

# Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

## COMMISSIONERS PROCEEDINGS

Madison, Nebraska

September 15, 2020

The Board of County Commissioners of Madison County, Nebraska met in regular session at 9:32 A.M.

Advanced notice of meeting was published in the Thursday, September 10, 2020 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.

Following a moment of Silence and the Pledge of Allegiance to the flag of the United States of America, Chairman Troy Uhlir 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, Ron Schmidt, and Troy Uhlir, County Highway Superintendent Richard Johnson, County Clerk Anne Pruss, County Sheriff Todd Volk, County Attorney Joe Smith, Deputy County Clerk Nancy Scheer, Planning and Zoning Administrator Heather McWhorter, and Norfolk Daily News reporter Jerry Guenther. WJAG reporter Cody Ronnfeldt was present until 12:30 P.M.

Commissioner Uhlir read the following consent agenda items into the record:

- 1) Approval of minutes of September 1, 2020 meeting
- 2) Approval of purchase of two 550 Crew Cab Chassis 4 x 4 trucks in the amount of \$51,308 each from Cornhusker Auto Center, Inc.
- 3) Approval of contract with Hollman Media for payroll processing desktop application and authorization for the County Board Chairman to execute said agreement
- 4) Approval of dedication of part of the East 25 feet of Lot 24 and all of the East 25 feet of Lots 25, 26, and 27, all in Herman Nenow's
- 5) Addition to the City of Norfolk, said land laying between the South right-of-way of Bluff Avenue and the South line of said lot 27 and authorization for the County Board to execute said dedication
- 6) Authorization to advertise for bids for Project No. C-59(866), Old Hadar Road
- 7)

### RESOLUTION #2020-42

#### COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE FORM 2020

WHEREAS, State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2520 (2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

WHEREAS, State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include a copy of a resolution of the governing body of the county authorizing the signing of the certification form.

BE IT RESOLVED, that the County Board Chairperson of MADISON COUNTY is hereby authorized to sign the attached County Annual Certification of Program Compliance form.

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

Chairman Uhlir opened the hearing at 9:34 A.M. to discussion on the vacation or abandonment of the west ½ mile of county road between Sections 13 and 24, Township 22 North, Range 2 west of the 6<sup>th</sup> P.M., Madison County, Nebraska, said road being 831<sup>st</sup> Road between 551<sup>st</sup> Avenue and 552<sup>nd</sup> Avenue was held. A public hearing was opened at 9:34 A.M. to receive citizens' comments regarding closure of this particular road. County Highway Superintendent Richard Johnson explained that this road is badly degraded and almost impassable, which is why they have considered closing the West ½ mile of the road. However, we cannot land lock anyone by closing the road.

Jerilyn Orlowski spoke in opposition stated that she and her husband John Orlowski, Sr. are wanting to keep the road open because it's the only way to access land from the West side. The Wolken brothers have been renting this land to farm and they need to be able to access this land. Mr. Johnson went onto explain that the Orlowski's own 80 acres in the East half mile, which would stay open, and they also own the budding 40 acres in the West ½ mile. In theory they would be able to access the West 40 acres by going through these 80 acres, however, there is a large drainage way causing issues, which ends up cutting off about seven acres making them having to come in from the West to access. Dan Wolken, land renter of Jerilyn and John Orlowski, commented that the only other way to get to those seven acres is to go through someone else's property. To gain entrance into these seven acres is impossible due to the bridge being out and no culvert just a steep bank. Commissioner Ron Schmidt explained that he discussed with John Orlowski, Jr. that if the county does not close the road through the ditch that it would only be accessible by four wheelers. The county would need to put up barricades so that pickups and cars could not get through there since it is such a safety hazard. No citizens came forward for closing the road. A motion cannot be made today due to the law stating that a motion can only be made at the meeting following the public hearing.

Chairman Uhlir closed the hearing 9:42 A.M.

No action taken.

Chairman Troy Uhlir discussed the application of the Elkhorn Valley Sportsman's Club to operate a trap and skeet shooting range in Section 33-22-1 which is located on located at 55454 829<sup>th</sup> Road, east of the City of Madison (#2020-43). Planning and Zoning Administrator, Heather McWhorter, began by saying that there was a unanimous motion made by the Planning Commission for a change in the Conditional Use Permit. This Conditional Use Permit now states that the trap and skeet shooting range can operate for a period of five years with hours of operation Monday through Friday 8 A.M. to 10 P.M. Saturday and Sunday 9 A.M. to 6 P.M. The permit is subject to the

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Madison County Zoning and Subdivision Regulations, the laws of Nebraska, and the U.S. Government, and this permit is to allow shotguns only.

Chairman Uhlir opened the hearing at 9:44 A.M. to receive comments from citizens that are in favor for the gun range. President of the Elkhorn Valley Sportsman's Club Doug Huffman came forward and said that they met with planning and zoning again to push for fewer restrictions. There has been some complaints about the noise of the shooting range. Commissioner Troy Uhlir and Doug Huffman went to the shooting range and performed a noise test. The test performed found that the noise was not at a registered decibel meter. Commissioner Ron Schmidt asked for further explanation on what is stated in their booklet about restrictions on noise. The booklet reads, "That a person who is shooting in compliance with the shooting range performance standards at a shooting range between the hours of 7 A.M. and 10 P.M. is presumed to not be engaging in unlawful conduct merely because of the noise caused by the shooting." Doug also explained that it is tough to accommodate the coaches' schedules around the weather and the length of daylight depending on the season they are in.

Commissioner Ron Schmidt was also concerned if there were any best management practice in place for lead migration. The President of the Elkhorn Valley Sportsman's Club Doug Huffman reassured that they perform a test every year to see what the lead shot fall is. He also said that the club would initiate regulations by not allowing outside ammo nor reloaded ammo. Instead, they will be providing the ammo to use on the gun range in order to prevent any future lead issues. Ivan Peterson, Lutheran High Northeast Coach and board member of the club, came up to present his statement that he is for letting the shooting range be operable. He explained about the best management practices need to be in places to understand what the worst things that could happen with lead as a toxin in order to prevent those issues from happening. Ivan explained how batteries in our vehicles are made up of lead and acid which is the worst combination to have. When lead is next to anything acidic and it is soluble it can become very dangerous. However, this combination being in a battery form is in compliance and used as a battery it can become recyclable. There are management practices in place for those batteries once they are done being used. Therefore, when it is talked about lead being in the form of a shotgun shell it is not dangerous because it is being used the way that it is supposed to just like a battery. Since we are not in an area where we have acid rains or acidic oil, shooting these shells while hunting are not going to cause any issues because lead does not have that acid to react with. Commissioner Ron Schmidt expressed concern of finding a proper way to dispose of this lead because he has pictures of crops that were possibly affected by shots that were fired. Looking at the images provided it is up for debate as to either you can see the shooting diameter and how it affected the crops this year or if the damages are due to the climate that we have had this summer.

