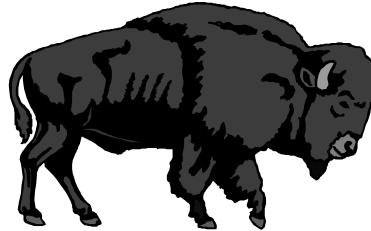


**Buffalo County Board of Supervisors**  
 BUFFALO COUNTY COURTHOUSE  
 P.O. Box 1270 . Kearney, NE 68848-1270  
 (308)236-1224 or (308)236-1225  
 Fax (308) 233-3649



REGULAR MEETING  
 BUFFALO COUNTY BOARD OF SUPERVISORS  
 TUESDAY, MAY 27, 2003  
 9:00 A.M.

Regular meeting of the Buffalo County Board of Supervisors was held at 9:00 a.m. on Tuesday, May 27, 2003.

Chairman McMullen led the County Board and audience in the Pledge of Allegiance. Chairman McMullen called the regular meeting to order with the following Board members responding to roll call: Greg Barney, Horace Dannehl, Ivan Klein, Timothy Loewenstein, William McMullen, Sherry Morrow and Richard Pierce. Absent: None.

Posting and publishing gave notice of the meeting in advance, thereof. Notice of the meeting was simultaneously given to all members of the Board of Supervisors; and availability of the agenda was communicated in the advance notice and in the notice to the Board of Supervisors of this meeting. Said agenda was also furnished to all area news media. A copy of the acknowledgment and receipt of notice and agenda by the Board of Supervisors is attached to these minutes. Deputy County Clerk Joyce Kowalewski took all proceedings hereinafter shown while said meeting was open to the public. County Attorney Shawn Eatherton was present.

Chairman McMullen called for the Citizen’s Forum as per the agenda. Janice Schultz addressed the Board with her concerns.

The following payroll claims for May 2003 were submitted to the Board for approval:

FUND	GROSS WAGES	HEALTH	LIFE	FICA	RETIREMENT
GENERAL	\$344,682.40	\$47,822.22	\$550.28	\$25,313.76	\$21,459.40
ROAD	\$107,980.17	\$14,956.82	\$144.64	\$ 7,784.10	\$ 6,913.03
WEED	<u>\$ 11,713.73</u>	<u>\$ 1,178.17</u>	<u>\$ 11.40</u>	<u>\$ 842.60</u>	<u>\$ 637.59</u>
TOTAL	\$464,376.30	\$63,957.21	\$706.32	\$33,940.46	\$29,010.02

Moved by Horace Dannehl, seconded by Timothy Loewenstein to approve the payroll claims for May 2003. Upon roll call vote, the following Board members voted "Aye": Dannehl, Loewenstein, Barney, Klein, Morrow, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

The Board members reviewed minutes from Tuesday, May 13, 2003. There being no additions or corrections to the minutes, it was moved by Greg Barney, seconded by Sherry Morrow to approve the minutes of May 13, 2003. Upon roll call vote, the following Board members voted "Aye": Barney, Morrow, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: Loewenstein. Motion declared carried.

Current correspondence was discussed.

The Board received a letter from the Nebraska Health and Human Services System concerning the County Juvenile Services Aid Program (LB640); a letter from the Kearney Area Community Foundation thanking Buffalo County for the \$1,250.00 gift for placement in the Buffalo County Community Health Partners Fund and a letter from Ameritas Investment Corp. expressing their interest in financing the potential jail project.

The County Board reviewed the R.Y.D.E. report for the month of April 2003 from Mid-Nebraska Community Action, Inc.

Moved by Sherry Morrow, seconded by Ivan Klein to accept the report. Upon roll call vote, the following Board members voted "Aye": Morrow, Klein, Barney, Dannehl, Loewenstein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

The various Committee reports were given.

Moved by Sherry Morrow, seconded by Greg Barney to authorize County Treasurer Jean Sidwell to transfer \$151,500.00 to the Road Fund, \$47,500.00 to the Weed Fund, all from the General fund all per budget. Upon roll call vote, the following Board members voted "Aye": Morrow, Barney, Dannehl, Klein, Loewenstein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

The County Treasurer submitted information to the County Board prior to the meeting concerning the addition of pledged securities for review and approval.

Moved by Sherry Morrow, seconded by Greg Barney for approval for the Treasurer's office of additional pledged security from Exchange Bank. The pledged security consists of a Sarpy County General Obligation # 803736TD6 in the amount of \$30,000.00 and LaVista General Obligation # 505318HK4 in the amount of \$50,000.00. Upon roll call vote, the following Board members voted "Aye": Morrow,

Barney, Dannehl, Klein, Loewenstein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Supervisor Timothy Loewenstein presented to the Board for approval an additional claim to True Weather in the amount of \$5,000.00. Moved by Tim Loewenstein, seconded by Sherry Morrow for approval of the additional claim to True Weather. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Morrow, Barney, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Deputy County Clerk Joyce Kowalewski submitted the May 2003 vendor claims to the County Board for approval:

GENERAL FUND:

