

BOARD OF EQUALIZATION

Madison, Nebraska

February 14, 2012

The Board of Equalization of Madison County, Nebraska met at 9:00 A.M.

Advance notice of meeting was published in the Thursday, February 9, 2012 edition of The Norfolk Daily News. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Chairman Jerry McCallum called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Jerry McCallum, Martin Griffith, and Lee Klein, County Treasurer Donna Primrose, and County Clerk Nancy Scheer.

Motion made by Klein and seconded by Griffith to approve the agenda for the meeting. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Motion made by Griffith and seconded by Klein to approve the minutes of the January 31, 2012 meeting. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Chairman McCallum opened a public hearing at 9:04 A.M. to receive testimony regarding the following motor vehicle exemption applications:
Community Bible Church, 401 East Park Avenue, Norfolk
Mosaic, 105 East Norfolk Avenue, Suite 200, Norfolk
Norfolk Catholic School, 2300 Madison Avenue, Norfolk
1992 Ford Eldorado, 1995 Chevrolet Van
2005 Ford Freestar Van, 2004 Chevrolet Astro Van
2010 Dodge Caravan, 2003 Chevrolet Astro Van,
2005 Chevrolet Astro Van, 2002 Dodge Caravan, 2002 Dodge Caravan (2), 1994 Homemade Trailer, 2002 Chevrolet Bus, 2006 International Bus, 1991 International Bus

No one appeared at the hearing to offer verbal testimony. County Treasurer Donna Primrose reported that exemption applications were previously approved for all the organizations. Chairman McCallum closed the hearing at 9:05 A.M.

After discussion, it was moved by Klein and seconded by Griffith to approve the motor vehicle exemption applications as submitted. Roll call vote: Ayes, McCallum, Griffith and Klein. Nays, none. Motion carried.

The Board of Equalization adjourned at 9:08 A.M.

County Clerk

Chairman

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

February 14, 2012

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:30 A.M.

Advance notice of meeting was published in the Thursday, February 9, 2012 edition of The Norfolk Daily News. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Chairman Lee Klein called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Jerry McCallum, Martin Griffith, and Lee Klein, County Clerk Nancy Scheer, Assistant County Highway Superintendent Dave Heggemeyer, and Norfolk Daily News reporter Jerry Guenther. Planning and Zoning Administrator John Johnson was present from 9:36 A.M. to 10:06 A.M. County Highway Superintendent Richard Johnson joined the meeting at 9:43 A.M.

Chairman McCallum read the following consent agenda items into the record:

- 1) Approval of minutes of the January 30, 2012 joint meeting and January 31, 2012 regular meeting
- 2) Acknowledge receipt of the Continuation Certificate for the Official Bond of Rob Ronk as Chairperson of Sanitary and Improvement District #10
- 3) Authorization to sell 1989 John Deere tractor, 1970 American crane, and 1983 Vulcan flatbed trailer through Big Iron Auction
- 4) Authorization for County Board chairman to execute Cooperation Agreement between County and District Courts as required by LB 699
- 5)

RESOLUTION #2012-7

WHEREAS, Check No. 12010106, dated January 4, 2012, and drawn on the General Fund in the amount of fifty one dollars and sixty five cents (\$51.65), was made payable to Michael F. Mejstrik, 1326 Verges Avenue, Norfolk, Nebraska 68701, and

WHEREAS, said check was not tendered, but remains in the possession of the Madison County Clerk,
NOW, THEREFORE, BE IT RESOLVED that Check No. 12010106, dated January 4, 2012, and drawn on the General Fund in the amount of fifty one dollars and sixty five cents (\$51.65), is hereby cancelled.

6)

RESOLUTION #2012-8

BE IT RESOLVED, that the withdrawal by Bank First, Norfolk, Nebraska of the following securities, held in safekeeping by Union Bank & Trust Company, Lincoln, Nebraska, to secure deposits of the county in said bank, to wit:

FEDERAL HOME LOAN BANK	\$700,000.00	Union Bank & Trust Company
Rate 2.250%	Maturity 02/10/2012	Lincoln, Nebraska
Receipt Date: 02/10/2009	Cusip 3133XT2T2	Receipt No. 5535

and the substitution of the following securities be and the same hereby are approved:

FEDERAL HOME LOAN BANK	\$650,000.00	Union Bank & Trust Company
Rate 2.000%	Maturity 07/13/2012	Lincoln, Nebraska
Receipt Date: 12/16/2010	Cusip 3133XTHE9	Receipt No. 5774

7)

RESOLUTION #2012-9

WHEREAS, the Board of Commissioners of Madison County desires to investigate the feasibility of vacating or abandoning a road in Madison County; and

WHEREAS, Nebraska State Statutes require that, prior to setting a date for a public hearing concerning the vacation or abandonment of a county road, the Board shall receive a report from the County Highway Superintendent documenting the use being made of the road;

NOW, THEREFORE, BE IT RESOLVED, that the County Highway Superintendent is hereby directed to make a study of the use being made of the following described road:

The road between Sections 17 and 20, Sections 16 and 21, and Sections 15 and 22, all in Township 22 North, Range 3 West of the 6th P.M., Madison County, Nebraska, said road being 831st Road between 541st and 544th Avenues.

BE IT FURTHER RESOLVED that the County Highway Superintendent shall file a written report of the study, including a recommendation on vacation or abandonment, with the Board of Commissioners within 30 days.

