

**BUFFALO COUNTY BOARD OF COMMISSIONERS
TUESDAY, JANUARY 23, 2024**

The Buffalo County Board of Commissioners met on Tuesday, January 23, 2024 at 9:00 A.M. Chairperson Klein called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Myron Kouba, Ronald Loeffelholz, Daniel Lynch, Bill Maendele, Sherry Morrow and Ivan Klein. Absent: Timothy Higgins. A copy of the acknowledgment and receipt of notice and agenda by the Board of Commissioners is attached to these minutes. Public notice of this meeting was published/posted in the Kearney Hub, on the Buffalo County website, and the bulletin boards located outside the County Clerk's office and County Board Room on January 18, 2024. Chairperson 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 and posted at the back of the Board Room. County Clerk Heather Christensen took all proceedings hereinafter shown; while the convened meeting was open to the public. County Attorney Shawn Eatherton was present.

REGULAR AGENDA

Moved by Maendele and seconded by Lynch to approve the January 9, 2024 Board meeting minutes. Upon roll call vote, the following Board members voted "Aye": Maendele, Lynch, Kouba, Loeffelholz, Morrow and Klein. Absent: Higgins. Motion declared carried.

Commissioner Maendele read into the record Employee Recognitions for the following County Employees: Sheriff Neil Miller for 45 years of service.

Moved by Morrow and seconded by Loeffelholz to ratify the following January 12, 2024 payroll claims processed by the County Clerk. Upon roll call vote, the following Board members voted "Aye": Morrow, Loeffelholz, Kouba, Lynch, Maendele and Klein. Absent: Higgins. Motion declared carried.

<u>GENERAL FUND</u>			
NET PAYROLL			350,076.30
AMERICAN FAMILY LIFE	I	PREMIUMS	1,468.93
RETIREMENT PLANS AMERITAS	R	EMPE RET	62,007.32
BUFFALO CO TREASURER	I	PREMIUMS	154,943.28
EMPOWER ANNUITY INS	R	DEFERRED COMP	1,075.00
FIRST CONCORD	E	FLEX FUNDS	6,569.06
FIRST NATIONAL BANK	T	FEDERAL TAXES	118,366.50
KEARNEY UNITED WAY	E	DONATIONS	61.00
MADISON NATIONAL	I	PREMIUMS	1,095.07
MADISON NATIONAL	I	LT DISABILITY	289.23
ERIN M MCCARTNEY	E	GARNISHMENT	402.00
METLIFE	E	DENTAL	3,606.77
NATIONWIDE RETIREMENT	R	DEFERRED COMP	412.50
NE CHILD SUPPORT	E	CHILD SUPPORT	945.00
STATE OF NE	T	STATE TAXES	19,783.43
VISION SERVICE PLAN	E	EMPE VSP EYE	1,141.65
<u>ROAD FUND</u>			
NET PAYROLL			66,023.80
AMERICAN FAMILY LIFE	I	PREMIUMS	780.82
RETIREMENT PLANS AMERITAS	R	EMPE RET	10,430.21
BUFFALO CO TREASURER	I	PREMIUMS	4,285.52
FIRST CONCORD	E	FLEX FUNDS	999.57
FIRST NATIONAL BANK	T	FEDERAL TAXES	19,188.39
MADISON NATIONAL	I	PREMIUMS	182.29
MADISON NATIONAL	I	LT DISABILITY	121.34
METLIFE	E	DENTAL	938.96
NATIONWIDE RETIREMENT	R	DEFERRED COMP	272.50
STATE OF NE	T	STATE TAXES	2,937.81
VISION SERVICE PLAN	E	EMPE VSP EYE	304.52
<u>WEED FUND</u>			
NET PAYROLL			5,474.69
RETIREMENT PLANS AMERITAS	R	EMPE RET	870.45
BUFFALO CO TREASURER	I	PREMIUMS	320.65
FIRST CONCORD	E	FLEX FUNDS	104.16
FIRST NATIONAL BANK	T	FEDERAL TAXES	1,714.88
MADISON NATIONAL	I	LT DISABILITY	3.81
METLIFE	E	DENTAL	56.94
STATE OF NE	T	STATE TAXES	263.88
VISION SERVICE PLAN	E	EMPE VSP EYE	4.81

Zoning Administrator Dennise Daniels reviewed the special use permit to erect a 385-foot guyed tower, with accompanying equipment for tax parcel 500197100 Resolution 2024-02 from January 9, 2024 with the Board. After discussion it was moved by Loeffelholz and seconded by Lynch to amend the special use permit to erect a 385-foot guyed tower, with accompanying equipment for tax parcel 500197100 Resolution 2024-02 with the following Resolution 2024-02A. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Lynch, Kouba, Maendele, Morrow and Klein. Absent: Higgins. Motion declared carried.

RESOLUTION 2024-02A

WHEREAS, Andrew Dewhirst, on behalf of Larry D. Wells, property owner and Sole Member of Foothill Farms, L.L.C., filed a Special Use Permit, with the Buffalo County Clerk and/or Zoning Administrator.

