

Greeley County Commissioner Minutes

January 10, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 10th day of January 2023 in the Boardroom, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Attorney Cindy Bassett and County Clerk Mindy Grossart. Foltz stated a current copy of the Open Meetings Act is posted on the south wall of the boardroom and copies are available for the public if requested. Everyone present joined in the Pledge of Allegiance.

The meeting was then turned over to the County Clerk. Mindy Grossart, County Clerk acting as temporary Chairman asked for nominations for a 2023 County Board Chairman. Leslie moved to nominate Jordan Foltz as Chairman for 2023, second by Wadsworth. Roll Call Vote: All yes, motion carried. Jordan Foltz, Chairman asked for nominations for a Vice Chairman for 2023, Wadsworth nominated Joe Leslie for Vice Chairman, second by Foltz. Roll Call Vote: All yes, motion carried.

Motion by Leslie to designate Cedar Valley News as the Official County newspaper for 2023, second by Wadsworth. Roll Call Vote: All yes, motion carried. The Greeley County website (www.greeleycounty.ne.gov) is declared as an official means of publication. Leslie moved to set the county board meetings for the second and fourth Tuesday of every month at 9:30 a.m. unless otherwise advertised, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion was made by Wadsworth, second by Leslie to approve the Board Appointments that Greeley County is associated with for 2023. Roll Call Vote: All yes, motion carried. Wadsworth moved, second by Leslie to approve Resolution 23-1, appointing Dennis Wadsworth as the representative to Loup Central Landfill Association and Joe Leslie as alternate. Roll Call Vote: All yes, motion carried.

Josh Grummert, RLS was present to meet the Board and express interest in providing a proposal for the 2023-2026 Greeley County Surveyor Appointment. The Board previously received a letter of reference for Grummert Professional Services from County Highway Superintendent Lance Harter. The Board thanked Josh for attending the Board Meeting. Leslie moved to appoint Josh Grummert as the County Surveyor, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion made by Leslie to appoint Janet Wood as the County School Superintendent, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion by Leslie to appoint Lance Harter as Highway Superintendent, second by Wadsworth. Roll Call Vote: All yes, motion carried. Foltz moved to appoint Rod Johnson & Bill McManus as Co- Emergency Managers, second by Leslie. Roll Call Vote: All yes, motion carried. Motion by Wadsworth to appoint Carol Trumler as Planning & Zoning Administrator: in addition to her monthly salary Carol will receive \$25.00 phone reimbursement monthly, second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Leslie to appoint Margaret Valladao as Weed Superintendent, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Mark Bauer submitted a letter of retirement from the position of Greeley County Emergency Manager. Motion made by Foltz to accept the letter of retirement with regret, second by Leslie. Roll Call Vote: All yes, motion carried. The Board expressed their appreciation for everything he has done for Greeley County, especially during the 2019 flood.

The County Mileage reimbursement rate is set at \$0.655 according to Section 81-1176 effective January 1, 2023, subject to change if the government adjusts the rate. The Sheriff's Department is entitled to charge an additional 3¢ if serving papers.

The following banks were reviewed as depositories for the year 2023: First National Bank, State Bank of Scotia, Citizen's State Bank, Homestead Bank, Henderson State Bank & NPAIT. Leslie moved to approve the 2023 depositories and to authorize the County Treasurer to invest idle funds appropriately second by Wadsworth. Roll Call Vote: All yes, motion carried.

A physician from the Howard County Medical Center will remain as the County Doctor. Motion made by Leslie to set the County burial policy as follows: the County will pay \$1,000.00 for cremation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Any and all resources such as savings and checking accounts, cash on hand, insurance, and any funeral benefit through Social Security or other sources are to be applied against the county funeral allowance.

All contractors will file proof of liability insurance with the County Clerk prior to any work being done.

The County Officials rate salary was set in Resolution dated December 28, 2021. County Assessor Deputy, Clerk Deputy, Treasurer Deputy are set between 65%-75% and Sheriff Deputy 65%-85% of the official's salary. After a short discussion and review of comparable wages, motion by Wadsworth to approve 5% increases for all hourly employees and an additional one dollar increase for Road Shop Foremen, second by Leslie. Roll Call Vote: All yes, motion carried.

Wadsworth moved to approve the 2023 official holidays as set by State Statute 25-2221, second by Leslie. Roll Call Vote: All yes, motion carried. All days declared by law or proclamation of the President &/or Governor to be a holiday.

Motion was made by Leslie to waive the reading and approve the county board minutes from the December 28, 2022 meeting, second by Foltz. Roll Call Vote: Leslie yes, Foltz yes, Wadsworth abstain, motion carried.

Jon Howard gave a letter of resignation to the then Greeley County Sheriff Dave Weeks. The letter was given to the Clerk's Office on December 27, 2022. Leslie moved to accept the letter of resignation effective December 23, 2022 as requested, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Lance Harter, Hwy Superintendent and Josh Gilbertson met with the Board to present a proposal for Fracture Critical Bridge Inspections, review plans and consider bidding materials for the Hill Road Structure Replacement (S-17 T-18 R-12), and discuss the 2022 Bridge Inspection Recommendations. Leslie moved to approve the proposal for FCB, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth to bid materials for the Hill Road Structure Replacement, second by Leslie. Roll Call Vote: All yes, motion carried. Bids will be opened on February 7th at 9:45 a.m. Lance also provided the Board with some updates in regards to sign inventory/retro-reflectivity, County Bridge Match Program, Bridge Inspection program updates and advice from NIRMA.

Next, the Board reviewed a claim submitted by Jon Howard for 717.5 hours vacation and 312.75 hours of holiday. Motion made by Leslie to deny the claim based on lack of supporting documents, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Foltz moved to add Year End Weed Reports to the agenda, second by Leslie. Roll Call Vote: All yes, motion carried. Leslie moved to approve monthly reports from the Clerk, Clerk of the District Court, Sheriff & Treasurer. Motion made by Foltz, second by Leslie to approve the Year End Weed reports. Roll Call Vote: All yes, motion carried.

An Interlocal Agreement between Greeley County and Boone County for Veterans Service was reviewed by the Board. Motion made by Wadsworth to approve the Interlocal Agreement with Boone County, second by Leslie. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve claims & payroll, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Appearaa janitor supply 93.52, Applied Connective Technologies comp. consult/IT supply 2169.88, Gerri Behnk reimb. registration/mileage 391.25, Black Hills Energy heat service 1438.33, Bloom Repair vehicle repair/scanner hookup 399.90, Bomgaars Supply bldg. repair 15.97, Harold Bose prior service 69.24, Clearlyfly internet/phone 793.53, Comfort Inn lodging sheriff 359.85, Country Market janitor supply/meals 355.39, Country Partners fuel 84.91, DAS State Acctg. – Central Finance data processing 85.84, Eakes Office Solutions office supply/data processing 371.65, First Concord Benefits Group BC/BS contribution/admin. fee 704., Paul Glaser reimb. mileage 23.13, Great Plains Communications phone service 250., Greeley County Assessor plat book/reimb. & meals 103.76, Grossarts bldg. repair 4.50, William Hamer reimb. mileage 14.38, Holt County Treasurer probation #8 1st half 844.62, Howard/Greeley RPPD light service 282.36, Cody Jensen reimb. mileage 16.88, Kramer's Wrecker Service towing 190., LB413164 – Blue 360 Media sheriff manual/law books 448.13, Charles Maser prior service 80.78, Microfilm Imaging Systems scan rental 40., Mid-Nebraska Disposal garbage hauling 698.10, Daniel Miller reimb. mileage 26.25, MIPS data processing/tax statements 2677.05, Charlotte Murphy prior service 21., NACO registration 165., Nebraska Health & Human Services institution costs 93., Nebraska Weed Control Association registration 120., Corrine Nekoliczak prior service 103.86, Pitzer Digital print/publish 122.61, Donald Poss prior service 80.78, R & R Pump fuel 49., Region 26 Council 3rd qtr. Assessment 19,336.69, Region 3 Behavioral Health Services mental health 3rd qtr 1531.05, RR Donnelley law enforcement supply 82.54, Catherine Sweeney prior service 10., Trotters Whoa & Go II fuel 389.40, Carol Trumler reimb. office supply/cell phone reimb. 43.36, US Cellular cell phone 214.66, Margaret Valladao reimb. mileage/meals 402.85, Verizon Wireless cell phone 40.01, Village of Greeley water service 208.19, Vision Service Plan vision ins. 398.69, Connor Wood reimb. mileage 118.75. ROAD: Ace Irrigation & Manufacturing culverts 2,8161, AKRS Equipment Solutions shop supply/parts/pipes, bolts, etc 510.69, Appearaa uniform/towel service 377.94, Black Hills Energy heat fuel 965.89, Bomgaars Supply shop supply 26.90, Corner Garage shop supply 162., Country Partners fuel/grease, oil 4,737.79, Filter Care of Nebraska parts 79.80, Grossarts shop supply 33.75, Hamilton phone/internet 93.31, Howard County Medical Center service tests 144., Howard/Greeley RPPD light service 569.20, Iron Dr. Welding repair labor 2,148.82, Loup Central Landfill Association garbage disposal 52.65, Martin Marietta road gravel 585.91, Medical Enterprises drug test 70., Mid-Nebraska Disposal garbage disposal 42.70, Miller Power Sports fuel 250.75, Molt MFG parts/labor 418.72, Murphy Tractor & Equipment parts/labor 1,261.85, NMC parts/grease 653.48, The Parts Bin Ord parts/shop supply 125.96, The Parts Bin St. Paul parts 17.49, Peoples Service parts/tire repair/labor 7,269.80, Platte Valley Communications radio repair 625., PPK Two Transportation grave hauling 551.45, Ruttman Repair labor/parts/grease, oil, etc. 7,272.13, Spalding Farm & Home shop supply 112.10, State of Nebraska Motor Fuels Division motor fuel tax 511., Toofast Supply shop supply/misc. labor 35., Ulrich Gravel road gravel 17831.34, Village of Greeley water service 61.94, Village of Spalding light service 82.92, Vlach construction machine hire 8,110.00, James Wilford storage fee 50. GENERAL FUND: Salaries, 28,601.15, EFTPS Matching SS, 2,187.98, Ameritas Life Ins. Corp, Matching County Retirement, 1,905.29, Blue Cross

Blue Shield, 17,894.34, ROAD FUND: Salaries, 9,591.41, EFTPS Matching SS., 733.73, Ameritas Life Ins. Corp, Matching County Retirement, 647.42.

Leslie moved to enter BOE at 10:52 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Tax list correction #1264 Magdalene M Keber Trustee/Edmund Keber property ID 010000081-PP original amount 103,894, Deducted amount 103,894 – clerical error machinery auction 3/23/23 and paid accelerated taxes in 2022 was reviewed. Motion by Wadsworth, second by Leslie to approve tax correction #1264 for accelerated taxes. Roll Call Vote: All yes, motion carried. Motion made by Leslie, second by Wadsworth to adjourn BOE at 10:54 a.m. Roll Call Vote: All yes, motion carried.

Foltz moved to enter executive session at 10:56 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Leslie moved to exit executive session at 11:37 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion by Leslie to enter a second executive session for the purpose of discussing possible litigation at 11:43 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to exit executive session at 12:34 p.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Sheriff Paul Deaver was present for the discussion during the second executive session.

Public Comment: None.

Motion by Wadsworth to adjourn at 12:35 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 16th day of January 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

January 24, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 24th day of January, 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Greeley Citizen.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Clerk Mindy Grossart. Chairman Foltz stated a current copy of the Open Meetings Act is posted on the east wall of the Assembly Room and copies were available for the public if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the January 10, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Paul Diessner applied for a Permit to Cross Under County Roadway with an irrigation pipe and electric wire. He plans to cross in the NE corner of the SW 1/4 27-20-9 to the SE corner of the NW 1/4 27-20-9. Leslie moved to approve the Permit to Cross, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver, met with the Board and gave some updates on his office. Paul advised the Board that he is currently taking applications for an Office Manager, Margaret Freeman plans to retire on January 31, 2023, and that he hired his wife Daniela Deaver temporarily in his office. Leslie recommended continuing to take applications rather than hire his spouse for the Office Manager position. There was a short discussion on the Sheriff vehicles and the additional equipment it would take to get the vehicles law enforcement ready. Paul explained he will only need two vehicles. They also discussed the part time deputy wage and Paul recommended \$21.75, he stated he checked around with other departments and felt that was a fair wage. Wadsworth moved to set the part time Deputy Sheriff wage at \$21.75 for 2023, second by Leslie. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: NACO -Nebraska Assoc. of County Officials handbooks 200. Greeley County Treasurer general to road transfer 50,000. GENERAL FUND: Salaries, 28,366.72, EFTPS Matching SS, 2,170.04, Ameritas Life Ins. Corp, Matching County Retirement, 1,881.07, Blue Cross Blue Shield, 17,894.45, ROAD FUND: Salaries, 12,394.84, EFTPS Matching SS., 948.21, Ameritas Life Ins. Corp, Matching County Retirement, 836.63.

Motion by Leslie to adjourn at 9:57 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 30th day of January 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

February 7, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 7th day of February 2023 in the Boardroom, Greeley County Courthouse. Notice of the meeting was given by publication in the Greeley Citizen.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Clerk Mindy Grossart. Chairman Foltz stated a current copy of the Open Meetings Act is posted on the south wall of the boardroom and copies are available for the public if requested. Everyone present joined in the Pledge of Allegiance.

Chairman Foltz gave an update on Region 26 and the concern for lack of 911 center funding. He requested support for LB 646, a legislative bill for 911 center funding. LB464 would increase the 911 surcharge on cell phones across the state to \$1.00 per line, currently its 70¢ in most Counties & 50¢ in Douglas County. Jordan explained you can go on the Nebraska Legislative website and review the bill and add a written comment or just click on being a proponent to the bill. The Nebraska Legislature will send a confirmation email to verify your email address. He encouraged everyone to complete the online submission (www.nebraskalegislature.gov), send an email or letter in support of LB646.

Motion was made by Leslie to waive the reading and approve the county board minutes from the January 24, 2023 meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve claims & payroll, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: GENERAL: Appear a janitor supply 103.12, Applied Connective Technologies workstations, comp. consult., IT supply 4,102.85, Black Hills Energy heat service 1,076.56, Clearly internet/phone 793.53, Comfort Inn lodging 1,559.35, Corner Garage tire repair 18., Country Market janitor supply 210.12, Country Partners fuel 595.88, DAS State ACCTG- Central Finance data processing 85.84, Paul Deaver meal reimb. 22.02, Eakes Office Solutions supply, data processing 1,309.08, First Concord Benefits admin fee 778.73, Paul Glaser mileage 24.24, Great Plains communications phone 250., Greeley County Clerk plat map reimb 28, Greeley County Clerk postage reimb. 33.64, William Hamer mileage reimb. 15.07, Harouff Law crt. appt attorney 60., Hillbills Diesel Ag & Auto cleaner 10.86, Howard/Greeley RPPD light service 278.07, Cody Jensen mileage reimb. 17.69, Loup Basin RC & D Council dues 200., Microfilm Imaging Systems scan fee 40., Mid-Nebraska Disposal garbage haul 698.10, Daniel Miller mileage reimb. 28.82, MIPS office supplies/data processing 2,157.47, Charlotte Murphy prior service 21., NACO- Treasurers dues 50., NACO- Assessors dues 60., Nebraska Health & Human Services institution costs 93., Paper Tiger Shredding shred fee 58., People's Service batteries, service 237.75, Phonograph-Herald print/publish 108., PIP Marketing Signs Print title envelopes 323., Pitzer Digital print/publish 175.10, Region 26 Council id badge 1.50, Michelle Soto postage reimb. 734., Catherine Sweeney prior service 10., Trotter Whoa & Go II Scotia fuel sheriff 341.47, Carol Trumler mileage reimb. cell phone reimb. postage reimb. 101.50, US Cellular phone 214.92, Valley County mileage, expense 501.92, Village of Greeley water service 210.44, Vision Service Plan group insurance 353.43, Connor Wood mileage reimb. 216.15. ROAD: AKRS Equipment Solutions parts 174.34, Appear a uniform/towel service 365.69, Black Hills Energy heat service 1,019.77, Bomgaars Supply shop supplies, signs, pipes, bolts, etc. 166.87, Country Partners

fuel, parts 11,024.75, Filter Care of Nebraska repair parts 31.50, Grossarts shop supplies 30.97, Hamilton phone/internet 93.31, Hillbills Diesel Ag & Auto parts, shop supplies 57.43, Howard/Greeley RPPD light service 571.09, Island Supply Welding company oxygen/acetylene 39.68, Joe Diessner Trucking gravel hauling 2,100., K & S Welding and Repair parts/supplies 116.69, Kayton International parts 358.89, Kowalski's Truck and Auto Care parts, labor, grease-oil 1387.99, Loup Central Landfill Assoc. garbage disposal 48.26, Martin Marietta road gravel 2,522.17, McManus Dirt Work machine hire from others 6,1950., Mid-Nebraska Disposal garbage disposal 42.70, Midwest Service & Sales bridge materials, shop tools 1,589.50, Miller Power Sports fuel 216.37, Molt MFG. steel products/supplies 86.80, Nebraska Machinery Company parts/labor 1,869.16, Nordhues Truck Wash grader/semi wash 175., Oak Creek Engineering inspection fee/contract services 6,810., The Parts Bin – Ord parts, shop supplies/equipment 1,830.61, Roaches Lumber & Redi-Mix repair parts 138.07, Ruttman Repair labor, parts 2,657.77, Scotia Electric parts/labor 5,675.75, Spalding Farm & Home shop supplies, small tools 81.96, Spalding Pharmacy supplies 59.96, Trotters Whoa & Go II Scotia fuel, shop supplies 308.97, Valley Auto Parts shop tools 37.99, Village of Greeley water service 59.69, Village of Scotia service 161.50, Village of Spalding light service 224.70, James Wilford storage fee 50. GENERAL FUND: Salaries, 33,028.96, EFTPS Matching SS, 2,526.71, Ameritas Life Ins. Corp, Matching County Retirement, 2,195.75, Blue Cross Blue Shield, 16,584.14, ROAD FUND: Salaries, 10,642.52, EFTPS Matching SS., 814.14, Ameritas Life Ins. Corp, Matching County Retirement, 718.36.

Chairman Foltz opened sealed bids for the furnishing and delivery of materials to bridge site for S- 17, T-18N, R-12W Structure Replacement. BIDS: ACE Irrigation \$60,891.23/Midwest Service & Sales \$47,725.17/Contech \$67,500. Midwest Service and Sales stipulated on their bid the materials could not be delivered until September; the other two bidders could meet the May deadline for delivery. After discussion, Leslie moved to accept the bid from Ace Irrigation \$60,891.23, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion made by Leslie to instruct the Highway Superintendent Lance Harter to start the bidding process on the replacement of Structure # C003904810P, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed a Trail King Bottom Dump Trailer TKBD22 TK \$72,720 quote, bid off Sourcewell contract 032119-CAT. Wadsworth moved to approve the purchase of the Trail King Bottom Dump Trailer for replacement in District #1, second by Leslie. Roll Call Vote: All yes, motion carried.

Nebraska Extension in Greeley County- 2022 Annual Report was submitted to the Board for review. It included the summary of 21-22 budget expenditures, current fiscal year 22-23 budget, county impact report, brief program summary for each educator, samples of promotional posts that represent 2022 programming and reports from the Central IV Extension Board Meetings. Motion made by Leslie to approve the Annual Report, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Foltz moved to enter executive session at 10:19 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Motion made by Wadsworth to exit executive session at 10:25 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Motion by Leslie to adjourn at 10:26 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 13th day of February 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

February 21, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 21st day of February 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the February 7, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,178.90, EFTPS Matching SS, 2,155.68, Ameritas Life Ins. Corp, Matching County Retirement, 1,868.38, Blue Cross Blue Shield, 14,293.93, ROAD FUND: Salaries 11,770.95, EFTPS Matching SS 900.48, Ameritas Life Ins. Corp, Matching County Retirement, 794.54.

Motion made by Wadsworth to enter BOE at 9:40 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. The Knights of Columbus 13584 applied for an Exemption on a 2015 enclosed trailer VIN#RS0005780629. Motion made by Leslie to approve the tax exemption for the Knights of Columbus, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion made by Leslie, second by Wadsworth to adjourn BOE at 9:42 a.m. Roll Call Vote: All yes, motion carried.