Ivan Peterson explained that the proposed shooting range there is no wetlands nor rivers that flows through the area, so the lead is going to stay on the top couple of inches of the ground. On an annual bases, the owner of this land, Scott Long, will be testing the soils for the pH levels to make sure they are not becoming acidic. This ground will be tilled up to make sure there is a 2-inch layer of soil on top of the lead to prevent migration. Studies performed from the Game and Parks and the National Shooting Sports Foundation proved that as long as the pH levels stay where they are the lead will not become soluble nor cause issues. When reclaiming the lead it is a benefit to have the land in a tight smaller area because it is more financially feasible for the club to reclaim. Harvesting this lead, they will be looking for the area where there is the most lead. Ivan said that the Elkhorn Valley Sportsman's Club is willing to work with a company to take samples of the soil in order to determine if it is financially feasible to remove the lead. They will also have the Nebraska Game and Parks Commission come out and make any recommendations that would need performed each year. The club is also becoming a member of the Nebraska Shooting Sports Foundation, which is where they have gotten a lot of their documentation. Commissioner Ron Schmidt brought up the issue that might occur if a large amount of rain and the tilled soil that the lead could washed away and runs into the neighbor's ground; and asked what the club is going to do to prevent the lead from moving with the rainwater. Ivan Peterson explained that the grasslands around this area will catch most of the small pieces but lead is just like gold, the silts come to the top and the gold stays on the bottom. Therefore, this means that lead should never ever move because it never becomes soluble. He stated the Nebraska Game and Parks will come out to analyze their best management practices in order to prevent any run offs.

Commissioner Ron Schmidt went on to talk about the noise being a no consequence. In the previous meetings, the neighbors have voiced that the noise is intolerable, and he is very concerned by this. Best management practices says that the Elkhorn Valley Sportsman's Club needs to work with the neighbors in order to develop noise control measures. Due to the weather, the club or organizations are not out there for at least a 1/3 of the year. The club is also take into considering of only allowing 30, 32, and 34-inch barrels to be used reduce the noise levels. Shorter barrels will not be allowed because the shorter the barrel the louder the noise is. The ammo that will be used is also light loads, with that being said the decibel levels from the firearm itself is not like what it would be at a typical gun range for sound. When the decibel test was performed, it proved that the semis running across the rumble bars on the highway were louder than when these shotguns are being fired. Ivan Peterson also explained the club has their hours of operation posted on their website if the neighbors would like to know when they would be using the range to practice. There are two parts to the hours of operation; there is the youth side and the league side for the club. League meets on Tuesday and Wednesday nights during the summer for 10 weeks with two-hour sessions. The youth will meet during the springtime while school is in session. Sundays are open days to allow families to come out and enjoy the sport. This club keeps it's professionalism by only allowing board members, range attendants, or trained coaches to have keys and access to the range in order to keep the safety for everyone and so that there are not individuals shooting at all hours of the day that are not allowed.

Scott Long, owner of the proposed gun range, came forward to say that he has kept an on eye on the crops located next to the range and will make sure that there wasn't any damages being done. Throughout the summer, he never noticed any changes to the crops caused by the lead done damage to, but this year it was more due to not having any rain and many hot sunny days this summer. He considered starting up his own gun club in the City of Madison until Ivan Peterson addressed him with what their club was about and what they would like to do with the shooting range if Scott would let them lease the ground out. Scott expressed concerns about the lead issue but he is willing to keep track of the pH levels of the soil in order to prevent issues in the future. Ivan Peterson stated that this land is a great spot for the club to have a gun range. This is a previously existing shooting range and Scott Long has done a great job at collecting all the lead into one spot and not spread throughout. As a coach, Ivan stated that the club does a great job supporting the youth. Besides the club being the only individuals using the gun range, there are two 4-H teams, one high school team, and one college team that all practice at the gun range. Each group does their own fundraising and tries to get support from the local communities. However, the biggest supporter for the youth has been the Midway Foundation. This foundation has set up programs for each individual team allowing them the ability to grow. They provide products that they can use as a fundraising project for their organization. The Pheasants Forever Chapter has also been a great help in helping support the youth. All these vendors and supporters in our community combined have been able to draw up \$150,000. Each year 5% is drawn off this account to cover fees for individuals to come practice, ammo, and entry fees. Ivan said that this a great sport for the youth because it helps students understand safety and respect for firearms. He has had many parents and administration acknowledge him for how much these students have developed more responsibility, improved their grades, and are interacting more with other students in school. He does not want there to be more restrictions in place to prevent students going out in bad weather because that is the only day they would be allowed to practice. The state statue says that they cannot operate from 10:00 P.M. and 7:00 A.M. and he believes that this restriction needs to come back.

Mark Fitzgerald, a Norfolk Attorney representing three neighbors that live near the gun range, came forward in opposition to explain why they are against passing this permit. He said that this permit still does not follow along with the Nebraska State Statues. The Nebraska

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State Statues say that the owner of the land needs to establish a Conditional Use Permit instead of the person applying for the permit. Not becoming the Conditional Use Permit applicant can later cause problems if environmental issues with lead were to occur. The neighbors surrounding this gun range have permitted principal uses, which they were living there first and they in an agriculture transitional zone under the commissioners regulations. The club being granted a Conditional Use Permit by the county commission is not a principal permit use, this is a secondary use that is permitted only under the commissioners' regulations and the law of the land. He stated that the neighbors agree that this a great organization for the youth and families, however, it's not a good location. He believes that there needs to be more restrictions in place to accommodate the neighbors that have already been living there for years. Mr. Fitzgerald also stated that what the Planning Commission developed for the hours of operation are not realistic. The state statues that were signed only concerned existing shooting ranges and does not concern a new Conditional Use Permit gun range. He said that it is not ok to site these statues one time but not the other.

