

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

BOARD OF EQUALIZATION PROCEEDINGS

Madison, Nebraska

December 10, 2019

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

Advance notice of meeting was published in the Thursday, November 7, 2019, edition of The Norfolk Daily News. A copy of said notice was mailed to each Board member. An affidavit of acknowledgment of receipt of notice of meeting as published was executed. Chairman Christian Ohl called the meeting to order and notified the public of the location of the information regarding the Open Meeting Act posted in the meeting room.

Present: Commissioners Ron Schmidt, Christian Ohl and Troy Uhlir, County Treasurer Donna Primrose, County Assessor Jeff Hackerott and County Clerk Anne Pruss.

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

Chairman Ohl opened a public hearing at 9:04 A.M. to receive testimony regarding the following motor vehicle exemption applications:

Community Concern of Norfolk, Inc., 222 N. 4th St., Norfolk	2016 Dodge Grand Caravan, 2019 Ford Goshen,
First Christian Church, 1408 E. Benjamin Ave., Norfolk	2000 Ford E350 Bus
Heartland Church Network, 3000 Harvest View Dr., Norfolk	2012 cargo trailer, 1994 cargo trailer
Lutheran High Northeast, 2010 N. 37th St., Norfolk	2016 Ford van, 2017 Ford van
Midtown Health Center, Inc., 302 W. Phillip Ave., Norfolk	2017 International Cab Chassis
Norfolk Public Transportation, 222 N. 4th St., Norfolk	2011 Ford Goshen
Norfolk Rescue Mission, Inc., 111 N. 9th St., Norfolk	1992 Ford F-150 pickup
Northern Heights Baptist Church, 3000 Harvest View Dr., Norfolk	2015 R & M utility trailer
The Link, Inc., 1001 W. Norfolk Ave., Norfolk	2018 Ford Focus

County Treasurer Donna Primrose reported that all but one of the exemption applications are for renewals with acceptable usage. Ryan Johnston with the Heartland Church Network explained that there are two community trailers, one an archery trailer and the other a block party trailer. He said that many churches do not have the resources to put on certain events, and the Heartland Church Network provides the trailers for such, which can be used for free after paying a deposit. He explained that local churches are in partnership with the Heartland Church Network. Mrs. Primrose stated she had no concerns regarding this issue. There was no one present to speak in favor or opposition of the applications. Chairman Ohl closed the hearing at 9:05 A.M.

Motion was made by Uhlir and seconded by Schmidt to approve the motor vehicle exemption applications as submitted. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

Motion was made by Uhlir and seconded by Schmidt to approve the minutes of the November 13, 2019, meeting. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

County Assessor Jeff Hackerott submitted the following tax list corrections:

- #3529: John's Disposal, Inc., John and Karen Dopheide, P. O. Box 1552, Norfolk
Addition to the 2018 tax rolls in the amount of \$22.74 secondary to correction of 2018 personal property taxes after seeing 2018 depreciation worksheet.
- #3530: John's Disposal, Inc., John and Karen Dopheide, P. O. Box 1552, Norfolk
Deduction from the 2017 tax rolls in the amount of \$828.32 secondary to correction of 2017 personal property taxes after seeing 2018 depreciation worksheet.
- #3531: John D. & Amber R. Amick, 54853 840th Road, Battle Creek
Deduction from the 2018 tax roll in the amount of \$1,161.28 secondary to adjustment by TERC in the 2018 re-value.
- #3532: Bradley K. & Rebecca L. Wallin, 82379 Hwy 45, Newman Grove
Addition to the 2018 tax roll in the amount of \$6.40 secondary to bin value removal from the 2018 RE tax roll.
- #3533: S & S Construction, Santos Rodriguez, P. O. Box 1445, Madison
Addition to the 2018 tax roll in the amount of \$130.22 secondary to correction of 2018 personal property taxes after seeing 2018 depreciation worksheet showing 2017 purchases.
- #3534: Robert C. & Mary Ann Stueckrath, 82766 554-1/2 Ave., Madison
Addition to the 2017 tax roll in the amount of \$841.14 secondary to correction of 2017 real estate taxes after receiving letter from the State denying the 2017 Homestead Exemption.
- #3535: Joseph G. & Cheryl R. Obermire, 213 S. 10th St., Norfolk
Addition to the 2017 tax roll in the amount of \$1,353.28 secondary to correction of 2017 real estate taxes after receiving letter from the State denying the 2017 Homestead Exemption.
- #3536: Frank C. & Bette M. Horn Co-Trs, 1001 Glenmore Dr., Norfolk
Addition to the 2017 tax roll in the amount of \$1,441.08 secondary to correction of 2017 real estate taxes after receiving a letter from the State of Nebraska lowering the Homestead Addition from 100% to 40%.
- #3537: Ray R. & Carol E. Robertson, 55065 829th Road, Madison
Addition to the 2017 tax roll in the amount of \$991.48 secondary to correction of 2017 personal property taxes after seeing the 2018 depreciation worksheet.
- #3538: Ray R. & Carol E. Robertson, 55065 829th Road, Madison
Addition to the 2018 tax roll in the amount of \$174.90 secondary to correction of 2018 personal property taxes after seeing the 2018 depreciation worksheet.