An application for a Special Use Permit for Greeley Wind II, LLC was reviewed by the Board. Motion by Wadsworth to open the public hearing for Greeley Wind II, LLC at 9:45 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. The purpose of the public hearing is to hear testimony in favor of, opposition to and to the Special Use Permit submitted by Greeley Wind II, LLC. Carol Trumler, Planning & Zoning Administrator gave an overview of the SUP and read the Finding of Facts and Conditions of Approval Set by the Planning & Zoning Commission. The Greeley County Planning & Zoning Commission unanimously approved the SUP with Bill Hamer abstaining from voting. FINDINGS OF FACT: 1. The contents of the Special Use Permit application were completed with required information. 2. The Applicant must satisfy all applicable Agency requirements before construction begins. 3. This Special Use Permit only permits wind energy development and does not permit any solar development. 4. The proposed Greeley Wind II, LLC (NextEra) meets the Greeley County and Zoning Regulations defined in Section 8.73 Commercial/Utility Grade Wind Energy System, and is consistent with the Greeley County Comprehensive Plan. 5. Testimony in favor of the application were: (Based on 30 years) approximately 27 million dollars in landowner payments would be given, approximately 19 million dollars for additional tax revenue will be given to Greeley County, including approximately 12.5 million dollars to the local school (Central Valley School District) and this project will create approximately five full-time jobs. 6. The approval of the Special Use Permit application was approved by the Greeley County Planning and Zoning members with Bill Hamer abstaining from voting because of personal conflict of financial interest in the project. 7. The approval of the Greeley Wind II LLC (NextEra) Commercial/Utility Grade Energy System Special Use Permit enforces the Greeley County Comprehensive Plan goal of providing opportunities for development in orderly, efficient, and environmentally sound manner allowing Commercial/Utility Grade Wind

Energy Systems in appropriate areas of the County. **CONDITIONS OF APPROVAL:** 1. Greeley Wind II, LLC (NextEra Energy Resources) shall enter into a written contract and agreement regarding the building up and maintenance of any county road used during any phase of the construction, maintenance and/or decommissioning of wind towers, turbines and any appurtenant structures built and or used by NextEra in this project before such roads are used in the construction, maintenance, and/or decommissioning process. 2. Representatives of NextEra shall report to the Greeley County Commissioners periodically to advise and inform the Board of Commissioners of the progress and status of this project until the project is completed. 3. Greeley Wind II, LLC (NextEra) shall secure an agreement to sell the project output within thirty-six (36) months of the date of the Commissioners approval of this Special Use Permit. If said agreement is not secured and a copy of said agreement remitted to the Commissioners before the above-described date, this Special Use Permit will become null and void. In the event Greeley Wind II, LLC (NextEra) does execute such agreement before the above-described date, Greeley Wind II LLC (NextEra) will be required to apply of a new Special Use Permit.

David Levy, Baird Holm, LLP and Matthew Jones, Next Energy Resources, LLC gave presentations on the project and answered questions. Matthew Jones pointed out some specifics and benefits of the Greeley Wind project: 1. Greeley Wind Nebraska, LLC is a wholly-owned, indirect subsidiary of Next Era Energy Resources, LLC. 2. Located in Greeley County, Nebraska. 3. Capital investment of approximately \$187 million. 4. Expected maximum capacity of up to 115 megawatts of clean, renewable energy produced by up to 41 turbines. 5. GE 2.82 MW up to 583' tall turbines, 374' Hub. 6. Building an operations and maintenance facility and substation. 7. Pending approval, expected to begin commercial operation by the end of 2024. 8. Providing approximately \$27 million in landowner payments. 9. Bringing approximately \$19 million in additional tax revenue for Greeley County. 10. Approximately \$12.5 million to Central Valley School District. 11. Generating approximately 250 temporary construction jobs. 12. Creating up to five full-time operations jobs. 13. Increasing local business activity. 14. To power more than 47,165 homes. Matthew stated some of the project studies include 2023-2024 Eagle and Raptor Nest Survey, Acoustic Bat Monitoring, Avian Use Survey, Breeding Bird Survey, Grouse Lek Survey, Prairie Orchid Survey, Wetland Delineation and Whooping Crane Stopover Habitat Assessment.

Testimony in favor of the Special Use Permit was given by: Nadine Bane, Russ Bloom, Mike Wood, Doug Wrede, Bob Dutcher, Brian Gydesen, Cilinda Meyer-Scheideler, Galen Barnes, Peggy Petersen, Ron Morearty, Joe Happ, Joel Glaser, Nick Dutcher, Galen Hansen, Bill Hamer, Darrel Cook and Butch Hughes. Some of those comments were: tax revenue, good company, reduce taxes, positives outweigh the negatives, help the county with roads, tax money for Central Valley Public School District, County, and Fire Department, good for local businesses, housing, and entire county, improve roads, tax relief and economic development. Neutral Testimony: Kristy Barnes and Nadine Bane. Some of those comments were: support of the project, concern for Bald Eagles and endangered species. Testimony in opposition to the Special Use Permit: Don Dugan, Bill Spelic, Robert Bernt, Cindy Glaser, Jerrald Scheef. Some of the opposition comments were: negative impact on game & parks, fish & wildlife, earthworms, bald eagles, whooping cranes, birds & bats, vibration, lights, sound, gag order, contract fine print, electricity from wind cannot be stored, size of the turbines, recycle issues, decommission concerns, explore other options, landscape, sandhills, decrease property value and beauty, greed, leave the land better for the next generation. Leslie moved to close the Public Hearing at 11:38 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. After discussion, Wadsworth moved to table the decision on the SUP until the March 28, 2023, County Board Meeting, second by Leslie. Roll Call Vote: All yes, motion carried.

The Commissioners recessed at 12:17 p.m. The Commissioners re-convened at 12:30 p.m.

Next, the County Board reviewed an Administrative Subdivision for O'Connor Church of Visitation S-21 T-18 R-10 (4.738 acres) current & desired use of the property: Residential. After discussion, there were some concerns in regard to access and if there is a need for an easement. Motion made by Leslie to table the decision until the next County Board meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Wadsworth moved to enter executive session at 12:38 p.m. for the purpose of discussing possible litigation, second by Leslie Roll Call Vote: All yes, motion carried. Wadsworth moved to exit executive session at 12:49 p.m., second by Leslie. Roll Call Vote: All yes, motion carried. Motion by Wadsworth to enter a second executive session for the purpose of discussing personnel at 12:52 p.m., second by Leslie. Roll Call Vote: All yes, motion carried. Leslie moved to exit executive session at 1:00 p.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Sheriff Paul Deaver was present for the discussion during the second executive session.

Motion by Leslie to adjourn at 1:04 p.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 24th day of February 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

March 15, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 15th day of March 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

The Board reviewed a request by County Attorney, Cindy Bassett for Joe McNally to assist for purposes of March 15, 2023, board meeting. Leslie moved to approve Joe McNally, Wheeler County Attorney for legal services, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion was made by Leslie to waive the reading and approve the county board minutes from the February 21, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Wadsworth, second by Leslie to approve the monthly reports. Roll Call Vote: All yes, motion carried.

The County Board reviewed an Administrative Subdivision for O'Connor Church of Visitation S-21 T-18 R-10 (4.738 acres) current & desired use of the property: Residential. After discussion, there were some concerns in regard to access and if there is a need for an easement, the matter was tabled during the February 21st County Board Meeting. The survey now includes an ingress egress easement on the existing gravel drive through Blocks 12 and 13 at the request of the landowner. Motion made by Wadsworth to approve the Administrative Subdivision O'Connor Church of Visitation Permit :2023-2 HR#25-86, second by Leslie. Roll Call Vote: All yes, motion carried.

Leslie moved to enter executive session at 9:48 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to exit executive session at 10:20 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board and Joe McNally were present for the executive session.

Sheriff Paul Deaver gave a brief update on the light bars for the law enforcement vehicles and advised the Board he is currently working on a policy and procedures manual and continuing to recover missing inventory.

Next, there was an informal question and answer period between the County Board of Commissioners and Next Era representatives, David Levy, Baird Holm Attorneys at Law along with Matthew Jones, Next Era Energy Resources. All three Board Members asked questions in regard to the insurance policies, Decommissioning Bond, Power Purchase Agreement, Road Use Agreement, required equipment, setbacks, tower/blade height, tower collapse, light flickering, shadow, noise, Greeley Wind II projected revenue, environmental studies, recycling, and EMT/Fire Department personnel training.

Matt stated they will try to select the best routes based on main roads in Greeley County. They will upgrade the roads to meet the required specifications and will return roads to County specs after the project has been built. Everything will be agreed upon in the County Road Use and Maintenance Agreement prior to the start of construction. Matt said they have recently had four projects in Nebraska, and they invest time and money into local communities, he referenced Steele Flats as one of the Nebraska projects. David explained the Power

Purchase Agreement has a general liability policy of a per occurrence limit of \$10,000,000 and Next Era Energy also has a property & casualty insurance policy on the equipment itself. David stated the Decommissioning Agreement is between the owner of the facility and the County, so it is not left to the landowner to decommission the project. Generally, during the tenth year of operation the owner posts a bond or a letter of credit with a third-party financial institution. David specified that State law also sets the bond to the tenth year of operation. He advised the Power Purchase Agreements are usually for 20 – 25 years. David clarified the landowner contracts have the setback of 1.5 times the height of the total system height which is more than Greeley County Planning & Zoning regulations require. He stated if the Board is concerned with the setbacks, it could be listed as a condition of the Special Use Permit.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Appear a janitor supply 93.12, Applied Connective Technologies equip. lease, IT supply 2,218.28, Cindy Bassett lodging, dues 1,131.12, Black Hills Energy heat service 1,012.60, Cardio Partners aed batteries 357.99, Central Community College heart saver crs 74., Central Ne Cremation & Mortuary Jan 2023 fee 75., Clearfly internet/phone 803.65, Consolidated Management Company meals 43., Country Market janitor supply 50.44, Country Partners fuel sheriff 593.21, Dana F. Cole & Company audit year end June 2022 11,600., DAS State Acctg. – Central Finance data processing 85.84, Daniela Deaver law enforce. supp. 82.93, Paul Deaver postage reimb. supplies/office equip. 124.38, Eakes Office Solutions data processing, office supplies/equip. 1,489.47, Elite Court Reporting depositions 548., First Concord Benefits Group deductible buydown 5,286.24, Margaret Freeman prior service 13., Galls uniforms 241.99, Great Plains Communications phone/internet 250., Greeley County Attorney crt costs/lis pendens 30., Greeley County Clerk of District Court costs 152., Greeley County Court costs 98., Hampton lodging 230., Harouff Law crt. appt. attorney 100., Hill Bill's Diesel, Ag & Auto car repair 11.79, Howard/Greeley RPPD light service 261.62, Iron Dr. Welding seat partition 875., K & S Welding and Repair vehicle repair 11.59, Martel Electronics office supply 129., Microfilm Imaging Systems rental fee 40., Mid-Nebraska Disposal garbage haul 698.10, MIPS data processing/training 2763.81, Charlotte Murphy prior service 21., NACEB dues 25., NACO registrations 200., Ne. Assoc of CO Clerks, ROD, Election Comm. Dues 50., NE Weed control Assoc. – Region 4 dues 30., Nebraska Health & Human Services Institution costs 84., Nebraska Sheriffs Association 175., Nebraska Supreme Court clerk Mags. salary 3845.62, Nebraska Weed Control Association dues 210., People's Service oil change 118.87, Peterson Legal Services crt. appt. attorney 450., Phonograph – Herald print/publish 87.75, Pitzer Digital print/publish/subscription 646.12, Quality Sew & Vac janitor supply 84.99, Radio Time Billing advertising 396., Region 26 Council badges 4.50, Catherine Sweeney prior service 10., Trotters Whoa & Go II Scotia fuel sheriff 160.48, Carol Trumler lock/office supply/phone reimb. 65.20, University of Nebraska office equip. 475.43, US Cellular phone 214.92, Verizon Wireless phone 120.03, Village of Greeley water service 210.44, Vision Service Plan vision insurance 273.99, Janet Wood contract agreement 300., Greeley County Treasurer general to road 50,000. ROAD: AKRS Equipment Solutions parts, grease/oil 90.40, Appear a uniforms/towels 335.38, B's Enterprises grader blades 5440., Black Hills Energy heat fuel 1042.15, Bloom Repair parts/labor 265.06, Cintas miscellaneous 44.65, Corner Garage grease/oil 9028.12, Country Partners fuel, parts 14133.19, Grossarts shop supply 187.51, Hamilton phone/internet 93.31, Hill Bills Diesel, Ag & Auto parts, grease/oil, shop supp., sm. tools 308.22, Howard/Greeley RPPD light service 438.12, Iron Dr. Welding repair labor 3214.14, Island Supply Welding Company oxygen/Acetylene 17.92, Jeffres Sand & Gravel road gravel 26442.55, Joe Diessner Trucking hauling 8915., K & S Welding and Repair tire repair, parts labor 567.35, Loup Central Landfill Assoc. garbage disposal 81., Martin Marietta gravel/crushed concrete 711.74, Mid-Nebraska Disposal garbage disposal 42.70, Midland Telecom radio repair 58.80, Midwest Service & Sales culverts 11403.50, Miller Power Sports fuel 147.55, Molt

Mfg. labor, oxygen/acetylene, bolts/etc. 1090., Murphy Tractor & Equipment parts 3,466.52, Nebraska Machinery Company parts, labor, oil/etc., shop supply 5,196.10, Oak Creek Engineering contract services, mileage, engineering fees 13,297.51, Parts Bin Ord parts, shop supply grease/oil, shop tools, other equip. 1,228.98, Parts Bin St. Paul sm. tools 51.99, People's Service parts, tire repair, labor 1,706., Platinum Truck Service labor, parts 662.52, Platte Valley Communications radio repair 624.75, PPK Two Transportation hauling 4,072.05, Roaches Lumber & Redi-Mix bld. repair 2,888.16, Ruttman Repair labor, parts 3,482.31, Spalding Farm & Home shop supply 33.97, TooFast Supply shop tools 499.98, Trausch Dynamics parts 392.95, Trotter Fertilizer weed control 122.88, Trotters Truck Plaza tire repair, parts, labor 289.98, Trotters Whoa & Go II Scotia fuel 276.55, Village of Greeley water service 61.94, Village of Scotia water/sew/garbage 80.75, Village of Spalding light service 158.51, James Wilford storage fee 50. GENERAL FUND: Salaries, 30,264.77, EFTPS Matching SS, 2,315.23, Ameritas Life Ins. Corp, Matching County Retirement, 1,988.93, Blue Cross Blue Shield, 10,858.32, ROAD FUND: Salaries, 15,361.51, EFTPS Matching SS., 1,175.16, Ameritas Life Ins. Corp, Matching County Retirement, 1,036.91.

Mary McGuire, Greeley County Treasurer submitted a Pledged Collateral Report for review. Wadsworth moved to approve the report, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: John Spelic expressed concerns with the Greeley Wind II project, decommissioning issues, and road damage. He also felt the Planning & Zoning Regulations are outdated and setbacks are not adequate. Bob Bernt voiced his concerns in regard to the Greeley Wind II, Greeley County Planning & Zoning regulations, and endangered species near Scotia. He thanked the Greeley County Board for attending the town hall meetings. Kristy Barnes expressed concerns about wind turbines in Antelope County, Next Era Energy representatives and turbine vibrations. Don Dugan voiced concerns about Next Era Energy, Shareholders invested in Next ERA and variations on the Special Use Permit Application. Butch Hughes recommended taking a public vote. Denise Spelic stated she was born & raised on a farm in Spalding and recently moved back to the area to be close to family. She expressed concerns about the wind turbines and does not want them in Greeley County. Mike Wood stated there is a lot of support for this project. Doug McManus questioned who the contractors will be on the project and if inspections could be made at any time by the Planning & Zoning Board members. Stoney Clark recommended having a third party complete the studies rather than Olson. He stated the top three shareholders of Next Era are Vanguard, Blackrock, and State Street Corp. Stoney asked the County Board to reject the application. Ken Ryan said Black Rock, Vanguard and State Street Corp are the top three investors in Next Era. He stated those three companies are also investors in of Ag Co Corp, John Deere, Ford Motor Company, McDonalds, Master Card, and Case New Holland. Duane Dilsaver expressed his concerns about the company not being here in ten years and recommended the bond be purchased during the first year.

Motion made by Wadsworth to enter BOE at 11:53 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Spalding Academy applied for an Exemption on a 1998 Chevy Suburban #1GNFK651309494, 2006 Dodge Caravan # 204GP44L76R822611, 2013 Chevy Express 3500 #1GAZGYFG201119215 and 2013 Chevy Express 3500 #1GAZ. Motion made by Leslie to approve the tax exemption for Spalding Academy, second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion made by Leslie, second by Wadsworth to adjourn BOE at 11:55 a.m. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 11:56 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 22nd day of March 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

March 28, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 28th day of March 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Attorney Cindy Bassett, County Clerk Mindy Grossart and Joe McNally. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the March 15, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,368.73, EFTPS Matching SS, 2,170.20, Ameritas Life Ins. Corp, Matching County Retirement, 1,860.93, Blue Cross Blue Shield, 15,439.09, ROAD FUND: Salaries, 10,593.08, EFTPS Matching SS.,810.37, Ameritas Life Ins. Corp, Matching County Retirement, 715.04.

Wadsworth moved to enter executive session at 9:37 a.m. for the purpose of discussing possible litigation, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit executive session at 10:07 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally were present for the executive session.

Chairman Foltz explained they set the County Board agenda and the order of actions items. Going forward groups wishing to speak on non-agenda items will be given time during the public comments section of the County Commissioners Agenda. Foltz stated we welcome your comments, insights, and information if it is provided in an acceptable & appropriate way. The sheer number of phone calls we are receiving during the day, at night and on weekends is cumbersome and often involves matters we cannot discuss outside a Board Meeting. Often the public is seeking information about what an individual Board Member is doing or considering, and we simply cannot answer those questions. The appropriate place for those discussions is during a County Board Meeting. Chairman Foltz explained they conduct County Board Meetings and our daily lives and communication in a respectful, orderly fashion and expect everyone to do the same. If a meeting becomes unruly, we will immediately recess until the public comes to order. We will take threats of violence against any member of this Board, any Elected Officials, or any citizen seriously and will take whatever action is necessary to restore order.

The Special Use Permit for Greeley Wind II, LLC for a Utility- Scale Wind Energy Conversion System was discussed. The Special Use Permit was tabled during the February 21, 2023, Board Meeting. Motion made by Wadsworth to table the Special Use Permit vote for 120 days, second by Leslie. Wadsworth stated we have received multiple threats of litigation regarding the issue from all sides. It is our duty to make the best, the most informed and the legal decision regarding this issue. He explained we need time to receive appropriate legal counsel and allow that counsel time to properly advise us. Roll Call Vote: All yes, motion carried.

Bob Bernt representing Greeley County Alliance for WISE Energy spoke and presented information to the Board in regard to economics, wellbeing, safety, and health of Greeley County. A study on Agricultural losses due to Bat Fatalities, Autism and the effect of introducing a new noise source into quiet rural communities: risk factor from industrial wind power generation from Western University, Correspondence from Jan Hart, Kansas Senator Mike Thompson and Norman Stephens. Bob requested a moratorium on the wind turbine Special Use Permit until Planning & Zoning Regulations can be updated.

Next, the Board discussed a road study for potential road vacation/abandonment of a portion of 804th Rd east of 508th. Wadsworth moved to approve Resolution 2023-1A, directing Lance Harter, Highway Superintendent to perform a road study on a portion of 804th Rd east of 508th, second by Leslie. Roll Call Vote: All yes, motion carried.

The Board discussed comparable wages in the surrounding area and determined Greeley County needs to increase the starting wage for road employees. After discussion, Leslie moved to increase the starting full time road wage to \$20.00 per hour and increase all road employees \$1.03 effective April 8th, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Public Comment: Nadine Bane wanted to clarify during the Feb 21, 2023, meeting, she checked with the NE Games & Parks to see if Next Era Energy Resources had started new impact studies. At that time Nebraska Game and Parks did not have anything scheduled with Next Era. Matt Jones, Next Era Energy Resources stated they did meet with US Fish & Wildlife and Nebraska Game & Parks on March 6, 2023. Russ Bloom stated he is in favor of the project and appreciates the public comments. Bill Spelic expressed concerns with Planning & Zoning Regulations, application requirements and the decommissioning plan. Raymond Bernt recommended sending the application back and update the Planning & Regulations. Kristy Barnes brought up concerns about possible conflicts of interests, requested increased setbacks from schools and recommended updating Planning & Zoning Laws. Mike Wood expressed concerns about comments that were made at a meeting in Scotia, and he asked to have a show of hands of everyone present if they live in Greeley County. Cilinda Scheideler commented on the helicopters that were in the area. She stated they were doing bird studies looking for new nests. Butch Hughes commented on the Southwest Power Pool purchasing power and determining where the power goes. He recommended voting on the issue. Bob Bernt stated there was an issue in Otoe County where helicopters were used to scare off the birds & wildlife prior to the studies being performed. Andrew Hafer former employee of NPPD commented on the rolling blackouts that were experienced a few years back. He stated Nebraska had plenty of power compared to usage during that time. The nuclear, coal and natural gas plants were running and maintaining. He explained the Southwest Power Pool was begging for power to be sent to surrounding states that rely heavily on wind energy. Don Dugan commented on stockholders of Next Era Energy. He also questioned if the wind does not blow, will they bring in diesel generators to fulfill their contracts. Cindy Glaser shared some figures Boone County received from a large Wind Project: 19-20 \$120,000, 20-21 \$147,000 and 21-22 \$104,000. She is concerned how the County could budget if the amounts are always changing. Charlotte Jarman expressed concerns about the wind project and land use if the landowner changes their mind six months into the project. She does not want the decision made lightly.

Motion by Leslie to enter a second executive session for the purpose of discussing possible litigation at 11:00 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to exit executive session at 11:26 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally were present for the executive session.

