

Commissioner's Record No. 25

MADISON COUNTY, NEBRASKA

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

March 20, 2018

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, March 15, 2018 edition of The Norfolk Daily News and posted on the Madison County website. A copy of said notice was provided to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed.

Following a moment of Silence and the Pledge of Allegiance to the flag of the United States of America, Chairman Jim Prauner called the meeting to order and notified the public of the copy of the Open Meetings Act posted in the meeting room.

Present: Commissioners Christian Ohl, Jim Prauner, and Ron Schmidt, and County Clerk Nancy Scheer. County Highway Superintendent Richard Johnson was present until 11:25 A.M. Zoning Administrator Heather McWhorter was present until 10:44 A.M. Norfolk Daily News reporter Jerry Guenther and WJAG reporter Cody Ronnfeldt were present until 11:10 A.M.

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

- 1) Approval of minutes of the March 6, 2018 meeting
- 2) Acknowledge receipt of the Official Bonds for Shawna Fulsaas as Clerk/Treasurer and Water Commissioner for the City of Tilden
- 3) Approval of Hintz's Second Lotsplit in Section 18-23-1, which is located approximately 3 miles south and 1 mile west of the City of Norfolk
- 4) Authorization to advertise for bids for Project No. C-59-889, replacement of concrete on North Main Street, Madison
- 5) Award of contract to the low bidder, Jebro, Inc. of Sioux City, Iowa, for supplying asphaltic materials for road construction and maintenance from April 1, 2018 through September 30, 2018
- 6)

RESOLUTION #2018-13
SIGNING OF THE PROJECT PROGRAM AGREEMENT – BL1810
Madison County

WHEREAS, Madison County is proposing a transportation project for which it would like to obtain County Bridge Match funds;
WHEREAS, Madison County understands that it must strictly follow all State and local laws, rules, regulations, policies and guidelines applicable to the funding of the project; and

WHEREAS, Madison County and Nebraska Department of Transportation (NDOT) wish to enter into a new Project Program Agreement setting out the various duties and funding responsibilities for the project.

NOW, THEREFORE BE IT RESOLVED by the Board of Commissioners of Madison County that James Prauner, Chairman of the Madison County Board of Commissioners, is hereby authorized to sign the attached Project Program Agreement between Madison County and the NDOT.

BE IT FURTHER RESOLVED that Madison County is committed to providing local funds for the project as required by the Project Program Agreement:

NDOR Project Number: STWD-CBMP(2)
NDOR Control Number: 00974A
NDOR Project Name: County Bridge Match Program

Motion made by Ohl and seconded by Schmidt to approve the consent agenda for the meeting. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Motion made by Ohl and seconded by Schmidt to approve the regular agenda for the meeting. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 9:35 A.M. regarding the application of Kevin and Julie Schulz for a conditional use permit to construct a home on less than 40 acres in Section 14-24-2, which is located approximately 2 miles west of the City of Norfolk on North 61st Street.

Zoning Administrator Heather McWhorter reported that the applicants are purchasing a 10.4 acre tract and would like to build a house. She said that the property is zoned Ag-Transitional and meets the density requirements of the zoning district. She stated that one neighbor attended the Planning Commission hearing to ask several questions. She reported that the Planning Commission unanimously approved the application.

Kevin and Julie Schulz spoke in support of the application. Mr. Schulz explained that they plan to build a house and get out in the country again. He stated that the house will be built on a permanent foundation and will have a walk-out basement. He said that he hopes to add a small building on the property in the future.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 9:38 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2018-14

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned AT Agriculture Transition and meets the density requirements for the Zoning district.
3. Property has been surveyed for a lot split, if the Conditional Use Permit is approved the lot split will be filed with the Register of Deeds.

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MADISON COUNTY, NEBRASKA

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Kevin & Julie Schulz to construct a home on less than 40 acres on Property described as:

Tract of land in the SE ¼ of the SE ¼ of Section 14, Township 24 North, Range 2 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 with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Schmidt and seconded by Ohl that the foregoing resolution be adopted. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 9:40 A.M. regarding the application of Randy Sunderman for a conditional use permit to construct a home on less than 40 acres on Sunderman's Northwest Lotsplit in Section 17-24-2, which is located approximately 3 miles north of the City of Battle Creek on 547th Avenue.

Zoning Administrator Heather McWhorter reported that the applicant is splitting 5.87 acres for Chris Palmer to build a house. She said that the property is zoned AG2 and meets the density requirements of the zoning district. She stated that they discussed during the Planning Commission hearing that a waiver would be required due to Amen Dairy in case of future expansion. She explained that the property is outside the setback area; however, there is a possibility that Mr. Amen may wish to expand his operation. She stated that Mr. Palmer is willing to sign a waiver. She reported that the Planning Commission unanimously approved the application. Commissioner Ohl asked where the driveway accessing the property would be located and Mr. Palmer responded that he would like to access the property from the west on 547th Avenue.

Randy Sunderman stated that he supports the application. Chris Palmer explained that he plans to build a 1,500 square foot house on a permanent foundation. He reported that a family farm is located across the road.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 9:44 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2018-15

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned AG-2 General Agriculture and meets the density requirements for the Zoning district.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Randy Sunderman to construct a home on less than 40 acres on SUNDERMANS NORTHWEST LOTSPLIT described as:

Part of the NW ¼ of the SW ¼ of Section 17, Township 24 North, Range 2 West of the 6th P.M., Madison County

This Conditional Use Permit shall be subject to the following conditions in addition to those established with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Ohl and seconded by Schmidt that the foregoing resolution be adopted and that Sunderman's Northwest Lotsplit be approved. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

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MADISON COUNTY, NEBRASKA

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 9:46 A.M. regarding the application of Mindy Buckendahl for a conditional use permit to construct a home on less than 40 acres on Buckendahl's Lotsplit in Section 33-23-1, which is located approximately 6 miles south of the City of Norfolk on 834th Road.

