

**BUFFALO COUNTY BOARD OF COMMISSIONERS  
BUFFALO COUNTY BOARD OF EQUALIZATION  
TUESDAY, MARCH 8, 2016  
9:00 A.M.**

The Buffalo County Board of Commissioners and the Buffalo County Board of Equalization met on Tuesday, March 8, 2016 at 9:00 A.M. and 10:00 A.M. Chairman McMullen called the meeting to order and led those present in the Pledge of Allegiance. The following Board members responded to roll call: Francis Biehl, Joseph Brayton, Kent Greder, Ivan Klein, Sherry Morrow, Dennis Reiter and William McMullen. A copy of the acknowledgment and receipt of notice and agenda by the Board of Commissioners is attached to these minutes. Chairman McMullen announced that in accordance with Section 84-1412 of the Nebraska Revised Statutes, a current copy of the Open Meetings Act is available for review. County Clerk Janice Giffin took all proceedings hereinafter shown; while the convened meeting was open to the public. County Attorney Shawn Eatherton was present.

**REGULAR AGENDA**

Moved by Biehl and seconded by Reiter to approve the February 23, 2016 Board meeting minutes. Upon roll call vote, the following Board members voted "Aye": Biehl, Reiter, Brayton, Greder, Klein, Morrow and McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Biehl to ratify the following March 4, 2016 bi-weekly payroll claims that were processed by the County Clerk. Upon roll call vote, the following Board members voted "Aye": Morrow, Biehl, Brayton, Greder, Klein, Reiter and McMullen. None voted "Nay". Motion declared carried.

<b>GENERAL FUND</b>			
NET PAYROLL			220,853.90
AMERICAN FAMILY LIFE	I	PREMIUMS	1,057.67
AMERITAS LIFE INSURANCE CORP	E	EMPE EYE CARE	544.04
RETIREMENT PLANS AMERITAS	R	EMPE RET	37,140.34
BUFFALO CO TREASURER	I	PREMIUMS	87,513.73
LIFE INSURANCE NORTH AMERICA	I	PREMIUMS	363.26
COLONIAL SUPPLEMENTAL INSUR	I	EMPE COLONIAL	41.84
FIRST CONCORD BENEFITS	E	FLEX FUNDS	3,772.23
FIRST NATIONAL BANK	T	FEDERAL TAX	82,330.21
KEARNEY UNITED WAY	E	DONATIONS	97.84
MADISON NATIONAL LIFE	I	PREMIUMS	358.38
MADISON NATIONAL LIFE	I	LT DISABILITY	533.74
MASSMUTUAL FINANCIAL GROUP	I	DEFERRED COMP	804.00
METLIFE GROUP BENEFITS	E	DENTAL	2,692.02
NATIONWIDE RETIREMENT	R	DEFERRED COMP	1,045.32
NE CHILD SUPPORT PAY	E	CHILD SUPPORT	546.98
STATE OF NE	T	STATE TAX	11,937.67
<b>ROAD FUND</b>			
NET PAYROLL			41,914.07
AMERICAN FAMILY LIFE	I	PREMIUMS	1,001.68
AMERITAS LIFE INSURANCE CORP	E	EMPE EYE CARE	154.54
RETIREMENT PLANS AMERITAS	R	EMPE RET	7,049.86
BUFFALO CO TREASURER	I	PREMIUMS	2,365.00
LIFE INSURANCE NORTH AMERICA	I	PREMIUMS	12.00
FIRST CONCORD BENEFITS	E	FLEX FUNDS	526.25
FIRST NATIONAL BANK	T	FEDERAL TAX	14,375.51
MADISON NATIONAL LIFE	I	LT DISABILITY	110.90
METLIFE GROUP BENEFITS	E	DENTAL	669.85
NATIONWIDE RETIREMENT	R	DEFERRED COMP	972.50
NE CHILD SUPPORT PAY	E	CHILD SUPPORT	302.50
STATE OF NE	T	STATE TAX	1,887.76
<b>WEED DEPARTMENT</b>			
NET PAYROLL			4,072.05
RETIREMENT PLANS AMERITAS	R	EMPE RET	647.26
BUFFALO CO TREASURER	I	PREMIUMS	323.00
FIRST NATIONAL BANK	T	FEDERAL TAX	1,285.76
MADISON NATIONAL LIFE	I	LT DISABILITY	3.26
METLIFE GROUP BENEFITS	E	DENTAL	62.85
STATE OF NE	T	STATE TAX	158.13