AT & T	U	Utilities	21.53
Ace Hardware & Garden Center	SU	Supplies	46.99
Adams County Sheriff	D	Dues	1,000.00
Alamar Uniforms	E	Uniforms	727.39
All Makes Auto Supply	SU	Supplies	377.42
Alltel	U	Utilities	1,440.48
AM Publications	SU	Directory	31.00
American Auto Car Wash	E	Car Wash	502.75
Michael Baldwin	S	Legal fees	853.75
Barney Insurance Agency Ltd	S	Notary Bond	30.00
The Beacon Observer	A	Printing & publishing	679.75
Beck Law Office	S	Legal fees	2,014.04
Brad Bigelow	MC	Medical	250.00
Bob Barker Company Inc.	SU	Supplies	485.45
Bob's Super Store	S	Photo development	804.72
Boogaarts	SU	Groceries	4.24
Brewster Law Office	S	Legal fees	3,748.50
Buffalo County Attorney	E	Miscellaneous Expense	160.27
Buffalo County Court	E	Court Costs	538.00
Buffalo County Court	E	Transcripts	19.25
Buffalo County Extension Service	E	April Expense	20,803.78
Buffalo County Public Defender	E	April Expense	8,349.80
Buffalo County Sheriff	E	Service Fees	5.00
Buffalo County Sheriff	E	Miscellaneous Expense	497.38
Buffalo County Sheriff	E	State Case Fees	1,748.12
Buffalo County Treasurer	SU	Postage	6,844.82
Buffalo County Weed District			
<u>(DENIED)</u>	E	Spray Impound Lot	124.13
Builders How to Warehouse	E	Repairs	39.71

Butler Voigt & Stewart	S	Legal fees	955.00
Cabela's Inc.	E	Equipment & Uniforms	672.91
Michael Carper	S	Legal fees	224.30
Carroll's Web	U	Internet	39.90
Cash-Wa Distributing	SU	Supplies	10,176.98
CDW Government Centers Inc.	E	Equipment	123.46
Central Fire & Safety Inc.	S	Service Fire Extinguishers	402.90
Steve Charleston	D	Registration Fee	70.00
Charter Digital Communications	U	Utilities	49.95
Charter Long Distance	U	Utilities	23.32
Charter Paging	S	Pager Service	602.41
Jessica Citts	S	Witness Fee	20.00
	B,CD,CM,F	bookmobile,cottonmill,civil	
City of Kearney	,E	defense,fuel, attorney data	38,058.82
City of Kearney	U	Utilities	1,372.15
City of Lawrence Ks	D	Registration Fee	395.00
City Wide Services Inc.	S	Cleaning	25.00
Carl Clark	S	Witness Fee	20.00
Shawn Clark	S	Witness Fee	20.00
Malvern Clausen	S	Witness Fee	20.00
Clerk of District Court	E	Court Costs	584.00
Clerk of the District Court	E	Copies	2.00
Clipper Publishing	SU	Supplies	52.00
Commercial Computer System Inc.	AP	Support, Maintenance & Equipment	22,846.86
Computer Hardware Inc.	SU	Equipment & Supplies	2,997.85
Computer Pros	E	Equipment	982.25
Concepts Machining Company	S	Building Repairs	184.00
Norma M Cook	S	Witness Fee	40.00
Copycat Printing	SU	Supplies	74.20
Copycat Printing Center	SU	Map Supplies	36.29
Corporate Diversified Services Inc.	S	Cafeteria fee	117.90
Michelle Criss	S	Witness Fee	20.00
Crossroads Ford Inc.	S	Repairs	35.28
Veronica Crumm	S	Witness Fee	20.00
Culligan Water Conditioning	SU	Water Softener expense	16.00
GENERAL CONT.			
D & M Security	S	Bldg/Tower Repair	330.00
Hoss Dannehl	RE	Travel Expense	201.60
DAS Communications	S	Telecommunication Charges	930.00
Dawson County Public Power District	U	Utilities	181.41
Dawson County Sheriff	S	Service Fee	23.25
Glenda DeBrie	RE	Travel Expense	79.20
Del Marketing L.P.	SU	Equipment	1,004.00

Diamond Vogel Paint Center	SU	Repairs	162.99
DLT Solutions Inc.	E	Autocad License	543.75
Stacey Dobbe	S	Witness Fee	20.00
Dugan Business Forms	SU	Supplies	2,443.06
Eakes Office Plus	SU	Supplies	5,689.12
Earl May	SU	Yard Supplies	40.96
Earthgrains Company	SU	Groceries	910.88
Egan Supply Company	SU	Supplies	1,038.01
Virgil Eihusen	S	Audio/Surveillance	4,264.19
Election System & Software Inc.	SU	Supplies/Maintenance	2,041.82
Elite Court Reporting Ser. Inc.	S	Professional Fee	67.75
Eustis Body Shop	S	Towing	231.00
Excelencia Interpreting	S	Professional Fee	200.00
Marion E Farley	R	Retirement	11.00
Jason Fendrick	S	Legal fees	1,750.90
Dan Fiola Ne State Patrol	S	Witness Fee	52.40
First National Information Solution	SU	Supplies	313.83
Fontaine Microfilming	S	Filming Project	9,678.20
Jason Franssen	S	Surface Clean	676.00
Frontier	U	Utilities	5,909.03
Frontier	U	Utilities	623.78
Galls Incorporated	SU	Equipment	189.91
Gary's I-80 Service Inc.	S	Tow Bill	119.00
Good Samaritan Hospital	MC	Medical	5,255.00
Gordon's Repair	S	Repairs	20.00
Graham Tire Co.	S	Tire/Repairs	1,454.07
Grand Central IGA	SU	Groceries	108.73
Great Plains Radiology & Nuclear	MC	Medical	25.00
H & G Cleaning Service	S	Cleaning Service	1,840.00
Hall County Court	S	Copies	3.75
Hall County Sheriff	S	Service Fee	41.70
Greg Harris	S	Legal fees	540.77
Joanne Hasbrouck	S	Attention Center	166.85
Heartland Automotive Service	S	Oil Change	38.63
Hilltop Pet Clinic	E	Dog Maintenance	35.99
Gary Hogg	S	Legal fees	2,557.03
Hometown Leasing	E	Copier lease	645.00
Cheryl Hughes	S	Legal fees	1,150.50
Mitchell Humphrey	RT	Rent	650.50
Mitchell Humphrey	UT	Utilities	98.22
Kristine R Huryta	S	Witness Fee	20.00
IBM Corporation	S	Maintenance	370.77
Imagistics International Inc.	SU	Supplies	438.01

