

**BUFFALO COUNTY BOARD OF SUPERVISORS
BUFFALO COUNTY BOARD OF EQUALIZATION
TUESDAY, MAY 25, 2010
9:00 A.M.**

The Buffalo County Board of Supervisors and the Buffalo County Board of Equalization met on Tuesday, May 25, 2010 at 9:00 A.M. and 10:30 A.M. Chairman Pierce called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Kent Greder, Ivan Klein, Timothy Loewenstein, William McMullen, Sherry Morrow and Richard Pierce. Absent: Horace Dannehl. Chairman Pierce 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 is posted at the back of the Board Room.

Posting and publishing gave notice of the meetings in advance, thereof. Notice of the meetings was simultaneously given to all members of both Boards; and availability of the agenda was communicated in the advance notice and in the notice to both Boards of this meeting. Said agenda was also furnished to all area news media. A copy of the acknowledgment and receipt of notice and agenda by the Board members is attached to these minutes. County Clerk Janice Giffin took all proceedings hereinafter shown while said meeting was open to the public. County Attorney Shawn Eatherton was present.

Chairman Pierce called for Citizen's forum and Tim Pratt, Dick Prascher and Jim Cudaback from Riverdale were present to address the Board about repairs on what is known as part of First Street in Riverdale. The question is the urgency of the repair and who is responsible for that road maintenance. The Road Committee met about this issue prior to this meeting and is recommending an informal approval to move forward with the project due to the uniqueness of the situation. Ratification of this informal approval will be at the next Board meeting. Cost sharing details will be formally made in an interlocal agreement between Buffalo County and the Village of Riverdale.

Jim Bamford of Kearney was present to address the Board with water issues west of Kearney near Sartoria Road and 17th Street. After discussion, the Board stated that Bamford needed to talk with Central Platte Natural Resources District (CPNRD). The matter being referred to by Bamford is part of CPNRD project not a Buffalo County project.

Wayne Homan, Animal Control Specialist with Wildlife Services presented the contract renewal. Moved by Loewenstein and seconded by McMullen to authorize Chairman Pierce to sign the contract for the fiscal year 2010-2011. Upon roll call vote, the following Board members voted "Aye": Loewenstein, McMullen, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Elected and Appointed Officials present for updated reports were Extension Educator Brian Bosshamer and Megan Burda, Extension Assistant. Emergency Manager Darrin Lewis was also present.

CONSENT AGENDA

Chairman Pierce inquired if there was anything which needed to be removed from the Consent agenda. Supervisor Morrow asked that the Vendor Claims be removed from the Consent Agenda. Chairman Pierce declared the General County Business listed below approved without further hearing. The Vendor Claims will be considered later in this meeting.

GENERAL COUNTY BUSINESS

1. Approve minutes for May 11, 2010
2. Accept report:
 - Community Action Partnerships of Mid-Nebraska April 2010 RYDE report
3. Miscellaneous County business
 - Approve May 2010 Payroll Claims

The following payroll claim totals for May 2010 were submitted by County Clerk Janice Giffin for approval.

FUND	NET PAYROLL
GENERAL	342,084.22
ROAD	81,085.36
<u>WEED</u>	14,371.77
TOTAL	437,541.35

JUSTICE CENTER PROJECT

Buster Beckenhauer from Beckenhauer Construction was present for updated reports and decisions on the Justice Center Project. County Clerk opened the only submitted bid from Pauly Jail Building Company Inc. for the Detention Equipment and Electronic security systems for Phase 2 of the Justice Center Project. This bid will be reviewed by the Construction Manager and the Oversight Committee and a decision will be made at a later date.

Beckenhauer presented and reviewed a finalized bid tabulation sheet from the bid opening of the Phase 2 Project on May 11, 2010. Moved by Loewenstein and seconded by Greder to authorize Beckenhauer to enter into contracts with the approved vendors as outlined on the bid tabulation sheet including Alternates 2, 3, 4 and 6. The Bid tabulation sheets include the following awards: Bid Package 2, Dirt Works; Bid Package 2A, Heartland Pest; Bid Package 2B, American Fence; Bid Package 2C, Blessing Construction; Bid Package 3, Drake Williams; Bid Package 3A, Stephens & Smith Construction Company; Bid Package 3B, Stephens & Smith Construction Company; Bid Package 4, Masonry Unlimited; Bid Package 5, Arrowhead Steel Fabricators; Bid Package 5A, Central Nebraska Steel; Bid Package 6, Mark's Custom Woodworking; Bid Package 6A, Total Interiors; Bid Package 6B, Beckenhauer Construction Inc.; Bid Package 7, Ziemba Roofing; Bid Package 7A, Fisher Building Services; Bid Package 8, Midwest Door & Hardware; Bid Package 8B, Kearney Glass; Bid Package 9, Midwest Partitions; Bid Package 9A, Amax; Bid Package 9B, Don Wasson Co. Inc., Bid Package 9D, Don Wasson Co. Inc.; Bid Package 9E, Kucera Painting; Bid Package 10C, Tri City Sign Co.; Bid Package 12B, Covenant Church Furniture; Bid Package 14, O'Keefe Elevator; Bid Package 15A, Bamford; Bid Package 15B, Anderson Brothers Electric, Plumbing & Heating; and Bid Package 16, Kelly Electric. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Greder, Klein, McMullen, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

REGULAR AGENDA

Highway Superintendent Ron Sklenar was present for discussion and the following decisions. Moved by McMullen and seconded by Klein to accept the bid of Husker Steel for the total amount of \$53,200.00 on Project Number C10(593) and C10(598). Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Greder, Loewenstein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Moved by McMullen and seconded by Klein to accept the bid of Wilke contracting for Project C10(593) at Riverdale for the amount of \$79,969.00 and to reject the bid of Wilke Contracting for Project C10(584) Shelton north in the amount of \$126,485.60. Upon roll call vote, the following Board members voted "Aye": McMullen, Klein, Greder, Loewenstein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by Morrow to recess the regular meeting of the Board of Supervisors at 10:30 A.M. and reconvene as a Board of Equalization. Upon voice vote all Board Members present voted "Aye". None voted "Nay". Motion declared carried.

BOARD OF EQUALIZATION

Chairman Pierce called the Board of Equalization to order in open session. County Assessor Joe Woodward and County Treasurer Jean Sidwell were present. Each of the following hearings were opened and closed with only the applicant indicated below addressing the Board.

Brenda Dunkel, Controller at Good Samaritan Hospital requested tax exemption on parcel number 602479008. Moved by Morrow and seconded by McMullen to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": Morrow, McMullen, Greder, Klein, Loewenstein and Pierce. Absent: Dannehl. Motion declared carried.

John Lakey from the University of Nebraska at Kearney requested tax exemption on parcel number 602449000. Moved by Loewenstein and seconded by Greder to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Greder, Klein, McMullen and Pierce. Abstain: Morrow. Absent: Dannehl. Motion declared carried.

John Lakey from the University of Nebraska at Kearney requested tax exemption on parcel number 604494000. Moved by McMullen and seconded by Loewenstein to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": McMullen, Loewenstein, Greder, Klein and Pierce. Abstain: Morrow. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by Morrow to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Jean Sidwell for Good Samaritan Society Prairie View Gardens on 2000 Lincoln Continental. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Morrow, Greder, Klein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

Larry Butler, Attorney for First Church of Christ Scientist requested tax exemption on parcel number 603688120. Moved by Greder and seconded by Morrow to approve tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": Greder, Morrow, Klein, Loewenstein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

Gay Tillotson, Director of Life Choices Pregnancy Resource Center requested tax exemption on personal property. Moved by Loewenstein and seconded by McMullen to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": Loewenstein, McMullen, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Father Mike McDonald requested tax exemption for Campus House Endowment Trust on parcel number 603566301. Moved by McMullen and seconded by Morrow to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": McMullen, Morrow, Greder, Klein, Loewenstein and Pierce. Absent: Dannehl. Motion declared carried.

Father Mike McDonald requested tax exemption for Prince of Peace Catholic Church on parcel number 560330100. Moved by Greder and seconded by Klein to approve the tax exempt status on the property as indicated on the application. Upon roll call vote, the following Board members voted "Aye": Greder, Klein, Loewenstein, McMullen, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Klein and seconded by McMullen to return to the regular meeting at 10:51 A.M. Upon voice vote all Board Members present voted "Aye". None voted "Nay". Motion declared carried.

REGULAR AGENDA

Chairman Pierce reviewed the following correspondence with the Board. Newsletters were received from Beckenhauer Construction, NACO E-News and Community Action Partnership of Mid Nebraska. NIRMA sent information about the Boiler. Adams County Area Planning Commission sent notice of meeting. City of Kearney sent notice of annexation of Steinbrink Landscaping and Greenhouses. Department of Natural Resources sent a storage regulating notice. NACO sent July 1, 2010 Health insurance renewal. Emergency Manager Darrin Lewis sent new IS NIMS requirements information. Chairman Pierce then called on each Board member for the various committee reports.

Moved by Morrow and seconded by Klein to approve the following Resolution 2010-29 to transfer funds within the General Fund. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Greder, Loewenstein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

RESOLUTION 2010-29

WHEREAS expenses in the County Court budget in the general fund have exceeded the anticipated expenses when the budget was adopted, and

WHEREAS expenses in the general miscellaneous budget have been lower than the anticipated expenses when the budget was adopted,

THEREFORE, a budget transfer of \$65,000.00 is made from the general miscellaneous budget to the county court budget in the general fund. There is no change to the total general fund budget for expenses.

Moved by Morrow and seconded by Klein to approve the transfer of \$50,000.00 to the Weed Fund (5400) and \$35,000.00 to the Inheritance Fund (2700) all from the General Fund (100) and all per budget. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Greder, Loewenstein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by Morrow to approve the May 2010 Vendor Claims that were removed earlier in this meeting from the Consent Agenda. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Morrow, Greder, Klein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

County Clerk Janice Giffin submitted the following May claims for approval.