Zoning Administrator Heather McWhorter reported that the applicant would like to build a house on a 3 acre tract that will be split from her father's property. She said that the property is zoned A-1 Ag Intensive and meets the density requirements of the zoning district. She stated that the application was unanimously approved by the Planning Commission. Commissioner Schmidt asked if the property is located along a good road and Ms. McWhorter responded affirmative. Commissioner Schmidt asked if there is good site distance for the driveway and Ms. Buckendahl responded that the road is flat with shallow grade where the driveway is located.

Mindy Buckendahl explained that her dad has lived on his property for approximately 15 years and she wants to build a house where she can raise her two small children in the country.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 9:48 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2018-16

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned A-1 Intensive Agriculture and meets the density requirements for the Zoning district.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Mindy Buckendahl to construct a home on less than 40 acres on BUCKENDAHL'S LOTSPLIT described as:

Part of the SE ¼ of the SE ¼ of Section 33, Township 23 North, Range 1 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 with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Ohl and seconded by Schmidt that the foregoing resolution be adopted and that Buckendahl's Lotsplit be adopted. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 9:49 A.M. regarding the application of Paul and Patricia Renner for a conditional use permit to construct a home on less than 40 acres on Renner's Second Lotsplit in Section 23-23-1, which is located approximately 4 miles south of the City of Norfolk on 836th Road.

Zoning Administrator Heather McWhorter reported that the applicant would like to split a 3.33 acre tract to build a house. She explained that applicants plan to sell the property or build a house in the future. She said that the property is zoned A-1, Ag Intensive and meets the density requirements of the zoning district. She reported that the Planning Commission unanimously approved the application.

Paul Renner explained that the lot is listed for sale and if it doesn't sell, they will build a home on it for a family member. He said that the property is located along a gravel road. Chairman Prauner asked if a culvert is required for the driveway and Mr. Renner responded that there is a driveway coming into the corner of the lot; but, he doesn't know if that will be the future driveway into the lot. He said that there is good site distance of approximately 1,000 feet from the top of the hill down to the driveway. He explained that a majority of traffic would be pulling out onto the road and heading up the hill. Chairman Prauner asked how long it would be before a house would be constructed if the lot isn't sold and Mr. Renner responded that the conditional use permit is valid for one year; so, they hope to have a plan in less than one year.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 9:52 A.M.

After discussion, the following resolution was introduced:

RESOLUTION #2018-17

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned A-1 Intensive Agriculture and meets the density requirements for the Zoning district.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Paul & Patricia Renner to construct a home on less than 40 acres on RENNER'S SECOND LOTSPLIT described as:

Part of the SE ¼ of the SW ¼ of Section 23, Township 23 North, Range 1 West of the 6th P.M., Madison County, Nebraska

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MADISON COUNTY, NEBRASKA

This Conditional Use Permit shall be subject to the following conditions in addition to those established with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Schmidt and seconded by Ohl that the foregoing resolution be adopted and that Renner's Second Lotsplit be approved. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 9:54 A.M. regarding the application of Doug Freudenburg for a conditional use permit to construct a home on less than 40 acres on Freudenburg's Lotsplit in Section 5-21-2, which is located approximately 5 miles west of the City of Madison on 827th Road.

Zoning Administrator Heather McWhorter reported that the application was unanimously approved by the Planning Commission. She explained that a permit was issued for constructing a shop building on this property and the applicant would like to add living quarters and split a 5 acre tract, which requires a conditional use permit. She reported that the property is zoned A-1, Ag Intensive and meets the density requirements of the zoning district. She stated that the building is already constructed, but living space will be added.

No one appeared to speak in support of the application.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 9:56 A.M.

During discussion, Commissioner Schmidt asked if it would be appropriate to delay a decision until later in the meeting since the applicant didn't appear for the hearing. Commissioner Ohl stated that he would be in favor of delaying a decision if the applicant could come to the meeting.

Motion was made by Schmidt and seconded by Ohl to table the application of Doug Freudenburg for a conditional use permit. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Doug Freudenburg joined the meeting at 10:28 A.M. Chairman Prauner removed the item from the table for further discussion.

Chairman Prauner announced that a hearing was already conducted and that the Board wanted Mr. Freudenburg to be present to make sure there aren't any issues with the application. He asked if a culvert was required for a driveway and Mr. Freudenburg said that a driveway is already in place. Chairman Prauner asked if the lotsplit has the correct number of acres listed and Mr. Freudenburg responded affirmative.

After discussion, the following resolution was introduced:

RESOLUTION #2018-18

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned A-1 Intensive Agriculture and meets the density requirements for the Zoning district.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Doug Freudenburg to construct a home on less than 40 acres on FREUDENBURG'S LOTSPLIT described as:

Part of the SE ¼ of the SE ¼ of Section 5, Township 21 North, Range 2 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 with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Ohl and seconded by Schmidt that the foregoing resolution be adopted and that Freudenburg's Lotsplit be approved. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Commissioner's Record No. 25

MADISON COUNTY, NEBRASKA

Pursuant to published legal notice in the Saturday, March 10, 2018 edition of the Norfolk Daily News, Chairman Prauner opened a public hearing at 10:07 A.M. regarding the application of Kenneth and Tiffany Palmer for a conditional use permit to construct a home on less than 40 acres on Kenneth Palmer Lotsplit in Section 18-24-2, which is located approximately 2½ miles north of the City of Battle Creek on 547th Avenue.