WHEREAS, one application, which shows an application date of October 20, 2023, and was filed with the Zoning Administrator on October 20, 2023, to erect 385-foot guyed tower, with accompanying equipment, on the correctly identified, and below-described legal description.

LEASE AREA

BEING A TELECOMMUNICATIONS LEASE PARCEL LYING WITHIN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 9 NORTH, RANGE 18 WEST OF THE 6TH P.M., COUNTY OF BUFFALO, STATE OF NEBRASKA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SAID SECTION 17; THENCE ALONG THE EAST LINE OF SAID SOUTHEAST QUARTER, S00°47'21"E, 1259.96 FEET; THENCE DEPARTING SAID EAST LINE, S89°12'39"W, 956.55 FEET TO THE POINT OF BEGINNING; THENCE S00°00'00"E, 78.87 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "A"; THENCE CONTINUING S00°00'00"E, 6.13 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "B"; THENCE CONTINUING, S00°00'00"E, 15.00 FEET; THENCE S90°00'00"W, 100.00 FEET; THENCE N00°00'00"W, 21.12 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "C"; THENCE CONTINUING N00°00'00"W, 78.88 FEET; THENCE N90°00'00"E, 50.00 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "D"; THENCE CONTINUING, N90°00'00"E, 50.00 FEET TO A POINT OF BEGINNING.

CONTAINING 10,000 SQUARE FEET OR 0.230 ACRES MORE OR LESS.

30-FOOT ACCESS/UTILITY EASEMENT

BEING A STRIP OF LAND 30.00 FEET IN WIDTH LYING WITHIN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 9 NORTH, RANGE 18 WEST OF THE 6TH P.M., COUNTY OF BUFFALO, STATE OF NEBRASKA, LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT POINT "B" AS DESCRIBED ABOVE; THENCE N90°00'00"E, 21.00 FEET TO A POINT HEREINAFTER REFERRED TO AS POINT "E"; THENCE CONTINUING N90°00'00"E, 346.60 FEET; THENCE S69°06'20"E, 223.78 FEET TO THE WESTERLY RIGHT-OF-WAY OF TURKEY CREEK ROAD AND THE END OF SAID STRIP OF LAND.

EXCEPT ANY PORTION LYING WITHIN THE RIGHT-OF-WAY OF TURKEY CREEK ROAD.

25-FOOT ACCESS/UTILITY EASEMENT

BEING A STRIP OF LAND 25.00 FEET IN WIDTH LYING WITHIN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 9 NORTH, RANGE 18 WEST OF THE 6TH P.M., COUNTY OF BUFFALO, STATE OF NEBRASKA, LYING 12.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

BEGINNING AT A POINT "E" AS DESCRIBED ABOVE; THENCE N00°00'00"W, 32.50 FEET TO THE END OF SAID STRIP OF LAND.

UTILITY EASEMENTS

BEING THREE STRIPS OF LAND 30.00 FEET IN WIDTH LYING WITHIN THE SOUTHEAST QUARTER OF SECTION 17, TOWNSHIP 9 NORTH, RANGE 18 WEST OF THE 6TH P.M., COUNTY OF BUFFALO, STATE OF NEBRASKA, LYING 15.00 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINES:

(STRIP ONE)

BEGINNING AT POINT "A" AS DESCRIBED ABOVE; THENCE S60°00'00"E, 256.07 FEET TO THE END OF SAID STRIP OF LAND.

(STRIP TWO)

BEGINNING AT POINT "C" AS DESCRIBED ABOVE; THENCE S60°00'00"W, 256.06 FEET TO THE END OF SAID STRIP OF LAND.

(STRIP THREE)

BEGINNING AT POINT "D" AS DESCRIBED ABOVE; THENCE N00°00'00"W, 263.80 FEET TO THE END SAID STRIP OF LAND.

SIDELINES OF SAID STRIPS OF LAND ARE TO BE LENGTHENED AND/OR SHORTENED TO PREVENT GAPS AND/OR OVERLAPS.

hereinafter referred to as the "subject property".

WHEREAS, on November 16, 2023, the Buffalo County Planning and Zoning Commission conducted a public hearing on the Special Use Permit Application. Thereafter, that Commission on an 8-0 vote with one absence and no abstentions, voted to forward this application to the County Commissioners with a “favorable” recommendation, and

WHEREAS, on January 9, 2024, the Buffalo County Board of Commissioners held a public hearing on this Special Use Permit and,

WHEREAS, six exhibits were attached to the application:

1. The Application of the Special Use Permit.
2. Overview of Special Use Permit Application.
3. Topographic Survey.
4. Tillman Infrastructure Project Scope.
5. Fall Zone Certification.
6. Assessor Data from gWorks (GIS source).