Moved by Reiter and seconded by Morrow to accept the Clerk of the District Court February 2016 Fee Report. Upon roll call vote, the following Board members voted “Aye”: Reiter, Morrow, Biehl, Brayton, Greder, Klein and McMullen. None voted “Nay”. Motion declared carried.

Moved by Klein and seconded by Morrow to accept the County Treasurer February 2016 Fund Balance Report. Upon roll call vote, the following Board members voted “Aye”: Klein, Morrow, Biehl, Brayton, Greder, Reiter and McMullen. None voted “Nay”. Motion declared carried.

Moved by Morrow and seconded by Biehl to approve the addition of pledged collateral in the amount of \$724,480.00 at the Cornerstone Bank for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted “Aye”: Morrow, Biehl, Brayton, Greder, Klein, Reiter and McMullen. None voted “Nay”. Motion declared carried.

Commissioner Greder reported on the Buffalo County Wellness Initiative 2016 that was presented to County Officials on February 23, 2016 by Bob Charlesworth, Health Insurance Consultant with Charlesworth Benefits. Moved by Greder and seconded by Biehl to move forward with the HealthyFit Proposal for the Buffalo County Wellness Initiative 2016. Employees will be notified of informative kick off meetings and the onsite screening dates. All employees who are enrolled in the County health insurance are encouraged to participate in the screening. For those employees enrolled in the health coverage plan, who choose not to participate, there will be a \$20 per month premium surcharge. Upon roll call vote, the following Board members voted “Aye”: Greder, Biehl, Brayton, Klein, Morrow, Reiter and McMullen. None voted “Nay”. Motion declared carried.

Chairman McMullen reviewed the following correspondence. State of NE Department of Roads sent notice of the March 2016 payments for the Federal Fund Purchase Program. Chairman McMullen called on each Board member present for committee reports and recommendations. County Attorney Eatherton excused himself from the meeting.

### **ZONING**

Chairman McMullen opened the Zoning Hearing at 9:26 A.M. Zoning Administrator LeAnn Klein was present. Mitchell Humphrey on behalf of Hadwiger Farms, Inc. filed a request for property described as part of Government Lot 20 located in Section 19, Township 10 North, Range 16 West of the Sixth Principal Meridian, Buffalo County, Nebraska to be known as Hadwiger Second Administrative Subdivision. Mitchell Humphrey was present to review the Administrative Subdivision application. No one else addressed the Board and Chairman McMullen closed the hearing at 9:28 A.M. Moved by Greder and seconded by Reiter to approve the Administrative Subdivision application with the following Resolution 2016-08. Upon roll call vote, the following Board members voted “Aye”: Greder, Reiter, Biehl, Brayton, Klein, Morrow, Klein and McMullen. None voted “Nay”. Motion declared carried.

### **RESOLUTION 2016-08**

WHEREAS, Mitchell Humphrey, licensed surveyor, on behalf of Hadwiger Farms, Inc., a Nebraska corporation, hereinafter referred to as “applicant” has filed for an Administrative Subdivision to be known as “HADWIGER SECOND ADMINISTRATIVE SUBDIVISION” with the Buffalo County Clerk and/or Zoning Administrator, and

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

WHEREAS, on March 8, 2016, this Board conducted a public hearing and now finds:

1. The proposed “HADWIGER SECOND ADMINISTRATIVE SUBDIVISION” is in the Agricultural (AG) Zoning District for Buffalo County, Nebraska and the size of the parcels of real estate owned by the subdividing entity after subdividing complies with the minimum lot size of this zoning district.
2. The proposed plat for this subdivision fulfills Buffalo County’s Subdivision Resolution requirements for administrative subdivisions specifically allowed under Section 3.02 together with other provisions applicable thereto.
3. 145<sup>th</sup> Road is a county maintained open public road that abuts the proposed subdivision to the south. The width of this road after dedication complies with the minimum width standards required by the Buffalo County Subdivision Resolution.
4. Title search paperwork has been provided to the Buffalo County Attorney’s Office and that office has cleared title as concerns Buffalo County’s interests based upon the title search documents delivered to that office by applicant.
5. This proposed administrative subdivision should be approved.

