

**BUFFALO COUNTY BOARD OF COMMISSIONERS  
BUFFALO COUNTY BOARD OF EQUALIZATION  
TUESDAY, APRIL 14, 2020**

The Buffalo County Board of Commissioners and the Buffalo County Board of Equalization met on Tuesday, April 14, 2020 at 9:00 A.M. and 9:30 A.M. Chairman McMullen called the meeting to order via Zoom. The following Board members responded to roll call: Timothy Higgins, Ivan Klein, Myron Kouba, Ronald Loeffelholz, 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 pursuant “to Executive Order No. 20-03 Public Meeting Requirement Limited Waiver”, the County Board will be conducting their meetings via Zoom and the link to this meeting is posted on the Buffalo County Website. County Clerk Janice Giffin took all proceedings hereinafter shown. County Attorney Shawn Eatherton was present.

**REGULAR AGENDA**

Moved by Higgins and seconded by Reiter to approve the March 24, 2020 Board meeting minutes. Upon roll call vote, the following Board members voted "Aye": Higgins, Reiter, Klein, Kouba, Loeffelholz, Morrow and McMullen. Motion declared carried.

Moved by Morrow and seconded by Klein to ratify the following March 27, 2020 and April 10, 2020 payroll claims processed by the County Clerk. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Reiter and McMullen. Motion declared carried.

**MARCH 27, 2020 PAYROLL**

<b>GENERAL FUNDS</b>			
NET PAYROLL			253,134.60
AMERICAN FAMILY LIFE	I	PREMIUMS	1,076.52
RETIREMENT PLANS AMERITAS	R	EMPE RET	42,342.94
BUFFALO CO TREAS/WELLNESS	I	PREMIUMS	50.00
BUFFALO CO TREASURER	I	PREMIUMS	103,555.50
FIRST CONCORD	E	FLEX FUNDS	3,938.65
FIRST NATIONAL BANK	T	FEDERAL TAX	84,141.48
KEARNEY UNITED WAY	E	DONATIONS	102.67
MADISON NATIONAL	I	PREMIUMS	1,282.75
MADISON NATIONAL	I	LT DISABILITY	632.74
MASSMUTUAL FINANCIAL	I	DEFERRED COMP	1,175.00
NATIONWIDE RETIREMENT	R	DEFERRED COMP	355.00
NE CHILD SUPPORT	E	CHILD SUPPORT	450.00
PRINCIPAL LIFE	E	DENTAL	3,046.42
STATE OF NE	T	STATE TAX	13,575.87
VISION SERVICE PLAN	E	EMPE VSP EYE	749.03
<b>ROAD FUND</b>			
NET PAYROLL			57,064.70
AMERICAN FAMILY LIFE	I	PREMIUMS	1,023.05
RETIREMENT PLANS AMERITAS	R	EMPE RET	9,211.42
BUFFALO CO TREASURER	I	PREMIUMS	2,769.50
FIRST CONCORD	E	FLEX FUNDS	784.71
FIRST NATIONAL BANK	T	FEDERAL TAX	17,647.51
MADISON NATIONAL	I	PREMIUMS	139.10
MADISON NATIONAL	I	LT DISABILITY	120.53
NATIONWIDE RETIREMENT	R	DEFERRED COMP	272.50
NE CHILD SUPPORT	E	CHILD SUPPORT	342.00
PRINCIPAL	E	DENTAL	993.54
STATE OF NE	T	STATE TAX	2,658.84
VISION SERVICE PLAN	E	EMPE VSP EYE	211.24
<b>WEED DISTRICT</b>			
NET PAYROLL			4,719.04
RETIREMENT PLANS AMERITAS	R	EMPE RET	744.03
BUFFALO CO TREASURER	I	PREMIUMS	248.00
FIRST CONCORD	E	FLEX FUNDS	30.00
FIRST NATIONAL BANK	T	FEDERAL TAX	1,516.06
MADISON NATIONAL	I	LT DISABILITY	3.73
PRINCIPAL	E	DENTAL	45.75
STATE OF NE	T	STATE TAX	234.57

**APRIL 10, 2020 PAYROLL**

<b>GENERAL FUND</b>			
NET PAYROLL			253,501.61

AMERICAN FAMILY	I	PREMIUMS	1,015.87
RETIREMENT PLANS AMERITAS	R	EMPE RET	42,380.95
BUFFALO CO TREAS/WELLNESS	I	PREMIUMS	40.00
BUFFALO CO TREASURER	I	PREMIUMS	104,595.50
FIRST CONCORD	E	FLEX FUNDS	4,298.65
FIRST NATIONAL BANK	T	FEDERAL TAX	83,769.74
KEARNEY UNITED WAY	E	DONATIONS	102.67
KATHLEEN A LAUGHLIN	E	EMPE WITHHOLD	356.00
MADISON NATIONAL	I	PREMIUMS	1,301.53
MADISON NATIONAL	I	LT DISABILITY	626.89
MASSMUTUAL	E	DEFERRED COMP	1,175.00
NATIONWIDE RETIREMENT	R	DEFERRED COMP	355.00
NE CHILD SUPPORT	E	CHILD SUPPORT	450.00
PRINCIPAL	E	DENTAL	3,091.40
STATE OF NE	T	STATE TAX	13,507.11
VISION SERVICE PLAN	E	EMPE VSP EYE	757.19
<b><u>ROAD FUND</u></b>			
NET PAYROLL			52,416.65
AMERICAN FAMILY	I	PREMIUMS	923.14
RETIREMENT PLANS AMERITAS	R	EMPE RET	8,278.85
BUFFALO CO TREASURER	I	PREMIUMS	2,769.50
FIRST CONCORD	E	FLEX FUNDS	784.71
FIRST NATIONAL BANK	T	FEDERAL TAX	15,660.81
MADISON NATIONAL	U	PREMIUMS	154.10
MADISON NATIONAL	U	LT DISABILITY	119.78
NATIONWIDE RETIREMENT	R	DEFERRED COMP	272.50
NE CHILD SUPPORT	E	CHILD SUPPORT	342.00
PRINCIPAL	E	DENTAL	978.20
STATE OF NE	T	STATE TAX	2,282.21
VISION SERVICE PLAN	E	EMPE VSP EYE	202.84
<b><u>WEED DISTRICT</u></b>			
NET PAYROLL			4,719.08
RETIREMENT PLANS AMERITAS	R	EMPE RET	744.03
BUFFALO CO TREASURER	I	PREMIUMS	248.00
FIRST CONCORD	E	FLEX FUNDS	30.00
FIRST NATIONAL BANK	T	FEDERAL TAX	1,516.06
MADISON NATIONAL	I	LT DISABILITY	3.72
PRINCIPAL	E	DENTAL	45.72
STATE OF NE	T	STATE TAX	234.57

Moved by Loeffelholz and seconded by Kouba to approve the early claim submitted by the County Clerk as listed below. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Higgins, Klein, Morrow, Reiter and McMullen. Motion declared carried.

<b><u>ROAD FUND</u></b>		
STATE OF NE-MOTOR FUELS	FUEL TAX	\$4,499.00

Moved by Morrow and seconded by Reiter to accept the Clerk of the District Court March 2020 Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Reiter, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

Moved by Morrow and seconded by Klein to accept the Buffalo County Treasurer March 2020 Fund Balance Report. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Reiter and McMullen. Motion declared carried.

Moved by Higgins and seconded by Klein to approve the following Resolution 2020-13 authorizing County Attorney Shawn Eatherton to proceed with the foreclosure of County owned Tax Sale Certificates. Upon roll call vote, the following Board members voted "Aye": Higgins, Klein, Kouba, Loeffelholz, Morrow, Reiter and McMullen. Motion declared carried.

### **RESOLUTION 2020-13**

WHEREAS, The Revised Statutes of Nebraska, 77-1901 through 771918 provides upon resolution by the County Board of Commissioners for foreclosure and sale of Real Estate Properties upon which Tax Sale Certificates have been placed and delinquent for three years, and

WHEREAS, the following Tax Sale Certificates have been placed on Real Estate Properties in Buffalo County, to *wit*:  
Numbers: 17226, 17228

NOW THEREFORE BE IT RESOLVED, that the Buffalo County Board of Commissioners authorize the foreclosure and sale of the above referenced Tax Sale Certificates and request the County Attorney to proceed to such foreclosure and sale, in accordance with the laws of the State of Nebraska.