Zoning Administrator Heather McWhorter reported that the application was unanimously approved by the Planning Commission with the addition of a stipulation that the applicant must have access to an improved county road before a building permit will be approved to construct a house. She explained that the applicants would like to split a 10 acre lot to build a house. She stated that the property is zoned AG2 and meets the density requirements of the zoning district. She reported that the road access to the proposed house location is indicated as a minimum maintenance road on the map she is using. Ms. McWhorter reported that discussion at the Planning Commission meeting provided two options for the applicant to proceed, with one option of having the applicant develop the road to county standards and then the County would maintain it or the applicant could split a driveway from his pasture that gives access to the improved county road to the south. She stated that approval of the conditional use permit would come with the condition of complying with one of these options to meet the county requirement of access to an improved county road.

Kenneth and Tiffany Palmer attended the hearing in support of the application. Tiffany Palmer explained that they plan to split off a portion of the family owned property to construct a house. She stated that the house would be constructed on a permanent foundation with an attached garage. She stated that this would allow them to be involved in the family farming and livestock operation. She explained that their original intention was to have a driveway from 547th Avenue because the road is okay until a point beyond where their driveway would be located. She said that there is a section of the road that is fairly good in her opinion. Mrs. Palmer reported that 15 years ago the County cleaned out one side of the ditch on this road and cleared out trees and leveled a portion of the road. She stated that further north of the Palmer property line, she would consider the road more of a sand trail where the road isn't very level. She explained that there is considerably difference between the portion of the road where they want to install a driveway and further north. She stated that the road is well traveled with farm pickups and larger equipment, such as tractors and telehandlers, especially in the summer months because of farming in the area.

Chairman Prauner asked if ATVs tear around on this road. Kenneth Palmer responded that ATVs do not travel much in the area where they want to build a house. Commissioner Schmidt asked for clarification on where the driveway would be located. Mrs. Palmer responded that where they want to locate their driveway, a portion of the road has a sign that designates the road as minimum maintenance; but, going past this sign about one-quarter of mile to the north side of the Palmer property line is what she classifies as improved and further past the Palmer property is more of a sand trail.

No one spoke in opposition to the conditional use permit. Chairman Prauner closed the hearing at 10:14 A.M.

County Highway Superintendent Richard Johnson reported that he completed the survey for the Palmers and submitted the conditional use permit on behalf of the family. He explained that he couldn't find any documents or County Board action designating this road as minimum maintenance; however, there is a minimum maintenance sign posted on the road. He stated that Mrs. Palmer is correct that the section line is the north property line of the Palmer property and beyond the Palmer property the road is bad. He said that the road is currently minimum maintenance whether or not it has been approved by the Board. He explained that the problem is that State law doesn't allow the only access to a residence from a minimum maintenance road. Mr. Johnson reported that he obtained some cost estimates for improving the County road up to the Palmer's south property line. He said that once the road was improved, the County would take over maintenance responsibilities. He explained that the other option would require the Palmers to install a half mile long-driveway off of the existing county road on the south end where the gravel begins. He stated that he is okay with either option and this is why the stipulation from the Planning Commission is written loosely for either option.

Chairman Prauner asked the applicants which option they want for their driveway. Kenneth Palmer responded that their original plan was to install their driveway off the existing minimum maintenance road. He stated that for their needs, in his opinion, the road needs some gravel and a driveway on the north end to get to their property. He reported that he has lived at this location for 30 years and the road doesn't get maintained like all the other roads in the area. He said that they aren't asking for a super highway and he doesn't feel that it's fair for them to pay for road improvements. Chairman Prauner asked if they plan to have significant traffic to their driveway, such as trucks accessing grain bins and Mr. Palmer responded no. Chairman Prauner asked if blading and adding gravel to the existing road would be adequate and Mr. Palmer responded that, in his opinion, this would be adequate. Commissioner Schmidt asked if a maintainer could go completely through the road without adding a turn around. Mr. Johnson responded that a maintainer can't currently go through the entire mile. He said that he envisions that if the county road is improved it would go up to the Palmer south property line which would be approximately 300 feet from the section line. He explained that there currently is not a turn-around where the gravel stops and if this road was improved, the maintainer would need to turn around in the Palmer's driveway. Mr. Palmer reported that the maintainer turns around now in the driveway of the house where he lives.

Commissioner Ohl said that the recommendation has been to put gravel on the road and bring it up to county standards. He said that there was a concern that the road was fine sand and an option was presented to add clay first for the sake of maintaining the road and he asked if Mr. Johnson had a recommendation. Mr. Johnson responded that a local contractor estimated that it would cost \$7,700 to build up the road and add three inches of crushed concrete. He reported that adding a clay cap would cost another \$8,000 or \$8,500, assuming that clay costs about \$10 per yard. Chairman Prauner reported that District #3 road crew is actively mining clay close to this property. Mr. Johnson explained that he would like to inspect the road after blading is completed to determine if the base is substantial. He stated that it would take approximately 425 yards of crushed concrete for a depth of three inches. Chairman Prauner reported that all three road districts crushed concrete this year.

Commissioner Ohl said that the recommendation from the Planning Commission is to have the county road improved before the house is built and this is a standard requirement for any county; so, it's not an unreasonable request. He said that if other areas are developed and traffic increases, the roads can be maintained at the same level. He stated that they have examples of other properties that didn't follow the procedure and the county is having some major issues with the minimum maintenance roads. Ms. McWhorter stated that there wasn't discussion at the Planning Commission meeting that a resolution had not been located designating the road as minimum maintenance; so, the Planning Commission assumed that there was a resolution.