Jacobsen, Orr, Nelson & Wright et al	S	Legal fees	3,051.00
Leroy Jones	S	Witness Fee	20.00
Juvenile Detention Center	S	Safekeeping	1,960.00
Kearney Clinic PC	MC	Medical	267.00
Kearney Hub	A	Printing & publishing	858.40
Kearney Towing and Repair Center	S	Towing	85.00
Kelly Electric Co.	S	Building Repairs	281.00
Alden F Kielhorn	MC	Medical	800.00
Killion Motors Inc.	S	Repairs	627.09
Mildred B. Kincaid	R	Retirement	12.00
Knapp Fangmeyer Aschwege Besse	S	Legal fees	2,448.67
Jeffrey Knapp	S	Legal fees	233.06
Jean Kneese	R	Retirement	19.00
Langvardt and Valle PC	S	Legal fees	18.00
Laser Art Design Inc.	SU	Supplies	5.00
GENERAL CONT.			
Laser Tec Custom Computers	SU	Supplies	424.00
Liberty Services Inc.	S	Uniform Cleaning	1,043.32
Lieske Law	S	Legal fees	510.15
Lock N Store	RT	Rent	60.00
Lockmobile	SU	Keys	10.10
Stephen G. Lowe	S	Legal fees	1,105.00
Andrea Madsen	S	Witness Fee	20.00
Marshall & Swift	SU	Subscription	297.95
Sharon Mauler	RE	Postage/Copies	255.99
Maximus Inc.	S	Service Fee	3,950.00
MCI	U	Utilities	26.17
Kim McKeon	S	Witness Fee	20.00
Leticia Medina	S	Witness Fee	20.00
John C Meidlinger	MC	Medical	2,250.00
Shelly Mejstrik	S	Witness Fee	20.00
Microfilm Imaging Systems	AP	Service Agreement	650.00
Microfilm Service Bureau	SU	Microfilm	379.88
Mid America Pay Phones	U	Utilities	40.00
Mid West Appraisers Association	D	Registration Fee	590.00
Midway Chevrolet	SU	Keys	2.50
MIPS County Solutions	S	Support	391.53
Modern Litho Inc.	SU	Supplies	425.19
Moore Business Forms	SU	Supplies	63.85
Mark D Mowry	MC	Autopsy	2,400.00
N B Microseal	SU	Supplies	176.78
NESCA	E	Training	15.00
NCSEA	D	Registration Fee	980.00

Nebraska Association Co. Officials	D	Registration Fee	330.00
Nebraska Central Telephone Co.	U	Utilities	506.37
Nebraska Crime Commission	SU	Videos	12.00
Nebraska Dept. of Property Assess. & Tax	D	Registration Fee	150.00
Nebraska Dept. of Motor Vehicles	E	Records	109.00
Nebraska Institute of Forensic Science	D	Registration Fee	1,200.00
Nebraska Law Enforce Training	E	Training	75.00
Nebraska Public Power District	U	Utilities	2,970.14
Nebraska Supreme Court Publications	SU	Publications	82.60
Nelson's Furniture Inc.	SU	Carpet	429.10
Network Solutions	SU	Equipment	3,769.39
Northwestern Public Service	U	Utilities	2,018.90
Novus Windshield Repair	S	Repairs	40.00
NSA Poan Conference	D	Registration Fee	65.00
Office Max Credit Plan	SU	Supplies	489.25
Orlando World Center	RE	Lodging	1,739.40
Orscheln Farm and Home	F	Fuel	42.96
Pacific Concepts	SU	Supplies	2,594.75
Parker Grossart Bahensky & Beucke	S	Legal fees	4,562.98
Herminia Perez	S	Witness Fee	20.00
Phelps County Sheriff	S	Service Fee	27.48
Jennifer Phye	S	Service Fee	417.55
Richard Pierce	RE	Travel Expense	66.96
Pitney Bowes	E	Copier lease	331.57
Platte Valley Communcations	S	Equipment Repairs	2,848.15
Polk Directories	SU	Directory	246.00
Preferred Mail Service Inc.	S	Mail service	229.12
Presto X Company	S	Pest Control	46.00
Psychological Resources Support	MC	Medical	180.00
Quill Corporation	SU	Supplies	47.36
Qwest	UT	Utilities	3,090.36
Radio Shack Accts. Rec.	SU	Supplies	2.99
Readers Digest	E	Subscription	14.75
Redman's Shoes	E	Uniforms	47.99
Ilene Richardson	R	Retirement	14.00
Riverside Animal Hospital PC	S	Impounds	257.00
Jeff Roby	S	Witness Fee	52.40
Ross, Schroeder and Romatzke	S	Legal fees	1,618.43
GENERAL CONT.			
Heather Seely	S	Witness Fee	20.00
Shred-N-Store	S	File Destruction	69.36
Jean Sidwell	RE	Travel Expense	143.28