GENERAL FUND			
A & D TECHNICAL	SU	SUPPLIES	22.64
ACCURATE CONTROLS	EQ	EQUIPMENT	654.50
ACE HARDWARE	SU	SUPPLIES	14.98
JEANNE M ACKERMAN	EQ	ELECTION	101.50
ALAMAR UNIFORMS	SU	UNIFORMS	1,088.91
ALL AMERICAN SEWER & DRAIN	S	REPAIRS	750.00
ALL MAKES AUTO	S	REPAIRS	398.99
ALL POINTS	F	FUEL	70.00
ALLOY SPECIALTY	S	CONSULTING	3,033.75
AMERICAN FAMILY LIFE	I	PREMIUMS	1,378.14
AMERITAS LIFE INSURANCE	I	EMPE RET	57,600.61
KAEL ANDERBERY	RE	REIMBURSE	34.64
ANDERSON BROS ELEC	S	REPAIRS	144.00

KAY A ANDERSON	E	ELECTION	105.13
ARLEEN'S CAFE & CATERING	E	ELECTION	104.50
AS CENTRAL FINANCE	E	CHARGES	1,343.99
ASK SUPPLY	SU	SUPPLIES	1,474.86
B ANB B AUTO GLASS	S	SERVICE	600.71
MICHAEL W BALDWIN	S	LEGAL	577.95
BAMFORD INC	S	SERVICE	169.25
WILMA G BARTON	E	ELECTION	103.31
LINDA BAUER	E	ELECTION	121.94
MARLYS BAUER	E	ELECTION	103.31
SHARON J. BAUER	E	ELECTION	99.69
DONNA D BECK	E	ELECTION	103.31
MELODIE TURNER BELLAMY	RE	REIMBURSE	25.00
BRENDA J BENDFELDT	E	ELECTION	108.75
AARON BISHOP	RE	REIMBURSE	795.48
VICKI K BISSELL	E	ELECTION	103.31
BLUE CROSS BLUE SHIELD	I	PREMIUMS	116,689.74
BOB'S SUPER	E	PHOTO	10.14
BARBARA A BOELTER	E	ELECTION	108.75
NANCY J BOLIN	E	ELECTION	136.44
DIXIE L BONCZYNSKI	E	ELECTION	103.31
ANN L BOSSHAMER	E	ELECTION	151.50
TWILA M BOSSHAMER	E	ELECTION	105.13
PATRICIA L BOWIE	E	ELECTION	94.25
GENEVIEVE B BRANDORFF	E	ELECTION	94.25
JONATHAN R BRANDT	S	LEGAL	1,630.00
CHARLES BREWSTER	S	LEGAL	4,242.64
VIRGINIA A BRITTON	E	ELECTION	97.88
LEATHA J BUCHMANN	E	ELECTION	103.31
BUFFALO CO ATTORNEY	S	CRT CASE/WIRTH	148.00
BUFFALO CO ATTORNEY'S OFFICE	E	PETTY CASH	162.00
BUFFALO CO EXTENSION SERVICE	E	APR EXPENSES	15,242.53
BUFFALO CO PUBLIC DEFENDER	S	APR EXPENSES	9,521.71
BUFFALO CO SHERIFF	E	EXPENSES	3,167.67
BUFFALO CO TREASURER	E	T.SNOW	218.25
BUFFALO CO TREASURER PETTY CASH	E	POSTAGE	4,040.98
ALTHEA M BUGAY	E	ELECTION	111.88
RICHARD L BUGAY	E	ELECTION	105.13
BUILDERS	SU	SUPPLIES	507.06
MARYBELLE D BURGE	E	ELECTION	101.50
PATRICIA A BURGE	E	ELECTION	10.88
BUTLER VOIGT AND STEWART PC	S	LEGAL	955.50
FLOYD E BUTTERFIELD	E	ELECTION	103.31
PATRICIA BUTTERFIELD	E	ELECTION	103.31
NORINE FAYE BYDALEK	E	ELECTION	111.88
C B M FOOD SERVICE	S	FOOD SERVICE	14,163.50
CAMPBELL & LEVINE, LLC	S	ATTORNEY FEES	540.00
JUNE M CAMPBELL	E	ELECTION	101.50
MICHAEL D CARPER	S	LEGAL	783.90
SHIRLEY J CARR	E	ELECTION	103.31
DONNA I. CARSON	E	ELECTION	102.69
CASH WA	SU	COMMISSARY	2,947.58
CENTRAL FIRE & SAFETY	E	FIRE EXT	645.00
CENTRAL NE CREMATION	E	TRANSPORT	115.00
CENTRAL PATHOLOGY	MC	AUTOPSY'S	2,400.00
CHARM-TEX	SU	SUPPLIES	83.40
CHARTER DATA COMMUNICATIONS	U	SERVICES	3,623.00
CHARTER DIGITAL	U	SERVICES	115.32
JANET Z CHAVET	E	ELECTION	97.88
JANICE CHRAMOSTA	E	ELECTION	105.13
SHIRLEY A CHRAMOSTA	E	ELECTION	101.50
CITY OF KEARNEY	E	AIRPORT RD	109,433.69
MARGARET ANNE CLARK	E	ELECTION	109.94
CLERK OF THE DIST COURT	E	COURT COSTS	1,528.00

DORETHA CLEVINGER	E	ELECTION	138.00
CLIPPER PUBLISHING	A	PUBLISHING	710.89
BRENDA D CLONCH	E	ELECTION	103.31
JUANITA B CLOYED	E	ELECTION	97.88
RICHARD D CLOYED	E	ELECTION	104.13
COLONIAL SUPPLEMENTAL INS	I	EMPLOYEE	83.67
CONRADS AUTO	S	REPAIRS	342.01
CONSTRUCTION RENTAL	SU	SUPPLIES	328.48
COPYCAT PRINTING CENTER	SU	SUPPLIES	363.13
CROSSROADS FORD	S	REPAIRS	95.69
CULLIGAN WATER CONDITIONING	RT	RENTAL	41.19
CUSTER CO SHERIFF	E	SHERIFF FEES	26.50
DAN'S SANITATION	S	GARBAGE	38.85
BELERINA DARNELL	E	ELECTION	101.50
DAVENPORT COURT REPORTING	E	TRANSCRIPTION	2,442.50
DAWSON CO COURT	E	COURT COSTS	12.50
DAWSON CO PUBLIC POWER DIST	U	UTILITIES	2,057.04
DAWSON CO SHERIFF	E	INMATE	2,430.00
SHARON E DE NEUI	E	ELECTION	99.69
SUZANNE DEBRIE	E	ELECTION	94.25
WILLIAM M DEBRIE	E	ELECTION	124.85
THE DENT POPPER	S	REPAIRS	40.00
DEPART OF PATHOLOGY	MC	LAB WORK	125.00
RAMONA DOBBERSTEIN	E	ELECTION	115.75
BRADY DODDS	E	ELECTION	24.00
REECE DODDS	E	ELECTION	24.00
SHIRLEY A DOUTHIT	E	ELECTION	105.13
KATHERINE M DREW	E	ELECTION	97.88
EAKES OFFICE	SU	SUPPLIES	3,610.44
ECOLAB PEST	S	PEST CONTROL	80.34
EDUCATIONAL SERVICE UNIT NO 10	AP	SUPPORT	20,866.61
ELECTION SYSTEMS	SU	SUPPLIES	6,517.56
JENNIFER EPP	E	ELECTION	32.00
EUSTIS BODY SHOP	S	TOWING	75.00
GARY R FEIND	E	ELECTION	109.94
LORRAINE K FEIND	E	ELECTION	96.06
FIRST CONCORD	I	ADMN FEES	9,344.79
FIRST CONCORD	I	DEDUCTIBLE	12,377.42
FIRST CONCORD	I	TPA ADMN FEE	564.00
FRONTIER	U	PHONE	8,057.96
ALMA R GAETH	E	ELECTION	105.13
EDGAR NOE GALICIA	E	WITNESS FEES	20.00
GANZ ROMATZKE AND STAMM	S	LEGAL	1,216.41
MARJORIE J GARDNER	E	ELECTION	96.06
GARFIELD CO SHERIFF	E	SERVICE FEES	21.71
KAREN R GARRELTS	E	ELECTION	139.63
GARRETT TIRES TREADS	S	REPAIRS	35.20
BARBARA K GEHRING	E	ELECTION	105.13
CHERYL GERDES	E	ELECTION	101.50
VERA M GIFFIN	E	ELECTION	94.25
MICHAEL GILMOUR	RE	REIMBURSE	35.00
HELEN M GLATTER	E	ELECTION	105.13
GN NETCOM	S	REPAIRS	210.00
GOOD SAMARITAN	MC	LAB FEES	4,998.00
NANCY P GRAPES	E	ELECTION	103.31
GREAT-WEST	I	PREMIUMS	792.12
MARCIA L. GUGELMAN	E	ELECTION	101.50
BARBARA J GUZINSKI	E	ELECTION	103.31
GERALDINE HADWIGER	E	ELECTION	94.25
JOHN G HAEBERLE	E	ELECTION	103.31
THERESA M HAGGE	E	ELECTION	101.50
HALL CO COURT	E	COPIES	94.50
HALL CO SHERIFF	E	SHERIFF FEES	7.59
HAMILTON CO COURT	E	COPIES	3.25

HEARTLAND CLEANING	S	CLEANING	388.40
EVELYN M HEIDEN	E	ELECTION	106.94
REMA J. HEMMERLING	E	ELECTION	105.13
SHARON K HERREN	E	ELECTION	111.88
ANGELA K HILTON	E	MILEAGE	32.00
ARTIE R HOBBS	E	ELECTION	99.69
ROBERT E HOBBS	E	ELECTION	106.06
JOLENE C HOELTING	E	ELECTION	103.31
ANDREW W HOFFMEISTER	RE	REIMBURSE	25.00
GARY L HOGG	S	LEGAL	93.75
HOLMES PLUMBING & HEATING	SU	SUPPLIES	97.63
HOWARD CO COURT	E	COPIES	3.25
LISA R HUERTA	RE	REIMBURSE	25.00
INTERSTATE ALL BATTERY	SU	SUPPLIES	93.12
SARAH K ISAAC	E	ELECTION	85.19
JACOBSEN ORR NELSON LINDSTROM	S	LEGAL	6,280.85
SUSAN A JANSSEN	E	ELECTION	28.00
LORI L JENKINS	E	ELECTION	58.00
DONALD JOBMAN	E	ELECTION	105.13
LETA R JOBMAN	E	ELECTION	111.88
PAMELA J JOHN	E	ELECTION	143.81
CAROL L JOHNSON	E	ELECTION	99.69
BETTY K JOHNSON	E	ELECTION	105.13
JEAN A JOHNSON	E	ELECTION	99.69
JEAN B JOHNSON	E	ELECTION	105.13
KATHLEEN L JOHNSTON	E	ELECTION	103.31
JOHNSTONE SUPPLY	SU	SUPPLIES	3.88
MARILYN R JUSSEL	E	ELECTION	103.31
K & K PARTS	E	REPAIRS	44.28
K MART PHARM	MC	INMATE	1,181.75
KEARNEY AREA HUMANE SOCIETY	AP	SHELTER SVC	1,000.00
KEARNEY CLINIC	MC	INMATE	539.27
KEARNEY FED CREDIT UNION	E	DEPOSITS	6,637.41
KEARNEY HUB	A	PUBLISHING	5,321.91
KEARNEY UNITED WAY	E	DONATIONS	99.84
LORAIN KEEHN	E	ELECTION	103.31
KEITH CO SHERIFF	E	SERVICE FEES	46.62
DORIS E KEOUGH	E	ELECTION	65.25
MILDRED B KINCAID	E	RETIREMENT	12.00
RICHARD KINCAID	RE	REIMBURSE	25.00
KINGSBURY CO SHERIFF	E	SERVICE FEES	31.88
HELEN KINNAMAN	E	ELECTION	105.13
KLEINE FUNERAL HOME	E	FACILITY FEES	250.00
DOROTHY KLIMEK	E	ELECTION	94.25
KNAPP FANGMEYER ASCHWEGE	S	LEGAL	452.50
JEFF KNAPP	S	LEGAL	468.00
JEAN KNEESE	R	RETIREMENT	19.00
KONICA MINOLTA	E	COPY FEES	2,545.87
MARLENE J KOTRC	E	ELECTION	106.94
MILTON D KOTRC	E	ELECTION	113.81
DOUG KRAMER	E	ELECTION	320.06
MARLENE KRIHA	E	ELECTION	145.75
L & S TIRE AND TOWING	S	TOWING	85.00
MARCI JO LAMBERT	E	ELECTION	101.50
DONITA K LAMPSHIRE	E	ELECTION	7.25
DONITA K LAMPSHIRE	E	ELECTION	102.69
LANCASTER CO SHERIFF	E	COURT COSTS	19.06
MARGARET A LANDON	E	ELECTION	105.13
KATHLEEN A LARSON	E	ELECTION	7.25
DORIS A LAUE	E	ELECTION	103.31
BARBARA A LAURSEN	E	ELECTION	97.88
ANNETTE LAVE	S	CLEANING	108.50
NORMA E LEWANDOWSKI	E	ELECTION	7.25
DARRIN LEWIS	RE	REIMBURSE	15.00