Sheriff Neil Miller reviewed the contract for the Advanced Correctional Healthcare. Moved by Morrow and seconded by Klein to authorize the Sheriff Miller to sign the Advanced Correctional Healthcare Agreement of the Provision of Inmate Health Services. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Reiter and McMullen. Motion declared carried.

Chairman McMullen read the Proclamation of the National Public Safety Telecommunicators Week and thanked those who serve Buffalo County. Moved by Higgins and seconded by Loeffelholz to proclaim the week of April 12, 2020 through April 18, 2020 as "National Public Safety Telecommunicators Week" in Buffalo County with the following Resolution 2020-14. Upon roll call vote, the following Board members voted "Aye": Higgins, Loeffelholz, Klein, Kouba, Morrow, Reiter and McMullen. Motion declared carried.

## **RESOLUTION 2020-14**

### **PROCLAMATION**

#### **Naming of the Week April 12, 2020 through April 18, 2020 as "National Public Safety Telecommunicators Week" in Buffalo County**

WHEREAS, every day, dedicated public safety telecommunicators serve the people of Buffalo County by answering their requests for emergency assistance and dispatching the appropriate law enforcement, fire, or emergency medical personnel as quickly as possible; and

WHEREAS, the professional public safety telecommunicator is that vital link between the citizens who call 9-1-1 and the law enforcement, fire and emergency personnel who may save their life or property in an emergency; and

WHEREAS, the safety of Buffalo County's first responders depends on the quality and accuracy of information obtained by professional public safety telecommunicators and delivered via radio, telephone and computers services; and

WHEREAS, the critical functions performed by professional public safety telecommunicators also include those related to highway safety, road maintenance, public utilities and other services that affect the health and safety of our citizens; and

WHEREAS, emergencies can strike at any time, so we rely on the vigilance and preparedness of these individuals 24 hours a day, 365 days a year.

NOW, THEREFORE, BE IT RESOLVED BY THE BUFFALO COUNTY BOARD OF COMMISSIONERS that Buffalo County enjoys the highest standards of public health and safety, and we owe a great debt to the men and women who, by applying their expertise in telecommunications, help to make that achievement possible. During this special observance, we acknowledge that debt and extend a heartfelt thanks to each of them.

Chairman McMullen reviewed the following correspondence. The Board received the City of Kearney Planning Commission Agenda for April 17, 2020. Midwest Connect sent a letter pertaining to changes for the mail service due to the COVID-19 situation. The Board received President Trump's Coronavirus Guidelines for America. NE Commission on Law Enforcement & Criminal Justice sent the Standards Inspection Report. The Board received notice from the University of Nebraska Lincoln Extension office that the local offices will be closed and it will be determined what remote work can be done by staff. Chairman McMullen called on each Board member present for committee reports and recommendations.

Moved by Klein and seconded by Higgins to recess the regular meeting of the Board of Commissioners at 9:27 A.M. and reconvene as a Board of Equalization. Upon roll call vote, the following Board members voted "Aye": Klein, Higgins, Kouba, Loeffelholz, Morrow, Reiter and McMullen. Motion declared carried.

### **BOARD OF EQUALIZATION**

Chairman McMullen called the Board of Equalization to order in open session. Deputy County Assessor Nora Borer and Deputy County Treasurer Brenda Rohrich were present.

Moved by Reiter and seconded by Loeffelholz to approve Tax List Corrections numbered 4677 through 4683 submitted by County Assessor Skinner. Upon roll call vote, the following Board members voted "Aye": Reiter, Loeffelholz, Higgins, Klein, Kouba, Morrow and McMullen. Motion declared carried.

Moved by Kouba and seconded by Loeffelholz to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Jean Sidwell for Midwest District of the EFCA for a 2017 Subaru Outback. Upon roll call vote, the following Board members voted "Aye": Kouba, Loeffelholz, Higgins, Klein, Morrow, Reiter and McMullen. Motion declared carried.

Moved by Klein and seconded by Loeffelholz to approve Motor Vehicle Tax Exemption as indicated on the application by County Treasurer Jean Sidwell for Community Action Partnership of Mid-Nebraska for a 2019 Ford Fusion and a 2019 Kia Optima. Upon roll call vote, the following Board members voted "Aye": Klein, Loeffelholz, Higgins, Kouba, Morrow, Reiter and McMullen. Motion declared carried.

Moved by Loeffelholz and seconded by Kouba to adjourn the Board of Equalization and return to the regular meeting of the Board of Commissioners at 9:34 A.M. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Higgins, Klein, Morrow, Reiter and McMullen. Motion declared carried.

**REGULAR AGENDA**

Commissioner Sherry Morrow reported her findings from Piper Sandler & Company during discussion to refinance the General Obligation Refunding Bonds, Series 2016. Brad Slaughter, Senior Vice President of Piper Sandler & Companies joined the meeting via Zoom. Moved by Morrow and seconded by Loeffelholz to authorize the advance refunding and defeasance of its general obligation Refunding Bonds, Series 2016 with the following Resolution 2020-15 and Resolution 2020-16. Upon roll call vote, the following Board members voted "Aye": Morrow, Loeffelholz, Higgins, Klein, Kouba, Reiter and McMullen. Motion declared carried.

**RESOLUTION 2020-15**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUFFALO, NEBRASKA AUTHORIZING THE ADVANCE REFUNDING AND DEFEASANCE OF ITS GENERAL OBLIGATION REFUNDING BONDS, SERIES 2016.**

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUFFALO, NEBRASKA AS FOLLOWS:**

**Section 1.** The County of Buffalo, Nebraska (the “**County**”) has previously issued its General Obligation Refunding Bonds, Series 2016, dated September 13, 2016, in the original aggregate principal amount of \$22,615,000 (the “**Series 2016 Bonds**”), of which \$18,205,000 are presently outstanding. The Series 2016 Bonds were authorized by a resolution (the “**Series 2016 Resolution**”) duly passed and adopted by the County’s Board of Commissioners (the “**Board**”) on August 23, 2016. The County issued the Series 2016 Bonds to (a) refund and redeem its General Obligation Refunding Bonds, Series 2011, dated October 13, 2011 (the “**Series 2011 Bonds**”) and (b) pay the costs of issuing the Series 2016 Bonds. The Series 2011 Bonds were authorized by resolutions duly passed and adopted by the Board on January 11, 2011 and September 27, 2011. The County issued the Series 2011 Bonds to (a) advance refund its General Obligation Bonds, Series 2008, dated November 20, 2008 (the “**Series 2008 Bonds**”), and (b) pay the costs of issuing the Series 2011 Bonds. The Series 2008 Bonds were authorized by resolutions duly passed and adopted by the Board on August 26, 2008 and September 23, 2008 and which were authorized by the required majority of the qualified voters of the County voting at an election held by the County on March 11, 2008. The County issued the Series 2008 Bonds to (a) pay the costs of constructing and equipping a new justice center for the County, and (b) pay the costs of issuing the Series 2008 Bonds.

**Section 2.** As set forth in the Series 2016 Resolution, the Series 2016 Bonds maturing on or after December 15, 2021 are subject to redemption at any time on or after September 13, 2021, as a whole or in part, at a redemption price equal to the principal amount of the Series 2016 Bonds called for redemption, plus accrued interest on such principal amount being redeemed to the date of redemption.