Motion by Wadsworth to adjourn at 11:27 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 31st day of March 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

April 11, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 11th day of April 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Clerk Mindy Grossart and Joe McNally, McNally Law Office. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the March 23, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Appearajanitor supply 123.12, Applied Connective Technologies comp. consult 2198.28, Black Hills Energy heat service 928.59, Bomgaars Supply bldg. repair 46.90, City of St. Paul deputy salary/mileage 128.87, Clearfly internet/phone 812.25, Country Market janitor supply 213.56, Country Partners fuel 720.85, DAS State Acctg.- Central Finance data processing 85.84, Paul Deaver uniform reimb/fuel/postage 440.11, Eakes Office Solutions supply/data processing 1,100.10, First concord Benefits Group bc/bs contribution 2,186.18, Margaret Freeman prior service 13.00, Scott Glaser mileage 26.20, Great Plains Communications phone/internet 250., Greeley County Clerk of District Court County crt. claim 72., Greeley County Court County Court claim 50., Mindy Grossart mileage/supplies 161.08, Grossarts Inc. supplies 17.97, Harouff Law crt. appt. attorney 220., Howard/Greeley RPPD light service 336.20, IAPE video class 395., Lake Mac Assessment residential appraisal 25,000., McNally Law Office legal matter/mileage/service 1,580.30, Microfilm Imaging Systems scan fee 40., Mid-Nebraska Disposal garbage disposal 698.10, Midwest Radar & Equipment 40., Daniel Miller mileage 27.21, MIPS data processing 1,899.19, Charlotte Murphy prior service 21., NACO open meeting 20., NE Dept. Of Revenue IAAO registration 650., NE Public Health Environmental Lab testing 105., Nebraska Health & Human Services institutional costs 93., Phonograph-Herald subscription 52., Pitzer Digital print/publish 394.65, Postmaster box rent 998., Radar Shop radio repair 1,000.50, Ramada lodging 192., Region 26 Council 4th quarter assessment 19,336.69, Region 3 Behavioral Health Services mental health 4th quarter 1531.06, Catherine Sweeney prior service 10., Trotters Whoa & Go II sheriff fuel 53.79, Carol Trumler phone reimb. 25., US Postal Service envelopes 764.30, Village of Greeley water service 210.44, Vision Service Plan vision insurance 308.17, Woods Aitken special pros. fee 562. ROAD: Ace Irrigation & Manufacturing culverts 795., AKRS Equipment Solutions parts/grease-oil/bolts 685.87, Appearajanitor uniform/towel service 414.07, Black Hills Energy heating fuel 766.81, Bloom Repair parts/labor 1675.40, Country Partners fuel 14749.88, Filter Care of Nebraska parts 53.70, Graham Tire Grand Island tire repair/labor 1653.04, Grossarts shop supplies/pipes, bolts 78.90, Grummert Professional Services contract service 1000., Hamilton phone/internet 92.97, Hillbills Diesel, Ag & Auto parts/labor/parts 191.99, Hooker Bros. Sand & Gravel road gravel ,5037.74, Howard County Medical Center drug & alcohol test 106., Howard/Greeley RPPD light service 235.66, Island Supply Welding Company oxygen/acetylene 19.84, Jeffres Sand & Gravel road gravel 17,684.76, Joe Diessner Trucking gravel hauling 10,526., K & S Welding & Repair tire repair/labor 1,139., Kowalski's Truck & Auto Care parts/labor

680.09, Tom Langer reimb. parts 172.92, Loup Central Landfill Assoc. garbage disposal 107.33, Medical Enterprises drug testing 70., Mid-Nebraska Disposal garbage disposal 42.70, Miller Power Sports fuel 79., Molt Mfg. labor/steel 474., Murphy Tractor & Equipment parts/labor 1745.29, Nebraska Machinery Company parts/labor/pipes, bolts 47,197.05, Nebraska Truck Center parts/labor/machine hire 11,76.06, The Parts Bin-Ord parts/pipes, bolts 322.25, People's Service fuel/tire repair/labor/parts 11,451.25, Platinum Truck Service labor/parts 8,009.24, Roaches Lumber & Redi-Mix building repair 1,214.41, Ruttman Repair parts/labor 5,333.34, Scotia Electric building repair 6,924.98, Spalding Farm & Home shop supplies/small tools 74.56, State of Nebraska Motor Fuels Division motor fuel tax 633., TooFast Supply shop supplies/shop tools 544.98, Trotters Whoa & Go II fuel 175.86, Ulrich Gravel road gravel/crushed concrete 16,820.17, Village of Greeley water service 59.69, Village of Scotia water/sew/garbage 80.75, Village of Spalding light service 101.90, James Wilford storage fee 50. GENERAL FUND: Salaries, 27,914.97, EFTPS Matching SS, 2,135.46, Ameritas Life Ins. Corp, Matching County Retirement, 1,830.30, Blue Cross Blue Shield, 14,128.80, ROAD FUND: Salaries, 10,597.24, EFTPS Matching SS., 810.67, Ameritas Life Ins. Corp, Matching County Retirement, 715.32.

Carol Trumler, Planning & Zoning Administrator met with the Board to make recommendations to the for appointments to the Planning and Zoning Commission Board. Chairman Foltz stated when Planning & Zoning started in Greeley County there was a well-rounded Board with nine members. Wadsworth added when the Planning & Zoning Regulations were updated in 2015, they also had a nine-member board. Carol stated Bill Hamer is wanting to retire but is willing to stay on until a replacement is found. She recommended Ned Pelster, Duane Dilsaver, Tim Esch and Ted Nekoliczak for appointment to the Planning & Zoning Commission Board. The Board reviewed County Planning and Zoning statute 23-114, the consensus was to have a nine-member Planning & Zoning Commission Board. Motion made by Wadsworth to appoint Ned Pelster, Duane Dilsaver, Tim Esch and Ted Nekoliczak to the Planning and Zoning Commission Board, second by Leslie. Roll Call Vote: All yes, motion carried.

The County Board reviewed an Administrative Subdivision for James Scott Dugan – Dugan Residence located in the NE 1/4 S-24 T-18 R-11 (5.826 acres) current use: agricultural & desired use of the property: residential. Motion made by Leslie to approve the Administrative Subdivision Dugan Residence, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Brian Wood applied for a permit to cross under County Roadway with electric wire for a well & pivot in the NE 1/4 S-4 T-19 R-12 crossing on 816th Rd. Motion by Leslie to approve the permit to cross under county roadway, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Tennille Friese, Veteran Service Officer, was present to discuss the Interlocal Agreement between Boone and Greeley Counties. She recently met with area Veteran Service Officers in her district, and it was discovered that her wages are quite a bit lower than the other Veteran Service Officers. Greeley County signed an Interlocal Agreement with Boone County on January 10, 2023, for this calendar year. The Board explained they would be open to discussing a wage increase for Tennille and will revisit the wage increase and Interlocal Agreement discussion during budget time. Tennille stated she plans to be in Greeley County on Wednesdays and the phone calls are transferred to Boone County when the Greeley County Office is closed. Motion made by Wadsworth to table until the end of the fiscal year, second by Leslie. Roll Call Vote: All yes, motion carried.

A public hearing for the 2023 One- & Six-Year Road Improvement Plan was opened at 10:00 a.m. Lance Harter, Highway Superintendent was present with the plans and to answer any questions. The public hearing was closed at 10:12 a.m. Motion to approve the One- & Six-Year Plan Resolution 2023-2 as modified was made by Leslie, second by Wadsworth. Removing project C-39 (265) and adding C-39 (279). Roll Call Vote: All yes, motion carried.

Lance Harter, Highway Superintendent stated Structure No. C003900905P needs to be replaced and has been approved to receive County Bridge March Funds. The bridge is located on the north line of S-2 T-18 R-12 in Wallace Creek. Motion made by Wadsworth to seek bids for bridge 905P replacement, second by Leslie. Roll Call Vote: All yes, motion carried.

Lance also mentioned a program for high-risk rural road funding for stop sign replacements. The program allows for stop signs, stop ahead signs and posts to be funded. Lance said they could make time to put together a list for the County to submit but the signs do have to be installed within one year. The Board directed Lance to move forward with the stop sign funding project.

Keith Marvin, Marvin Planning Consultants met with the County Board. After discussion, Wadsworth moved to appoint Keith Marvin as a consultant for Greeley County, second by Leslie. Roll Call Vote: All yes, motion carried.

Michelle Soto, Clerk Magistrate was present to discuss a Memorandum of Understanding – Nebraska Courtroom Technology Transfer of Ownership. It is created to facilitate transfer of audio-visual components, equipment, or full systems to be used in courtrooms located in the Greeley County Courthouse. Leslie moved to approve the MOU, second by Wadsworth. Roll Call Vote: All yes, motion carried. Michelle also requested to get rid of obsolete items that are still sent to the Greeley County Law Library. Leslie moved that Greeley County does not have a Law Library and gave Michelle Soto the authority to archive old material, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed a quote from Applied Connective Technologies for an upgrade to the Greeley County Surveillance System (hardware, software & professional services) \$32,290.72. After discussion, motion made by Leslie, second by Wadsworth to approve the quote from Applied Connective Technologies. Roll Call Vote: All yes, motion carried.

Mary McGuire, Greeley County Treasurer submitted a Pledged Collateral Report for review. Wadsworth moved to approve the report, second by Leslie. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update on portable radios for the law enforcement vehicles and advised the Board the pickup is still being upgraded to law enforcement ready. The Board stated they have been receiving a lot of positive feedback on the job his is doing as County Sheriff. The EMT's and Fire Departments are very thankful that Sheriff Deaver responds to calls. Sheriff Deaver stated it is a pleasure working with everyone.

Public Comment: Peggy Petersen stated the wind farm project has been going on for 15 years. She explained that Blue Stem and Next Era have followed all the Planning & Zoning rules of Greeley County and does not agree that a few people that are opposed to the wind farm want to change the rules now. Peggy stated the name plate tax comes back to the county along with additional taxes from Next Era building structures. Peggy presented information from the Nebraska Department of Revenue in regard to the Name Plate Tax. She also stated expansions have been allowed in Custer, Antelope, and Boone Counties. Sharolyn Morearty said she is a landowner and support of the wind project. She explained the project has been going on for 15 years with a lot of progress since Next Era has purchased it. She feels it will impact Greeley County in more positive ways than not. Penny Beran specified that she is speaking on behalf of her parents Nick & Bev Dutcher. She stated that she does not live in Greeley County but has spoken to a landowner from Boone County. She explained that his cattle have not been affected and that they are not scooping up loads of dead birds. Penny stated the landowner she spoke to does not have a vested interest in the project and he felt everyone benefited from the increased revenue and improvements for the County. Cilinda Meyer-Scheideler thanked the Board for their time and consideration for the wind project. She shared that Iowa has over 3,400 wind turbines across 33 counties and they are one of the largest ag producers. She also shared that she has been an EMT for over 35 years and safety is a top priority for her. Mike Wood presented some information from Antelope and Custer County on the

Name Plate Capacity Taxes. He explained in Custer County they pay 5,600 per mega watt in taxes so that would be \$640,000 in tax money and \$575,000 for landowner payments. He felt it would really improve the economy. Bill Spelic thanked Chairman Foltz for attending the Planning & Zoning meeting in Dawson County. He felt Greeley County is way behind in Planning & Zoning Regulations. He wants the Board to look at all the details and thanked them for waiting 120 days. He stated there are a lot of concerns coming out of Otoe, Jefferson, Lincoln, Dawson, Antelope, and Dixon Counties. He requested the Board review all the details before they decide on the wind project. Wadsworth noted the Board has been doing everything they can to make the right decision for Greeley County. Nadine Bane requested a map of the wind turbine locations.

Leslie moved to enter executive session at 10:47 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board, Joe McNally and Keith Marvin were present for the executive session. Leslie moved to exit executive session at 10:51 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to enter a second executive session at 10:53 a.m. for the purpose of discussing possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board, Joe McNally and Keith Marvin were present for the executive session. Motion made by Leslie to exit executive session at 11:57 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 11:58 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 17th day of April 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

April 25, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 25th day of April 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Clerk Mindy Grossart, County Attorney Cindy Bassett, and Joe McNally, McNally Law Office. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the April 11, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,576.43, EFTPS Matching SS, 2,186.09, Ameritas Life Ins. Corp, Matching County Retirement, 1,874.96, Blue Cross Blue Shield, 11,508.53, ROAD FUND: Salaries, 10,211.85, EFTPS Matching SS., 781.22, Ameritas Life Ins. Corp, Matching County Retirement, 689.29.

Margaret Valladao, Weed Superintendent presented Year End Weed Reports for the County Board to review. Three open files were closed, and 19 files remain open and need follow-up, office evaluation, county reports, and continuing education requirements were met. Leslie moved to approve Year End Weed Reports, second by Wadsworth. Roll Call Vote: All yes, motion carried. Margaret also requested approval to apply for grant opportunities for a side-by-side, trailer, sprayer, and spray. She is also applying for a grant to have aerial spraying on the Cedar River and the Loup River. Margaret explained if the grants are awarded to Greeley County, she will advertise in the legal newspaper for four weeks before any spraying is done. The Board also requested that she send letters to the landowners before any spraying is started. She agreed to advertise and send letters to the landowners but also advised if the landowner opts out of the grant opportunity, they are responsible for controlling the invasive species. Motion made by Leslie to allow the Weed Superintendent to apply for the side-by-side grant, sprayer, trailer, and spray, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Heidi Borg, Agriculture Liaison with Congressman Adrian Smith's office met with the County Board to provide an update. She also hosted a mobile office in the Courthouse after she visited with the County Board. Heidi was available to meet with residents about federal issues, receive assistance from a federal agency, or discuss the services available through the Grand Island District Office.

Bryan Hill, Lake Mac Assessment presented a bid for a reappraisal of 1,808 parcels for Greeley County. He anticipates the cost would be \$229,239 or \$126.79 per parcel reviewed. The scope of service would include preliminary statistics, lot study, exterior inspection with new photos including vacant lots, verify measurement of all buildings, interior inspection if necessary, update costing to the latest available in the CAMA system, remove user defined codes and replace with Marshall & Swift codes, enter all data into the CAMA system, make sure all data is linked to sketches and site plan, build GIS map of neighborhoods, build depreciation tables according to your market, complete the cost approach to value, apply new values and verify new values in CAMA system, all values will be driven from appraisal model in the CAMA system, complete final statistics, a sales book and narrative report will be created for the office with all pertinent information from the reappraisal,

all pickup work will be done and growth figured for all parcels, he will attend CBOE protest hearings of residential properties up to three days each year, all of this process will comply with all Nebraska revised statutes and regulations set by Property Assessment Division. Gerri Behnk, Assessor stated Bryan has reviewed four townships in Greeley County and recommended having him complete the rest of the County for equalization across the County. She explained their office has learned a lot from Bryan and they have a good working relationship with Lake Mac Assessment. After discussion on bidding requirements, a motion was made by Leslie to table voting on the bid from Lake Mac Property Assessment until the next Board meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Leslie moved to enter the executive session at 10:12 a.m. to discuss possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 10:56 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office, and Carol Trumler, Planning & Zoning Administrator were present for the executive session.

Eddie Bomar, Nebraska Machinery submitted a purchase order and sales agreement for a 2018 Caterpillar 938M Loader \$215,000 and a GA905 Wheel Loader Grapple Bucket \$11,352. Both items were bid under the Sourcewell contract #032119-CAT. Motion made by Leslie to approve the purchase of the 938M CAT Loader and Grapple Bucket, second by Foltz. Roll Call Vote: All yes, motion carried. The 938M CAT Loader will replace the 950B Loader at the Scotia Roads site.

Sheriff Paul Deaver met with the Board to provide some updates. Paul needs to replace two laptops and printers for the law enforcement vehicles. He explained the software is not compatible with the old equipment. The items will be added to the next board meeting. The Board expressed appreciation to the Sheriff for his assistance with signs and road issues.

Next, the Board discussed the Special Use Permit for Greeley Wind II, LLC (NextEra Energy Resources). Chairman Foltz stated we take our duties as Commissioners for this county very seriously. We work very hard to make the best decisions we possibly can and make diligent efforts to educate ourselves on all sides of an issue. We reach out to other counties to determine what their best practices are and to consult with others who can give us prudent advice. We are committed to listening to the concerns of any person who comes to us and have spent countless hours listening and answering questions from anyone who contacts us and will continue to do that. We hear and consider opponents and proponents of wind energy and represent each one of you. We are taking every step necessary to ensure this decision is properly made. He explained that the Commissioners are only one step in the process. We, under our statutory authority, instituted a Planning & Zoning Commission and appoint its members, in consultation with the Planning and Zoning Administrator. That Commission, in consultation with planning specialists, constructed the Planning and Zoning Regulations and Comprehensive Plan. Every meeting of the Planning and Zoning Commission is an open meeting, and legal notice is published for every meeting, just like our commissioners' meetings. Chairman Foltz mentioned there are other lawyers, planners, and consultants involved in the making of the Planning and Zoning Regulations, there is oversight at each and every step of every process. The Chairman noted within our 120-day timeframe for making our decision on this permit, we find that, within that timeframe, a preliminary action is in order. In dealing with this issue of whether to grant the Nextera permit, we believe it is in the best interests of all sides to return the Nextera application to the Greeley County Planning and Zoning Commission for further consideration. We direct the Commission to hold a public hearing on the Nextera permit within 30 days of today's date. In that public hearing, we want the Commission to address the following, including, but not limited to *Clarify the height of the proposed wind towers. Currently, there is a difference between the height of the wind towers as stated in NextEra's December 29, 2022, letter to the Commission Administrator, and the height currently proposed by Nextera. *The precise location (within an arcsecond (101.27 feet)) of each wind tower, and an explanation from Nextera as to why a deviation in the placement of a tower would be necessary. *An update and documentation of all necessary studies and their completion or expected completion, and of all necessary licenses and permits from all applicable regulatory or oversight agencies. This public hearing, as well as any

other public hearings, or meetings held by the Commission in reference to this Nextera permit, is to be audio recorded. In the event the Commission finds it necessary to table its recommendation, it may only table its recommendation for a 30-day period. This is in order to keep our commitment to the Commissioners reaching a decision on this permit within the previously stated 120-day or less timeframe. Commissioner Wadsworth moved to neither allow nor deny the Nextera permit and that this board sends the Nextera permit back to the Planning and Zoning Commission for action and recommendation from that Commissioner as detailed by Chairman Foltz, seconded by Leslie. Roll Call Vote: All yes, motion carried.

County Attorney Cindy Bassett presented a Resolution for the Board to review regarding an alternative energy moratorium. Chairman Foltz read aloud Resolution 2023-3, Be it resolved, by the Greeley County Board of Commissioners, that a one (1) year moratorium on accepting any alternative renewable energy resource development applications or permits, submitted after the signing of this Resolution, is hereby invoked, and approved. Be it further resolved that the Greeley County Board of Commissioners hereby directs Greeley County Planning & Zoning Commission to review its county zoning regulations, to conduct any hearings, if necessary, and to make specific recommendations for changes to the county zoning regulations dealing with alternative renewable energy resource development and that such recommendations shall be made within eight (8) months of the date of this resolution. Be it further resolved that this moratorium may, at the sole discretion of the Greeley County Board of Commissioners, be extended, if necessary, to allow the Planning and Zoning Commission to continue its work as necessary regarding the goals previously described. Be it further resolved, that the said one (1) year moratorium shall become effective as of the date of the approval of this Resolution. Bob Bernt requested to be recognized to discuss a point of order. Joe McNally, McNally Law Office stated it will be allowed during the public comment portion of the meeting. A motion was made by Wadsworth to approve Resolution 2023-3, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: Valerie Conger spoke and read aloud a couple of paragraphs from the book titled Paradise Destroyed by Gregg Huber, she also stated she would like to be on the Planning & Zoning Commission. Cilinda Meyer- Scheideler stated they were contacted fifteen years ago about signing with the wind farm and she explained it was not a decision taken lightly. Cilinda stated they went out and researched other wind farms and spoke with bankers, landowners, and residents before deciding. She asked the Board to approve the wind farm. Kristy Barnes stated over the fifteen years we have learned more negative about wind farms. She is concerned about the environment, wildlife, and bird migration. She commented that two wind turbines collapsed in Petersburg that were installed four years ago.