Bob Schroeter asked his attorney, George Moyer, to speak on his behalf of his land and his concerns of the gun range. Mr. Moyer stated that Bob owns the 80 acres east of Scott Long's 80 acres. Water drainage from the vegetation on Scott's land runs down onto Bob's land, which then drains down into Union Creek, which is a mile south of these properties. This is very concerning that fragments of lead and blue rock will wash onto Bob Schroeter's property. Mr. Moyer stated that all rain is acidic therefore the lead will move and cause problems. He explained that when individuals mine for gold, this gold was migrated there through waters and the actions of nature and then it is collected. In California, you can still find gold in streams because it has been washed down. He mentioned a second circuit court of appeals case the Connecticut Costal Fisherman's Association versus Remington Arms Company and how it involved a shooting range that were firing into the Long Island Sound off the coast of Connecticut. The Costal Fisherman's brought an action suit against the Remington Arms Company to stop them from permitting because they were having problems with the fish. What the court held in this case was that the federal statue stated that the Resource Conservation and Recovery Act applied to this kind of operation. Mr. Moyer recommended that our County Attorney, Joseph Smith, look into this action because it stopped the Remington Arms Company. In this case, the court stated that lead shot and clay targets meet the statutory definition of solid waste and once they are expended they are then served as discarded and abandoned at which they accumulate long after their intended use. This causes a hazard to the environment and needs to be cleaned up. Attorney George Moyer is also concerned as time goes by that promises could be forgotten about the responsibility of cleaning up the lead. He urged that the commissioners seek a bond or a specific requirement from the Elkhorn Valley Sportsman's Gun Club in case these promises are not kept. Determination of the financial responsibility needs to be established for the cleanup of lead.

Linda Kowalewski, who lives about one-third of a mile from the range, was amongst those that testified against having the gun range open. She said that she and her husband, Ron, have lived at their place for over 30 years and are now considering moving. They were very bothered by the noise when the gun range was used previously. She stated that those that are partaking in the recreation might not be bothered by the noise, but if you live there and are listening to it day after day, it is very bothersome.

Bob Schroeter, another neighbor of the gun range, was also against having this permit approved. He is very concerned about the run off lead onto his property and the noise. His mother used to live there where Bob lives now, and at that time had given Scott Long privilege to use his conditional use permit because she was being a good neighbor. She regretted allowing this because she could not sit in her front room and read, instead most days she would get in her car and drive away to avoid the noise. Bob said that the families that surround the gun range live in a quiet area and they would like to leave it that way. Bob suggested that the Elkhorn Valley Sportsman's Gun Club clean up the lead now and start fresh, and then there are no guesses as to what kind of hazards they are dealing with. After the five years are up of using this gun range, the club should clean up the area again so there are no issues to come after the permit is up. He advised that clarification of responsibility of who is going to be in charge of the cleanup needs to be established.

Chairman Troy Uhlir asked County Attorney Joe Smith how can a wind energy farmer obtain a conditional use permit and sit on someone else's land. Is this a concern that we will face going against state statue?. County Attorney Joe Smith said that started having the owners sign in the applications because he wanted to make sure owners did not end up in situations they did not want. He believes this matter could be addressed another day if they were going to go through and redo all the regulations that were made in the last few years. The Recreation Act was put into place so that gun ranges could still exist so you could not say there cannot be any gun ranges due to the noise and the lead. This is because there is not a place in the county that does not drain water somewhere. Commissioner Ron Schmidt questioned if a decision can be made today, that the Nebraska Department of Environment and Energy, the Environmental Protection Agency, or the correct governing body could analyze the property of any contamination from the previous gun range before new shots are fired. He said this would be good to know if the lead needed cleaned up and the club could do so before it starts to wash onto other properties. Ivan Peterson said he is comfortable moving forward with what the soil is at now. However, he is still going to ask the Nebraska Game and Parks and the National Shooting Sports Foundation to come out to give any recommendations for the club's best management practices. He wants to make sure these practices are held to the highest standard. Chairman Ron Schmidt did not believe that Game and Parks could come out and perform an audit on the soil. Therefore, it needs to be determined who can perform this audit so they can get it done. Owner of the gun range, Scott Long, stated that he did contact Creston Fertilizer to have someone come out and test the soil but they would prefer to wait until the crops are out. Bob Schroeter would like to be present when these samples are taken so he can be aware the of situations to come. The club is welcomed him to partake in this event. Doug Huffman, President of the Elkhorn Valley Sportsman's Club, would like to get results on the soil soon so they can start accessing the gun range before the students start practice in February to move in equipment. He reassured there would not be any shots fired until February when the students come.

Commissioner Ron Schmidt highly recommended that the club and the owner of the land, Scott Long, come up with a bond as a safety precaution. County Highway Superintendent Richard Johnson explained that the bond would be to unsure that the gun club would clean the property when they are finished with the lease and if they do not then Scott would need to call the bond company and the bond company would then pay for the cleanup. Bob Schroeter insisted that he knows who is responsible for the damages that could be done so that way they can be addressed if they came up. Scott Long, owner of the gun range, does not want to be liable for the lead damages because he thought that he could use this opportunity of opening the gun range for extra income and clean his place up but he is concerned it could go the other way and lose his property. Unfortunately, the lease agreement is very vague and does not state who is responsible for paying the damages and cleanup of lead. Commissioner Ron Schmidt explained to Scott that it is very important that he understands that he could potentially be held liable for cleaning up the lead. However, Ivan Peterson, member of the gun club, reassured that they would move forward respectfully on what is needed to be done to test the soil. He said that this situation is just as important to them as it is to the neighbors and the landowner. If the lead that is already on the ground is considered hazardous, the club will take it upon themselves to provide the cleanup but they will be using their best management practices to ensure that the lead is not hazardous. Nevertheless, it is unsure what will be inspected on Scott Long's property. It is very possible there could be other issues in their inspection that no one is aware. Chairman Troy Uhlir inquired on how often lead cleanup should be performed. Ivan replied that with Nebraska's soil types it is not required to do any clean up and is recommended to wait until it is financially feasible to do so. He said gun ranges with more shooters than this club will tend to clean up every five or six years, however, there are some gun ranges that don't clean up at all. Chairman Uhlir stated that it is not a concern as of right now if it is feasible or not but to make sure there is protection against hazardous waste. Ivan said that one

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of the main reasons why they chose this site is because they plan to use this site temporarily instead of starting a new gun range. Although this an existing gun range, the state statute says that it can continue to be an existing gun range.

Planning and Zoning Administrator Heather McWhorter asked for some clarification in order for her to write the resolution. She said that any harm prior to the club opening the gun range is the property owner's responsibility. If the inspection by the Environmental Protection Agency or the Nebraska Department of Environment and Energy clears of no hazardous waste previously there, newly fired lead will not be harmful. However, if the lead is considered hazardous then it will be Scott's responsibility to clean up the lead. She then questioned if the Elkhorn Valley Sportsman's Club and Scott Long should be bonded because it is still going to be Scott's responsibility to clean up. Therefore, it would not have anything to do with Madison County because it would be considered a private issue since there is not a Conditional Use Permit in place. Commissioner Ron Schmidt said that he is going to leave it up to Scott to take the responsibility of making sure this audit is fulfilled and that the commissioners have a letter from the company performing the audit stating that this property is at a safe level to operate.