**Section 3.** Subject to the conditions set forth herein, the Board hereby authorizes the advance refunding and defeasance of the following outstanding Series 2016 Bonds (the “**Refunded Bonds**”), and the payment of the principal of, the interest on, and/or the redemption price of such bonds through and including September 13, 2021 (the “**Redemption Date**”), all in accordance with the redemption provisions set forth in the Series 2016 Resolution, after which date interest on such Refunded Bonds shall cease:

<b>Maturity Date (December 15)</b>	<b>Principal Amount</b>	<b>Interest Rate</b>	<b>CUSIP</b>
2020	\$1,175,000	4.000%	119443 CE7
2021	1,220,000	3.000	119443 CF3
2022	1,260,000	3.000	119443 CG2
2023	1,290,000	3.000	119443 CH0
2024	1,335,000	2.000	119443 CJ6
2025	1,365,000	2.000	119443 CK3
2026	1,390,000	2.375	119443 CL1
2027	1,420,000	2.500	119443 CM9
2028	1,455,000	2.625	119443 CN7
2029	1,605,000	4.000	119443 CP2
2030	1,670,000	4.000	119443 CQ0
2031	1,735,000	4.000	119443 CR8
2032	1,285,000	3.000	119443 CS6

The Chairperson of the Board and the County Clerk (each, including any person authorized to act on his or her behalf, an “**Authorized Officer**”), or each individually, may determine that one or more maturities of the Refunded Bonds listed above shall not be refunded and redeemed on the Redemption Date. Such determinations shall be set forth in a certificate of such Authorized Officer.

**Section 4.** The principal of and/or the interest on the Refunded Bonds due prior to the Redemption Date shall continue to be paid in accordance with the terms of the Series 2016 Resolution. On the Redemption Date the principal of the Refunded Bonds, together with all accrued interest to but not including the Redemption Date, shall be paid upon presentation and surrender thereof at the corporate trust office of Wells Fargo Bank, National Association, Minneapolis, Minnesota, as paying agent and registrar for the Refunded Bonds (the “**Registrar**”).

**Section 5.** The refunding, defeasance and redemption of the Refunded Bonds authorized by this Resolution are subject to the prior issuance by the County of its General Obligation Refunding Bonds, Taxable Series 2020 (the “**Refunding Bonds**”). This Resolution shall have no force and effect if the Refunding Bonds are not issued within one year of the date hereof.

**Section 6.** Upon the issuance and delivery of the Refunding Bonds:

(a) the Registrar is instructed to file notice of the defeasance of the Refunded Bonds with the Municipal Securities Rulemaking Board (the “**MSRB**”) through its EMMA portal;

(b) not later than 35 days prior to the Redemption Date (or such other date as may be acceptable to the Registrar), the Authorized Officers, or each individually, are hereby directed to file a copy of this Resolution with the Registrar; and

(c) upon receipt of this Resolution, the Registrar is hereby instructed to (i) mail notice of the redemption of the Refunded Bonds to each registered owner thereof not less than 30 days prior to the Redemption Date (or such shorter period as may be acceptable to the then registered owners of the Refunded Bonds), all in accordance with the Series 2016 Resolution, and (ii) within 10 business days of mailing the redemption notice to the registered owners thereof, file such notice of redemption with the MSRB and its EMMA portal.

**Section 7.** This Resolution shall be in full force and take effect from and after its passage as provided by law.

## **RESOLUTION 2020-16**

**A RESOLUTION OF THE BOARD OF COMMISSIONERS (THE “BOARD”) OF THE COUNTY OF BUFFALO, NEBRASKA (THE “COUNTY”) AUTHORIZING THE ISSUANCE BY THE COUNTY OF ITS GENERAL OBLIGATION REFUNDING BONDS, TAXABLE SERIES 2020, IN ONE OR MORE SERIES AND IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED TWENTY MILLION DOLLARS (\$20,000,000) FOR THE PURPOSE OF ADANCE REFUNDING AND DEFEASING CERTAIN OUTSTANDING INDEBTEDNESS OF THE COUNTY; AUTHORIZING THE CHAIRPERSON OF THE BOARD OR THE COUNTY CLERK TO DETERMINE THE AGGREGATE PRINCIPAL AMOUNT, THE MATURITIES AND THEIR RESPECTIVE MATURITY DATES, THE INTEREST RATES, THE REDEMPTION PROVISIONS AND OTHER TERMS RELATING TO SAID BONDS, AUTHORIZING THE SALE AND DELIVERY OF THE BONDS TO THE PURCHASER THEREOF AND TO DESIGNATE A REGISTRAR AND PAYING AGENT WITH RESPECT TO SAID BONDS, ALL AS PROVIDED AND SUBJECT TO THE TERMS HEREIN; PRESCRIBING THE FORM OF SAID BONDS; IMPOSING AN AD VALOREM TAX ON ALL TAXABLE PROPERTY WITHIN THE COUNTY, TO PAY THE PRINCIPAL OF, PREMIUM, IF ANY, AND THE INTEREST ON SUCH BONDS; ADOPTING CERTAIN DISCLOSURE POLICIES AND PROCEDURES WITH RESPECT TO THE BONDS; AND AUTHORIZING CERTAIN ACTIONS AND DOCUMENTS AND PRESCRIBING OTHER MATTERS RELATING THERETO.**

**BE IT RESOLVED BY THE BOARD OF COMMISSIONERS OF THE COUNTY OF BUFFALO, NEBRASKA:**

**Section 1.** The Board of Commissioners (the “**Board**”) of The County of Buffalo, Nebraska (the “**County**”), hereby makes the following findings and determinations:

(a) The County is a duly organized county and political subdivision under Chapter 23, Reissue Revised Statutes of Nebraska, as amended.

(b) The County previously issued its General Obligation Refunding Bonds, Series 2016, dated September 13, 2016, in the original aggregate principal amount of \$22,615,000 (the “**Series 2016 Bonds**”), of which \$18,205,000 are presently outstanding. The Series 2016 Bonds were authorized by a resolution (the “**Series 2016 Resolution**”) duly passed and adopted by the Board on August 23, 2016. The County issued the Series 2016 Bonds to (a) refund and redeem its General Obligation Refunding Bonds, Series 2011, dated October 13, 2011 (the “**Series 2011 Bonds**”) and (b) pay the costs of issuing the Series 2016 Bonds. The Series 2011 Bonds were authorized by resolutions duly passed and adopted by the Board on January 11, 2011 and September 27, 2011. The County issued the Series 2011 Bonds to (a) advance refund its General Obligation Bonds, Series 2008, dated November 20, 2008 (the “**Series 2008 Bonds**”), and (b) pay the costs of issuing the Series 2011 Bonds. The Series 2008 Bonds were authorized by resolutions duly passed and adopted by the Board on August 26, 2008 and September 23, 2008 and which were authorized by the required majority of the qualified voters of the County voting at an election held by the County on March 11, 2008. The County issued the Series 2008 Bonds to (a) pay the costs of constructing and equipping a new justice center for the County, and (b) pay the costs of issuing the Series 2008 Bonds.

(c) As set forth in the Series 2016 Resolution, the Series 2016 Bonds maturing on or after December 15, 2021 are subject to redemption at any time on or after September 13, 2021, as a whole or in part, at a redemption price equal to the principal amount of the Series 2016 Bonds called for redemption, plus accrued interest on such principal amount being redeemed to the date of redemption.

(d) Since the issuance of the Series 2016 Bonds, the rates of interest available in the markets have declined such that the County can effect a savings in interest costs by providing for payment of all or part of the Series 2016 Bonds through the issuance of its taxable general obligation refunding bonds pursuant to Sections 23-120, 23-125, 32-102, and 10-142, Reissue Revised Statutes of Nebraska, as amended (collectively, the “**Act**”).

(e) By resolution of the Board adopted on April 14, 2020, the County has duly authorized the refunding and redemption of all or a portion of its outstanding Series 2016 Bonds (the “**Refunded Bonds**”) and the redemption and prepayment on September 13, 2021 (the “**Redemption Date**”) of the Refunded Bonds, together with all interest accrued to such date, all in accordance with redemption provisions set forth in the Series 2016 Resolution, after which date interest on such bonds shall cease. Any Series 2016 Bonds not constituting Refunded Bonds, if any, shall be paid upon the respective maturities thereof.

(f) To provide funds for the refunding, defeasance and redemption of the Refunded Bonds, it is necessary and advisable that the County issue its taxable general obligation refunding bonds in accordance with the provisions of the Act, which bonds will be payable from a tax to be levied against the taxable property of the County.

(g) The County has on hand no debt service or other sinking fund moneys for the payment of principal and interest on the Series 2016 Bonds other than the moneys which are to be deposited in accordance with Section 8 of this Resolution.