Chairman Prauner asked when the Palmers plan to construct the house and Mrs. Palmer responded that they plan to start construction in the fall of 2018. Commissioner Schmidt stated that the road is not minimum maintenance if no resolution was adopted; so, the County should be responsible for improving the road. Mr. Johnson asked if District #3 would provide the clay if the County improves the road and Chairman Prauner stated yes. Mr. Johnson said that the conditional use permit could be approved with the stipulations approved by the Planning Commission; but, when the Palmers apply for a building permit, a decision must be made for access to the property. Ms. McWhorter agreed that the resolution could be approved; but, at some point the Commissioners must decide if it will be the County's responsibility to improve the road. Chairman Prauner stated that if there is no resolution establishing the road as minimum maintenance, the County would need to improve the road. He said that hopefully the County could blade the road and add crushed concrete. Commissioner Ohl said that he is in favor of adopting the resolution as recommended by the Planning Commission. Mr. Johnson explained that when the Palmers decide where the driveway will be located, the lotsplit may need to be amended to show the location of the driveway. He said that the owners may need an easement or have the driveway location part of the lot.

Ms. McWhorter stated that her concern is from a zoning standpoint and the owners can't build a house along a minimum maintenance road; however, if there is no record of a minimum maintenance road the owner could build at the location they desire. Mr. Palmer asked for clarification on issuance of a building permit if the conditional use permit application is approved. Chairman Prauner explained that there is no record that the road has been designated as minimum maintenance even though a sign is posted on the road. He said that if the conditional use permit is approved, the Palmers could build a house. Commissioner Schmidt reiterated that it would be the County's responsibility to determine what improvements need to be made to the road; however, if the County locates a resolution that designated the road as minimum maintenance, the owners would be responsible for improving the road to county specifications. Ms. McWhorter said that the other option would be to amend the lotsplit. Mr. Johnson reported that he would look at the records again.

Commissioner Ohl said that if the county is responsible for improving the road, his road crew would appreciate any assistance that the other districts could offer because they have other projects to complete. He said that he would like to make sure that the improvements to the road are made in a timely manner. Mr. Johnson stated that a motor grader should be able to complete the necessary grading.

Commissioner's Record No. 25

MADISON COUNTY, NEBRASKA

After discussion, the following resolution was introduced:

RESOLUTION #2018-19

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, a recommendation has been received from the Madison County Joint Planning Commission and

WHEREAS, notice of public hearing was published in the March 3, 2018 edition of The Norfolk Daily News, and a public hearing was held by law.

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

1. This application is consistent with the Madison County Comprehensive Plan, Zoning and Subdivision Regulations and the Zoning Map.
2. The property is zoned AG-2 General Agriculture and meets the density requirements for the Zoning district.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Kenneth & Tiffany Palmer to construct a home on less than 40 acres on KENNETH PALMER LOTSPLIT described as:

Part of the NE ¼ of the NE ¼ of Section 18, Township 24 North, Range 2 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 with the Madison County Zoning and Subdivision regulations:

1. This Conditional Use Permit is permanent and may be transferred between owners.
2. This Conditional Use Permit allows a single family home on less than 40 acres.
3. With the passage of this permit, the applicant and/or residence builder realizes that the new residence is going to be subject to livestock odors, dust and general nuisances. This does not mean that the applicant is giving up the right to be protected by Madison County and the State of Nebraska.
4. The applicant should be aware it is his responsibility to remove any Nebraska Noxious Weeds found on the property at any time after the approval of this application by the County Board of Commissioners.
5. A copy of the signed permit must be recorded with the County Register of Deeds office by applicant.
6. A zoning permit must be obtained from the Zoning office before construction begins on the residence.
7. Applicant must have access to an improved county road before a building permit will be approved to construct the home.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that upon taking effect of this Resolution, 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 Ohl and seconded by Schmidt that the foregoing resolution be adopted and that Kenneth Palmer Lotsplit be approved. Roll call vote: Ayes, Ohl, Prauner, and Schmidt. Nays, none. Motion carried.

Chairman Prauner announced that the Board would consider vacation of the platted streets of Janet Avenue, Miller Street, Lane Street, and the North/South alley in Block 2, all in the unincorporated area of Enola. Jim Becker, Tom Becker, Kevin Kortje, and Sara Abler were in attendance during discussion on this matter.

County Highway Superintendent Richard Johnson reported that he prepared a resolution that would vacate all the streets and alley. He stated that, in his opinion, when the town of Enola was platted, the street right-of-way came from surrounding lots, particularly on the north side; so, the entire 66 feet of right-of-way should go back to the adjoining lots on the south. He stated that it doesn't matter on the south end because Beckers own land on both side. He proposed to vacate Janet Avenue with the right-of-way going to the lots adjacent to the street. He explained that he recommends that Miller Street be vacated with the 66 feet of right-of-way going to adjacent Lots 1-4 of Block 2. Mr. Johnson recommended that Lane Street be vacated and the right-of-way go to the adjacent lots on the south. He also recommended that the north/south alley be vacated with the right-of-way on the west half going to the lots on the west and the east half going to the lots on the east side. He said that at some point if the owners want quit claim deeds for the right-of-way, the County could provide these. Chairman Prauner stated that his concern are the lots behind the alley and if any owners would be landlocked and Mr. Johnson responded that no owners would be landlocked.

Kevin Kortje asked where the street boundary is located because the distance between the old bank and store is 66 feet, so there is no offset. He said that he is concerned about the alley because his ambitions were to purchase property from his Dad's cousins; however, that property was sold to the Becker family. He said that he wanted to put up a commercial kitchen for the honey business; but, now he is looking at the current lots that he owns and if he tears down the bank and store and puts up a new building, he doesn't know if there will be enough room. Chairman Prauner asked was size building Mr. Kortje was planning to put up and Mr. Kortje responded that he was planning to build a shed that was large enough for both living space and the bee business. Chairman Prauner asked how large the lots were that Mr. Kortje owned. Mr. Kortje responded that the lots are 124 feet deep.

