

**BUFFALO COUNTY BOARD OF COMMISSIONERS  
BUFFALO COUNTY BOARD OF EQUALIZATION  
TUESDAY, FEBRUARY 9, 2021**

The Buffalo County Board of Commissioners and the Buffalo County Board of Equalization met on Tuesday, February 9, 2021 at 9:00 A.M. and 9:45 A.M. Chairman McMullen called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Timothy Higgins, Ivan Klein, Myron Kouba, Ronald Loeffelholz, Daniel Lynch, Sherry Morrow and William McMullen. 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 web site, and the bulletin boards located outside the County Clerk's office and County Board Room on February 4, 2021. Chairman McMullen 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 Janice Giffin took all proceedings hereinafter shown; while the convened meeting was open to the public. County Attorney Shawn Eatherton was present.

**REGULAR AGENDA**

Moved by Higgins and seconded by Loeffelholz to approve the January 26, 2021 Board meeting minutes. Portions of this meeting were recessed until January 27, 2021 due to the weather emergency. Upon roll call vote, the following Board members voted "Aye": Higgins, Loeffelholz, Klein, Kouba, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Morrow and seconded by Klein to ratify the following January 29, 2021 payroll claims processed by the County Clerk. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Lynch and McMullen. Motion declared carried.

<b>GENERAL FUND</b>			
NET PAYROLL			272,558.29
AMERICAN FAMILY LIFE	I	PREMIUMS	1,037.63
RETIREMENT PLANS AMERITAS	R	EMPE RET	46,130.43
BUFFALO CO TREASURER	I	PREMIUMS	113,535.00
FIRST CONCORD	E	FLEX FUNDS	4,735.07
FIRST NATIONAL BANK	T	FEDERAL TAXES	92,542.46
KEARNEY UNITED WAY	E	DONATIONS	104.67
KATHLEEN A LAUGHLIN	E	GARNISH	402.00
MADISON NATIONAL	I	PREMIUMS	948.95
MADISON NATIONAL	I	LT DISABILITY	298.20
MASSMUTUAL	R	DEFERRED COMP	1,175.00
NATIONWIDE RETIREMENT	R	DEFERRED COMP	1,080.00
NE CHILD SUPPORT	E	CHILD SUPPORT	1,200.00
PRINCIPAL	E	DENTAL	3,242.17
PROFESSIONAL CHOICE RECOVERY	E	GARNISH	157.33
STATE OF NE	T	STATE TAXES	15,565.05
VISION SERVICE PLAN	E	EMPE VSP EYE	843.61
<b>ROAD FUND</b>			
NET PAYROLL			53,977.05
AMERICAN FAMILY LIFE	I	PREMIUMS	907.19
RETIREMENT PLANS AMERITAS	R	EMPE RET	8,635.06
BUFFALO CO TREASURER	I	PREMIUMS	2,567.00
FIRST CONCORD	E	FLEX FUNDS	677.42
FIRST NATIONAL BANK	T	FEDERAL TAXES	16,204.41
MADISON NATIONAL	I	PREMIUMS	148.65
MADISON NATIONAL	I	LT DISABILITY	107.59
NATIONWIDE	R	DEFERRED COMP	272.50
NE CHILD SUPPORT	E	CHILD SUPPORT	342.00
PRINCIPAL	E	DENTAL	930.96
STATE OF NE	T	STATE TAXES	2,440.77
VISION SERVICE PLAN	E	EMPE VSP EYE	205.46
<b>WEED FUND</b>			
NET PAYROLL			4,916.98
RETIREMENT PLANS AMERITAS	R	EMPE RET	777.30
BUFFALO CO TREASURER	I	PREMIUMS	248.00
FIRST CONCORD	E	FLEX FUNDS	33.33
FIRST NATIONAL BANK	T	FEDERAL TAXES	1,586.39

MADISON NATIONAL	I	LT DISABILITY	3.44
PRINCIPAL	E	DENTAL	61.00
STATE OF NE	T	STATE TAXES	251.69

Chairman McMullen instructed County Clerk Giffin to open and read aloud the submitted bids for the Communication Towers. Chief Deputy Dan Schleusener was present for the bid opening. Bids were submitted from AllState Tower, Platte Valley Communication and Sabre Communications Corp. Chief Deputy Schleusener will review the bids with County Sheriff Neil Miller and come back with recommendations at the end of today's meeting.

