

BOARD OF EQUALIZATION

Madison, Nebraska

February 15, 2011

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

Advance notice of meeting was published in the Thursday, February 10, 2011 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 and Lee Klein, County Assessor Jeff Hackerott, and County Clerk Nancy Scheer. County Treasurer Donna Primrose was present from 9:00 A.M. to 9:05 A.M. Absent, Commissioner Rick Uhlir.

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

Motion made by Klein and seconded by McCallum to approve the minutes of the January 19, 2011 meeting. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

Chairman McCallum opened a public hearing at 9:02 A.M. to receive testimony regarding the following motor vehicle exemption applications:

Community Bible Church, 401 East Park Avenue, Norfolk	1992 Ford Eldorado, 1995 Chevrolet Van
Goldenrod Hills Community Action, PO Box 280, Wisner	1999 Plymouth Voyager, 1997 Chevrolet Lumina
Missionary Benedictine Sisters, 300 North 18th Street, Norfolk	1996 Chevrolet Lumina, 2008 Chevrolet Malibu,
2010 Ford Fusion, 2008 Ford Escape, 2002 Chevrolet Impala, 2001 Dodge Caravan (2), 2001 Chevrolet Impala, 1997 Ford Windstar, 1996 Dodge Grand Caravan, 1989 Chevrolet Truck	
Norfolk Catholic Schools, 2300 Madison Avenue, Norfolk	2006 International Bus, 1991 International Bus, 1994
Trailer, 2005 Chevrolet Truck, 2003 Chevrolet Astro, 2005 Chevrolet Astro, 2002 Dodge Grand Caravan (2), 1994 GMC Safari	
Orphan Grain Train, Inc. 601 West Phillip Avenue, Norfolk	2006 Shopmade Trailer, 2001 Cargomate Trailer,
2008 Chevrolet Impala Sedan, 1973 Polar Tank Trailer, 1976 Great Dane Semi Trailer, 1979 STE Tank Trailer, 1983 Merrit Cattle Trailer, 1986 Reefer Utility Trailer, 1987 Ford Cutaway Van, 1988 Ford Van Truck, 1989 Corn Grain Trailer, 1989 Ford Truck, 1992 Strick Van Trailer, 1993 Ford Pickup, 1993 Great Dane Semi Trailer, 1997 United Box Trailer, 1998 Cargomate Utility Trailer, 1999 D & K Gooseneck Trailer, 1999 Excel Fifth Wheel Trailer, 2002 Cargomate Utility Trailer (2) 2003 Cargomate Utility Trailer, 2005 H & H Trailer, 2005 Dodge Quad Cab, 2006 S & W Gooseneck Trailer (2), 2007 S & W Utility Trailer (6), 2008 Hammar Container Chassis	
Our Savior Lutheran Church, 2500 Norfolk Avenue, Norfolk	1997 Ford Bus

No one appeared at the hearing to offer verbal testimony. Chairman McCallum closed the hearing at 9:04 A.M.

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

County Assessor Jeff Hackerott submitted the following tax list corrections:

- #2654: Robert and Helen Herrick, 1011 South 5th Street, Norfolk
Addition to the tax rolls in the amount of \$480.82 for correction to the 2009 real estate taxes due to receipt of a letter from the Nebraska Department of Revenue reducing the 2009 homestead exemption from 100% to 70%
- #2655: Eric R. Benson IV, 104 East Herman Street, Battle Creek
Addition to the tax rolls in the amount of \$1,654.28 for correction to the 2010 real estate taxes due to the sale of the property resulting in the tax exempt property being added to the tax rolls
- #2656: Katie Bowens, 714 South 11th Street, Norfolk
Addition to the tax rolls in the amount of \$104.30 for correction to the 2010 real estate taxes due to the sale of the property on July 16, 2010 resulting in the tax exempt property being added to the tax rolls
- #2657: D E Network, Inc., P.O. Box 549, Norfolk
Addition to the tax rolls in the amount of \$67.36 for correction to the 2010 personal property taxes for acceleration of taxes due to the sale of the business
- #2658: Martin Lenzen, 1615 South 4th Street, Norfolk
Deduction from the tax rolls in the amount of \$121.32 for correction to the 2010 personal property taxes due to the removal of equipment from the depreciation schedule
- #2659: Wolverton Insurance, 700 West Omaha Avenue, Suite A, Norfolk
Addition to the tax rolls in the amount of \$17.08 for correction to the 2010 personal property taxes for acceleration of taxes due to the sale of the business
- #2660: LTC Properties, Inc., dba Assisted Living Concepts, Inc., W140 N8981 Lilly Road, Menomonee Falls, WI 53051
Deduction from the tax rolls in the amount of \$10,135.00 for correction to the 2009 real estate taxes due to reduction of the 2009 property valuation by the Tax Equalization and Review Commission
- #2661: LTC Properties, Inc., dba Assisted Living Concepts, Inc., W140 N8981 Lilly Road, Menomonee Falls, WI 53051
Deduction from the tax rolls in the amount of \$10,565.76 for correction to the 2010 real estate taxes due to reduction of the 2010 property valuation by the Tax Equalization and Review Commission
- #2662: Westside Plaza, LLC, 16910 Frances Street, Omaha, NE 68130
Deduction from the tax rolls in the amount of \$3,570.70 for correction to the 2009 real estate taxes due to reduction of the 2009 property valuation by the Tax Equalization and Review Commission

After discussion, it was moved by Klein and seconded by McCallum to approve the tax list corrections as submitted. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

The Board of Equalization adjourned at 9:12 A.M.

County Clerk

Chairman

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

February 15, 2011

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 10, 2011 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 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 and Lee Klein, County Clerk Nancy Scheer, Planning and Zoning Administrator John Johnson, and Norfolk Daily News reporter Jerry Guenther. Absent, Commissioner Rick Uhlir. County Highway Superintendent Richard Johnson joined the meeting at 9:35 A.M. and WJAG news reporter Jim Curry joined the meeting at 10:00 A.M.

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

- 1) Approval of minutes of the February 1, 2011 meeting
- 2) Authorization to advertise for bids for a self powered cold planer for Road District #3 and set the bid date for March 15, 2011
- 3) Approval of Homer D. King's Lot Split located in NE1/4 SE ¼ Section 15-22-4
- 4) Authorization for County Board Chairman to execute a settlement agreement with Masterfile Corporation in the amount of \$2,010.00 for copyright infringement.
- 5) Authorization for County Board Chairman to execute a purchase agreement in the amount of \$25,000 for the acquisition of property located in Meadow Grove
- 6)

RESOLUTION #2011-4

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	\$405,000.00	Union Bank & Trust Company
Dated 02/11/2009	Maturity 02/11/2011	Lincoln, Nebraska
Rate 1.700%	Cusip 3133XT3B0	Receipt No. 5538
FEDERAL HOME LOAN BANK	\$595,000.00	Union Bank & Trust Company
Dated 02/11/2009	Maturity 02/11/2011	Lincoln, Nebraska
Rate 1.625%	Cusip 3133XSZX9	Receipt No. 5539

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

FEDERAL HOME LOAN BANK	\$1,000,000.00	Union Bank & Trust Company
Rate 1.000%	Maturity 12/09/2013	Lincoln, Nebraska
Receipt Date: 12/09/2010	Cusip 313371TR7	Receipt No. 5766

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

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

Board members reviewed proposals submitted for reorganization of the County Weed Control Program. Chairman Klein reported that a proposal with three options was prepared by Planning and Zoning Administrator John Johnson. He reported that option one is to maintain a full-time Weed Superintendent with current duties. He explained that option two is to have a full-time Weed Superintendent with additional duties that would consist of Weed Superintendent 40% of the time, Building Inspector 40% of the time, and duties of a G.I.S. Technician and Federal Aid Responsible Charge person 20% of the time. He explained that the job duties would not be exactly the percentages set forth on the proposal, but would depend upon the weather and various work to be completed. He also explained that a third option is to have a seasonal Weed Superintendent.