LEXIS NEXIS	E	ONLINE SERVICE	25.00
LIBERTY SERVICES	S	CLEANING	834.39
MARIE E LIMBACH	E	ELECITON	101.50
LIPS PRINTING	SU	SUPPLIES	128.67
ROGER A LOSCHEN	E	ELECTION	97.88
KATHLEEN M LOSKILL	E	ELECTION	97.88
MONICA LOVELACE	E	ELECTION	7.25
JAY G LUMBARD	E	ELECTION	96.06
MADISON NATIONAL LIFE	I	PREMIUMS	362.68
DIANA L MARLATT	E	ELECTION	100.75
JOHN MARSH	RE	REIMBURSE	380.77
SHARON L MARTIN	E	ELECTION	119.00
DORIS MAE MAURER	E	ELECTION	113.81
MAVERICK INDUSTRIES	S	MAINTENANCE	1,103.00
WILMA JEAN MAYFIELD	E	ELECTION	105.13
JANICE MAYO	E	ELECTION	101.50
MICHAEL MEFFERD	RE	REIMBURSE	25.00
MENARDS	SU	SUPPLIES	91.29
BARBARA J MERRYMAN	E	ELECTION	103.31
METHE COMMUNICATIONS	U	MAINTENANCE	200.00
EUGENE D METHE	E	ELECTION	94.25
MICRO KEY SOFTWARE	S	MAINTENANCE	2,207.00
MICROFILM IMAGING	S	SCANNING	839.25
MICROFILM SERVICE BUREAU	S	MICROFILMING	971.91
MID AMERICA PAY PHONES	U	PAY PHONES	80.00
MIDLAND TELECOM	EQ	EQUIPMENT	2,355.00
MIPS	S	SUPPORT	2,256.45
MIKE MOLES	E	ELECTION	103.31
MORPHOTRAK	S	SERVICE	1,280.00
MORRIS PRESS	SU	SUPPLIES	1,625.00
BARBARA MOWREY	E	ELECTION	94.25
CAROLYN MUSIL	E	ELECTION	96.06
BARBARA A MUTH	E	ELECTION	94.25
N E S C A	E	REGISTRATION	227.50
NACO	E	SEMINAR	300.00
LARRY K NANSEL	E	ELECTION	106.94
ROBERTA A NANSEL	E	ELECTION	113.81
NATIONWIDE RETIREMENT	E	DEFERRED COMP	1,279.64
NE DOL/BOILER INSPECTION PROGRAM	E	INSPECTION	114.00
NE CENTRAL TELEPHONE CO	U	TELEPHONE	311.76
NE CHILD SUPPORT PAYMENT	E	GARNISHMENT	1,266.00
NE HEALTH & HUMAN SERV	AP	1ST QTR BILLIN	3,085.14
NE DEPT OF MOTOR VEHICLES	E	RECORDS	38.00
NE PUBLIC POWER	U	UTILITIES	10,084.98
CODY D NELSEN	E	ELECTION	30.00
EDNA MAE NELSON	E	ELECTION	106.94
NEW LIFE COUNSELING	S	EVALUATION	415.00
IRENE NEWMAN	E	ELECTION	125.81
EMMA L NICHOLS	E	ELECTION	101.50
NORM'S PLUMBING	S	PLUMBING	667.00
NORTHEAST NE JUVENILE SRVC	E	HOUSING	1,530.00
NORTHWESTERN SERVICES	U	UTILITIES	1,938.36
OCE IMAGISTICS	S	MAINTENANCE	39.82
OFFICE MAX	SU	SUPPLIES	274.94
OFFICE NET	SU	SUPPLIES	16.47
MATTHIAS I OKOYE	AP	CONTRACT	2,833.00
CORINNE OLMSTED	E	ELECITON	106.06
DONALD D OSTENDORF	E	ELECTION	97.88
IRENE R OSTENDORF	E	ELECTION	97.88
DONEVIEVE R OURADA	E	ELECTION	133.81
BONNIE PABIAN	E	ELECTION	105.13
THERESA M PANKAS	E	ELECTION	112.50
PAPER DRAGON	E	EXPENSES	357.00
PARKER GROSSART BAHENSKY	S	LEGAL	2,305.94

DONNA M PEARCE	E	ELECTION	106.94
BEVERLY J PEARSON	E	ELECTION	103.31
PATRICIA R PETERS	E	ELECTION	90.63
JANICE L PFEIFFER	E	ELECTION	99.69
PHELPS CO COURT	E	COPIES	5.00
PHELPS CO DISTRICT COURT	E	COPIES	9.25
PHELPS CO SHERIFF	S	SERVICE FEES	37.00
BEVERLY J PICKENS	E	ELECTION	92.44
VERNON L PLAMBECK	E	ELECTION	97.88
PLATTE VALLEY COMM	EQ	EQUIPMENT	482.05
PLATTE VALLEY STATE BANK	T	FED TAXES	114,371.65
PRAIRIE COUNSELING	S	EVLAUATION	684.00
GLENDA PRASCHER	E	ELECTION	103.31
EVELYN PRELLWITZ	E	ELECTION	105.13
PRESTO X CO	S	PEST CONTROL	98.37
BLAKE PRUSIA	E	ELECTION	24.00
QUILL CORP	SU	SUPPLIES	70.47
QWEST	U	TELEPHONE	80.28
RAVENNA SANITATION	S	SANITATION	323.00
KATHRYN J RAYBURN	E	ELECTION	101.50
REDFIELD & COMPANY	SU	SUPPLIES	155.00
CAROL J REED	E	ELECTION	7.25
EMILY JEAN REIDY	E	ELECTION	105.13
RENE J REINKE	E	ELECTION	101.50
GWENDOLYN REITER	E	ELECTION	109.94
KAREN R REITER	E	ELECTION	96.06
MARLA D REITER	E	ELECTION	103.31
SHIRLEY REITER	E	ELECTION	103.31
JANIENE G REWERTS	E	ELECTION	106.94
DONNA R RICHARDS	E	ELECTION	103.31
ILENE RICHARDSON	R	RETIREMENT	14.00
KIMBRA L ROBERTS	E	ELECTION	109.94
JAN A ROCHFORD	E	ELECTION	103.31
RITA B ROHRICH	E	ELECTION	92.44
ROBERT ROOS	S	SERVICE	410.58
JACQUELYN H ROSENLOF	E	ELECTION HELP	90.63
ROSS SCHROEDER & GEORGE	S	LEGAL	3,124.48
RTS BUSINESS HOLDINGS	S	MAINTENANCE	230.30
MARGIE R RUDER	E	ELECTION	103.31
CYNTHIA A RYAN	E	ELECTION	105.13
SARPY CO SHERIFF	E	SERVICE FEES	8.14
VICKI L SCHMIDT	E	ELECTION	141.94
ELLA C SCHOENING	E	ELECTION	108.75
ELLEN SCHROEDER	E	ELECTION	103.31
IRMA M SCHROEDER	E	ELECTION	105.13
DORIS SCHUESSLER	E	DEPOSITION	135.00
SHARON K SCHUKEI	E	ELECTION	101.50
MARGUERITE F SCHUSTER	E	ELECTION	101.50
MANDI J SCHWEITZER	RE	REIMBURSE	25.00
SHIRLEY M SCOVILLE	E	ELECTION	106.94
SELLER - PERFORMANCE DODGE	E	SHERIFF	20,090.00
SEWARD CO COURT	E	COPIES	2.00
BESSIE M SHADA	E	ELECTION	103.31
ERMA J SHAFTO	E	ELECTION	149.94
DIANA J SHUBERT	E	ELECTION	103.31
JEAN SIDWELL	E	REGISTRATION	307.00
KURT SIEDSCHLAW	S	LEGAL	438.50
SIMMONS GUN SPECIALTIES	SU	SUPPLIES	893.36
WILMA J SKALA	E	ELECTION	101.50
BARBARA SMITH	E	ELECTION	103.31
JOAN C. SMITH	E	ELECTION	101.50
TRENTON SNOW	RE	MILEAGE	759.12
TRENTON SNOW	EQ	EQUIPMENT	350.00
SNS SALES	S	MAINTENANCE	299.68

SNYDER AND HILLIARD	S	LEGAL	771.55
MONTY SOLOMON	RE	REIMBURSE	25.00
MARGARET A SPANGLER	E	ELECTION	112.00
VIRGIL D SPELLMAN	E	ELECTION	111.88
BONNIE J SPLITTER	E	ELECTION	108.88
ST FRANCIS MED CENTER	MC	MEDICAL	22.00
VIKKI S STAMM	RE	REIMBURSE	848.40
STATE OF NE	T	TAXES	16,578.36
PAUL A STEINBRINK	E	ELECTION	94.25
PHYLLIS G STEINBRINK	E	ELECTION	94.25
GWENDLAND L STERNER	E	ELECTION	99.69
EVELYN K STITTLE	E	ELECTION	105.13
ALYCE L. STONE	E	ELECTION	7.25
SUPER SHINE	EQ	EQUIPMENT	143.31
A. DELORES SWANSON	E	ELECTION	103.31
JAMES A SWANSON	E	ELECTION	99.69
MICHAEL J SYNEK	S	LEGAL	1,153.39
DARRELL E TEPLY	E	ELECTION	29.00
JANE E TEPLY	E	ELECTION	96.06
THE HARTFORD	E	DEFERRED COMP	1,825.00
THE LOCKMOBILE	SU	SUPPLIES	40.45
THURSTON HEATING	S	REPAIRS	355.38
SUSAN M TILLEMANS	E	ELECTION	101.50
JUDY A TRACY	E	ELECTION	101.50
TURNER BODY SHOP	S	TOWING	75.00
REBECCA L TVRDIK	S	LEGAL	843.75
U S POSTMASTER	SU	SUPPLIES	475.50
U SAVE PHARMACY	MC	INMATE	64.40
U.S. BANK	SU	SUPPLIES	2,623.75
VELMA N URWILLER	E	ELECTION	105.13
VALLEY CO COURT	E	CERTIFIED COPY	7.25
VERIZON WIRELESS	U	CELL SVC	309.33
VERIZON WIRELESS	U	CELL SVC	137.39
VERIZON WIRELESS	U	CELL SVC	1,224.26
VERIZON WIRELESS	U	CELL SVC	143.97
VERIZON WIRELESS	U	CELL SVC	149.98
VERIZON WIRELESS	U	CELL SVC	142.57
VERIZON WIRELESS	U	CELL SVC	299.72
VERIZON WIRELESS	U	CELL SVC	178.37
VERIZON WIRELESS	U	CELL SVC	397.13
VERIZON WIRELESS	U	CELL SVC	123.61
VERIZON WIRELESS	U	CELL SVC	139.67
VERIZON WIRELESS	U	CELL SVC	292.58
VERIZON WIRELESS	U	CELL SVC	178.37
VERIZON WIRELESS	U	CELL SVC	187.36
VILLAGE OF MILLER	U	UTILITIES	19.50
VILLAGE UNIFORM	SU	CLEANING	108.99
DOROTHY M VRBKA	E	ELECTION	149.69
WALGREENS	MC	PRESCRIPTIONS	253.01
KARIN R WALSH	E	ELECTION	97.88
JOLENE F WARD	E	ELECTION	105.13
EUNICE I WARNER	E	ELECTION	105.13
WARREN T PLUMBING	S	REPAIRS	450.76
DAVID WAYNE WELSH	E	ELECTION	500.00
ELLEN WEMHOFF	E	ELECTION	104.63
WEST PAYMENT CENTER	E	WESTLAW	1,395.98
CAROL J WHITESEL	E	ELECTION	101.50
WILKE DONOVAN'S TRUE VALUE	SU	SUPPLIES	57.05
JOAN E WILLIAMS	E	ELECTION	101.50
WILLIAM R WILLIAMS	RE	REIMBURSE	188.65
MELISSA L WILLIS	RE	REIMBURSE	25.00
DONNA M WILSON	E	ELECTION	97.88
SHARON S WILSON	E	ELECTION	101.50
ELIZABETH A WINSLOW	E	ELECTION	103.31