WHEREAS, only a simple majority is required by this Board to approve this Special Use Permit because no protests against issuance of this permit have been filed, and

WHEREAS, the Board, after public hearing and review of the Special Use application, finds that the application should be approved, based upon the following findings and conditions:

- The application has been submitted for the construction of a 385-foot Guyed tower, with accompanying equipment.
- The proposed tower and accompanying equipment will be situated on a 100-foot by 100-foot leased area.
- Applicant’s entrance to the property is noted on the Tillman Infrastructure, Overall Site Plan as a 30-foot access and utility easement.
- There will be three additional 30-foot Guy Wire Easements notated on the Tillman Infrastructure, Overall Site Plan.
- A sign should be constructed at the entryway of the premises on Turkey Creek Road. The sign should give a street address for public safety reasons such as 911 emergency addressing and for public information. The address assigned to the tower location is 7370 Turkey Creek Road.
- The subject property abuts on the west side of Turkey Creek Road, which is a county-maintained road.
- The facility shall have a back-up generator of sufficient size to handle applicant or applicant’s successor’s power to maintain communications in event of public power outage. Such generator shall be capable of handling public communications at the same historic delivery rate as that provided by public power usage.

WHEREAS, this special use permit complies with Section 6.2 of Buffalo County’s Zoning Regulations because with the below stated conditions contained in this Resolution, the requested use/structure(s) would:

1. Be compatible with and similar to the use permitted in the district, and
2. Not be a matter which should require re-zoning of the property, and
3. Not be detrimental to adjacent property, and
4. Not tend to depreciate the value of the surrounding structures or property, and
5. Be compatible with the stated intended use of the district, and
6. Not change the character of the district, and
7. Be in accordance with the Comprehensive Plan.

WHEREAS, THE BUFFALO COUNTY BOARD OF COMMISSIONERS by a majority vote of its members, approved the applicant’s requested Special Use Permit, subject, however, to the following:

1. The facility, and applicant, shall adhere to the conditions as previously set out in this Resolution.
2. The facility shall remain in compliance with any and all State and Federal regulations.

WHEREAS, this Board reserves the power to revoke such special use permit for failure to comply with such terms, conditions and requirements, or take such other action as it may deem necessary to obtain compliance. If the Zoning Administrator or any two members of this Board find at any time that the terms, conditions and requirements of this special use permit have not been complied with, or that any phase thereof has not been completed within the time required under said special use permit or any amendment thereto, the Zoning Administrator or any two members of this Board shall report this fact to the County Commissioners, and thereafter this Board may conduct review of compliance by public hearing with notice given to applicant(s) and/or entity using the subject property. Following such public meeting this Board may take any action it may deem necessary to secure compliance including revocation and termination of this special use permit

WHEREAS, the special use permit, shown with the above-stated conditions, on January 9, 2024, under Resolution 2024-02, was approved by The Buffalo County Board of Commissioners.

WHEREAS, on January 11, 2024, it was discovered there was an error in the legal description of the subject property on the original resolution, 2024-02. To prevent further error, this Board, desires to correct the typographical errors. To ensure an accurate legal description is used for the purpose of recording this document in the Buffalo County Register of Deeds Office, the corrected legal description is reflected on Page 1 and Page 2 of this resolution, Resolution 2024-02A.

WHEREAS, for the purpose of notating the incorrect legal description on the original resolution, the incorrect legal description is shown below and reflects the errors and underlines the corrective language to amend the legal description:

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SIDELINES OF SAID STRIPS OF LAND ARE TO BE LENGTHENED AND/OR SHORTENED TO PREVENT GAPS AND/OR OVERLAPS.

NOW THEREFORE, BE IT RESOLVED THAT THE BUFFALO COUNTY BOARD OF COMMISSIONERS by a vote of majority of its members, approves the special use permit under the above-stated conditions and the amendment of the typographical errors under Resolution 2024-02A.

BE IT RESOLVED, that a copy of this Resolution shall be filed against the subject property as described on Page 1 and Page 2.

FURTHER RESOLVED, that special use permit be approved, based on the above-stated conditions and the legal description, as corrected and shown on Page 1 and Page 2 of this resolution, shall read as follows:

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UTILITY EASEMENTS

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BEGINNING AT POINT "D" AS DESCRIBED ABOVE; THENCE N00°00'00"W, 263.80 FEET TO THE END SAID STRIP OF LAND.

SIDELINES OF SAID STRIPS OF LAND ARE TO BE LENGTHENED AND/OR SHORTENED TO PREVENT GAPS AND/OR OVERLAPS.

Moved by Morrow and seconded by Kouba to approve the following January 2024 vendor claims submitted by the County Clerk. Upon roll call vote, the following Board members voted "Aye": Morrow, Kouba, Lynch, Loeffelholz, Maendele and Klein. Absent: Higgins. Motion declared carried.

