

Kearney County Board Minutes



REGULAR MEETING

BOARD OF SUPERVISORS and

BOARD OF EQUALIZATION

KEARNEY COUNTY, NE

March 19, 2013

A Regular Meeting of the Board of Supervisors of Kearney County, NE was held on March 19, 2013 at 9:30 a.m. in the Supervisors Room of the Kearney County Courthouse in Minden, NE. Present were Chairman Richard A. Schwenka and Board Members Dick McBride, Larry Landstrom, Roy John Nelson, Ross Bruning, Robert Swanson and William Pittner. Also present were Kearney County Clerk Myra Johnson, County Attorney Melodie Bellamy, Joe Anderson Zoning Administrator, Randy Smith Highway Supt. and Jim Edgcombe Editor of the Minden Courier.

Detailed Minutes from the Board of Supervisors Meeting are available for inspection at the County Clerk's Office.

The Board of Supervisors took the following action:

-Approved the Bills and Claims . (see below)

-Approved the minutes of March 5, 2013.

-Met with Christina McIntire and Amy Latter from the Kearney/Buffalo County CASA program. Twenty six children were served during the FY 2012-2013. Kearney County has 13 active CASA volunteers, five Board of Directors and seven resource committee members. The Board approved the FY 2013-2014 funding of \$9,000.00.

-Met with Larry Fahrenbruch concerning legal protection and identify theft plans through LegalShield. These plans can be purchased as a group through a payroll deduction or separately through a bank draft. The Board approved Mr. Fahrenbruch meeting with the County employees to see if there was interest in either of the plans.

-Approved a duplicate check for Rhonda Herrick, #13030016 dated 3-5-2013 for \$163.85.

-At 10:00 a.m. opened bids for Armor Coating for approx. 5 miles. Two miles would be on V Road starting at Hwy. 10 and approx. 2 miles east. Three miles would be on 40 Road south of Hwy 6 and approx. south 3 miles.

-Bids submitted were Sta-bilt Construction-Harlan, IA - \$72,647.50; Topkote, Inc.- Yankton, SD - \$62,954.00; Figgins Construction Company - Red Cloud, NE - \$71,594.00. The Figgins Const. Co. of Red Cloud, NE bid was accepted.

-At 10:15 a.m. opened bids for Bridge Replacement Structure # C005004615. (Triple 7'x8'x40' Reinforced Concrete Box Culvert on B Road between 35 & 36 Road)) Bids submitted were Vankirk Brothers, Sutton, NE - \$85,491.24; Wilke Construction - Kearney, NE - \$79,761.96; Midlands Construction - Kearney, NE - \$76,474.80. The Midlands Const. of Kearney, NE was accepted.

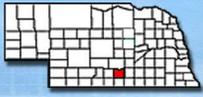
-Recessed the Board of Supervisors meeting to hold a Board of Equalization meeting at 10:30 a.m.

-Held a Public Hearing at 10:30 a.m. to hear comments on the Pioneer Village Foundation campgrounds and motel exemption. Pioneer Village Manager Marshall Nelson, and Board Members Harold G. Warp and Larry Wilcox presented comments on retaining the exemptions for the motel and campgrounds. After the close of the Public Hearing the Board approved the tax exemption for the Pioneer Village Foundation motel and east and west campgrounds.

- Harold Warp Pioneer Village Foundation (motel) - Block 7 lying North of Highway 6 & 34 and Block 8, together with the adjacent vacated 10th Street and alleys, except the West 70' of the North 10' of Lot 1; the West 70' of the South 10' of Lot 4; the East 5' of the South 10' of Lot 9; the East 10' of Lot 10 and the East 5' of the North 25' of Lot 11 together with 16' of vacated alley abutting said lots, Railroad Addition to Minden.

-Harold Warp Pioneer Village Foundation (campgrounds) -Lots 1-12, Block 9, Railroad Addition to Minden, and all of Block 4, including vacated alley and the North 25' of vacated 11th Street adjacent to Lots 1-12 of said Block 4.

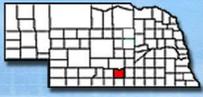
-The Board of Equalization reviewed the Statement of Reaffirmation of Tax Exemption Forms approved by the County Assessor and agreed with her decision.