Commissioner McCallum concurred that the duties under the option for multiple jobs should be divided as needed to accomplish all the work. Planning and Zoning Administrator John Johnson stated that the job functions with the corresponding percentages were designed to give applicants an idea of the work structure. Chairman McCallum questioned where the office would be maintained and Chairman Klein responded that the office would be located in the Planning and Zoning building. Commissioner McCallum concurred that the technology should be centralized in the Planning and Zoning building. Chairman Klein stated that placing the Weed Superintendent's office in the same building as the Planning and Zoning Department will eliminate the internet access and telephone line in the Weed District building. He explained that the county won't be able to eliminate the dumpster or electric service for the Weed District building because chemicals and equipment will be stored there. He reported that two more weeds were added to the Noxious Weed list.

Commissioner McCallum questioned if the specific details regarding wages and benefits have been decided and Chairman Klein responded that this has not been determined. He explained that the proposal submitted by C.J. Rudnick did not include a reduction in wages, but a request for reimbursement of health insurance benefits for a personally owned plan instead of participating in the county health insurance coverage. Chairman Klein stated that the county does not have a program to reimburse an employee for a personally owned health insurance plan.

Chairman Klein stated that Mr. Rudnick's proposal includes a reduction of expenses for the current fiscal year by 25%; however, this is based on a large inventory of chemicals because the weed department did not spray when they had the episode with NIRMA insurance company regarding coverage for the new pickup. Chairman Klein stated that, in his opinion, Planning and Zoning Administrator John Johnson has submitted a proposal that would be better and that Mr. Rudnick would be eligible to apply for the position. He explained that if the County Board approves Mr. Johnson's proposal, his intention is to have Planning and Zoning Administrator John Johnson complete the preliminary interviews and selection of applicants for final interviews by Planning and Zoning Administrator John Johnson, County Highway Superintendent Richard Johnson, and Commissioner McCallum.

Commissioner McCallum stated that the county must create a program that provides supervision for the Weed Superintendent. He asked if John Johnson agreed to supervise the person who is hired for the new position and Planning and Zoning Administrator John Johnson responded that he would supervise the individual hired for the position. Planning and Zoning Administrator John Johnson stated that it would be ideal if the person hired for the position was already licensed as a pesticide applicator. Commissioner McCallum questioned if John Johnson would be willing to obtain a pesticide applicator's license and Planning and Zoning Administrator John Johnson said that he would get the license if the county desired.

Chairman Klein reported that Dick Boschult, area supervisor for the Nebraska Department of Agriculture Noxious Weed program, who met with the County Board in December, has met several times with John Johnson and assisted with components for a good weed control program. He stated that all the paperwork was completed for the annual weed program reports, even though all the files were erased from the computer in the Weed District office, and can't be retrieved. Commissioner McCallum questioned why the files were wiped from the Weed District computer and Chairman Klein responded that no one has any idea who removed the files or why.

Commissioner McCallum stated that if Planning and Zoning Administrator John Johnson is willing to take the responsibility to supervise the new Weed Superintendent/Building Inspector then he should have a pesticide applicator's license so in case there are any problems, he is in a position to know what needs to be done and also knows every aspect of the weed control program. In addition, he stated that it would not be a good situation to have John Johnson supervising an employee who has a pesticide applicator's license when he isn't licensed. Planning and Zoning Administrator John Johnson responded that he plans to complete all the training required for a Weed Superintendent and he agreed that he would need to know the requirements to administer the weed control program.

After discussion, it was moved by McCallum and seconded by Klein to approve a proposal for restructuring the office of County Weed Superintendent in accordance with the plan submitted by Planning and Zoning Administrator Johnson with a combination of duties, including Weed Superintendent, Building Inspector, Responsible Charge, and GIS technician. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

Motion was made by McCallum and seconded by Klein to direct the County Board Chairman to execute a letter to Cecil J. Rudnick advising that the Weed Superintendent position has been eliminated, his position with the county has been terminated immediately, and inviting him to apply for the newly created position. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

Chairman Klein directed Planning and Zoning Administrator John Johnson to complete the preliminary screening of applicants for the Weed Superintendent/Building Inspector position for final interview by Planning and Zoning Administrator John Johnson, County Highway Superintendent Richard Johnson, and Commissioner McCallum. Chairman Klein also directed Planning and Zoning Administrator John Johnson to advertise for the Weed Superintendent/Building Inspector position.

Pursuant to published legal notice in the Friday, February 4, 2011 edition of The Norfolk Daily News, Chairman McCallum opened a public hearing at 10:02 A.M. to receive citizens' comments on the road construction program for 2011 and the six-year road improvement plan. Four citizens and two members 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 explained that if the county had \$5 million available, all the projects could be accomplished, but since this is not an option, the county must prioritize the projects. He presented a map and explained the various road districts in the county.

Mr. Johnson reported that one year plans for Road District #1 include 10 projects, including 7 structures which are replacing deficient bridges with either another bridge, box culvert, or multiple culverts. He explained that the main projects are the Wiese bridge replacement that was damaged during the 2010 flood, which will be paid 75% with FEMA funds. He explained that the other high priority projects are the Schulz bridge located northwest of Enola, which will be three 8 foot culverts, and Project C-59-796, Reigle bridge, which will also be three culverts. He reported that District #1 has most of the remaining timber structures in the county and all the bridges being replaced are currently timber. He explained that he recently completed the bridge inspections for the county and 34 of the 40 timber bridges in the county are located in Road District #1, with Road District #3 having 5 timber bridges and Road District #2 having one timber bridge. Mr. Johnson reported that the District #1 six year plan includes 11 projects and an overlay of the Lindsay Road. He explained that District #1 has spent a considerable amount of time converting six miles of the Lindsay Road to asphalt, reclaiming the road to put in a substantial base, and now the road is ready for overlay. He reported that the other projects in the six year plan are one or two mile segments of road that need to be graded and re-graveled.

Mr. Johnson reported that plans for Road District #2 include Projects C-59-534 and C-59-797. He explained that Project C-59-534 is the Northeast Industrial Highway, which will connect Highway 35 to Highway 81 approximately one-half mile north of Eisenhower Avenue. He reported that Project C-59-797 is the completion of the Ethanol Road to tie into Northeast Industrial Highway. He reported that District #2 has many miles of asphalt roads and most of their efforts are spent on overlaying existing asphalt roads since many of these asphalt roads are only two to three inches thick, which is not satisfactory with today's vehicle weights. He stated that the one year plan includes overlay projects on South 1st Street, the Bottom Road, and North 1st Street. Mr. Johnson explained that the one year plan has 9 projects, including three structures on Northeast Industrial Highway and one box culvert project located northwest of Norfolk. He reported that the one year plan includes approximately 10 miles of road work and the six year plan has 10 projects, including replacement of a truss bridge located southeast of Norfolk, replacement of another small bridge, and 14 miles of asphalt overlay.

Mr. Johnson reported that plans for Road District #3 include 15 projects in the one year plan, including approximately 9 miles of road work and 4 new structures which will replace deficient bridges. He explained that the one year plan also includes several miles of asphalt overlay between Meadow Grove and Tilden and two miles of asphalt overlay on the Meadow Grove road. He reported that the six year plan includes 9 projects, with 17 miles of road work and 4 new structures.