(g) It is necessary that the County adopt policies and procedures to satisfy the issuance and post-issuance disclosure requirements of Rule 15c2-12 (as described herein).

(h) All conditions, acts and things required by law to exist or to be done precedent to the issuance by the County of its taxable general obligation refunding bonds pursuant to the Act, do exist and have been done as required by law.

**Section 2.** (a) The Board hereby authorizes the issuance and delivery of one or more series of the County's negotiable taxable general obligation refunding bonds in the aggregate principal amount not to exceed Twenty Million Dollars (\$20,000,000), designated as "General Obligation Refunding Bonds, Taxable Series 2020" (the "**Series 2020 Bonds**"), or such other designation as shall be made by the Chairperson of the Board or the County Clerk (each, including any person authorized to act on their behalf, an "**Authorized Officer**"), or each individually. The Series 2020 Bonds shall be issued only as fully registered bonds, without coupons, on the books of the Registrar and Paying Agent designated herein (the "**Registrar**"). Unless otherwise determined by an Authorized Officer, the Series 2020 Bonds shall be issued in denominations of \$5,000 or whole multiples thereof not exceeding the principal amount due on a given date of maturity and shall be numbered consecutively from one upward in order of issuance.

(b) The Authorized Officers, or each individually, are authorized and directed, in the exercise of his independent judgment and absolute discretion, to hereafter, from time to time, specify, set, designate, determine, establish and appoint, as the case may be, and in each case in accordance with and subject to the provisions of this Resolution, (i) the Dates of Original Issue and the delivery dates of the Series 2020 Bonds, (ii) the aggregate principal amount of Series 2020 Bonds to be issued, not exceeding the aggregate principal amount set forth in this Section 2, (iii) the dates on which a principal maturity of the Series 2020 Bonds shall occur and the principal amount of the Series 2020 Bonds to mature on such dates, (iv) the date of final maturity of the Series 2020 Bonds, which shall in no event be later than December 15, 2032, (v) the date or dates upon which the Series 2020 Bonds shall be sold, (vi) the rate or rates of interest to be carried by each maturity of the Series 2020 Bonds, such that the true interest cost of the Series 2020 Bonds shall not exceed 3.00%, (vii) the method by which such rate or rates of interest shall be calculated and the Interest Payment Dates for the Series 2020 Bonds, (viii) the redemption dates and prices and all terms relating thereto, if any, (ix) the method by which the Series 2020 Bonds shall be sold, whether by private placement or public sale, (x) the form, content, terms and provisions of any bond purchase agreement entered into by the County with an Underwriter or any loan agreement between the County and the Lender, all as set forth in Section 6 hereof, (xi) the fee of the Underwriter or the Placement Agent, which shall not be more than 0.50% of the aggregate principal amount of each series; (xii) the purchase price for the Series 2020 Bonds, which shall not be less than 97.00% of the aggregate principal amount of the Series 2020 Bonds (inclusive of the discount of the Underwriter or the Placement Agent and any original issue discount), (xiii) the form and contents of any preliminary and final official statement or other offering materials of the County utilized in connection with any offering or sale of each series to the public or of any term sheet or request for lenders in connection with any loan, (xiv) the form, content, terms, and provisions of any closing and other documentation executed and delivered by the County in connection with the authorization, issuance, sale and delivery of the Series 2020 Bonds, (xv) the identity of the registrar and paying agent with respect to the Series 2020 Bonds and (xvi) all of the other terms of the Series 2020 Bonds not otherwise determined or fixed by the provisions of this Resolution.

(c) (i) Unless otherwise determined by an Authorized Officer in accordance with State law, the Series 2020 Bonds shall be subject to redemption at the option of the County in advance of their stated maturity on the date five years from their date of original issue and any date thereafter, as a whole or in part, in such principal amounts and from such maturity or maturities as the County shall determine, at a redemption price equal to the principal amount thereof, together with the interest accrued thereon to the date fixed for redemption, with no premium. If less than all of the Series 2020 Bonds of any maturity are to be called for redemption, the particular Bonds of such maturity to be redeemed shall be selected by lot in whole multiples of \$5,000 within a maturity.

(ii) The Authorized Officers, or each individually, may designate in a certificate certain Series 2020 Bonds as "**Term Bonds**", portions of which are to be redeemed on the dates (each such date being herein referred to as a "**Sinking Fund Payment Date**") and in the amounts (hereinafter referred to as a "**Mandatory Sinking Fund Payment**") set forth in such certificate. The Registrar shall select and call for redemption, in accordance with this subsection (c), from the Term Bonds the amounts specified by the Authorized Officer in the certificate, and the Term Bonds selected by the Registrar shall become due and payable on such date. If Term Bonds are redeemed at the option of the County pursuant to Section 2(c)(i), the Term Bonds so optionally redeemed may, at the option of the County, be applied as a credit against any subsequent Mandatory Sinking Fund Payment with respect to Term Bonds otherwise to be redeemed thereby, such credit to be equal to the principal amount of such Term Bonds redeemed pursuant to Section 2(c)(i), provided that the County shall have delivered to the Registrar not less than 45 days prior to such Sinking Fund Payment Date a certificate stating its election to apply such Term Bonds as such a credit. In such case, the Registrar shall reduce the amount of Term Bonds to be redeemed on the Sinking Fund Payment Date specified in such certificate by the principal amount of Term Bonds so redeemed pursuant to Section 2(c)(i). Any credit given to Mandatory Sinking Fund Payments pursuant to Section 2(c)(i) shall not affect any subsequent Mandatory Sinking Fund Payments, which shall remain payable as otherwise provided in this subsection, unless and until another credit is given in accordance with the provisions hereof.

(iii) Series 2020 Bonds subject to redemption shall be redeemed in whole multiples of \$5,000. If any Bond is in a denomination in excess of \$5,000, portions of the principal amount thereof in installments of \$5,000 or any whole multiple 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 Series 2020 Bonds there shall be issued to the registered owner thereof without charge therefor, for the then unredeemed balance of the principal amount thereof, Series 2020 Bonds of like series, maturity and interest rates in any of the authorized denominations provided by this Resolution. If less than all Series 2020 Bonds of any maturity are to be called for redemption, the particular Series 2020 Bonds of such maturity to be redeemed shall be selected by lot.

(iv) Notice of redemption of Series 2020 Bonds stating their designation, date, maturity, principal amounts and the redemption date 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 (or such shorter period as may be acceptable to the then registered owner of the Series 2020 Bonds) to the registered owners at their most recent addresses appearing upon the books of the Registrar. 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 proceedings calling the Series 2020 Bonds or the redemption of any Series 2020 Bonds for which proper notice has been given. Notice of redemption need not be given to the holder of any Series 2020 Bonds, 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 Series 2020 Bonds called for redemption who have not been given such notice as provided above, the Series 2020 Bonds so called for redemption shall become due and payable on the designated redemption date. 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 Series 2020 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 Series 2020 Bonds so called shall cease to accrue and become payable. If such funds shall not have been so deposited with the Registrar as aforesaid no later than the date fixed for redemption, such call for redemption shall be revoked and the Series 2020 Bonds so called for redemption shall continue to be outstanding the same as though they had not been so called; such Series 2020 Bonds 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.

(d) Interest on the Series 2020 Bonds at the respective rates per annum for each maturity is payable on the dates determined as set forth in Section 2(b) hereof (each of said dates an “**Interest Payment Date**”), 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 Series 2020 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 15<sup>th</sup> day (whether or not a business day) preceding each Interest Payment Date (the “**Record Date**”) subject to the provisions of the following paragraph. The principal of the Series 2020 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 Series 2020 Bonds to the Registrar at its principal trust office.

Unless otherwise determined by an Authorized Officer, the Series 2020 Bonds shall bear interest calculated on the basis of a 360-day year consisting of twelve 30-day months, from the Date of Original Issue or most recent Interest Payment Date, whichever is later.

If any payments of interest due on the Series 2020 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 Series 2020 Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Registrar whenever monies for the purpose of paying such defaulted interest becomes available.

If the date for payment of the principal of or the interest on the Series 2020 Bonds shall be a Saturday, Sunday, legal holiday or day on which banking institutions in the city in which the principal corporate trust office of the Registrar is located are authorized by law or executive order to close, the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal payment date.