Moved by Higgins and seconded by Klein to accept the Clerk of the District Court January 2021 Report. Upon roll call vote, the following Board members voted "Aye": Higgins, Klein, Kouba, Loeffelholz, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Morrow and seconded by Klein to accept the Buffalo County Treasurer January 2021 Fund Balance Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Lynch and McMullen. Motion declared carried.

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

Moved by Morrow and seconded by Klein to approve the release of pledged collateral in the amount of \$600,000.00 for the Buffalo County Treasurer at the NebraskaLand National Bank. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Lynch and McMullen. Motion declared carried.

After discussion it was moved by Morrow and seconded by Klein to approve the contract with GWorks for redistricting services. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Lynch, and McMullen. Motion declared carried.

Moved by Higgins and seconded by Kouba to ratify the Kearney Area Community Foundation Agreement to establish a designated expendable fund for the Buffalo County Recreation Area-Ravenna Lake Improvement. This fund was created so that grants and donations could be received to make improvements at the Buffalo County Recreation Area-Ravenna Lake Improvement. Upon roll call vote, the following Board members voted "Aye": Higgins, Kouba, Klein, Loeffelholz, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Kouba and seconded by Morrow to adopt the Buffalo County Safety Manual with the following Resolution 2021-05. NIRMA provided a draft copy that has been reviewed, changed and added to by the Elected Officials and the Department Heads. Upon roll call vote, the following Board members voted "Aye": Kouba, Morrow, Higgins, Klein, Loeffelholz, Lynch, and McMullen. Motion declared carried.

### **RESOLUTION 2021-05**

WHEREAS, County employees are directly responsible to an elected official or the County Board;

WHEREAS, elected officials, in working with their employees, may develop different safety practices and standards than used by other offices; and

WHEREAS, different safety practices and standards can result in unsafe conditions in the workplace;

THEREFORE, the undersigned elected officials of Buffalo County adopt a joint safety manual that provides safety practices and standards common to all offices and departments of the undersigned.

The agenda item to approve the contract with Central Plains Valuation, LLC to conduct Property Valuation Protest Hearings was tabled until February 23, 2021 Board Meeting.

Chairman McMullen reviewed the following correspondence. JEO Consulting Group sent an invitation to a Virtual Agency Scoping Meeting to develop a plan for the Elm-Turkey Creeks WFPO Watershed Plan-Environmental Assessment. County Court sent a thank you note for the safety masks. AEDSuperstore sent a notification regarding parts on the AED that are about to expire. Nebraska Commission on Law Enforcement and Criminal Justice sent a letter of confirmation to conduct an annual inspection of the Buffalo County Jail facility. Joe Wilson with Tax Valuation Inc. sent the 2017-2020 referee reports from the property valuation protest hearings. The City of Kearney Planning Commission sent a notice of meeting and an Agenda for the February 19, 2021 meeting.

### **ZONING**

Zoning Administrator Dennise Daniels was present for the following Zoning agenda items.

Chairman McMullen opened the public hearing at 9:15 A.M. for a zoning Map Amendment Application filed by Mitch Humphrey, on behalf of Steven R. Martin, Judi A. Martin, & Joshua R. Martin for property described as a tract of land located in part of the Southeast Quarter of the Southeast Quarter of Section 8, Township 9 North, Range 18 West of the Sixth Principal Meridian, Buffalo

County, Nebraska. The applicant has requested to rezone approximately 3.25 acres, of which approximately 0.17 acres are presently being used for road purposes on the South side, from AG – Agriculture to AGR – Agricultural Residential. Mitch Humphrey reviewed the application. No one else addressed the Board and Chairman McMullen closed the hearing at 9:19 A.M. Moved by Loeffelholz and seconded by Higgins to approve the Zoning Map Amendment with the following Resolution 2021-06. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Higgins, Klein, Kouba, Lynch, Morrow and McMullen. Motion declared carried.