Meadow Grove Village Board member Jack Warrick questioned if improvements to 539th Avenue are included in the six year plan. County Highway Superintendent Richard Johnson responded that the one year plan includes two miles of overlay approximately 9 miles south of Meadow Grove. He stated that throughout the past several years, Road District #3 tried to overlay two miles of the Meadow Grove Road, based upon available funds and which miles are in the worst condition. Chairman Klein stated that four miles of overlay have been completed, almost to the north end of the Meadow Grove Road. He explained that several miles of asphalt road between the Meadow Grove Road and Highway 45 were ground up, and depending upon how well the bases hold will determine what road work should be completed. He reported that the fiscal year ends on June 30th and he tries to contract for asphalt overlays based upon available funds. He explained that this plan was implemented before he became Commissioner and it has worked very well.

Commissioner McCallum explained that he has the option to replace structures or make road improvements. He stated that he plans to try to keep the roads open by replacing structures; however, if state aid is reduced, the plans for District #1 may need to change. He explained that if he has a road that needs to be raised, but has been that way for 10 years, and a bridge replacement is required on another road, then he would repair the bridge and delay improvements to the road. He reported that some counties in Iowa are turning asphalt roads back to gravel surface. He stated that this may happen in Madison County if funds are not available.

Meadow Grove Village Board member Jack Warrick questioned where the county obtains black gravel and Commissioner McCallum responded that the black gravel is actually asphalt millings obtained from the Nebraska Department of Roads. He stated that he was fortunate to obtain a lot of asphalt millings during the past five years; however, the millings are now being reheated and used again.

County Highway Superintendent Richard Johnson reported that future funding will depend upon Legislative decisions. He reported that a bill passed on first reading which is federal aid buyback option that would provide for federal aid to come directly to the counties instead of going to the federal and state governments. He explained that the state will take a percentage of the funds, maybe up to 40%. Commissioner McCallum reported that state aid to counties will no longer be available.

Meadow Grove Village Board member Glen Leffers questioned if there are any plans to restrict the weight on the Meadow Grove Road with the traffic increase to Cargill and the soon to be constructed ADM elevator. County Highway Superintendent Richard Johnson responded that the county will probably not restrict the weight because if there is no way to enforce the weight limits it doesn't do any good. He stated that the county has to provide access for the local producers to transport grain; however, if out-of-county trucks are hauling grain, he hopes they would stay on the highways instead of using local asphalt roads. Commissioner McCallum stated that there will also be problems with detours when maintenance occurs on the state highways.

County Attorney Joseph Smith joined the meeting at 10:18 A.M.

Meadow Grove Village Board member Jack Warrick stated that the Meadow Grove Village Board would like one-half mile put on the six year plan for future improvements. County Highway Superintendent Richard Johnson asked County Attorney Joseph Smith if the county could provide road improvements within the corporate limits of a city or village. County Attorney Joseph Smith responded that he wrote an opinion regarding this issue advising that road work should be completed with an interlocal agreement between the entities involved. Commissioner McCallum stated that if the Village of Meadow Grove wants to pay for the cost of improvements, the county could consider doing the work if time and manpower is available. County Attorney Joseph Smith stated that the issue of making road improvements within the corporate limits could be discussed again by the Board of Commissioners. He confirmed that the half-mile of road within the Village of Meadow Grove is in poor condition. Commissioner McCallum stated that if the county starts interlocal agreements with the Village of Meadow Grove, then every community will want to complete road work within its corporation limits making it difficult for the county to choose which projects to complete. Meadow Grove Village Board member Jack Warrick responded that the cities of Battle Creek and Tilden have state highways that go through their communities and the Nebraska Department of Roads takes care of maintenance. Commissioner McCallum questioned if the road through Meadow Grove is a county road and County Highway Superintendent Richard Johnson responded that the county road stops at the north and south city limits. Commissioner McCallum agreed that when a county road butts up to a city, the county responsibility stops at the city limit boundaries. County Highway Superintendent Richard Johnson concurred with this statement.

Meadow Grove Village Board member Jack Warrick stated that the Village of Meadow Grove may be able to assist with a portion of the costs if the county could make the improvements. He explained that a lot of trucks use the road through the Village of Meadow Grove.

Norfolk Daily News reporter Jerry Guenther questioned how many miles were included in the Northeast Industrial Highway project. County Highway Superintendent Richard Johnson responded that Northeast Industrial Highway is approximately 4.3 miles from Highway 81 to Highway 35 and that 3 miles are located in Madison County. He explained that the portion of the Ethanol Road that is not completed is approximately .6 of a mile. He reported that Phase I of Northeast Industrial Highway is located in Stanton County and the project will start this spring. He stated that the Ethanol Road is located in Madison County and will be the first project completed in Madison County. He explained that Phase III, which includes the viaduct, will begin in late summer or early fall. He reported that the plan is to complete the grading for the viaduct in the fall of 2011 so it can settle over the winter months. Chairman Klein clarified that Phase I is a joint project between Stanton County, Madison County, and the City of Norfolk. County Highway Superintendent Richard Johnson reported that the county has agreements with the City of Norfolk, Stanton County, Nucor, and the Madison County Railroad Transportation Safety District for commitments of \$10 million of the estimated \$12 million cost for the entire project. Chairman Klein stated that the county is hopeful that the portion of the project from 1st Street east can be completed during the next couple years, but the project from 1st Street to Highway 81 is scheduled for the future. He stated that this is a great time to complete this project because construction companies are very competitive for projects.

Chairman Klein closed the public hearing at 10:24 A.M. After discussion, the following resolution was introduced:

RESOLUTION #2011-5

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 Klein that the foregoing resolution be adopted. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, February 5, 2011 edition of The Norfolk Daily News, Chairman Klein opened a public hearing at 10:25 A.M. to receive comments regarding a proposed amendment to the Madison County Zoning and Subdivision Regulations to clarify language for the Agricultural Use and Industrial Use categories of the Land Use Matrix.

Planning and Zoning Administrator John Johnson explained that there are areas in the county regulations that are unclear and open to interpretation by the Zoning Administrator or Planning Commission, particularly with regard to grain elevators. He stated that the proposed amendment changes several categories of the Land Use Matrix, which is a guide for issuing building permits and conditional use permits. He explained that the two grain elevators who applied for conditional use permits are located on property zoned as agriculture and Agrex is located in an industrial zone so it only needs a building permit to start construction of a new grain bin.

No citizens spoke in favor of or in opposition to the proposed amendment to the Madison County Zoning and Subdivision Regulations. Chairman Klein closed the hearing at 10:27 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2011-6

A RESOLUTION AMENDING BY REFERENCE 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 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 by reference the Land Use Matrix section as Amended of the Madison County Zoning and Subdivision Resolution.

A duly advertised hearing has been held by the Madison County Planning Commission and the Madison County Board of Commissioners after a recommendation by the said Planning Commission.

NOW, THEREFORE, LET IT BE FURTHER RESOLVED, that this Resolution shall take effect and be in force no sooner than the 15th day of February, 2011.

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

Pursuant to published legal notice in the Saturday, February 5, 2011 edition of The Norfolk Daily News, Chairman Klein opened a public hearing at 10:30 A.M. to receive comments regarding a conditional use permit application of Archer Daniels Midland Company to construct and operate a grain storage facility on property located in Section 36-22-4. ADM regional manager Don Brunsing, and ADM representative Michael Means were in attendance.