Attorney Mark Fitzgerald proposed that the Commissioners make a decision today on hours of operation. Ivan Peterson, Lutheran High Northeast shooting coach, stated that the students would be out there practicing from February until the end of the school year in May. Due to the amount of daylight hours this time of year the students are limited on how long they can be there before it gets dark. The club is concerned that if the students have more restrictions on the hours of operation that they will not be able to have students out there to practice due to all the other activities they are a part of in school. Planning and Zoning Administrator Heather McWhorter said that this needs to be enforceable that only students can be at the gun range during their specified times. Linda Kowalewski, a neighbor opposing the gun range opening, commented that it would be nice to know what days they will be practicing ahead of time so they can make plans for a quiet evening. Ivan explained again that there will never be any shooters at the range outside of their scheduled times because only certain individuals are allowed keys. The club will have the schedules posted on their website so that anyone can see when they are shooting. Joe Barg, a member of the Elkhorn Valley Sportsman's Club, would like to invite the neighbors to come see how they operate their gun range and see what it is like from their standpoint. The hours are currently set for Monday through Friday 8:00 A.M. to 10:00 P.M. with Saturday and Sunday being 9:00 A.M. to 9:00 P.M. Commissioners Uhlir and Schmidt both disagreed with these weekend times. Although, Ivan explained that Sunday's are the biggest days that students can practice without having other school activities. He also said that it depends on what the volunteers' schedules are like as to whether the students will be out there every day of the week or only part of the week. Planning Administrator Heather McWhorter suggested that the commissioners give the gun club a chance. If the county commissioners do not want to give the club a permit for five years, they should make it only for a couple years in order to see what they are capable of. If they are not doing what is expected of them then the commissioners can step in and investigate any complaints that are made. Chairman Troy Uhlir and Planning Administrator Heather McWhorter suggested the hours be changed to Monday through Thursday 8:00 A.M. to 10:00 P.M., closed on Fridays, and Saturday and Sunday 12:00 P.M. to 6:00 P.M. These hours would accommodate the concerns of having enough daylight hours for practices.

Mrs. McWhorter stated that the application did receive unanimous approval at the planning meeting  
Chairman Uhlir closed the hearing at 10:40 A.M.

After discussion, the following resolution was introduced:

### RESOLUTION #2020-43

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 September 2, 2020 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. The application is consistent with the Madison County Comprehensive Plan.
2. The application is consistent with the Madison County Zoning and Subdivision Regulations.
3. The Elkhorn Valley Sportsman Club has been in operation since 1982 and is requesting to operate at a new location.
4. The club will be for members only and provides youth and school programs.
5. Will consist of only shotguns.
6. This is an Ag Transitional zoning district and is an allowable use with a Conditional Use Permit.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grants a Conditional Use Permit to Elkhorn Valley Sportsman Club to operate a trap and skeet shooting range on property described as:

**The W 1/2 of the NE 1/4 of Section 33, Township 22 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 is a Conditional Use Permit to operate a Trap and Skeet Shooting Range for a period of 5 years.
2. Hours of operation will be Monday through Thursday from 8:00 A.M. until 10:00 P.M. and Saturday and Sunday from 12:00 P.M. until 6:00 P.M.
3. This permit is subject to the Madison County Zoning and Subdivision Regulations, the laws of Nebraska, and the U.S. Government.
4. A compliance letter from the appropriate agency must be provided to Zoning Administrator verifying gun range site is in compliance with existing standards.
5. A current schedule of league hours must be posted on club website.
6. This permit is to allow shotguns only.

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.

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After discussion, motion was made by Ohl and seconded by Schmidt to approve operation of a Trap and Skeet Shooting Range for a Period of 5 years with the hours Monday through Thursday from 8:00 A.M. until 10:00 P.M. and Saturday and Sunday from 12:00 P.M. until 6:00 P.M. A compliance letter from the appropriate agency must be provided to the Zoning Administrator verifying gun range site complies with existing standards. A current schedule of the league's hours must be posted on the club's website. This permit is to allow shotguns only. Roll call vote: Ayes Ohl and Uhlir. Nays, Schmidt. Motion carried.

Pursuant to published legal notice in the Tuesday, September 10, 2020 edition of the Norfolk Daily News, Chairman Uhlir opened a public hearing at 9:48 A.M. to receive comments regarding the adoption, message, and establish the 2020-2021 budget request amount different from the prior fiscal year. Chairman Uhlir opened the public hearing at 11:40 A.M. Chairman Uhlir advised that there would be discussion.

Budget committee members Troy Uhlir, Anne Pruss, Nancy Scheer, and Richard Johnson, presented information on the 2020-2021 fiscal year budget. Documents were presented to the board. Deputy County Clerk Nancy Scheer stated the current fiscal year budget amount at \$59.5 million compared to last year's budget at \$45.9 million. This year we have increased the budget by 7.9% or \$3.6 million. The total property taxes that are used to fund this budget is \$15.7 million. Last year's property taxes were at \$15.4 million, which is an increase of 2.1% or \$325,972. This year's tax rate will be based on this property tax amount at almost thirty-seven cents. We were able to decrease this year's tax rate by two cents compared to last year's that was almost thirty-eight cents. Nancy displayed a chart that showed the breakdown of expenditures of the funds. The general fund at 39% is the largest portion of the total budget. The next largest portion is the FAS fund at \$13.4 million, which is 27% of the total budget. The smallest portion is the roads at \$11.6 million, which is 23% of the total budget. She explained that when you add up all these particular funds you come up with the total of \$49.5 million. Commissioner Ron Schmidt asked to further explain what the \$3.3 million was on the expenditure. Nancy said that amount is the total budget starting with the cash on hand and what is anticipated to receive. This is not the amount that is being spent; it is the amount that is going into the budget. Nancy further explained that commissioners in the prior years tried to keep the balance at \$2 million for emergencies and take into consideration what we are anticipating to receive. We do know that \$1.2 million is planned to be spent to reduce property taxes.

\$16.6 million or 30% of the total budget is going to come from the cash on hand. The tax collections to fund this budget will not be starting until May of 2021. Deputy County Clerk Nancy Scheer stated that there is going to be a need for a significant amount of cash on hand to cover until the next tax collection comes in. The rest of the sources that will help support this budget will come from government local sources of \$6 million or 12%, the property taxes, and then there will be some federal, state, and interfund transfers. All of these items combined will elevate the total budget, however, we cannot levy taxes in the road bridge fund so we have to levy the taxes in the federal aid. Then the \$1.2 million that is transferred over from inheritance becomes part of the \$5 million. Personnel costs, capital outlays, and the day-to-day operating costs are the major players in the expenditures. Some of the major funds in the capital outlays are the road bridge and the phone system update. The personnel costs consist of the basic wages, the matching FICA, health insurance benefits, and the retirement program.