After discussion, motion was made by Uhlir and seconded by Schmidt to approve the foregoing tax list corrections as submitted. There was no discussion. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

Chairman Ohl adjourned the meeting at 9:10 A.M. to January 7, 2020, at 9:00 A.M.

ATTEST:

County Clerk Anne M. Pruss

Christian Ohl, Chairman
County Board of Equalization

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

COMMISSIONERS PROCEEDINGS

Madison, Nebraska

December 10, 2019

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, December 5, 2019, 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 Ron Schmidt 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 Uhler, County Clerk Anne Pruss, and County Highway Superintendent Richard Johnson. Norfolk Daily News reporter Jerry Guenther and US92 reporter Cody Ronnfeldt were present until 11:00 A.M.

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

- 1) Approval of minutes of November 25, 2019 meeting
- 2) Approval of on-line banking access with Frontier Bank for the Madison County Sheriff's department
- 3) Acknowledge receipt of the loan agreement with Elkhorn Valley Bank, County of Madison, and Behavioral Health Specialists
- 4) Acknowledge receipt of the Continuation Certificate for the Official Bond of Therese Wachter as Treasure' of Norfolk Airport Authority
- 5) Acknowledge receipt of the Continuation Certificate for the Official Bond of Brad Wiebe as Chairperson for Sanitary Improvement District #3
- 6) Acknowledge receipt of the Continuation Certificate for the Official Bond of Stacey L. English as Vice Chairperson for Sanitary Improvement District #3
- 7) Acknowledge receipt of the Continuation Certificate for the Official Bond of Duane Wessel as Chairperson for Sanitary Improvement District #10
- 8) Acknowledge receipt of the Continuation Certificate for the Official Bond of Kirk Morgan as Clerk for Sanitary Improvement District #10
- 9) Acknowledge receipt of the Official Bond of Michael Johnson as President for Sanitary Improvement District #13
- 10) Authorization for County Board Chairman to execute the 2020 Community Based Juvenile Services Aid Grant, and 2020 Memorandums of Understanding between Madison County and, Boone, Burt, Cuming, Knox, Pierce, Stanton, and Wayne Counties

- 11) **RESOLUTION #2019-61**
FOR EMERGENCY RELIEF PROGRAM-EMERGENCY/PERMANENT REPAIRS
Project No. ER-59(23) DDIR Site: L59-01

WHEREAS certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

WHEREAS major highways and bridges in Nebraska that are part of the Federal-Aid Highway System suffered widespread serious damage as a result of flooding beginning March 12, 2019, (Disaster #NE19) and were in need of emergency or temporary repair, or restoration; and

WHEREAS the Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

WHEREAS the County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

WHEREAS the project has met all contract provisions as required by 23 CFR Part 633A; met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, Americans with Disability Act (ADA) requirements, "Buy America" Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and

WHEREAS the State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

WHEREAS all emergency repairs were completed within 180 days and are eligible for 100% Federal reimbursement; and

WHEREAS the total emergency repairs reimbursement is \$8,810.00 and no further costs relating to this project will be incurred or submitted to the State.

BE IT RESOLVED that the Nebraska Department of Transportation is hereby requested to act on behalf of Madison County to administer Federal funds.

BE IT FURTHER RESOLVED that the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

- 12) **RESOLUTION #2019-62**
FOR EMERGENCY RELIEF PROGRAM-EMERGENCY/PERMANENT REPAIRS
Project No. ER-59(23) DDIR Site: L59-04

WHEREAS certain transportation facilities have been designated as being eligible for Federal assistance from the Department of Transportation through the Emergency Relief Program (ER) of the Federal Highway Administration (FHWA); and

WHEREAS major highways and bridges in Nebraska that are part of the Federal-Aid Highway System suffered widespread serious damage as a result of flooding beginning March 12, 2019, (Disaster #NE19) and were in need of emergency or temporary repair, or restoration; and

WHEREAS the Nebraska Department of Transportation, as a recipient of the previously described Federal assistance, is charged with oversight of the expenditures of said funds; and

WHEREAS the County has completed all repair work on an eligible Federal-Aid route to restore essential traffic.

WHEREAS the project has met all contract provisions as required by 23 CFR Part 633A; met the Davis-Bacon wage requirements; and abided by the Disadvantaged Business Enterprises (DBE) requirements, Americans with Disability Act (ADA) requirements, "Buy America" Provisions, FHWA 1273 and prohibitions against the use of convict labor (23 U.S.C. 114); and

WHEREAS the State has completed the required NEPA document, along with resource agency concurrences, and no new right of way (ROW) was needed for completing permanent repairs; and

WHEREAS all emergency repairs were completed within 180 days and are eligible for 100% Federal reimbursement; and

WHEREAS all permanent repairs were completed following the flooding and are eligible for 80% Federal share reimbursement; and

WHEREAS the total emergency repairs reimbursement is \$41,228.25, and no further costs relating to this project will be incurred or submitted to the State.

WHEREAS the total permanent repairs reimbursement is \$2,452.00, and no further costs relating to this project will be incurred or submitted to the State.

BE IT RESOLVED that the Nebraska Department of Transportation is hereby requested to act on behalf of Madison County to administer Federal funds.

BE IT FURTHER RESOLVED that the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board.