(e) The Series 2020 Bonds shall be executed on behalf of the County by the manual or facsimile signatures of the Chairperson of the Board and the County Clerk or such other persons authorized to sign on behalf of either. In case any officer whose signature or a facsimile of whose signature shall appear on the Series 2020 Bonds shall cease to be such officer before the delivery of any Series 2020 Bonds, such signature or facsimile shall nevertheless be valid and sufficient for all purposes, the same as if he had remained in office until delivery. Notwithstanding such execution, no Series 2020 Bond shall be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on such Series 2020 Bond has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Series 2020 Bonds need not be signed by the same representative. The executed certificate of authentication on each Series 2020 Bond shall be conclusive evidence that it has been authenticated and delivered under this Resolution.

(f) If any Series 2020 Bond is mutilated, lost, stolen or destroyed, the County shall execute a new Series 2020 Bond of like date, maturity and denomination to that mutilated, lost, stolen, or destroyed, provided that, in the case of any mutilated Series 2020 Bond, such mutilated Series 2020 Bond shall first be surrendered to the Registrar and, in the case of any lost, stolen, or destroyed Series 2020 Bonds, there first shall be furnished to the Registrar evidence of such loss, theft, or destruction satisfactory to the Registrar, together with an indemnity satisfactory to it. If such Series 2020 Bond shall have matured, instead of issuing a duplicate Series 2020 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 Series 2020 Bond with their reasonable fees and expenses for such service.

**Section 3.** The Series 2020 Bonds shall be issued initially as “book-entry-only” bonds under the services of The Depository Trust Company (the “**Depository**”), with one typewritten bond per maturity being issued to the Depository. In such connection the officers of the County are authorized to execute and deliver a Letter of Representations (the “**Letter of Representations**”) 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 Series 2020 Bonds. If the Series 2020 Bonds are issued 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 a Bond Participant while the Series 2020 Bonds are in book-entry form (each, a “**Beneficial Owner**”) with respect to the following:

ARTICLE I(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 Series 2020 Bonds,

ARTICLE II(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 Series 2020 Bonds, including any notice of redemption, if any, or

ARTICLE III(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 Series 2020 Bonds. The Registrar shall make payments with respect to the Series 2020 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 Series 2020 Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (v) below.

(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 Registrar to do so, the Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (A) 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 Series 2020 Bonds or (B) to make available Bonds registered in whatever name or names as the Beneficial Owners transferring or exchanging such Series 2020 Bonds shall designate.

(c) If the County determines that it is desirable that certificates representing the Series 2020 Bonds be delivered to the ultimate beneficial owners of the Series 2020 Bonds and so notifies the 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 bond certificates representing the Series 2020 Bonds. In such event, the Registrar shall issue, transfer and exchange bond certificates representing the Series 2020 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 Series 2020 Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Series 2020 Bond and all notices with respect to such Series 2020 Bond shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Series 2020 Bonds may be transferred on the books of registration maintained by the Registrar, and the Series 2020 Bonds may be delivered in physical form to the following:

ARTICLE IV(i) any successor securities depository or its nominee;

ARTICLE V(ii) any person, 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 and the terms of the Bond Registrar and Paying Agent's Agreement.

(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 this Resolution, the books and records of the Registrar shall govern and establish the principal amount of such Series 2020 Bonds as is then outstanding and all of the Series 2020 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 bond certificates, duly executed by manual or facsimile signatures of the Chairperson of the Board and the County Clerk, for issuance upon the transfers from the Depository and subsequent transfers or in the event of partial redemption. If such supply of certificates shall be insufficient to meet the requirements of the Registrar for issuance of replacement certificates upon transfer or partial redemption, the County agrees to order printed an additional supply of such certificates and to direct their execution by manual or facsimile signatures of its then duly qualified and acting Chairperson of the Board and County Clerk.

**Section 4.** (a) The Registrar determined in accordance with Section 2 hereof shall serve in such capacities under the terms of an agreement entitled "**Registrar and Paying Agent Agreement**" between the County and the Registrar; provided, however, that if the County Treasurer is designated as Registrar, then the County and the County Treasurer need not enter into a Registrar and Paying Agent Agreement. The Authorized Officers, or each individually, or other officer of the Board or the County is hereby authorized to execute said agreement in a form acceptable to such officer, with the signature of such Authorized Officer or other officer of the Board or the County thereon being conclusive evidence of the County's approval thereof. The Registrar shall have only such duties and obligations as are expressly specified by this Resolution and the Registrar and Paying Agent Agreement, and no other duties or obligations shall be implied to the Registrar, except as may be set forth in a written agreement between the County and a successor Registrar.

(b) 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 Authorized Officers, or each individually, are authorized to remove the Registrar as provided herein if he or she determines such removal is in the best interest of the County. Such officer is further authorized to appoint a successor Registrar which he or she deems a suitable successor, and such officer shall execute an agreement in substantially the form of the Registrar and Paying Agent Agreement but with such changes as he or she shall deem appropriate or necessary, 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.

(c) The Registrar shall keep and maintain for the County books for the registration and transfer of the Series 2020 Bonds at its corporate trust office identified in a certificate of the Chairperson of the Board or the County Clerk. The names and registered addresses of the registered owner or owners of the Series 2020 Bonds shall at all times be recorded in such books. Any Series 2020 Bond may be transferred pursuant to its provisions at the office of the Registrar by surrender of such Series 2020 Bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Registrar on behalf of the County will deliver at such office (or send by registered mail to the transferee owner or owners thereof at such transferee owner's or owners' risk and expense), registered in the name of the transferee owner or owners, a new Series 2020 Bond of the same interest rate, aggregate principal amount and maturity, bearing numbers not contemporaneously then outstanding. To the extent of the denominations authorized for the Series 2020 Bonds by this Resolution, one Series 2020 Bond may be transferred for several such Series 2020 Bonds of the same interest rate and maturity and for a like aggregate principal amount, and several such Series 2020 Bonds may be transferred for one or several such Series 2020 Bonds, respectively, of the same interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a Series 2020 Bond, the surrendered Series 2020 Bond shall be canceled and destroyed. 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. Series 2020 Bonds issued upon transfer or exchange of Series 2020 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 Series 2020 Bonds shall be in default, the Series 2020 Bonds issued in lieu of Series 2020 Bonds surrendered for transfer or exchange may be dated as of the date to which interest has been paid in full on the Series 2020 Bonds surrendered; and provided further, that if the date of registration shall be prior to the first Interest Payment Date, the Series 2020 Bonds shall be dated as of their Date of Original Issue. All Series 2020 Bonds issued upon transfer of the Series 2020 Bonds so surrendered shall be valid obligations of the County evidencing the same obligations as the Series 2020 Bonds surrendered and shall be entitled to all the benefits and protection of this Resolution to the same extent as the Series 2020 Bonds upon transfer of which they were delivered. The County and the Registrar shall not be required to transfer



any Bond during any period from any Record Date until its immediately following interest Payment Date or to transfer any Series 2020 Bond called for redemption for a period of 30 days next preceding the date fixed for redemption.

(d) The Registrar shall also be responsible for making the payments of principal and interest as the same fall due upon the Series 2020 Bonds from funds provided by the County for such purposes. Payments of interest due upon the Series 2020 Bonds prior to maturity or redemption shall be made by the Registrar by mailing a check in the amount due for such interest on each interest payment date to the registered owner of each Series 2020 Bond to such owner's registered address as shown on the books of registration as required to be maintained under this Section 4. As provided in Section 8 hereof, on or before each principal or interest due date, without further order of the Board, the Treasurer shall transmit or cause to be transmitted money sufficient for payment of all principal and interest then due. Payments of principal due at maturity or at any date fixed for redemption prior to maturity, together with any accrued interest then due, shall be made by the Registrar upon presentation and surrender of such Series 2020 Bond. The County and the Registrar may treat the registered owner of any Series 2020 Bonds as the absolute owner of such Series 2020 Bond for purposes of making payments 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 the Series 2020 Bonds or claims for interest to the extent of the amount or amounts so paid.