Chairman Prauner reported that he checked with the Assessor's office and confirmed that Mr. Kortje's lots are valued as commercial because of the bee business. Mr. Kortje stated that he may move his business to a property located in Stanton County. Sara Abler stated that if they sell their property, it would be better to have the alley open. She stated that she is happy that they would gain the north 66 feet; but, the property is worthless without any access. Chairman Prauner stated that the power companies can obtain easements of the owners are worried about the power companies. He asked if the Kortjes own the quonset on the other side of the street and Mr. Kortje responded that they own it and have bee hives in it.

Jim Becker reported that he spoke with the County Assessor who said that the property is being taxed as rural residential. Sara Abler stated that she has tax stubs that show commercial. Jim Becker said that the zoning on the property must be verified with the Zoning Department. Chairman Prauner stated that the Zoning Office verified that the property is zoned as residential.

Jim Becker stated that at the hearing one of the concerns was the easements for the power company and he doesn't have any problem offering an easement through his property to reach the power pole. He said that they may, at their own expense, bury the line underground over to the pole to get rid of overhead lines. He said that the power company is willing to work with them because they are doing a sizeable upgrade to their grain handling facility; so, there shouldn't be any worries about the easements for the utilities.

Chairman Prauner stated that the Becker family wants to invest some money and he inquired what improvements they are planning. Jim Becker responded that they plan to add two grain bins, a pit, and a new dryer. Chairman Prauner stated that these additions will increase valuation and add more taxes.

Commissioner Ohl stated that the streets haven't been improved. He said that he understands the concerns on both sides of the property owners; but, if the streets are vacated the owners will gain some property rather than having it platted to streets. He said that the property may be shown on the tax rolls as commercial property; but, it may not be zoned that way. He stated that the disadvantage to the owners would be lack of access to an alley that hasn't been improved; but, the owners would gain 8 feet and if they wanted access they would need to move into their property to have access to a storage facility.

Commissioner Schmidt said that if the County Board vacates the streets the Beckers will invest a sizeable amount in Madison County. He said that the Beckers keep their properties neat and clean and the properties in question need a lot of trees cleaned up. He said that the improvements being proposed by the Becker family would be a welcome addition to Enola. He said that he realizes that vacating the streets may be a slight disadvantage to the other property owners.

Commissioner's Record No. 25

MADISON COUNTY, NEBRASKA

After discussion, the following resolution was introduced:

RESOLUTION #2018-20

WHEREAS, the Board of Commissioners of Madison County received a report from the County Highway Superintendent recommending that certain platted streets and an alley in the unincorporated area of Enola, Nebraska be vacated with the right-of-way reverting to the adjacent landowners, and

WHEREAS, adjacent landowners were notified by certified mail and a duly advertised public hearing as required by law was held on March 6, 2018, and

WHEREAS, public testimony was heard from both proponents and opponents of the proposed vacations, and

NOW THEREFORE, BE IT RESOLVED by the Board of Commissioners of Madison County, Nebraska that the right-of-way of the following described platted streets and alley be vacated:

1. Janet Avenue, as platted in Enola, from the East Right-of-Way of Main Street to the East Right-of-Way of Miller Street
2. Miller Street as platted in Enola
3. Lane Street, as platted in Enola, from the East Right-of-Way of Main Street to the East Right-of-Way of Miller Street
4. The North/South Alley in Block 2 of Enola

BE IT FURTHER RESOLVED that the right-of-way of the platted streets and alley shall revert to the adjacent landowners as follows:

1. The entire vacated 66 feet of right-of-way of vacated Janet Avenue, shall revert to the owners of Lot 5, Block 2 and the owners of Lot 4, Block 2 and the owners of each 1/2 of the vacated alley as described below, all in the Original Town of Enola
2. The entire 66 feet of right-of-way of Miller Street shall revert to the owners of Lots 1 through 4, Block 2 in Enola
3. The entire 66 feet of right-of-way of Lane Street, as platted shall revert to the owners of Lot 1, Block 2 and Lot 16, Block 2 and the owners of each 1/2 of the vacated alley as described below in Enola.
4. The West 1/2 and the East 1/2 of the North/South Alley in Block 2 of Enola shall revert to the adjoining landowners in Block 2 in Enola.

BE IT FURTHER RESOLVED that a copy of this resolution shall be filed in the Office of the Register of Deeds of Madison County.

Motion was made by Schmidt and seconded by Ohl that the foregoing resolution be adopted. Roll call vote: Ayes, Oh, Prauner, and Schmidt. Nays, none. Motion carried.

Commissioner Schmidt stated that the proposed improvements are a good example of economic development in rural counties. He said that the improvements don't add new jobs long term; but, during the construction process there will be people working on the project.

Chairman Prauner asked if the County would need to complete a survey for the owners who want to know the exact location of the streets being vacated. Sara Abler stated that she asked Mr. Johnson to complete a survey and he said that he wouldn't do a survey. County Highway Superintendent Richard Johnson stated that for the county purposes of vacating the streets and alley, it's not necessary to complete a survey. He said that if the County Board wants a survey completed to determine what is being given to the adjacent landowners that is okay; but, it's an after the fact situation since the street vacations were already approved.

Chairman Schmidt asked what the cost would be to complete a survey and Mr. Johnson estimated the cost to be \$500. Commissioner Schmidt stated that it was the responsibility of the County to close the streets; so, he thinks it is the County's responsibility to survey the property and determine where the boundary lines are located. Commissioner Ohl stated that he is okay with Mr. Johnson completing a survey since it would be beneficial for the property owners. Mr. Johnson asked if the survey should include the corners for the streets and alley vacation and Chairman Prauner confirmed that the outside perimeter should be located, not each lot line. Mr. Johnson confirmed that the survey would identify the outside perimeter of each piece of property. He reported that the Beckers own two lots on the west side so he would establish the north property line and the center of the alley.