8)

RESOLUTION #2012-10

WHEREAS, certain transportation facilities in Madison County, Nebraska, have been designated as being eligible for Federal-Aid transportation funds by the State of Nebraska, Department of Road (NDOR) in compliance with Federal laws pertaining thereto; and

WHEREAS, Madison County has previously entered into Agreements (Programs) with NDOR for said Federal-Aid transportation funds for improvements on these transportation facilities; and

WHEREAS, these projects are not included in NDOR's current long-range plan of projects; and

WHEREAS, the State of Nebraska, Department of Roads, recommends that Madison County withdraw these projects and cancel all agreements pertaining to such projects; and

WHEREAS, the State of Nebraska agrees to not seek reimbursement of State costs incurred on such projects;

BE IT RESOLVED that Madison County is hereby requesting that the Nebraska Department of Roads withdraw the following described projects from the Federal Aid list:

Norfolk North-Nucor Rd STP-RUR-BR-2482(1) CN: 31353	Norfolk North-Nucor Rd STP-2482(3) CN: 31353A	Meadow Grove Southwest RS-2820(1) CN: 30747
Battle Creek Southwest BR-2820(2) CN: 31366	Newman Grove East RS-2845(1) CN: 30545	Norfolk South STPE-2913(1) CN: 31279

Motion was made by Griffith and seconded by McCallum to approve the consent agenda. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Motion was made by McCallum and seconded by Griffith to approve the regular agenda. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Pursuant to published legal notice in the Friday, February 3, 2012 edition of The Norfolk Daily News, Chairman Klein opened a public hearing at 9:45 A.M. to receive citizens' comments on the road construction program for 2012 and the six-year road improvement plan. Assistant County Highway Superintendent Dave Heggemeyer, Planning and Zoning Administrator John Johnson, and one member of the media were in attendance during the hearing.

County Highway Superintendent Richard Johnson reported that the county is required by state law to file a one and six year road improvement plan with the Board of Classifications and Standards by March 1st of each year. He presented a map and explained the various road districts in the county. He explained that there are 23 miles of road improvements includes the one year plan and 16 structures, with an estimated cost of \$8.5 million. In addition, he reported that the six-year plan includes approximately 43 miles of road projects and 10 structures, with an estimated cost of \$5.6 million.

Mr. Johnson reported that the one year plan includes the following projects:

- 1) Completion of the Ethanol Road;
- 2) Finishing Phase I of Northeast Industrial Highway which is scheduled to be completed in May 2012;
- 3) Starting of Phase III of the Northeast Industrial Highway including construction of the east two miles in Madison County and the viaduct over the railroad and Spring Branch;
- 4) Hot mix surfacing of the north 3 miles of the Lindsay Road;

- 5) Four emergency relief projects, which are broken into two projects for each site, one project for the roadway and the other project for the river work upstream that will be let out to bids in October 2012;
- 6) Road overlay projects, including two miles located west of the Meadow Grove Road, one-half mile on First Street from the Norfolk City limits north to Eisenhower Avenue, and one mile located east of Battle Creek;
- 7) Structure replacements mainly located in the southern and western part of the County, with most of these to be replaced with multiple tubes which could be installed by county employees; and
- 8) Road repairs near the Agrex grain elevator.

Commissioner McCallum questioned how soon the engineering would be completed on the Agrex project and Mr. Johnson responded that the engineering would be completed in several weeks and then a schedule could be discussed. He explained that he wants to schedule the project so it does not interfere with harvest.

Commissioner McCallum stated that the City of Newman Grove annexed property where the ADM elevator is located near the intersection of the Meadow Grove Road and Highway 32. He questioned if the City of Newman Grove was financially able to repair the County road located in front of the elevator if it deteriorates. Chairman Klein stated that the County has never signed any agreements for the project.

Planning and Zoning Administrator John Johnson responded that theoretically tax increment financing funds should be available to the City of Newman Grove to use for the road repairs. Commissioner McCallum questioned if the City of Newman Grove would have between \$100,000 and \$200,000 available to repair the road if necessary. County Highway Superintendent Richard Johnson responded that the road in question is approximately 1,000 feet long. He explained that the County Board has commented several times that there should be an Interlocal agreement between the County and the City of Newman Grove; however, it is the responsibility of the City of Newman Grove to come to the County with such an agreement. Chairman Klein stated that if there is no interlocal agreement between the City of Newman Grove and the County, the County should not plow snow on this portion of the road. County Highway Superintendent Richard Johnson responded that, from an efficiency standpoint, it would make sense for the County to remove snow on the section of road annexed by the City of Newman Grove; however, repairs should be the responsibility of the City of Newman Grove.

Planning and Zoning Administrator John Johnson questioned if anyone had received information regarding upgrades scheduled at the intersection of Highway 32 and the Meadow Grove Road by the Nebraska Department of Roads. He stated that the State was requested to widen the intersection for trucks turning onto the Meadow Grove Road. County Highway Superintendent Richard Johnson responded that he was not aware of any plans to make intersection improvements.

Norfolk Daily News reporter Jerry Guenther questioned what improvements are included in the Agrex project. County Highway Superintendent Richard Johnson responded that Agrex is planning to put in a new driveway further south of the current location and make a staging area inside the business for trucks to park so they would be off the County road. He stated that the County has committed to rebuilding the road along Agrex, probably with concrete.