Planning and Zoning Administrator John Johnson reported that Madison County has a Joint Planning Commission which serves both the county and the City of Newman Grove. He stated that the City of Newman Grove is trying to complete skip annexation to bring the subject parcel into the corporate limits of the City of Newman Grove. He stated that if the conditional use permit is approved by the Board of Commissioners and the skip annexation becomes effective, ADM will be required to appear before the Newman Grove City Council, but not before the Joint Planning Commission because the Planning Commission made a recommendation to the County Board and also to any other governmental unit that may have jurisdiction. He explained that if the annexation by the City of Newman Grove doesn't get approved, ADM could start construction.

Commissioner McCallum questioned why the City of Newman Grove would have jurisdiction ten miles outside the city limits. Chairman Klein responded that a bill was approved by the Legislature years ago so that tax increment financing could be used to construct ethanol plants. Planning and Zoning Administrator John Johnson stated that this legislative bill applies only to second class cities and villages, so the City of Norfolk does not qualify.

Planning and Zoning Administrator John Johnson read the facts and the proposed stipulations of the conditional use permit. He reported that the application was unanimously approved by the Joint Planning Commission.

Meadow Grove Village Board member Jack Warrick stated that the people that he represents feel that if the City of Newman Grove wants to have a facility of this type it should be located in Newman Grove. He stated that, in his opinion, the skip annexation is not wise because it impacts the roads and highway system in a large area and if the area has the impact, the tax funds from the facility should be available to pay for the roads affected by the facility. He stated that for 15 years the county and other governmental entities won't get any tax funds from ADM and that ADM is not an ethanol plant, but a grain elevator. Mr. Warrick stated that none of the elevators in Madison County, including the grain elevator that he formerly owned, were built with tax increment financing. He questioned why ADM would qualify for tax increment financing. County Highway Superintendent Richard Johnson responded that, as he understands the law, tax increment financing can only be used for demolition of the site and for infrastructure, such as roads, but the funds couldn't be used to construct the elevator. Planning and Zoning Administrator John Johnson clarified that when Dave Simonsen explained tax increment financing to the Planning Commission, he stated that the funds could be used for any part of the structure construction. Planning and Zoning Administrator John Johnson, County Highway Superintendent Richard Johnson, Chairman Klein, and Commissioner McCallum stated that they were not aware that tax increment financing funds could be used to construct the grain elevator. Meadow Grove Village Board member Jack Warrick stated that he thought the tax increment financing funds could only be used for infrastructure costs. He questioned what the entire project would cost.

ADM regional manager Don Brunsing stated that ADM is still working with the Nebraska Department of Roads to piece together all the components of the project. He stated that tax increment financing funds are for 15 years and if the grain elevator is constructed, the facility and jobs will last longer than 15 years. He asked the Board members to look outside the box. He stated that everyone is held up on the tax increment financing and where the money will be spent, but the investment extends more than 15 years. Mr. Brunsing stated that as far as the road issues, they are working with the Nebraska Department of Roads who will tell ADM what can and can't be done in terms of turn lanes and right-of-ways. He stated that ADM has to work with the Nebraska Department of Roads and each party must determine what they want and then come to a compromise.

Commissioner McCallum stated that the county won't lose any taxes on the actual property because the taxes would stay the same, but taxes wouldn't be paid on the structure for 15 years. Don Brunsing stated that as a company, an investment is made for more than 15 years. He stated that it is important for areas to bring in something of the nature of the ADM elevator for years to come. ADM representative Michael Means explained that when ADM looks at projects, a budget is developed and the payback on the investment is analyzed. He stated that if the business model is not a good investment, the money doesn't get spent, and the project doesn't happen. He reported that there are a lot of additions that went into this project due to the additional road work required in comparison to other sites where ADM constructed an elevator.

Meadow Grove Village Board member Jack Warrick questioned if ADM was promised tax increment financing if the plant was built in Madison County and Don Brunsing responded that no tax increment financing was promised. Planning and Zoning Administrator John Johnson explained that he informed the ADM representatives he was working with that a different part of the company was trying to obtain tax increment financing since they were unaware that tax increment financing was available. Don Brunsing clarified that, due to the size of the company, it is difficult for all personnel within the company to be aware of all project aspects.

Don Brunsing stated that as far as the Meadow Grove Road, there are trucks using the road now and he feels that the traffic will change some, but he can't see that it will be drastic. He stated that requesting ADM to redo the road because they are constructing an elevator along the road isn't adequate at this point. Commissioner McCallum stated that, in his opinion, the traffic won't increase much because the grain is going by that location regardless if it stops at ADM or goes on to another elevator. Don Brunsing stated that deterioration of the road has been happening over time. Commissioner McCallum stated that his opinion of tax increment financing is that if there are enough job positions at the company and the employees construct new houses, there will be an increased tax base from the new houses. He explained that there was a payback in Norfolk when HyVee cleaned up an entire area to construct a new store. He stated that if tax increment financing is handled properly, there is a payback. He stated that if ADM increases jobs and the durability of the road in front of the grain elevator, there would be a payback. Michael Means stated that he is involved in many communities and ADM takes pride in being involved and giving back to the community.

Meadow Grove Village Board member Glen Leffers questioned where the tax money goes for 15 years and if the county benefits from it. County Highway Superintendent Richard Johnson responded that the taxing entities receive whatever taxes are currently being paid on the land and the difference in the property tax due to the increased valuation is used to pay off the infrastructure and some of the construction costs. Chairman Klein stated that there wouldn't be enough taxes collected to pay for the entire cost of construction. Glen Leffers questioned if the county could afford to give ADM a tax reduction and still maintain the road. County Highway Superintendent Richard Johnson explained that one of the stipulations of the conditional use permit is to require ADM to improve 539th Avenue in front of the elevator as part of the project so the county shouldn't suffer a significant loss of infrastructure if the road is built correctly.

Glen Leffers stated that ADM may be correct on their point of no traffic increase; however, in his opinion, there will be somewhat of an increase in traffic. He stated that the main reason that the road gets used is because people can drive into the fields and there are no scales between Meadow Grove and Highway 32. He stated that the Meadow Grove Road won't last 15 years and may not even last two years. He explained that he lives 100 feet off of the Meadow Grove Road and between 7:30 AM and Noon one day he counted 18 loaded trucks going south. He stated that the county needs to look into the future and if the traffic keeps going through the Village of Meadow Grove the one-half mile of sewer line located directly under the road may be damaged since some of the lines are over 100 years old. He stated that the county and village need to look into the future on how all the infrastructure needs will be financed. He questioned what will happen to the road if the tax increment funds go towards improvements of infrastructure at the site. Chairman Klein stated that probably the only change that has been seen in grain production is that the yield trend has been going up. He stated that grain moves in every direction going to the Plainview ethanol plant, the Norfolk ethanol plant, Agrex, Cargill in Albion, ADM in Columbus, local elevators, and to feed yards. He stated that all the grain needs a destination and even though the ADM elevator may increase traffic, the trucks already go back and forth on the Meadow Grove road. He stated that he understands the overload issue, but that is not a division controlled by the county. He stated that the State can put portable scales out, which is currently being done for grain hauled to Agrex.

Don Brunsing stated that ADM can't control the weight of the trucks coming into the elevator, but the company can control the weight of trucks going out. He explained that there won't be trucks leaving the ADM facility that are overweight. Chairman Klein stated that many truck drivers have indicators on their trailers because they don't like overload fines and many drivers can tell you within about 30 bushels what is loaded on their trucks.