There are three funds in the total budget where it has needed to raise the property taxes. This includes the general, federal aid secondary, and the road bridge bond. The road bridge bond has bonds that were previously issued, highly allocation bonds, and the bonds that were issued in 2020 of \$2.5 million. Last year we had a much larger amount to fund at \$728,000 but this year we only have \$425,000 to fund for this budget. Since there was not \$5 million worth of bonds issued, we were able to significantly lower the property tax requests for this year and still be able to pay for the new bonds issued on top of the old bonds. The biggest change was in the federal aid secondary which \$931,000 increase in the property tax was. Commissioner Troy Uhlir explained that it was able to happen because we pulled out about \$600,000 to meet the \$36.9 million budget. When we did this a project was put off to wait until next year and it made us able to still stay on track of getting the 12 to 15 miles of overlay done all in this fund. He reassured that all the money going into this fund is going to be used some place. He also applauded the general fund for being able to go with the 2% increase on all their employees' pay rates. It was very helpful that all the elected officials helped tie everything in to be able to get this \$300,000 reduction. Commissioner Christian Ohl stated that there are always roads that need to be fixed and it can be difficult to manage which ones to fix first. The road repairs from the March flood, making improvements on the hard surface roads, developing a program that will allow more roads to be completed, the radio equipment for the law enforcement, and telephone system upgrades were all taken into consideration to develop this budget.

Chairman Christian Ohl talked about the valuation breakdown from the county assessor's office on their husband. He said we saw an increase in valuation that the assessor found this year on commercial property. If you include all agriculture together, there was a net decrease in agriculture land of 4%, but home dwellings in some areas saw an increase. Residential real properties make up about 41%, agriculture is about 36%, and commercial real property is at 15%, which are all a part of the valuation of Madison County. Deputy County Clerk Nancy Scheer said the final topic is that the property taxes on a \$100,000 home. In order to fund the operations of Madison County \$369.96 needs to be the property tax amount on a \$100,000 home. This tax amount is broken down into \$222.70 to the general fund, \$137.26 to the federal aid secondary fund, and \$10 to the road bridge bond. Commissioner Ron Schmidt found it interesting that about six or seven years ago, nearly 50% of the total valuation of Madison County was made up of agricultural property, real property, and personal property.

Chairman Uhlir closed the hearing at 11:54 A.M.

After discussion, the following resolutions were introduced:

### RESOLUTION OF ADOPTION AND APPROPRIATIONS #2020-44

WHEREAS, a proposed County Budget for the fiscal year July 1, 2020 to June 30, 2021, prepared by the Budget Making Authority, was transmitted to the County Board on the 4th day of August, 2020, and

WHEREAS, a duly advertised public hearing on said budget was held as required by Nebraska Revised Statutes,

NOW, THEREFORE, BE IT RESOLVED, by the Board of Commissioners of Madison County, Nebraska as follows:

Section 1. That the budget for the fiscal year July 1, 2020 to June 30, 2021, as categorically evidenced by the budget document be, and the same hereby is, adopted as the Budget for Madison County for said fiscal year.

Section 2. That the offices, departments, activities, and institutions herein named are hereby authorized, with County Board approval, to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2020, and ending June 30, 2021.

Section 3. That the income necessary to finance the appropriations made, and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

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Motion made by Uhlir and seconded by Schmidt to approve Resolution #2020-44 to accept the adoption and appropriations of the fiscal year July 1, 2020 to June 30, 2021. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

### RESOLUTION #2020-45

WHEREAS, Nebraska Revised Statute §77-1601.02 provides that the Governing Body of Madison County passes by a majority vote a resolution setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW, THEREFORE BE IT RESOLVED, by the Madison County Board of Commissioners resolves that:

1. The 2020-2021 property tax request be set as follows:

TOTAL VALUATION	FUND	PROPERTY TAX REQUEST	LEVY
4,253,351,387	General	9,472,207	0.222700
	Road/Bridge	0	None
	Federal Aid Secondary	5,838,147	0.137260
	Visitors' Promotion	0	None
	Visitors' Improvement	0	None
	Register of Deeds Preservation and Modernization	0	None
	Drug Law Enforcement	0	None
	Drug Testing	0	None
	Community Development Grant #2	0	None
	Inheritance Tax	0	None
	911 Emergency Management	0	None
	Law Enforcement Operating	0	None
	Drug Court	0	None
	Road/Bridge Bond	425,335	0.010000
	TOTALS	15,735,689	0.369960

2. The total assessed value of property differs from last year's total assessed value by 4.68%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be \$0.362296 per \$100 of assessed value.
4. Madison County proposes to adopt a property tax request that will cause its tax rate to be \$0.369960 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Madison County will exceed last year's by 8.0%.

Motion made by Uhlir and seconded by Schmidt that the foregoing resolution #2020-45 be adopted. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

Mike Clinch and his family came and addressed the Madison County Commissioners about repairing a road that they use frequently. This particular road is located on 835<sup>th</sup> Road between 558<sup>th</sup> Avenue and 557<sup>th</sup> Avenue. This road was originally an asphalt road from 1973 up until the floods in the spring of 2019. This flood severely damaged this road so the county had to tear up the asphalt and change it back to a gravel road. The Clinchs' stated that they supply pumpkins to all Nebraska Hy-Vee's and Earl Mays. When they are transporting these pumpkins on this road, the stems are getting broke off due to all the holes in the road. They are starting to lose a significant amount of money because these companies will not buy pumpkins if they do not have any stems. These holes in the road are also knocking out the centers of their watermelons. The bridge is still out West of Stanton so this has brought more traffic to this road on top of all the extra traffic from the feedlot that is nearby. The Clinch family estimate that they personally drive about 170 semis across this road during the fall season. Commissioner Troy Uhlir said he did travel this road this morning and he didn't find the road to be in bad shape, however, the maintainer had just gone across it after the big rains we had last week. County Highway Superintendent Richard Johnson explained that to do one mile of asphalt is roughly \$300,000 and if it were concrete, the cost would be almost doubled. He said although concrete is more expensive it would be the best option for this road due to all the semis that are driven on this road year round. Unfortunately, this road was not figured in this year's budget so they will have to way and look into this further for the 2021-2022 budget. Chairman Uhlir said that they would make sure to keep up with the maintenance the best they can until they are able to pave the road. No action was taken.