**Section 5.** The Series 2020 Bonds shall be in substantially the following form:

**UNITED STATES OF AMERICA  
STATE OF NEBRASKA  
THE COUNTY OF BUFFALO**

**GENERAL OBLIGATION REFUNDING BOND  
TAXABLE SERIES 2020**

No. R- \_\_\_\_\_ \$ \_\_\_\_\_

<b>Interest Rate</b>	<b><u>Maturity Date</u></b>	<b><u>Date of Original Issue</u></b>	<b><u>CUSIP</u></b>
%	_____	_____, 2020	_____

**Registered Owner:** Cede & Co.

**Principal Amount:** \_\_\_\_\_ Thousand Dollars and no/100

**THE COUNTY OF BUFFALO, NEBRASKA** (the "County") promises to pay to the order of the Registered Owner indicated above, or registered assigns, on the Date of Maturity indicated above, the Principal Amount of this Bond upon presentation and surrender hereof at the trust offices of \_\_\_\_\_, \_\_\_\_\_, Nebraska, as Bond Registrar and Paying Agent (the "Registrar").

The County also promises to pay interest on said Principal Amount on \_\_\_\_\_ and \_\_\_\_\_ of each year, commencing \_\_\_\_\_ (each of such dates an "Interest Payment Date"), at the Rate of Interest per annum indicated above until said Principal Amount is paid. Interest shall be calculated on the basis of a 360-day year consisting of twelve 30-day months, from the Date of Original Issue or most recent Interest Payment Date, whichever is later. Interest on this Bond prior to maturity 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 15<sup>th</sup> day (whether or a not a business day) preceding each 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 money for such purpose become available.

This bond is one of an issue of fully registered bonds of the total principal amount of not to exceed \_\_\_\_\_ Thousand Dollars (\$ \_\_\_\_\_), of even date and like tenor herewith, except as to date of maturity and rate of interest and denomination, which were issued by the County pursuant to Sections 23-120, 23-125, 32-102, and 10-142, Reissue Revised Statutes of Nebraska, as amended (collectively, the "Act"), to redeem certain prior general obligation indebtedness of the County. The issuance of this bond has been duly authorized by a resolution (the "Resolution") legally passed, approved and published and by proceedings duly had by the Board of Commissioners of said County, all in strict conformity with the laws of the State of Nebraska, including the Act.

[Bonds of this issue are subject to call for redemption through application of mandatory sinking fund payments, with said Bonds to be called by lot in the amount and on the dates as set out below at par plus accrued interest to the date of such call, as follows:

\$ _____	Principal Amount Maturing _____,	20 _____
\$ _____	to be Called _____,	20 _____
\$ _____	to be Called _____,	20 _____
\$ _____	Payable _____,	20 _____
\$ _____	Principal Amount Maturing _____,	20 _____
\$ _____	to be Called _____,	20 _____
\$ _____	to be Called _____,	20 _____
\$ _____	Payable _____,	20 _____]

The bonds of this issue maturing on or after \_\_\_\_\_ are subject to redemption at the option of the County at any time on or after \_\_\_\_\_, as a whole or in part in such principal amounts and from such maturity or maturities as the County, in its sole discretion may determine, at the redemption price, of the principal amount thereof, together with the interest accrued on such principal amount to the date fixed for redemption. If less than all of the Bonds of a maturity are to be called for redemption, the Registrar shall select the particular Bonds of such maturity to be redeemed by lot.

The 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 whole 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 thirty (30) days prior to the date fixed for redemption (or such shorter period as may be acceptable to the then registered owner of the Bonds), all as more particularly set forth in the Resolution. 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 Paying Agent and Registrar, this Bond shall cease to bear interest from and after the date fixed for redemption.

This bond is transferable by the registered owner or such owner's attorney duly authorizing in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Resolution authorizing said issue of bonds, subject to the limitations therein prescribed. The County, the Paying Agent and Registrar and any other person may treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment due hereunder and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

If the date for payment of the principal of or interest on this bond shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the principal corporate trust office of the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such date shall have the same force and effect as if made on the nominal date of payment.

The Bonds are general obligations of the County, to which its full faith, credit and resources are irrevocably pledged, subject to the limitations expressed below. Pursuant to the Resolution, the County has covenanted to cause to be made annually a special levy of taxes on all the taxable property in the County, in addition to all other taxes, sufficient in rate and amount to pay the principal of, premium, if any, and the interest on the Bonds as and when such interest and principal become due. Such annual levy may exceed the \$300,000 annual limitation of Section 23-120, Reissue Revised Statutes of Nebraska, as amended, and may also exceed by \$0.06 per \$100 of taxable valuation the \$0.50 per \$100 of taxable valuation levy limitations provided by the Constitution of the State of Nebraska and said Section 23-125. Further, such levy for the payment of principal and interest on the Bonds shall not be subject to the five-year limitation on levies exceeding \$.50 per \$100 of taxable valuation provided by such Section 23-125. The County has pledged such tax levy and all receipts therefrom to the payment of the Bonds pursuant to the Resolution.

AS PROVIDED IN THE RESOLUTION REFERRED TO HEREIN, 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 AND REGISTRAR. 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 PAYING AGENT AND REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE PAYING AGENT AND REGISTRAR FOR PAYMENT OF PRINCIPAL, 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 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 said County, including this bond, does not exceed any limitation imposed by law.

This bond shall not be valid and binding on the County until authenticated by the Paying Agent and Registrar.

**IN WITNESS WHEREOF**, the Board of Commissioners of The County of Buffalo, Nebraska, has caused this bond to be executed on behalf of the County with the manual or facsimile signatures of the Chairperson of the Board of Commissioners and the County Clerk and by causing the official seal of the County to be impressed or imprinted hereon, all as of the date of original issue specified above.

#### CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds authorized by a resolution passed and approved by the Board of Commissioners of The County of Buffalo, Nebraska as described in said bond.

\_\_\_\_\_, as Paying Agent and Registrar

By: \_\_\_\_\_  
Authorized Trust Officer

(FORM OF ASSIGNMENT)

For value received \_\_\_\_\_ hereby sells, assigns and transfers unto \_\_\_\_\_ the within bond and hereby irrevocably constitutes and appoints \_\_\_\_\_, attorney, to transfer the same on the books of registration in the office of the within mentioned Paying Agent and Registrar with full power of substitution in the premises.

Date: \_\_\_\_\_

\_\_\_\_\_  
Registered Owner

Witness: \_\_\_\_\_

Note: The signature(s) of this assignment must correspond with the name(s) as written on the face of the within bond in every particular, without alteration, enlargement or any change whatsoever.

**Section 6.** After being executed by the Chairperson of the Board of Commissioners and the County Clerk, said Series 2020 Bonds shall be delivered to the Registrar for registration and authentication. The County Clerk shall be responsible for the delivery of the Series 2020 Bonds and for all other ministerial acts relating to the Series 2020 Bonds. The County Clerk or any other officer of the Board or the County is hereby authorized to take all actions necessary to effect the delivery of the Series 2020 Bonds to the purchasers thereof, inclusive of the power and authority to execute such orders, certificates, receipts and other documents as may be necessary or desirable to effect such delivery and to receive the purchase price for the Series 2020 Bonds. The County Clerk is directed to make and certify a transcript of the proceedings of the County precedent to the issuance of said Series 2020 Bonds, which transcript shall be delivered to the purchaser of said Series 2020 Bonds.

**Section 7.** (a) The County is authorized to sell the Series 2020 Bonds to Piper Sandler & Co., as original purchaser of the Series 2020 Bonds (the “**Underwriter**”), in accordance with Section 2 of this Resolution. Delivery of the Series 2020 Bonds shall be made to the Underwriter as soon as practicable after the adoption of this Resolution, upon payment therefor in accordance with the terms of sale. The County is authorized to enter into a Bond Purchase Agreement (the “**Purchase Agreement**”) between the County and the Underwriter in form and substance acceptable to the Authorized Officers, or each individually. Such Authorized Officer is authorized to execute the Purchase Agreement, in form and substance acceptable to such Authorized Officer, for and on behalf of the County, such officer’s signature thereon being conclusive evidence of such official’s and the County’s approval thereof. The Underwriter shall have the right to direct the registration of the Series 2020 Bonds and the denominations thereof within each maturity, subject to the restrictions of this Resolution. Such Underwriter and its agents, representatives and counsel (including bond counsel) are hereby authorized to take such actions on behalf of the County as are necessary to effectuate the closing of the issuance and sale of the Series 2020 Bonds, including, without limitation, authorizing the release of the Series 2020 Bonds by the Depository at closing.