GENERAL FUND			
ADVANCED CORRECTIONAL HEALTHCARE	MC	MEDICAL	15,083.25
AMAZON CAPITAL SERVICES	E	EXPENSES	3,547.32
MANDI J AMY	RE	REIMBURSE	45.00
ANDERSON, KLEIN, BREWSTER & BRANDT	S	LEGAL	15,302.50
NATHAN AREHART	RE	REIMBURSE	45.00
AT&T MOBILITY	U	PHONE SVC	3,246.21
ATS	S	REPAIR	722.55
B & S CONCRETE	S	SVC	2,000.00
BANNER SOLUTIONS	EQ	EQUIP	685.95
BLUE360 MEDIA	SU	SUPPLIES	554.88
DREW BOHL	RE	REIMBURSE	45.00
BOYS TOWN	S	SVC	2,356.25

NATHAN BRECHT	RE	REIMBURSE	45.00
D. BRANDON BRINEGAR	RE	REIMBURSE	21.62
STANLEY BRODINE	RE	REIMBURSE	14.61
BRUNER FRANK SCHUMACHER	E	MH BOARD	20,458.66
BS & K SIGNS	S	SVC	225.00
BUFFALO CO COMMUNITY PARTNERS	E	EXPENSES	612.80
BUFFALO CO ATTORNEY	EQ	EQUIP	10.00
BUFFALO CO ATTORNEY'S OFFICE	E	EXPENSES	1,408.46
BUFFALO CO COURT	E	EXPENSES	3,375.66
BUFFALO CO FACILITIES	E	EXPENSES	680.79
BUFFALO CO PUBLIC DEFENDER	E	USPS	354.00
BUFFALO CO SHERIFF	E	EXPENSES	2,818.43
BUILDERS WAREHOUSE	SU	SUPPLIES	111.98
CANON SOLUTIONS AMERICA	S	MAINT	190.39
MICHAEL D CARPER	S	LEGAL	1,380.00
RYAN C CARSON	RE	REIMBURSE	45.00
CENTRAL MEDIATION CENTER	S	SVCS	500.00
CENTRAL NE RENTALS	RT	RENT	290.00
CHARTER COMMUNICATIONS	E	CABLE	375.08
CHEROKEE BUILDING MATERIALS	SU	SUPPLIES	2,618.93
JENNIFER CHURCH	RE	REIMBURSE	45.00
THE CITY OF HASTINGS	D	DUES	1,000.00
CITY OF KEARNEY	U	UTILITIES	3,169.28
CITY OF KEARNEY	RE	REIMBURSE	1,500.00
CITY OF KEARNEY	E	EXPENSES	87,948.01
CLERK OF THE DISTRICT COURT	S	LEGAL	1,902.00
COCHRAN LAW	S	LEGAL	4,635.01
KATHARINE COLLINS	RE	REIMBURSE	45.00
COMFY BOWL	RT	RENTAL	110.00
COMPASS FAMILY SUPPORT SERVICES	S	SVC	1,625.00
CONNECTWISE	E	SOFTWARE	455.68
COPSPUS	EQ	EQUIP	168.50
COPYCAT PRINTING CENTER	SU	SUPPLIES	502.52
COUNTRY PARTNERS COOPERATIVE	U	UTILITIES	350.00
CULLIGAN OF KEARNEY	S	SVC	710.00
CUSTER CO SHERIFF	E	FEE	89.93
CVSOAN	D	DUES	200.00
DAN'S SANITATION	S	SVC	22.25
DENNISE DANIELS	RE	REIMBURSE	45.00
DAS ST ACCOUNTING	S	IT SUPPORT	150.00
DAS STATE ACCTNG-CENTRAL FINANCE	S	SVC	1,536.00
DASH MEDICAL GLOVES	SU	SUPPLIES	767.15
DAVE WAGGONER PLUMBING & HEATING	S	SVC	22,500.00
DAWSON CO SHERIFF'S OFFICE	E	FEE	137.52
DAWSON PUBLIC POWER DISTRICT	U	UTILITIES	4,738.22
DESIGNER CRAFT WOODWORKING	SU	SUPPLIES	3,810.00
DEWALD DEEVER L'HEUREUX LAW FIRM	S	LEGAL	680.00
DIAMOND DRUGS	MC	MEDICAL	7,917.00
DIER, OSBORN & COX	S	LEGAL	2,837.00
DOWHY TOWING & RECOVERY	S	TOWING	109.60
BRANDON DUGAN LAW	S	LEGAL	3,385.00
EAKES OFFICE SOLUTIONS	SU	SUPPLIES	9,581.18
SHAWN EATHERTON	RE	REIMBURSE	45.00
EGAN SUPPLY COMPANY	SU	SUPPLIES	4,468.90
ENTERPRISE ELECTRIC KEARNEY	SU	SUPPLIES	4,518.50
FAMILY PRACTICE ASSOCIATES	MC	MEDICAL	147.00
PAUL FARRELL	RE	REIMBURSE	45.00
FATHER FLANAGAN'S BOYS'HOME	S	SVC	5,638.60
FIBER PLATFORM	S	SVC	260.82
FILLMAN LAW OFFICES	S	LEGAL	1,460.00
FIRST CONCORD BENEFITS GROUP	E	ADMIN FEE	400.00
ANA FLORES CARDENAS	RE	REIMBURSE	45.00
FRANKLIN CO SHERIFF	E	FEE	48.14
FRONTIER	U	TELE SVC	2,906.51
FURNAS CO SHERIFF	E	FEE	46.77
FYE LAW OFFICE	S	LEGAL	9,529.13