The county explained that there are more miles than there is money that are needed to be repaired. This year the budget has been approved to repair 15 miles of roads. Three of these fifteen miles were carried over from 2019-2020 which are the 2 miles North of Newman Grove, 2 miles on 840<sup>th</sup> road, 1 ½ miles of 552<sup>nd</sup> Avenue near Battle Creek, and the remainder ½ mile of 1<sup>st</sup> Street from Sherwood Road, (839<sup>th</sup>) South. This left the commissioners to approve nine more miles for bid in order to complete their fifteen-mile budget. Commissioner Ron Schmidt explained that he would like to have his three miles of asphalt start North of the City of Madison on 830<sup>th</sup> road and go one mile North, ½ mile West, and 1 ½ mile North. This road leads to Agrex. County Highway Superintendent Richard Johnson is concerned that the \$2.5 million budgeted for these miles will not cover all of the repairs so they need to start getting bids out now and see where they are. Chairman Christian Ohl reminded the commissioners that the miles being done in District 2 are 100% for their voting constituents. This district has many miles of asphalt that need to be repaired. Commissioner Troy Uhlir decided his choice would be the one mile north of

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Meadow Grove on 539<sup>th</sup> Avenue that runs from 845<sup>th</sup> Road to 846<sup>th</sup> Road. It was decided that the 2 miles of Sherwood Road from 1<sup>st</sup> Street to Grandview Avenue, the one-mile of Grandview road from Sherwood Road to Coolidge Road, one mile of Coolidge Avenue from Victory Road to Grandview Drive, and one mile of Channel Road from Coolidge Road to Highway 24 would complete the 15 miles. They are hopeful that Stanton County will be able to pay for half of the repairs on Grandview Road. Commissioner Ron Schmidt offered to give up his three miles to Agrex in order to repair the four miles west of King Steel on South Airport Road. South Airport Road is in much worse shape compared to the road to Agrex. The issue with this road is that it is 4 miles, which exceeds the 15-mile limit. It would be a good idea to get a bid for these four miles to see if they can fit that extra mile in there because they can't just do part of the road. Commissioner Troy Uhlir stated that there are some roads that the county is being reimbursed for repairing them due to the floods so there is a high possibility they can fit in this extra mile. It is also going to be more cost effective to do more miles on one road then dispersing roads throughout the county. They could still to perform traffic counts so they can get better recommendations on estimates for repairing South Airport Road. Authorization of bids needs to be done before December 8, 2020 and September 29, 2020 they are instilling a deadline for bids on the culverts.

No action was taken.

The finally topic of this meeting involved the electrical upgrades that the courthouse needs for their phone system. The courthouse's phone system is 50 years old, which can make it difficult to find parts if something needed repaired. The biggest concern however, is that our phone system would go completely out and the courthouse would be left without access to records and assisting the public. County Highway Superintendent Richard Johnson said that he had a local electrician come and examine the loads of electricity that are being used at the courthouse. He said that it was found that the backup generator would not be able to handle this large of a load. Mr. Johnson explained three options they could do for the electrical upgrades. One being that we replace the completely emergency system and generator, which would cost about \$135,000. Installing a converter to provide battery backup to the life safety circuits is the second option. This option is roughly \$50,000. The final option is to have no backup at all and only perform part of the necessary upgrades but it is very risky not having a backup. This option would cost about \$21,000. In addition to these upgrades the courthouse needs a new switchboard and master control counsel can cost anywhere from \$60,000 to \$70,000 in addition to the \$135,000. The worst part about doing these upgrades is that the courthouse would have to be shut down for seven to ten days. The commissioners discussed that they may need to find an off-site location for employees to work so we can continue to serve the public. Chairman Ron Schmidt said that he is shocked that with all the current issues that the courthouse has been shut down already and it is going to be difficult to find a good time that the courthouse can be closed. Sheriff Todd Volk expressed that it is very important to have a backup because once something goes down there is nothing you can do until it comes back up. County Clerk Anne Pruss also stated that we should not push this off any longer than it is needed because we do not want to run into any problems with the whole system going down. There will need to be a meeting made the elected officials to decide when the courthouse can be shut down.

Motion made Uhlir and seconded by Schmidt to approve replacing the existing emergency system and generator, separate the life safety, and operational standby branches. Roll call vote: Ayes Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

The following written report and correspondence were reviewed:

- 1) Fund balance report
- 2) Clerk's August, 2020 fee report
- 3) Register of Deed August, 2020 fee report
- 4) County Sheriff's August, 2020 fee report
- 5) First Concord HRA 2019-2020 savings report
- 6) U.S. Army Corps of Engineers public hearing notice regarding City of Norfolk North Ford Elkhorn River project
- 7) 2020 Nebraska Thriving Rural Prosperity report
- 8) Surplus report

The following claims were audited:

	GENERAL FUND	
Total Net Payroll		162,732.18
Abe Electric	Building Repair, Veterans' Service Office	128.24
Advanced Correctional Healthcare	Medical Supplies, County Jail	13,986.28
Mark Albin	Legal Services, District Court	1,164.58
American Family Life Assurance Company	Insurance Premiums	1,181.16
Apex Therapy Services LLC	Professional Services, Community Based Program	325.00
Appear	Rug Service, Supplies, Public Defender	32.07
Bailey Behmer	Witness Fees, Mileage, County Court	36.68
BI Incorporated	Electronic Monitoring, Law Enforcement	175.50
BI Incorporated	Electronic Monitoring, Community Based Grant	243.00
Black Hills Energy	Gas Service, Courthouse	58.69
Black Hills Energy	Gas Service, County Jail	86.13
Blue Cross Blue Shield of Nebraska	Insurance Premiums	5,299.09
Bomgaars	Supplies, Courthouse	14.98
Brady & Amy's Inc.	Fuel, Courthouse	41.94
Brady & Amy's Inc.	Fuel, County Sheriff	1,759.25
Brady & Amy's Inc.	Fuel, Noxious Weed Department	43.79
Brogan & Stafford, P.C.	Legal Services, County Court	381.20