Commissioner Ohl expressed his appreciation to the landowners for their cooperation and asked that relationships be maintained so that everyone continues to cooperate as best as possible. He said that he appreciates the communication and everyone's time to discuss this matter.

After discussion, Chairman Prauner directed County Highway Superintendent Richard Johnson to survey the property as discussed.

The following written reports and correspondence were reviewed:

- 1) Fund balance report
- 2) County Clerk's February, 2018 fee report
- 3) Register of Deeds February, 2018 fee report
- 4) Clerk of the District Court February, 2018 fee report
- 5) Information from Public Surplus regarding online auction system

The following claims were audited:

	GENERAL FUND	
Total Net Payroll		148,485.70
Account Control Technology, Inc.	Garnishment of Wages	179.34
Advance Correctional Health Care	Medical Services, County Jail	28,676.47
American Family Life Assurance Co.	Insurance Premium	951.47
Appeara	Mat Service, Supplies, Public Defenders	32.14
Axon Enterprise Inc.	Supplies, County Sheriff	860.00
Lucinda K Bauer	Legal Services, County Court	1,322.48
Karen Beyke	Contact Services, Community Based Grant	195.00
Big Red Printing	Supplies, Public Defender	44.28
Black Hills Energy	Utilities, Courthouse	350.93
Black Hills Energy	Utilities, County Jail	677.51
Blue Cross Blue Shield of Nebraska	Insurance Premium	4,686.64
Brady & Amy's Inc.	Fuel, Courthouse	57.99
Brady & Amy's Inc.	Fuel, County Sheriff	1,498.06
Brockhaus Howser Fillmer Funeral Home	Burial Services, General Assistance	1,200.00
Brodock, LLC	Car Wash Tokens, County Sheriff	2,000.00
Brogan & Stafford, PC	Legal Services, County Court	753.18
Brogan & Gray, PC, LLO	Legal Services, County Court	524.78
John Buck	Contract Services, Community Based Grant	22.50
Business Telecommunication System	Telephone Repairs, Probation Office	225.02
Cableone	Internet Services, County Sheriff	307.70
Cableone	Internet Services, Courthouse	218.50
Cash-Wa Distributing	Supplies, County Jail	135.10
CBM Managed Services	Inmate Meals, County Jail	8,235.63

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MADISON COUNTY, NEBRASKA

Cedar County Court	Certified Copies, Law Enforcement	5.50
Cedar County Sheriff	Civil Process Fees, District Court	12.00
Century Link	Repeater Line, County Jail	17.66
Century Link	Telephone Services, Probation Office	648.26
Champs, Inc.	Contract Services, County Jail	2,166.00
City of Crofton	Contract Services, Utilities, Community Based Grant	252.89
City of Madison	Utilities, Public Defender	466.18
City of Madison	Utilities, County Jail	4,124.71
City of Norfolk	Emergency Management Services	23,636.00
City of Norfolk	Economic Development Funding	12,438.65
Colonial Life and Accident Insurance	Insurance Premium	285.21
Complete Pest Elimination, Inc.	Pest Control, County Jail	125.00
Connecting Point	Equipment, Supplies, County Sheriff	1,113.00
Connecting Point	Internet, Supplies, Community Based Grant	102.95
Connecting Point	Supplies, County Jail	238.00
Connecting Point	Internet Service, Veteran Service Office	38.95
Connecting Point	Contract Services, Courthouse	2,913.43
Constellation Newenergy	Utilities, Zoning Department	66.00
Constellation Newenergy	Utilities, Noxious Weed	66.00
Constellation Newenergy	Utilities, Courthouse	1,165.50
Constellation Newenergy	Utilities, County Jail	2,324.70
Constellation Newenergy	Utilities, Veterans Service Office	172.20
Copycraft Printing	Supplies, Public Defender	72.38
Creston Fertilizer Co. Inc.	Chemicals, Noxious Weeds	3,689.70
Cubby's	Fuel, Noxious Weeds	67.05
Culligan	Supplies, Probation Office	70.00
Culligan	Supplies, Community Based Grant	9.00
DAS Accounting - Central Finance	Data Processing, County Clerk	41.60
DAS Accounting - Central Finance	Data Processing, County Treasurer	96.16
DAS Accounting - Central Finance	Data Processing, County Jail	32.00
Dodge County Court	Copies, Law Enforcement	1.75
Eakes Office Solutions	Supplies, County Assessor	30.00
Eakes Office Solutions	Supplies, County Court	19.29
Eakes Office Solutions	Supplies, District Judge	30.00
Eakes Office Solutions	Supplies, Courthouse	19.95
Eakes Office Solutions	Supplies, County Sheriff	124.18
Eakes Office Solutions	Supplies, County Attorney	608.03
Eakes Office Solutions	Supplies, Juvenile Accountability	38.99
Eakes Office Solutions	Supplies, Probation Office	88.50
Egan Supplies Co	Supplies, Courthouse	191.55
Egley, Fullner, Montag, and Hockabout	Legal Services, County Court	1,658.90
Elite Court Reporting Services Inc.	Court Reporting, Law Enforcement	225.40
Environmental Systems Research Institute Inc.	Maintenance Contract, Zoning Department	400.00
Ewalt Law Office PC, LLO	Legal Services, County Court	1,436.75
First Concord Benefits Group	Flex Plan	2,346.24
Floor Maintenance & Paper Supply	Supplies, County Jail	818.61
Francotyp-Postalia Inc.	Postage, Public Defender	150.00
Galls, LLC	Supplies, County Jail	39.94
Gillette Printing	Supplies, County Sheriff	79.00
Goodlife Counseling	Professional Services, Community Based Grant	243.75
Curt Guenther	Contract Services, Community Based Enhancement Grant	325.00
Matthew Headley	Mileage, Postage, Public Defender	122.79
Heartland Juvenile Services Association	Registration Fees, Public Defender	240.00
Naomi Hemphill Cleaning	Cleaning Services, Public Defender	90.00
Hilliges & Associates, LLC	Professional Services, Public Defender	250.00
Marci Hjorth	Mileage, Community Based Grant	37.06
Hometown Leasing	Equipment Lease, Probation Office	772.71
Jeffery L. Hrouda	Legal Services, County Court	383.30
Jack's Uniforms & Equipment	Supplies, County Jail	1,175.80
John's Disposal	Garbage Services, Zoning Department	25.50
John's Disposal	Garbage Services, Noxious Weed	25.50
John's Disposal	Garbage Services, Probation Office	68.00
John's Disposal	Garbage Services, Veterans Service Office	24.00
Elisabeth Krantz	Rent, Utilities, Community Based Grant	1,750.00
Madison County Clerk	Tax Deposit, Retirement	79,027.03
Madison County Clerk of District Court	Filing Fees, District Court	1,065.00
Madison County Sheriff	Civil Process Fees, County Court	347.32
Madison County Sheriff	Civil Process Fees, District Court	626.83
Madison County Sheriff	Civil Process Fees, Mental Health	182.71
Madison County Sheriff	Notary Renewal, County Sheriff	156.18
Madison National Life Insurance Co. Inc.	Insurance Premium	235.79
Major Refrigeration Co., Inc.	Repairs, County Jail	97.00
James Marshall	Tutoring Services, Community Based Enhancement Grant	690.00
Dustin Martin	Contract Services, Community Based Grant	22.50
Jennie Martinez	Meals, Zoning Department	6.19
Barbara Masilko	Mileage, Public Defender	33.79
Becky McCracken	Transcripts, County Court	76.80
Heather McWhorter	Mileage, Meals, Zoning Department	180.63
Medtox Laboratories, Inc.	Medical Testing, Juvenile Accountability	28.13
Meisinger Oil Company	Supplies, Courthouse	512.53
Microfilm Imaging Systems, Inc.	Equipment Rental, County Court	218.00
Midtown Health Center	Prescriptions, General Assistance	40.00
Midwest Plumbing & Heating	Repairs, County Jail	335.02
Midwest Special Services Inc.	Transpiration Costs, County Court	1,306.50
MIPS	Data Processing Costs, Register of Deeds	524.00
Morland, Easland and Lohrberg	Legal Services, County Court	661.95