### **RESOLUTION 2021-06**

WHEREAS, on November 23, 2020, Mitch Humphrey, licensed land surveyor, on behalf of Steven R. Martin, Judi A. Martin, & Joshua R. Martin, has applied for a Zoning Map Amendment with the Buffalo County Zoning Administrator, requesting that the following real estate property, hereinafter referred to as the “subject property”, to wit:

A tract of land being part of the Southeast Quarter of the Southeast Quarter (SE1/4 SE1/4) of Section Eight (8), Township Nine (9) North, Range Eighteen (18) West of the Sixth Principal Meridian, Buffalo County, Nebraska, more particularly described as follows: Referring to the Southeast Corner of the Southeast Quarter of Section 8 and assuming the South line of the Southeast Quarter as bearing S 88°55'07" W and all bearings contained herein are relative thereto; thence on the South line of the Southeast Quarter of said Section 8, S 88°55'07" W a distance of 10.0 feet to the ACTUAL PLACE OF BEGINNING; thence continuing on the South line of the Southeast Quarter of said Section 8, S 88°55'07" W a distance of 219.07 feet; thence leaving the South line of the Southeast Quarter of said Section 8, N 04°11'27" W a distance of 591.80 feet; thence N 88°55'07" E a distance of 260.44 feet to a point 10.0 feet westerly of the East line of the Southeast Quarter of said Section 8; thence S 00°10'58" E parallel with and 10.0 feet westerly of as measured at right angles from the East line of the Southeast Quarter of said Section 8 a distance of 591.00 feet to the place of beginning. Containing 3.25 acres, more or less, of which 0.17 acres, more or less are presently being used for road purposes on the South side.

be changed from the Agriculture (AG) District to the Agricultural – Residential (AGR) District. Property is in the name Steven R. Martin, Judi A. Martin, Joshua R. Martin.

WHEREAS, this is solely a zoning map amendment request and the subject property would or could have other land use regulations that would apply to it above and beyond the zoning map amendment sought at this meeting, and

WHEREAS, on January 21, 2021, the Buffalo County Planning and Zoning Commission following public hearing with notice as required recommended approval of such proposed change in zoning on a 8-0 vote with none absent and no abstentions and

WHEREAS, on February 9, 2021, this Board conducted a public hearing and considered this Zoning Map Amendment, the minutes of the Planning and Zoning Commission considering this amendment, Buffalo County Zoning Regulations, and Comprehensive Plan, and finds:

- a. No letters of opposition against the amendment.
- b. That such change in zoning designation would have minimal adverse effect on surrounding properties.
- c. That the intended uses of the Agricultural – Residential (AGR) District are consistent with property use in the surrounding area.
- d. This amendment is consistent with the growth and development of Buffalo County and the overall Comprehensive Plan adopted by Buffalo County, Nebraska, and
- e. The subject property is situated close to already existing public improvements, such as sufficient utilities so that the map amendment with its attendant changes in uses will not cause additional public costs to function effectively.

WHEREAS, no protest (s) against such amendment have been filed with the Buffalo County Clerk within seven days of conclusion of public hearing of such Commission as allowed under Section 11.4, and

WHEREAS, the votes in favor of adoption of this resolution need only be by majority of members to this Board of Commissioners.

NOW THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF COMMISSIONERS that application for zoning map amendment to change the subject property from the Agriculture (AG) District to Agricultural – Residential (AGR) District is approved, and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be filed in the Register of Deed's office against subject property and any parcel situated partially or entirely within such legal description, and that the County Clerk shall make amendment to Buffalo County Zoning District Map originally adopted on or about September 10, 2002.

Chairman McMullen opened the public hearing at 9:19 A.M. for an Administrative Subdivision filed by Mitch Humphrey, licensed land surveyor, on behalf of Steven R. Martin, Judi A. Martin, Joshua R. Martin and Colleen R. Martin, for property described as a tract of land located in part of the Southeast Quarter of the Southeast Quarter of Section 8, Township 9 North, Range 18 West of the Sixth Principal Meridian, Buffalo County, Nebraska to be known as “Martin Administrative Subdivision”. Mitch Humphrey reviewed the application. No one else addressed the Board and Chairman McMullen closed the hearing at 9:21 A.M. Moved by Loeffelholz and seconded by Kouba to approve the Administrative Subdivision with the following Resolution 2021-07. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Higgins, Klein, Lynch, Morrow and McMullen. Motion declared carried.

