim Laudenklos as the new deputy. Jim was one of the applicants that the interview board which Hahn and the County Attorney were a part of interviewed. He has 26 years of experience and Homolka has taken part in this process and knows his back ground. Homolka said he has lots of experience. There are a lot of things that they took out of the Sheriff's Office to the County shop and that storage is full. There are desks, filing cabinets, computer parts, and etc. Westman would like to hear the Board's thought as to what to do with it. He has contacted some other agencies and they said you do not get much out of it. Maybe getting a hold of a scrap iron guy and loading it all up. Maybe they would make more money by weight than trying to sell individual pieces. They would like the Board's ideas of what to do with it so they can get the shop cleaned out. Sheriff Campbell was in training today and the next three days for continuing education and that is why he is not present himself. Westman gave the Board information and

picture of a 2008 Dodge Charger with 48,913 miles, all lights, decals, etc are included. Police issue package vehicle and it comes with \$3,000.00 of equipment installed, warranty, new tires for \$14,000.00 and is out of Oklahoma. Westman said it was just an idea and option and he had printed off some information and passed it out to the supervisors for them to look over. Westman also passed out copies of time card or sheet that they are now using, an officer summary report, accident lists, daily activity report for each officer that shows the fuel they are getting and how many hours they are spending in the towns, also a list of citations and warnings. Homolka said if the stuff that they are wanting to surplus was valued at more than \$50.00 and if it is, it has to be on inventory list and they need to make a list and bring it before the board.

Settlement for Lori Sautter: County Attorney Homolka said that Pam Bourne had emailed her the final draft of the settlement agreements that had been signed by the reflected parties and those are in front of you and if you make a motion to approve then you can sign them and then Pam Bourne would like to make a statement about your fee. Moved Graves, second Jefferson to approve the signing of the settlement and release for Lori Sautter dated February 14, 2013. Homolka said she had in her hands the Settlement Agreement and General Release executed by Lori Sautter dated February 14, 2013 and she believes that Graves has approved the same. Roll Call: All Ayes.

Settlement for Kelly Williams: County Attorney Homolka also had in her hands a Settlement Agreement and General Release signed by Kelly Williams dated February 14, 2013 is there a motion to approve? Moved Helgoth to approve the signing of the Settlement and General Release for Kelly Williams dated February 14, 2013. Roll Call: All Ayes.

Pam Bourne via phone said that she would like to thank you all the Board for giving her the opportunity to help with this matter. She just wanted to reiterate for the record that these agreements do not in anyway construe or should be construed as an admission of liability by the County to either Mr. Williams or Ms. Sautter. The Sheriff's Department had a historic pay practice for both of these positions, which Sheriff Campbell not only continued, but confirmed with a Department of Labor Investigator that both positions were accurately classified as non-exempt. Despite Sheriff Campbell's diligence, I recommend the propose settlement agreements to avoid litigation and controversy and to fully settle any and all differences.

Transfer of funds: Approval was needed from the Board to transfer \$16,000.00 from the Inheritance Fund to the General Fund to cover unexpected legal settlements on two former employees. Moved Jefferson, second Graves to approve the transfer of \$16,000.00 from the Inheritance Fund to the General Fund to cover unexpected legal settlements on two former employees. Roll Call: All Ayes.

Claims: The County had held two claims submitted by the Extension Office so they could meet with Wes Beck Jr, who signed both claims and is on the Extension Board. The County Board's concern with the first claim for the Lincoln Manor for \$253.89 was that it was for dinners for the Extension Board and some of their spouses and Extension staff and their spouses was that it was not preapproved by the County Board, it was for spouses, and filed under mileage. County Attorney Homolka said that state statute absolutely prohibits the expenditure of public funds or tax dollars for anything regarding spouses in particular and if it is for meals it needs to be approved ahead of time just like when we have our county recognition dinner which is also a Christmas dinner every year, it is always preapproved by this Board and we cannot expend any county money for spouses at that dinner. Homolka said you claimed for that under mileage and Beck said year end is part of the budget of the mileage side. Homolka also said it had not been preapproved. Homolka said obviously we have an auditor that we have to be responsible to and we have to make sure the County tax dollars are being used according to the law and that's something that is not preauthorized and expended for spouses then it is not proper. Kucera said under state statute she moves the County Board should decline the entire bill \$253.89 for the Lincoln Manor meals at this point since you do have the funds that will cover this. Graves said it would be cleaner. Homolka said she would be careful how they budgeted it next time. Do not call it mileage if it is not mileage and obviously if you look at the statute specifically it says expenditure of public funds can be for non alcoholic beverages and meals provided at one recognition dinner each year held for elected and appointed officials, employees, or volunteers of the local government. The maximum cost per person for such dinner shall be established for formal action of the governing body, but shall not exceed \$25.00. An annual recognition dinner may be held separately for employees of each department or separately for volunteers, or combination if authorized by the governing body. Homolka said her question is whether they are officials, elected or appointed employees or volunteers of the local government. That is something the Board needs to consider and putting it as a specific line item in the budget next year. The motion was made by Kucera to decline the entire bill from the Extension Office for the Lincoln Manor in the amount of \$253.89 for the Lincoln Manor, second Hahn. Roll Call: All Ayes. Courtney Root said the next claim for discussion was a claim submitted for the 4-H Council in the amount of \$2,000.00 for the Citizen Focus Washington Trip. Root is asking for the \$2,000.00 from the Board as her expense for the trip because she is going as a sponsor. They have to have a staff member attend the trip. County Attorney Homolka said the financial management of the Extension is so confusing because it combines UNL, County funds, County non tax funds. We have all of these financial management documents that are on UNL's website. Stuhr said this trip is a Citizen Building trip for youth and so Courtney is the primary teacher. We go with several other Counties. So each County takes charge of coordinating and lining it up and whatever, so Root is the primary contact. So that person's trip is paid for by the County in most cases. Homolka said even though six counties are involved and she is supervising six other counties. Stuhr says then each County has to have a representative and that representative that they send, most counties again pay for that person. There are cases where there is a big enough fund raiser and they say we can save you tax dollars so we