Motion by Leslie to adjourn at 11:24 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 28th day of April 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

May 9, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 9th day of May 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett, Joe McNally, McNally Law Office, and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the April 25, 2023 meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed by the County Board for the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Wadsworth, second by Leslie to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Adams County Clerk of the District Court mental health 315., Antelope County Sheriff inmate housing 960., Appearal janitor supply 123.12, Applied Connective Technologies computer consult, equipment 3144.28, Beck Tree Service tree trimming/removal 750., Black Hills Energy heat fuel 388.11, Bloom Repair parts/repair 1,027.46, Bomgaars Supply building repair 27.74, Boone County vet's agreement qtrly payment 2,002.32, Clearly internet/phone 751.50, Comfort Inn lodging 98., Country Market janitor supply 70.36, Country Partners fuel 746.30, DAS State Acctg – Central Finance data processing 85.84, Paul Deaver postage reimbursement 41.94, Designs Plus Embroidery uniform allowance/badges/logos 171., Eakes Office Solutions supply/data processing/equipment rental 1,288.88, First Concord Benefits Group bc/bs contribution, admin fee 2,862.92, Margaret Freeman prior service 13., Paul Glaser p&z mileage 24.24, Great Plains Communications phone/internet 250., Greeley County Assessor dues 25., Greeley County Court county crt. costs 91.80, Mindy Grossart mileage 118.56, William Hamer p&z mileage 15.07, Howard/Greeley RPPD light service 263.03, Cody Jensen p&z mileage 17.03, Brenda Kehler mileage 136.24, Lake Mac Assessment contract 10,000., Loup Basin RC & D Council spring public/weed watch 222.83, Maximus cost allocation plan 349.17, McNally Law Office legal matter 2,493.44, Microfilm Imaging Systems rental fee 40., Mid-Nebraska Disposal garbage hauling 698.10, MIPS data processing 18,99.19, Charlotte Murphy prior service 21., NACO dues 1,407.56, Nebraska Health & Human Services institution costs 90., Peoples Service vehicle repair 1,307.16, Phonograph-Herald print/publish 183., Pitzer Digital print/publish 678.76, Radio Time Billing advertising 396., Stealth Broadband internet 65., Catherine Sweeney prior service 10., Carol Trumler phone reimbursement/supply/postage/envelopes 166.18, Margaret Valladao mileage reimbursement 653.04, Valley County Sheriff inmate housing 50., Verizon Wireless phone/wifi 40.01, Village of Greeley water service 290.94, Vision Service Plan vision insurance 308.17, Woods Aitken lawyer fees 4,110. ROAD: Ace Irrigation & Manufacturing culverts 9,068.70, AKRS Equipment Solutions shop supply/parts/grease-oil 277.19, Appearal uniform/towel service 290.35, Beck Tree Service handi-man/misc labor 900., Black Hills Energy heat fuel 436.19, Bloom Repair parts/labor 1,836.11, Bomgaars Supply pipe/bolts, etc 22.78, Corner Garage parts/oil/tires 1,143.11, Country Partners fuel 11750.90, Filter Care of Nebraska repair parts 54.65, Grossarts repair/parts 16.77, Hamilton phone/internet 92.97, Hi-Tech Diesel parts/repair 87.05, Hillbills Diesel Ag & Auto grease/oil/etc. , shop supply 27.92, Hooker Bros. Sand & Gravel

road gravel 4015.53, Howard/Greeley RPPD light service 182.57, Iron Dr. Welding repair labor 602.64, Island Supply Welding Company oxygen/acetylene 19.20, Jeffres Sand & Gravel road gravel 6,144.78, Kowalski's Truck and Auto Care equip. repair 227.61, Mid-Nebraska Disposal garbage disposal 42.70, Miller Power Sports fuel 82.58, Molt Mfg. repair/labor/steel products 709., Mitch Palu reimbursement grounds supply 20.96, The Parts Bin parts/grease-oil/shop tools 169.28, People's Service tire repair/labor 1389., Roaches Lumber & Redi-Mix parts/building repair 283.21, Root Construction build repair/handi-man misc labor 7,240.94, S.E. Smith & Sons lumber/hardware 52.56, Spalding Farm & Home build repair 85.01, Stankoski Dozing and Excavating machine hire from others 5,508., Trotter Truck Plaza parts/labor 539.79, Trotters Whoa & Go II fuel/supply 77.21, Ulrich Gravel road gravel 4,763.62, Village of Greeley water service 65.94, Village of Scotia water/sewer/garbage service 80.75, Village of Spalding light service 74.89, James Wilford storage fee 50.

INHERITANCE TAX FUND: Applied Connective Technologies surveillance 11,301.75, Nebraska Machinery Company machinery/equipment 299,072. GENERAL FUND: Salaries, 28,502.88, EFTPS Matching SS, 2,180.45, Ameritas Life Ins. Corp, Matching County Retirement, 1,869.99, Blue Cross Blue Shield, 14,128.80, ROAD FUND: Salaries, 10,074.52, EFTPS Matching SS., 770.70, Ameritas Life Ins. Corp, Matching County Retirement, 680.01.

Raymond Bernt with Crazy Ray's River Bar 419 Market Street Hazard, NE 68844 met with the County Board and presented several applications for Special Designated Liquor Licenses along with an outdoor diagram. The first application for a Special Designated License with event dates scheduled for May 27th, and 28th, 2023. Motion by Wadsworth, second by Foltz to approve the dates of May 27th (5 p.m. – 2 a.m.), and 28th (8 a.m. – 2 a.m.), 2023. Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried. Leslie recommended proof of insurance, licensed vehicles, and having Sheriff's involvement. Raymond stated he obtains liability insurance after the liquor license is approved and he follows the requirements under the Nebraska Liquor Control Commission Rules. Raymond presented the second application for July 1st and 2nd, 2023. Motion by Wadsworth, second by Foltz to approve July 1, 2023 (8 a.m. – 2 a.m.) and July 2nd, 2023 (8 a.m. – 2 a.m.). Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried. Raymond Bernt presented the final application to the board concerning Special Designated License for August 12th, and 13th, 2023. Motion by Wadsworth, second by Foltz to approve August 12th, 2023 (8 a.m. – 2 a.m.) and August 13th, 2023 (8 a.m. – 2 a.m.). Subject to the Liquor Control Commission requirements. Roll Call Vote: Wadsworth yes, Foltz yes, Leslie no, motion carried.

Gerri Behnk, Assessor presented two contracts for review. Lake Mac Assessment one-year agreement \$87,055, Lake Mac Assessment two-year agreement \$156,739.50, and Stanard Appraisal Services one-year agreement \$58,680. Gerri recommended Lake Mac Assessment since their scope of service is more complete and she worked with Bryan, at Lake Mac Assessment last year. After discussion, a motion was made by Wadsworth to accept the two-year contract with Lake Mac Assessment, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Bill Hamer, Planning & Zoning Commission presented a letter of resignation from the Planning and Zoning Commission. He stated it has been a privilege to work with the Board. Bill specified that he had an interest in the wind project but has transferred the land out of his name. He explained that he has abstained from voting on the wind application. He does support alternative energy and believes in the Planning & Zoning Commission Manual. Wadsworth moved to accept the resignation with regret, seconded by Leslie. Carol Trumler, Planning & Zoning Administrator recommended Nolan Poss for the appointment. Commissioner Wadsworth stated a couple of individuals have expressed interest in being appointed to the Planning & Zoning Commission and

asked them to be present if they were interested in the appointment. Valarie Conger was present and explained that she is a very detailed person. She stated she printed off the Comprehensive Plan and read through most of it. She clarified that she is new to the County, but she feels she would be a good member. Foltz stated it is important to be open-minded; rules and regulations in the Planning & Zoning Manual need to be reviewed from every angle. A motion was made by Wadsworth to appoint Valarie Conger to the Planning & Zoning Commission to serve the remaining term, second by Leslie. Roll Call Vote: All yes, motion carried.

Josh Gilbertson with Oak Creek Engineering was present to open bids for the following structure replacements: C003900905P Replacement: Ace Eaton metals \$49,086.75 and Midwest Service and Sales Co. \$52,011. Motion made by Foltz to accept the bid from Ace Eaton Metals, second by Leslie. The materials are to be delivered in August 2023. Roll Call Vote: All yes, motion carried. C003904810P Replacement: Theisen Construction, Inc. \$853,080.85, Ed Hoevet Excavating \$739,902.10, Midwest Infrastructure, Inc \$932,897.00, and Simon Contractors \$987,000.00. Motion made by Leslie to accept the bid from Ed Hoevet Excavating, second by Wadsworth. Roll Call Vote: All yes, motion carried. Next, Josh presented a Road Study Letter for vacating a county road located and legally described as follows: 804th Road, beginning at the east right-of-way line of 508th Avenue and extending east approximately 1 mile to 509th Ave, also described as the section line between S-2 T-17 R-9 and S-35 T-18 R-9. After performing the road study Lance recommended vacating the road and relinquishing the right-of-way back to the adjacent landowner. Motion made by Leslie to approve Resolution 2023-4 setting a public hearing for June 13th at 10:00 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Discussion on 503 A Road upgrade, Wadsworth moved to seek bids for the project, seconded by Leslie. Roll Call Vote: All yes, motion carried.

The Board reviewed the NACO BCBS subgroup application. The premium increase for health and dental insurance rates for the next renewal period is a 3.98% increase. Leslie moved to approve the subgroup application, second by Wadsworth. Roll Call Vote: All yes, motion carried. The NACO Vision Insurance renewal was also reviewed. Motion made by Leslie to approve the NACO VSP renewal, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Keith Marvin, Marvin Planning Consultants, Inc submitted a proposal for Next Era Wind Farm CUP review. Joe McNally, McNally Law Office recommended approval of the letter of agreement. A motion was made by Leslie to approve the letter of agreement with Marvin Planning Consultants, Inc., seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver met with the Board to request the purchase of hardware and software from Applied Connective. Foltz recommended using the Cares Act money to purchase the new equipment for the Sheriff's Department. Wadsworth moved to authorize Sheriff Paul Deaver to sign the quote with Applied Connective for \$9,987.92 to be paid out of General Miscellaneous, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: Raymond Bernt thanked the Board for the work they do as public servants. He stated personal grudges should not influence any board decisions. Bill Hamer advocates the wind project and renewable energy. He stated there are charging stations in Grand Island, Kearney, and North Platte for electric vehicles and he does not want to be left in the cold. Carol Trumler, Planning & Zoning Administrator spoke of her concerns about the newly appointed Planning & Zoning Commission, and she also stated she was not aware of the Marvin Planning Commission Agreement. Kristy Barnes stated the power from the wind proposal is going to the Southwest Power District.

Wadsworth moved to enter the executive session at 10:34 a.m. for the purpose of discussing personnel, second by Leslie. Roll Call Vote: All yes, motion carried. The County Board, Cindy Bassett, and Joe McNally, McNally Law Office and were present for the executive session. Carol Trumler, Planning & Zoning Administrator declined to be present for the discussion in the executive session. Wadsworth moved to exit the executive session at 10:45 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 10:47 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 15th day of May 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

May 23, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 23rd day of May 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Clerk Mindy Grossart, County Attorney Cindy Bassett, and Joe McNally, McNally Law Office. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the May 9, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,990.91, EFTPS Matching SS, 2,217.79, Ameritas Life Ins. Corp, Matching County Retirement, 1,902.94, Blue Cross Blue Shield, 14,128.90, ROAD FUND: Salaries, 9,700.75, EFTPS Matching SS., 742.10, Ameritas Life Ins. Corp, Matching County Retirement, 654.80.

Greeley County Treasurer, Mary McGuire met with the Board and offered Resolution 2023-5. She has presented a list of all parcels of real estate that were delinquent and were not bid on at the last annual tax sale. Motion made by Leslie to approve Resolution 2023-5, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. The County Treasurer is directed to issue tax sale certificates to the County of Greeley upon the following described real estate: Lots 7-8 Blk 38, OT Greeley Village, Lots 4-5 Blk 4 OT Wolbach Village, Lots 18-19-20 Blk 4 OT Wolbach Village, Lots 3-4-5-6 Blk 3 3rd Add Wolbach Village, Lots 9-10 Blk 2 4th Add Wolbach Village and part of Lot 8 & all of Lot 9 Blk 55 1st Add Spalding Village.

Leslie moved to enter the Board of Equalization at 9:40 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Gerri Behnk, Assessor presented Tax List Corrections 1269, 1270, and 1271 for review. Tax List Correction 1269 property id 390626500 original amount 657.98, corrected amount 1,513.86 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1269, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Tax List Correction 1270 property id 390010200 original amount 794.34, corrected amount 1,086.96 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1270, seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Tax List Correction 1271 property id 390604700 original amount 0.00., corrected amount 67.58 reasons for correction state denied 2020 homestead exemption. Motion made by Leslie to approve tax correction 1271, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Mary McGuire, Treasurer presented Resolution 2023-6 directing the striking of Delinquent Personal Property Tax on partial ID 0390914300 statement no. 3213 2004 tax \$34.14. Motion made by Leslie to approve Resolution 2023-6, seconded by Wadsworth. Motion made by Wadsworth to adjourn Board of Equalization at 9:42 a.m., seconded by Leslie. Roll Call Vote: All yes, motion carried.

Jordan Foltz, Chairman called for a motion to open a public hearing at 9:45 a.m. Motion made by Wadsworth, seconded by Leslie to open the public hearing for Meyer Kids Subdivision. Roll Call Vote: All yes, motion carried. Vondell Meyer is requesting to divide 8.98 acres of farmland. The subdivision is in the SE 1/4 of S-7 T-

17 R-11, the present and desired use is farming. Steven Holderman is the developer. Vondell Meyer spoke in favor of the subdivision, there was no testimony in opposition. Motion made by Wadsworth to close the public hearing at 9:46 a.m., seconded by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth, second by Leslie to approve the Meyer Kids Subdivision. Roll Call Vote: All yes, motion carried.

Kristy Barnes met with the Board to discuss abandoned cemeteries in the Fish Creek Precinct. Zion Lutheran Church Cemetery and Pleasant Dale Cemetery. A controlled burn has been done and some cedar trees removed at Zion Lutheran Church Cemetery. She explained that Zion Lutheran Church has started a fund to put headstones on some of the unmarked graves. The driveway may need to be widened, a new fence installed, tree removal, and mowing. Motion made by Leslie, second by Wadsworth to approve reimbursement of up to \$500. All yes, motion carried. Kristy informed the Board that Pleasant Dale Cemetery has not been kept up recently and there are trees in the fence line and mowing that needs to be done. She is requesting reimbursement for fuel, chemicals, and upkeep expenses. The Board advised her to turn in claims for the expenses to the Clerk's Office. Motion made by Leslie to approve reimbursement for expenses on the Pleasant Dale Cemetery, second by Wadsworth. Roll Call: All yes, motion carried. The Board thanked Kristy for her efforts to clean up the abandoned cemeteries.

Next, the Board reviewed the current Greeley County Safety Committee Members. Motion made by Leslie to appoint Tom Langer to replace Todd Naughtin on the Greeley County Safety Committee, second by Wadsworth. Roll Call: All yes, motion carried.

Matt Joynt applied for a permit to cross under the county roadway from S-7 T-17 R-9 to S-12 T-17 R-10 with an electric line. Wadsworth moved to approve the permit to cross under the county roadway, second by Leslie. Roll Call: All yes, motion carried.

The Board reviewed and discussed material bidding for structure no. C003903305 Replacement, 502nd Ave, between 805 Rd and 806 Rd. Motion made by Leslie to bid bridge C003903305 for replacement, second by Wadsworth. Roll Call: All yes, motion carried.

Public Comment: Peggy Petersen presented an estimate on Name Plate Tax Revenue based on 2022 taxes. She estimates the tax entities where the turbines would be located would receive \$406,680 of tax revenue.

Leslie moved to enter the executive session at 10:00 a.m. to discuss possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 10:43 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office, and Sheriff Deaver were present for the executive session. Motion made by Leslie to enter a second executive session at 10:45 a.m. to discuss possible litigation, second by Wadsworth. Roll Call: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office, and Ken Ryan, Planning & Zoning Chairman were present for the executive session.

Motion by Wadsworth to adjourn at 11:34 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 25th day of May 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

June 13, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 13th day of June 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Joe Leslie, and Dennis Wadsworth. Chairman Jordan Foltz was absent – excused. Also present were County Attorney Cindy Bassett, and County Clerk Mindy Grossart. Vice Chairman Leslie noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Wadsworth to waive the reading and approve the county board minutes from the May 23, 2023, meeting, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Monthly reports were reviewed by the County Board for the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Wadsworth, second by Leslie to approve the monthly reports. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Wadsworth to approve payroll and claims, second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

GENERAL: AKRS Equipment Solutions parts 154.36, Appearra janitor supply 184.68, Applied Connective Technologies service, office equipment-sheriff 13558.70, Cindy Bassett reimb. signs 504., Gerri Behnk reimb. mileage 343.22, Black Hills Energy service 90.57, Bomgaars Supply parts 156.21, Boone County Veteran Service agreement 2,002.32, Brad's Guns & Ammo law enf. equipment 1,170., Central Nebraska Attorneys crt. appt. attorney 1,082.88, Clay County Clerk office supply 140., Clearly internet/phone 746.43, Colliers Landscaping & Lawn Care fertilizing 715., Country Market janitor supply 199.69, Country Partners fuel 759.41, DAS State Acctg- Central Finance data processing 85.84, Paul Deaver reimb. uniform allowance, office equipment, LE supplies, car wash, postage 2,237.09, Dewey Dilsaver mileage 19.65, Eakes Office Solutions data processing, supply, furniture 1,971.97, First Concord Benefits Group bc/bs contribution, fees-june 2,607.49, Margaret Freeman prior service 13., Galls uniform allowance 901.94, Paul Glaser mileage 27.51, Great Plains Communications phone/internet 250., Greeley County Court County crt. cost 49., Greeley County Fair Book print/publish 50., Mindy Grossart mileage 113.97, Gworks subscription, maintenance & support 17614.33, Hampton Inn lodging-assessor 545., Howard/Greeley RPPD service 256.90, Cody Jensen mileage 17.03, Jones Automotive Sheriff-Misc. 873.90, K & S Welding and Repair equip. repair 20., Martel Electronics camera's sheriff 6,600., McNally Law Office legal matter, service/signs 4,173., Microfilm Imaging Systems service 40., Mid-Nebraska Disposal garbage haul 740.80, Mid-States Organized Crime Information Center fees 50., Midland Telecom install equip. 682.94, Daniel Miller mileage 27.51, MIPS data processing, post cards 2345.44, Mobile Binders books/paper 702.89, Charlotte Murphy prior service 21, NACO workshop fees 395, Dept. of Revenue-Property Assessment Division training 290., NE Public Health Environmental Lab blood testing 105., Nebraska Health & Human Services institution cost 93., Nebraska Supreme Court contract 3845.62, NIRMA insurance 30,948., NSA & Poan Conference Fund registration 130, Paper Tiger Shredding service 87., Phonograph-Herald subscription 85.75, Pitzer Digital print/publish 609.04, Postmaster postage 1050., Region 26 Council justice service 730., Shaffer Communications radios 1,321, Sherman County Clerk summer extension intern county share 1,250, South Central Nebraska Area Agency dues 657, State of Nebraska Dept. of Correction prisoner housing 2,258.75, Stealth Broadband internet 65., Catherine Sweeney prior service 10, T & A Guns LE supplies 3,337.82, Trotters Whoa & Go II fuel 56.94, Carol Trumler reimb. postage, cell

phone 151., University of Nebraska internet 270.12, Stamp Fulfillment Service envelopes 2,660.45, Margaret Valladao mileage, postage 680.04, Valley County mileage extension 567.07, Verizon Wireless phone 40.01, Village of Greeley service 716.19, Vision Service Plan insurance 308.17, Connor Wood mileage 225.30, Janet Wood service 300., Woods Aitken attorney fee 172.50. ROAD: Ace Irrigation & Manufacturing culverts 60891.23, AKRS Equipment Solutions shop supply, parts, grease-oil, pipes/bolts 336.92, Appear uniform/towel service 408.07, Black Hills Energy service 196.64, Bomgaars Supply shop supply 49.11, Central Nebraska Bobcat equipment rental 3750.03, Corner Garage shop supply, parts, tire repair, labor, grease/oil 864.40, Country Partners fuel, shop supply 7,722.69, Doggett's Tree Service misc. labor tree trimming 1,200, Ed Hoevet Excavating machine hire 5600., Filter Care of Nebraska parts 42.40, Gworks subscription 4,500, Hamilton phone/internet 92.97, HillBill's Diesel, Ag & Auto parts, grease-oil, shop supply 598.87, Hometown Leasing equip. rental 6,000, Howard/Greeley RPPD service 163.73, Island Supply Welding oxygen/acetylene 19.84, Jeffres Sand & Gravel gravel 19,666.74, Joe Diessner Trucking hauling, crushed concrete 1,1230, K & S Welding & Repair tire repair, parts, labor, grease-oil 1,073.34, Kowalski Truck and Auto Care parts/labor 3,684.44, Lawson products bolts/nuts/ bolts 154.67, Mid-Nebraska Disposal garbage disposal 637.50, Miller Power Sports fuel 155.48, Murphy Tractor & Equipment parts 117.43, Nebraska Machinery Company parts 250.29, NIRMA insurance 2,7755, Oak Creek Engineering contract service, mileage, fees 28,717.21, The Parts Bin-Ord shop supply, radio repair, bld. supply 394.27, The Parts Bin-St. Paul shop supply/parts 265.18, Patzel Construction crushed concrete 5,449.92, Platinum Truck Service labor, parts, machine hire 5,437.92, Spalding Farm & Home shop supply 11.58, Trotters Whoa & Go fuel 194.15, Ulrich Gravel gravel 30,507.08, Valley Auto Parts grease-oil 99.95, Village of Greeley service 63.69, Village of Scotia service 80.75, Village of Spalding service 52.01, James Wilford storage fee 50. REGISTER OF DEEDS PRESERVATION: Applied Connective Technologies office equipment 1,521.88, Mobile Binders service/records 5,260. INHERITANCE TAX: Applied Connective Technologies security update 20,944.67. GENERAL FUND: Salaries, 31,449.89, EFTPS Matching SS, 2,405.90, Ameritas Life Ins. Corp, Matching County Retirement, 2,068.92, Blue Cross Blue Shield, 14,691.16, ROAD FUND: Salaries, 14,909.16, EFTPS Matching SS., 1,140.56, Ameritas Life Ins. Corp, Matching County Retirement, 1,006.37.