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

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

Commissioner Uhlir read the regular agenda into the record. Motion was made by Uhlir and seconded by Ohl to approve the regular agenda with the additions as noted. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

Zoning Administrator Heather McWhorter commented on a conditional use permit application submitted by Emerick Wind, LLC, to install a temporary meteorological tower in Madison County. She stated that this type of tower is primarily erected to measure wind speed and direction as well as other data relevant to siting a wind energy conversion system, and it is a temporary structure that is for data collection only. She stated that the tower will be no greater than 198 feet, does not make noise, does not require an increase in traffic, takes only a few days to install, and requires only infrequent maintenance. Ms. McWhorter also stated that the company must obtain the necessary permits from the Nebraska Department of Aeronautics as well as abiding by regulations regarding signage, lighting and other applicable Madison County regulations. She stated that this is an application for a conditional use permit, and the company would return to Planning and Zoning for the actual zoning permit to determine setbacks. Chairman Schmidt asked how long the tower be up. Ms. McWhorter stated this would be approximately three to five years. She stated there are already a few of these structures in Madison County.

Pursuant to published legal notice in the Thursday, December 5, 2019, edition of the Norfolk Daily News, Chairman Schmidt opened the public hearing at 9:37 A.M. to receive public comments concerning the application of Emerick Wind, LLC, to install a temporary meteorological tower on property located in Section 3-22-3, at the intersection of 834th Road and 543rd Avenue south and west of the City of Battle Creek.

Lucas Buseck, a representative of Lincoln Clean Energy, which developed, owns and operates the Emerick Wind project, spoke in favor of the application. He stated this is a meteorological tower. Mr. Buseck stated such tower would require approximately one to one-and-a-half acres of land at most. The tower will be able to be farmed around except for the land which the tower occupies. He stated that a temporary road will need to be constructed, which could then be farmed over once the tower has been built. The tower will be tied to the ground with guidewires. Mr. Buseck stated that the 60-meter tower is not lighted, but the 80-meter tower is lighted. Chairman Schmidt asked what the setback requirement is for the towers. Ms. McWhorter stated that the required setback is 1.1 times the tower height, which would be 217 feet for this tower. Mr. Buseck stated that the closest occupied residence is the landowner's residence.

Jeffrey Steffen, the general manager of WJAG Radio, stated he was not necessarily opposed to the tower and did not want to go on the record as being for or against the application. He stated he is concerned because one of WJAG's radio transmission towers is in the area. He does not have a problem with today's proposition, but if a wind farm is developed in the area, he would be very concerned about the impact of such, especially regarding the studio transmitter link which is how the radio station communicates with the transmitter tower. This needs to travel from the studio in downtown Norfolk out to the tower with nothing between those two points. Mr. Steffen stated he is not for or against the current application and only wanted to voice his concern about the future prospect of a windfarm in that area. Ms. McWhorter showed Mr. Steffen a map and asked if he thought the temporary tower would interfere, and he didn't believe it would. Ms. McWhorter stated that part of the zoning regulations for wind projects is that companies would need to coordinate with cell towers, radio towers, etc.

Chairman Schmidt inquired of Mr. Buseck if this tower would interfere with the NRIN System (Nebraska Regional Interoperability Network). Mr. Buseck was not able to provide an answer this date. Mr. Buseck stated NRIN is not functional at this time, but there is a placeholder. Mr. Buseck stated he was not aware of any issues but wanted to do some additional research on the topic.

Ms. McWhorter stated that the application did receive unanimous approval at the Planning meeting.

Chairman Schmidt closed the hearing at 9:46 A.M.

Motion was made by Ohl and seconded by Uhlir to approve the temporary meteorological tower on property located at Section 3-22-3 at the intersection of 834th Road and 543rd Avenue south and west of the City of Battle Creek. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

The following resolution was approved:

RESOLUTION #2019-63

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 Norfolk Daily News November 27, 2019, 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 and with the Madison County Zoning and Subdivision Regulations.
2. The height of the tower will be no greater than 198 feet. Madison County regulation requires a setback of 1.1 times the height of the tower from any dwelling, which requires a setback of 217 feet. The proposed site is a distance of over 2,640 feet from the nearest dwelling.
3. Meteorological Tower shall mean a tower, which is erected primarily to measure wind speed and directions plus other data relevant to siting a Wind Energy Conversion System and is a temporary structure for data collection only.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Emerick Wind LLC to construct a meteorological tower on property described as:

NW ¼ of Section 3, Township 22 North, Range 3, West of the 6th P.M., Madison County, Nebraska

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

1. This Conditional Use Permit allows applicant to build a temporary meteorological tower for data collection.
2. Applicant must obtain necessary permits from the Nebraska Department of Aeronautics.
3. Applicant must abide by regulations with regard to signage, lighting and other applicable regulations as stated in the Madison County Regulations.

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.

Zoning Administrator Heather McWhorter discussed the application of Emerick Wind, LLC, to construct a meteorological tower on property located 3/4 mile east of the SW 1/4 in Section 31-23-3 at the intersection of 834th Road and 540th Avenue south of the Village of Meadow Grove. She stated this is an 80-foot tower that would be located approximately 1,470 feet north of 834th Road and 1,750 feet south of 540th Avenue, which is located more than one-third mile from any occupied residence. Ms. McWhorter stated this tower would require a setback of 292 feet from a residence and is 1,760 feet from the residence. She also verified that the roads are in good condition. She stated the tower height would be no greater than 265 feet and has the same conditions, findings and facts as the previously discussed tower, other than the height difference.

