

**UNOFFICIAL MINUTES OF THE BUFFALO COUNTY BOARD OF COMMISSIONERS  
May 1, 2012**

Chairman Ronald Petersen called the meeting to order with Commissioners Lloyd Lutter and Donita Loudner present; none absent.

The Highway Superintendent reported work will be started next week on Lee's Blvd culvert and the Elm Creek bridge rip rap. Gravel hauling has been completed in three different areas. Lutter moved to approve hiring gravel hauling on five additional miles, seconded by Loudner. Vote: Lutter-Aye; Loudner-Aye. Motion carried. The Board concurred with the State to pay royalties after gravel is used from gravel stockpiles to prevent loss of county assets. The Board will meet with the Highway Superintendent to work on road classifications.

Lutter moved to accept the fuel quote from Darrell's Oil, Inc. for unleaded gas @ \$3.64.8 per gal; Ethanol gas @ \$3.60.4 per gal; and Diesel #2 dyed @ \$3.67.2 per gal. to be delivered to the Buffalo County fuel tanks for the month of May 2012, seconded by Loudner. Vote: Lutter-Aye; Loudner-Aye; Motion carried.

Dottie Hieb, Human Resources Rep. from Sanford Health, Chamberlain, gave information on and provided the Board members with a nation-wide survey on Community Health Needs Assessment for them to complete and return.

Lutter moved to adopt the following Tax Opt Out Resolution, seconded by Loudner. Vote: Lutter-Aye; Loudner-Aye. Motion carried.

**BUFFALO COUNTY RESOLUTION NO. 2012-02  
NOTICE OF PROPERTY TAX INCREASE OF \$100,000  
RESOLUTION FOR OPT OUT**

THE GOVERNING BOARD OF BUFFALO COUNTY do state that the above said board is unable to operate under the tax limitation measure currently in statute. We therefore OPT OUT of such tax limitation in the amount of \$100,000.00 starting with calendar year 2012 taxes payable in the calendar year 2013. This opt out will be for one year, which will be through taxes payable in the calendar year 2013. This action has been taken by the board and approved by at least a two-thirds vote of the board.

This decision may be referred to a vote of the people upon a petition signed by at least five percent of the registered voters in the district and filed with the governing body within twenty days of the first publication of this decision.

Unless this action is referred to a vote of the people and reversed by such vote, this resolution authorizes the county auditor to spread an excess levy to raise tax dollars in the above stated amount.

Signed: Ronald W. Petersen, Board Chairman; Lloyd Lutter, Board Member; Donita Loudner, Board Member

Date: May 1, 2012

The Board decided not to set a burn ban at this time, but do request anyone prior to doing any kind of burn to first contact the Gann Valley Fire Department and the County Sheriff.

The States Attorney updated the Board on the County litigation issue and medical claim issues.

Lutter moved to go into Executive Session with the States Attorney for legal matters at 2:03 p.m., seconded by Loudner. Loudner moved to reconvene into regular session at 2:26 p.m., seconded by Lutter. Motions carried with Lutter and Loudner voting aye.

Lutter moved to adjourn the meeting, seconded by Loudner, to meet Thursday, June 7, 2012, at 1:00 p.m. due to Election Day on Tuesday, June 5<sup>th</sup>.