Siemens Building Technologies Inc.	AP	Maintenance Agreement	6,060.00
Snyder & Hilliard	S	Legal fees	766.35
Somes Uniforms	E	Uniforms	68.00
Sprint	UT	Utilities	102.99
Standard Register	AP	Service Agreement	342.84
State of Nebraska DAS Imservices	S	AS400 User Fee	5.61
Les Stevens	SU	Supplies	5.00
Michael Synek	S	Legal fees	455.68
William Tangeman	D	Registration Fee	500.00
TBK Transmissions	S	Repairs	1,150.00
Tex Shoemaker & Son Inc.	SU	Supplies	91.01
Tiger Direct	SU	Equipment	2,436.80
Larry Timmens	S	Witness Fee	20.00
Tollefsen Elliott Lumber Co	SU	Supplies	54.50
Tractor Supply Co. Industries	SU	Supplies	29.98
Tringe Law Office P.C.	S	Legal fees	163.60
Turner Body Shop of Kearney	S	Towing	45.00
Rebecca L. Tvrdik	S	Legal fees	325.00
Tye & Rademacher PC	S	Legal fees	4,223.74
US Postmaster County Court	SU	Postage	37.00
U S Postmaster Dist. Court	RT	Box Rent	220.00
University of Nebraska Lincoln	E	Fees	50.00
Video Kingdom	SU	Supplies	197.04
Village Cleaners Inc.	E	Uniform Cleaning	52.25
Walgreens	MC	Medical	1,055.62
Cheryl Walker	S	Witness Fee	20.00
Wal Mart	SU	Office supplies	868.21
Weblink Wireless	S	Service	330.26
Wells Fargo Card Services	E	Misc. Expense	271.96
West Group	E	Publications	1,119.65
Western Pathology Consultants Inc.	MC	Drug Screen	95.00
Western Security Services	S	Repairs	553.70
Wilke Donovan's True Value	SU	Supplies	50.66
William Williams	RE	Milegae & Meals	311.81
Jeffrey Wirth	S	Legal fees	1,048.23
Lara Woolen	S	Witness Fee	20.00
Zimmerman Printers & Lithopragers	SU	Supplies	1,147.00
<b><u>ROAD FUND:</u></b>			
Ace Hardware & Garden Center	SU	Supplies	180.57
Ace Irrigation & Mfg	E	Culvert & Steel	5,664.22
Agri Co op	F	Fuel	132.03
All Makes Auto Supply	S,SU	Repairs/Tools	1,459.09

All Points Coop	F	Heating Fuel	27.00
Alltel	U	Utilities	506.77
Andersen's Outdoor Power	S	Equipment repairs	2,249.88
Auto Glass Center	S	Repairs	218.02
Big Flag Farm Supply	F	Fuel	38.02
Bosselman Energy Inc.	F	Fuel	41,651.36
Broadfoot Sand & Gravel Co. Inc.	G	Gravel	6,494.93
Bruner's Sand & Gravel Co. Inc.	G	Gravel	3,892.46
Builders How to Warehouse	SU	Flags, Flashers	378.68
Central Ag and Shop Supply	S	Repairs	29.00
Central Auto Electric Inc.	S	Repairs	188.83
Central Hydraulic System	S	Repairs	3,232.40
Charter Paging	U	Utilities	31.55
John Chramosta	G	Gravel	2,208.00
City of Kearney	U	Utilities	36.23
City Wide Services Inc.	S	Cleaning	550.00
Construction Rental Inc.	SU	Supplies/Tools	112.40
Crossroads Ford Inc.	SU,S	Supplies/Repairs	482.90
Culligan Water Conditioning	SU	Supplies	10.50
ROAD CONT.			
Dawson County Public Power District	U	Utilities	1,092.40
Eakes Office Plus	SU	Supplies	930.35
Fairbanks International	S	Repairs	95.78
Farmers Co-op Assn.	S,F	Fuel/Repairs	235.34
Farmers Union Co-op Assn.	F	Fuel	71.48
Arlow Fritz	R	Retirement	10.00
Global Equipment	SU	Supplies/Equipment	547.78
Graham Tire Co	E,S	Repairs/Tire	246.34
Holmes Plumbing & Heating	S	Repairs	97.50
Imagistics International Inc.	SU	Supplies	45.00
The Island Supply Company	S	Steel	1,125.00
Jr's Mini Mart	F	Fuel	34.60
K & B Parts	SU	Tools	30.98
K & K Parts Co.	SU	Supplies	1,907.31
Kearney Implement Inc.	S	Repairs	13,507.63
L & W Tires and Tread	E,S	Tires & repairs	1,956.26
Lammers Truck Line Inc.	G	White Rock	891.35
Landell Thelen Inc.	SU	Supplies	15.47
Lawson Products	SU	Shop supplies	484.66
Lazy A Trucking	G	White Rock	11,329.38
Linweld	SU,F	Supplies/Fuel	805.30
Logan Contractors Supply	SU	Equipment repairs	3,176.70
Elwood Luce	R	Retirement	11.00