Norfolk Daily News reporter Jerry Guenther questioned if the Lindsay Road was recently re-constructed. County Highway Superintendent Richard Johnson responded that the Lindsay Road was reconstructed, re-graded, new culverts and drainage structures were installed, and the road was built wider and graveled and then the road was reclaimed and a cold base mix was applied to the entire six miles. He stated that there is a good 8-inch base on the road and last year the south three miles were overlaid with a hot mix surface. He reported that the plan is to overlay the north three miles with a hot mix surface if funding is available.

Chairman Klein closed the public hearing at 9:58 A.M. After discussion, the following resolution was introduced:

RESOLUTION #2012-11

WHEREAS, pursuant to published legal notice, public hearing on the one year and six year Road Improvement Programs for Madison County was held, and

WHEREAS, Richard C. Johnson, Madison County Highway Superintendent has presented the one year and six year Road Programs, and

WHEREAS, said Road Programs, as presented, have been given due consideration,

NOW, THEREFORE, BE IT RESOLVED, that the one year Road Program and the six year Road Program, as presented, are hereby accepted.

Motion was made by McCallum and seconded by Griffith that the foregoing resolution be adopted. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, February 4, 2012 edition of The Norfolk Daily News, Chairman Klein opened a public hearing at 10:00 AM to receive public comments regarding a proposed amendment to the Zoning and Subdivision Regulations to clarify specific land uses. Planning and Zoning Administrator John Johnson explained that there has been some confusion about the interpretation of the regulations on manufacturing of fertilizer because some individuals consider it hazardous or flammable. He stated that the proposed regulations provide a separate category for fertilizer. He explained that the setback requirements of 1,320 feet will not change. He stated that the language of "commercial storage" was changed to "bulk storage". He stated that the bulk storage is defined in the regulations as storage to be used off-site. Mr. Johnson reported that if a farmer has bulk storage of fertilizer for his own use, it doesn't apply. He explained that the setback would not be measured from the property line. He stated that if someone purchased a 40 acre tract for a fertilizer manufacturing plant on it, the setback would be measured from the actual location of the fertilizer tanks. He reported that setback requirements for a fertilizer facility were a hot topic in Antelope County because the setback was one-half-mile. He reported that the industry and fire code for storage of fertilizer, particularly anhydrous, is a 300 feet setback. Mr. Johnson reported that he reported this information to the Planning Commission; however, the members were not comfortable with a 300 feet setback, so they kept it at 1,320 feet. He stated that Antelope County reduced its setback requirements from one-half mile to 300 feet; but, in his opinion, the basis for the change has a lot to do with the selected site. He stated that Pierce County is also considering reducing the setback to 300 feet.

No one appeared at the hearing to speak in support of or in opposition to the proposed amendments. Chairman Klein closed the hearing at 10:04 A.M. After discussion, the following resolution was introduced:

RESOLUTION #2012-12

A RESOLUTION AMENDING CERTAIN LANGUAGE IN THE MADISON COUNTY ZONING AND SUBDIVISION RESOLUTIONS UNDER THE AUTHORITY GRANTED BY SECTIONS 23-114.01 THROUGH 223-114.05 AND 23-165 OF THE REVISED STATUTES OF NEBRASKA, 1943.

WHEREAS, having received a recommendation for approval from the Madison County Joint Planning Commission and proper notice been given and public hearing held as provided by law.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby amends the Madison County Zoning and Subdivision Resolution by amending the following language into the Zoning Regulations, specifically by replacing Table 4 in Article 4, to the Section 402 AG1 - Intensive Agriculture and Section 403 AG2 - General Agriculture Districts and adding Table to Section 404 AT - Agricultural Transition District. The table is shown below.

Additions are in *Italics* and deletions are ~~Marked through~~.

Table 4: Setbacks for the below listed uses to dwellings and dwellings to the below listed uses

Shooting Ranges	1,320 ft.
Landfills (all types)	1,320 ft.
Race Tracks including horse race tracks, auto and motorcycle race tracks and courses, off road courses or tracks	2,640 ft.
Schools, colleges, trade schools, and/or athletic fields	1,320 ft.
Private Air Strips	2,640 ft.
<i>Bulk storage and/or manufacturing of fertilizer</i>	<i>1,320 ft.</i>
Commercial <i>Bulk storage of flammable products or fuel including propane, fertilizer, gasoline, diesel, etc.</i>	1,320 ft.
Commercial <i>Bulk storage of hazardous waste or hazardous products including manufacturing of such</i>	2,640 ft.

A duly advertised hearing was held by the Madison County Joint Planning Commission on January 19, 2012 and held by the Madison County Board of Commissioners on February 14, 2012 after a recommendation for approval by the said Joint Planning Commission.

NOW, THEREFORE, LET IT BE FURTHER RESOLVED, that this Resolution shall take effect and be in force no sooner than the 14th day of February, 2012.

Motion was made McCallum and seconded by Griffith that the foregoing resolution be adopted. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

Craig Jones, representative from D.A. Davidson Companies, met with the Board to discuss advanced refunding of the 2007 Highway allocation bonds. He presented handouts to the Board members and reported that a document from the Government Financial Officers Association website explained that advanced refunding of a bond issue is good refinancing if it achieves 3% to 5% present value savings. He reported that this statement is an independent and unbiased opinion not associated with D.A. Davidson & Companies.