Pursuant to published legal notice in the Thursday, December 5, 2019, edition of the Norfolk Daily News, Chairman Schmidt opened the public hearing at 9:47 a.m. to receive public comments concerning the application of Emerick Wind, LLC, to install a temporary meteorological tower on property located 3/4 mile east of the SW 1/4 in Section 31-23-3 at the intersection of 834th Road and 540th Avenue south of the Village of Meadow Grove. Mr. Lucas Buseck of Lincoln Clean Energy, which had developed, owns and operates the Emerick Wind project, spoke in favor of the temporary meteorological tower. Mr. Buseck stated that as this is an 80-meter tower, it will require lighting which consists of a blinking light. It was clarified that there would be no issues with the airport. Ms. McWhorter stated that if the airport would have an issue, there is a form they can prepare and file.

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

Chairman Schmidt closed the hearing at 9:48 A.M. Motion was made by Ohl and seconded by Uhlir to approve the temporary meteorological tower on property located 3/4 mile east of the SW 1/4 in Section 31-23-3 at the intersection of 834th Road and 540th Avenue south of the Village of Meadow Grove. There was no discussion. Roll call vote: Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

The following resolution was approved:

RESOLUTION #2019-64

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 Norfolk Daily News November 27, 2019, 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 and with the Madison County Zoning and Subdivision Regulations.
2. The height of the tower will be no greater than 265 feet. Madison County regulation requires a setback of 1.1 times the height of the tower from any dwelling, which requires a setback of 292 feet. The proposed site is a distance of over 1,760 feet from the nearest dwelling.
3. Meteorological Tower shall mean a tower, which is erected primarily to measure wind speed and directions plus other data relevant to siting a Wind Energy Conversion System and is a temporary structure for data collection only.

NOW, THEREFORE, BE IT RESOLVED that the Board of Commissioners of Madison County, Nebraska, hereby grant a Conditional Use Permit to Emerick Wind LLC to construct a meteorological tower on property described as:

E 3/4 of the SW 1/4 of Section 31, Township 23 North, Range 3, 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 allows applicant to build a temporary meteorological tower for data collection.
2. Applicant must obtain necessary permits from the Nebraska Department of Aeronautics.
3. Applicant must abide by regulations with regard to signage, lighting and other applicable regulations as stated in the Madison County Regulations.

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.

Lee Sherry then presented the annual report of the Nebraska Extension Office of Madison County. Ms. Sherry stated that the extension educators are Wayne Ohnesorg and Leo Gonzalez with Wayne Ohnesorg being present. She then introduced extension assistants Michelle Kroupa and Sarah Polacek. She named the other extension staff as Pam Foltz and Kristen Sindelar. Ms. Sherry stated that Mr. Ohnesorg is the extension entomologist and is a frequent speaker on The Backyard Farmer as well as having conducted 25 sessions on private and commercial pesticides and fumigation in 4 counties for more than 900 people. In 2018, Mr. Ohnesorg had more than 127 hours of teaching for an estimated 3 million contacts. Ms. Sherry stated that new to the extension this year is Community Gardening which is funded by Growing Together Nebraska with about a \$5,000 grant with the donation of 1,400 pounds of produce collected or gardened to the Rescue Mission and the Food Pantry. Ms. Sherry stated that Mr. Ohnesorg and Ms. Kroupa did this project together. Michelle Kroupa is the extension's nutrition advisor, and Growing Together is a program designed to produce access to fruits and vegetables in the community. She stated that the first year of this program has been very labor intensive and that master gardeners had donated their time to prepare and till the soil as well as putting up fencing, building raised beds, planting, and watering. Ms. Sherry stated that 400 low-income individuals benefited from this program at a value of \$2,310 of produce received. She stated that Ms. Kroupa worked with 770 youth with 87% of those youth stating they had improved their nutrition, 22% stating they had decreased their screen time and increased their activity, and 48% ate one extra serving of vegetables a day. Ms. Sherry stated that BackPack is another program that Ms. Kroupa has been involved in, which is a nutrition program for young children in daycare facilities, with 270 daycare providers and 82 childcare facilities reached through the workshop and training.

Ms. Sherry explained that Sarah Polacek has been working with 18 traditional 4H clubs with 431 enrolled members and 299 volunteers donating approximately \$127,000 to our county. Ms. Sherry stated that Ms. Polacek has reached 550 people through 35 additional programs and has partnered with the Battle Creek, Madison and Norfolk Public Libraries to have a summer reading program as well as two daycares, reaching 175 youths this past summer. According to the federal report, they had 6,473 youth in Madison County participate in some kind of 4H program. She noted that Ms. Polacek will be completing her Master's and graduating December 20, 2019.

Ms. Sherry stated that Leo Gonzalez is an extension educator with the Five-Star Leadership Program providing educational leadership and career exploration experiences including shops, college tours and leadership conferences for underserved audiences. Mr. Gonzalez's target is families that have never been to college, and he had 11 seniors this past year who graduated and enrolled in college, 5 of whom received the Susan Buffett Scholarship Award, which is a five-year full-tuition scholarship. Ms. Sherry stated that in the four years Mr. Gonzalez has been teaching, \$735,000 in scholarships has been awarded to the students as well as \$360,000 in financial aid grants. He has 60 active students with an 89% retention rate, and 38% of his students went through the University of Nebraska Entrepreneur Course. Forty of his students are mentoring third and fifth graders in STEM and Health Services. Mr. Gonzalez has been involved in the Stuff the Bus program which serves 345 northeast Nebraska families as well as providing translation services during that event.