JEFFREY M WIRTH	S	LEGAL	957.93
NORMA J WOODMAN	E	ELECTION	139.63
JOE WOODWARD	RE	REIMBURSE	149.70
YEAGLEY SWANSON MURRAY	S	LEGAL	4,367.14
MELANIE R YOUNG	RE	REIMBURSE	25.00
ZIMMERMAN PRINTERS	SU	SUPPLIES	1,686.72
ROAD FUND			
ACE HARDWARE	S	REPAIRS	144.40
ALL MAKES AUTO	S	REPAIRS	68.00
ALL POINTS	F	FUEL	36.40
AMERICAN FAMILY LIFE	I	PREMIUMS	1,587.84
AMERITAS LIFE	E	EMPE RET	13,076.39
ASK SUPPLY	SU	SUPPLIES	65.17
BLUE CROSS BLUE SHIELD	I	PREMIUMS	4,728.36
BOSELMAN ENERGY	SU	SUPPLIES	322.04
BROADFOOT SAND & GRAVEL	G	GRAVEL	12,450.40
BUILDERS	SU	SUPPLIES	25.59
CENTRAL HYDRAULIC SYSTEM	S	REPAIRS	691.79
CHS AGRI SERVICE CENTER	F	FUEL	40.33
CLIPPER PUBLISHING	A	PUBLISHING	30.00
COMFY BOWL	E	EQUIP RENT	75.00
ROBIN CROSS	S	CLEANING	694.00
EAKES	SU	SUPPLIES	814.38
FAIRBANKS FARM EQUIP	S	REPAIRS	269.15
FAIRBANKS INTERNATIONAL	S	REPAIRS	124.93
FAMILY PRACTICE	E	SAFETY	85.00
FARM PLAN KEARNEY IMPLEMENT	S	REPAIRS	536.38
FARMER'S CO-OP	S	REPAIRS	44.00
FIRST CONCORD	E	FLEX FUNDS	1,352.33
GARRETT TIRES	S	REPAIRS	504.51
GRAHAM TIRE	S	REPAIRS	15.90
GREAT-WEST	I	PREMIUMS	27.18
JACK LEDERMAN	S	REPAIRS	36.07
JENSEN PUBLISHING	A	PUBLISHING	18.20
K & B PARTS	S	REPAIRS	42.10
K & K PARTS	SU	SUPPLIES	1,881.74
KEARNEY FED CREDIT UNION	E	DEPOSITS	2,595.00
KEARNEY HUB	A	PUBLISHING	194.78
KEARNEY UNITED WAY	E	DONATIONS	15.00
KULLY PIPE AND STEEL	E	STEEL	2,170.98
LAWSON	SU	SUPPLIES	824.59
LINWELD	SY	SUPPLIES	159.29
ELWOOD LUCE	R	RETIREMENT	11.00
MADISON NATIONAL LIFE	E	LT DISABILITY	181.58
MID NE AGGREGATE INC	G	GRAVEL	3,949.56
MIDWEST SERVICE	EQ	EQUIPMENT	2,546.44
MILLER & ASSOCIATES	E	ENGINEERING	55,735.04
MR AUTOMOTIVE CARQUEST	SU	SUPPLIES	191.04
NATIONWIDE RETIREMENT	E	DEFERRED COMP	1,060.00
NE CHILD SUPPORT PAYMENT	E	GARNISHMENT	395.00
NE MACHINERY CO	S	REPAIRS	14,058.78
NE SALT & GRAIN CO.	G	GRAVEL	22,697.01
THE NEW SIOUX CITY IRON	SU	SUPPLIES	4.00
P & P PAINTING	S	REPAIRS	2,254.08
PLATTE VALLEY COMMUNICATION	S	REPAIRS	223.50
PLATTE VALLEY STATE BANK	T	FED TAXES	25,890.01
POWERPLAN	S	REPAIRS	303.29
READY MIXED CONCRETE	E	CONCRETE	133.88
REDMAN'S SHOES	EQ	EQUIPMENT	80.00
SAFELITE FULFILLMENT	S	REPAIRS	270.00
SAFETY KLEEN	F	FUEL	199.26
SAHLING KENWORTH	SU	SUPPLIES	61.30
RONALD SKLENAR	RE	REIMBURSE	64.86
STATE OF NE	T	STATE TAXES	3,496.51

T & F SAND AND GRAVEL	G	GRAVEL	2,524.50
TRACTOR SUPPLY	EQ	EQUIPMENT	616.44
TROTTER SERVICE	F	FUEL	111.71
U.S. BANK	SU	SUPPLIES	671.98
WESTERN PATHOLOGY	I	INSURANCE	126.00
WILKE CONTRACTING	E	CONCRETE	31,657.60
WILKE DONOVAN'S TRUE VALUE	E	REPAIRS	24.24
<u>VISITOR'S PROMOTION FUND</u>			
KEARNEY VISITOR'S BUREAU	E	MAY EXPENSES	24,200.00
<u>VISITOR'S IMPROVEMENT FUND</u>			
KEARNEY VISITOR'S BUREAU	E	MAY EXPENSES	23,900.00
<u>EMERGENCY RELIEF FUND</u>			
BLACK HILLS STAGE LINE	E	BUS TICKET	207.00
BOSSELMANS #40	F	GASOLINE	331.00
THOMAS J ELLIS	RT	RENT	630.00
RICARDO ESCANDON	RT	RENT	210.00
DALLAS HARRING	RT	RENT	100.00
EUGENE W JEFFRES	RT	RENT	210.00
K MART PHARMACY	E	SUNDRIES	30.00
KING INVESTMENTS/SHAWN KING	RT	RENT	420.00
DORIS E LYNCH	RT	RENT	210.00
MASON'S MARKET	E	SUNDRIES	13.19
MARGARET A. MORRIS	RT	RENT	150.00
NADEN'S PHARMACY	MC	PRESCRIPTIONS	458.40
NET.SERVE/SCHIEDIES	RT	RENT	187.50
NP REALTY	RT	RENT	195.00
PLATTE VALLEY MEDICAL GROUP	MC	MED	128.49
LEAH SUTHERLAND	RT	RENT	210.00
WALGREENS	MC	PRESCRIPTIONS	132.42
<u>INSTITUTIONS FUND</u>			
NE HEALTH & HUMAN SERVICES	E	PATIENT BILL	621.00
<u>STOP PROGRAM FUND</u>			
BUFFALO CO COURT	E	STOP COSTS	1,296.00
<u>INHERITANCE TAX</u>			
BLESSING LLC	E	CONSTRUCTION	53,202.60
KEARNEY HUB	A	PUBLISHING	130.72
<u>COUNTY BOND</u>			
A & D TECHNICAL SUPPLY	E	PRINTING	16,286.57
BECKENHAUER CONSTRUCTION	C	CONSTRUCTION	14,925.00
GOVCONNECTION	C	EQUIPMENT	2,205.95
<u>WEED DISTRICT</u>			
ACE HARDWARE	E	REPAIRS/OIL	97.66
AMERICAN FAMILY LIFE	I	PREMIUMS	14.86
AMERITAS LIFE INSURANCE	I	EMPE RET	913.90
BLUE CROSS	I	PREMIUMS	691.97
CABELA'S	EQ	EQUIPMENT	76.98
CLIPPER PUBLISHING	A	PUBLISHING	168.00
CROP PRODUCTION	E	CHEMICALS	5,789.25
DULTMEIER SALES	E	REPAIRS	1,660.14
FARM PLAN KEARNEY IMPLEMENT	E	REPAIRS	8.77
FIRST CONCORD	E	FLEX FUNDS	300.00
GREAT-WEST	I	PREMIUMS	1.51
JENSEN PUBLISHING	A	PUBLISHING	126.00
K & K PARTS	E	REPAIRS	116.61
KEARNEY HUB	A	PUBLISHING	243.20
KEARNEY UNITED WAY	E	DONATIONS	24.00
MADISON NATIONAL LIFE	I	LT DISABILITY	10.45
PLATTE VALLEY STATE BANK	T	FED TAXES	4,667.67
RAVENNA NEWS	A	PUBLISHING	94.80
SELECT SPRAYERS	E	REPAIRS	131.49
SHARE CORP	SU	SUPPLIES	963.60
STATE OF NE	T	STATE TAXES	724.23
TRACTOR SUPPLY	SU	REPAIRS/SUPPLY	39.05
U.S. BANK	SU	SUPPLIES	14.20

VAN DIEST SUPPLY CO	E	CHEMICALS	7,566.80
911 EMERGENCY SERVICE			
ACCURATE CONTROLS	EQ	EQUIPMENT	1,878.87
AP ELECTRIC GENERATORS	E	GENERAC	8,256.95
AT&T	U	911 PHONE	1.94
CUMMINS CENTRAL POWER	E	TOWER REPAIR	214.49
FRONTIER	U	PHONE SVC	1,729.05
FRONTIER COMM OF NE	U	911 ACCESS	986.80
LANGUAGE LINE SERVICES	U	INTERPRETATION	35.00
NE CENTRAL TELEPHONE CO	U	911 PHONE SVC	151.76
PLATTE VALLEY COMM	S	911 REPAIRS	1,738.50
QWEST	U	911 SVC	9,446.51
TALLEY COMM	SU	SUPPLIES	291.05
TALLEY INC	EQ	EQUIPMENT	225.27

Discussion followed on health insurance benefits for the County employees. Moved by Greder and seconded by McMullen to move into the minimum reserve premium with NACO Blue Cross Blue Shield. Details of the group health care benefits fund will follow at the next meeting on June 8, 2010. Upon roll call vote, the following Board members voted "Aye": Greder, McMullen, Klein, Loewenstein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Discussion followed on County Employee meal reimbursement rates and a recommendation will come back at a later meeting.

Moved by Morrow and seconded by Loewenstein to authorize Chairman to sign Child Support Enforcement Agreement Computer Addendum. Upon roll call vote, the following Board members voted "Aye": Morrow, Loewenstein, Greder, Klein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by McMullen to authorize Sheriff Neil Miller to notify the State to move forward with the preparation and installation of equipment on the Hand tower sight to be followed up with an interlocal agreement. Upon roll call vote, the following Board members voted "Aye": Loewenstein, McMullen, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by McMullen that if surplus property is deemed to be of no value to Buffalo County and the intention is to allow those zero dollar items to be destroyed with the building, to allow others to remove surplus items that are of value to them before the destruction process begins. Upon roll call vote, the following Board members voted "Aye": Loewenstein, McMullen, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Moved by Loewenstein and seconded by McMullen to approve the following Resolution 2010-30 to authorize sale of surplus items of value on June 5, 2010. Upon roll call vote, the following Board members voted "Aye": Loewenstein, McMullen, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

RESOLUTION 2010-30

WHEREAS, the new Buffalo County Detention Facility has opened and is functional, and

WHEREAS, various items remain in the former Buffalo County Detention facility and other Buffalo County offices that have a value, if sold at public sale, that would yield more than salvage or recycling value, and

WHEREAS, the Board believes that such items are of no further public use and constitute surplus property and should be sold at public auction to the highest bidder.