Eddie Bomar, Equipment Sales Manager with NMC CAT presented a quote for a Model 140 priced with 2023 Sourcewell Contract # 032119-CAT \$343,275. The Board discussed the option to finance 5 annual payments at 6.9900%. After discussion, Wadsworth moved to approve the purchase 140-13AWD N9500561 with five annual payments, second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Ed Hoevet made a computation error on the Davis Creek Bridge bid, the project cost will go from \$739,902 to \$665,769, a reduction of \$74,132. Motion made by Wadsworth to accept the bid correction \$665,769 for the Davis Creek Bridge, second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

A letter of engagement was reviewed from Mueller & Honcik, P.C., regarding assisting with the preparation of the annual county budget for the fiscal year 2023-2024. Motion made by Wadsworth to approve the letter of engagement, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Next, the Board reviewed the 2023 T66 T4 Bobcat lease agreement with Five Points Bank- Hometown Leasing. The lease agreement is for a T66 T4 Bobcat Compact Track Loader \$6,000. Motion made by Wadsworth to approve the lease agreement, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Dana F. Cole & Company sent an understanding of the services they will provide for Greeley County for the year ending June 30, 2023. Wadsworth moved to approve the understanding of services, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Region 3 Behavioral Health Services FY 23/24 County Match Request was reviewed by the Board. This year's re-apportionment result is a decrease of \$245.59 in the Greeley County Tax Match for the upcoming fiscal year beginning July 1, 2023. Motion made by Wadsworth to approve the \$5,878.62 Match Request for Region 3, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Mary McGuire, Greeley County Treasurer submitted a Pledged Collateral held by First National Bank of Ord, Greeley Branch report for review. Wadsworth moved to approve the report, second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

The Board reviewed the County Weed Department Budget. Margaret Valladao, Weed Superintendent met with the Board to discuss why her office is over budget. Margaret explained she has been working a lot of hours and sent out mailings to landowners. Wadsworth moved to approve budget expenditure authority to transfer \$4,500. from the General Fund to the Weed Department Budget for the 22-23 fiscal year, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Wadsworth moved to approve Resolution 2023-7 adopting the FEMA-approved Lower Loup Natural Resources District Multi-Jurisdictional Hazard Mitigation Plan Update in its entirety, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Sheriff Paul Deaver met with the Board to request First National Bank account 317677 be closed and the funds deposited with the Greeley County Treasurer in the General Fund. Sheriff Deaver explained that he started a new account when he took office. Motion made by Wadsworth to approve the closure of First National Bank account 317677 for the Greeley County Sheriff, seconded by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Public Comment: Bill Spelic expressed concerns with Planning and Zoning Board members speaking at public hearings regarding a pending Special Use Permit. He also recommending replacing some rural street signs. Peggy Petersen presented some information on mutual benefits of wind energy and agriculture. Kristy Barnes recommended posting notices in all post offices and banks. Michelle Wullenwaber asked some questions concerning Planning & Zoning Regulations and the Special Use Permit process.

Wadsworth moved to enter the executive session at 9:50 a.m. for the purpose of discussing possible litigation, second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried. The County Board and County Attorney Cindy Bassett were present for the executive session. Wadsworth moved to exit the executive session at 10:05 a.m., second by Leslie. Roll Call Vote: Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Motion by Wadsworth to adjourn at 10:21 a.m., second by Leslie. Wadsworth yes, Leslie yes, Foltz absent, motion carried.

Dated this 16th day of June 2023.

Joe Leslie, Vice Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

June 27, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 27th day of June 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Wadsworth to waive the reading and approve the county board minutes from the June 13, 2023, meeting, seconded by Leslie. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Wadsworth to approve payroll and claims, second by Leslie. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,995.21, EFTPS Matching SS, 2,218.13, Ameritas Life Ins. Corp, Matching County Retirement, 1,903.23, Blue Cross Blue Shield, 14,691.16, ROAD FUND: Salaries, 10,741.67, EFTPS Matching SS., 821.73, Ameritas Life Ins. Corp, Matching County Retirement, 725.05.

Jim Bjorklund applied for a permit to cross under the county roadway from the NW 1/4 of S-34 T-19 R-10 to the SW 1/4 of S-34 T-19 R-10 with a water line. Leslie moved to approve the permit to cross under the county roadway, second by Wadsworth. Roll Call: All yes, motion carried.

The Board reviewed an Interlocal Agreement for Cooperative Law Enforcement Services by and among The County of Adams and the County of Greeley for persons taken into emergency protective custody. The Tenth Judicial District increased Court Appointed Attorney pay from \$95 to \$115, and the Mental Health Board Member pay will also increase from \$95 to \$115. Leslie moved to approve the Interlocal Agreement for Cooperative Law Enforcement Services between Adams County and Greeley County, seconded by Wadsworth. Roll Call: All yes, motion carried.

Motion made by Leslie to open a Public Hearing at 9:45 a.m. on the possible vacation of a portion of 804th Road, beginning at the east right-of-way line of 508th Avenue and extending east approximately 1 mile to 509th Avenue, also described as the section line between S-2, T-17N, R-9W, and S- 35, T-18N, R-9W, seconded by Wadsworth. Roll Call: All yes, motion carried. No testimony in favor of or opposition to the vacation of a portion of 804th Road. Motion made by Wadsworth to close the public hearing at 9:50 a.m., seconded by Leslie. Roll Call: All yes, motion carried. After discussion, Wadsworth moved to approve Resolution 2023-8, seconded by Leslie. Roll Call: All yes, motion carried.

Next, the Board opened sealed material bids for Structure No. C003903305 replacement, materials shall be delivered to the site by September 15, 2023. Three bids were received: Ace/Eaton Metals \$97,501, Midwest Service & Sales \$97,728.40 and Contech \$168,441. Motion made by Wadsworth to accept the bid from Ace/Eaton for \$97,501, seconded by Leslie. Roll Call: All yes, motion carried.

Carol Trumler, Planning & Zoning Administrator presented an Administrative Subdivision to the Board. Subdivision Name: Cedar Line Acres, Maynard Schmidt – owner, Weston Schmidt – developer. They plan to subdivide 5 acres for a house site in the SE 1/4 of S-31 T-18 R-11. Motion made by Leslie to approve Cedar Line Acres Subdivision, seconded by Wadsworth. Roll Call: All yes, motion carried.

Gerri Behnk, Assessor met with the Board to discuss the Assessor fiscal year budget. The budget that was adopted did not include the total amount of reappraisal contracted with Lake Mac Assessment. After discussion, Leslie moved to transfer \$9,700 budget expenditure authority from General Miscellaneous to the Assessor budget, seconded by Wadsworth. Roll Call: All yes, motion carried.

Leslie moved to enter the Board of Equalization at 10:15 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. Gerri Behnk, Assessor presented Tax List Correction 1272 for review. Property id 010000206 actual valuation \$501,919, consolidated tax 4,846.50 estate auction- accelerated taxes on personal property. Motion made by Foltz to approve tax correction 1272, seconded by Wadsworth. Roll Call: All yes, motion carried. Gerri also presented overvalued, undervalued or omitted real property on the following parcel #'s 390631600 removed a bin current value \$85,940, proposed value \$75,095. 390114500 removed bin/building \$673,360, proposed value \$663,175. 390608300 improvement was listed on wrong parcel \$22,550, proposed value \$21,150. 390608200 added improvements \$69,660, proposed value \$71,200. 390141000 lowered values on grain harvestors current value \$782,525, proposed value \$774,420. Wadsworth moved to approve the over/under tax corrections, seconded by Leslie. Roll Call: All yes, motion carried. Motion made by Wadsworth to adjourn Board of Equalization at 10:20 a.m., seconded by Leslie.

Sheriff Paul Deaver updated the Board on the computer & scanners that were installed in the law enforcement vehicles by Applied Connective Technologies.

Public Comment: Peggy Petersen presented a list of questions to the County Board regarding health studies, landscape, excessive stipulations, censoring real estate in Greeley County, she estimates the wind project would generate \$400,000 of tax revenue. She also stated the biggest benefactors would be the taxpayers that own property in the Central Valley School District since the wind farms are located. Peggy asked for a yes vote for the wind farm. Bill Spelic referenced the news article published in the March 16, 2023, newspaper. He feels the wind project is all about the money and is concerned about the subsidies funded by taxpayers. Bill also pointed out on the Greeley Wind II application that the timeframe listed is perpetuity. He also noted all of us taxpayers fund the government subsidies. Bill thinks there are better ways of doing this that there is no need for wind towers. He asked the Commissioners to vote no on the wind farm and stand up for the citizens of Greeley County. Don Dugan expressed concerns about Next Era not being a Nebraska based company and that they are foreign owned company. He thinks there are better options for renewable energy. Don also stated that his family has 600 acres near the wind project and is concerned about ariel spraying timely. He explained that wind energy is inefficient, the turbines are not being recycled they are being buried and the taxpayers are the ones paying for the subsidies. Butch Hughes would like to see a list of advantages of the wind farm, he can only see the disadvantages. He stated the 21 landowners are the only ones that are going to benefit. Butch explained Greeley County will not get to use any of the energy it will all be going to the southwest power pool. He stated it's a bridge to nowhere, and expressed concerns about the expense, decommissioning and liability. Kristy Barnes is concerned about the young people in the county. She had family up over the weekend and they were discussing children with autism and their sensitivity to sounds. Kristy thinks there needs to be a three-mile setback from schools.

Wadsworth moved to enter the executive session at 10:36 a.m. to discuss possible litigation, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 11:43 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset were present for the executive session.

Beth Ferrel, Legal Counsel with the Nebraska Association of County Officials gave an update to the Greeley County Board

Motion by Leslie to adjourn at 11:51 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 3rd day of July 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

Jully 11, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 11th day of July 2023 in the Central Valley Auditorium, Greeley, Nebraska. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett, Joe McNally, McNally Law Office, and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the June 27, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed by the County Board for the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Wadsworth, second by Leslie to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Wadsworth to approve payroll and claims, second by Leslie. Roll Call Vote: All yes, motion carried. GENERAL: Appearra service 123.12, Applied Connective Technologies lease/service 4594.44, Cindy Bassett postage 29.45, Black Hills Energy heat fuel 77.20, Bomgaars Supply supplies 2.98, Clearly service 746.52, Comfort Inn lodging 119.95, Country Market janitor supply 196.60, Country Partners fuel 484.18, DAS State Acctg Central Finance data processing 85.84, Paul Deaver supplies 500.84, Dewey Dilsaver mileage 20.96, Eakes Office Solutions office supplies/data processing/agreement misc. 725.41, Election Systems & Software supplies 239.08, First Concord Benefits Group service 1601.59, First National Bank data processing 54.70, Margaret Freeman prior service 13., Great Plains Communications service 250., Greeley County Clerk of Dist. Court court fee 36., Mindy Grossart mileage/supplies 436.20, Grossarts ac units/service 1,039.99, Holt County Treasurer service 1,184.27, Howard County Clerk district 8 expense 2,624.27, Howard/Greeley RPPD service 564.02, Department of Treasury IRS hra plan fee 55.80, Loup Central Landfill Assoc. annual assessment 960., McNally Law Office service 1,423.40, MIS service 40., Mid-Nebraska Disposal garbage service 698.10, Mid-Nebraska Individual Services mental service agreement 2188., MIPS service 1954.06, Charlotte Murphy prior service 21., NACO registration 50., Dept of Revenue-Property Assessment Division training 290., Nebraska Health & Human Services service 90., People's Service service 97.65, Phonograph-Herald print/publish 67.50, Pitzer Digital print/publish 647.82, Quality Sew & Vac parts 86.99, Region 26 Council id badges/agreement 21,014.14, Scotia Electric building repair 159., Stealth Broadband internet 65., Catherine Sweeney prior service 10., Carol Trumler postage reimb. 63., US Postal Service supplies/envelopes 804.70, Margaret Valladao mileage/phone reimb. 846.05, Verizon Wireless service 40.01, Village of Greeley water service 819.69, Vision Service Plan service 348.29, Tory Wadas Notary reimb 30., Yosten Law court appt. council 2,090. ROAD: AKRS Equipment Solutions repair parts 92.92, Appearra uniform/towel service 339.26, Applied Connective Technologies grounds equipment/supplies/labor 2,361., BG & S Transmissions of Grand Island parts/labor 3,350.13, Black Hills Energy heat fuel 120.67, Country Partners fuel/chem supplies/misc. 13,919.41, Greeley County Clerk recording fee 10.00, Greeley County Treasurer registration fee/cdl renewal 76., Grummert Professional Services surveyor fee 11,050., Hamilton phone/internet 92.98, HillBill's Diesel, Ag & Auto parts/grease-oil/small tools 564.56, Howard County Medical Center drug/alcohol test 34., Howard/Greeley RPPD service 172.17, Iron Dr. Welding labor repair 2867.91, Island Supply Welding company oxygen/acetylene 19.20, Jeffres Sand & Gravel road

gravel 12,140.19, Joe Diessner Trucking gravel hauling 6,851., Mid-Nebraska Disposal garbage disposal 42.70, Midwest Service & Sales culverts 8,162.35, Murphy Tractor & Equipment parts/labor 3,949.23, Nebraska machinery Company repair parts 310.46, Parts Bin-Ord parts/shop supplies/shop tools/bolts 1,263.38, People's Service parts/tire repair/labor 7,414.75, Platinum Truck Service labor/parts 822.12, Robert Esch mileage reimb. 117.90, Ruttman Repair labor/parts 417.31, S.E. Smith & Sons lumber 56.36, State of Nebraska Motor Fuels Division motor fuel tax 890., Swiatek Collision Center parts/labor 235., Titan Machinery parts/tools 171.20, TooFast Supply shop tools 229.99, Trotters Whoa & Go II fuel 146.22, Ulrich Gravel road gravel 33,149.02, Village of Greeley water service 63.69, Village of Scotia water/sew/garbage 80.75, Village of Spalding service 43.49, James Wilford storage fee 50. REGISTER OF DEEDS PRESERVATION FUND: Mobile Binders supplies/re-cover books 4,375. GENERAL FUND: Salaries, 22,383., EFTPS Matching SS, 2,195.58, Ameritas Life Ins. Corp, Matching County Retirement, 1,883.36, Blue Cross Blue Shield, 14,691.16, ROAD FUND: Salaries, 7,165.32, EFTPS Matching SS., 702.34, Ameritas Life Ins. Corp, Matching County Retirement, 619.69.

Mary McGuire, Greeley County Treasurer submitted a tax remaining report for the years 2019- 2022 for the County Board to review.

The County Board discussed Standards of Conduct for attendees during the public hearing. Chairman Foltz stated they intend that these standards of conduct will provide a framework for public hearings that welcomes debate of public policy issues being discussed by the Greeley County Board of Commissioners. He went on to explain they intend to foster an atmosphere of fairness, courtesy, and civil and respectful discussion of differing points of view. Motion made by Wadsworth to adopt the Standards of Conduct for Public Hearings, second by Leslie. Roll Call Vote: All yes, motion carried.

Next, on the agenda was a public hearing for a Special Use Permit. Applicant information: Greeley Wind II, LLC (NextEra Energy Resources) 700 Universe Boulevard Juno Beach, FL 33048. Present use of the property: Agricultural, Desired use of the property: Utility- Scale Wind Energy Conversion System. The time length requested for the permit: Perpetuity. Wadsworth moved to open the public hearing for Greeley Wind II, LLC at 9:46 a.m., seconded by Leslie. Roll Call Vote: All yes, motion carried. Matthew Jones, Project Director, Development at NextEra Energy Resources gave a brief presentation about NextEra Energy Resources. Matt stated they have been investing in Nebraska since 2013 by owning and operating four wind energy centers: Cottonwood Wind in Webster County, Little Blue Wind in Franklin and Webster Counties, Sholes Wind in Stanton and Wayne Counties and Steele Flats in Gage & Jefferson Counties. He provided a Greeley Wind project timeline showing NextEra Energy Resources acquired development rights from Bluestem Energy Solutions in July 2022 and began the Special Use Permit application submittal in December 2022 with a targeted construction and commercial operation in 2025. He also provided some specifics regarding Greeley Wind Nebraska, LLC, is a wholly owned, indirect subsidiary of NextEra Energy Resources, LLC located in Greeley County. Capital investment of approximately \$208 million, expected maximum capacity of up to 115 megawatts of clean, renewable energy produced by 41 primary turbines with 3 alternate sites. Matt listed some project benefits over thirty years: providing approximately \$27 million in landowner payments, bringing approximately \$19 million in additional tax revenue for Greeley County, approximately \$12.5 million to Central Valley Public School District, generating approximately 250 temporary construction jobs, creating up to five full time operations jobs and increasing local business activity.

In Favor Testimony: Peggy Petersen, Wolbach; Brian Gydesen, Scotia; Darrel Cook, Scotia; Mike Wood, Greeley. Neutral Testimony was given by: Elizabeth Shotkoski Ferneding, Blue Springs; Doug Noonan, Tarnov; Ross Butcher, Greeley and Tom Nekoliczak, Greeley. Opposition Testimony was given by: Tina Treffer, Loup City; Cheri Kowalski, Loup City; Daniel Reilly, Spalding; Trevor Nekoliczak, Greeley; Douglas McManus, Greeley; Stoney Clark, Greeley; Donald Dugan, Greeley; Marvin Butch Hughes, Scotia; Kristy Barnes, Greeley; Michael Connelly, Spalding; Robert Bernt, Spalding; Raymond Bernt, Primrose; Cory Ingram,

St. Paul; Trent Nekoliczak, Greeley; Michelle Wullenwaber, Greeley and Alyssa Petersen, Hazard. Wadsworth moved to close the public hearing at 11:02 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Discussion by the County Board with questions directed to Matthew Jones, Project Director, Development at NextEra Energy Resources, Jared Ford, Site Manager for Cottonwood and Little Blue Wind Farms, NextEra Energy Resources and David Levy, Baird Holm, LLP. After discussion, Cindy Bassett, Greeley County Attorney noted Greeley County received notice of litigation and advised the County Board to delay a decision on the Special Use Permit for Greeley Wind II, LLC. Wadsworth moved to amend the original motion made on March 28th to table the SUP for 120, to 150 days due to a legal issue that came up on July 10th, second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth to table the final decision on the Special Use Permit for Greeley Wind II, LLC until August 8th, 2023, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: Valarie Conger commented on her recent appointment to the Planning and Zoning Commission, recusing herself from voting on the Special Use Permit and information she received from Nebraska Accountability & Disclosure.

Motion by Wadsworth to adjourn at 12:13 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 17th day of July 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

July 25, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 25th day of July 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the July 11, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL FUND: Salaries, 28,832.01, EFTPS Matching SS, 2,205.63, Ameritas Life Ins. Corp, Matching County Retirement, 1,892.21, Blue Cross Blue Shield, 14,691.16, ROAD FUND: Salaries, 13,441.44, EFTPS Matching SS., 1,028.28, Ameritas Life Ins. Corp, Matching County Retirement, 907.30.

Nancy Usasz met with the Board to request gravel and some maintenance on a road gaining access to the North half of S-26 T-17 R-11. She stated they plan to build a shed/house this fall. The Board stated once the construction is started with a basement or footings being poured, then they will start on the road. They plan to have the Greeley County Highway Superintendent, Lance Harter evaluate the site and make a recommendation.

Leslie moved and seconded by Wadsworth to authorize surplus equipment be sold on Big Iron. Roll Call Vote: All yes, motion carried. Items that will be listed: 1982 CAT 950B Loader, 2007 John Deer 770D Motor Grader and 2008 Ford Crown Victoria.

Matthew Jones, Project Director, Development at NextEra Energy Resources and David Levy, Baird Holm, LLP were present to meet with the Board. David presented a Decommissioning Agreement, County Road Use and Maintenance Agreement and a Wind Energy Lease and Easement Agreement examples for the Board to review.

Sheriff Paul Deaver presented a Distress Warrant Report for the Board to review. Motion made by Wadsworth to approve the Distress Warrant Report totaling \$3,386.74, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: Cilinda Meyer-Scheideler and Russ Bloom.