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Brogan Gray, PC LLO	Legal Services, County Court	1,350.10
Century Link	Telephone Service, Probation Office	708.25
Champs, Inc.	Repairs, County Jail	1,902.32
Maria Izabel Chavez	Interpreting Services, Public Defender	65.00
Ciox Health	Copies, Law Enforcement	58.53
City of Madison	Utilities, Public Defender	253.39
City of Madison	Utilities, Courthouse	3,443.46
City of Madison	Utilities, County Jail	4,582.46
Clay County Sheriff	Civil Process Fees, County Court	33.70
Colfax County Court	Copies, Law Enforcement	3.25
Gail Collins	Filing Fees, Law Enforcement	126.00
Colonial Life and Accident Insurance Company	Insurance Premiums	225.60
Complete Pest Elimination, Inc.	Pest Control Services, County Jail	125.00
Consolidated Management Company	Meals, County Jail	80.99
Constellation Newenergy	Gas Service, Courthouse	103.97
Constellation Newenergy	Gas Services, County Jail	242.59
Cubby's, Inc.	Fuel, Noxious Weed Department	500.00
Culligan of Norfolk	Supplies, Probation Office	71.00
Culligan of Norfolk	Supplies, Community Based Grant	9.50
Custom Sports	Uniforms, County Jail	70.00
D & L Towing & Recovery LLC	Towing Services, County Sheriff	125.00
DAS State Accounting	Data Processing Costs, County Clerk	41.60
DAS State Accounting	Data Processing Costs, County Treasurer	96.16
DAS State Accounting	Teletype Services, County Sheriff	262.29
DAS State Accounting	Teletype Services, County Jail	441.71
DAS State Accounting	Telephone Service, Veterans Service Office	59.76
Dick Day	Subscription, Data Processing	15.81
Digital Ally, Inc.	Radio Equipment, County Sheriff	275.00
Pamela Duncan	Interpreting Services, Public Defender	200.00
Eakes Office Solutions	Supplies, County Court	41.00
Eakes Office Solutions	Supplies, County Attorney	1,472.38
Eakes Office Solutions	Supplies, County Jail	483.17
Eakes Office Solutions	Supplies, Probation Office	1,417.71
Eakes Office Solutions	Supplies, Veterans Service Office	21.17
Egan Supply Company	Supplies, County Jail	572.79
Tyler Eisenbraun	Witness Fees, Mileage, County Court	36.68
Elite Office Products	Copier Contract, Extension Office	30.00
Ewalt Law Office, PC LLO	Contracted Legal Services, County Court	12,500.00
Farmer's Pride	Fuel, County Sheriff	576.70
Field's Hardware	Supplies, Courthouse	20.96
Field's Hardware	Supplies, County Jail	18.63
First Concord Benefits Group LLC	Flex Plan, Deductible Buy-Down, Administrative Fees	5,692.57
Floor Maintenance & Paper Supply	Supplies, Courthouse	140.64
Floor Maintenance & Paper Supply	Supplies, County Jail	438.01
Floor Maintenance & Paper Supply	Supplies, Probation Office	23.95
Francotyp-Postalia Inc.	Postage, Public Defender	150.00
Futureware Distributing, Inc.	Repairs, Clerk of District Court	333.95
Galls LLC	Uniforms, County Jail	270.93
Yvonne Gerrard	Cleaning Services, Probation Office	517.50
Global Equipment Company	Kitchen Equipment, County Jail	446.44
Hall County Court	Copies, Law Enforcement	1.75
Matthew Headley	Supplies, Public Defender	10.69
Naomi Hemphill	Cleaning Services, Public Defender	80.00
Holiday Inn Kearney	Lodging, County Assessor	299.85
Hometown Leasing	Copier Lease, Probation Office	544.02
Jeffrey Hrouda	Legal Services, County Court	1,351.88
Jack's Uniforms & Equipment	Uniforms, Supplies, County Sheriff	71.69
John's Disposal	Garbage Removal Services, Probation Office	140.00
Johnson's Inc.	Repairs, Courthouse	165.00
Justice Works	Subscription, Public Defender	175.00
Michelle Kroupa	Cleaning Services, Extension Office	370.00
Lancaster County District Court	Garnish of Wages	297.20
Madison County Clerk	Tax Deposit, Retirement	85,865.32
Madison County Court	Court Costs, County Court	3,251.00
Madison County Sheriff Inmate Fund	Supplies, Repairs, County Jail	135.64
Madison County Sheriff	Civil Process Fees, County Court	113.58
Madison County Sheriff	Civil Process Fees, District Court	2,513.16
Madison County Sheriff	Civil Process Fees, Mental Health	47.14
Madison County Sheriff	Uniforms, County Jail	37.98
Madison National Life Insurance Company Inc.	Insurance Premiums	207.58
Mainelli Wagner & Associates Inc.	Consulting Services, Courthouse	750.00
Heather McWhorter	Telephone Reimbursement, Zoning Department	90.00
Microfilm Imaging Systems, Inc.	Equipment Rent, Clerk of District Court	12.00
Microfilm Imaging Systems, Inc.	Equipment Rent, County Court	190.75

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MIPS	Data Processing Costs, County Clerk	683.81
MIPS	Data Processing Costs, Equipment Lease, Register of Deeds	540.00
Moyer, Moyer & Lafleur	Legal Services, District Court	1,816.80
Jacob Mrsny	Mileage, Community Based Grant	46.00
Nationwide Retirement Solutions	Deferred Comp	3,210.00
Nebraska Public Power District	Utilities, Probation Office	659.75
Norfolk Area Shopper	Advertising Costs, Noxious Weed Department	94.40
Norfolk Daily News	Advertising Costs, County Clerk	241.00
Norfolk Daily News	Publication Costs, Election Commissioner	3,333.25
Norfolk Daily News	Advertising Costs, Data Processing	1,666.00
Norfolk Daily News	Subscription, Advertising Costs, Public Defender	291.25
Norfolk Daily News	Publication Costs, County Clerk	165.21
Norfolk GM Auto Center	Repairs, County Sheriff	260.90
Northeast Nebraska Juvenile Services, Inc.	Boarding Juveniles, Juvenile Detention	471.25
Brian Nykodym	Lawn Care Services, Public Defender	160.00
Mike O'Brien	Mileage, Community Based Grant	27.60
Valorie Olson	Deposition, Public Defender	68.25
Valorie Olson	Deposition, Law Enforcement	10.50
Valorie Olson	Court Reporting Services, Mental Health	100.00
Valorie Olson	Court Reporting Services, District Court	172.50
One Office Solution	Supplies, County Clerk	23.80
One Office Solution	Supplies, County Assessor	175.29
One Office Solution	Supplies, Public Defender	166.54
One Office Solution	Supplies, County Sheriff	78.45
One Office Solution	Supplies, County Jail	27.95
One Office Solution	Supplies, Probation Office	3,198.25
One Office Solution	Supplies, Veterans Service Office	12.38
Osborne Motors Inc.	Vehicle Repairs, County Sheriff	452.78
PSC Mobile	Radio Equipment, County Sheriff	1,277.75
Michael Petersen	Contract Services, Community Based Grant	240.00
Susan Pohlman	Tutoring Services, Community Based Grant	45.00
Precision IT	Supplies, County Sheriff	135.00
Precision IT	Supplies, County Attorney	12.99
Precision IT	Equipment, Subscription, Probation Office	437.00
Precision IT	Contract Services, County Offices	3,274.00
Presto X	Pest Control Services, Courthouse	106.00
Reigle Implement Co., Inc.	Repairs, Courthouse	48.65
Relx, Inc. dba Lexis Nexis	Record Searches, County Attorney	598.00
Reynoldsons	Fuel, Zoning Department	50.62
Modesto Boton Rodriguez	Interpreting Services, Public Defender	200.00
Mary Rohrich	Cleaning Services, Probation Office	217.50
Schroeder Land Surveying	Surveying Services, County Surveyor	2,024.00
Secretary of State	Supplies, Election Commissioner	60.00
SEPS, Inc.	Support Services, County Jail	2,042.50
Short Stop	Fuel, County Sheriff	126.07
Sparklight	Internet Service, Extension Office	145.81
Summit Food Service, LLC	Inmate Meals, County Jail	3,861.17
The Glass Edge	Repairs, Courthouse	385.75
Thompson Reuters-West	Subscription, Public Defender	366.10
Tilly's	Fuel, County Sheriff	97.71
Transunion Risk & Alternative	Record Searches, County Sheriff	51.80
Treasure Electronics	Equipment, County Jail	3,645.00
US Bank Corporate Payment System	Fuel, Uniforms, Supplies, County Sheriff	447.48
US Bank Corporate Payment System	Subscription, County Attorney	160.39
Van Diest Supply Company	Chemicals, Noxious Weed Department	1,958.90
Verizon Wireless	Telephone Service, Extension Office	455.21
Verizon Wireless	Telephone Service, County Attorney	80.20
Verizon Wireless	Telephone Service, Noxious Weed Department	57.12
Verizon Wireless	Telephone Service, Community Based Grant	207.26
Vision Service Plan	Insurance Premiums	464.58
Waste Connections of Nebraska Inc.	Waste Disposal Service, Extension Office	29.90
Wex Bank	Fuel, Reappraisal	95.73
Zodiac Properties LLC	Rent, Probation Office	12,121.51
Stephanie Zoubek	Mileage, Community Based Grant	112.70
	Total General Claims with Payroll	<u>378,881.92</u>