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Harold Warp Pioneer Village Foundation, Minden, NE (Mnt. Bldg)	Lots 1 & 2, Blk 3, Gilman's Second Add. to Minden
Harold Warp Pioneer Village Foundation, Minden, NE (Museum & Mgrs Home)	Blk 10, Blk 11, Lt 2-14 in Blk 12, exc. prt of Lt 13 & 14 lying So. of a line comm.. 6.4' No. of SE corner of Lt 13, thence westerly, curving to the right, to a point 32.4' No. of the SW corner of Lt 14; and all that prt of the vac. streets and alleys adj. thereto and abutting thereon, Railroad Add. to Minden.
Harold Warp Pioneer Village Foundation, Minden, NE (Parking Lot)	Lt 1-3, the N ½ Lt 4, the E.107' of S ½ Lt 4, the E.107' of Lt 5-7 lying No. and W. of No. ROW line of Hwy.10, Blk 4, Evan's Add. to Minden.
Evan. Free Church Minden, NE (Church)	Trt. in SW ¼ SW ¼ 12-6-15, Sub. of Minden in Hayes Twp
Evan. Free Church Minden, NE (Parsonage)	Lt 1 & 2 and prt of Lt 3 N. of CB&Q Railroad ROW, Block 15, Pearson & Campbell's Add. to Minden.
Evan. Free Church Minden, NE (Youth Activities)	Trt.t in NW corner of Lt 1, Schmidt's Sub. to Minden.
Evangelical Free Church Minden, NE (Youth Activities)	Lt 1-12, S.10' of vac. St Clair St. less 16' for alley, W10' of vac. Ridge St., Blk 47, Pearson & Campbell's Add.to Minden.
First Christian Church of Minden Minden, NE (Church & Parking Lot)	Lt 9-12, Blk 4, Orig. Town of Minden.
First Christian Church of Minden Minden, NE (Parsonage)	S 40' Lt 3 & N45' Lt 4, Central Court Add. to Minden.
Bethphage Housing Corp II Axtell, NE (Campus)	N1/2 SW1/4, exc.E24 Acres, 15-6-16, Mirage Twp (56 acres)
Bethphage Housing Corp II Axtell, NE (Minden 4-plex)	Lt 1-3 and 23' of vac. Brewster St. abutting N.of Lot 1, Blk 20, Pearson & Campbell's Add. to Minden.
First Pres. Church of Axtell Axtell, NE (Church)	Lt 20-24, Blk 3, Orig. Town of Axtell.
First Pres. Church of Axtell Axtell, NE (Parsonage)	N30' of Lt 11 and all of Lt 12, Blk 5, Third Add. to Axtell.
Trinity Evan. Luth. Church Axtell, NE (Church & Parsonage)	E8' of the S50' of Lt 12 & all of Lt 13, 14 and 15, Blk 3, Third Add. to Axtell.
Wilcox United Meth. Church Wilcox, NE (Church – No Parsonage)	Lt 7 & 8, Blk 1, Orig. Town of Wilcox.



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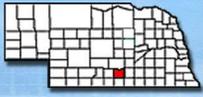
Wilcox Amer. Legion Post #377 Wilcox, NE	N4.25' of Lt 18 and S24.5' of Lt 19, Blk 7, Orig. Town of Wilcox.
Lions Club of Wilcox Wilcox, NE	S20.75' of Lt 18, Blk 7, Orig. Town of Wilcox.
Wilcox Comm. Church Wilcox, NE (Church)	Trt. in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, irr. in shape, Sub. of the SW $\frac{1}{4}$ 30-5-16,
Wilcox Comm. Church Wilcox, NE (Parsonage)	Lt 11 & 12, Blk 9, Einsel's Add. to Wilcox.
St. John's Luth. Church Wilcox, NE (Church & Parsonage)	N228' of Lot "G", Sub. of NE $\frac{1}{4}$ 31-5-16, Wilcox, NE Pt of Lot "G", Sub. of NE $\frac{1}{4}$ 31-5-16, Wilcox, NE
Keene Evan. Free Church Axtell, NE (Parsonage)	Lt 5 & 6, Blk 30, & Lt 7, Blk 31, Keene Village
Keene Evan. Free Church Acres),Axtell, NE (Church)	Lt D in 1-5-16, Oneida Twp; Trt in Lt L 180' x 220' (.91 Acres) Oneida Twp 1-5-16,; Trt in Lt L 50' x 140' (.16 1-5-16, Oneida Twp.
God's Lighthouse Heartwell, NE	Trt.N. of Hwy. 6 & 34 &W of access road and lying S.of CB&Q Railroad, 16-7-13, Eaton Twp
Holy Family Church, Inc. Heartwell, NE (Church & Parsonage)	Lt 1-12, Blk 2, First Add. to Heartwell.
Holy Family Church, Inc. Heartwell, NE (Parking Lot)	Lt 1-6, Blk 1, First Add. to Heartwell.
Fredricksburg Luth. Church Minden, NE (Church, Cemetery & Parking Lot)	13 Acres in SW corner of 5-5-14, Cosmo Twp.
St. Paul Luth. Church Shelton, NE (Church)	1 Acre in SE corner 10-8-13, Lowell Twp.
Westminster United Pres. Church Minden, NE (Church)	Lt 2-6, Blk 16, Orig. Town of Minden.
Westminster United Pres. Church Minden, NE (Parsonage & Parking Lot)	E96' of Lt 1, All of Lt 2 exc.W44' of N22', and all of Lt 3 & 4, Blk 2, Herman's Add. to Minden.
St. Paul Luth. Church Minden, NE (Church & Parsonage)	W46' of Lt 1 and Lt 3-10, Blk 18, Orig. Town of Minden.
Bethany Luth. Church, Inc. Minden, NE (Church & Parsonage)	Lt 1-4 and that pt of the W25' of vac. Kearney Ave. adj. to E. line of said Lt, Blk 30, Orig. Town of Minden.