### **RESOLUTION 2021-07**

WHEREAS, Steven R. Martin, Judi A. Martin, Joshua R. Martin & Colleen R. Martin, hereinafter referred to as “applicants” have filed for an Administrative Subdivision to be known as “Martin Administrative Subdivision”, with the Buffalo County Clerk and/or Zoning Administrator, and

WHEREAS, the Zoning Administrator forwarded this application to this Board, and

WHEREAS, on February 9, 2021, this Board conducted a public hearing now and finds:

1. The proposed “Martin Administrative Subdivision” is in the Agricultural – Residential (AGR) Zoning District for Buffalo County, Nebraska and the size of the parcels of real estate owned by the subdividing entity, after subdividing, complies with the minimum lot size of this zoning district.
2. The size of the parcels of real estate owned by the subdividing entity, and any remnant property not subdivided, after subdividing, complies with the minimum lot size of this zoning district. The remnant property owned by the subdividing entity, is comprised of other lands in Part of the Southeast Quarter of the Southeast Quarter of Section Eight (8), Township Nine (9) North, Range Eighteen (18), West of the 6<sup>th</sup> P.M., Buffalo County, Nebraska.
3. The proposed plat for this subdivision fulfills Buffalo County’s Subdivision Resolution requirements for administrative subdivisions specifically allowed under Section 3.02 together with other provisions applicable thereto.
4. 85<sup>th</sup> Road is a county-maintained open public road that abuts the proposed subdivision to the south. The width of this road, after dedication, complies with the minimum width standards required by the Buffalo County Subdivision Resolution.
5. Title search paperwork has been provided to the Buffalo County Attorney’s Office and that office has cleared title as concerns Buffalo County’s interests based upon the title search documents delivered to that office by applicant.
6. This proposed administrative subdivision should be approved.

NOW THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF COMMISSIONERS in regular session with a quorum present, that the plat of “Martin Administrative Subdivision”, an administrative subdivision being Part of the Southeast Quarter of the Southeast Quarter of Section Eight (8), Township Nine (9) North, Range Eighteen (18), West of the 6<sup>th</sup> P.M., Buffalo County, Nebraska, duly made out, acknowledged and certified, is hereby approved, accepted, ratified, and authorized to be filed and recorded in the Office of the Register of Deeds, Buffalo County, Nebraska.

Chairman McMullen opened the public hearing at 9:21 A.M. for a Code Amendment that was referred to the Planning and Zoning Commission on December 8, 2020. The Code Amendment that was reviewed is regarding areas of construction and exemptions of Accessory Buildings under Section 8.1 ~~AND adding Accessory Use by Special Use Permit, in the Agriculture (AG) and Agricultural-Residential (AGR) Districts, under Sections 5.14 and 5.34, when specific provisions as to location and size do not apply.~~ Zoning Administrator Dennise Daniels reviewed the proposed amendments and Jason Wozniak addressed the Board. No one else addressed the Board and Chairman McMullen closed the public hearing at 9:30 A.M. Moved by Higgins and seconded by Loeffelholz to approve the following Resolution 2021-08. Upon roll call vote, the following Board members voted "Aye": Higgins, Loeffelholz, Klein, Kouba, Lynch, Morrow and McMullen. Motion declared carried.

### **RESOLUTION 2021-08**

WHEREAS, on December 8, 2020, this Board sent three proposed amendments regarding provisions of Buffalo County Zoning Resolution regarding accessory use buildings to the Buffalo County Planning and Zoning Commission, hereinafter simply referred to as “Commission”, and

WHEREAS, on January 21, 2021, the Commission held a public hearing concerning these amendments. After public hearings on all three suggested amendments, the Commission amended and favorably recommended this Board’s suggested amendment regarding use by right provisions so that accessory building/structures could be placed in the rear, side, and front yards. The Commission also amended and favorably recommended that this Board adopt an amendment regarding the exemption from the need to obtain a zoning permit for accessory structures that have less than 200 square footage. Additionally the Commission recommended that the special use provisions regarding accessory use structures as originally proposed by this Board, be not adopted by this Board, and

WHEREAS, no protests have been filed with the Buffalo County Clerk against the proposed amendments as reported out by the Commission, and

WHEREAS, on February 9, 2021, this Board conducted a public hearing concerning proposed amendments to Buffalo County’s Zoning Regulations, and no parties appeared to oppose such proposed amendments, and

WHEREAS, after review of the Commission’s minutes, and after public hearing of this Board on the proposed amendments, this Board accepts and approves the Commission’s recommendations.