Ms. Sherry stated that she herself does extension education for the learning child, which is from birth to age eight. She stated that good daycare helps attract new employees to the county. The Extension's childcare conference trained 160 individuals at a cost of only \$6 per attendee with 83% increasing communication skills. Another program she has been offering is called Mindfulness, which is a 16-hour training. Ms. Sherry stated that 130 individuals were trained in the Accountability region.

Ms. Sherry closed by stating that investing in children is good for everyone and that every dollar invested in learning will increase to \$8.60 in the future. Ms. Sherry stated that the extension office is going through administrative changes.

No action was taken.

Madison County Sheriff Todd Volk then began the discussion regarding the Nebraska Regional interoperability Network (NRIN). He described NRIN as providing a path to have more communication, more redundancy on the communications equipment with the new statewide radio system. Sheriff Volk stated this would also allow future information sharing within the group. He explained that the Madison dispatch tower will not exist. The communications tower at the courthouse will not be used in the future. The requirement for the addition would have been 120 feet. The County has since been in communication with Stealth Broadband. He stated that Stealth Broadband already has fiber in place close to the water tower. It would only cost the County \$650 to install Stealth Broadband. This would be a direct line from the water tower into the dispatch center, which would solve the problem of having to spend \$200,000 to update the tower at the courthouse. Sheriff Volk expressed his appreciation to the area radio stations, NPPD and the City of Norfolk for the use of their tower space. He stated that the assistance of the commercial radio stations and public power will be of great benefit in delivering next-generation 911 which would allow connection with all other 911 centers throughout northeast Nebraska and possibly the state. Shane Weidner, Safety Director for Norfolk, then described Norfolk's system, i.e., that an NRIN microwave dish will be placed on their tower once their radio system is updated. He stated there is also redundant fiber running between the tower site and the dispatch center. Mr. Weidner

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

described northeast Nebraska as being the second to last region for NRIN to be built. He stated that they have run into difficulty with funding as they can only build out as the Homeland Security funds come in. He explained at the beginning of the NRIN project, all participants across the state of Nebraska signed an agreement with NEMA to utilize our portion of Homeland Security dollars in part to build out this system. He described 80% of the Homeland Security dollars go to the local providers who then reassign this back to the State of Nebraska to build out NRIN. Mr. Weidner expressed enthusiasm regarding the future capabilities an IP-based/microwave-linked system would allow including highly secure data sharing including video and voice and the linking of the dispatch centers for redundancy. Sheriff Volk stated that right now, for the dispatch and radio service alone, once up and running will be \$200 a month, which he believes is very reasonable. Sheriff Volk and Mr. Weidner also discussed the possible future of dispatch services for Madison County and the City of Norfolk. Mr. Weidner discussed the insuring of the equipment, i.e., the microwave dishes throughout Region 11. He stated that quotes would be requested from LARM and NIRMA. He stated that NIRMA has insured equipment in others counties across the state, so they are very familiar with it. As the organizations are very similar, he believed they would be competitive quotes. Chairman Schmidt mentioned that they seem to use a lot of water towers. Mr. Weidner stated that although private towers are used, NRIN really want to manage the topography and look for public entity towers that are rent-free. Chairman Schmidt asked if the board would have any budget concerns regarding this project. Sheriff Volk stated that the \$650 would be taken out of his budget. Sheriff Volk thought they would need the Board's approval to go with Region 11 and their recommendation to explore doing this as a region rather than as per county.

Motion was made Ohl by and seconded by Uhlir to approve Region 11's proposal to pursue insurance as a region, a multi-county area, for the sake of meeting the requirement of insuring the towers and equipment being placed. There was no further discussion. Sheriff Volk stated this would benefit everyone across the board. It was verified that Region 11 board would make the final decision. Roll call vote. Ayes, Ohl, Schmidt, Uhlir. Nays, none. Motion carried.

County Highway Superintendent Richard Johnson gave a report on the right-of-way acquisition on 841st Road between Sections 30 and 31, Township 24 North, Range 2 West. He stated that of the two landowners involved, one party wants a ditch and the other does not. Mr. Johnson stated he wasn't even sure if a new ditch would allow adequate drainage and was looking into this. He will talk to each landowner once more, but he is not hopeful of gaining agreement on the subject. Chairman Schmidt asked if the board can make the decision without an agreement being reached. Commissioner Ohl asked that if the engineer determines a new ditch is not necessary and would not allow drainage as desired, and the County determined that a ditch would be more of a hindrance than help, could the County proceed with the project without the blessing of the property owner wanting the ditch. Mr. Johnson stated the County would have to acquire the land somehow to build the turnaround or create a ditch. Commissioner Ohl asked if the party did not voluntarily give up their ground after not receiving the ditch they requested, would the County have to declare eminent domain, and it was determined that it would, which would make for a longer process. Mr. Johnson stated he would ask the land owner if the power poles could be moved before an agreement was made regarding the road/ditch.

No action was taken.

The duty of the county board of each county of the State of Nebraska to visit the jail during once each quarter per Nebraska State Statute §47-109. The Board of Commissioners then inspected the Madison County Jail facility with County Sheriff Todd Volk and Jail Captain Terry Kotrous.