NOW THEREFORE BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF SUPERVISORS THAT various items of surplus governmental of Buffalo County shall be sold at public auction to the highest bidder with the same being offered for sale commencing at 10:00 o'clock, a.m., Saturday, June 12, 2010, with public inspection of such items being allowed one hour prior to this sale. This sale shall be conducted at the west door of the Buffalo County Courthouse in the parking lot situated to the west of that door. All items offered for sale are sold for cash and without any implied or expressed warranty. Londer Auctioneer Services is retained to conduct and clerk this sale. A particularized list of the surplus property, copy of this resolution, and additional terms and conditions of this sale shall be posted at the Buffalo County Clerk's Office for public inspection.

Moved by Morrow and seconded by Loewenstein to ratify the decision of the Oversight Committee to donate the items listed to the Buffalo County Historical Society for the display of the former Buffalo County Detention Center. The list of items donated was presented to the Board and is now on file. Upon roll call vote, the following Board members voted "Aye": Morrow, Loewenstein, Greder, Klein, McMullen and Pierce. Absent: Dannehl. Motion declared carried.

Moved by McMullen and seconded by Loewenstein to store surplus property in a container acquired from P.W. Reynolds. Upon roll call vote, the following Board members voted "Aye": McMullen, Loewenstein, Greder, Klein, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

Tom Chapman was present via telephone conference for review of the issuance of the Recovery Zone Bonds. Moved by Greder and seconded by Klein to approve the following Resolution 2010-31. Upon roll call vote, the following Board members voted "Aye": Greder, Klein, Loewenstein, McMullen, Morrow and Pierce. Absent: Dannehl. Motion declared carried.

THE COUNTY OF BUFFALO, STATE OF NEBRASKA
RESOLUTION NO. 2010-31

A RESOLUTION AUTHORIZING AND DIRECTING AN ISSUE OF HIGHWAY ALLOCATION FUND PLEDGE BONDS, TAXABLE SERIES 2010 (RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS—DIRECT PAYMENT), OF THE COUNTY OF BUFFALO, IN THE STATE OF NEBRASKA, IN THE PRINCIPAL AMOUNT OF TWO MILLION FIFTEEN THOUSAND DOLLARS (\$2,015,000); AUTHORIZING THE SALE OF SAID BONDS BY NEGOTIATION; AND RELATED MATTERS.

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF BUFFALO, IN THE STATE OF NEBRASKA, AS FOLLOWS:

Section 1. The Board of Supervisors (the "Board") of The County of Buffalo, in the State of Nebraska (the "County"), hereby finds and determines that: (1) the County has received an allocation of the national Recovery Zone Economic Development Bonds limitation in the amount of \$3,541,000 (the "Allocation") pursuant to the American Recovery and Reinvestment Act of 2009, codified as Sections 1400U-1 through 1400U-3 of the Internal Revenue Code of 1986, as amended (the "Code"), and Internal Revenue Service Notice 2009-50, issued on June 12, 2009; (2) on October 15, 2009, the County filed a Notice of Intent to Issue Recovery Zone Bonds with respect to the Allocation with the Nebraska Department of Economic Development; and (iii) pursuant to Section 1400U-1 of the Code, the Board on March 9, 2010 adopted a resolution designating the entire geographic region of the County as a Recovery Zone within the meaning of the Code.

Section 2. As authorized by Section 66-4,101 Reissue Revised Statutes of Nebraska, 2009, as amended, it is necessary, desirable and advisable to authorize the issuance of Recovery Zone Economic Development Bonds of the County, which shall be negotiable highway allocation fund pledge bonds in the principal amount of \$2,015,000 to pay the costs of constructing certain roads of the County and to pay the costs of issuing such bonds. Said bonds shall be designated as "The County of Buffalo, Nebraska Highway Allocation Fund Pledge Bonds), Taxable Series 2010 (Recovery Zone Economic Development Bonds—Direct Payment)" (the "Bonds"), and shall bear interest at the rates per annum not to exceed 6.75% per annum, shall mature serially or as term bonds, or both, in numerical order on December 15 of each of the years, provided that the last maturity date shall be not later than December 15, 2030, and, in any event shall not be later than the 30th anniversary of the date of original delivery of the Bonds (the "Date of Original Issue"), and in the principal amounts, all as set forth in the Award Certificate of the Chair, in substantially the form of Exhibit D hereto (the "Award Certificate"), at the time of sale thereof, and shall be payable on the Interest Payment Dates and shall have the Record Dates as provided by Section 2(c) hereof. The Award Certificate may, subject to the aforesaid restrictions, fix different serial and term maturity dates, semiannual Interest Payment Dates and related Record Dates. The Bonds shall be sold at a purchase price, including an underwriter's discount of not greater than 2% of the aggregate principal amount thereof, plus net original issue premium or minus net original issue discount, if any, plus accrued interest, if any, all as shall be set forth on Schedule I to the Bond Purchase Agreement (as hereinafter defined), and as shall be fixed by the Award Certificate at the time of sale of the Bonds. The Bonds shall be issuable only as fully registered Bonds, without coupons, on the books of the Bond Registrar and Paying Agent designated in Section 5 hereof (the

“Registrar”) in the denominations of \$5,000 or any integral multiples thereof and shall be numbered consecutively from R-1 upward in order of issuance. No Bond shall be issued originally or upon transfer having more than one principal maturity.

(b) The Bonds maturing on or prior to December 15, 2014 shall not be subject to redemption prior to their stated maturity dates. The Bonds maturing on and after December 15, 2015 shall be subject to redemption at the option of the County prior to the stated maturities thereof at any time on or after the fifth anniversary of the Date of Original Issue, in whole, or in part in such order of maturities as shall be determined by this Board by subsequent resolution, at a redemption price of the principal amount thereof, plus interest accrued on such principal amount to the date of redemption, at the redemption premium, if any, not exceeding 2% of par to be fixed by the Award Certificate at the time of sale of the Bonds; provided that the Award Certificate at the time of sale of the Bonds may fix different redemption dates and periods to commence not later than the fifth anniversary of the Date of Original Issue. In the event that less than all of the Bonds of any maturity are to be called for redemption, the particular Bonds of such maturity to be redeemed shall be selected in such manner as the Registrar deems fair in integral multiples of \$5,000 within a maturity.

The Bonds, if any, with term maturities shall be subject to mandatory sinking fund redemption prior to their respective term maturity dates, at a price of par without premium on December 15 (or such other date or dates as set out in the Award Certificate at the time of sale of the Bonds) of each of the years and the principal amounts as the Award Certificate at the time of sale of the Bonds may fix.

To the extent that such Bonds have been previously called for redemption in part and otherwise than from the sinking fund, each related aforesaid annual sinking fund payment for the Bonds of such maturity shall be reduced by the amount obtained by multiplying the principal amount of such Bonds of such maturity so called for redemption, by the ratio which each annual sinking fund payment for the Bonds of such maturity bears to the total sinking fund payments of such Bonds subject to sinking fund redemption, and by rounding each sinking fund payment to the nearest \$5,000 multiple.

In case a Bond subject to sinking fund redemption is of a denomination larger than \$5,000, a portion of such Bond (\$5,000 or any multiple thereof) may be redeemed, but Bonds shall be redeemed only in the principal amount of \$5,000 each or any integral multiple thereof. On or before the thirtieth day prior to each such sinking fund payment date, the Registrar shall proceed to select for redemption (in such manner as the Registrar deems fair), from all outstanding Bonds subject to sinking fund redemption, a principal amount of such Bonds, equal to the aggregate principal amount of such Bonds redeemable with the required sinking fund payment, and shall call such Bonds or portions thereof (\$5,000 or any integral multiple thereof) for redemption from such sinking fund on the next December 15 (or such other date or dates as the Award Certificate shall provide), and give notice of such call.

The Bonds shall be redeemed in whole multiples of \$5,000 and if any Bonds be in a denomination in excess of \$5,000, portions of the principal amount thereof in installments of \$5,000 or any multiples thereof may be redeemed, and if less than all of the principal amount thereof is to be redeemed, in such case upon the surrender of such Bond there shall be issued to the registered owner thereof without charge therefor, for the then unredeemed balance of the principal amount thereof, Bonds of like series, maturity and interest rates in any of the authorized denominations provided by this Resolution.

Notice of redemption of Bonds stating their designation, date, maturity and principal amounts shall be given by the Registrar by mailing such notice by first-class mail, postage prepaid, not less than 30 days prior to the date fixed for redemption to the registered owners at their most recent addresses appearing upon the books of registry, but failure to give notice to any particular registered owner or any defect in the notice given to such owner shall not affect the validity of the proceeding calling the Bonds or the redemption of any Bonds for which proper notice has been given. Notice of redemption need not be given to the holder of any Bond, whether registered or not, who has waived notice of redemption. Notice of redemption having been given as provided above or notice of redemption having

been waived by the owners of Bonds called for redemption who have not been given such notice as provided above, the Bonds so called for redemption shall become due and payable on the designated redemption date. In the case of redemption at the option of the County, the County shall give written notice to the Registrar of its election to redeem Bonds at least 45 days prior to the said redemption date, or such shorter period as shall be acceptable to the Registrar. If on or before the said redemption date funds sufficient to pay the Bonds so called for redemption at the applicable redemption price and accrued interest to said date have been deposited or caused to have been deposited by the County with the Registrar for the purposes of such payment and notice of redemption thereof has been given or waived as hereinbefore provided, then from and after the date fixed for redemption interest on such Bonds so called shall cease to accrue and become payable. If such funds shall not have been so deposited with the Registrar as aforesaid on or before the date fixed for redemption, such call for redemption shall be revoked and the Bonds so called for redemption shall continue to be outstanding the same as though they had not been so called, and shall continue to bear interest until paid at such rate as they would have borne had they not been called for redemption, and shall continue to be protected by this Resolution and entitled to the benefits and security hereof.

(c) Interest on the Bonds at the respective rates for each maturity shall be payable semiannually on June 15 and December 15 of each year beginning December 15, 2010, or such other semiannual dates as the Award Certificate at the time of sale of the Bonds may fix (each of said dates an "Interest Payment Date"), and shall accrue from the Date of Original Issue or the most recent Interest Payment Date, whichever is later, until maturity or earlier redemption, by check or draft mailed by the Registrar or its successor on such Interest Payment Date to the registered owner of each Bond at such registered owner's address as it appears on the Bond Register maintained by the Registrar or its successor at the close of business on the first day of each month in which occurs each Interest Payment Date (the "Record Date"), subject to the provisions of the following paragraph. The principal on the Bonds and the interest due at maturity or upon redemption prior to maturity is payable in lawful money of the United States of America to the registered owners thereof upon presentation and surrender of such Bonds to the Registrar.

In the event that payments of interest due on the Bonds on an Interest Payment Date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such Interest Payment Date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Registrar whenever moneys for the purpose of paying such defaulted interest become available.

(d) Bonds issued upon transfer or exchange of Bonds shall be dated as of the date six months preceding the Interest Payment Date next following the date of registration thereof in the office of the Registrar, unless such date of registration shall be an Interest Payment Date, in which case they shall be dated as of such date of registration; provided, however, that if, as shown by the records of the Registrar, interest on the Bonds shall be in default, the Bonds issued in lieu of Bonds surrendered for transfer or exchange may be dated as of the date to which interest has been paid in full on the Bonds surrendered; and provided further, that if the date of registration shall be prior to the first Interest Payment Date, the Bonds shall be dated as of their Date of Original Issue. The Bonds shall bear interest from their Date of Original Issue.

Section 3. In the event any Bond is mutilated, lost, stolen or destroyed, the County shall execute and the Registrar shall authenticate a new Bond of like date, maturity and denomination to that mutilated, lost, stolen, or destroyed, provided that, in the case of any mutilated Bond, such mutilated Bond shall first be surrendered to the Registrar and, in the case of any lost, stolen, or destroyed Bonds, there first shall be furnished to the Registrar evidence of such loss, theft, or destruction satisfactory to the Registrar, together with indemnity satisfactory to it. In the event any such Bond shall have matured, instead of issuing a duplicate Bond, the County may pay the same without surrender thereof upon the performance of such requirements as it deems fit for its protection, including a lost

instrument bond. The County and the Registrar may charge the owner of such Bond with their reasonable fees and expenses for such service.