Glen Leffers stated that another aspect that has changed is the fact that years ago farmers hauled their grain to the elevators in a two month period during harvest and now grain gets hauled 365 days a year and in the spring when the frost goes out of the ground the roads don't stand up well to fully loaded trucks. Chairman Klein stated that one nice thing about living in an agricultural area, the farmers feed the world.

Planning and Zoning Administrator John Johnson stated that some of the conditions that the county is placing in the permit may or may not be subject to change if the City of Newman Grove annexes the property. He stated that he is not sure if the road would be part of the City of Newman Grove or what the City's responsibilities would be; but, this issue will be reviewed with all attorneys involved. In addition, he stated that the Nebraska Department of Roads is not planning to put in a turn lane off of Highway 32, but building the intersection to facilitate turning trucks. He reported that he spoke with the Nebraska Department of Roads Right-of-Way Specialist Dean Schwartz and he advised that the intersection would be built to accommodate turning trucks.

Commissioner McCallum stated that any time there is growth, there is change and the citizens need to adapt to it. He stated that there is probably no one attending the hearing who doesn't want Madison County to grow. He stated that jobs need to be established because if Madison County doesn't keep growing, some other county will have the grain elevator. He also stated that he knows of counties around who have turned down some big operations who went to other another county and the original county is kicking itself.

Chairman Klein closed the hearing at 10:50 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2011-7

A RESOLUTION GRANTING A CONDITIONAL USE PERMIT FOR CERTAIN LAND LOCATED IN THE COUNTY OF MADISON, NEBRASKA UNDER AUTHORITY GRANTED BY THE MADISON COUNTY ZONING AND SUBDIVISION RESOLUTION AND LEGISLATIVE BILL 186 (1978)

WHEREAS, having given proper notice and holding a public hearing as provided by law and under the authority of and subject to the provision the Madison County Zoning and Subdivision Resolution and Legislative Bill 186 (1978).

WHEREAS, the Madison County Joint Planning Commission and the Madison County Board of Commissioners have established the following Statement of Finding of Facts:

1. The facility is consistent with the Comprehensive Plan and Zoning Regulations.
2. The site is served by Nebraska Highway 32 and 539th Avenue.
3. The application is for the entire legal description.
4. The legal description of this application is being considered for "skip annexation" by the City of Newman Grove for the purposes of Tax Increment Financing the infrastructure improvements.
5. The main intent of the grain facilities is to collect grain for processing at ADM facilities in Columbus.
6. The site design allows 30 trucks to stack on the facility.

WHEREAS, the Madison County Joint Planning Commission, following the public hearing held on January 27, 2011, recommended to the Madison County Board of Commissioners approval based on the above facts.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby approves a Conditional Use Permit for Archer, Daniels, Midland to construct and operate a Grain Storage Facility as provided under Section 402: AG1 Intensive Agriculture, Permitted Conditional Uses, Part 7 of the Madison County Zoning and Subdivision Resolution, on the following described land:

The Southwest ¼ of the Southwest ¼ of Section 36, Township 22 North, Range 4 West of the 6th P.M. Madison County, Nebraska

This Conditional Use Permit shall be subject to the following conditions in addition to those established within the zoning regulations:

1. The permit is valid for twenty-five (25) years and may be renewed by the Zoning Administrator if no valid complaints are received during the last five (5) years of this permit.
2. This permit may be transferred to any purchaser of this property during the duration of the permit period, provided the Zoning Administrator is notified thirty (30) days prior to the sale closing.
3. ADM, at its expense, will improve 539th Avenue from Hwy. 32 to its north property line. Improvements will consist of 8" PCC concrete with left and right turning lanes at the driveway into the property and utility relocation, if required. Turn lanes shall provide for adequate stacking of turning vehicles to prevent impeding through traffic on 539th Avenue. Road improvement plans will be approved by Madison County. If necessary, Madison County will acquire right-of-way from other landowners, provided that ADM shall reimburse Madison County for any expense involved in right-of-way acquisition. ADM will donate any right-of-way needed for the road improvements.
4. Nebraska Department of Roads and/or the Madison County Highway Superintendent must approve any additional road construction on 539th Avenue or Highway 32.
5. ADM owned, leased, or contracted trucks hauling grain from the site must access U.S. 81 via Highway 32 into Madison and Industrial Drive to U.S. 81. Under no circumstances shall these trucks use the Lindsay Road.
6. ADM must design the facility to stack or hold tractor-trailer rigs waiting to be unloaded on the property.
7. Signage must meet the regulations of Madison County and the Nebraska Department of Roads.
8. Lights from the facility may not directly shine onto any road, highway or adjoining property.
9. If any part of the grain legs or storage bins exceeds 150 feet in height, ADM must secure a building permit from the Nebraska Department of Aeronautics prior to receiving a zoning (building) permit from the local government having jurisdiction.
10. The facility may be fenced with non-opaque fencing up to eight (8) feet in height.
11. All vehicles owned and used by ADM on the site must conform to OSHA requirements including audible "backup warning" devices.
12. Commission the Madison Board of Commissioners to secure funding to aid in the upkeep of the Meadow Grove road.

NOW, THEREFORE, BE IT ALSO RESOLVED, that upon taking effect, the above Conditional Use Permit shall be entered and shown on the Official Zoning Map of Madison County, previously adopted by reference, and said zoning map is hereby reincorporated as a part of the Madison County, Nebraska Zoning and Subdivision Resolution as amended.

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

Pursuant to published legal notice in the Saturday, February 5, 2011 edition of The Norfolk Daily News, Chairman Klein opened a public hearing at 10:52 A.M. to receive comments regarding a conditional use permit application of Battle Creek Farmers Coop to construct and operate grain elevator facilities on property located in Section 13-23-3. Two representatives from Battle Creek Farmers Coop were in attendance at the hearing.

Planning and Zoning Administrator John Johnson read the facts and the proposed stipulations of the conditional use permit. He reported that the application was unanimously approved by the Planning Commission. He stated that representatives from Battle Creek Farmers Coop were asked at the Planning Commission hearing if they looked at tax increment financing and they reported that they decided not to pursue use of tax increment financing funds because they were unsure if they could meet the requirement of adding value.

Battle Creek Farmers Coop general manager Dean Ternus stated that approval of the conditional use permit will move the grain facility outside the City of Battle Creek to a nonresidential area. He reported that another reason for the relocation is to be environmentally friendly. He stated that the Battle Creek Farmers Coop also sells fertilizer and chemicals to local producers and customers. Mr. Ternus explained that the reason they didn't apply for the tax increment financing was because of the concern that if in the future there is a city sales tax and a decision is made to tax fertilizer and chemicals that would become an extra burden to the local producers. He stated that the facility in Battle Creek will not participate in applying for tax increment financing funds.

County Highway Superintendent Richard Johnson questioned if any traffic counts on south Highway 81 were available. Planning and Zoning Administrator John Johnson stated that he was told that normally trucks go north to Highway 275 and then south on Highway 81. Battle Creek Farmers Coop general manager Dean Ternus stated that the direction trucks go from the elevator varies. He explained that if trucks are going to Columbus, they probably go south. Commissioner McCallum stated that most of the grain elevators are selling to ADM in Columbus. Battle Creek Farmers Coop general manager Dean Ternus stated that he doesn't know why ADM is building a new facility south of Meadow Grove unless they aren't getting the grain that they need. Commissioner McCallum responded that, in his opinion, ADM probably wants to extend their market further west.