(b) The County is further authorized to place the Series 2020 Bonds with a private purchaser (the “**Private Purchaser**”) with the assistance of Piper Sandler & Co., as placement agent of the Series 2020 Bonds (the “**Placement Agent**”), in accordance with Section 2 of this Resolution. The Private Purchaser shall have the right to direct the registration of the Series 2020 Bonds and the denominations thereof within each maturity, subject to the restrictions of this Resolution. The Placement Agent and its agents, representatives and counsel (including bond counsel) are hereby authorized to take such actions on behalf of the County as are necessary to effectuate the closing of the issuance and placement of the Series 2020 Bonds.

(c) The County is further authorized to (i) issue the Series 2020 Bonds directly to a bank or other institutional lender (the “**Lender**”) to evidence or secure a loan from such Lender to the County or (ii) enter into a loan agreement with a Lender in lieu of issuing the Series 2020 Bonds, in accordance with Section 2 of this Resolution and subject to the other restrictions of this Resolution. Such Lender may be identified with the assistance of the Placement Agent. The Lender shall have the right to direct the registration of the Series 2020 Bonds and the denominations thereof within each maturity, subject to the restrictions of this Resolution. The Placement Agent and its agents, representatives and counsel (including bond counsel) are hereby authorized to take such actions on behalf of the County as are necessary to effectuate the closing of the issuance of the Series 2020 Bonds.

**Section 8.** (a) Proceeds of the Series 2020 Bonds, together with funds of the County held for the payment of the Refunded Bonds and other County moneys, if necessary, shall be deposited in the Escrow Fund created under the Escrow Agreement relating to the Refunded Bonds (the “**Escrow Agreement**”) between the County and Wells Fargo Bank, National Association, Minneapolis, Minnesota, or such other institution designated by an Authorized Officer, as escrow agent thereunder (the “**Escrow Agent**”). Moneys in the Escrow Account will be used to purchase certain noncallable, direct obligations of the United States of America, or such other securities after consultation with the County’s bond counsel, in book-entry form, for the benefit of the holders of the Refunded Bonds. Such obligations will bear interest and will mature on such dates and in such amounts as to provide funds which, together with other funds in the Escrow Account, will be sufficient to pay on each interest payment date and/or maturity date prior to the Redemption Date, the interest on and/or the principal of the Refunded Bonds when due and to redeem the outstanding Refunded Bonds on the Redemption Date at a redemption price equal to 100% of the principal amount thereof plus accrued interest on such principal amount to the Redemption Date. The Authorized Officers, or each individually, are authorized to execute the Escrow Agreement in form and substance acceptable to such Authorized Officer. The County hereby covenants and agrees to take all steps necessary and appropriate to provide for the calling and redemption of the Refunded Bonds on the Redemption Date.

(b) Accrued interest, if any, received upon closing of the Series 2020 Bonds shall be deposited in the Bond Fund described herein and applied to interest falling due on the Series 2020 Bonds on the first Interest Payment Date.

(c) Proceeds of the Series 2020 Bonds may be disbursed by the County to pay the costs of issuing the Series 2020 Bonds. The County may also pay such costs from its general fund.

**Section 9.** Unless waived by the Underwriter, the Placement Agent or the Lender, as applicable, after consultation with the County’s bond counsel, prior to or concurrently with the issuance and delivery of the Series 2020 Bonds and the creation of the escrow provided for herein, the County shall obtain the certification of an independent certified public accountant that such accountant has verified the accuracy of the calculations which demonstrate that the money and obligations required to be deposited with the Escrow Agent pursuant to Section 8 of this Resolution and the Escrow Agreement, together with the earnings to accrue thereon, will be sufficient for the timely payment of the principal of, redemption premium, if any, the interest on and the redemption price of the Refunded Bonds as and when the same become due.

**Section 10.** (a) The Series 2020 Bonds are direct, general obligations of the County, and the County irrevocably pledges the full faith and credit and the tax power of the County, including such special levy of taxes described in this Section 10 and all receipts therefrom, to the prompt payment of the principal of, premium, if any, and the interest on the Series 2020 Bonds as the same become due, subject to the limitation expressed below. The County represents, warrants and covenants that it shall cause to be levied and collected annually a special levy of taxes on all the taxable property in the County, to pay the interest on, premium, if any, and the principal of the Series 2020 Bonds as and when such interest, premium, and principal, respectively, become due, which taxes shall be in excess of and in

addition to all other taxes now or hereafter authorized to be levied by the County. Such annual levy may exceed the \$300,000 annual limitation of Section 23-120, Reissue Revised Statutes of Nebraska, as amended, and may also exceed by \$0.06 per \$100 of taxable valuation the \$0.50 per \$100 of taxable valuation levy limitations provided by the Constitution of the State of Nebraska and said Section 23-125. Further, such levy for the payment of principal and interest on the Series 2020 Bonds shall not be subject to the five-year limitation on levies exceeding \$.50 per \$100 of taxable valuation provided by such Section 23-125. All taxes collected from such levy are hereby irrevocably pledged to the payment of the principal of and the interest on the Series 2020 Bonds.

(b) The County agrees to direct the application of tax levy moneys and other legally available moneys so that not later than each interest and principal payment date on the Series 2020 Bonds, there shall be on hand with the Registrar sufficient funds to pay the principal of, premium, if any and the interest on the Series 2020 Bonds as they fall due.

(c) The County shall deposit into the Bond Fund, as and when received, all proceeds of the tax levy and other legally available moneys described in this Section 10. All amounts paid and credited to the Bond Fund shall be expended and used by the County for the sole purposes of paying the principal of, premium, if any, and interest on the Series 2020 Bonds as and when the same become due, including any redemption date, and paying the usual and customary fees and expenses of the Registrar.

(d) The County Treasurer or any other Authorized Officer is authorized and directed to withdraw from the Bond Fund and forward to the Registrar sums sufficient to pay principal of and premium, if any, and interest on the Bonds as and when the same become due, and also to pay the charges made by the Registrar for acting in such capacity in the payment of the principal of and the interest on the Series 2020 Bonds, and the charges shall be forwarded to the Registrar over and above the amount of the principal of, premium, if any, and interest on the Series 2020 Bonds. If, through the lapse of time, or otherwise, the owners of Series 2020 Bonds shall no longer be entitled to enforce payment of their obligations, it shall be the duty of the Registrar to return the funds to the County. All moneys deposited with the Registrar shall be deemed to be deposited in accordance with and subject to all of the provisions contained in this Resolution.

(e) Any moneys or investments remaining in the Bond Fund after the payment or the defeasance of all the Series 2020 Bonds shall be transferred to the general fund of the County.

**Section 11.** (a) The County hereby establishes a 2020 Bond Fund of the County (the “**Bond Fund**”) into which there shall be deposited as and when received all proceeds of the tax levy and other legally available moneys described in Section 10 hereof. All amounts paid and credited to the Bond Fund shall be expended and used by the County for the sole purposes of paying the principal of, premium, if any, and interest on the Series 2020 Bonds as and when the same become due, including any redemption date, and paying the usual and customary fees and expenses of the Registrar.

(b) The County Treasurer or any other Authorized Officer is authorized and directed to withdraw from the Bond Fund and forward to the Registrar sums sufficient to pay principal of and premium, if any, and interest on the Series 2020 Bonds as and when the same become due, and also to pay the charges made by the Registrar for acting in such capacity in the payment of the principal of and the interest on the Series 2020 Bonds, and the charges shall be forwarded to the Registrar over and above the amount of the principal of, premium, if any, and interest on the Series 2020 Bonds. If, through the lapse of time, or otherwise, the Owners of Series 2020 Bonds shall no longer be entitled to enforce payment of their obligations, it shall be the duty of the Registrar to return the funds to the County. All moneys deposited with the Registrar shall be deemed to be deposited in accordance with and subject to all of the provisions contained in the Resolution.