NOW THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF COMMISSIONERS in regular session with a quorum present, that the plat of “HADWIGER SECOND ADMINISTRATIVE SUBDIVISION”, an administrative subdivision being described as being part of Government Lot 20 located in Section 19, Township 10 North, Range 16 West of the Sixth Principal Meridian, Buffalo County, Nebraska, duly made out, acknowledged and certified, is hereby approved, accepted, ratified, and authorized to be filed and recorded in the Office of the Register of Deeds, Buffalo County, Nebraska.

### **REGULAR AGENDA**

Highway Superintendent Ron Sklenar was present for the following agenda items.

Road Chairman Klein instructed County Clerk Giffin, to open and read aloud the submitted Side Dump Trailer bids. Bids were submitted from: Klute Truck Equipment, NMC, SmithCo Mfg. Company and Titan Machinery. The Road Committee and Highway Superintendent will review the bids and come back with recommendations at the next meeting on March 22, 2016.

Moved by Klein and seconded by Brayton to award the following gravel bids for April 1, 2016 through March 31, 2017: Broadfoot Sand & Gravel for Zones 11, 12 and 13; Ed Broadfoot Sand & Gravel for Zones 9 and 10; Carl Whitney Sand & Gravel for Zones 5, 7, 14, 15, 16, 17, 19, 20, 21 and 26; Mid-NE Aggregates for Zones 18, 22, 23, 24 and 25; and T & F Sand & Gravel for Zones 1, 2, 3, 4, 6 and 8. Upon roll call vote, the following Board members voted "Aye": Klein, Brayton, Biehl, Greder, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Morrow to recess the regular meeting of the Board of Commissioners at 10:00 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 McMullen called the Board of Equalization to order in open session. Deputy County Attorney Andrew Hoffmeister, Deputy County Attorney Kari Fisk, County Assessor Joe Barber, Deputy County Assessor Nora Borer and Dennise Daniels were present.

Chairman McMullen opened the scheduled Permissive Exemption Hearings.