Marlatt Machine Shop Inc.	S	Repairs	62.90
Mid Nebraska Aggregate Inc.	G	Gravel	2,542.98
Midwest Service & Sales Co.	SU	Signs/Equipment	7,010.96
Mr. Automotive Carquest	SU	Supplies	1,332.33
NASSAU Rockmount	SU	Supplies	802.16
Nebraska Department of Roads	S	Equipment repairs	134.20
Nebraska Machinery Co	SU,S	Repair & Equipment	28,553.00
Nebraska Peterbilt Ford	S	Repairs	1,258.54
Nebraska Public Power District	U	Utilities	47.56
Nebraska Safety Center	RE	Meals & Registration	169.60
The New Sioux City Iron Co.	SU,E	Supplies/Steel	1,739.82
Northwestern Public Service	U	Utilities	381.78
Office Max	SU	Supplies	44.72
On Site Mobile Sharpening	S	Labor	51.55
Platte Valley Communications	S	Radio Repairs	142.75
Powerplan	S	Repairs	473.43
Presco Sales & Service Inc.	SU	Blades	253.00
RAK Industries	SU	Equipment	146.84
Ravenna Sanitation	U	Utilities	256.00
Respond First Aid Systems	SU	Safety Supplies	219.90
Sahling Kenworth Inc.	S	Building Repairs	1,054.54
Sapp Bros.	SU	Grease/Oil	2,265.00
TBO Non Stock	S	Tire Repairs	163.90
Triangle Metals Corp	E	Steel	435.00
US Postmaster	E	Postage	700.00
Village of Miller	U	Utilities	31.50
Walmart	SU	Supplies	67.70
Western Pathology Consultants Inc.	MC	Medical	328.00
Wilke Donovan True Value	SU	Supplies/Tools	55.08
Wilke Donovan True Value	SU	Supplies	15.90

VISITOR'S PROMOTION FUND:

Kearney Area Chamber of Commerce	AP	Monthly claims	18,800.00
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EMERGENCY RELIEF

ABC Drug Company	MC	Medical	22.42
Bob's Total Service	F	Fuel	45.00
Boogaarts	SU	Sundries	38.25
Budget West Motel	RT	Rent	54.00
Dale Carlson	RT	Rent	210.00
Gary Carman	RT	Rent	210.00
Custer County Clerk	RE	Reimbursement Relief	107.46

EMERGENCY RELIEF CONT.

Downing Company	RT	Rent	210.00
Freedom House	RT	Rent	420.00
James R Frerichs DDS	MC	Medical	821.00
Godberson Mortuary	MC	Burial	1,750.00
Good Samaritan Hospital	MC	Medical	50.37
Haeberle's Grand Central Pharmacy	MC	Prescriptions	98.68
Amber Heinrich	RT	Rent	400.00
Connie Hinds	RT	Rent	210.00
Horner Lieske Horner	MC	Burial	808.64
L & M Properties Inc.	RT	Rent	180.00
Lee Lacey	RT	Rent	135.26
Naden Pharmacy	MC	Prescriptions	91.38
Robert Nordhues	RT	Rent	250.00
Platte Valley Medical Group	MC	Medical	34.11
Don Porter	RT	Rent	210.00
Salvation Army	SU	Stove	45.00
Value Express Pharmacy	MC	Prescriptions	27.68
Patricia Walgren	RT	Rent	300.00
Lissa Wilcox	RT	Rent	210.00
Dan Wurtz	RT	Rent	210.00

INSTITUTIONS FUND:

Nebraska Health & Human Services Financial Responsibility	MC	Medical	1,942.76
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WEED DEPT. FUND:

Ace Hardware & Garden Center	SU	Supplies	79.32
All Makes Auto Supply	S	Repair	232.55
The Beacon Obersver	A	Printing & Publishing	65.67
Clipper Publishing	A	Printing & Publishing	128.40
Dawson County Public Power District	U	Utilities	122.94
Eakes Office Plus	SU	Supplies	174.20
Graham Tire Co.	SU	Tires/Repairs	417.22
Hand Machining Co	S	Repairs	29.64
K & K Parts Co. Inc.	SU	Supplies	287.01
Kearney Hub	A	Printing & Publishing	182.40
Kearney State Bank	F	Fuel	35.25
Kearney Yamaha Kawasaki Suzuki	SU	Repairs	37.86
Richard Kincaid	U	Utilities	20.00
Morris Press	A	Printing & Publishing	37.00
Northwestern Public Service	U	Utilities	179.09
O'Reilly Auto Parts	S	Repairs	39.48
Ravenna News	A	Printing & Publishing	76.80