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- Bethany Luth. Church, Inc.
Minden, NE W82.5' of Lt 5 and 6, Blk 30, Orig. Town of Minden.
- St. John's Catholic Church
Minden, NE (Church & Parking Lot) Lt 7-12, Blk 6, Bayer's Add. to Minden, and the N404' of the E 148' in the NW ¼ SE ¼ 7-6-14, and a trt in the NW ¼ SE ¼ 7-6-14, Lincoln Twp
- Methodist Church of Minden
Minden, NE (Church & Parsonage) Lt 12-14, All of Lot B, Sub. of Outlot A, L Newell Mem. Add. to Minden. ;the N45.5' of Lt 4 and all of Lt 5-7, Blk 1; Lt 5 and the S36.5' of Lt 6, Blk 2, Richard Rogers Add. to Minden.
- Bethany Home, Inc.
Minden, NE (Garage) Lt 10 S12' of Lt 11, Blk 4, Pearson's Add. to Minden.
- Bethany Home, Inc.
Minden, NE
(Nursing Facility, Assisted Living & Adult Daycare) Blk 1 & 2 & pt of vac. Logan St., betw. said blocks, and all Blk 6, Pearson & Campbell's Add. to Minden.
- Bethany Home, Inc.
Minden, NE (Parsonage) N32' of Lt 11 and all Lt 12, Blk4, Pearson's Add. to Minden.
- Comm. Action Partnership of
Mid-NE, Minden, NE (Head Start) Lt 11 & 12, Blk 18, Pearson & Campbell's Add. to Minden.
- Kearney County Agri. Soc.
Minden, NE All buildings, structures, barns, sheds, etc., approx. 8 ac. of the Airport grd in the SW ¼ 6-6-14, Sub. of Minden, in Lincoln Twp.
- American Legion Post #94
Minden, NE E86.6' of the N7' of Lt 11 & E86.6' of Lt 12, Blk 28, Orig. Town of Minden.
- Minden Comm. Serv., Inc.
Minden, NE E118' of Lt 6, Blk 13, Orig. Town of Minden.
- Bethany Evan. Luth. Church
Axtell, NE (Church, Parsonage & Cemetery) SE¼ SE¼ SE¼, lying S of Canal in 23-6-16, Mirage Twp.
- Kearney County Comm. Foundation
Minden, NE (Minden Opera House) Lt 3-5, Sub. Lt 7-9, Blk 21, Orig. Town of Minden.
- Tax List corrections were presented by County Assessor Linda Larsen and approved.
- | | | |
|----------------------------|--|----------|
| #1432 – George R. Campbell | Back taxes on unreported irrigated acres | \$162.72 |
| #1433 – George R. Campbell | Back taxes on unreported irrigated acres | \$78.16 |
| #1434 – George R. Campbell | Back taxes on unreported irrigated acres | \$7.40 |
- Minutes of the February 5, 2013 Board of Equalization meeting were approved.
- County Attorney Melodie Bellamy met with the Board of Equalization to discuss the Nebraska Court of Appeals case involving the Harold Warp Pioneer Village Foundation concerning the motel and campgrounds. The Harold Warp Pioneer Village Foundation filed a Petition for Review and an appropriate response needs to be filed. The Board directed the County Attorney to prepare and file a response stating the Board maintains its 2011 decision to exempt the motel and campgrounds.