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MADISON COUNTY, NEBRASKA

Moyer & Moyer	Legal Services, County Court	771.25
Moyer & Moyer	Legal Services, District Court	2,247.25
National Enterprise Systems Inc.	Garnishment of Wages	214.55
Nationwide Retirement Solutions	Deferred Compensation	3,085.00
Nebraska Association of County Clerks & Reg. Deeds	Dues, County Clerk	75.00
Nebraska Association of County Clerks & Reg. Deeds	Dues, Register of Deeds	75.00
Nebraska Child Support Payment Center	Garnishment of Wages	726.62
Nebraska Public Power District	Utilities, Zoning Department	90.21
Nebraska Public Power District	Utilities, Noxious Weed	310.88
Nebraska Public Power District	Utilities, Probation Office	710.47
Nebraska State Bar Association	Directory, District Judge	40.00
Maria Nievas Salavera	Mileage, Community Based Grant	52.32
Norfolk Daily News	Publication Costs	225.73
Norfolk GM Auto Center	Repairs, Noxious Weeds	93.40
Norfolk Public Schools	Meals, Community Based Grant	207.40
Norm Nykodym	Snow Removal, Public Defender	275.00
Rita Olberding	Transcript, County Court	50.59
Valorie Olson	Court Reporting, Mental Health	50.00
One Office Solution	Supplies, Register of Deeds	5.99
One Office Solution	Supplies, Clerk of District Court	20.30
One Office Solution	Copier Maintenance, County Court	120.16
One Office Solution	Supplies, Public Defender	117.94
One Office Solution	Supplies, County Sheriff	68.37
Michael Petersen	Contract Services, Community Based Enhancement Grant	120.00
Patricia Peterson	Contract Services, Community Based Enhancement Grant	155.00
Physicians Laboratory PC	Autopsy, Law Enforcement	4,650.00
Pitney Bowes Inc	Equipment Rental, Zoning Department	67.96
Platte County Detention Facility	Registration Fees, County Jail	525.00
Susan K Pohlman	Tutoring Services, Community Based Enhancement Grant	420.00
Pollard Pumping	Deposal Services, County Jail	278.50
Presto-X	Pest Control, Public Defender	50.00
Presto-X	Pest Control, Courthouse	97.00
Redwood Toxicology Lab	Medical Services, Probation Office	637.25
Region 4 Behavioral Health System	Quarterly Funding	16,804.25
Relx Inc. dba Lexis Nexis	Subscription, County Attorney	494.00
Reynoldsons	Fuel, Zoning Department	38.74
Sarpy County Sheriff's Office	Civil Process Fees, County Court	19.99
Stan Schapman	Mileage, Zoning Department	161.32
Schroeder Land Surveying	Equipment Rental, Contact Services, County Surveyor	1,412.00
Security Shredding	Services, Public Defender	35.00
Security Shredding	Services, Probation Office	367.50
Shell	Fuel, Reappraisal	144.90
Shell	Fuel, County Sheriff	3,227.43
Short Stop	Fuel, County Sheriff	122.26
SouthernCarlson Inc	Supplies, Courthouse	98.86
Stratton, DeLay, Doele, Carlson, & Buettner, PC, LLO	Legal Services, County Court	850.06
Alina Surber	Contact Services, Community Based Grant	105.00
Tax Valuation, Inc.	Contract Services, Reappraisal	20,000.00
Thompson Reuters-West	Subscription, Public Defender	298.82
Tilly's	Fuel, County Sheriff	57.08
Track Group	Monitoring Services, Juvenile Accountability	459.00
Trane	Contract Services, Courthouse	2,812.13
Transunion Risk & Alternate	Record Searches, County Sheriff	50.00
U-Save Pharmacy	Prescriptions, General Assistance	114.40
United States Latex Products	Supplies, County Jail	830.75
United States Postal Service	Postage, Probation Office	795.00
US Bank Corporate Payment System	Fuel, Supplies, County Sheriff	430.76
US Bank Corporate Payment System	Supplies, County Jail	253.90
US Bank Corporate Payment System	Equipment, Fuel, Registration, Supplies, Community Based Grant	128.56
Van Diest Supply Company	Chemicals, Noxious Weeds	6,288.10
Verizon Wireless	Telephone Services, Courthouse	55.46
Verizon Wireless	Telephone Services, Community Based Grant	442.44
Verizon Wireless	Telephone Services, Noxious Weeds	59.85
Vision Service Plan	Insurance Premiums	373.83
Volkman Plumbing and Heating	Repairs, Public Defender	140.00
Irma Watt	Interpreting Services, Public Defender	65.00
Wex Bank	Fuel, County Sheriff	610.16
Zodiac Properties, LLC	Rent, Probation Office	12,029.54
ROAD/BRIDGE FUND		
Total Net Payroll		32,380.89
Advance Auto Parts	Parts	1,158.57
American Family Life Assurance Co.	Insurance Premium	608.12
American Legion Post #35	Flags	51.00
Appeara	Towel, Uniforms	233.47
B & A's Welding	Repairs	110.00
Battle Creek Farmers Coop.	Fuel, Supplies	1,375.45
Bauerbuilt Tire	Repairs	342.50
Black Hill Energy	Utilities	519.18
Blue Cross Blue Shield of Nebraska	Insurance Premium	1,037.19
Brady's & Amy's Inc.	Fuel	425.28
Choice Foods	Supplies	11.00
Colonial Life and Accident Insurance	Insurance Premium	153.38
Constellation Newenergy	Utilities	3,032.40
Cornhusker International Trucks Inc.	Truck, Parts	49,045.37
D & M Machinery	Parts	6.60