GALLS	EQ	EQUIP	505.13
CYNTHIA GEMBALA HUGG	S	SVC	172.50
GOVCONNECTION	EQ	EQUIP	11,757.90
GREAT PLAINS COMMUNICATIONS	E	INTERNET	938.80
ANDREW W HOFFMEISTER	RE	REIMBURSE	45.00
HOMETOWN LEASING	EQ	LEASE	5,916.02
HORNER, LIESKE, MCBRIDE & KUHL	E	CREMATION	1,500.00
LISA R HUERTA	RE	REIMBURSE	45.00
INTERNATIONAL ASSOCIATION OF CHIEFS	D	MEMBERSHIP	190.00
ERIC INGEBRETSEN	RE	REIMBURSE	45.00
INTEGRATED CONTROLS	EQ	EQUIP	470.98
INTEGRATED SECURITY SOLUTIONS	S	SVC	600.00
INTERSTATE ALL BATTERY CENTER	EQ	EQUIP	249.50
ISAAC CONSTRUCTION	C	CONCRETE	6,793.00
J & A SPECIALTIES	SU	SUPPLIES	2,533.38
JACOBSEN ORR LAW FIRM	S	LEGAL	16,987.52
JOHN DEERE FINANCIAL	SU	SUPPLIES	592.34
SHARON JOSEPH	RE	REIMBURSE	10.05
JUSTICE WORKS	E	DEFENDER DATA	130.00
KEARNEY AREA CHAMBER OF COMMERCE	D	MEMBERSHIP	875.00
KEARNEY RADIOLOGISTS, P.C.	MC	MEDICAL	341.32
KEARNEY TOWING & REPAIR CENTER	S	TOWING	180.00
KEARNEY WINNELSON CO	SU	SUPPLIES	210.15
KELLY KENNEDY	RE	REIMBURSE	25.00
NICK KILLOUGH	RE	REIMBURSE	45.00
KIRSTINA E. PHOTOGRAPHY	SU	SUPPLIES	110.00
JEFFREY C KNAPP	S	LEGAL	728.25
DOUG KRAMER	RE	REIMBURSE	45.00
KRONOS	S	MAINT	1,251.60
LANDMARK IMPLEMENT	EQ	EQUIP	543.79
LANGUAGE LINE SERVICES	U	TELE SVC	26.00
LINCOLN JOURNAL STAR	A	PUBLICATION	945.62
LIESKE, LIESKE & ENSZ	S	LEGAL	2,417.51
LIPS PRINTING SERVICE	E	PRINTING	125.45
DILLON LOESCHER	RE	REIMBURSE	45.00
STEPHEN G LOWE	E	MH BOARD	1,875.00
MADISON CO SHERIFF	E	FEE	29.65
JOHN MARSH	RE	REIMBURSE	45.00
LYNN MARTIN	RE	REIMBURSE	45.00
MASTERS TRUE VALUE	SU	PARTS	59.20
MATTHEW BENDER & CO	SU	SUPPLIES	359.31
SHARON MAULER	E	MH BOARD	100.00
MCKESSON MEDICAL SURGICAL	MC	MEDICAL	702.82
MICHAEL MEFFERD	RE	REIMBURSE	45.00
MENARDS	SU	SUPPLIES	1,202.46
MANDY M MEYER	E	MH BOARD	100.00
MICROFILM IMAGING SYSTEMS	E	SCANNING	730.00
MIDWEST CONNECT	E	MAIL SVC	20,514.42
MIDWEST DOOR & HARDWARE	SU	SUPPLIES	11,418.00
MIDWEST SPECIAL SERVICES	E	TRANSPORT	1,662.44
MIPS INC.	S	SUPPORT	7,797.27
MIRROR IMAGE CAR WASH	S	SVC	327.40
MORRIS PRESS	SU	SUPPLIES	215.00
KOLTON MORSE	RE	REIMBURSE	45.00
MOTOROLA SOLUTIONS	EQ	EQUIP	1,465.00
NACO	E	REGISTRATION	825.00
NACO PLANNING AND ZONING	E	REGISTRATION	40.00
NAPA AUTO PARTS	S	PARTS	914.17
NE CENTRAL TELEPHONE CO	U	TELE SVC	183.20
NEBR CLERK OF DISTRICT COURT ASSN	D	DUES	50.00
NE GLASS COMPANY	S	REPAIR	39.95
NE HEALTH & HUMAN SERVICES	S	PT SVCS	693.88
NE LAW ENFORCEMENT	E	TRAINING	400.00
NE PUBLIC POWER DIST	U	UTILITIES	250.00
NE PUBLIC POWER DISTRICT	U	UTILITIES	11,953.68
NE INTERACTIVE	E	COPIES	73.00