NOW THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF COMMISSIONERS, in regular session with a quorum present, that the following amendments to Buffalo County's Zoning Resolution be adopted:

**Amendment #1:** That Zoning Resolution, Section 8.1, be amended to read as follows:

“Accessory building and structures shall not occupy more than thirty percent of the ~~required~~ area of the side, front and rear yards. Any accessory building and/or structure shall have a minimum yard setback as required within the zoning district. Attached garages are considered part of principal building.”

**Amendment #2:** That the following language be added to Section 8.1 “Any accessory building and structure and/or use comprised of two hundred (200) square feet or less is exempted from the need to obtain a zoning permit, but must comply with all applicable zoning district minimum yard setbacks.”

## **REGULAR AGENDA**

Transportation Director Charles McGraw from the Community Action Partnership of Mid Nebraska was present to review the funding matches required for the operations RYDE Transit-Community Action Partnership of Mid Nebraska. Moved by Klein and seconded by Loeffelholz to approve the Local Funding Match with the following Resolution 2021-09 for RYDE Transit Public Transportation. Upon roll call vote, the following Board members voted "Aye": Klein, Loeffelholz, Higgins, Kouba, Lynch, Morrow and McMullen. Motion declared carried. (At 9:34 A.M. County Clerk Janice Giffin excused herself and Deputy County Clerk Heather Christensen took all proceedings hereinafter shown.)

## **RESOLUTION 2021-09**

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, the *RYDE Transit-Community Action Partnership of Mid Nebraska* desires to apply for said funds to provide public transportation in (transit system's service area).

NOW THEREFORE, BE IT RESOLVED; the Buffalo County Board of Commissioners hereby instructs the *RYDE Transit* to apply for said funds.

Said funds are to be used for the *RYDE Transit* transportation operations in the FY 2021-2022 Application for Public Transportation Assistance. Local Funding Amount Match for 2021-2022: \$66,700.00.

Moved by Lynch and seconded by Higgins to recess the regular meeting of the Board of Commissioners at 9:40 A.M. and reconvene as a Board of Equalization. Upon roll call vote, the following Board members voted "Aye": Lynch, Higgins, Klein, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

## **BOARD OF EQUALIZATION**

Chairman McMullen called the Board of Equalization to order in open session. County Assessor Ethel Skinner was present.

Moved by Lynch and seconded by Higgins to approve the late filing of the Statement of Reaffirmation of tax exemption for National Audobon Society, Inc. submitted by County Assessor Skinner. Upon roll call vote, the following Board members voted "Aye": Lynch, Higgins, Klein, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

Chairman McMullen opened the scheduled Permissive Exemption Hearings. No one was present to address the Board for Crossroads Center, Inc. Moved by Kouba and seconded by Klein to approve the application filed by Crossroads Center, Inc on parcel number 602486877 as 100% Exempt. Upon roll call vote, the following Board members voted "Aye": Kouba, Klein, Higgins, Loeffelholz, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Higgins and seconded by Lynch to approve the application filed by Familias Para Cristo Jesus Hechos 1:8 on parcel number 605316100 as 100% Exempt. No one addressed the Board. Upon roll call vote, the following Board members voted "Aye": Higgins, Lynch, Klein, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

Moved by Loeffelholz and seconded by Higgins to deny the application filed by Family of Christ Lutheran Church on parcel numbers 601872004, 601872005, 601872006, 601872007 and 601872008. No one addressed the Board. Upon roll call vote, the following Board members vote "Aye": Loeffelholz, Higgins, Klein, Kouba, Lynch, Morrow and McMullen. Motion declared carried.

Berean Fundamental Church of Kearney Treasurer Mike Leigh answered questions concerning the Exempt Application. Moved by Lynch and seconded by Klein to approve the application for Berean Fundamental Church of Kearney on parcel number 580056005 as 100% Exempt. Upon roll call vote, the following Board members voted "Aye": Lynch, Klein, Higgins, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

Moved by Loeffelholz and seconded by Lynch to approve the application filed by First Church of God on parcel number 600130300 as 50% Exempt and 50% Non-Exempt. No one addressed the Board. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Lynch, Higgins, Klein, Kouba, Morrow and McMullen. Motion declared carried.

Charlie Pickens with First Presbyterian Church of Kearney answered questions concerning the Exempt Application. Moved by Klein and seconded by Higgins to approve the application for First Presbyterian Church of Kearney on parcel number 606534747 as 100% Exempt. Upon roll call vote, the following Board members voted "Aye": Klein, Higgins, Kouba, Loeffelholz, Lynch and Morrow. Abstain: McMullen. Motion declared carried.