Motion by Wadsworth to adjourn at 11:12 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 28th day of July 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart

Greeley County Clerk

Greeley County Commissioner Minutes

August 8, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 8th day of August 2023 in the Central Valley Auditorium, Greeley, Nebraska. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett, Joe McNally, McNally Law Office, and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the July 25, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed by the County Board for the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Appearaa janitor supply 123.12, Applied Connective Technologies comp. consult/supplies 2913.32, Gerri Behnk mileage 153.27, Black Hills Energy service 77.20, Central Nebraska Attorneys crt. appt. attorney 2,941.10, Clearfly internet/phone 746.52, Colliers Landscaping & Lawn Care fertilizing 665., Valerie Conger mileage 22.93, Country Market janitor supply 114.98, Country Partners bldg./grnds -Sheriff fuel 613.07, Dana F. Cole & Company June 2022 audit 2800., DAS State Acctg – Central Finance data processing 85.84, Paul Deaver supplies, postage 300.34, Dewey Dilsaver mileage 20.96, Eakes Office Solutions supply/data processing/equip 676.66, First Concord Benefits Group bc/bs contribution/Aug admin fee 2,785.06, Margaret Freeman prior service 13.00, Glaser Audio Productions audio equip. rental 600., Paul Glaser mileage 13.10, Great Plains Communications phone service 250., Greeley County Assessor postage 10.75, Greeley County Attorney Expense Act. court costs 10.80, Greeley County Clerk supplies 98.98, Mindy Grossart mileage 112.66, Howard County Clerk 8th dist. expense 1,520.04, Howard/Greeley RPPD light service 628.76, Lake Mac Assessment contract 5,000., Marvin Planning Consultants consult 2,000., McNally Law Office attorney fees 1,669.82, MIS scan fee 40., Mid-Nebraska Disposal garbage hauling 698.10, Daniel Miller mileage 27.51, MIPS data processing 1,954.06, Charlotte Murphy prior service 21., NACO registrations 450., NAISMA registration 249., NE Assoc. of County Clerks, registration 50., Nebraska Health & Human Services institution costs 93., Pitzer Digital print/publish 82.94, Radio Time Billing 396., Region 3 Behavioral Health Services 1st quarter service 1,469.66, Roaches Lumber & Redi-Mix Inc crt. room repair 4,531.65, Stealth Broadband internet 65., Catherine Sweeney prior service 10., Trotters Whoa & Go II Scotia fuel-sheriff 51.79, Carol Trumler phone/postage 60.83, Margaret Valladao mileage 652.77, Verizon Wireless phone 88.04, Village of Greeley water service 819.69, Vision Service Plan vision insurance 348.29, Greeley County Treasurer general to road 55,000. ROAD: Aiden Freeman mileage 34.06, AKRS Equipment Solutions parts/supplies 29.94, Appearaa uniforms/towels 304.88, Black Hills Energy service 115.80, Central Nebraska Bobcat parts 1,017.29, Country Partners fuel 10,542.76, Double A Outfit concrete, etc 3,780., Edghill Motors shop supplies 54., Filter Care of Nebraska parts 70.60, Hamilton phone/internet 92.98, HillBill's Diesel, Ag & Auto grease/ oil, etc. 46.65, Howard County Medical Center drug/alcohol testing 72., Howard/Greeley RPPD service 185.28, Island Supply Welding company oxygen/acetylene 19.84, Jeffres Sand & Gravel gravel 18,385.02, Jestin Beed mileage 61.57, Joe Diessner

Trucking hauling 14,039., John DeRiso mileage 48.47, K & S Welding and Repair labor/grease, oil 53., Logan Studley mileage 44.54, Matheson Tri-Gas shop supplies 515.45, Medical Enterprises drug testing 105., Mid-Nebraska Disposal garbage disposal 42.70, Midland Telecom Radio Repair 443.32, Miller Power Sports fuel 93.35, Murphy Tractor Equipment parts/labor 2,781.75, The Parts Bin-Ord parts/shop supplies 104.55, The Parts Bin-St. Paul shop supplies 55.96, Patzel Construction crushed concrete 3,068.40, People's Service fuel/grease, oil, etc. 1,346.30, Platte Valley Communications radio repair 326.75, Ruttman Repair labor/parts 1450., S.E. Smith & Sons equip. rent 75., Spalding Farm & Home shop supplies/pipes/bolts, etc. 6.87, Trotters Whoa & Go II Scotia fuel 278.92, Ulrich Gravel gravel/rock 24,867.93, Village of Greeley service 65.94, Village of Scotia 63.30, Village of Spalding 45.80, James Wilford storage fee 50. GENERAL FUND: Salaries, 29,353.23, EFTPS Matching SS, 2,245.51, Ameritas Life Ins. Corp, Matching County Retirement, 1,915.58, Blue Cross Blue Shield, 14,691.16, ROAD FUND: Salaries, 12,281.51, EFTPS Matching SS., 939.52, Ameritas Life Ins. Corp, Matching County Retirement, 829.

Bob Bernt, representing Greeley County Alliance for Wise Energy addressed the Board of Commissioners with concerns regarding the Special Use Permit for Greeley Wind II, LLC.

Next, the Board of Commissioners reviewed the application for a Special Use Permit submitted by Greeley Wind II, LLC (Nextera Energy Resources). After discussion, motion made by Foltz to approve the Conditional Use Permit of Nextera Energy to construct and operate a Commercial Wind Farm subject to the following conditions: Finding of Facts: Greeley Wind Nebraska, LLC (“Applicant”) submitted an application (the “Application”) for a special use permit to install and operate a utility-scale wind-energy conversion system (the “Project”).¹ Located southwest of the Village of Greeley, Project infrastructure would occupy less than one percent of the Project’s approximately 6,739 total acres. The Project would have a nameplate capacity of 115 megawatts and would interconnect to the Nebraska Public Power District’s transmission system. The Greeley County Planning Commission (the “Planning Commission”) and Board of Commissioners (the “County Board”) previously permitted essentially the same project in 2016 and 2019, but those permits expired.

Section 6.2 of the Greeley County Zoning Regulations (the “Regulations”) sets out the standards that guide the Planning Commission and County Board in approving applications for special use permits generally. Section 8.73 details additional standards for Commercial/Utility Grade Wind Energy Systems like the Project.

The Board of Commissioners hereby finds, based on substantial evidence in the record before it, including the Application, supplements, exhibits and testimony of Applicant and its representatives, that the Project, subject to the conditions of approval herein, meets all applicable requirements as follows:

1. The Application satisfies all applicable requirements of the Greeley County Zoning Regulations.

Applicant submitted the Application, and the County provided public notice of this meeting, in accordance with Section 6.2 of the Regulations. Additionally, the Application contains all of the information that Section 8.73 requires, including the permit and application fees under the Regulations. The Project, as proposed, complies with the special safety and design standards under Section 8.73.

In particular, the Greeley County Zoning Regulations require a minimum setback from an occupied residence of 1,000 feet. The minimum proposed setback is 1,873 feet. Similarly, the Greeley County Zoning Regulations require a maximum sound level at an occupied residence of 50 dBA. The maximum modeled sound level at an occupied residence for the project is 48 dBA.

2. The Project would not require rezoning of the property, is compatible with and similar to the use permitted in the zoning district and would not change the character of the zoning district.

The Project is in the AG-1 agricultural zoning district. In that district, Sections 5.15(22) and 8.73 of the Regulations permit wind facilities as a special use. Wind facilities like the Project are compatible with agricultural activities and will not change the character of the AG-1 zoning district.

3. The Project would not harm adjacent property or depreciate the value of the surrounding structures or property.

No evidence was presented to support the claim that wind facilities cause a decline in surrounding property values in any nearby region. There is evidence that commercial wind facilities bring multiple economic benefits to the surrounding area, including property tax revenue, low-cost energy and new jobs.

The Project represents an investment of approximately \$200,000,000 in Greeley County and will support the local economy through the purchase of local and regional goods and services and hiring of local workers. The Project will provide up to 200 construction jobs and six to eight full-time operation and maintenance jobs. Additionally, the Project will generate more than \$575,000 in annual property-tax revenue over its estimated useful life. Central Valley Public School Districts will receive more than \$390,000 annually, and Greeley County itself will receive more than \$110,000. Other local taxing authorities will also benefit. Overall, the Project will economically benefit Greeley County.

4. The Project complies with the Greeley County Comprehensive Plan (the “Comprehensive Plan”).

Under the Comprehensive Plan, Greeley County intends to “... promote the implementation of alternative energy sources such as [w]ind ... to reduce the reliance on traditional fuel and energy sources.” The Comprehensive Plan also states it is Greeley County’s goal to provide opportunities for developing in an orderly, efficient and environmentally sound manner. The Project furthers these goals and is consistent with the Comprehensive Plan.

5. The Project would support the public health, safety and welfare.

The Application demonstrates the Project will support the public health, safety and welfare of Greeley County and its residents and property owners. Among the factual bases for this finding are that:

*The Project will domestically generate clean, renewable energy. Proponents testified this would comply with the Comprehensive Plan. *The Project will provide additional income to landowners. Proponents testified the Project would pay approximately \$27,000,000 in lease payments to participating landowners over the Project’s estimated 30-year life. *The Project will create a combination of temporary and full-time jobs in Greeley County. Proponents testified this would result in economic benefits to many sectors of the local economy. *The Project will result in additional property tax revenue to Greeley County, Central Valley Public School District and other taxing jurisdictions. Proponents testified these taxes would greatly benefit Greeley County and its public schools. *The setbacks and other requirements in the Regulations, along with the below conditions of approval, ensure the Project would protect and nurture the public health, safety and welfare of Greeley County and its residents and property owners. *Applicant and its predecessors, in coordination with federal and state agencies, have produced numerous and voluminous professional reports and studies confirming the Project would not harm wildlife in or around the Project area and identifying measures Applicant would take to further mitigate any such impacts. *Wind energy and farming are entirely compatible such that the Project would not impair, and by constructing new access roads and diversifying income sources, would enhance the agricultural economy of Greeley County. *The Project will increase local sources of energy production, and due to necessary transmission grid enhancements and the injection of power locally on the grid, would enhance the reliability of the electric grid in Greeley County. *The Project will purchase “back feed” power from the local distribution utility, thereby providing them with a stable, long-term load.

*Construction and long-term employees will reside and spend money in Greeley County, which will result in increased property tax and sales tax revenues to Greeley County and the State of Nebraska. *Subject to Federal Aviation Administration (the “FAA”) and Federal Communications Commission (the “FCC”) approval, Applicant will implement an Aircraft Detection Lighting System (“ADLS”) to reduce the duration of time red aircraft-warning lights. This will significantly mitigate the impact of such lighting to surrounding residents.

The Project shall comply with the following conditions of approval. Applicant shall provide written evidence of such compliance to the Zoning Administrator prior to commencing construction of the Project and may only commence construction once the Zoning Administrator has confirmed compliance with the following conditions of approval. Applicant shall maintain compliance with these conditions as long as the Project is operational. Applicant acknowledges that the project area consists of approximately 6,739 acres and does not include land area added through any subsequent action by Applicant, any non-participating landowner solicitations or any other solicitations or actions on the part of Applicant.

1. Wind turbine generators in the Project shall be no taller than 501 feet above ground level to the tip of the blade at the 12 o'clock position. 2. The Project shall include no more than 41 wind turbine generators. 3. Applicant shall only install wind turbine generators in the locations represented in the final readout sheet of tower sites, which are set out in arcseconds of longitude and latitude. If Applicant must move a tower site from the readout sheet site, that move must be reviewed and approved by the County Board, and then only for good cause shown, such as a rock formation precluding such original placement. 4. The Project shall comply with all special safety and design standards under Section 8.73 of the Regulations, including all setback, clearance, structural, aesthetic, sound, lighting, electromagnetic interference, signage, drainage and waste-disposal requirements. 5. Wind turbine generators shall be setback from the base of each turbine by at least a diameter plus the applicable building setback from any nonparticipant's property line. 6. Applicant shall provide and obtain approval by the County Board of a decommissioning plan and agreement (as approved by the County Attorney), including future posting of decommissioning security. 7. Before start of construction, including placement of materials and road construction and upgrades, Applicant shall post a \$12 million dollar cash escrow for the benefit of Greeley County. The funds will be held in a holding fund, to cover the costs of decommissioning the project. 8. A portion of the interest accrued on each account, see below, will be used for a betterment fund for Greeley County, and distributed equitably and in the sole discretion of County Board on a yearly basis. The specific program requirements for distribution will be determined by County Board. 9. Every five years after commercial operation, Applicant shall provide the County an updated decommissioning cost estimate prepared by a qualified third party. 10. The County will release the decommissioning security escrow once the project company decommissions the facility pursuant to the decommissioning agreement's requirements. 11. Before construction begins, Applicant shall identify any county, municipal or township road the Project wishes to utilize, conduct a pre-construction survey of said roads, obtain approval by the County Board of a road use and maintenance agreement and remain responsible for restoring said roads and bridges to preconstruction conditions through the end of the decommissioning process. 12. In the event Applicant is found to be using any road other than those approved in 11., above, Applicant shall pay a fine of \$5,000.00, plus damages to that road. Such fine will be paid within 30 days of the finding that Applicant used an unapproved road. In addition to a fine and payment of damages, any subsequent occurrence of such violation may result in County Board suspending or revoking the permit of Applicant. 13. Applicant shall supply to County Board, and subsequently comply with the Road Use Agreement (as approved by the County Attorney) during construction and operation, including fines for noncompliance, to be determined within 30 days of August 8, 2023.

Applicant shall work with County Engineer and County Board to determine haul route(s) for construction and maintenance. Applicant shall notify County of intent to do any post construction work other than regular maintenance. 14. Applicant shall post a \$5 million dollar cash escrow for the use of Greeley County in the event of any and all damages done to, or catastrophic destruction or damage to, any approved Road in the project, from the time of construction through the end of decommissioning the project. 15. Greeley County shall be the recipient of any and all interest accrued on the Road Use account. A portion of the interest accrued will be placed into the escrow account to index the account for inflation. 16. County Board shall give Applicant immediate notice of any road damage that must be repaired. In the event Applicant fails to repair such damage immediately, in its sole discretion, County will draw funds from the Road Use account to pay for such repairs. In the event a catastrophic event or emergency prevents Applicant from immediately responding, County shall have the right to immediately repair all such damage. 17. Any funds from the Road Use account County Board spends shall be invoiced to Applicant, who will reimburse County to the extent of the spent funds, within 30 days of receiving a detailed invoice or notice of such expenditures. In the event Applicant fails to reimburse the above-described funds, County Board reserves the right to suspend or revoke the permit of Applicant. 18.

Greeley County shall be the recipient of any and all interest accrued on the Decommissioning account, see 7., above. A portion of the interest accrued will be placed into the escrow account to index the account for inflation. 19. A portion of the interest accrued will be used for a betterment fund for Greeley County and distributed equitably and in the sole discretion of County Board on a yearly basis. The specific program requirements for distribution will be determined by County Board. 20. County Board will release the Road Use escrow account once the project company restores the permitted use roads to the satisfaction of County Board, pursuant to the Road Use agreement's requirements. 21. Applicant shall provide the County Board Chairman and County Clerk with, and maintain current, local contact information for a person with the ability and authority to resolve day to day operational issues that may arise with the Project. 22. Applicant shall provide the County Board Chairman and County Clerk with, and maintain current, local contact information for a Construction Manager, who has the ability and authority to resolve any and all construction issues that may arise with the Project. 23. During the entire construction of the project, Applicant shall provide a report at every County Board meeting regarding information and updates of that construction. 24. Applicant shall provide a quarterly report to the County Board regarding compliance with these conditions of approval. 25. Applicant shall secure an agreement to sell the Project's output within 36 months of the date on which the County Board approves the Application. 26. Applicant shall install an Aircraft Detection Lighting System if the Federal Aviation Administration and Federal Communications Commission approve of the use of such a system at the Project site. Applicant shall use good faith best efforts to obtain such approvals. 27. Applicant shall enter into an Indemnification Agreement, as approved by the County Attorney, and defend Greeley County at no cost to Greeley County in the event of litigation brought by a third-party regarding approval of the Application, or any subsequent issues related to the operation of the project. 28. Applicant shall not have sole final settlement authority on behalf of the county, either monetarily or through injunctive relief, arising out of the application process or subsequent approval of the special use permit. 29. Within two hours of an aerial sprayer who is planning to spray one or more fields in the Project area requesting assistance, or at a later time otherwise requested or agreed upon, Applicant shall operate the Project in the manner the sprayer reasonably requests during the spraying timeframe to facilitate the sprayer's convenience and safety. Applicant shall provide and publish a means to receive such notice. 30. Applicant's failure to comply with this condition shall subject it to a fine of up to \$1,000 per occurrence, and provided that Applicant shall have an opportunity to show cause to the County Board of Commissioners as to any alleged violations or fines. Upon a third violation of this clause, County Board reserves the right to suspend or revoke the permit of the Applicant. 31. Applicant shall timely provide Greeley County copies of any future environmental studies as completed and approved by authority having jurisdiction, e.g., U.S. Fish and Wildlife Service. 32. Applicant shall hold all wind turbines in this project in an operational state at all time during the life of the project. In the event a turbine is damaged or rendered unusable, Applicant shall immediately inform County Board of the situation, provide a plan for correcting the problem, and at Applicant's expense, and using no funds from the decommissioning holding fund, shall timely either repair or decommission that turbine. 33. Applicant shall not dispose of turbine blades in Greeley County, and the blades must be removed from Greeley County as a whole blade. All other components of any wind turbine must be removed from Greeley County in the same form as it came into the County. Applicant agrees that no part of this project qualifies Applicant for the decommissioning process to be a salvage or junk yard, and that its permit does not include any provisions of Greeley County Planning and Zoning Article 6.3. 34. Applicant shall provide snow removal as necessary for the Project roads during construction and shall do so in a timely manner in order to maintain clear roads for local traffic at all times. 35. Applicant shall offer a participation agreement on reasonable terms to any person owning property within one mile of the project boundary. For purposes of this condition, the project boundary shall be the acres originally set forth in the Application. 36. Applicant shall obtain and provide a 911 address for each turbine, the Project substation, and the operation and maintenance building, and shall provide that list to the County Board before construction begins. 37. Applicant shall not seek to use eminent domain to acquire any property right for the Project, from granting of the permit, through the end of decommissioning. 38. At all times from commencement of construction to completion of decommissioning, Applicant shall be liable for any injury or property damage the Project causes, as limited by applicable law regarding torts, causation, proportional liability and damages, and will hold County harmless from same. 39. Applicant acknowledges and agrees to County Board that Applicant's personnel will respond to and handle any emergency situations involving property or persons in or

on a wind turbine generator. Applicant acknowledges and agrees that it is liable accordingly for any injury or property damage that may occur in such a situation and that Greeley County, its fire and safety personnel, its law enforcement, and any other mutual aid agencies, have no liability or responsibility to attempt to rescue an injured or distressed person or attempt to prevent property damage in or on a wind turbine, and hold the above described parties harmless from same. 40. At all times from commencement of construction to completion of decommissioning, Applicant shall maintain insurance on the Project with property and casualty limits of not less than: \$1,000,000 per occurrence for Employer's Liability, \$2,000,000 per occurrence and \$4,000,000 aggregate for Commercial General Liability, \$1,000,000 per occurrence for Business Auto Liability (combined injury and property damage), \$5,000,000 per occurrence and aggregate for Excess Liability, Full Replacement Cost for All Risk Builder's Risk during construction until commercial operation, and Full Replacement cost for All Risk Property during operation through decommissioning. Applicant shall provide proof of such insurance to the Greeley County Zoning Administrator prior to commencing construction and at any time upon reasonable request. 41. Applicant and County Board agree that it is the express intent of both parties that these conditions be incorporated into the various Agreements and Contracts to be signed by the parties. In the event any condition is inadvertently omitted from these Agreements and Contracts, these conditions remain in full force and effect. A copy of this document, duly executed by the County Board, shall be made part of the agreement between County Board and Applicant, and this copy will be signed by County Board and the appropriate representatives of Applicant. 42. Applicant agrees that any deviation from any term, condition, agreement, or contractual obligation entered into with County Board, will subject Applicant to suspension or revocation of this permit. County Attorney, Cindy Bassett clarified some of the conditions, the motion was seconded by Wadsworth. Roll Call Vote: Foltz yes, Wadsworth yes, Leslie yes, but stated he did not agree with conditions 7 & 14. Motion carried.

Next, the Board reviewed an agreement from the State of Nebraska. The State of Nebraska Statutes require an annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards to be filed on or before October 31 each year. Wadsworth moved to approve County Annual Certification of Program Compliance to the Nebraska Board of Public Roads Classifications and Standards as submitted, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to approve Resolution 2023-9, signing of the County Annual Certification of Program Compliance 2023, seconded by Leslie. Roll Call Vote: All yes, motion carried.

The Board reviewed Resolution 2023-10, Now, therefore, be it resolved that, having received a recommendation of approval of the Project from the Planning Commission, based on the foregoing Findings of Fact and Conditions of Approval, and recognizing and incorporating all of the substantial evidence in the record of this proceeding, the Greeley County Board of Commissioners approves the Application and grants a Special Use Permit to Greeley Wind Nebraska, LLC, for the Project subject to the foregoing Conditions of Approval. Motion made by Wadsworth to approve Resolution 2023-10, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Motion made by Foltz to set the budget public hearing for September 12, 2023, at 9:45 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

With the adoption of LB644, each county is required to designate a vendor for the 2023 postcard printing as described in NRS 77-1633. After discussion, Wadsworth moved to designate the State Print Shop to facilitate the postcard process for Greeley County, second by Leslie. Roll Call Vote: All yes, motion carried.

Next, the board reviewed information received for the roadway construction known as 503A Avenue Road Grading. One bid was received by Vlach Construction Inc. for \$11,544.70. Motion made by Wadsworth to approve the bid from Vlach Construction Inc., seconded by Leslie. Roll Call Vote: All yes, motion carried.

Motion made by Leslie to enter Board of Equalization at 10:35 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. On or before August 1st, all political subdivisions subject to county levy authority shall submit preliminary request for levy allocation to the Greeley County Board. Preliminary requests for levy

allocation were reviewed from Mt. Hope Cemetery, Greeley County Ag Society, Wolbach Suburban Fire District, Scotia Rural Fire District #4, Spalding Rural Fire District #1, Greeley Rural Fire District #2 and Road Improvement District #3. Motion by Wadsworth to approve the preliminary requests for levy allocation- Resolution 2023-11, second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Leslie to adjourn as Board of Equalization at 10:37 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Public Comment: Raymond Bernt, Don Dugan, Trevor Nekoliczak, Trent Loos- Sherman County, Bill Spelic and Charlotte Jarman.

Wadsworth moved to enter executive session at 10:50 a.m., to discuss potential litigation seconded by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Commissioner Leslie, Commissioner Wadsworth, County Attorney Cindy Basset & Joe McNally, McNally Law Office were present for the executive session. Motion made by Leslie to move out of Executive Session at 11:03 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 11:04 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 14th day of August 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

August 22, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 22nd day of August 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the August 8, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: DAS State Acc. Central Finance data processing 120.91, First National Bank ach July fee 34.50, Hometown Leasing copier lease 197.86, MIPS training/mileage 481.82, Greeley County Clerk membership fees, training supplies 110.32. GENERAL FUND: Salaries, 29,446.26, EFTPS Matching SS, 2,252.63, Ameritas Life Ins. Corp, Matching County Retirement, 1,921.86, Blue Cross Blue Shield, 15,860.64, ROAD FUND: Salaries, 16,690.17, EFTPS Matching SS., 1,276.81, Ameritas Life Ins. Corp, Matching County Retirement, 1,126.59.