### ROAD/BRIDGE FUND

Total Net Payroll		37,165.51
Akers Equipment	Parts	577.30
American Broadband	Telephone Service	53.31
American Family Life Assurance Company	Insurance Premiums	709.43
Appeara	Towel and Uniform Service	531.42
Barco Municipal Products Inc.	Signs	1,566.49
Bauer Built Tire	Tire Repairs	50.00
Black Hills Energy	Gas Service	123.70
Blue Cross Blue Shield of Nebraska	Insurance Premiums	1,197.52

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Brady and Amy's Inc.	Fuel	599.77
City of Newman Grove	Utilities	61.00
Colonial Life and Accident Insurance Company	Insurance Premiums	70.28
Constellation Newenergy	Gas Service	60.96
Dale R. Johnson Ent. Inc.	Gravel	6,877.29
Diamond Vogel Paint Center	Road Striping Paint	33,849.20
Dinkel Implement Company	Parts, Equipment Lease	10,841.09
Eco Water Systems	Shop Supplies	45.95
Farmers Pride	Shop Supplies, Fuel	67.05
Fastenal Company	Parts	26.33
Field's Hardware	Shop Supplies	80.33
Filter Care of Nebraska Ltd.	Repairs	160.85
First Concord Benefits Group	Flex Plan, Administration Fees	867.12
Island Supply Welding Company	Shop Supplies	9.92
Joe Sackville Trucking LLC	Gravel and Hauling Services	5,011.60
Chris Kallhoff	Repairs	275.00
Kelly Supply Company	Parts	87.79
Kimball Midwest	Shop Supplies	570.14
Lawson Products	Shop Supplies	212.03
Kenneth Luettel	Hauling Services	750.00
M & M Farm Supply	Shop Supplies	48.25
Madison County Clerk	Tax Deposit, Retirement	19,012.58
Madison National Life Insurance Company Inc.	Insurance Premiums	47.31
Mainelli Wagner & Associates Inc.	Consulting Services	25,197.74
Matteson Tri-Gas, Inc.	Shop Supplies	162.70
Matteo Sand & Gravel Co., Inc.	Gravel	913.26
Meisinger Oil Company	Fuel, Oil	8,696.12
Nationwide Retirement Solutions	Deferred Compensation	1,005.00
Nebraska Child Support Payment Center	Garnish of Wages	287.55
Nebraska Harvestore Systems	Parts	68.22
Pioneer Telephone Company	Telephone Service	50.26
Powerplan	Parts	144.74
Prime Sanitation	Garbage Removal Service	58.50
Prinsco, Inc.	Parts	567.00
RDO Truck Centers	Repair Services, Parts	4,172.58
Road Builders Machinery & Supply	Repair Services, Parts	19,286.76
Sapp Bros. Norfolk	Oil	371.25
Scheer's Ace Hardware	Parts	209.99
Seals and Service, Inc.	Parts	1,000.00
Simon Contractors	Contract Services	90,873.39
T-Bone North	Fuel	587.73
Truck Center Companies	Repair Services, Parts	359.91
Vision Service Plan	Insurance Premiums	129.91
Weldon Parts Inc.	Parts	196.57
White Star Oil Company	Fuel	51.88
Zoubek Oil Company, Inc.	Fuel	5,376.25
	Total Road/Bridge Claims with Payroll	<u>281,373.83</u>
<b>FEDERAL AID SECONDARY FUND</b>		
A & R Construction Inc.	Contract Services	290,887.79
Mainelli Wagner & Associates, Inc.	Consulting Services	132,091.98
	Total Federal Aid Secondary Fund	<u>422,979.77</u>
<b>VISITORS PROMOTION FUND</b>		
Norfolk Area Visitors Bureau	Administration Fees	6,675.10
	Total Visitors Promotion Fund	<u>6,675.10</u>
<b>VISITORS IMPROVEMENT FUND</b>		
Norfolk Area Visitors Bureau	Administration Fees	935.72
	Total Visitors Improvement Fund	<u>935.72</u>
<b>REGISTER OF DEEDS PRESERVATION &amp; MODERNIZATION FUND</b>		
MIPS	Data Processing Costs, Register of Deeds	555.29
	Total ROD Preservation & Modernization Fund	<u>555.29</u>
<b>911 EMERGENCY FUND</b>		
American Broadband	Telephone Service	127.88
SEPS, Inc.	Support Services	2,042.50
	Total 911 Emergency Fund	<u>2,170.38</u>
<b>LAW ENFORCEMENT OPERATING FUND</b>		
Union Supply Group, Inc.	Supplies	93.60
	Total Law Enforcement Operating Fund	<u>93.60</u>

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	DRUG COURT FUND	
Eakes Office Plus	Supplies	43.20
Norfolk Family YMCA	Membership Fees	<u>5,000.00</u>
	Total Drug Court Fund	5,043.20

Motion was made by Schmidt 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, Schmidt, and Uhlir. Nays, none. Motion carried.

The Board adjourned at 12:13 P.M. to Tuesday, September 29, 2020 at 9:30 A.M.

ATTEST:

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Anne M. Pruss  
County Clerk

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Troy Uhlir, Chairman  
Board of Commissioners