Commissioner McCallum stated that he doesn't know how the truck traffic will be affected by relocation of the Battle Creek Farmers Coop grain elevator. County Highway Superintendent Richard Johnson stated that the proposed resolution provides that the truck traffic will be routed via Highway 121 to Highway 32 into Madison onto Industrial Drive instead of requiring the trucks to stay on Highway 32 through the City of Madison. He expressed concerns if Industrial Drive would stand up under additional truck traffic and that is why he asked for a truck count. Chairman Klein questioned if the number of trucks would change since the trucks are already using Industrial Drive. He stated that no additional grain will be hauled unless the yields increase. Commissioner McCallum stated that Tyson Foods has a lot of trucks currently using Industrial Drive. Planning and Zoning Administrator John Johnson reported that he mentioned the use of Industrial Drive at a Madison City Council meeting and there weren't any concerns expressed. Commissioner McCallum stated that one advantage of using Industrial Drive is that the traffic is slow. He stated the county put 5 inches of overlay on the road.

No one spoke at the hearing in opposition to the conditional use permit.
Chairman Klein closed the hearing at 10:59 A.M.
After discussion, the following resolution was introduced:

RESOLUTION #2011-8

A RESOLUTION GRANTING A CONDITIONAL USE PERMIT FOR CERTAIN LAND LOCATED IN THE COUNTY OF MADISON, NEBRASKA UNDER AUTHORITY GRANTED BY THE MADISON COUNTY ZONING AND SUBDIVISION RESOLUTION AND LEGISLATIVE BILL 186 (1978)

WHEREAS, having given proper notice and holding a public hearing as provided by law and under the authority of and subject to the provision the Madison County Zoning and Subdivision Resolution and Legislative Bill 186 (1978).

WHEREAS, the Madison County Joint Planning Commission and the Madison County Board of Commissioners have established the following Statement of Finding of Facts:

1. The facility is consistent with the Comprehensive Plan and Zoning Regulations.
2. The site is served by Nebraska Highway 121.
3. The application is for the entire legal description.
4. The facility is designed to weigh and unload two trucks simultaneously.
5. There will be stacking room for several trucks on the site.

WHEREAS, the Madison County Joint Planning Commission, following the public hearing held on January 27, 2011, recommended to the Madison County Board of Commissioners approval based on the above facts.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby approve a Conditional Use Permit for Battle Creek Farmer's Co-op construct & operate a Grain Storage Facility as provided under Section 402: AG1 Intensive Agriculture, Permitted Conditional Uses, Part 7 of the Madison County Zoning and Subdivision Resolution, on the following described land:

The Northeast $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 13; Township 23 North; Range 3 West of the 6th P.M. Madison County, Nebraska

This Conditional Use Permit shall be subject to the following conditions in addition to those established within the zoning regulations:

1. The permit is valid for twenty-five (25) years and may be renewed by the Zoning Administrator if no valid complaints are received during the last five (5) years of this permit.
2. This permit may be transferred to any purchaser of this property during the duration of the permit period, provided the Zoning Administrator is notified thirty (30) days prior to the sale closing.
3. Battle Creek Farmer's Co-op must work with the Nebraska Department of Roads to secure turning lanes or build up shoulders to provide for truck stacking on the highway.
4. Battle Creek Farmer's Co-op owned, leased or contracted trucks hauling grain from the site must access U.S. 275 via Highway 121 through the city of Battle Creek, and Highway 81 via Highway 121 to Highway 32 into Madison and Industrial Drive to U.S. 81. Battle Creek Farmer's Co-op owned, leased or contracted trucks shall not use jake brakes on Highway 121.
5. Battle Creek Farmer's Co-op should encourage their customers using tractor trailers for delivery not to use jake brakes on Highway 121. This can be done by posting signs, messages on receipts or bill of sale, etc. Keep in mind this condition is only advisory and cannot be enforced.
6. Battle Creek Farmer's Co-op must design the facility to stack or hold tractor-trailer rigs waiting to be unloaded on the property.
7. Signage must meet regulations of Madison County and the Nebraska Department of Roads.
8. Lights from the facility may not directly shine onto any road, highway or adjoining property.
9. If any part of the grain legs or storage bins exceeds one hundred fifty (150) feet in height, Battle Creek Farmer's Co-op must secure a building permit from the Nebraska Department of Aeronautics prior to receiving a zoning (building) permit.
10. The facility may be fenced with non-opaque fencing up to eight (8) feet in height.
11. The existing shelter belts shall remain except some trees may be removed for traffic circulation purposes and other purposes approved by the Zoning Administrator.
12. All vehicles owned and used by Battle Creek Farmer's Co-op on the site must conform to OSHA requirements including audible "backup warning" devices.
13. Battle Creek Farmer's Co-op shall work with the NRD & USDA to design a water drainage system.

NOW, THEREFORE, BE IT ALSO RESOLVED, that upon taking effect, the above Conditional Use Permit shall be entered and shown on the Official Zoning Map of Madison County, previously adopted by reference, and said zoning map is hereby reincorporated as a part of the Madison County, Nebraska Zoning and Subdivision Resolution as amended.

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

The Board reviewed the claim submitted by C.J. Rudnick for renewal of his pesticide applicator license. Planning and Zoning Administrator John Johnson reported that county employees are not required to have a commercial applicator's license and that non-commercial applicator's licenses can be obtained at no cost.

After discussion, motion was made by McCallum and seconded by Klein to disallow a claim payable to C.J. Rudnick in the amount of \$90.00 for renewal of his commercial pesticide applicator license. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

Motion was made by McCallum and seconded by Klein to disallow a claim payable to Cableone, P.O. Box 1689, Norfolk, Nebraska for internet services for the County Weed Control building. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

The following claims were audited:

GENERAL FUND

Total Net Payroll		113,979.86
Mark Albin	Legal Services, District Court	382.25
Ronald Albin	Legal Services, County Court	765.83
Albracht Disposal Service	Garbage Service, Public Defender	41.00
Albracht Disposal Service	Garbage Service, Courthouse	94.00
Albracht Disposal Service	Garbage Service, County Jail	185.00
American Broadband	Internet Services, Telephone Services, Probation	79.88
American Family Life Assurance Company	Insurance Premiums	688.89
Ameritas Life Insurance Corporation	Employee Share Retirement	7,278.81
Ameritas Life Insurance Corporation	Employer Share Retirement	10,693.66
Ameritas Life Insurance Corporation	Insurance Premiums	363.74
Appeara	Mat Service, Public Defender	44.68
Aramark Correctional Services	Meals, County Jail	12,904.52
AS Central Services	Telephone Services, County Sheriff	262.29
AS Central Services	Telephone Services, County Jail	441.71
AS Central Services	Telephone Services, Veterans' Service Office	59.34
Charles Balsiger	Legal Services, District Court	1,247.85
Battle Creek Enterprise	Publication Costs, Planning and Zoning	16.75
Christopher Bellmore	Mileage, Public Defender	55.08
BHS Inc.	Services, Juvenile Diversion	200.00
BI Incorporated	Monitoring Services, Juvenile Diversion	1,631.96
Big Red Printing	Supplies, County Court	294.28
Black Hills Energy	Gas Service, Courthouse	631.97
Black Hills Energy	Gas Service, County Jail	772.62
Robert Bowen, M.D.	Autopsy Costs, Law Enforcement	900.00
Brady & Amy's	Fuel, Courthouse	140.86
Brady & Amy's	Fuel, County Sheriff	124.67
Brogan & Stafford, P.C.	Legal Services, District Court	1,780.44
Brogan & Stafford, P.C.	Legal Services, County Court	131.25
Joanie Brugger	Telephone Services, Mileage, Victim Witness	105.60
Cableone	Internet Services, Public Defender	125.95
Cableone	Internet Services, Planning and Zoning	59.00
Capital One USA	Garnish of Wages	219.80
Central United Life Insurance Company	Insurance Premiums	37.21
Champlain Planning Press, Inc.	Publication, Planning and Zoning	327.00
Elmer Choutka	Furniture, District Court	352.06
City of Madison	Utilities, Public Defender	368.61
City of Madison	Utilities, Courthouse	2,482.73
City of Madison	Utilities, County Jail	3,409.03
City of Norfolk	Utilities, Veterans' Service Office	31.27
Clerk of the District Court Association	Dues, Registration, District Court	100.00
Clerk of the Supreme Court	Court Costs, District Court	125.00
Colonial Life and Accident Insurance	Insurance Premiums	154.67
Complete Pest Elimination, Inc.	Services, County Jail	125.00
Connecting Point	Equipment, Services, District Court	190.48
Connecting Point	Services, District Judge	251.25
Connecting Point	Equipment, County Sheriff	413.00
Connecting Point	Equipment, County Jail	108.00
Connecting Point	Supplies, Services, Probation	227.96
Connecting Point	Internet Services, Veterans' Service Office	35.95
Connecting Point	Service Contract, Website Costs, Courthouse	1,322.85
Constellation Newenergy Gas Division	Gas Services, Courthouse	1,273.10
Constellation Newenergy Gas Division	Gas Services, County Jail	2,970.57
Copple, Rockey, McKeever & Schlecht, P.C., L.L.O.	Legal Services, County Court	384.64
Credit Bureau Services	Garnish of Wages	131.41
Creighton University Medical Center	Forensic Services, Law Enforcement	251.00
Custom Cage	Equipment, County Sheriff	645.00
DHHS	Registration, County Jail	18.00
Douglas County Treasurer	Morgue Room Fees, Law Enforcement	250.00
E.R.C., Inc.	Equipment, County Jail	1,425.00
Eakes Office Plus	Supplies, County Clerk	45.04
Eakes Office Plus	Supplies, County Court	35.64
Eakes Office Plus	Supplies, County Sheriff	48.32
Eakes Office Plus	Repairs, Supplies, County Jail	508.40
Eakes Office Plus	Supplies, Probation	177.52
Eastern Nebraska Trailer Repairs, Inc.	Equipment, County Sheriff	622.05
Electronic Contracting Company	Repairs, Testing, County Jail	864.00
Endgame Operating Group, L.L.C.	Car Washes, County Sheriff	800.00
Enviromaster Inc.	Supplies, County Jail	42.00
Field's Hardware	Supplies, County Jail	17.70
First Concord Benefits Group	Administrative Fees, Flexible Benefit Plan, Courthouse	4,740.02
Floor Maintenance & Paper Supply	Supplies, County Jail	463.03
Daniel Fullner	Mileage, Mental Health	20.40
Galls Inc.	Uniforms, County Sheriff	4,110.00
Gasrite Inc.	Fuel, County Sheriff	6,450.34

Gillette Printing	Supplies, County Sheriff	30.00
Gordy's Towing & Repair	Repairs, County Sheriff	334.55
Kayla Grone	Services, Probation	100.00
Hall County Sheriff	Service Fees, District Court	128.80
Hartford Life Insurance Company	Deferred Compensation	25.00
Hornady	Supplies, County Sheriff	810.60
IHC Group Link	Insurance Premiums	542.28
Jack's Uniforms	Uniforms, County Sheriff	99.84
John's Disposal	Garbage Service, Probation	42.00
Johnson, Morland, Easland & Lohrberg, P.C.	Legal Services, County Court	859.25
Johnson's Inc.	Repairs, Veterans' Service Office	205.00
Kooi Communications, Inc.	Services, District Court	640.88
Louderback Drug	Prescriptions, County Jail	557.11
Kelli Lowe	Witness Fees, County Court	36.00
Madison County Clerk	Tax Deposit	38,388.54
Madison County Clerk of District Court	Fees, District Court	1,617.00
Madison County Court	Transcript, Law Enforcement	39.00
Madison County Court	Court Costs, County Court	2,199.48
Madison County Sheriff	Supplies, County Jail	223.67
Madison County Sheriff	Fees, County Court	910.69
Madison County Sheriff	Fees, District Court	749.84
Madison County Sheriff	Fees, Mental Health	81.54
Madison County Sheriff	Registrations, County Sheriff	150.00
Madison County Treasurer	Insurance Reimbursement	100.00
Madison National Life	Insurance Premiums	118.55
Madison Star Mail	Supplies, Register of Deeds	85.01
Madison Star Mail	Publication Costs, Courthouse	11.78
Major Refrigeration Co., Inc.	Repairs, County Jail	169.50
Marathon Press	Supplies, Public Defender	33.90
Masterfile Corporation	Settlement Agreement, Courthouse	2,010.00
Christal McDonald	Court Reporting, Mental Health	50.00
Mead Lumber & Rental	Supplies, Courthouse	42.24
Medtox Laboratories, Inc.	Drug Testing, Juvenile Diversion	313.06
Microfilm Imaging Systems, Inc.	Equipment Lease, County Clerk	45.00
Microfilm Imaging Systems, Inc.	Equipment Lease, County Court	218.00
Microfilm Imaging Systems, Inc.	Equipment Lease, County Surveyor	45.00
Midwest Health Partners	Medical Services, County Jail	212.00
Midwest Office Automations	Equipment Lease, Probation	86.02
Midwest Plumbing & Heating	Repairs, Supplies, County Jail	2,045.15
MIPS Inc.	Computer Support, County Clerk	535.81
Morrissey Motor Company	Repairs, Reappraisal	235.53
Morrissey Motor Company	Repairs, County Sheriff	465.25
MS Data Services	Computer Support, District Court	329.00
NACO Planning & Zoning	Dues, Planning and Zoning	60.00
Nationwide Retirement Solutions	Deferred Compensation	395.00
Nebraska Association of County Officials	Publication, District Court	16.00
Nebraska Child Support Payment Center	Garnish of Wages	505.84
Nebraska Health and Human Services	State Institution Costs	828.00
Nebraska Public Power District	Utilities, Probation	899.05
Melissa Nissen	Mileage, Public Defender	117.30
Norfolk Auto Center	Repairs, County Sheriff	74.90
Norfolk Cleaning Service	Services, Probation	140.00
Norfolk Community Health Care Clinic	Quarterly Funding	22,500.00
Norfolk Daily News	Publication Costs, Courthouse	481.54
Northeast Nebraska Shooting Association	Range Fees, County Sheriff	2,500.00
Ochsner Grain Company	Supplies, Courthouse	9.70
Rita Olberding	Supplies, District Judge	45.92
Valorie Olson	Transcript, Law Enforcement	30.15
Valorie Olson	Court Reporting, Mental Health	150.00
Marvin Pfeifer	Snow Removal, Public Defender	185.00
Pierce County Court	Copies, Law Enforcement	3.00
Pioneer Telephone	Telephone Service, Courthouse	192.28
Platte County Court	Copies, Law Enforcement	2.50
Platte County Sheriff	Service Fees, District Court	18.50
Postmaster	Box Rent, County Attorney	100.00
Michael Prather	Meal, County Sheriff	15.17
Puppy Love	Impound Fees, County Sheriff	25.00
Qwest	Telephone Services, County Jail	17.66
Qwest	Telephone Services, Probation	222.11
RF Machine Works	Repairs, Courthouse	50.00
Redfield & Company Inc.	Supplies, County Clerk	228.00
Reigle Implement Company Inc.	Supplies, Courthouse	7.50
Reynoldson's Inc.	Car Washes, County Sheriff	12.00
Marjorie Schaffer	Supplies, District Court	69.99
Nancy Scheer	Postage, Election Commissioner	177.52
Schroeder Land Surveying	Surveying Services, County Surveyor	980.00
Secretary of State	Supplies, Election Commissioner	50.00