Howard Greeley Rural Public Power District submitted an agreement to construct a new power line to a property purchased by Chris Klassen for a future home. The power line will be constructed starting at the SW corner of S-6 T-17 R-10 and extends east on the north side of county road now known as Brayton Road for $\frac{1}{2}$ mile, then crosses Brayton Road at that point. Howard Greeley RPPD needs approval for Howard Greeley RPPD poles can be installed on Greeley County's right of way. Leslie moved to approve the agreement with Howard Greeley Rural Public Power District, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Carol Trumler, Planning & Zoning Administrator presented an application for an Administrative Subdivision for Berger's 1st Subdivision. William Berger owns the property; the buyers are Eric and Eleanor Berger they plan to build a house on 5.35 acres. The subdivision is in the NE $\frac{1}{4}$ of S-26 T-20 R-9. Carol Trumler approved the Administrative Subdivision on August 15, 2023. Motion made by Leslie to approve Berger's 1st Subdivision, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion made by Wadsworth to open a public hearing at 9:45 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Carol Trumler, Planning & Zoning Administrator gave an overview of the subdivision. Jamie Klein is requesting to subdivide 10.82 acres off the SE portion of the SE $\frac{1}{4}$ of S-23 T-20 R-9 to build a house. Richard Mosier is listed as the owner and Jamie Klein is listed as the buyer. Richard Mosier and Jamie Klein both spoke in favor of the subdivision, no testimony was given in opposition. Wadsworth moved to close the public hearing at 9:47 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Leslie to approve the Mosier/Klein Subdivision, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Wadsworth moved to open a public hearing at 9:50 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Carol Trumler, Planning & Zoning Administrator gave an overview of the subdivision. Chris & Erika Klassen applied to subdivide 6.26 acres of the NE $\frac{1}{4}$ of S-7 T-17 R-10 to build a home on the acreage. Ken Ryan is listed as the seller and Chris & Erika Klassen are listed as the buyers. Ken Ryan and Chris Klassen

spoke in favor of the subdivision, no testimony was given in opposition. Motion made by Wadsworth to close the public hearing at 9:55 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Leslie moved to approve the CE CE Estates Subdivision, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed a Permit to Cross Under County Roadway for Nextlink Internet in the NE 1/4 of S-2 T-18 R-9 with 2" HDPE Power Conduit. Motion made by Leslie to approve the permit, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Chairman Foltz called for a recess at 9:56 a.m., the Board reconvened at 10:15 a.m.

The County Board and Richard Martinsen, CPA reviewed the 2023-2024 preliminary county budget estimates. The Board decided the public hearing for the budget will be held Tuesday, September 12, 2023, at 9:35 a.m.

Public Comment: None.

Wadsworth moved to enter executive session at 11:35 a.m. to discuss litigation, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 11:48 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth to enter executive session at 11:49 a.m. to discuss personnel, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 12:03 p.m., second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to enter executive session at 12:04 p.m. to discuss personnel, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 12:40 p.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset were present for the executive sessions.

Motion by Wadsworth to adjourn at 12:40 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 28th day of August 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

September 12, 2023

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 12th day of September 2023 in the Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the August 22, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

Motion made by Leslie to open the Budget Hearing at 9:35 a.m., seconded by Wadsworth. Roll Call Vote: All yes, motion carried. No one appeared to testify for or against the Greeley County Budget. Rick Marinsen, CPA was present to answer budget questions. Motion made by Leslie to close the budget hearing at 9:52 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. After discussion, a motion was made by Leslie to approve the 2023-2024 budget as advertised, Resolution 2023-13 second by Wadsworth. Resolution of Adoption and Appropriations 2023-13 WHEREAS, a proposed County Budget for Fiscal Year July 1, 2023, to June 30, 2024, prepared by the Budget Making Authority, was transmitted to the County Board on the 12th day of September 2023. NOW, THEREFORE, BE IT RESOLVED by the Board of Commissioners of Greeley County, Nebraska as follows: SECTION 1. That the budget for the Fiscal Year July 1, 2023, to June 30, 2024, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Greeley County for said fiscal year. SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2023, and ending June 30, 2024. 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. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Claim #23090033 Marvin Planning Consultants \$1,000 was pulled, additional clarification is needed before the claim can be considered for payment. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Amazon Business sheriff vehicle repair 50.98, Appearajanitor supply 123.12, Applied Connective Technologies computer consult/IT/data processing 2,960.78, Black Hills Energy heat fuel 77.20, Bomgaars Supply asphalt patch 119.94, Boone County vets agreement 2,002.32, Clearly internet/phone 746.56, Colliers Landscaping & Lawn Care fertilizer 665., Colonial Research janitor supply 138.09, Comfort Inn lodging 689.70, Computer Hardware office equipment 1,199.95, Country Market meals/supplies 681.24, Country Partners fuel 654.04, Dana F. Cole & Company 80% audit 13,698.25, DAS State Actg-Central Finance data processing 206.75, Designs Plus Embroidery uniforms 88., Eakes Office Solutions supplies 743.53, Farm & Home Publishers print/publish plat books 500., First Concord Benefits Group service 2,992.41, Margaret Freeman prior service/clerical salary 139, Great Plains Communications phone/internet 250, Greeley County Assessor print/publish door hangers 10.69, Greeley County Clerk plat map reimb. 50, Greeley County Clerk supplies 76.73, Greeley County Court court costs 98, Mindy Grossart mileage 229.25, Hall County Dept. of Corrections house inmate 55, Harouff Law crt appt. attorney 1,410., Herman Plumbing Co testing 176.38, Hometown leasing lease 98.93, Howard/Greeley RPPD light Service 660.43, Teresa Kehler mileage 218.77,

McNally Law Office attorney fees 1,436.37, Microfilm Imaging Systems rent fee 40., Mid-Nebraska Disposal garbage haul 698.10, MIPS data processing 1,954.06, Charlotte Murphy prior service 21., NACO registrations 315., NAISMA registration 65., Dept. of Revenue Property Assessment registration/appraisals 910., Nebraska Health & Human Services institution costs 93., Nebraska Supreme Court contract 4,114.82, NYE Uniform Co. 93.99, People's Service oil change/repairs 79.75, Phonograph-Herald print/publish 67.50, Pitzer Digital print/publish 1,583., Postmaster postage 66., Tara Raney vehicle sheriff repair 2,606.83, St. Paul Veterinary Clinic annual fee 20., State of Nebraska Dept of Correction inmate medical 3,675.77, Stealth Broadband internet 65., Catherine Sweeney prior service 10., Trotters Whoa & Go II sheriff fuel 48.23, Carol Trumler phone reimb. 25., University of Nebraska training 95., US Postal Service envelopes 812.50, Valley County Sheriff house inmate 50., Verizon wireless service 80.02, Village of Greeley service 383.19, Vision Service Plan insurance 386.77, Connor Wood mileage 145.41, Janet Wood contract 300., Greeley County Treasurer general to road 200,000. ROAD: ACE Irrigation & Manufacturing culverts 49,086.75, AKRS Equipment parts 658.74, Appear uniform/towel 368.93, Black Hills Energy heat fuel 115.80, Bloom Repair parts/labor 3,021.41, Bomgaars Supply signs/bld.repair 210.94, CINTAS misc. 38.34, Country Partners fuel/parts/grease 24,392.59, Ed Hoevet Excavating contract service 129,695.90, Hamilton phone/internet 92.98, HillBill's Diesel parts/oil/shop supplies 156.01, Howard County Medical Center drug/alcohol test 297., Howard/Greeley RPPD light service 206.65, Island Supply Welding Company oxygen/acetylene 19.84, Jeffres Sand & Gravel road gravel 20,408.65, Joe Diessner Trucking gravel/crush concrete hauling 25,747., K & S Welding and Repair tire repair 60., Loup Central Landfill Assoc. garbage disposal 182.93, Martin Marietta road gravel 4,027.49, Medical Enterprises drug test 140., Mid-Nebraska Disposal garbage disposal 42.70, Molt Mfg. pipes/bolts 8., Oak Creek Engineering inspection fees 9,600., Parts Bin-Ord repair parts 171.27, Parts Bin-St. Paul shop supplies 111.56, People's Service fuel/parts/tire repair/labor 4,176.15, Platinum Truck Service labor/parts/oil 1,729.27, Ruttman Repair parts/labor 5,756.97, Scotia Welding parts/labor 7,893.75, Spalding Farm & Home shop supplies 55.52, Superior Asphalt Tar & Chip asphalt 26,052., Trotters Whoa & Go II fuel 219.72, Ulrich Gravel road gravel 46,352.41, Village of Greeley service 63.69, Village of Scotia service 63.30, Village of Spalding service 61.38, James Wilford storage fee 50.

Mary McGuire, Greeley County Treasurer presented a list of distress warrants that were issued November 1, 2022, and returns from the Greeley County Sheriff. Motion made by Leslie to approve the report, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Jacqueline Wells, Boone & Greeley County Veterans' Service Officer recommended that the terms of Lucas Thompson be extended on January 1, 2023, to January 1, 2026, and Mike Goodrich be extended on January 1, 2024, to January 1, 2027. Motion made by Leslie to approve and renew the appointment of Lucas Thompson and Mike Goodrich, as recommended by the Veterans' Service Board Members and Veterans' Service Officer, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed a Permit to Cross Under County Roadway for Poss Angus, Danny & Kristi Poss in the South ½ of S-15 T-17 R-12 crossing with an electric line to the North ½ of S-22 T-17 R-12. Motion made by Wadsworth to approve the Permit to Cross Under County Roadway, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Lance Harter, Highway Superintendent submitted a grant application to the Nebraska Department of Transportation for Project No. HSIP-STWD (203), CN 01063, Statewide Stop Sign Program. The Nebraska Department of Transportation enclosed an agreement and resolution for approval. This agreement is between Greeley County and the State of Nebraska, Department of Transportation. The Statewide Upgrade Existing STOP Sign Location of Rural Roads Team selected Greeley County for funding with Federal-aid funds. Greeley County will receive 22 option 1. STOP sign (R1-1-30) w/red reflective strip 12' Perforated Square Steel Tube (PSST) post w/post stub STOP AHEAD sign (W3-1-30 symbol) w/yellow reflective strip 12' PSST Post w/post stub, 104 option 2. STOP sign (R-1-1-30) w/red reflective strip 12' Perforated Square Steel Tube (PSST) post w/post stub and 32 option 3. STOP AHEAD sign (W3-1-30 symbol) w/yellow reflective strip 12' PSST Post

w/post stub. Wadsworth moved and Leslie seconded the motion to approve the agreement with the State of Nebraska, Department of Transportation. Roll Call Vote: All yes, motion carried. Resolution 2023-14 Signing of the Project Program Agreement was reviewed. Leslie moved and Wadsworth seconded the approval of Resolution 2023-14. Whereas: Greeley County is proposing a transportation project for which it would like to obtain Federal Funds; and Whereas: Greeley County understands that it must strictly follow all Federal, State and local laws, rules, regulations, policies, and guidelines applicable to the funding of the Federal-aid project; and Whereas: Greeley County and Nebraska Department of Transportation wish to enter into a new Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project. Be it Resolved: by the Board of Commissioners of Greeley County that; The Chair of the Greeley County Board of Commissioners is hereby authorized to sign the attached Project Agreement between Greeley County and NDOT. Greeley County is committed to providing local funds for the project as required by the Project Program Agreement, NDOT Project Number: HSIP-STWD (203) NDOT Control Number: 01063 NDOT Project Name: Statewide STOP Sign Program. Roll Call Vote: All yes, motion carried.

The Board reviewed information received from Cybersecurity & Infrastructure Security Agency. They provide cyber vulnerability scanning, and all services are available at no cost to federal agencies, state, local, tribal and territorial governments. CISA's vulnerability scanning is persistent internet scanning as a service and part of CISA's service offering. VS service continuously assesses the health of your internet-accessible assets by checking for known vulnerabilities, weak configurations or configuration errors and suboptimal security practices. VS service also recommends ways to enhance security through modern web and email standards. Motion made by Wadsworth to authorize CISA to conduct continuous network and vulnerability scanning of Greeley County's publicly accessible networks and systems, seconded by Leslie. Roll Call Vote: All yes, motion carried. CISA will work with Applied Connective Technologies to start the Cyber Hygiene scans.

Margaret Valladao, Weed Superintendent presented an Interlocal Cooperation Agreement from Sandhills Weed Management Area (SWMA). The organizational boundaries of the SWMA shall include but not limited all or parts of the Nebraska counties of Arthur, Blaine, Boone, Boyd, Brown, Cherry, Custer, Garfield, Grant, Greeley, Hooker, Holt, Keya Paha, Logan, Loup, McPherson, Nance, Rock, Thomas, Valley and Wheeler. The purpose of SWMA will be to facilitate cooperation and coordination in identifying and managing noxious and invasive plant species among all land managers, landowners, government entities and others with interests in the SWMA, identify funding and resources for noxious and invasive plant species management, develop outreach and educational programs to further the efforts of SWMA. Leslie moved and Wadsworth seconded the SWMA Interlocal Cooperative Agreement. Roll Call Vote: All yes, motion carried.

Wadsworth moved to enter executive session at 10:16 a.m. for the purpose of discussing personnel, second by Leslie. Roll Call Vote: All yes, motion carried. The County Board, Attorney and Sheriff were present for the executive session. Motion made by Wadsworth to exit executive session at 10:45 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Motion made by Leslie to open the Tax Request Hearing at 10:46 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. The public hearing was for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request. No one appeared to testify for or against the Greeley County Property Tax Request. Rick Martinsen, CPA stated the 2023-2024 Property Tax Request is \$2,283,446, with a tax rate of .215975 which is a 9% decrease from last year. Wadsworth moved to close the public hearing at 10:48 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth to approve Resolution 2023-15, second by Leslie. Resolution 2023-15 Whereas, Nebraska Revised Statute 77-1632 and 77-1633 provide that the Governing Body of Greeley 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, the Governing Body of

Greeley County resolves that: 1. The 2023-2024 property tax request be set at General Fund: \$2,283,446 2. The total assessed value of property differs from last year's total assessed value by 6%. 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 .221037 per \$100 of assessed value. 4. Greeley County proposes to adopt a property tax request that will cause its tax rate to be .215975 per \$100 of assessed value. 5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Greeley County will increase last year's budget by 13%. 6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 15, 2023.

Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update to the Board regarding Law Enforcement Contracts.

Kristy Barnes spoke during public comment time.

Chairman Foltz called for a recess at 10:55 a.m., the County Board reconvened at 11:02 a.m.

Wadsworth moved to enter a second executive session at 11:03 a.m. for the purpose of discussing personnel, second by Leslie. Roll Call Vote: All yes, motion carried. The County Board, Attorney and Clerk were present for the executive session. Motion made by Leslie to exit executive session at 11:45a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Motion made by Leslie to enter a third executive session at 11:47 a.m. for the purpose of discussing litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. The County Board and Attorney were present for the executive session. Roll Call Vote: All yes, motion carried. Motion made by Wadsworth to exit executive session at 12:03 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Motion by Wadsworth to adjourn at 12:07 p.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 15th day of September 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

September 26, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 26th day of September 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

A motion was made by Leslie to waive the reading and approve the county board minutes from the September 12, 2023, meeting, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: First National Bank August ach fee 37.80. GENERAL FUND: Salaries, 29,642.26, EFTPS Matching SS, 2,267.63, Ameritas Life Ins. Corp, Matching County Retirement, 1,950.37, Blue Cross Blue Shield, 15,275.90, ROAD FUND: Salaries, 17,868.26, EFTPS Matching SS., 1,366.93, Ameritas Life Ins. Corp, Matching County Retirement, 1,206.11.

The Annual Certification Form for the period July 1, 2022, to June 30, 2023, was reviewed by the Board. Motion made by Leslie to approve the Annual Certification Form, second by Wadsworth. Roll Call Vote: All yes, motion carried.

The Board reviewed County Officer Inventory Statements: Pursuant to State Statute Section 23-347, within two calendar months after the close of each fiscal year, each county officer shall make, acknowledge under oath, and file with the county board of his or her county an inventory statement of all county personal property in the custody and possession of said county officer. Leslie moved to approve the inventory statements, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Leslie moved to enter executive session at 9:47 a.m. to discuss personnel, second by Wadsworth. Roll Call Vote: All yes, motion carried. Foltz moved to exit the executive session at 10:04 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset and Sheriff Paul Deaver were present for the executive session. Motion made by Foltz to enter a second executive session at 10:06 a.m. to discuss possible litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Foltz moved to exit the executive session at 10:34 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, and County Attorney Cindy Basset were present for the executive session.

Motion by Leslie to adjourn at 10:37 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 29th day of September 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes
October 11, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 11th day of October 2023 in the Assembly Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present was County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the September 26, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Amazon Business office supplies/ LE supplies./office equip. 386.57, Antelope County Sheriff inmate housing 40., Appearaa janitor supply 126.96, Applied Connective Technologies equip/lease/service 3,114.08, B & D Storage unit rent 660., Black Hills Energy heat service 77.24, Bloom Pest Control service 185., Bloom Repair vehicle repair 657.91, Bomgaars Supply janitor supply 14..57, Clearly internet 748.81, Cobblestone Hotel lodging 95., Country Market janitor supply 151.25, Country Partners sheriff fuel 748.80, DAS State Acctg- Central Finance data processing 206.75, Paul Deaver reimb. dues/postage/handbook 50.18, Eakes Office Solutions office supplies 1,419.68, Fairfield Inn lodging 329.85, First Concord Benefits Group bc/bs contribution 1,424.58, First National Bank ach fees 36.50, Margaret Freeman prior service/clerical 125., Glaser Audio Productions sound service 300., Great Plains Communications phone service 250., Greeley County Clerk reimb. postage 27.15, Greeley County Court costs 29., Mindy Grossart mileage/supply 120.47, Hall County Dept. of Corrections housing/medical 1,068.09, Harouff Law crt. appt attorney 560., Hometown Leasing lease 98.93, Howard County Clerk 3rd qtr. expense 1,507.91, Howard/Greeley RPPD light service 438.95, K & S Welding and Repair tire repair 20., Brenda Kehler mileage 126.42, Lake Mac Assessment reappraisal 23,500., Maximus 2022 cost allocation 550., Mandy McClure subpoena fee 20., MIS scan rental 40., Mid-Nebraska Disposal garbage hauling 740.10, Midland Telecom relay 61., MIPS data processing 1,954.06, Mueller & Honcik service 4,400., Charlotte Murphy prior service 21., NACO Planning & Zoning dues 40., NACO registration/tax postcards 102.72, Nebraska Health & Human Services institution costs 90., Paper Tiger Shredding shredding 58., People's Service tires 1363.96, Phonograph-Herald print/publish 216.63, Pitzer Digital print/publish 894.33, Quality Sew & Vac janitor/equip. 284.98, Radio Time Biling advertising 396., Region 26 Council id badges, 2nd qtr assessment 20,990.14, Sandhills Weed Management Area 2023 fall publication 231.27, Stealth Broadband internet 65., Suanne Engel service 210., Catherine Sweeney prior service 10., Trotters Whoa & Go II Scotia 149.82, Carol Trumler reimb. phone/office supply 30.84, Valley County mileage reimb./25% share 1,072.74, Verizon Wireless phone service 80.02, Village of Greeley water service 736.44, Vision Service Plan insurance 367.53, Greeley

County Treasurer general to road 265,000. ROAD: AKRS Equipment parts 84.10, Appear uniform/towel service 303.92, Black Hills Energy heat service 115.86, Bloom Pest Control pest control 95, Bloom Repair parts/labor 5,859.46, Country Partners fuel/grease/oil 22,700.53, Ed Hoevet Excavating road bridge materials/machine hire 194,400.96, Filter Care of Nebraska repair parts 109.40, Grossarts Inc. shop supplies 34.18, Hamilton phone/internet 93.49, HillBill's Diesel Ag & Auto parts/labor/shop supplies 649.52, Howard/Greeley RPPD light service 192.77, Island Supply Welding Company oxygen/acetylene 19.20, Jeffres Sand & Gravel road gravel 32,694.07, Joe Diessner Trucking gravel hauling/disposal bulk tires 22,028., Back Country Ag Services spraying 6,936., Mid -Nebraska Disposal garbage disposal 42.70, Midwest Service & Sales signs/grader blades 28,026.95, Miller Power Sports fuel 245.96, Molt MFG labor/steel/shop supplies 2212., Murphy Tractor & Equipment parts/labor 5106.34, Oak Creek Engineering contract services/mileage/surveyor fee 8462.82, Mitch Palu reimb. supplies 252.47, The Parts Bin – St. Paul shop supplies/parts 119.08, People's Service fuel/parts/tire repair/labor 1,039.15, Platinum Truck Service parts 73.24, Platte Valley communications radio repair 45.84, PPK Two Transportation rock hauling 3,421.22, Spalding Farm & Home shop supplies 77.78, Spalding Pharmacy supplies 17.88, State Glass parts 261.76, State of Nebraska Motor Fuels Division motor fuel tax 1,453., Titan Machinery parts 22., TooFast Supply shop tools 859.96, Trotter Truck Plaza tire repair 728.33, Trotters Whoa & Go II Scotia fuel/shop supplies 474.19, Ulrich Gravel road gravel 39,573.56, Village of Greeley water service 63.69, Village of Scotia water/sew/garbage 63.30, Village of Spalding light service 62.72, James Wilford storage fee 50. GENERAL FUND: Salaries, 30190.37, EFTPS Matching SS, 2309.57, Ameritas Life Ins. Corp, Matching County Retirement, 1987.37, Blue Cross Blue Shield, 16638.23, ROAD FUND: Salaries, 18509.96, EFTPS Matching SS., 1416.01, Ameritas Life Ins. Corp, Matching County Retirement, 1249.42.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

Claim #23090033 Marvin Planning Consultants \$1,000 was pulled for additional clarification on September 12, 2023. After review, claim 23090033 was billed in error. Motion made by Wadsworth to void claim 23090033, second by Leslie. Roll Call Vote: All yes, motion carried.