Share Corp	E	Chemical	319.00
Tractor Supply Co. Industries	SU	Tool	11.99
US Postmaster	SU	Postage	300.00
UAP Timberland LLC	E	Chemical	16,910.20
United Suppliers	E	Chemical	5,482.80
Van Diest Supply Company	E	Chemical	11,572.20
Wilke Donovan's True Value	SU	Supplies	12.98

911 EMERGENCY SERVICE

FUND:

Charter Paging	S	Pager service	23.22
Cummins Great Plains Diesel	S	Maintenance	1,318.78
Frontier	U	Utilities	1,465.27
Language Line Services	S	Phone Interpreter	34.73
Nebraska Central Telephone Co.	U	Utilities	302.99
Platte Valley Communication	S	911 Repairs	1,600.00

Moved by Tim Loewenstein, seconded by Sherry Morrow to approve all the vendor claims for May 2003 with the exception of claim number 305067 to the Buffalo County Weed Department in the amount of \$124.13, which was denied. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Morrow, Barney, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Supervisor Tim Loewenstein presented information to the Buffalo County Board concerning an update on the Emergency Management position. Moved by Tim Loewenstein, seconded by Dick Pierce to have Chairman McMullen sign an Interlocal Agreement Between Buffalo County and the City of Kearney. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Pierce, Barney, Dannehl, Klein, Morrow and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Moved by Sherry Morrow, seconded by Dick Pierce to recess the regular meeting of the Board of Supervisors at 9:35 A.M. and reconvene as a Board of Equalization to approve motor vehicle exemptions. Upon roll call vote, the following Board members voted "Aye": Morrow, Pierce, Barney, Dannehl, Loewenstein, Klein and McMullen. None voted "Nay". Absent: None. Motion declared carried.

**-BOARD OF EQUALIZATION-**

Chairman McMullen called the Board of Equalization to order in open session.

Moved by Tim Loewenstein, seconded by Horace Dannehl to approve the new Buffalo County exemption for South Central Behavioral Services, Inc. on a 2002 Dodge Stratus. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Dannehl, Barney, Klein, Morrow and McMullen. None voted "Nay". Abstain: Pierce. Absent: None. Motion declared carried.

Moved by Horace Dannehl seconded by Dick Pierce to recess the Board of Equalization at 9:45 A.M. and return to the regular meeting of the Board of Supervisors. Upon roll call vote, the following Board members voted "Aye": Dannehl, Pierce, Barney, Klein, Loewenstein, Morrow and McMullen. None voted "Nay". Absent: None. Motion declared carried.

**-REGULAR MEETING--BOARD OF SUPERVISORS-**

Chairman McMullen called the regular meeting to order in open session.

Moved by Tim Loewenstein, seconded by Sherry Morrow to add an additional claim for approval to Tincer Ford in the amount of \$26,996.00 for a new Ford Explorer for the Sheriff's department. Upon roll call vote the following Board members voted "Aye": Loewenstein, Morrow, Barney, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Sheriff Neil Miller was present to discuss the Universal Hiring Program (UHP) Grant application and the Homeland Security overtime program grant application. Discussion was held concerning the two grant programs and the benefits of both. Moved by Tim Loewenstein, seconded by Ivan Klein to have Chairman McMullen sign both grant applications. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Klein, Barney, Dannehl, Morrow, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried

At 10:30 A.M. Chairman McMullen called for the public hearing for amendment to the zoning regulations. Planning and Zoning Administrator, LeAnn Klein was present. Tim Loewenstein recused himself from the proceedings concerning Esther Shannon. Esther Shannon along with Alan Johnson, Representative of Morton Buildings, addressed the County Board concerning her request for an amendment to the zoning regulations. After discussion was held with the Board, Ms. Shannon and Mr. Johnson, Chairman McMullen closed the hearing for Board Action. Moved by Horace Dannehl, seconded by Dick Pierce to approve the following resolution:

**RESOLUTION 2003-16**

WHEREAS, Esther Shannon has filed with the Buffalo County Clerk and/or Buffalo County Planning and Zoning Administrator a request to amend Sec. 5.34 of the Zoning Code of Buffalo County, Nebraska to include as an allowable special use mini-storage facilities in AGR District, and

WHEREAS, legal consul has ruled that such proposed amendment, as filed, is not a general revision of existing zoning provisions and will affect specific property and legal notices were provided as required by Buffalo County Zoning Regulations, and

WHEREAS, on May 15, 2003 the Buffalo County Planning and Zoning Commission held a public hearing to consider amendment of Sec. 5.34 to include as a use by special permit mini-storage facilities, and recommended on a 5-0 vote that Zoning Regulation Sec. 5.34 be amended to add Mini-Storage facilities as a use by special permit, and

WHEREAS, following a public hearing before the Buffalo County Board of Supervisors with notice as required, this Board believes that the addition of mini-storage facilities as a use allowed by special permit is

consistent with previously allowed uses by special permit in AGR District and its inclusion would not be detrimental and/or harmful to surrounding properties and uses whether such uses are by right and/or special permit, and

WHEREAS, the votes in favor of adoption of this resolution exceed two-thirds majority of this Board of Supervisors,

NOW THEREFORE, be it resolved by the Buffalo County Board of Supervisors that Section 5.34 be amended to read as follows:

5.34 PERMITTED SPECIAL USES: A building or premises may be used for the following purposes in the AGR Agricultural Residential District if a special permit for such use has been obtained in accordance with Article 6 of these regulations:

1. Agricultural service establishments primarily engaged in performing agricultural, animal husbandry or horticultural services;
2. Cemeteries, crematories, mausoleums and columbarium;
3. Child care center;
4. Radio and television towers and transmitters;
5. Camp grounds;
6. Wind generating systems;
7. Commercial kennels;
8. Public and private charitable institutions;
9. Greenhouses and nurseries;
10. Animal clinics, animal hospitals and veterinarian services;
11. Mobile home parks; and
12. Mini storage facilities.