Moved by Klein and seconded by Lynch to approve the application filed by Grace Fellowship Inc. on parcel number 600130200 as 100% Exempt. No one addressed the Board. Upon roll call vote, the following Board members vote "Aye": Klein, Higgins, Kouba, Loeffelholz, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Loeffelholz and seconded by Lynch to approve the application filed by Grace Lutheran Church of Pleasanton on parcel numbers 100222000 as 100% Exempt. No one addressed the Board. Upon roll call vote, the following Board members vote "Aye": Loeffelholz, Lynch, Higgins, Klein, Kouba, Morrow and McMullen. Motion declared carried.

Marshall Poehler with Zion Evangelical Church answered questions concerning the Exempt Application. Moved by Loeffelholz and seconded by Lynch to approve the application filed by Zion Evangelical Church on parcel numbers 300166010 as 100% Exempt. Upon roll call vote, the following Board members vote "Aye": Loeffelholz, Lynch, Higgins, Klein, Kouba, Morrow and McMullen. Motion declared carried.

Moved by Morrow and seconded by Lynch to approve Tax List Corrections numbered 4747 through 4755 submitted by County Assessor Skinner. Upon roll call vote, the following Board members voted "Aye": Morrow, Lynch, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

County Treasurer Jean Sidwell was present for the following agenda items.

Moved by Klein and seconded by Lynch to approve the Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Jean Sidwell for the First United Methodist Church on a 2008 Chevy Cargo Van. (Commissioner Loeffelholz excused himself from the meeting.) Upon roll call vote, the following Board members voted "Aye": Klein, Lynch, Kouba, Higgins, Morrow and McMullen. Absent: Loeffelholz. Motion declared carried.

Moved by Loeffelholz and seconded by Kouba to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Jean Sidwell for the Salvation Army on a 2019 Chevrolet Traverse and a 2006 Chevrolet Express Van. (Commissioner Loeffelholz returned to the meeting.) Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Higgins, Klein, Lynch and McMullen. Abstain: Morrow. Motion declared carried.

Moved by Loeffelholz and seconded by Lynch to adjourn the Board of Equalization and return to the regular meeting of the Board of Commissioners at 10:18 A.M. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Lynch, Higgins, Klein, Kouba, Morrow and McMullen. Motion declared carried.

## **REGULAR AGENDA**

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

Cris and Heidi Hehner sent a letter requesting improvement and modification of a County Road. This road is a minimum maintenance road and is located ¼ mile north of 355<sup>th</sup> Road on Grove Road. After discussion, no action was taken.

Moved by Klein and seconded by Loeffelholz to accept the bid from Nebraska Truck Center Inc for 2022 Freightliner M2 112 Cab & Chassis Lowboy Tractor for \$96,490.00. Upon roll call vote, the following Board members voted "Aye": Klein, Loeffelholz, Higgins, Kouba, Lynch, Morrow and McMullen. Motion declared carried.

Moved by Klein and seconded by Lynch to accept the bid from Nebraska Truck Center Inc. for 2022 Freightliner 1154D Cab & Chassis with Dump Body less trade in of 1990 Ford LNT 8000 of \$1,500.00 for total cost \$95,490.00. Upon roll call vote, the following Board members voted "Aye": Klein, Lynch, Higgins, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

Moved by Klein and seconded by Kouba to set a bid date of Tuesday, February 23, 2021 for the 2021 Gravel Bids for the period from April 1, 2021 through March 31, 2022. Upon roll call vote, the following Board members voted "Aye": Klein, Kouba, Higgins, Loeffelholz, Lynch, Morrow and McMullen. Motion declared carried.

Chief Deputy Dan Schleusener returned to the meeting with recommendations on the Tower Bids that were submitted. Moved by Morrow and seconded by Lynch to accept the bid from Platte Valley Communication for the Gibbon 250 foot Communication Tower. Upon roll call vote, the following Board members voted "Aye": Morrow, Lynch, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

Chairman McMullen called on each Board member present for committee reports and recommendations.

Chairman McMullen called for Citizen's forum and no one was present.

Chairman McMullen asked if there was anything else to come before the Board at 10:32 A.M. before he declared the meeting adjourned until the regular meeting at 9:00 A.M. on Tuesday, February 23, 2021.