Section 4. The Bonds shall be in substantially the following form, with such appropriate insertion, variations and omissions as are required with respect thereto:

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation (“DTC”), to The County of Buffalo, Nebraska or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or in such other name as is requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL, inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

No. _____ \$ _____

UNITED STATES OF AMERICA
STATE OF NEBRASKA
THE COUNTY OF BUFFALO

HIGHWAY ALLOCATION FUND PLEDGE BOND, TAXABLE SERIES 2010
(RECOVERY ZONE ECONOMIC DEVELOPMENT BONDS—DIRECT PAYMENT)

Date of Original Issue	Date of Maturity	Rate of Interest	CUSIP No.
_____, 2010	_____, 20__	_____%	_____

REGISTERED OWNER: _____

PRINCIPAL AMOUNT: _____ DOLLARS

KNOW ALL PERSONS BY THESE PRESENTS: That The County of Buffalo, in the State of Nebraska (the “County”), promises to pay to the order of the Registered Owner specified above, or registered assigns, on the Date of Maturity indicated above, and upon surrender hereof, the Principal Amount indicated above, and in like manner to pay interest on said Principal Amount from the date hereof at the Rate of Interest per annum indicated above semiannually on June 15 and December 15 of each year, beginning December 15, 2010 (each of such dates an “Interest Payment Date”) and continuing until said Principal Amount is paid. The Principal Amount and the interest due at maturity or upon redemption prior to maturity is payable to the Registered Owner at the office of the Bond Registrar and Paying Agent, Wells Fargo Bank, National Association, Lincoln, Nebraska (the “Registrar”), upon presentation and surrender of this bond. Interest on this bond prior to maturity or earlier redemption shall be paid by check or draft mailed on such Interest Payment Date to the Registered Owner at such Registered Owner’s address as it appears on the registration books of the Registrar at the close of business on the date which is the first day of the month in which occurs such Interest Payment Date (the “Record Date”). Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the Record Date such interest was payable, and shall be payable to the person who is the Registered Owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Registrar whenever moneys for such purpose become available. For the prompt payment of this bond, principal and interest, as the same become due, the full faith, credit and resources of the County are hereby irrevocably pledged.

The bonds are issuable as fully registered bonds without coupons in denominations of \$5,000 and any integral multiple thereof. Subject to the limitations and upon payment of the charges provided in the resolution passed on May 25, 2010 (the “Resolution”) of the County authorizing the issuance of the bonds, bonds may be exchanged for a like aggregate principal amount of bonds. This bond is

transferable by the Registered Owner hereof or his attorney duly authorized in writing, at the principal corporate trust office of the Registrar, but only in the manner, subject to the limitations and upon payment of the charges as set forth in the Resolution, upon surrender and cancellation of this bond. Upon such transfer a new registered bond or bonds of the same maturity and of authorized denomination or denominations for the same aggregate principal amount will be issued to the transferee in exchange therefor. The County and the Registrar may deem and treat the Registered Owner hereof as the absolute owner hereof (whether or not this bond shall be overdue) for the purpose of receiving payment of or on account of principal hereof and premium, if any, and interest due hereon and for all other purposes, and neither the County nor the Registrar shall be affected by any notice to the contrary.

The Bonds of the series of which this bond is one maturing on and after December 15, 2015 are subject to redemption at the option of the County prior to the stated maturities thereof at any time on or after the fifth anniversary of the Date of Original Issue of the Bonds, as a whole, or in part from time to time in such order of their maturities as the Board of Supervisors of the County shall determine, and in the event that less than all the Bonds of a maturity are to be called for redemption, the particular Bonds of such maturity to be redeemed shall be selected in such manner as the Registrar deems fair at the redemption price of the principal amount thereof, plus interest accrued on such principal amount to the date fixed for redemption, plus the following redemption premium, expressed as a percentage of the principal amount being redeemed:

Period During Which Redeemed (Both Dates Inclusive)	Redemption Premium
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The Bonds of the series of which this bond is one maturing on December 15, 20__ are subject to mandatory sinking fund redemption from sinking fund payments prior to their respective maturity dates, at a price of par, without premium, on December 15, 20__ and on each December 15 thereafter in the years and principal amounts set forth below:

Year	Principal Amount	Year	Principal Amount
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(maturity)

If at any time less than all the bonds of any given maturity are called for redemption, the bonds of such maturity to be redeemed (or portions thereof to be redeemed) shall be selected in such manner as the Registrar deems fair.

Bonds shall be redeemed in whole multiples of \$5,000 and if any Bond be in a denomination in excess of \$5,000, portions of the principal amount thereof in installments of \$5,000 or any multiples thereof may be redeemed, and if less than all of the principal amount thereof is to be redeemed, in such case upon the surrender of such Bond there shall be issued to the registered owner thereof without charge therefor, for the then unredeemed balance of the principal amount thereof, registered Bonds of like series, maturity and interest rates in any of the authorized denominations provided by the Resolution.

Notice of redemption of this Bond shall be given to the Registered Owner hereof by first-class mail, postage prepaid, not less than 30 days prior to the date fixed for redemption, all as more particularly set forth in the Resolution; provided, however, that failure to give such notice by mailing, or any defect therein, shall not affect the validity of any proceeding for the redemption of any Bond with respect to which no such failure has occurred. Notice of redemption having been given as provided in the Resolution, or notice of

redemption having been waived, and funds for the payment thereof having been deposited with the Registrar, this Bond shall cease to bear interest from and after the date fixed for redemption.

This bond is one of a series of bonds in the total principal amount of \$2,015,000 of even date and like tenor except as to number, denomination, date of maturity, rate of interest and priority of redemption for the purpose of providing funds for the payment of the cost of construction of certain County roads in accordance with the Constitution and statutes of the State of Nebraska, including, in particular, Section 66-4,101, Reissue Revised Statutes of Nebraska, 2009, as amended, and pursuant to and in compliance with proceedings of the Board of Supervisors of said County, duly enacted and adopted.

AS PROVIDED IN THE RESOLUTION, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE RESOLUTION, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE RESOLUTION TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE PAYING AGENT. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE RESOLUTION.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE PAYING AGENT FOR PAYMENT OF PRINCIPAL OR REDEMPTION PRICE, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond and precedent to and in the issuance of the issue of which this bond is a part did exist, did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of the County, including this bond, does not exceed any limitation imposed by law. The County covenants that, as authorized by Section 66-4,101, Reissue Revised Statutes of Nebraska, 2009, as amended, it has pledged as security for the payment of this bond and the issue of which it is a part, as to both principal and interest, the funds received by the County from the State of Nebraska Highway Allocation Fund and, if and to the extent the amount of such funds received by the County from such Highway Allocation Fund and any other money made available and used for such purpose are insufficient to pay when due the principal of and interest on this bond and the issue of which it is a part, that the County will cause to be levied, in addition to all other taxes, a levy of taxes on all the taxable property in the County at such rate or rates as will provide funds to pay the principal of and interest on this bond and the other bonds of the issue of which it is a part as they severally mature; provided, however, that such levy of property taxes, in addition to all other levies of taxes on the taxable property in the County, shall not exceed the County's constitutional and statutory limitations upon the levying of taxes.

This bond shall not be valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the certificate of authentication hereon shall have been executed by the Registrar.

IN WITNESS WHEREOF, the County has caused this bond to be executed on its behalf by the facsimile signature of the Chair of its Board of Supervisors and its seal to be impressed or imprinted hereon and attested by the facsimile signature of the County Clerk, all as of the Date of Original Issue shown above.

DATED as of the Date of Original Issue specified above.

THE COUNTY OF BUFFALO, IN THE STATE OF NEBRASKA

(Facsimile Signature)
County Clerk

By _____
(Facsimile Signature)
Chair

(SEAL)

(Form of Registrar's Certificate of Authentication)

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds of the issue described in the within-mentioned Resolution of the Board of Supervisors of The County of Buffalo, in the State of Nebraska, as described in the foregoing bond.

Dated _____, _____

WELLS FARGO BANK, NATIONAL ASSOCIATION, as Bond Registrar
and Paying Agent

By _____
Authorized Officer

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

(Please print or typewrite name, address, and tax identification
or social security number of Transferee)

the within bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within bond on the registration books of the Paying Agent, with full power of substitution in the premise.

Dated: _____
Signature of Registered Owner

NOTICE: The signature(s) to this assignment must correspond with the name of the registered owner as it appears on the face of the within bond in every particular, without alteration or enlargement or any change whatever.

Signature Guaranteed:

NOTICE: Signature(s) must be guaranteed by a financial institution that is a member of the Securities Transfer Agent Medallion Program ("STAMP"), the Stock Exchange Medallion Program ("SEMP"), the New York Stock Exchange, Inc. Medallion Signature Program ("MSP") or such other "signature guarantee program" as may be determined by the Registrar in addition to, or in substitution for, STAMP, SEMP or MSP, all in accordance with the Securities Exchange Act of 1934, as amended.

Section 5. The County hereby appoints Wells Fargo Bank, National Association, Lincoln, Nebraska, to act as Paying Agent, Registrar and Calculation Agent for the Bonds. Prior to the issuance of the Bonds under the provisions of this Resolution, the Registrar shall specify its acceptance of the duties, obligations and trusts imposed on it by the provisions of this Resolution by a written instrument deposited with the County. The Registrar shall have only such duties and obligations as are expressly specified by this Resolution and no other duties or obligations shall be implied to the Registrar.

The Chair and County Clerk are authorized to execute and deliver, on behalf of the County, a contract with the Registrar in substantially the form attached hereto as Exhibit A. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, such corporation shall be authorized to act as successor Registrar. The County agrees to pay the reasonable and customary charges to the Registrar for the services performed. The County reserves the right to remove the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in which event the predecessor Registrar shall deliver all cash and Bonds in its possession to the successor Registrar and shall deliver the bond register to the successor Registrar.

The Registrar shall keep the books for the registration and transfer of the Bonds. The transfer of any Bond may be registered upon the books kept for the registration and registration of transfer of the Bonds upon presentation and surrender thereof to the Registrar, together with an assignment duly executed by the registered owner or such registered owner's attorney or legal representative in such form as shall be satisfactory to the Registrar. Upon any such registration of transfer, the County shall execute and the Registrar shall authenticate and deliver in exchange for such Bond, a new Bond registered in the name of the transferee, of any denomination or denominations authorized by this Resolution, of the same series and maturity and in the same aggregate principal amount and bearing interest at the same rate. Bonds may be exchanged at the principal office of the Registrar for a like aggregate principal amount of Bonds and the County shall execute and the Registrar shall authenticate and deliver Bonds which the owner making the exchange is entitled to receive, bearing numbers not contemporaneously then outstanding and of the same maturity and bearing interest at the same rate as the Bonds surrendered for exchange. The Registrar may impose a charge sufficient to defray all costs and expenses incident to registrations of transfer and exchanges. In each case the Registrar shall require the payment by the owner requesting exchange or transfer of any tax or other governmental charge required to be paid with respect to such exchange or transfer. The Registrar shall not be required to transfer or exchange any Bonds for a period of 15 days next preceding any interest or principal payment date or to transfer or exchange any Bonds for a period of 30 days next preceding any date fixed for redemption. The Registrar shall also be responsible for making the payments of principal and interest as the same fall due upon the Bonds from funds transferred to it by the County for such purpose. Subject to Section 6(d) hereof, payments of interest due upon the Bonds prior to maturity or earlier redemption shall be made by the Registrar by mailing on each Interest Payment Date a check in the amount due for such interest to the registered owner of each Bond addressed to such owner's registered address as shown on the books of registration as required to be maintained under this Section 5. Subject to Section 6(d) hereof, payments of principal due at maturity or upon redemption prior to maturity together with any accrued interest then due, shall be made by the Registrar upon presentation and surrender of such Bond at the office of the Registrar in Lincoln, Nebraska. The County and the Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payment thereon and for all other purposes. All payments on account of interest or principal made to the registered owner of any Bond shall be valid and effectual and shall be a discharge of the County and the Registrar in respect of the liability upon such Bond or claims for interest to the extent of the sum or sums so paid.