Mr. Jones stated that he has two scenarios in terms of how the County can complete advanced refunding and save money. He reported that the County has approximately \$940,000 left to pay on the Highway Allocation bonds. He explained that the original issue was \$2 million. He reported that if the Advanced Refunding issue was closed on April 4, 2012, there would be \$9,849 of accrued interest to that point and accrued interest is required when closing an issue to make investors hold. He explained that the refinancing analysis includes expenses in the amount of \$18,450, which would include the cost of the issuance, legal fees, and the bank's fee for serving as a trustee. Mr. Jones reported that the current average interest rate for the Highway allocation bonds is 3.86% and he projected that the County could capture .967% in terms of interest rate by refinancing at the current time. He stated that the present value savings would be 6.34% and the Government Financial Officers Association recommends that this number should be between 3% and 5%. He summarized that the potential savings to the County is projected at \$59,274. Mr. Jones reported that the current bond issue fully matures in 2017, so the County could save over \$10,000 annually for the next five years if the Advanced Refunding is approved.

Mr. Jones explained that the second option is an accelerated analysis. He stated that in an accelerated analysis, instead of saving the money on a yearly basis, the savings would be applied to the principal in an attempt to save more money. He stated that the County would pay the same amount as if nothing was done, but the savings is applied to the principal. He explained that the bond issue is so short that it wouldn't save the County much more by paying down principal early because there are only five years left to pay on the bonds. He stated that if he has the choice of saving \$59,000 over the term of five years or \$58,000 with approximately \$11,000 savings annually, he would take the \$11,000 annual savings because the money is available sooner and the County could capitalize on using the money in some other way.

Mr. Jones presented a chart which showed interest rates over 20, 10, and 1 year maturities, which represents the history of the maturities over the last 10 years. He stated that maturities are at historic lows over the last 50 years. He stated that a bond issue with a 20 year maturity has an interest rate just under 3%, a 10 year bond issue has an interest rate of just over 1%, and 1 year bond issue has an interest rate of .30%.

Chairman Klein stated that the County Board would review the information presented. He explained that the County may be looking at issuing additional bonds. Mr. Jones responded that a lot of refinancing is being completed at this time because the interest rates are so low and when entities look at refinancing they also see the benefits of issuing additional bonds. He stated that the County Board would be required to adopt a resolution to recall the original bonds and also adopt a resolution to authorize the issuance of new bonds. He reported that when the County issued the original bonds, the fee charged to the County was 1.75% and he is proposing a fee of 1.6%.

Commissioner McCallum stated that, in his opinion, the County Board should talk to the company that originally issued the bonds before any decisions are made. Mr. Jones explained that what he is proposing is a little different than a regular refunding issue. He stated that every bond issue has a five year call on it which does not allow the issuing entity to readjust the issue for five year. He reported that the Highway Allocation bonds were issued in October 2007 so the County is not to the five-year call frame at this time. He stated that what he is proposing is Advanced Refunding which is allowed one time throughout the life of a bond issue if interest rates are such that the entity can take advance of advanced refunding.

Mr. Jones explained that with Advanced Refunding, the bond would be placed in escrow for a short period of time until the five year call period is up. He stated that when the five year call period is up then the Advanced Refunding bonds pay off the old bonds. He explained that when the Advanced Refunding bonds are issued the County immediately starts paying the lower interest rate. He stated that the County would be paying double interest during a short period of time until the first bond issue reaches the call period; however, this double interest was taken into account when the savings were calculated. Mr. Jones stated that the double interest is called negative arbitrage and the total amount is approximately \$4,200. He explained that if the County waited until the bonds were callable in October 2012, the double interest in the amount of \$4,200 could be saved, but the County risks increased interest rates by October.

County Highway Superintendent Richard Johnson questioned if the County is required to pledge highway allocation on the \$940,000 held in escrow. Mr. Jones responded that once Advanced Refunding bonds are issued, the original bond issue is considered nonexistent for legal purposes. He explained that the obligation of the County to pay off the original bonds would be satisfied by the issuance of the Advanced Refunding bonds and any security that was pledged for the original issue goes to the new bond issue.

No action was taken.

Larry Bockelman, Environmental Health Educator with Elkhorn Logan Valley Health Department (ELVPHD), met with the Board to discuss radon issues. He reported that ELVPHD provided radon kits to the County Extension Office, which are all gone and the grant funds are exhausted. He stated that ELVPHD encouraged individuals to test their homes for radon. He read a portion of a newspaper article about the Zessin family in Madison who had their home tested and it had a radon level of 23. He stated that a high radon level is typical for Madison County and a level of 4 is considered safe. He reported that friends of Zessin family had their homes tested and the radon levels were 28 and 35. Mr. Bockelman explained that the Zessin family hired a contractor to mitigate their home, and when the home was re-tested, the radon level was below 1. He reported that people can make a difference in their existing homes by mitigating the radon to allow the gas to escape through an active system outside the building, with the cost between \$1,800 and \$2,500.