(c) Any moneys or investments remaining in the Bond Fund after the payment or the defeasance of all the Series 2020 Bonds shall be transferred to the general fund of the County.

**Section 12.** The County’s obligations under this Resolution and the liens, pledges, covenants, and agreements of the County herein made or provided for, shall be fully discharged and satisfied as to the Series 2020 Bonds, and any such bonds shall no longer be deemed outstanding hereunder if such bonds shall have been purchased and canceled by the County, or when payment of the principal of and interest thereon to the respective date of maturity or redemption (a) shall have been made or caused to be made in accordance with the terms thereof; or (b) shall have been provided for by depositing with the Registrar or with a national or state bank having trust powers, or trust company, in trust solely for such payment (a) sufficient money to make such payment and/or (b) direct general obligations (including obligations issued or held in book entry form on the books of the Department of Treasury of the United States of America) of or obligations the principal and interest of which are unconditionally guaranteed by the United States of America (herein referred to as “**U.S. Government Obligations**”) in such amount and bearing interest payable and maturing or redeemable at stated fixed prices at the option of the holder as to principal, at such time or times, as will ensure the availability of sufficient money to make such payment; provided, however, that with respect to any Series 2020 Bond to be paid prior to maturity, the County shall have duly called such bond for redemption and given notice of such redemption as provided by law or made irrevocable provision for the giving of such notice. Any money so deposited with such bank or trust company or with the Registrar may be invested or reinvested in U.S. Government Obligations at the direction of the County, and all interest and income from U.S. Government Obligations in the hands of such bank or trust company or Registrar in excess of the amount required to pay principal of and interest on the Series 2020 Bonds for which such monies or U.S. Government Obligations were deposited shall be paid over to the County as and when collected.

**Section 13.** [Reserved].

**Section 14.** The use and public distribution of any official statement, offering circular, term sheet or any other offering document (including any preliminary thereof, the “**Offering Document**”) by the Underwriter or the Placement Agent in connection with the reoffering of the Series 2020 Bonds is hereby authorized. Any Authorized Officer is authorized to approve the final Offering Document as so supplemented, amended and completed, and the use and public distribution of the final Offering Document by the Underwriter or the Placement Agent in connection with the reoffering of the Series 2020 Bonds is hereby authorized. Any Authorized Officer is hereby authorized to execute and deliver a certificate pertaining to such Offering Document as prescribed therein, dated as of the date of payment for and delivery of the Bonds.

The County agrees to provide to the Underwriter or the Placement Agent within seven Business Days of the date of the sale of Series 2020 Bonds sufficient copies of the final Offering Document to enable the Underwriter or the Placement Agent to comply with the requirements of Rule 15c2-12(b)(4) of the Securities and Exchange Commission and with the requirements of Rule G-32 of the Municipal Securities Rulemaking Board, if applicable.

**Section 15.** If so required by the Underwriter, the Board (i) authorizes and directs the Authorized Officers, or each individually, or other officer of the Board or the County to execute and deliver, on the date of the issuance of the Series 2020 Bonds, a Continuing

Disclosure Undertaking (the “**Undertaking**”) in such form that satisfies the requirements of Rule 15c2-12 and is acceptable to the Underwriter and bond counsel and (ii) covenants that it will comply with and carry out all of the provisions of the Undertaking. Notwithstanding any other provisions of this Resolution, failure of the County to comply with the Undertaking will not be considered a default under this Resolution or the Series 2020 Bonds; however, any Bondholder or Beneficial Owner may take such actions as may be necessary and appropriate, including seeking mandate or specific performance by court order, to cause the County to comply with its obligations under this subparagraph and the Undertaking. For purposes of this subparagraph, “**Beneficial Owner**” means any person who (A) has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, any Series 2020 Bonds (including persons holding Series 2020 Bonds through nominees, depositories or other intermediaries), or (B) is treated as the owner of any Series 2020 Bonds for federal income tax purposes.

**Section 16.** Without in any way limiting the power, authority, or discretion elsewhere herein granted or delegated, the 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 Series 2020 Bonds, including, without limitation and whenever applicable, the execution and delivery thereof and of all other related documents, instruments, certificates, and opinions; and (b) delegates, authorizes, and directs to each Authorized Officer or other officer of the Board or the County the right, power, and authority to exercise her or his own independent judgment and absolute discretion in determining and finalizing the terms, provisions, form and contents of each of the foregoing. The execution and delivery by such officer 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 17.** The County reserves the right to issue refunding bonds and provide for the investment of the proceeds thereof for purposes of providing for the payment of principal and interest on the Series 2020 Bonds in such manner as may be prescribed by law from time to time but specifically including the provisions of Sections 10-142, Reissue Revised Statutes of Nebraska, as amended.

**Section 18.** 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 Series 2020 Bonds and the owners of the Series 2020 Bonds shall retain all the rights and benefits accorded to them under this Resolution and under any applicable provisions of law.

If any provision 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 circumstance, or of rendering any other provision or provisions herein contained inoperative or unenforceable or invalid to any extent whatever.

**Section 19.** The Board hereby adopts the Disclosure Policies and Procedures attached to this Resolution as Exhibit A to ensure that the County satisfies the requirements of Rule 15c2-12 and the Undertaking. The Board reserves the right to use its discretion as necessary and appropriate to make exceptions or request additional provisions as it may determine. The Board also reserves the right to change such policies and procedures from time to time, without notice.

**Section 20.** This Resolution shall be in force and take effect from and after its passage.

Moved by Morrow and seconded by Klein to approve the addition of pledged collateral in the amount of \$125,000.00 to the Exchange Bank for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Higgins, Kouba, Loeffelholz, Reiter and McMullen. Motion declared carried.

Moved by Morrow and seconded by Reiter to approve the release of pledged collateral in the amount of \$421,134.95 from the Town and Country Bank for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": Morrow, Reiter, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

Moved by Morrow and seconded by Reiter to approve the addition of pledged collateral in the amount of \$285,000.00 to Town and Country Bank for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": Morrow, Reiter, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

Moved by Morrow and seconded by Loeffelholz to approve the addition of pledged collateral in the amount of \$1,275,000.00 to the NebraskaLand National Bank for the Buffalo County Treasurer. Upon roll call vote, the following Board members voted "Aye": Morrow, Loeffelholz, Higgins, Klein, Kouba, Reiter and McMullen. Motion declared carried.

Moved by Morrow and seconded by Reiter to approve the addition of pledged collateral in the amount of \$2,857,896.32 for the Buffalo County Treasurer for at the First National Bank. Upon roll call vote, the following Board members voted "Aye": Morrow, Reiter, Higgins, Klein, Kouba, Loeffelholz and McMullen. Motion declared carried.

The Board did not discuss the agenda item for policies regarding COVID-19 at this time and there was a break in the meeting at 10:00 A.M.

At 10:30 A.M. Chairman McMullen resumed the meeting and instructed County Clerk Giffin to open and read aloud the sealed bids for Site Work and Concrete Construction for the Salt Building Project. Buffalo County Facilities Director Steve Gaasch was present via Zoom. Bids submitted for Package 1 Site Work; Ed Broadfoot & Sons Sand & Gravel and Morten Construction LLC. Package 2 Cast in Place Concrete; Morten Construction LLC and GD Concrete Construction Inc. Package 3 Concrete Bunker Blocks; ACS-Allegiant Construction Services, GD Concrete Construction Inc. and Morten Construction LLC. Facilities Director Gaasch reviewed the

bids and made his recommendations to the Board. Moved by Loeffelholz and seconded by Kouba to accept the Bid Package 1 from Morten Construction for \$10,000.00, Bid Package 2 from Morten Construction for \$37,726.00 and Bid Package 3 from ACS for \$34,000.00. Upon roll call vote, the following Board members voted "Aye": Loeffelholz, Kouba, Higgins, Klein, Morrow, Reiter and McMullen. 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 10:44 A.M. before he declared the meeting adjourned until the regular meeting at 9:00 A.M. on Tuesday, April 28, 2020.

ATTEST:

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William McMullen, Chairman  
Buffalo County Board of Commissioners

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Janice I. Giffin  
Buffalo County Clerk

(SEAL)