Section 6. The Bonds shall be executed on behalf of the County by the manual or facsimile signatures of the Chair and County Clerk of the County. The Bonds shall be issued initially as "book-entry-only" bonds using the services of The Depository Trust

Company (the “Depository”), with one typewritten bond per maturity being issued to the Depository. In such connection, the Chair, or in his absence, the Vice Chair, is hereby authorized and directed to execute and deliver a blanket issuer letter of representation (the “Representation Letter”) in the form required by the Depository, for and on behalf of the County, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon the issuance of the Bonds as “book-entry-only” bonds, the following provisions shall apply:

(a) The County and the Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a “Bond Participant”) or to any person who is an actual purchaser of a Bond from the Bond Participant while the Bonds are in book-entry form (each, a “Beneficial Owner”) with respect to the following:

(i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds;

(ii) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption; or

(iii) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the Bonds. The Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee, and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond.

(b) Upon receipt by the Registrar of written notice from the Depository to the effect that the Depository is unable or unwilling to discharge its responsibilities, the Registrar shall issue, transfer and exchange Bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the County and Registrar to do so, the County and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the County, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (ii) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(c) If the County determines that it is desirable that bonds representing the Bonds be delivered to the Bond Participants and/or Beneficial Owners of the Bonds and so notifies the County and Registrar in writing, the Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bonds representing the Bonds. In such event, the County and Registrar shall issue, transfer or exchange bonds representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Resolution to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with respect to such Bond shall be made and given, respectively, to the Depository as provided in the Representation Letter.

(e) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Registrar, and the Bonds may be delivered in physical form to the following:

(i) any successor securities depository or its nominee;

(ii) any persons, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section.

(f) In the event of any partial redemption of a Bond unless and until such partially redeemed Bond has been replaced in accordance with the provisions of Section 2 of this Resolution, the books and records of the Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced, the County shall immediately provide a supply of printed bonds for issuance upon the transfers from the Depository and subsequent transfers or in the event of partial redemption. In the event that such supply of bonds shall be insufficient to meet the requirements of the County and Registrar for issuance of replacement Bonds upon transfer or partial redemption, the County agrees to order printed an additional supply of bonds and to direct their execution by manual or facsimile signature of an authorized officer of the County and the authentication by the manual signature of an authorized officer of the Registrar. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bonds delivered to the Registrar for issuance upon transfer), such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in office until the delivery of such Bond. No Bond shall be valid or obligatory unless and until the Certificate of Authentication thereon shall have been duly executed by the Registrar. The Bonds shall be delivered to the Registrar for registration and authentication. Upon execution, registration and authentication of the Bonds, the Registrar is authorized to deliver them to the representative of the initial purchasers thereof identified in Section 11 of this Resolution, upon receipt of the purchase price therefor plus accrued interest thereon to date of payment of the Bonds. Said initial purchaser shall have the right to direct the registration of the Bonds and the denominations thereof within each maturity, subject to the restrictions of this Resolution.

Section 7. The County Treasurer shall establish three segregated special funds with respect to the Bonds and the Project: (1) the Recovery Zone Economic Development Bond Fund (the "Bond Fund"), (2) the Recovery Zone Economic Development Project Fund (the "Project Fund") (and therein a Costs of Issuance Account) and (3) the Recovery Zone Economic Development Rebate Fund (the "Rebate Fund"). The County Treasurer shall deposit into the Bond Fund (i) immediately upon receipt of the net proceeds from the sale of the Bonds, the interest, if any, accrued on the Bonds from the Date of Original Issue to the date of delivery and payment therefor and (ii) (A) moneys received from the State of Nebraska Highway Allocation Fund and (B) the moneys collected from the levy of property taxes referred to in Section 8 hereof. The County Treasurer shall notify the Board immediately if the amount available under clause (ii) (A) will not be sufficient to pay when due the entire amount of principal of and interest on the Bonds payable on the next succeeding Interest Payment Date or principal payment date, whereupon the Board shall undertake the levy and collection of the amount of property taxes referred to in Section 8 hereof and shall take such other measures as may then be available under applicable law to provide for the payment when due of such entire amount of principal of and interest on the Bonds. Not later than the day next preceding each Interest Payment Date or principal payment date (whether at maturity or upon redemption prior to maturity), the County Treasurer shall withdraw from the Bond Fund and transfer to the Paying Agent moneys in an amount sufficient to pay the principal of and interest on the Bonds due and payable on such Interest Payment Date or principal payment date. Immediately upon receipt of the net proceeds from the sale of the Bonds, the County Treasurer shall deposit into the Costs of Issuance Account of the Project Fund such amount of the net proceeds of the Bonds and of such other moneys that are not Bond proceeds contributed by the County as the Award Certificate shall fix, and shall deposit the remainder of the net proceeds of the Bonds into the Project Fund. The County Treasurer is authorized and directed to use the net proceeds of the Bonds on deposit in the Costs of Issuance Account to pay the costs of issuance of the Bonds in an amount not to exceed 2% of the principal amount of the Bonds, and to use the moneys on deposit in the Project Fund (including any amount remaining in the Costs of Issuance Account following the payment of all such costs of issuance) solely to pay the capital

expenditure costs of constructing the Project. Any moneys remaining in the Project Fund following completion of the Project (as shall be evidenced in such manner as the Board of Supervisors shall determine by subsequent resolution) shall, subject to required deposits to the Rebate Fund as provided by Section 9(c) hereof, be transferred to the Bond Fund and applied to the payment of the Bonds.

Section 8. As authorized by the provisions of Section 66-4,101, Reissue Revised Statutes of Nebraska, 2009, as amended, the Board of Supervisors hereby pledges as security for the payment of the principal of and interest on the Bonds all funds received by the County from the State of Nebraska Highway Allocation Fund. As provided by such Section 66-4,101, the Board shall levy property taxes upon all the taxable property in the County at such rate or rates as will provide funds which, together with the County's receipts from the State of Nebraska Highway Allocation Fund pledged to the payment of the Bonds and any other money available and used for that purpose, will be sufficient to pay the principal of and interest on the Bonds as they severally mature; provided that the County's total annual levy of property taxes on the taxable property in the County shall not exceed the 50 cents per one hundred dollars of taxable valuation levy limitation provided by the Constitution of the State of Nebraska.

Section 9.

(a) If at the time of the sale of the Bonds, which shall be a date on or before the Date of Original Issue, the County designates all or a portion of the Bonds as "Recovery Zone Economic Development Bonds" for federal income tax purposes, the County irrevocably elects to have such Bonds, if any, treated as "Recovery Zone Economic Development Bonds" as defined in Section 1400U-2 of the Code and "Qualified Bonds" as defined in Section 54AA(g) of the Code, to have Section 54AA(g) and Section 1400U-2(a)(2) of the Code apply thereto, and to cause the federal subsidy payments (the "Federal Direct Payments") in connection therewith to be paid directly to the County. In connection therewith, the County represents that the Bonds will be issued prior to January 1, 2011. The County is authorized to take such other action as may be necessary to make effective the election contained in this subsection.

(b) The County covenants and agrees that (1) it will comply with all requirements of Section 148 of the Code to the extent applicable to the Bonds as "Recovery Zone Economic Development Bonds," (2) it will use the proceeds of the Bonds as soon as practicable and with all reasonable dispatch for the purposes for which the Bonds are issued, (3) it will not invest or directly or indirectly use or permit the use of any proceeds of the Bonds or any other funds of the County in any manner, or take or omit to take any action, that would cause the Bonds to be "arbitrage bonds" within the meaning of Section 148(a) of the Code and (4) it will not use any portion of the proceeds of the Bonds, including any investment income earned on such proceeds, directly or indirectly, in a manner that would cause any Bond to be a "private activity bond" within the meaning of Section 141(a) of the Code.

(c) The County covenants and agrees that it will pay or provide for the payment from time to time of all amounts required to be rebated to the United States pursuant to Section 148(f) of the Code and any Treasury Regulations applicable to the Bonds from time to time, and has established the Rebate Fund for such purpose. This covenant shall survive payment in full or defeasance of the Bonds. The County specifically covenants to deposit in the Rebate Fund all amounts required to be rebated to the United States as aforesaid and to pay or cause to be paid from such amounts on deposit in the Rebate Fund, or if such amounts for any reason are insufficient for such purpose, from other funds of the County, to the United States, the required amounts, if any, of rebatable arbitrage at the times and in the amounts as determined by the Tax Compliance Certificate of the County dated the Date of Original Issue (the "Tax Compliance Certificate"). Notwithstanding anything to the contrary contained herein, the Tax Compliance Certificate may be amended or replaced if, in the opinion of counsel nationally recognized on the

subject of municipal bonds, such amendment or replacement will not adversely affect the exclusion from gross income for federal income tax purposes of interest on the Bonds.

(d) The County Treasurer shall, not less than 45 days, but not more than 90 days prior to each Interest Payment Date, file or cause to be filed with the Internal Revenue Service a notice on Form 8038-CP claiming the credit payment due on such Interest Payment Date, and shall file or cause to be filed, not less than 30 days prior to the filing of the County's first Form 8038-CP with respect thereto, a report of issuance of the Bonds on Form 8038-B.

(e) To the extent permitted by law, the right to receive any Federal Direct Payment in connection with the Bonds (or any portion thereof) may be stripped or otherwise separated from one another, may be issued or delivered to different person, and may be owned and transferred independently of one another in such manner that may be determined by the Board.

(f) The County covenants and agrees that:

(i) it will comply with all applicable provisions of the Code necessary to maintain the election made by the County to have the Bonds treated as "Recovery Zone Economic Development Bonds" as defined in Section 1400U-2 of the Code and as "Qualified Bonds" as defined in Section 54AA(g) of the Code and to have such subsections of the Code apply thereto, and cause the Federal Direct Payments in connection therewith to be paid directly to the County; and

(ii) it will not use or permit the use of any proceeds of the Bonds or any other funds of the County, nor take or permit any other action, or fail to take any action, if any such action or failure to take action would adversely affect the election by the County set forth in clause (a) of this Section. The County will, in addition, adopt such other resolutions and take such other actions as may be necessary to comply with the Code and with all other applicable future laws, regulations, published rulings and judicial decisions, in order to ensure that the election by the County set forth in clause (a) of this Section to the extent any such actions can be taken by the County.

(g) The Federal Direct Payments, which comprise any amounts payable by the federal government to the County, pursuant to the Sections 54AA(g) and 6431 of the Code, in connection with the County's issuance of the Bonds as "Recovery Zone Economic Development Bonds" and the election made with respect thereto may, at the discretion of the County, be deposited in the Bond Fund to pay debt service on the Bonds or any other general obligation bonds of the County. Federal Direct Payments are not specifically pledged to the payment of the principal of or the interest on the Bonds. The County Treasurer is authorized and directed to give an appropriate certificate on behalf of the County, on the Date of Original Issue of the Bonds, and for inclusion in the transcript of proceedings relating thereto, setting forth the facts, estimates, circumstances, and reasonable expectations pertaining to the use of the proceeds thereof and the provisions of said Section 148 of the Code and the regulations thereunder.