Mr. Bockelman reported that a new grant is available to provide funding for radon resistant new construction. He stated that the program would not cost the County any money; however, he requested the Board to consider the proposal in the future. He explained that all that is required for radon resistant new construction is to entice the builders in the County to build in compliance with the code as outlined in Appendix F of the Building Code for Radon Control Methods. He presented a handout which illustrated how to install a radon system in a new home. He reported that radon systems in new homes work much better than systems installed in older homes and the cost in new home construction is between \$350 and \$500. Mr. Bockelman stated that radon comes from uranium and Nebraska has a lot of uranium, with Nebraska being No. 3 in the nation for the highest levels of radon. He reported that radon is the No. 2 cause of lung cancer.

Mr. Bockelman reported that the City of Norfolk has Appendix F in its building code for new home construction. He stated that the City of Battle Creek encourages the use of the Radon Control Methods, but does not have it in the city building code. He presented a chart showing a summary of radon test data collected in Madison County through December 2009, which reflected that 67% of homes tested in Madison County had radon levels over 4.

Commissioner McCallum questioned where radon gas comes from. Mr. Bockelman responded that radon gas is a by-product of uranium which is found in the sub-soil. He explained that uranium breaks down into four different elements, with one of them being radon. He stated that the radon gas is released through the floor and walls that are below ground level in homes. He explained that the radon mitigation in homes also reduces moisture from sub-ground levels, thus reducing high humidity and molds in basements. He stated that radon eventually dissipates out of homes through doors and windows; however, during the winter months radon doesn't escape easily when homes are closed up.

Mr. Bockelman stated that the next step is to go to the home builders and request them to implement Appendix F in their building specs. He encouraged the County Board to help out Elkhorn Valley Public Health Department to determine what could be done to help out Madison County residents with radon resistant new construction. He summarized that 1 in 15 homes in the United States have radon levels above 4 and in Nebraska 1 of 2 homes have radon levels above 4. He stated that there is special emphasis to look at radon issues in Nebraska.

Chairman Klein questioned what ELVPHD wants from the County Board and Mr. Bockelman requested the Board to discuss the issue among constituents before writing an ordinance. Chairman Klein responded that the County Board does not write ordinances and that this matter should be discussed with City Councils who have the ability to adopt ordinances. In addition, he explained that the County Board can say the program is nice, but that is as much as the Board could do. Mr. Bockelman requested the County Board to consider advising the cities that the County would like them to consider endorsing radon resistant new construction. Chairman Klein suggested that Mr. Bockelman meet with the Home Builders Association, who could then present the program to the City Councils. Mr. Bockelman responded that he has already discussed this program with Northeast Community College since they build one new home each year and the College is considering the program. He summarized that he wanted to present the information on radon issues so that County Board members are aware of the program.

No action was taken by the County Board.

County Highway Superintendent Richard Johnson reported that last week he discovered that the Nebraska Game and Parks is using Broken Bridge Road as a marked pedestrian and bicycle detour route during reconstruction of the Cowboy Trail bridge. He stated that he sent an email to the Nebraska Game and Park on Monday, February 13th, expressing that the detour poses a serious risk to pedestrians and bicyclists and that Madison County wants no part of the designated detour route. He explained that during the NEPA process, it was decided that a pedestrian detour should be provided while the trail was closed. He reported that the Nebraska Game and Parks Commission wanted an email from the County so they could go to the Federal Highway Administration to request a release from the NEPA requirements to provide a detour route.

Chairman Klein stated that the Broken Bridge Road is the most dangerous stretch of road in the County. He stated that he hates to see pedestrians or bicyclists use any portion of Broken Bridge Road from Battle Creek to Norfolk because there are no shoulders on the road.

No action was taken by the County Board.

The following claims were audited:

GENERAL FUND

Total Net Payroll		119,663.28
Albracht Disposal Service Inc.	Garbage Service, Courthouse	94.00
Albracht Disposal Service Inc.	Garbage Service, County Jail	77.50
American Family Life Assurance Company	Insurance Premiums	533.49
Ameritas Life Insurance Corporation	Employee Share Retirement	7,732.43
Ameritas Life Insurance Corporation	Employer Share Retirement	11,337.34
Ameritas Life Insurance Corporation	Insurance Premiums	360.64
Appeara	Mat Service, Courthouse	184.54
Aramark Correctional Services	Meals, County Jail	15,996.78
AS Central Finance	Telephone Service, Planning and Zoning	20.66
AS Central Finance	Telephone Service, Noxious Weed	20.66
AS Central Finance	Telephone Service, County Sheriff	262.29
AS Central Finance	Telephone Service, County Jail	441.71
AS Central Finance	Telephone Service, Veterans Service Office	50.98
Joel Austin	Witness Fees, County Court	72.64
Charles Balsiger	Legal Services, County Court	601.00
Ross Bartlett	Mileage, Juvenile Diversion	57.72
Ruth Becker	Jury Fees, District Court	51.65
Ron Behnke	Witness Fees, County Court	72.64
Michelle Berglund	Witness Fees, District Court	20.00
Black Hills Energy	Gas Service, Courthouse	540.91
Black Hills Energy	Gas Service, County Jail	589.32
Blue Cross Blue Shield of Nebraska	Insurance Premiums	936.52
Leslie Board	Jury Fees, District Court	51.65
Brady & Amy's Inc.	Fuel, Courthouse	45.00
Brady & Amy's Inc.	Fuel, County Sheriff	572.89
Brandl Electric	Services, Courthouse	878.92
Gregory Braun	Jury Fees, District Court	51.65
Joanie Brugger	Mileage, Victim Witness	148.74
Carney Law, P.C.	Legal Services, District Court	923.60
Sandra Carter	Jury Fees, District Court	51.65
Cedar County Sheriff's Office	Service Fees, County Court	6.00
Century Link	Telephone Services, Probation	209.72
CFMC	Services, Probation	158.00
Champs Inc.	Maintenance Contract, County Jail	2,166.00
Maria Izabel Chavez	Interpreting Services, County Sheriff	35.00
Maria Izabel Chavez	Interpreting Services, Law Enforcement	909.50
Checker Cab Co.	Travel Expense, Juvenile Diversion	15.30
City of Madison	Utilities, Courthouse	2,407.68
City of Madison	Utilities, County Jail	4,239.94
City of Norfolk	Utilities, Veterans' Service Office	32.66
Clerk of the Supreme Court	Court Costs, District Court	250.00
Colonial Life and Accident Insurance	Insurance Premiums	207.56
Complete Pest Elimination	Services, County Jail	125.00
Connecting Point	Repairs, County Assessor	45.00
Connecting Point	Repairs, Data Processing	38.00
Connecting Point	Services, Data Processing	11.25
Connecting Point	Equipment, Services, County Sheriff	613.00
Connecting Point	Software, Probation	218.00
Connecting Point	Internet Services, Veterans' Service Office	38.95
Connecting Point	Internet Services, Planning and Zoning	16.00
Connecting Point	Services, Courthouse	150.00
Connecting Point	Contract Services, Courthouse	1,872.85
Consolidated Management Company	Meals, County Sheriff	204.00
Constellation Newenergy Gas Division	Gas Service, Veterans' Service Office	123.51
Copycraft Printing	Uniforms, County Jail	178.58
Countermeasures Tactical Institute Inc.	Training, County Sheriff	1,000.00
Michaela Cox	Jury Fees, District Court	51.65
Credit Management Services	Garnish of Wages	134.04
Creighton University Medical Center	Autopsy Costs, Law Enforcement	222.07
Connie Dittberner	Witness Fees, District Court	20.00
Douglas County Court	Copies, Law Enforcement	9.75
Douglas County District Court	Copies, Law Enforcement	4.50
Douglas County Sheriff	Service Fees, Mental Health	18.59
Eakes Office Plus	Supplies, County Court	94.84
Eakes Office Plus	Supplies, County Sheriff	19.99
Eakes Office Plus	Supplies, County Attorney	242.66
Eakes Office Plus	Supplies, County Jail	102.15
Eakes Office Plus	Supplies, Probation	61.00
Joseph Eckert	Jury Fees, District Court	79.40
ECMC	Garnish of Wages	142.34
Egley, Fullner, Montag & Hockabout	Legal Services, District Court	1,189.20
Egley, Fullner, Montag & Hockabout	Legal Services, County Court	292.65
Electrical Engineering & Equipment Company	Supplies, Courthouse	1,854.10