The following written report and correspondence were reviewed:

- 1) Fund balance report
- 2) Clerk of District Court November 2019 fee report
- 3) County Sheriff November 2019 fee report
- 4) Register of Deeds November 2019 fee report
- 5) Fourth quarter Board of Commissioners inspection of the Madison County Jail facility
- 6) City of Norfolk public hearing notice regarding the Arbor View Redevelopment Area
- 7) Donation from Nebraska Preparedness Partnership for flood relief
- 8) Sale of surplus property report

The following claims were audited:

GENERAL FUND		
Total Net Payroll		154,719.01
Advanced Correctional Healthcare	Medical Services, County Jail	28,314.14
American Family Life Assurance Company	Insurance Premiums	1,105.15
Benjamin Baldwin	Mileage for Witness, County Court	16.82
Donna Bartak	Annual Prior Service Benefits	69.24
Black Hills Energy	Gas Service, Zoning Department	19.84
Black Hills Energy	Gas Service, Weed Department	19.84
Black Hills Energy	Gas Service, Courthouse	293.77
Black Hills Energy	Gas Service, County Jail	497.91
Blue Cross Blue Shield of Nebraska	Insurance Premiums	138,915.94
Brady & Amy's Inc.	Fuel, Courthouse	19.44
Brady & Amy's Inc.	Fuel, County Sheriff	1,631.60
Brogan & Stafford, P.C.	Legal Services, County Court	5,054.84
Brogan Gray, PC LLO	Legal Services, County Court	3,260.77
Chad Brudigan	Mileage for Witness, County Court	16.82
Carhart Kitchen & Bath	Window Coverings, County Court	1,470.00
Champs, Inc.	Maintenance Contract, Repairs, County Jail	2,723.63
Maria Izabel Chavez	Interpreting Services, Public Defender	65.00
City of Madison	Utilities, Courthouse	2,323.39
City of Madison	Utilities, County Jail	3,536.44
City of Norfolk	Garbage Disposal Fees, Noxious Weed Department	12.00
Colonial Life and Accident Insurance Company	Insurance Premiums	223.20
Constellation Newenergy	Gas Service, Zoning Department	26.88
Constellation Newenergy	Gas Service, Courthouse	436.61
Constellation Newenergy	Gas Service, County Jail	857.47
Constellation Newenergy	Gas Services, Noxious Weed Department	26.88

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

Courtesy Ford	Repairs, County Sheriff	48.33
Culligan of Norfolk	Supplies, Probation Office	70.00
Culligan of Norfolk	Supplies, Community Based Grant	59.75
CVSOAN	Annual Dues, Veterans Service Office	110.00
DAS State Accounting - Central Finance	Telephone Service, Zoning Department	26.84
DAS State Accounting - Central Finance	Telephone Service, Noxious Weed Department	26.84
DAS State Accounting - Central Finance	Teletype Services, County Sheriff	262.29
DAS State Accounting - Central Finance	Telephone Service, County Attorney	21.70
DAS State Accounting - Central Finance	Teletype Service, County Jail	441.71
DAS State Accounting - Central Finance	Telephone Service, Veterans Service Office	60.85
Doerr & Klein, PC	Legal Services, County Court	2,649.14
Eakes Office Solutions	Supplies, County Assessor	21.74
Eakes Office Solutions	Supplies, Zoning Department	38.82
Eakes Office Solutions	Supplies, County Attorney	733.14
Eakes Office Solutions	Supplies, County Jail	55.79
Eakes Office Solutions	Copier Contract, Probation Office	851.38
Eakes Office Solutions	Supplies, Noxious Weed Department	38.81
Egley, Fullner, Montag, Morland & Easland PC	Legal Services, County Court	3,828.35
Electronic Engineering	Radio Equipment, County Sheriff	1,505.00
Field's Hardware	Supplies, Courthouse	13.79
Field's Hardware	Supplies, County Jail	67.45
First Concord Benefits Group	Administration Fees, Flex Plan	2,615.52
Fitzgerald, Vetter, Temple, Bartell & Henderson	Legal Services, County Court	839.51
Floor Maintenance & Paper Supply	Supplies, County Jail	280.07
Pam Foltz	Conference Registration, Extension Office	39.00
Galls LLC	Uniforms, County Jail	195.97
Yvonne Gerrard	Cleaning Services, Probation Office	327.50
Leo Gonzalez	Mileage, Extension Office	16.24
Gordy's Towing & Repair	Repairs, County Sheriff	453.86
Curt Guenther	Tutoring Services, Community Based Grant	205.00
Megan Hoines	Mileage, Public Defender	617.12
Home for Funerals	Transportation Costs, Law Enforcement	325.00
International Association of Assessing Officers	Annual Dues, County Assessor	220.00
Jack's Uniforms & Equipment	Uniforms, County Sheriff	101.69
Jack's Uniforms & Equipment	Uniforms, County Jail	240.79
John's Disposal	Garbage Disposal Service, Probation Office	140.00
Patricia LaCroix	Witness Fees, Copies, Law Enforcement	153.50
Lancaster County District Court	Garnish of Wages	282.32
LaQuinta By Wyndham	Lodging, County Clerk	397.00
Liberty Mutual Insurance	Insurance Premiums, Probation Office	1,180.00
Madison County Clerk	Tax Deposit, Retirement	83,172.45
Madison County Clerk of District Court	Filing Fees, District Court	1,302.00
Madison County Court	Court Costs, County Court	2,420.00
Madison County Sheriff	Civil Process Fees, County Court	530.64
Madison County Sheriff	Civil Process Fees, District Court	1,192.74
Madison County Sheriff	Civil Process Fees, Mental Health	26.74
Madison County Sheriff Inmate Fund	Supplies, Repairs, County Jail	1,882.55
Madison National Life Insurance Company	Insurance Premiums	302.61
Menards	Supplies, Extension Office	13.00
Menards	Supplies, Veterans Service Office	12.99
Microfilm Imaging Systems Inc.	Equipment Rent, County Court	218.00
Midtown Health Center	Professional Services, Community Based Grant	731.25
MIPS Inc.	Data Processing Costs, County Clerk	674.08
MIPS Inc.	Equipment Lease, File Conversion, Register of Deeds	540.00
Andrew Mohr	Mileage, Community Based Grant	22.04
Moyer & Moyer Law Firm	Legal Services, County Court	694.75
Moyer & Moyer Law Firm	Legal Services, District Court	1,704.55
Jacob Mrsny	Contract Services, Mileage, Community Based Grant	358.74
Nationwide Retirement Solutions	Deferred Comp	3,485.00
Nebraska Child Support Payment Center	Garnish of Wages	563.54
Nebraska Department of Revenue	Garnish of Wages	50.00
Nebraska Association of County Officials	Semi-Annual Dues	3,023.32
Nebraska Association of County Assessors	Annual Membership Dues, County Assessor	50.00
Nebraska Health and Human Services	State Institutional Costs	651.00
Nebraska Law Enforcement Training Center	Medical Services, County Jail	10.00
Nebraska Public Power District	Witness Fees, County Court	40.00
Nebraska Public Power District	Utilities, Extension Office	1,057.05
Nebraska State Bar Association	Association Dues, Public Defender	1,560.00
Nextlink Internet	Internet Service, Zoning Department	15.00
Norfolk Daily News	Advertising Costs, Veterans' Service Office	132.78
Norfolk Daily News	Publication Costs, County Clerk	169.83
Norfolk Public Schools	Meals, Juvenile Accountability & Community Based Grant	192.20
Northeast Nebraska Juvenile Services Inc.	Boarding Juveniles, Juvenile Detention	8,772.50
Mike O'Brien	Mileage, Community Based Grant	93.96
Oasis Counseling International	Contract Services, Community Based Grant	343.13
Olson's Pest Technicians	Pest Control Services, Extension Office	65.00
One Office Solution	Supplies, County Clerk	30.70