Section 10. This Board hereby ratifies and confirms the selection of Raymond James & Associates, Inc. (the "Underwriter") to serve as underwriter for the Bonds and authorizes the Chair and Treasurer to enter into negotiations concerning the sale of such Bonds and to enter into a bond purchase contract in relation thereto with the Underwriter in substantially the form attached hereto as Exhibit B, the form and substance of which shall be subject to the approval of the Chair and the County Attorney at the time of the sale of the Bonds.

Section 11. The County's obligations under this Resolution shall be fully discharged and satisfied as to the Bonds authorized and issued hereunder, and said Bonds shall no longer be deemed outstanding hereunder when payment of the principal thereof plus interest thereon to the date of maturity or redemption thereof (a) shall have been made or caused to have been made in accordance with the terms thereof and hereof, or (b) shall have been provided for by depositing with the Registrar, or in escrow with a national or state

bank having trust powers in trust solely for such payment (i) sufficient moneys to make such payment or (ii) direct general obligations of, or obligations the principal and interest of which are unconditionally guaranteed by, the United States of America, or obligations of any agency of the United States of America (herein referred to as “Government Obligations”), in such amount and with such maturities as to principal and interest as will insure the availability of sufficient moneys to make such payment, and thereupon such Bonds shall cease to draw interest from the date of their redemption or maturity and, except for the purposes of such payments, shall no longer be entitled to the benefits of this Resolution; provided that, with respect to any Bonds called or to be called for redemption prior to the stated maturity thereof, notice of redemption shall have been duly given or provided for. If moneys shall have been deposited in accordance with the terms hereof with the Registrar or escrow agent in trust for that purpose sufficient to pay the principal of such Bonds and all interest due thereon to the due date thereof or to the date fixed for the redemption thereof, all liability of the County for such payment shall forthwith cease, determine and be completely discharged, and all such Bonds shall no longer be considered outstanding.

Section 12. (a) The County hereby covenants and agrees, for the benefit of the holders and Beneficial Owners of the Bonds and to facilitate compliance with Section (b)(5)(i) of Securities and Exchange Commission Rule 15c2-12 under the Securities Exchange Act of 1934, as amended (17 C.F.R. § 240.15c2-12) (the “Rule”), to enter into the continuing disclosure undertaking as provided by this Section 12. This continuing disclosure undertaking is intended to assist the Underwriter, as a Participating Underwriter under the Rule, to comply with the Rule. Capitalized terms used in this Section 12 and not otherwise defined in this Resolution shall have the meanings assigned such terms in paragraph (b) hereof.

(b) The following are the definitions of the capitalized terms used herein and not otherwise defined in this Resolution:

“*Annual Financial Information*” means the financial information or operating data with respect to the County, provided at least annually, of the type included in Appendix A to the Official Statement relating to the Bonds (the “Official Statement”) under the subcaption “Buffalo County Summary Financial Information”. The financial statements included in the Annual Financial Information shall be prepared in accordance with generally accepted accounting principles (“GAAP”) for governmental units as prescribed by the Government Accounting Standards Board (“GASB”). Such financial statements may, but are not required to, be Audited Financial Statements.

“*Audited Financial Statements*” means the County’s annual financial statements, prepared in accordance with GAAP for governmental units as prescribed by GASB, which financial statements shall have been audited by the independent certified public accounting firm or firms selected by the Buffalo County Board of Supervisors.

“*Material Event*” means any of the following events, if material, with respect to the Bonds:

- (i) Principal and interest payment delinquencies;
- (ii) Non-payment related defaults;
- (iii) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (iv) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (v) Substitution of credit or liquidity providers, or their failure to perform;
- (vi) Adverse tax opinions or events affecting the tax-exempt status of the Bonds;
- (vii) Modifications to rights of Bondholders;
- (viii) Bond calls;
- (ix) Defeasances;
- (x) Release, substitution or sale of property securing repayment of the Bonds; and
- (xi) Rating changes.

“*Material Event Notice*” means written or electronic notice of a Material Event.

“*MSRB*” shall mean the Municipal Securities Rulemaking Board. On July 1, 2009 the MSRB became the sole repository to which the County must electronically submit Annual Financial Information, Audited Financial Statements, if any, and Material Event Notices pursuant to this Section 12. Reference is made to Commission Release No. 34–59062, December 8, 2008 (the “Release”) relating to the MSRB’s Electronic Municipal Market Access (“EMMA”) system for municipal securities disclosure which became effective on July 1, 2009. To the extent applicable to this Section 12, the County shall comply with the Release and with EMMA.

(c) The County undertakes to provide the following information as provided in this Section 12.

- (i) Annual Financial Information;
- (ii) Audited Financial Statements, if any; and
- (iii) Material Event Notices.

(d)(i) The County shall, while any Bonds are Outstanding, provide the Annual Financial Information on or before the date which is 270 days after the end of each fiscal year of the County (the “Report Date”) to the MSRB in word–searchable electronic format accompanied by identifying information as prescribed by the MSRB. The County shall include with each submission of Annual Financial Information a written representation to the effect that the Annual Financial Information is the Annual Financial Information required by this Section 12, that it complies with the applicable requirements hereof and that it has been provided to the MSRB. If the County changes its fiscal year, it shall provide written notice of the change of fiscal year to the MSRB. It shall be sufficient if the County provides the MSRB any or all of the Annual Financial Information by specific reference to documents previously provided to the MSRB or filed with the Securities and Exchange Commission and, if such a document is a final official statement within the meaning of the Rule, available from the MSRB.

(ii) If not provided as part of the Annual Financial Information, the County shall provide the Audited Financial Statements when and if available while any Bonds are Outstanding to the MSRB.

(iii) If a Material Event occurs while any Bonds are Outstanding, the County shall provide a Material Event Notice in a timely manner to the MSRB. Each Material Event Notice shall be so captioned and shall prominently state the date, title and CUSIP numbers of the Bonds.

(iv) The County shall provide in a timely manner to the MSRB notice of any failure by the County, while any Bonds are Outstanding, to provide Annual Financial Information to the MSRB on or before the Report Date.

(v) Any filing or report under this Section 12 shall be made solely by transmitting such filing or report to the MSRB in an electronic format accompanied by identifying information as prescribed by the MSRB.

(e) The continuing obligation hereunder of the County to provide Annual Financial Information, Audited Financial Statements, if any, and Material Event Notices shall terminate immediately once the Bonds no longer are Outstanding. This Section 12, or any provision hereof, shall be null and void in the event that the County obtains an opinion of nationally recognized bond counsel to the effect that those portions of the Rule which require this Section 12, or any such provision, are invalid, have been repealed retroactively or otherwise do not apply to the Bonds, provided that the County shall have provided notice of such delivery and the cancellation of this Section 12 to the MSRB.

(f) This Section 12 may be amended by the County, without the consent of the Bondholders, but only upon the County obtaining an opinion of nationally recognized bond counsel to the effect that such amendment, and giving effect thereto, will not adversely affect the compliance of this Section 12 and by the County with the Rule and that such amendment complies with this

paragraph (f), provided that the County shall have provided notice of such delivery and of the amendment to the MSRB. Any such amendment shall satisfy, unless otherwise permitted by the Rule, the following conditions:

- (i) The amendment may only be made in connection with a change in circumstances that arises from a change in legal requirements, change in law or change in the identity, nature or status of the County, or type of business conducted;
- (ii) This Section 12, as amended, would have complied with the requirements of the Rule at the time of the primary offering, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and
- (iii) The amendment does not materially impair the interest of holders or Beneficial Owners of the Bonds, as determined by nationally recognized bond counsel, or by approving vote of holders of the Bonds pursuant to the terms of this Resolution at the time of the amendment.

The initial Annual Financial Information after the amendment shall explain, in narrative form, the reasons for the amendment and the effect of the change in the type of operating data or financial information being provided.

(g) Any failure by the County to perform in accordance with this Section 12 shall not constitute an event of default with respect to the Bonds. If the County fails to comply herewith, any Bondholder or beneficial owner may take such actions as may be necessary and appropriate, including seeking specific performance by court order, to cause the County to comply with its obligations hereunder.

Section 13. The form and content of the Preliminary Official Statement dated May 17, 2010 for the Bonds be and the same are in all respects authorized, approved and confirmed in the form attached hereto as Exhibit C; the Preliminary Official Statement is hereby “deemed final” within the meaning of the Rule; the distribution and use of the final Official Statement upon completion, substantially in the form of the Preliminary Official Statement, in connection with the sale of the Bonds be, and hereby is, approved and authorized, and all actions of the County and its officers and agents taken in connection with the Preliminary Official Statement and the final Official Statement are hereby authorized, approved, ratified and confirmed. The Chair is hereby authorized to execute, certify and deliver said Official Statement on behalf of the County to the original purchasers of the Bonds.

Section 14. Without in any way limiting the power, authority, or discretion elsewhere herein granted or delegated, this Board hereby (a) authorizes and directs all of the officers, employees, and agents of the County to carry out, or cause to be carried out, and to perform such obligations of the County and such other actions as they, or any one of them shall consider necessary, advisable, desirable, or appropriate in connection with this Resolution, and the issuance, sale, and delivery of the Bonds, including, without limitation and whenever appropriate, the execution and delivery thereof and of the Tax Compliance Certificate and all other related documents, instruments, certifications, and opinions; and (b) delegates, authorizes, and directs the Chair (or, in the absence of the Chair, the Vice Chair) the right, power, and authority to exercise his own independent judgment and absolute discretion in determining and finalizing the terms, provisions, form and contents of each of the foregoing, including in particular but without limitation, the Award Certificate in substantially the form attached hereto as Exhibit D, as completed on and as of the date of sale of the Bonds to reflect the final terms and conditions thereof. The execution and delivery by the Chair and the County Clerk (or, in the absence of the Chair or the County Clerk, the Vice Chair or the Deputy County Clerk) or by any such other officer(s), employee(s) or agent(s) of the County of any such documents, instruments, certifications, and opinions, or the doing by them of any act in connection with any of the matters which are the subject of this Resolution, shall constitute conclusive evidence of both the County’s and their approval of all changes, modifications, amendments, revisions, and alterations made therein, and shall conclusively establish their absolute, unconditional, and irrevocable authority with respect thereto from the County and the authorization, approval, and ratification by the County of the documents, instruments, certifications, and opinions so executed and the action so taken.

Section 15. If any one or more of the provisions of this Resolution should be determined by a court of competent jurisdiction to be contrary to law, then such provisions shall be deemed severable from the remaining provisions of this Resolution and the invalidity thereof shall in no way affect the validity of the other provisions of this Resolution or of the Bonds and the owners of the Bonds shall retain all the rights and benefits accorded to them under this Resolution and under any applicable provisions of law.

If any provisions of this Resolution shall be held or deemed to be or shall, in fact, be inoperative or unenforceable or invalid in any particular case in any jurisdiction or jurisdictions, or in all cases because it conflicts with any constitution or statute or rule of public policy, or for any other reason, such circumstances shall not have the effect of rendering the provision in question inoperative or unenforceable or invalid in any other case or circumstances, or of rendering any other provision or provisions herein contained inoperative or unenforceable or invalid to any extent whatever. This Resolution shall be in force and take effect from and after its passage as provided by law.

Chairman Pierce asked if there was anything else to come before the Board at 12:20 P.M. before he declared the meeting adjourned until the regular meeting on Tuesday, June 8, 2010 at 9:00 A.M.