Enviromaster	Supplies, County Jail	42.00
Victor Estrada	Witness Fees, District Court	20.00
Field's Hardware	Supplies, Courthouse	20.56
Field's Hardware	Supplies, County Jail	213.31
First Concord Benefits Group, L.L.C.	Deductible Buy Down, Flexible Benefit Plan	3,366.49
Sherri Fish	Jury Fees, District Court	36.11
Dennis Flege	Jury Fees, District Court	35.00
Floor Maintenance and Paper Supply	Supplies, Probation	166.69
Sara Forney	Jury Fees, District Court	51.65
Futureware Distributing Inc.	Equipment, Courthouse	723.00
Futureware Distributing Inc.	Equipment, Software, County Attorney	723.00
Gall's Inc.	Uniforms, County Jail	333.80
Gartner & Associates Company Inc.	Repairs, Courthouse	523.00
Catherine Gerber	Jury Fees, District Court	51.65
Gerhold Concrete Company Inc.	Supplies, Courthouse	34.86
Gordy's Towing & Repair	Repairs, County Sheriff	67.09
Jennifer Grashorn	Jury Fees, District Court	51.65
Gregory Greve	Jury Fees, District Court	71.08
Jerri Hackett	Jury Fees, District Court	51.65
Hayleigh Harrod-Sudbeck	Witness Fees, County Court	36.32
Jeffrey Hrouda	Legal Services, County Court	1,589.91
Nancy Jochum-Schramm	Court Reporting, Mental Health	50.00
John's Disposal	Garbage Service, Probation	42.00
Rhonda Jones	Jury Fees, District Court	51.65
Jimmy Jorgensen	Jury Fees, District Court	51.65
Robert Jurgens	Jury Fees, District Court	35.00
Richard Kaufman	Jury Fees, District Court	51.65
Kelly Supply Company	Tools, Courthouse	31.22
Knock-Out Specialties, Inc.	Supplies, County Sheriff	598.14
Linda Kollmar	Jury Fees, District Court	51.65
Dona Kratochvil	Repairs, County Jail	95.00
Lancaster County Sheriff	Service Fees, Mental Health	19.18
Linsali	Appraisal Services, Reappraisal	2,750.00
Louderback Drug	Prescriptions, County Jail	5,775.89
Madison County Clerk	Tax Deposit	40,247.88
Madison County District Court	Fees, District Court	1,409.00
Madison County Sheriff Inmate Fund	Supplies, County Jail	219.90
Madison County Sheriff	Fees, County Court	2,089.11
Madison County Sheriff	Fees, District Court	1,143.12
Madison County Sheriff	Fees, Mental Health	186.82
Madison National Life	Insurance Premiums	118.42
Madison Star Mail	Publication Costs, Courthouse	11.29
Christal McDonald	Court Reporting, Mental Health	100.00
Menards	Repairs, Noxious Weed	58.81
Microfilm Imaging Systems Inc.	Equipment Rental, County Clerk	45.00
Microfilm Imaging Systems Inc.	Supplies, Register of Deeds	43.20
Microfilm Imaging Systems Inc.	Equipment Rental, County Court	436.00
Microfilm Imaging Systems Inc.	Equipment Rental, County Surveyor	45.00
Midwest Asset Control	Garnish of Wages	4.91
Midwest Health Partners	Medical Services, County Jail	795.00
Midwest Office Automations	Copier Maintenance, Juvenile Diversion	324.00
Midwest Plumbing & Heating	Repairs, County Jail	293.26
Roger Miller	Jury Fees, District Court	57.20
MIPS Inc.	Computer Support, County Clerk	551.34
MIPS Inc.	Computer Support, County Treasurer	1,015.65
Morrissey Motor Company	Services, Reappraisal	401.52
Morrissey Motor Company	Repairs, County Sheriff	40.00
Mavis Munson	Jury Fees, District Court	51.65
NACO	Registrations, County Board	180.00
National Sheriff's Association	Dues, County Sheriff	50.00
Nationwide Retirement Solutions	Deferred Compensation	705.00
Nebraska Child Support Payment Center	Garnish of Wages	276.92
Nebraska Public Power District	Utilities, Probation	803.53
Troy Nelson	Jury Fees, District Court	51.65
Newman Grove Reporter	Publication Costs, Planning and Zoning	12.73
Klancy Nixon	Jury Fees, District Court	51.65
NMG LLC	Medical Services, County Jail	23.00
Norfolk Auto Center	Repairs, County Sheriff	41.17
Norfolk Daily News	Publications Costs, Courthouse	188.00
Norfolk Winair Company	Supplies, Courthouse	63.04
Northeast Nebraska Juvenile Services, Inc.	Board of Juveniles, Juvenile Detention	49,925.16
Ochsner Grain Company Inc.	Supplies, Courthouse	19.40
Wayne Ohnesorg	Jury Fees, District Court	51.65
Yolanda Olivares	Interpreting Services, Law Enforcement	442.00
Molly Papstein	Jury Fees, District Court	51.65
Michael Pendergast	Jury Fees, District Court	41.66
Robyn Peterson	Jury Fees, District Court	51.65

Pierce County Sheriff	Service Fees, District Court	21.51
Pizza Hut	Witness Meals, Law Enforcement	30.00
Pizza Hut	Jury Meals, District Court	100.95
Postmaster	Box Rent, County Attorney	100.00
Miranda Rawlings-Conteras	Jury Fees, District Court	35.00
Redwood Toxicology Lab	Drug Testing, Probation	199.50
Regency Family Dental Care, P.C.	Dental Services, County Jail	496.00
Reigle Implement Company Inc.	Repairs, Courthouse	31.17
Reserve Account	Postage, Courthouse	30,000.00
Reynoldson's Inc.	Fuel, Noxious Weed	155.44
Craig Rockwell	Jury Fees, District Court	51.65
Victor Rodriguez	Witness Fees, District Court	20.00
Sarpy County Court	Copies, Law Enforcement	5.50
Nancy Scheer	Mileage, Postage, County Clerk	57.16
Vernon Scheer	Jury Fees, District Court	42.77
Charles Schlomer	Jury Fees, District Court	51.65
Schroeder Land Surveying	Services, County Surveyor	1,088.00
Shopko	Supplies, Equipment, Planning and Zoning	114.63
Shopko	Supplies, Noxious Weed	48.66
Short Stop	Fuel, County Sheriff	230.35
Toni Skaff	Jury Fees, District Court	51.65
Kay Slocum	Jury Fees, District Court	51.65
Stratton, DeLay & Doele, P.C.	Legal Services, District Court	4,279.55
Stratton, DeLay & Doele, P.C.	Legal Services, County Court	769.68
Don Svitak	Supplies, Equipment, Noxious Weed	196.68
Judith Thaden	Jury Fees, District Court	51.65
Amanda Jo Theisen	Jury Fees, District Court	51.65
Michelle Thrasher	Jury Fees, District Court	51.65
Tilden Citizen/Meadow Grove News	Publication Costs, Planning and Zoning	15.50
Trane US Inc.	Maintenance Contract, Courthouse	883.30
US Cellular	Telephone Service, Law Enforcement	114.64
U Save Pharmacy	Prescriptions, County Jail	1.10
David Uher	Legal Services, County Court	804.95
William Ulrich	Jury Fees, District Court	51.65
US Bank Corporate Payment System	Fuel, Repairs, Equipment, County Sheriff	987.11
US Bank Corporate Payment System	Fuel, Postage, Training, Car Wash, Juvenile Diversion	110.26
Donna Uttecht	Jury Fees, District Court	51.65
Erika Velez	Witness Fees, District Court	20.00
Jasmine Velez	Witness Fees, District Court	20.00
Verizon Wireless	Telephone Services, Planning and Zoning	90.84
Verizon Wireless	Telephone Services, Juvenile Diversion	119.72
Verizon Wireless	Telephone Services, Noxious Weed	63.30
Geraleen Vesely	Jury Fees, District Court	51.65
Jennie Villalobos	Witness Fees, District Court	20.00
Walmart Community	Supplies, Reappraisal	37.46
Western Office Technologies	Supplies, County Clerk	39.79
Western Office Technologies	Supplies, County Treasurer	82.71
Western Office Technologies	Supplies, Copier Maintenance, County Assessor	18.59
Western Office Technologies	Supplies, Copier Maintenance, County Court	323.47
Western Office Technologies	Supplies, County Sheriff	16.89
Western Office Technologies	Supplies, Copier Maintenance, County Attorney	421.27
Dean Wichman	Jury Fees, District Court	57.20
Jim Widhalm	Snow Removal, Veterans' Service Office	5.00
Norma Wilber	Jury Fees, District Court	51.65
Janet Wolken	Jury Fees, District Court	47.21
Zippy Lube	Repairs, County Sheriff	108.95
Zodiac Properties, L.L.C.	Office Rent, Probation	7,876.67