Upon roll call vote, the following Board members voted "Aye": Dannehl, Pierce, Barney, Klein, Morrow and McMullen. None voted "Nay". Recused: Loewenstein. Absent: None. Motion declared carried.

Esther Shannon along with Alan Johnson next addressed the Board with Ms. Shannon's request for a Special Use Permit to allow mini storage units to be built in the N1/2NE1/4 of Section 11-9-16. Discussion was held concerning the special use permit request. Moved by Ivan Klein, seconded by Sherry Morrow to approve the following resolution:

**RESOLUTION 2003-17**

WHEREAS, Esther Shannon has previously filed with Buffalo County Clerk Application for Special Use Permit of Esther Shannon to use mini-storage facility in AGR District at below described real estate, and

WHEREAS, on May 15, 2003, the Buffalo County Planning and Zoning Commission held a public hearing and recommended approval of such special use permit, and

WHEREAS, on May 27, 2003 the Buffalo County Board of Supervisors held a public hearing on such Special Use Permit with no protests by adjoining landowners being submitted,

NOW THEREFORE, BE IT RESOLVED THAT BY THE BUFFALO COUNTY BOARD OF SUPERVISORS that Special Permit of Esther Shannon to use real estate for construction of up to three mini-storage buildings for mini-storage facility under Section 5.34 of the Buffalo County Zoning Regulations be allowed on below described real estate shall be and hereby is approved subject, however, to the following conditions:

1. Access Road to the subject property, which is a privately maintained access consisting of a 60 foot right of way, on north side of subject property running east and west connecting to State Highway #10 is the responsibility of developer.
2. Street address for facility shall be determined with consultation with appropriate public safety officer.
3. Maximum height of storage structures shall not exceed 14 feet.
4. The storage area shall be surrounded by fencing. The south side of the subject property shall be bordered with trees or hedge to act as a screen from properties to the south.
5. Adequate gate entrance and exterior lighting shall be provided by developer.
6. No hazardous materials shall be stored on or in the subject property.
7. Crushed rock and/or gravel or higher grade of construction shall be utilized by developer for access and driveways around storage facilities. This road/driveway surface can be done on a facility-by-facility basis as additional units are put in place.
8. There shall be a 25 feet minimum width between storage facility buildings with the buildings running north to south, with access to east and west sides.
9. Activities within the facility shall be limited to the rental of storage cubicles and the administration and maintenance of the facility together with office necessary to accomplish these tasks.
10. All storage shall be within enclosed buildings.
11. That this mini-storage use shall be considered similar “accessory use”, similar but not necessarily identical to a garage under City and County zoning regulations as concerns adequate setbacks from public ways. In this regard a 50 feet setback for front yard is not used, nor were requirements of Article 8 of County Zoning Code deemed to be adequate. The developer shall utilize a 30 feet setback from front, back, and side boundary line to structure.
12. No storage buildings may open into required front yard, which the case of this facility, shall be deem the north property line of the subject property.
13. That the above conditions together with issuance of this special permit are found to be in compliance with Section 6.2 of Buffalo County’s Zoning Regulations now in effect.
14. That this special permit and conditions applicable shall affect solely the following subject property:

A LEGAL DESCRIPTION FOR THE THIRD TRACT FROM THE WEST

A tract of land being part of the North Half of the Northeast Quarter (N1/2NE1/4) of Section Eleven (11), Township Nine (9) North, Range Sixteen (16) West of the Sixth Principal Meridian, Buffalo County, Nebraska, more particularly described as follows: Referring to the Northwest Corner of the Northeast Quarter of Section 11 and assuming the West line of the Northeast Quarter of said Section 11 and assuming the West line of the Northeast Quarter of said Section 11 as bearing S 00°06’14” W and all