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Dale R. Johnson Ent. Inc.	Gravel	14,847.12
Eastern Nebraska Trailer Repair Inc.	Parts	37.80
Electrical Engineering & Equipment Co.	Parts	32.37
Fastenal Company	Parts	972.59
Filter Care of Nebraska, LTD	Repairs	353.70
First Concord Benefits Group	Flex Plan	496.15
Inland Truck Parts & Service	Parts	153.83
Island Supply Welding Co.	Supplies	77.70
Kelly Supply Company	Parts	105.79
Loup Power District	Utilities	123.47
M & M Farm Supply	Supplies	94.50
Madison County Clerk	Tax Deposit, Retirement	16,390.66
Madison National Life Insurance Co. Inc.	Insurance Premium	54.36
Meisinger Oil Co.	Fuel	4,766.00
Menards	Supplies	4.75
Midwest Diesel Inc.	Parts	22.26
Nationwide Retirement Solutions	Deferred Compensation	325.00
Nebraska Child Support Payment Center	Garnish of Wages	243.24
Nebraska Public Power District	Utilities	387.66
NMC Exchange, LLC	Parts	2,406.41
Norfolk NAPA	Parts	1,943.35
Norfolk Transmission & Muffler Service Inc.	Parts	35.10
Northwest Electric	Parts	194.00
Pinkelman Truck & Trailer Repair	Repairs	2,110.12
Pioneer Telephone Company	Telephone Service	58.37
Powerplan	Parts	1,364.94
RDO Truck Center	Parts	119.41
Red Bud Hardware Inc.	Supplies	108.57
Reigle Implement Co Inc.	Oil	32.77
Rise Broadband	Telephone Service	127.53
Road Builders Machinery & Supply	Equipment	20,200.00
Sapp Brothers Norfolk	Oil, Tools	447.36
T-Bone North	Fuel	952.81
TMS International, LLC	Equipment Rental	320.00
Verizon Wireless	Telephone Service	211.59
Vision Service Plan	Insurance Premium	68.15
Weldon Parts Inc.	Parts	1,250.31
White Star Oil Co.	Fuel	85.18
Wiese Waterworks, LLC	Repairs	230.00
Zoubek Oil Company Inc.	Fuel	5,100.77
VISITORS PROMOTION FUND		
Norfolk Area Visitor Bureau	Administration Fees	12,002.51
VISITORS IMPROVEMENT FUND		
Norfolk Area Visitor Bureau	Administration Fees	5,662.27
REGISTER OF DEEDS PRESERVATION & MODERNIZATION FUND		
MIPS	Data Processing	507.36
DRUG TESTING FUND		
Gillette Printing	Supplies	132.00
Premier Biotech	Drug Testing Kits	511.84
INHERITANCE TAX FUND		
Estate of Floma W Taylor	Tax Refund	19,633.32
Newman Grove Public Library	Subscriptions, Supplies	1,926.29
911 EMERGENCY FUND		
Eastern Nebraska Telephone	Telephone Service	129.34
LAW ENFORCEMENT OPERATING FUND		
Charm-Tex	Supplies	190.48
Madison Co. Sheriff Inmate Fund	Cable TV, Supplies	162.24
DRUG COURT FUND		
Matthew McManigal	Food, Supplies	740.00
Redwood Toxicology Lab	Medical Testing	41.95

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

The Board adjourned at 1:07 P.M. to Tuesday, April 3, 2018 at 9:30 A.M.

Nancy Scheer
Madison County Clerk

Jim Prauner, Chairman
County Board of Commissioners