OPTK NETWORKS	U	ETHERNET SVC	1,818.24
NEW WEST SPORTS MEDICINE	MC	MEDICAL	224.19
NORTHWESTERN ENERGY	U	UTILITIES	6,305.70
OWENS EDUCATIONAL SERVICES	S	SVC	552.00
PAPER TIGER SHREDDING	E	SHREDDING	922.90
PARKER GROSSART BAHENSKY BEUCKE	S	LEGAL	586.98
PHELPS CO SHERIFF'S OFFICE	E	FEE	6.00
PHYSICIANS LABORATORY	MC	MEDICAL	5,513.00
PLATTE VALLEY COMMUNICATIONS	EQ	EQUIP	47.50
PLATTE VALLEY DENTAL CLINIC	MC	MEDICAL	510.00
PRAIRIE VIEW APARTMENTS	RT	RENT	290.00
PSYCHOLOGICAL RESOURCES	S	PSYCH TESTING	600.00
ROLAND WHITNEY	RT	RENT	175.00
QUILL CORPORATION	SU	SUPPLIES	907.28
KANE M RAMSEY	RE	REIMBURSE	45.00
RAPID FIRE PROTECTION	S	SVC	950.00
RASMUSSEN FUNERAL HOME	E	CREMATION	1,500.00
RAVENNA SANITATION	U	UTILITIES	1,094.00
REGION III BEHAVIORAL HEALTH SVCS	E	EXPENSE	39,633.00
RUDOLPH LAW	S	LEGAL	1,405.00
RYDE TRANSIT	E	TRANSPORTATION	1,000.00
BOWEN SCHOEN	RE	REIMBURSE	45.00
SHERWIN WILLIAMS	SU	SUPPLIES	21.24
CRAIG SLEICHER	RE	REIMBURSE	45.00
MARTI SLEISTER	RE	REIMBURSE	45.00
TRENTON SNOW, LLC	EQ	EQUIP RENT	1,000.00
SOLID WASTE AGENCY LANDFILL	C	CONSTRUCT	70.14
SOUTH CENTRAL ECONOMIC DEVELOPMENT	D	MEMBERSHIP	5,000.00
CHERYL STABENOW	RE	REIMBURSE	45.00
STAMM ROMERO & ASSOC	S	LEGAL	14,939.24
STATE OF NEBR PROBATION DIST 9	E	EXPENSES	7,393.99
THOMAS S STEWART	S	LEGAL	3,470.00
SUMMIT FOOD SERVICE	E	FOOD SVC	24,284.71
MICHAEL J SYNEK	S	LEGAL	1,119.39
THE CHANGE COMPANIES	SU	SUPPLIES	1,472.75
THOMSON REUTERS - WEST	E	SUBSCRIPTION	3,805.21
THOMSON REUTERS-WEST	E	SUBSCRIPTION	795.79
THOMSON REUTERS - WEST	E	SUBSCRIPTION	677.53
TURNER BODY SHOP OF KEARNEY	S	TOWING	450.00
REBECCA TVRDIK ANDERSON	S	LEGAL	2,845.00
TYE & ROWLING	S	LEGAL	3,015.25
U.S. BANK	E	EXPENSES	18,147.23
U.S. POSTAL SERVICE (QUADIENT-POC)	E	POSTAGE	1,000.00
U.S DEPARTMENT OF AGRICULTURE	AP	BUDGET	8,528.69
JERRY A. VAN WINKLE, PSYD, LLC	S	EVALUATION	1,263.55
VERIZON	U	TRACKERS	770.95
VERIZON WIRELESS	U	PHONE SVC	714.61
VILLAGE OF MILLER	U	UTILITIES	25.00
VILLAGE UNIFORM	RT	RENTAL	102.08
THE WALDINGER CORPORATION	S	REPAIRS	10,027.13
WEATHERTIGHT INSULATION INC	SU	SUPPLIES	3,672.79
WELLS FARGO BANKS ACCT ANALYSIS	E	FEES	69.71
WELLS FARGO	E	EXPENSES	5,287.01
WELLS FARGO	F	FUEL	51.27
WELLS FARGO	E	EXPENSES	116.19
WELLS FARGO	SU	SUPPLIES	467.00
AARON WENTZ	RE	REIMBURSE	45.00
WILKINS ARCHITECTURE DESIGN	C	RENOVATIONS	55,673.73
MELISSA L WILLIS	RE	REIMBURSE	45.00
JEFF WIRTH	RE	REIMBURSE	200.00
WPCI	S	SCREENING	404.00
YANKTON CO SHERIFF'S OFFICE	E	FEE	57.50
YOUNG ELECTRIC	S	SVC	6,861.00
MELANIE R YOUNG	RE	REIMBURSE	45.00
ERIC ZIKMUND	RE	REIMBURSE	45.00
ROAD FUND			