bearings contained herein are relative thereto; S 00°06'14" W and on the West line of the Northeast Quarter of said Section 11 a distance of 667.94 feet; thence N 89°38'05" E parallel with the North line of the Northeast Quarter of said Section 11 a distance of 1952.6 feet to the ACTUAL PLACE OF BEGINNING; thence continuing N 89°38'05" E parallel with the North line of the Northeast Quarter of said Section 11 a distance of 326.3 feet; thence S 00°43'37" W a distance of 335.55 feet; thence S 89°38'05" W parallel with the North line of the Northeast Quarter of said Section 11 a distance of 325.08 feet; thence N 00°31'14" E a distance of 335.53 feet to the place of beginning. Containing 2.508 acres, more or less. SUBJECT TO HOWEVER AND TOGETHER WITH rights of ingress and egress over and across a strip of land being 60.0 feet in width and being located in the North Half of the Northeast Quarter of Section 11, Township 9 North, Range 16 West of the Sixth Principal Meridian, Buffalo County, Nebraska, with said 60.0 foot strip of land being more particularly described as follows: Referring to the Northwest Corner of the Northeast Quarter of said Section 11; thence S 00°06'14" W on the West line of the Northeast Quarter of said Section 11 a distance 667.94 feet; thence N 89°38'05" E parallel with the North line of the Northeast Quarter of said Section 11 a distance of 1300.0 feet to the ACTUAL PLACE OF BEGINNING; thence continuing N 89°8'05" E parallel with the North line of the Northeast Quarter of said Section 11 a distance of 1305.2 feet to a point that intersects on the West right-of-way line of Nebraska State Highway No. 10 a distance of 60.02 feet; thence S 89°38'05" W parallel with the North line of the Northeast Quarter of said Section 11 a distance of 1304.3 feet to a point being 1300.0 feet easterly of the West line of the Northeast Quarter of said Section 11; thence N 00°06'14" E on a line being 1300.0 feet easterly of and parallel with the West line of the Northeast Quarter of said Section 11, a distance of 60.0 feet to the place of beginning.

Upon roll call vote, the following Board members voted "Aye": Klein, Morrow, Barney, Dannehl, Pierce and McMullen. None voted "Nay". Recused: Loewenstein. Absent: None. Motion declared carried.

Dottie Campbell was present to request a change in zoning from AG to AGR on a tract of land in the north one-half of section 25 from the Board. Mitch Humphrey, County Surveyor was present to answer questions from the Board. Moved by Tim Loewenstein, seconded by Greg Barney to change the zoning from AG to AGR per the request. Prior to a vote being taken Mr. Loewenstein moved to withdraw his motion and this was seconded by Greg Barney. The zoning change request was tabled for a more precise legal description, as it was not clear on the number of acres being rezoned. Mitch Humphrey,

County Surveyor indicated he would work with Ms. Campbell to provide the Board with an accurate legal description.

Neil Koster was present before the Board to discuss his application for a Special Use Permit. The special use permits only pertains to the following legal description:

LEGAL DESCRIPTION FOR THE SOUTHWEST TRACT

A tract of land being part of Government Lot One (1) located in Section Thirty (30), Township Nine (9) North, Range Fourteen (14) West of the Sixth Principal Meridian, Buffalo County, Nebraska, more particularly described as follows: Referring to the Northwest Corner of Government Lot 1 in Section 30 and assuming the West line of said Government Lot 1 as bearing S 00°09'34" W and all bearings contained herein are relative thereto; thence S 00°09'34" W and on the West line of said Government Lot 1 a distance of 438.85 feet to the ACTUAL PLACE OF BEGINNING; thence continuing S 00°09'34" W and on the West line of said Government Lot 1 a distance of 550.63 feet to a point being the most Northerly corner of a tract of land deeded to the State of Nebraska Department of Roads as described on Microfilm Roll 94, Pages 18992 thru 18993, filed December 30, 1994 in the Buffalo County Register of Deeds office; thence S 59°38' E and on the Northerly line of the aforesaid tract of land deeded to the State of Nebraska Department of Roads a distance of 150.66 feet to the Southeasterly Corner of said tract of land, said point also being on the North line of the Union Pacific Railroad Company's Right-of-Way; thence N 73°30' E and on the North line of the Union Pacific Railroad Company's Right-of-Way a distance of 948.50 feet; thence leaving said Right-of-Way line N 04°30'34" W a distance of 349.55 feet; thence S 89°29'20" E and parallel with the North line of said Government Lot 1 a distance of 1010.54 feet to the place of beginning. Containing 11.80 acres, more or less, of which 0.42 acres, more or less, are presently being used for road purposes on the West side.

Daniel L Lindstrom, Attorney, representing the Gangwish Family addressed the Board with the Gangwish Family concerns of traffic, noise, and land values, land use along with other concerns. Rodney K. Gangwish clarified to the Board the Gangwish ownership of the land adjoining the proposed special use permit land. Jane Gangwish also addressed the Board with her concerns. Neil Koster again addressed the Board with his proposed use of the land. Monty Shultz addressed the Board with his concerns. Chairman McMullen closed the hearing to the public to continue discussion with only the Board members participating. The Board had concerns of special conditions, which should be met if the Special Use Permit

was approved. After discussion the issue was tabled until the June 10, 2003 Board Meeting and the concerns of special conditions handed over to the zoning committee for their input and recommendations. Chairman McMullen closed hearing on the zoning issue.

Moved by Sherry Morrow, seconded by Tim Loewenstein to enter into an Executive Session at 12:12 P.M. to discuss contract negotiations. Upon roll call vote, the following Board members voted "Aye": Morrow, Loewenstein, Barney, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Moved by Tim Loewenstein, seconded by Sherry Morrow to move out of Executive Session at 12:46 P.M. and return to an open session of the County Board. Upon roll call vote, the following Board members voted "Aye": Loewenstein, Morrow, Barney, Dannehl, Klein, Pierce and McMullen. None voted "Nay". Absent: None. Motion declared carried.

Chairman McMullen called the regular meeting to order in open session. He advised Deputy County Clerk, Joyce Kowalewski, to advertise and post for a special Board meeting to be held at 8:00 A.M. on May 30, 2003 according to Nebraska law. He then adjourned the meeting at 12:48 P.M.