ROAD/BRIDGE FUND

Total Net Payroll		26,476.89
Albracht Disposal Service Inc.	Garbage Service	20.00
American Family Life Assurance Company	Insurance Premiums	251.81
Ameritas Life Insurance Corporation	Employees Share Retirement	1,588.12
Ameritas Life Insurance Corporation	Employers Share Retirement	2,382.19
Ameritas Life Insurance Corporation	Insurance Premiums	98.42
Appeara	Towel Service	243.80
B's Enterprises Inc.	Signs, Blades	1,465.00
Bankfirst	Parts	20.09
Battle Creek Farmers Coop	Fuel	10,751.97
Battle Creek Municipal Light & Power	Utilities	187.80
Bauer Built Tire	Tires, Repairs	595.94
Black Hills Energy	Gas Service	234.61
Blue Cross Blue Shield of Nebraska	Insurance Premiums	67.09
Brady & Amy's Inc.	Fuel	718.31
City of Madison	Utilities	650.89

City of Newman Grove	Utilities	33.00
Colonial Life and Accident Insurance	Insurance Premiums	121.80
Consolidated Fleet Services Inc.	Parts	590.00
Eastern Nebraska Telephone	Telephone Services	94.55
Electrical Engineering & Equipment Company	Parts	6.99
Field's Hardware	Shop Supplies	94.38
Filter Care of Nebraska	Services	20.40
First Concord Benefits Group	Deductible Buy Down, Flexible Benefit Plan	1,770.96
Green Line Equipment	Parts, Equipment Rental	22,045.08
John Hrabanek	Commercial Drivers License	57.50
Kelly Supply Company	Parts	43.11
LDI Chemical Sales Inc.	Shop Supplies	140.91
M & M Farm Supply	Tools, Supplies	91.36
Madison County Clerk	Tax Deposit	8,679.32
Madison National Life	Insurance Premiums	31.19
Matheson Tri-Gas Inc.	Shop Supplies	207.72
Mead Lumber and Rental	Shop Supplies	5.78
Meisinger Oil Company	Fuel	9,998.66
Menards	Shop Supplies	124.68
Nebraska Child Support Payment Center	Garnish of Wages	218.24
Nebraska Public Power District	Utilities	237.93
Nebraska Truck & Equipment Company Inc.	Parts	37.00
NMC Exchange LLC	Parts	325.18
Norfolk Auto Center	Parts	749.41
Norfolk Auto Supply	Parts	530.89
Norfolk Iron & Metal Company	Bridge Materials	3,522.24
Norfolk NAPA	Parts	233.77
Northeast Machine & Manufacturing Inc.	Parts	17.71
Power Station	Equipment	2,814.92
Red Bud Hardware Inc.	Shop Supplies	21.53
Reigle Implement Company Inc.	Repairs	104.32
Scheer's Ace Hardware	Shop Supplies	232.02
Seals and Service Inc.	Repairs	2,631.26
Telebeep Wireless	Pager Services	141.96
The Pit Stop	Fuel	625.63
Truck Center of Norfolk	Parts	100.75
USA Communications	Internet Services	36.94
Vic's Engine Service Inc.	Repairs	28.98
Weldon Parts Inc.	Parts	137.36
Western Office Technologies	Supplies	52.47
White Star Oil Company	Fuel	186.90

911 EMERGENCY FUND

Eastern Nebraska Telephone	Telephone Service	127.86
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LAW ENFORCEMENT OPERATING FUND

Davis Distributors Inc.	Supplies	350.40
Madison County Sheriff	Supplies	311.61

DRUG COURT FUND

Janessa Finley	Supplies	28.21
Redwood Toxicology Lab	Drug Testing	337.80
Verizon Wireless	Internet Services	60.07

Motion was made by Griffith and seconded by McCallum to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, McCallum, Griffith, and Klein. Nays, none. Motion carried.

The Board adjourned at 10:40 A.M. to Tuesday, January 28, 2012 at 9:30 A.M.

County Clerk

Chairman