ACE HARDWARE & GARDEN CENTER	SU	SUPPLIES	179.95
ACE IRRIGATION & MFG CO	SU	SUPPLIES	834.90
AUSSIE HYDRAULICS LLP	S	REPAIR	775.31
ARNOLD MOTOR SUPPLY/AUTO VALUE PART	S	REPAIR	4,085.82
BARCO MUNICIPAL PRODUCTS	SU	SUPPLIES	228.00
BOSELMAN ENERGY	F	DEF BULK	572.04
COMFY BOWL	F	FUEL	105.00
CONSTRUCTION RENTAL	S	REPAIRS	31.00
CORNHUSKER CLEANING SUPPLY	SU	SUPPLIES	231.94
DPF ALTERNATIVES/DUECK ENTERPRISES	SU	SUPPLIES	3,106.48
EAKES OFFICE SOLUTIONS	SU	SUPPLIES	30.99
FARM PLAN	S	REPAIRS	488.73
FARMERS CO-OP ASSOCIATION	F	FUEL	58.00
FASTENAL COMPANY	SU	SUPPLIES	39.00
FLEETPRIDE	SU	SUPPLIES	995.00
FRIESEN CHEVROLET	S	REPAIRS	435.71
GARRETT TIRES & TREADS	S	REPAIRS	1,614.10
GLASS DOCTOR OF CENTRAL NE	S	REPAIR	427.48
JACK LEDERMAN CO	SU	SUPPLIES	95.86
KEARNEY TRAILERS	S	REPAIR	134.98
KELLY SUPPLY COMPANY	S	REPAIR	2.67
KIMBALL MIDWEST	S	REPAIR	337.17
JOHN WILLIAM KING	R	RETIREMENT	34.62
MENARDS	SU	SUPPLIES	679.09
MID NE AGGREGATE	G	GRAVEL	11,123.57
MIDWEST SERVICE & SALES CO	SU	SUPPLIES	1,600.00
MILLER & ASSOCIATES	S	ENGINEERING	9,108.50
NE TRUCK CENTER	SU	SUPPLIES	4,009.38
NMC, INC.	SU	SUPPLIES	14,696.14
OAK CREEK ENGINEERING	S	ENGINEERING	10,724.67
OLMSTEAD DEVELOPMENT	G	GRAVEL	29,235.36
PAULSEN, INC	G	GRAVEL	7,412.96
POWERPLAN-MURPHY TRACTOR	S	REPAIRS	5,514.77
STERN OIL COMPANY	F	FUEL	171.60
TRAUSCH DYNAMICS	S	REPAIRS	196.11
TRUCK CENTER COMPANIES	S	REPAIRS	503.84
U.S. BANK	E	EXPENSES	2,723.97
WILKE'S TRUE VALUE	SU	SUPPLIES	6.99
WINZER	SU	SUPPLIES	1,054.21
<u>VISITOR'S PROMOTION</u>			
KEARNEY VISITOR'S BUREAU	E	EXPENSES	75,077.00
<u>VISITOR'S IMPROVEMENT</u>			
KEARNEY VISITOR'S BUREAU	E	EXPENSES	75,076.00
<u>DEEDS PRESERVATION & MODERNIZATION</u>			
MIPS INC.	S	PRESERVATION	257.03
<u>HEALTH INSURANCE FUND</u>			
BCBS HEALTH CLAIM EXPENSE	MC	HEALTH	282,904.77
HM LIFE MELLON GLOBAL CASH MGNT	MC	HEALTH	60,288.93
<u>VETERAN'S RELIEF</u>			
CO VETERANS AID FUND	E	EXPENSES	2,781.74
<u>COVID AMERICAN RESCUE PLAN</u>			
ADAMS CONSTRUCTION	C	ROAD IMPROV	134,495.14
OAK CREEK ENGINEERING	S	ENGINEERING	10,596.43
<u>INHERITANCE TAX</u>			
AMAZON CAPITAL SERVICES	E	INHER. TAX	5,780.21
EAKES OFFICE SOLUTIONS	E	EXPENSE	33,508.37
<u>WEED FUND</u>			
MOTOROLA SOLUTIONS	EQ	EQUIP	1,280.00
U.S. BANK	E	EXPENSES	95.00
<u>911 EMERGENCY SERVICE</u>			
CENTURYLINK	S	SUPPORT	14,323.36
CENTURYLINK	S	SVC	1,781.78
DAWSON PUBLIC POWER DISTRICT	RT	RENT	4,950.00
FRONTIER	U	PHONE SVC	715.16
LANGUAGE LINE SERVICES	S	LANG LINE	130.41
NE CENTRAL TELEPHONE CO	U	PHONE SVC	109.99

After discussion, it was determined that the Funds transfer agenda item was not necessary this month.

Moved by Morrow and seconded by Loeffelholz to accept the County Treasurer Semi-Annual Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Loeffelholz, Kouba, Lynch, Maendele and Klein. Absent: Higgins. Motion declared carried.

Moved by Morrow and seconded by Loeffelholz to approve the additional pledged collateral in the amount of \$160,000.00 for the Buffalo County Treasurer at Firstier Bank. Upon roll call vote, the following Board members voted "Aye": Morrow, Maendele, Kouba, Lynch, Loeffelholz and Klein. Absent: Higgins. Motion declared carried.