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- The Board of Equalization meeting adjourned at 11:30 a.m. and returned to the Board of Supervisors meeting.
- Met with Joe Anderson, Zoning Admin. to discuss updating the Comprehensive Plan. He will look into the bidding process. It has not been updated for over ten years. Set a Public Hearing for a Zoning change on April 2, 2013 at 10:30 a.m. for Paul Londer.
- Met with Randy Smith Highway Supt. to discuss the paving of S Road by Awarii Dunes golf course. It will be left on the One and Six year Road plan for now to see what roads the golf course is going to pave inside the subdivision.
- County Attorney Melodie Bellamy informed the Board the Nebraska Supreme Court decided to grant the Petition for rehearing submitted by KAAPA Ethanol.
- Adjourned the Board of Supervisors Meeting at 12:00 p.m.

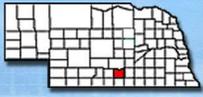
/s/ RICHARD A. SCHWENKA
 Chairman
 Kearney County
 Board of Supervisors

ATTEST:

/s/ MYRA JOHNSON
 County Clerk
 (SEAL)

GENERAL FUND

Axis Capital, Inc.	Lease	\$197.00
Centec Cast Metal Prod.	Su.	537.36
Charter Comm.	Sv.	209.98
Adams Co. Clk. of the Dist. Ct.	Mental Health Bd.	407.00
Comm. Action Ptensp. of Mid-NE	Senlow Bus	775.82
Co. Vet. Serv. Assoc.	Regis.	150.00
Dell Mktg., L.P.	Equip.	3,506.70
Dollar General	Su.	46.60
Dugan Business Forms	Su.	209.75
Eakes Office Plus	Fees	217.57
First Concord Benefits Grp., L.L.C.	Fees	204.00
Myra Johnson, Co. Clk.	Su.	18.85
Kearney Co. Comm. Fdtn.	Mem.	25.00
Barbara K. Lynn, Co. Treas.	Ptg.	3,000.00
Kearney Hub	Subs.	138.25
Kevin Krull dba Krull Lawn & Snow Serv.	Snow Remov.	255.00
Richard McBride, Co. Supervisor	Su.	100.00
Minden Exch. Bk. & Trust Co.	Su.	93.99
Minden Office Supply	Su.	12.64
MIPS, Inc.	Sv.	386.30
NAPA	Sv.	22.20
NE Tech & Telecomm.	Sv.	899.70
Phelps Co. Sheriff's Office	Sv.	225.00
Quill Corp.	Su.	211.98
Region III Gov. Bd.	4th Qtr. Fdg.	3,430.71
Software Unlimited Corp.	Mnt.	240.00
Source Gas	Sv.	322.29
UNK Conn.	Su.	185.00
Verizon	Sv.	297.11
	TOTAL	<u>\$16,325.80</u>



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ASK Supply Co., L.L.C.
Midwest Serv. and Sales Co.

ROAD & BRIDGE FUND

Su.	\$983.77
Su.	<u>8,814.75</u>
TOTAL	\$9,798.52

Anderson, Klein, Swan & Brewster, Atty.
Butler, Voigt & Stewart, P.C.
Angle, Murphy & Campbell, P.C., L.L.O.
Langvardt & Valle, P.C.
Lieske Law Firm
NE Intergov. Risk Mgmt. Assoc.
Kent E. Person, Atty.
Tringe Law Office, P.C.
Whelan, Scherr, Glen & Mead, P.C., L.L.O.

INHERITANCE FUND

Sv.	\$427.50
Sv.	218.00
Sv.	2,175.87
Sv.	863.30
Sv.	4,276.16
Ded.	3,226.84
Sv.	1,622.60
Sv.	305.55
Sv.	<u>247.00</u>
TOTAL	\$13,362.82

Central Comm. College

NOXIOUS WEED FUND

Regis.	\$120.00
TOTAL	\$120.00

Minden Office Supply
State of NE

COMMUNICATIONS

Su.	\$67.50
Teletype	<u>448.00</u>
TOTAL	\$515.50