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

One Office Solution	Copier Contract, County Assessor	69.88
One Office Solution	Supplies, Copier Contract, County Court	95.52
One Office Solution	Supplies, Public Defender	184.63
One Office Solution	Supplies, County Sheriff	568.66
One Office Solution	Supplies, County Attorney	199.95
One Office Solution	Supplies, County Jail	75.43
One Office Solution	Copier Contract, Veterans Service Office	11.25
Pell Reporting, Inc.	Court Reporting Services, County Court	186.51
Michael Petersen	Tutoring Services, Community Based Grant	120.00
Pizza Hut	Juror Meals, County Court	31.99
Susan Pohlman	Tutoring Services, Community Based Grant	485.00
Precision IT	Internet Service, Community Based Grant	59.95
Precision IT	Contract Services, Courthouse	3,314.50
Premier Biotech	Supplies, Juvenile Accountability & Community Based Grant	137.90
QHA Cleaning, LLC	Cleaning Services, Extension Office	400.00
Ramada Inn	Lodging, County Jail	59.00
Relx, Inc. dba Lexis Nexis	Record Searches, County Attorney	543.00
Reynoldsons	Fuel, Zoning Department	98.71
Reynoldsons	Fuel, Extension Office	33.40
Mary Rohrich	Cleaning Services, Probation Office	122.50
Safariland LLC	Supplies, County Sheriff	787.54
Schroeder Land Surveying	Surveying Services, Equipment Rent, County Surveyor	3,212.00
Short Stop	Fuel, County Sheriff	184.90
Joseph Smith	Mileage, Law Enforcement	418.18
Sparklight	Internet Service, Public Defender	64.97
Sparklight	Internet Service, Extension Office	145.81
Stratton, DeLay, Doele, Carlson, Buettner & Stover	Legal Services, County Court	16,588.15
Stratton, DeLay, Doele, Carlson, Buettner & Stover	Legal Services, District Court	66.50
Summit Food Services LLC	Inmate Meals, County Jail	4,332.51
T & I Enterprises, LLC	Garnish of Wages	47.35
Tilly's	Fuel, County Sheriff	144.17
Top Quality Glove	Supplies, County Jail	299.40
Transunion Risk & Alternative	Record Searches, County Sheriff	50.00
US Bank Corporate Payment System	Fuel, Supplies, Uniforms, Registration, County Sheriff	666.19
Verizon Wireless	Telephone Service, Juvenile Accountability	60.71
Verizon Wireless	Telephone Service, Community Based Grant	231.08
Verizon Wireless	Failover Router, Courthouse	80.02
Vision Service Plan	Insurance Premiums	440.83
Derek Volker	Tutoring Services, Juvenile Acct. & Community Based Grant	275.00
Walmart	Supplies, Juvenile Accountability	10.64
Woods & Aitken LLP	Professional Services, County Board	377.00