<b>Exempt Entity</b>	<b>Parcel</b>	<b>Present</b>
<b>Time 10:00 A.M.</b>		
Ravenna Senior Center Inc.	40261000	Brenda Chop, Director
Shelton American Legion Post #297	680082000	No one present
Crossroads Center	602487510	Jerry Bumgardner
Crossroads Center	602487515	Jerry Bumgardner
Crossroads Center	602486876	Jerry Bumgardner
Wood River Valley Historical Society	680078010	Cindy Ryan
Evangelical Lutheran Good Samaritan Society	40555102	Racy Bauer & Dustin Cash
Evangelical Lutheran Good Samaritan Society	40033000	Racy Bauer & Dustin Cash
Evangelical Lutheran Good Samaritan Society	604118000	Racy Bauer & Dustin Cash
Evangelical Lutheran Good Samaritan Society	605086000	Racy Bauer & Dustin Cash
Evangelical Lutheran Good Samaritan Society	605332502	Racy Bauer & Dustin Cash
Evangelical Lutheran Good Samaritan Society	605043210	Racy Bauer & Dustin Cash
Good Samaritan Hospital (Richard Young Hospital)	605043245	Don Mandel
Good Samaritan Hospital	605787000	Don Mandel
Good Samaritan Hospital	601995000	Don Mandel
Good Samaritan Hospital	602479000	Don Mandel
Good Samaritan Hospital	602479006	Don Mandel
Good Samaritan Hospital	602479007	Don Mandel
Good Samaritan Hospital	602479008	Don Mandel
Good Samaritan Hospital	602502000	Don Mandel
Good Samaritan Hospital	605783000	Don Mandel
Good Samaritan Hospital	605741000	Don Mandel
Good Samaritan Hospital	605779000	Don Mandel
Lp Val Chapter Izaak Walton League	20062000	Charles Kemptar
Alzheimers Association	Personal Property	Tabled until March 22, 2016
Buffalo County Community Health Partners	Personal Property	Denise Zwiener
Collage Center	Personal Property	Gay Tillotson
EducationQuest Foundation	Personal Property	Paul Peter
Family Advocacy Network	Personal Property	Jamie Vetter
Father Flanagan's Boys' Home	Leasing	Dave Reed
Help Care Clinic	Personal Property	Cheryl Bressington
The Foundation For Educational Services, Inc.	Personal Property	Paul Peter
Todd Becker Foundation	Personal Property	Rebecca Becker
Developmental Services of Nebraska, Inc.	Personal Property	No one present
Platte River Whooping Crane Maintenance Trust	720086000	Charles Cooper, Jordan Adam, Brice Krohn
Platte River Whooping Crane Maintenance Trust	720084000	Charles Cooper, Jordan Adam, Brice Krohn
Platte River Whooping Crane Maintenance Trust	720082000	Charles Cooper, Jordan Adam, Brice Krohn
Platte River Whooping Crane Maintenance Trust	720054000	Charles Cooper, Jordan Adam, Brice Krohn
Evangelical Lutheran Good Samaritan Society	640057000	Racy Bauer & Dustin Cash
Corpus Christi Carmelites	620371000	No one present
Corpus Christi Carmelites	602980000	No one present
World Theatre Foundation	Personal Property	Pat Nelson & Bryce Jensen
Masonic Temple Ass'n Rob Morris Lodge	610009010	Tim Lowe
Rock of Horeb	680073000	Moises Hernandez

Rock of Horeb	680073050	Moises Hernandez
The Table Church	602066728	Marvin Valdois
Iglesia Del Dios Vivo Columna Y Apoyo De La Verdad La Luz Del Mundo	601775000	Salatred Grey
Kearney Jubilee Center	605425010	Monica Musil
St. Lukes Episcopal	600237000	Jerry Ness
Good Shepherd Evangelical Church	602479010	Nathanael Seelow

Chairman McMullen closed the Permissive Exemption public hearings at 11:00 A.M. The Board tabled the decision for these Permissive Exemption applications until the March 22, 2016 meeting. County Treasurer Jean Sidwell arrived at the meeting.

Moved by Klein and seconded by Greder to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Great Plains Annual Conference of the United Methodist Church on a 2011 Honda CRV-SE. Upon roll call vote, the following Board members voted "Aye": Klein, Greder, Biehl, Brayton, Morrow, Reiter and McMullen. None voted "Nay". Motion declared carried.

Moved by Morrow and seconded by Brayton to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for Midwest District of the EFCA on a 2012 Nissan Sedan. Upon roll call vote, the following Board members voted "Aye": Morrow, Brayton, Biehl, Greder, Klein, Reiter and McMullen. None voted "Nay". Motion declared carried.

Moved by Greder and seconded by Morrow to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Sidwell for New Life Assembly on a 2015 Ford Transit Wagon. Upon roll call vote, the following Board members voted "Aye": Greder, Morrow, Biehl, Brayton, Klein and McMullen. Abstain: Reiter. None voted "Nay". Motion declared carried.

Moved by Klein and seconded by Biehl to adjourn the Board of Equalization and return to the regular meeting of the Board of Commissioners at 11:04 A.M. Upon roll call vote, the following Board members voted "Aye": Klein, Biehl, Brayton, Greder, Morrow, Reiter, and McMullen. None voted "Nay". Motion declared carried.

Chairman McMullen called for Citizen's forum and no one was present to address the Board.

Chairman McMullen asked if there was anything else to come before the Board at 11:05 A.M. before he declared the meeting adjourned until the regular meeting on Tuesday, March 22, 2016 at 9:00 A.M.