Security Shredding Services	Services, District Court	140.00
Shell Fleet Plus	Fuel, Reappraisal	104.58
Short Stop	Fuel, County Sheriff	176.22
Stratton, DeLay & Doele, P.C.	Legal Services, District Court	4,158.25
Stratton, DeLay & Doele, P.C.	Legal Services, County Court	2,783.25
T & H Drywall Services, Inc.	Services, County Sheriff	3,160.00
Trane US Inc.	Service Agreement, Courthouse	435.75
US Cellular	Telephone Service, Law Enforcement	113.79
U Save Pharmacy	Prescriptions, County Jail	2.20
United Bank of Iowa	Equipment Rental, Probation	422.40
U.S. Bank Corporate Payment System	Supplies, Registration, Car Wash, County Sheriff	318.23
U.S. Bank Corporate Payment System	Postage, Law Enforcement	27.42
Verizon Wireless	Telephone Services, Planning and Zoning	103.46
Melissa Wentling	Supplies, Meals, Public Defender	72.42
West Payment Center	Subscription, County Attorney	454.52
Western Office Plus	Supplies, County Clerk	41.63
Western Office Plus	Supplies, Copier Maintenance, County Assessor	251.45
Western Office Plus	Supplies, District Court	173.42
Western Office Plus	Supplies, County Court	688.89
Western Office Plus	Services, District Judge	280.00
Western Office Plus	Copier Maintenance, Supplies, County Attorney	645.93
White Star Oil Company	Repairs, County Sheriff	49.20
Jim Widhalm	Snow Removal, Veterans' Service Office	16.00
Zippy Lube	Repairs, County Sheriff	122.41
Zodiac Properties	Rent, Probation	7,876.67

ROAD/BRIDGE FUND

Total Net Payroll		27,086.63
Advance Auto Parts	Parts, District #2	538.63
Ag Specialties Welding & Repair	Repairs, District #2	1,887.50
Albracht Disposal Service Inc.	Garbage Service, District #1	40.00
American Family Life Assurance Co.	Insurance Premiums	400.46
Ameritas Life Insurance Corporation	Employee Share Retirement	1,651.01
Ameritas Life Insurance Corporation	Employer Share Retirement	2,476.56
Ameritas Life Insurance Corporation	Insurance Premiums	92.20
Appeara	Towel Service, District #1, #2	215.97
B & A's Welding	Repairs, District #2	25.05
Battle Creek Farmers Coop	Fuel, Supplies, District #1, #2, #3	12,651.87
Bauer Built Inc.	Repairs, District #1, #2, #3	432.75
Black Hills Energy	Gas Service, District #1	336.39
Brady & Amy's	Fuel, Shop Supplies, District #1	393.58
Bullseye Windshield Repair	Repairs, District #3	75.00
Capital One	Garnish of Wages	141.55
Carquest Auto of Norfolk	Parts, District #2	69.24
City of Newman Grove	Utilities, District #1	50.00
Colonial Life and Accident Insurance	Insurance Premiums	121.80
Columbus Parts Inc.	Parts, District #1	19.54
Constellation Newenergy Gas Division LLC	Gas Service, District #1	1,166.22
Corvette Restorations	Repairs, District #1	375.15
D & M Machinery	Parts, District #3	13.16
D.W. Kohlhof Truck Repair	Repairs, District #1, #2	1,588.32
Eakes Office Plus	Supplies, District #3	197.68
Fastenal Company	Parts, District #2, #3	190.82
Filter Care of Nebraska	Services, District #1	174.70
First Concord Benefits Group, L.L.C.	Flexible Benefit Plan, Administrative Fees	811.38
Floor Maintenance and Paper Supply	Supplies, District #3	90.77
HSBC Business Solutions	Parts, District #3	223.03
IHC/Group Link	Insurance Premiums	15.22
Johnson Engineering Company	Engineering Services, District #1, #2, #3	2,985.00
K & S Door Company	Repairs, District #2	70.50
Kayton International Inc.	Parts, District #2	12.62
Kimball Midwest	Shop Supplies, District #2, #3	261.15
Lee Electric Inc.	Repairs, District #2	654.51
M & M Farm Supply	Shop Supplies, District #1	80.49
Madison County Clerk	Tax Deposit	8,936.96
Madison National Life	Insurance Premiums	34.49
Matheson Tri-Gas Inc.	Shop Supplies, District #1, #2, #3	1,055.23
Medical Enterprises Inc.	Drug Test, District #1, #2, #3	129.00
Meisinger Oil Company Inc.	Fuel, Shop Supplies, Parts, District #1, #2	9,033.80
Menards	Shop Supplies, District #3	23.85
NAPA Auto Parts of Norfolk	Parts, District #1, #2	326.77
Nebraska Child Support Payment Center	Garnish of Wages	419.70
Nebraska Public Power District	Utilities, District #2	293.09
NMC Exchange LLC	Repairs, District #1, #2, #3	3,680.09
Norfolk Auto Supply Inc.	Parts, District #3	200.65

Norfolk Specialties Inc.	Parts, District #2	55.00
Northeast Machine & Manufacturing	Parts, District #3	332.50
Pioneer Telephone	Telephone Services, District #1, #3	65.73
Power Station	Parts, District #2	51.40
Quick Serve Oil Company Inc.	Fuel, Repairs, District #3	273.52
Red Bud Hardware Inc.	Shop Supplies, District #3	78.21
Reigle Implement Company Inc.	Repairs, District #1	46.00
Steven Sparr	Commercial Drivers License, District #3	58.50
Stanley Petroleum Maintenance	Parts, District #1	286.00
Betty Stauffer	Land Acquisition, District #3	5,000.00
Telebeep Wireless	Internet Service, District #1	119.85
The Pit Stop	Fuel, District #3	153.27
Tire Associates	Parts, District #1	42.93
Transamerica Life Insurance Company	Insurance Premiums	49.28
Truck Center of Norfolk	Parts, District #1	328.08
Verizon Wireless	Telephone Services, District #2	69.37
Weldon Parts Inc.	Parts, District #1, #3	711.02
Western Office Technologies	Supplies, District #1	23.93
White Star Oil Company	Fuel, District #1	338.24
Zippy Lube	Repairs, District #3	44.79

FEDERAL AID SECONDARY FUND

Mainelli Wagner & Associates, Inc.	Engineering Services	16,252.02
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VISITORS IMPROVEMENT FUND

Certified Folder Display	Advertising	2,659.18
Smith Travel Research	Publication	2,000.00
Wayne Herald/Morning Shopper	Advertising	3,700.00

911 EMERGENCY FUND

Eastern Nebraska Telephone	Telephone Services	127.86
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LAW ENFORCEMENT OPERATING FUND

Madison County Sheriff	Supplies	124.30
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Motion was made by McCallum and seconded by Klein to approve the claims as audited and authorize the County Clerk to issue checks for payment of said claims. Roll call vote: Ayes, McCallum and Klein. Absent, Uhlir. Nays, none. Motion carried.

The Board adjourned at 11:10 A.M. to Tuesday, March 1, 2011 at 9:30 A.M.

County Clerk

Chairman