ROAD/BRIDGE FUND

Total Net Payroll		33,750.84
Travis Amen	Reimbursement for Cell Phone Usage	90.00
American Broadband	Telephone Service	53.13
American Family Life Assurance Company	Insurance Premiums	573.88
Appeara	Towel and Uniform Service	483.66
Auto Glass Solutions LLC	Parts, Repairs	485.71
Axles & Gears Inc.	Parts	50.00
B's Enterprises Inc.	Culverts	3,834.00
Battle Creek Farmers Pride	Shop Supplies	49.90
Battle Creek Light & Power	Utilities	222.30
Bauer Built Tire	Tire Repairs	381.02
Black Hills Energy	Gas Service	663.20
Blackstrap Inc.	Road Salt	2,863.30
Blue Cross Blue Shield of Nebraska	Insurance Premiums	33,805.57
Brady & Amy's Inc.	Fuel	493.91
Carhart Lumber Company	Shop Supplies	18.05
Central Sand & Gravel	Gravel	604.20
City of Madison	Utilities	529.76
City of Newman Grove	Utilities	61.00
City of Norfolk Transfer Station	Waste Disposal Services	15.00
Colonial Life and Accident Insurance Company	Insurance Premiums	85.03
Constellation Newenergy	Gas Service	950.88
Cornhusker Cleaning Supply	Shop Supplies	92.79
Cornhusker International Trucks Inc.	Parts	930.92
Dale R. Johnson Ent Inc.	Gravel	12,412.10
DAS State Accounting	Telephone Service	24.21
Diamond Vogel Paint Center	Shop Supplies	6.15
Fastenal Company	Parts	456.40
Field's Hardware	Shop Supplies	117.35
Filter Care of Nebraska Ltd.	Shop Supplies	65.00
First Concord Benefits Group	Administration Fees, Flex Plan	831.78
Green Line Equipment	Parts	60.25
Kelly Supply Company	Shop Supplies	1,376.26
Kimball Midwest	Shop Supplies	342.97

Commissioner's Record No. 26

MADISON COUNTY, NEBRASKA

Kohlhof Truck Repair Inc.	Parts, Repairs	499.97
M & M Farm Supply	Shop Supplies	10.50
Madison County Clerk	Tax Deposit, Retirement	17,923.33
Madison National Life Insurance Company	Insurance Premiums	51.71
Matheson Tri-Gas Inc.	Shop Supplies	308.89
Matteo Sand & Gravel Co., Inc.	Gravel	1,958.48
Meisinger Oil Company	Fuel, Oil	11,485.12
Menards	Shop Supplies	101.97
Nebraska Harvestore Systems	Parts	56.98
Nationwide Retirement Solutions	Deferred Compensation	1,505.00
Nebraska Child Support Payment Center	Garnish of Wages	93.24
Nebraska Public Power District	Utilities	168.86
Nextlink Internet	Internet Service	15.00
NMC Exchange LLC	Parts	315.08
Norfolk Auto Supply	Parts	14.98
Norfolk NAPA	Parts, Shop Supplies	1,379.38
One Office Solution	Shop Supplies	32.15
Pfeifer's Machinery Sales	Parts	450.00
Pioneer Telephone Company	Telephone Service	55.27
Prime Sanitation	Disposal Services	58.50
RDO Truck Centers	Parts	57.70
Road Builders Machinery & Supply	Parts, Labor	1,000.00
Sapp Bros. Norfolk	Fuel	169.00
Scheer's Ace Hardware	Shop Supplies	29.32
Southern Carlson Inc.	Tools, Shop Supplies	224.56
T-Bone North	Fuel	7,868.66
Village of Meadow Grove	Utilities	71.00
Vision Service Plan	Insurance Premiums	97.62
Ryan Volk	Mowing Services	2,450.00
Z & Z Sales LLC	Tools	62.60
Zee Medical	Shop Supplies	42.65
VISITORS PROMOTION FUND		
Norfolk Area Visitors Bureau	Administration Fees	603.90
VISITORS IMPROVEMENT FUND		
Norfolk Area Visitors Bureau	Administration Fees	20.00
REGISTER OF DEEDS PRESERVATION & MODERNIZATION FUND		
MIPS Inc.	Data Processing Costs, Register of Deeds	532.16
DRUG TESTING FUND		
Premier Biotech	Supplies	319.88
911 EMERGENCY FUND		
Century Link	Telephone Service	789.51
Frontier	Telephone Service	164.10
LAW ENFORCEMENT OPERATING FUND		
Food Express	Supplies	1,111.44
Madison County Sheriff Inmate Fund	Supplies	502.25
Union Supply Company	Supplies	46.80
DRUG COURT FUND		
A Small Affair	Supplies	60.00
NMG LLC dba Norfolk Works	Medical Screening	195.00

Motion was made by Commissioner Ohl and seconded by Commissioner Uhlir 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, Uhlir. Nays, none. Motion carried.

The Board adjourned at 1:04 P.M. to Monday, December 23, 2019, at 2:00 P.M.

ATTEST:

County Clerk Anne M. Pruss

Ronald Schmidt, Chairman
County Board of Commissioners