Moved by Morrow and seconded by Loeffelholz to approve the release of pledged collateral in the amount of \$83,115.90 for the Buffalo County Treasurer at Firstier Bank. Upon roll call vote, the following Board members voted "Aye": Morrow, Loeffelholz, Kouba, Lynch, Maendele and Klein. Absent: Higgins. Motion declared carried.

Moved by Morrow and seconded by Maendele to approve the release of pledged collateral in the amount of \$43,752.22 for the Buffalo County Treasurer at First National Bank of Omaha. Upon roll call vote, the following Board members voted "Aye": Morrow, Maendele, Kouba, Lynch, Loeffelholz and Klein. Absent: Higgins. Motion declared carried.

Moved by Loeffelholz and seconded by Lynch to appoint Jillian Kottich to the Extension Advisory Board for a three-year term. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Lynch, Kouba, Maendele, Morrow and Klein. Absent: Higgins. Motion declared carried.

After discussion it was moved by Kouba and seconded by Maendele to approve the Employee Handbook Sick Leave policy update effective immediately. Upon roll call vote, the following Board members voted "Aye": Kouba, Maendele, Lynch, Loeffelholz, Morrow and Klein. Absent: Higgins. Motion declared carried.

Facilities director Stephen Gaasch was present for the discussion and decision on Proposal for Professional Services LEC Facilities Condition and Needs Assessment bids after discussion it was moved by Lynch and seconded by Morrow to accept the low bid of Wilkins Architecture Design Planning+ Parkhill. Upon roll call vote, the following Board members voted "Aye": Lynch, Morrow, Kouba, Loeffelholz, Maendele and Klein. Absent: Higgins. Motion declared carried.

Veterans Service Officer Matthew Starkey presented the Memorandum of Understanding (MOU) between Nebraska Department of Veterans' Affairs and Buffalo County to the Board. After discussion it was moved by Maendele and seconded by Kouba to authorize Chairperson Klein to sign the MOU between Nebraska Department of Veterans' Affairs and Buffalo County. Upon roll call vote, the following Board members voted "Aye": Maendele, Kouba, Lynch, Loeffelholz, Morrow and Klein. Absent: Higgins. Motion declared carried.

Chairperson Klein reviewed the following correspondence. Everline Compliance, LLC sent a pamphlet to spread public awareness that there is information for farmers and ranchers about pipelines in the community by using Nebraska 811.

Weed Superintendent Bret Stubbs was present to review the Weed Department Annual State Reports. Moved by Loeffelholz and seconded by Kouba to authorize Chairperson Klein to sign the reports as presented to be filed with the Nebraska Department of Agriculture. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Lynch, Maendele, Morrow and Klein. Absent: Higgins. Motion declared carried.

Zoning Administrator Daniels was present to review the 2023 Planning and Zoning Annual Report. Moved by Maendele and seconded by Loeffelholz to accept the 2023 Planning and Zoning Annual Report. Upon roll call vote, the following Board members voted "Aye": Maendele, Loeffelholz, Kouba, Lynch, Morrow and Klein. Absent: Higgins. Motion declared carried.

Chairperson Klein called on each Board member present for committee reports and recommendations.

ROAD DEPARTMENT

Deputy County Attorney Andrew Hoffmeister arrived at 9:28 A.M.

Highway Superintendent John Maul was present for the following agenda item.

Moved by Lynch and seconded by Loeffelholz to set a bid date of Tuesday, February 27, 2024 for Buffalo County 2024-2025 Gravel Bids to be effective from April 1, 2024 through March 31, 2025. Upon roll call vote, the following Board members voted "Aye": Lynch, Loeffelholz, Kouba, Maendele, Morrow and Klein. Absent: Higgins. Motion declared carried.

REGULAR AGENDA

Chairperson Klein opened the public hearing at 9:35 A.M. for the road vacation petition referred to as portion or road of 39th Road between Odessa Road and Eagle Road Petition. Brent Carmody was present and presented the Board with an exhibit, a copy will be on file with the Clerk's office. Highway Superintendent Maul and Carmody spoke in favor to road vacation. No one else addressed the Board and Chairman Klein closed the road vacation petition public hearing at 9:44 A.M. According to States Statutes a decision cannot be made until the next County Board meeting which is February 13, 2024.

Chairperson Klein called for Citizen's forum and no one addressed the Board.

At 9:48 A.M., Chairperson Klein asked if there was anything else to come before the Board before he declared the meeting adjourned following the quarterly jail inspection at 9:48 A.M. until the regular meeting on Tuesday, February 13, 2024. Commissioners Lynch and Loeffelholz accompanied LT. Chat Hunt to conduct the quarterly inspection of the Buffalo County Jail.

ATTEST:

Ivan H. Klein, Chairperson
Buffalo County Board of Commissioners

(SEAL)

Heather A. Christensen
Buffalo County Clerk