are going to put this in because we have some extra money. Stuhr said that when she went last year for Seward County, Seward paid for part of it because they had some fantastic fund raisers. Homolka said and that is through the 4-H Councils, fund raising goes to 4-H Council and they paid for part of your way and Stuhr said yes. Stuhr said that either way, those going as their job versus volunteer are paid by County and sometimes supplemented by the 4-H Council. Beck said the second part of the questions was the division of how they know what funds come from UNL, from 4-H Council, and from the County itself. Stuhr said the County is going to pay for anything we need basically in order to do their job. Anything that needs us to program in the County and to make the program stronger that is great and wherever they can, they will recoup fees to lessen the tax burden on County tax payer. They will do that where ever they can to lessen the burden on the tax payer. There are accounts that they work with and the 4-H Council which is a fund raising type of thing so we try to work through them especially if they have significant projects coming. We have the UNL account which is programming fees. Beck said actually isn't the Extension Board in charge of the Educator and then they talk to the Board and Homolka said that Cindie and Courtney are County employees and have to abide by County employee policies and human resources policies and etc. but as for Tammy, the County does not pay her, so yes the Extension Board is in charge of Tammy. Homolka said that as far as the breakdown of the expenses goes she thinks our Interlocal Agreement and state statutes certainly allows for this Board to approve expenditures for actual travel expenses, actual meal reimbursement. Homolka said she thinks again that it will come down to the auditor. Homolka said that statute specifically only allows County tax dollars to pay for travel, actual travel expenses and actual meal reimbursements and really nothing more than that so if we can break it down that would be better for the auditor's purposes. Again working with Haeffner closely would be better. Homolka said another part of this is that you are asking for these funds in advance instead of like the rest of us, bring receipts after for reimbursement and the part of the audit that she remembers is when have in having an issue with the revolving checking account and paying those funds ahead of time when the rest of us have to do it after the fact so yes and no there was a problem with that on the last audit. Beck said that he had visited with her about it too, she asked him about it and explained it pretty well and she had no problem with it. Homolka said that if it is properly broken down into actual travel expenses and actual meal reimbursements that would be the County Board's prerogative to approve that much of it. Beck said all we are only asking for the basic \$2,000.00. Homolka said all we need is documentation to show the auditor that this is for meals and this is for travel and Beck said we will get you that. Homolka said then she had no problem as long as we have that. Homolka said that when you look at the actual claim as it was submitted, it was not broken down that way so maybe what should happen is this Board denies this claim and you resubmit a claim showing this is just for mileage, this is just for meal reimbursement and travel reimbursement and it comes to \$2,000.00. Here is my documentation that shows that. Then the Board can consider that. Stuhr said the County Board wants a claim for only the \$2,000.00 and Homolka said that she thought that would make it cleaner for the Board to approve. Homolka said it did not have to be done today and asked when this had to be paid and Root said her next payment is April 1st. Homolka had no problem with the Board denying the claim that she submitted last time and then she could resubmit a claim showing this. Beck said the Board still really needs to thank the gals because they have really picked up the pace. They have taken a lot of burden on. Beck knew that Darrel had written down a lot of stuff down to do but take care of the 4-H building and everything they do a lot of that work a lot. He didn't think the Board realized how much work they do. Beck said this is a lot of work for them two to take on. They got to have both of them to work together. Tammy has really filled in and she has been UNL for quite awhile and she knows what the gals are going through. Beck said the Board needed to praise the girls a little more because they have done a lot. Moved Kucera, second Graves to deny the \$2,000.00 claim submitted for the 4-H Council for the CWF trip. Roll Call: All Ayes.

Executive session: Moved Graves, second Helgoth to go into executive session to protect the needless injury to the reputation of an individual at 12:25 p.m. Roll Call: All Ayes. Moved Graves, second Hahn to go out of executive session at 12:46 p.m. Roll Call: All Ayes.

February 2013 payroll: The February 2013 payroll was presented to the Board for approval: General: Gross: \$110,021.23 Net: \$78,334.79 Roads: \$46,084.58 Net: \$29,929.63 Juvenile Diversion: Gross: \$2,331.33 Net: \$2,043.18. Moved Helgoth to approve the February 2013, payroll and then Helgoth withdrew his motion. Moved Hahn, second Graves to approve the February 2013 payroll that was presented. Roll Call: Ayes: Jefferson, Kucera, Hahn, Graves, Wiegert. Helgoth approved only the claims that he sign because he does not approve of the way those employees fill out their timesheets.

Claims: Two claims were presented to the Board for payment: Moved Graves, second Hahn to approve the claims for the transfer of \$16,000.00 from the Inheritance Fund to the General Fund to cover unexpected legal settlements on two former employees and the claim for legal fees. Roll Call: All Ayes.

Adjourn: Moved Helgoth, second Hahn to adjourn at 12:54 p.m. Roll Call: All Ayes.

/s/Roger Wiegert, Chairman

/s/Marcia Wichmann, County Clerk