Mary McGuire, Greeley County Treasurer presented a list of Pledged Collateral held by the Greeley County Treasurer for deposits/investments with First National Bank of Ord, Greeley Branch. Motion made by Leslie to approve the Pledged Collateral, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Lance Harter, Highway Superintendent submitted an Agreement for Professional Services. Services will be for 2023 routine bridge inspections – 27 structures at a rate of \$125 per structure. After discussion, Leslie moved to approve the Agreement with Oak Creek Engineering, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Motion made by Wadsworth to enter as Board of Equalization at 9:50 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to adopt Resolution 2023-16 approving levies in Greeley County, second by Leslie. Roll Call Vote: All yes, motion carried.

County	General	.215975
Villages:		
Greeley	General	1.080000
Scotia	General	.950000
Spalding	General	.500000
Wolbach	General	.750000
Wolbach	Bond	.250000
Fire Districts:		
Spalding	General	.009926
Spalding	Sinking	.001175
Greeley	General	.018048
Greeley	Sinking	.003630
Wolbach	General	.019243
Wolbach	Sinking	.015394
Scotia	General	.012638
Scotia	Sinking	.005055
Primrose	General	.007188
Primrose	Sinking	.012812
Scotia-Mt Hope Cem		.001896
Greeley Co Ag Society		.001998
Capital Constr.		.001722
Central Community		
College	General	.067234
	ADA Harard	.000667
	Capitol Imp.	.017490
Road Imp. District #3		.010917
LL NRD		.036170
Twin Loups Reclamation		.013265
ESU#8		.015000
ESU#10		.013709
Central Valley #60		
	General	.752937
	Sp Bldg	.020000
	GW BOND	.082163
	NLS BOND	.065806
Riverside Public Schools		
	General	.479299

Sp Bldg. .046647
QCPUF Fund .004665

Motion made by Wadsworth to adjourn Board of Equalization at 9:54 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed Election Procedures for Voting for NACO Officers. NACO Voter Registrations for December 2023 Election, Wadsworth moved to authorize Chairman Jordan Foltz as designee and Clerk Mindy Grossart as alternate, second by Leslie. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update to the Board.

Public Comment: None.

Wadsworth moved to enter executive session at 9:57 a.m. to discuss personnel, second by Leslie. Roll Call Vote: All yes, motion carried. Foltz moved to exit the executive session at 10:29 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset and Sheriff Paul Deaver were present for the executive session. Motion made by Wadsworth to enter a second executive session at 10:33 a.m. to discuss personnel, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 11:02 a.m., second by Leslie. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, and County Attorney Cindy Bassett were present for the executive session.

Motion by Wadsworth to adjourn at 11:11 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 16th day of October 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 24th day of October 2023 in the Boardroom, Greeley County Courthouse. Notice of the meeting was given by publication in the Greeley Citizen.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz announced that the Open Meetings Act was posted on the south wall of the Commissioners room. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the October 11, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve claims & payroll, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Cindy Bassett reimb lodging/dues/reg 1,849.00, Gerri Behnk mileage 174.89, Colliers Landscaping & Lawn Care winterization 665., Daniela Deaver reimb office equipment 410.95, Eakes Office Solutions equipment/supply 676.45, Greeley County Clerk registration fee/supplies 169.95, Mindy Grossart mileage 334.05, Harouff law crt. appt. attorney 730., Hometown Leasing lease 98.93, Dept. of Revenue registration 290., Tyler Technologies renewal 449., Verizon Wireless phone service 80.02, Connor Wood mileage 167.68, Greeley County Treasurer general to road 100,000. ROAD: AKRS Equipment shop supplies 32.70, James Anderson machine hire 30,917.50, Howard County Medical Center drug testing 150., Jeffres Sand & Gravel road gravel 17,789.76, Matheson Tri-Gas oxygen/acetylene 181.26, McManus Dirt Work machine hire 33,455.00, Medical Enterprises drug testing 140., The Parts Bin – Ord shop supplies 19.60, The Parts Bin- St. Paul shop supplies/shop tools 675.73, Trotter Fertilizer chemical supplies 1,887.32, James Wilford October storage fee 50.00. GENERAL FUND: Salaries, 31,704.62, EFTPS Matching SS, 2,425.40, Ameritas Life Ins. Corp, Matching County Retirement, 2,089.58, Blue Cross Blue Shield, 16,638.23, ROAD FUND: Salaries, 16,909.78, EFTPS Matching SS., 1,293.62, Ameritas Life Ins. Corp, Matching County Retirement, 1,141.39.

Margaret Valladao, Weed Superintendent stopped by to give a brief update to the Board.

Dale Kluthe applied for a Permit to Cross Under County Roadway, he plans to cross in the NE ¼ of S-15 T-17 R-12 with an electric line. Wadsworth moved to approve the Permit to Cross Under County Roadway, second by Leslie. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed the Year- End Certification of County Highway Superintendent for determining Incentive Payment in Calendar Year 2023. Lance Harter with Oak Creek Engineering has performed the duties of Highway Superintendent during 2023. Motion made by Leslie to certify that Lance Harter was appointed Greeley County Highway Superintendent during 2023, second by Wadsworth. Roll Call Vote: All yes, motion carried. Wadsworth moved to approve resolution 2023-17 authorizing the signing of the year end certification of county highway superintendent 2023, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Wadsworth moved to enter executive session at 9:48 a.m. to discuss security, second by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to exit the executive session at 10:18 a.m., second by Foltz. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Bassett, and Sheriff Paul Deaver were present for the executive session.

Motion by Leslie to adjourn at 10:26 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried.

Dated this 27th day of October 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes
November 14, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 14th day of November 2023 in the County Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the October 24, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Wadsworth to approve payroll and claims, second by Leslie. Roll Call Vote: All yes, motion carried. GENERAL: Amazon Business L.E. supplies 433.28, Appearaa janitor supply 126.96, Applied Connective Technologies service 2917.08, Cindy Bassett meal/parking/mileage reimb. 521.97, Gerri Behnk mileage reimb. 125.76, Black Hills Energy service 706.34, Clearly service 748.81, Country Market janitor supply 155.94, Country Partners fuel 498.56, Crowne Plaza lodging 243.90, DAS State Acctg-Central Finance data processing 206.75, Paul Deaver meals 20.30, Eakes Office Solutions supply/equipment 1,598.17, First Concord Benefits Group bc/bs contribution 547.15, Margaret Feeman prior service 13., Great Plains Communications internet 250., Greeley County Clerk reimb. 90., Greeley County Court court costs 143., Mindy Grossart mileage/supply reimb. 182.76, Holiday Inn lodging 114.95, Howard/Greeley RPPD service 312.21, Teresa Kehler mileage reimb. 32.75, Microfilm Imaging Systems scan rental 40., Mid-Nebraska Disposal garbage hauling 718.70, MIPS services 1,954.06, Charlotte Murphy prior service 21., NACO dues 1,687.56, Nebraska Health & Human Services institution costs 93., Nebraska Sheriffs Association dues 175., Nebraska Weed Control Association dues 210., People's Service L.E. supply 12.99, Phonograph-Herald publishing 467.01, Pitzer Digital print/publish 1,439.47, Platte Valley Communications service 47.50, Radio Time Billing service 396., Stealth Broadband internet 65., Catherine Sweeney prior service 10., Trotters Whoa & Go II Scotia fuel 189.86, Tyler Technologies maintenance agreement 204.66, Margaret Valladao mileage/meal reimb. 1,687.01, Valley County Sheriff inmate housing 100., Verizon Wireless phone service 80.02, Village of Greeley service 280.52, Vision Service Plan vision insurance 399.37, Connor Wood mileage reimb. 62.88, Greeley County Treasurer general to road 500,000. ROAD: Ace Irrigation & Manufacturing culverts 97,501., AKRS Equipment parts/grease/oil 188.70, Appearaa uniform/towel service 308.08, Black Hills Energy heat fuel 407.34, Bloom Repair part/labor/grease-oil 1,667.68, Bomgaars Supply shop supply/misc. 104.44, Corner Garage fuel treatment 189., Country Partners fuel/grease-oil 25217.12, Ed Hovet Excavating bridge materials/machine hire 272,689.07, Filter Care of Nebraska repair parts 99.10, Grossarts shop supply/pipes-bolts-etc. 193.14, Hamilton phone/internet 93.49, HillBill's Diesel parts/grease-oil/shop supply 69.64, Hotsy Equipment shop supply 101.32, Howard/Greeley RPPD service 197.66, Island

Supply Welding Company oxygen/acetylene 19.84, Jeffres Sand & Gravel road gravel 17,638.24, Joe Diessner Trucking Gravel Hauling 5566., Mid-Nebraska Disposal garbage disposal 44.40, Midwest Service & Sales bridge materials/signs/pipes-bolts-etc 11,115.50, Miller Power Sports fuel 184.93, Molt MFG. parts/labor/steel 1,673., Murphy Tractor & Equipment labor 844.62, Nebraska Machinery Company parts/labor/pipes 8,548.06, The Parts Bin-Ord parts/shop supply/grease-oil 319.64, The Parts Bin-St.Paul parts/grease-oil 42.21, People's Service fuel/tire repair 821.02, Platinum Truck Service labor/parts 1,622.32, Platte Valley Communications radio repair 542.75, Roache's Lumber & Redi-Mix build repair 85.97, Ruttmann Repair labor/parts 4,544.219, Scotia Electric labor/machine hire 643.21, Scotia Welding parts/labor 452., Spalding Farm & Home shop supply/sm. tools 176.46, Swiatek Collision Center parts/labor 200., Trotter Fertilizer chemical supply 15.43, Trotter Truck Plaza tires repair 70., Trotters Whoa & Go II Scotia fuel 392.92, Ulrich Gravel road gravel 33,609.05, Village of Greeley water service 64.52, Village of Scotia service 63.30, Village of Spalding service 53.72.
GENERAL FUND: Salaries, 31,704.62, EFTPS Matching SS, 2,425.40, Ameritas Life Ins. Corp, Matching County Retirement, 2,089.58, Blue Cross Blue Shield, 16,638.23, ROAD FUND: Salaries, 16,909.78, EFTPS Matching SS., 1,293.62, Ameritas Life Ins. Corp, Matching County Retirement, 1,141.39.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, second by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

Margaret Valladao, Weed Superintendent presented a Power Point Presentation on The Nebraska Noxious Weed Control Act, prepared by Scott Erthum, Brown County Weed Superintendent.

Jessica Fenske and Jody Horky Diversion Specialists representing Healing Hearts and Families were present to review a Memorandum of Understanding for Community Based Juvenile Service & Aid for Fiscal Year 2024-2025. The grant allows Healing Hearts & Families to implement strategies to address the most urgent priorities – particularly a diversion program along with drug/alcohol and bullying prevention activities for youth. Motion made by Wadsworth to approve the Memorandum of Understanding with Healing Hearts & Families, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed Resolution 2023-18 NIRMA Membership Recommitment. WHEREAS, Greeley County has previously entered into Intergovernmental/Interlocal Agreements with other Nebraska Counties and other public agencies to form and participate in the Nebraska Intergovernmental Risk Management Association (NIRMA) and the Nebraska Intergovernmental Risk Management Association II (NIRMA II) as authorized by the Intergovernmental Risk Management act (Neb. Rev. Stat. §44-4301 et seq.) and the Nebraska Interlocal Cooperation Act (Neb. Rev. Stat. §13-801 et seq.); and

WHEREAS Counties and other Public Agencies as defined in Neb. Rev. Stat. §44-4303 are allowed to participate in said cooperative undertakings; and

WHEREAS, the Legislature has found that proper risk management requires the spreading of risk so as to minimize fluctuation in insurance needs and that benefits can be derived through the pooling of insurance purchasing by local government, and

WHEREAS, NIRMA and NIRMA II have provided coverages to the County in a cost-effective way which meet and exceed that provided by standard insurance carriers; and

WHEREAS, NIRMA and NIRMA II provide risk management services such as loss prevention, safety audits and assessments, claims and litigation management, and coverages tailored to address loss exposures counties and other related public entities face not economically available from other sources; and

WHEREAS, these coverages and risk management services are essential for the continued effective and efficient use of county taxpayer dollars; and

WHEREAS, the current Intergovernmental/Interlocal Agreements will expire on June 30, 2024, and
NOW, THEREFORE, BE IT RESOLVED that Greeley County Board hereby:

1. Extends its commitment to participate in NIRMA and NIRMA II for the period July 1, 2024, through June 30, 2027; and
2. Declares that this Resolution shall serve as an amendment and addendum to the previous Intergovernmental/Interlocal Agreements entered into by the County Board, said Intergovernmental/Interlocal Agreement readopted by and incorporated herein by this reference as amended. The motion was made by Leslie to approve Resolution 2023-18, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Mary McGuire, Greeley County Treasurer presented a list of 12 Distress Warrants that were submitted to the Greeley County Sheriff's Office for service on 2022 and prior Delinquent Personal Property and IOLL's. Total Delinquent amount for 2022 and prior is \$6,691.83.

Heath Birkel with Birkel Electric applied for a Permit to Cross Under County Roadway with electric cable for Steven Holderman in the W ½ of N ¼ S-6 T-17 R-12. Motion made by Leslie to approve the Permit to Cross Under County Roadway, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update to the Board. He requested an urgent item be added to the agenda. Motion made by Wadsworth to amend the agenda to add an urgent item for the County Sheriff [Discuss and take necessary action on a Pre-Employment Agreement with an applicant that has expressed interest in becoming a Deputy Sheriff for the Greeley County Sheriff's Office], seconded by Leslie. Roll Call Vote: All yes, motion carried. Wadsworth moved to approve the Greeley County Sheriff's Office Pre-Employment Agreement, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Leslie moved to enter executive session at 10:34 a.m. to discuss litigation, second by Wadsworth. Roll Call Vote: All yes, motion carried. Leslie moved to exit the executive session at 10:52 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset were present for the executive session.

Motion by Wadsworth to adjourn at 10:54 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 17th day of November 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 28th day of November 2023 in the Boardroom, Greeley County Courthouse. Notice of the meeting was posted.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz announced that the Open Meetings Act was posted. Everyone present joined in the Pledge of Allegiance.

Motion was made by Wadsworth to waive the reading and approve the county board minutes from the November 14, 2023, meeting, second by Leslie. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve claims & payroll, second by Wadsworth. Roll Call Vote: All yes, motion carried.
GENERAL: First National Bank service 35.50, Greeley County Treasurer transfer to road 50,000. **GENERAL FUND:** Salaries, 29,824.73, EFTPS Matching SS, 2,281.59, Ameritas Life Ins. Corp, Matching County Retirement, 1,962.69, Blue Cross Blue Shield, 16,638.23, **ROAD FUND:** Salaries, 16,083.29, EFTPS Matching SS., 1,230.39, Ameritas Life Ins. Corp, Matching County Retirement, 1,085.61.

Wadsworth moved to add a Permit to Cross Under County Roadway for Shawn O'Connor to the agenda, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Amy Malander, Central Valley Public School Superintendent and Steven Wolford, P.E. with W Design Associates were present to discuss engineering plans for the CVPS track project. Bob Lammers, representing the Village of Greeley was present and stated the Village Board recommended the water be drained north to the town ditch. Steve Wolford informed the Board Vlach Construction will be the contractor for the project and they are requesting permission from Greeley County to clean the ditch out and insert the tube. Leslie moved to give permission to Central Valley Public School and Vlach Construction to clean the ditch out and insert the tube to allow track field drainage north towards the town ditch, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Kayla Hinrichs, UNL Extension Educator and Kayla Safarik, Extension Instructor Water & Cropping Systems met with the Board. Kayla Hinrichs recommended the reappointment of D.W. Holley for another three-year term to the Extension Board. Wadsworth moved to reappoint D.W. Holley for a three-year term, second by Leslie. Roll Call Vote: All yes, motion carried.

Brian Cox, UNL Engagement Zone Coordinator met with the Board via Zoom to introduce himself and discuss an Interlocal Agreement between Nebraska Extension and Greeley County. Brian explained that this agreement is between the Board of Regents of the University of Nebraska for and on behalf of the University of Nebraska-Lincoln Institute of Agriculture and Natural Resources, Cooperative Extension Division, and the Greeley County Board of

Commissioner on behalf of Greeley County. The Agreement would be effective November 28, 2023, for a term of five years and shall automatically renew for one additional five-year term, unless terminated. Motion made by Wadsworth to approve the Interlocal Agreement, second by Leslie. Roll Call Vote: All yes, motion carried.

Jon Cannon, Executive Director, from (NACO) Nebraska Association of County Officials met with the Board.

Shawn O'Connor applied for a Permit to Cross Under County Roadway with an electrical line in the NE ¼ of S-21 T-19 R-10. Wadsworth moved to approve the Permit to Cross Under County Roadway for Shawn O'Connor, seconded by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Sheriff Deaver requested an Executive Session. Wadsworth moved to enter executive session at 10:28 a.m. to discuss security, second by Leslie. Roll Call Vote: All yes, motion carried. Foltz moved to exit the executive session at 11:00 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Bassett, and Sheriff Paul Deaver were present for the executive session.

Motion by Wadsworth to adjourn at 11:01 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 1st day of December 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

December 12, 2023

The Greeley County Board of Commissioners convened in an open and public session at 9:30 a.m. on the 12th day of December 2023 in the County Board Room, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also, present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz noted that the open public meetings act information is posted as required by law and available for public distribution if requested. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the November 28, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Leslie to approve payroll and claims, second by Wadsworth. Roll Call Vote: All yes, motion carried. GENERAL: Adams County Clerk of the Dist. Ct. mental health board 525., Amazon Business L.E. building repair, office equip., furniture 429.66, Antelope County Sheriff house inmate 1,080., Appearal janitor supply 184.68, Applied Connective Technologies comp. consult/equip 2,917.08, Black Hills Energy heat fuel 1,083.35, Boone County vet's agreement 2,002.32, Central Nebraska Attorneys crt. appt. attorney 70., Clearly internet/phone 748.81, Country Market janitor supply 176.29, Country Partners fuel 521.23, DAS State Acctg. data processing 206.75, Eakes Office Solutions supply/equip. 3,144.81, First Concord Benefits Group bc/bs service/admin. fee 807.49, First National Bank ach fee 34.30, Margaret Freeman prior service 13., Great Plains Communications phone/internet 250., Greeley County Clerk reimb. rolls/decorations 120., Harouff Law crt. appt. attorney 940., DW Holley mileage 68.78, Hometown Leasing lease 98.93, Howard Count Medical Center drug test 75., Howard/Greeley RPPD service 290.23, Rod Johnson mileage 68.78, Klein Law Office crt. appt. attorney 3,297.54, Medical Enterprises drug test 35., MIS scan fee 40., Mid-Nebraska Disposal garbage hauling 718.70, Cindy Miller mileage 165.72, MIPS data processing 1,954.06, Charlotte Murphy prior service 21., NACO registration 525., Nebraska Health & Human Services institution costs 90., Nebraska Supreme Court contract/reimb. magistrate 4,114.82, Justin Nordhues repairs 149.32, NYE Uniform Co. uniform/equip. 283.84, Phonograph-Herald print/publish 290.88, Pitzer Digital print/publish 309.04, Platte Valley Communications radio repair 685.97, Stealth Broadband internet 65., Catherine Sweeney prior service 10., Thomson Reuters-West law books 991., Trotters Whoa & Go II Scotia fuel 64.14, Carol Trumler phone reimb. 50., Verizon Wireless service 80.02, Village of Greeley service 215.27, Vision Service Plan insurance 399.37, Janet Wood 4th qtr pay 300., Woods Aitken special prosecution 282.50, York News Times publishing 195.44, Zion Lutheran Church cem fence 500., Greeley County Treasurer general to road 125,000. ROAD: Ace Irrigation & Manufacturing culverts 2,288., AKRS Equipment shop supply, parts ,pipes, bolts 223.55, Appearal uniform/towel service 412.36, Barco Municipal Products signs 395.38, Black Hills Energy heat fuel 687.54, Bloom Repair parts, labor 1,435.42, Bomgaars Supply shop supply, signs, pipes, bolts, etc. 88.77, Caterpillar Financial Services motor grader payment 77,879.41, Chips Away labor 75., Country Market shop supply 11.75, Country Partners fuel, parts, shop supply, grease/oil 15,927.41, Cox Tire Service tire repair/labor 1,172.22, Filter Care of Nebraska parts 62.85, Great Plains Hydraulics parts, other equip. labor 244.43, Greeley County Assessor plat map 26.88, Greeley County Clerk plat map 27., Grossarts Inc. pipes/bolts 36., Hamilton phone/internet 93.49, HillBill's Diesel parts, grease/oil 554.63, Howard/Greeley RPPD service 222.37, Island Supply Welding Company oxygen/acetylene 19.20, Jeffres Sand & Gravel road gravel 6,959.62, Joe Diessner Trucking gravel hauling 4,984., K & S Welding and Repair tire repair/parts/labor 753.70, Loup Central Landfill garbage disposal 9.79,

Mid-Nebraska Disposal garbage disposal 44.40, Midwest Service & Sales misc. vest 125., Miller Power Sports fuel 159.65, Molt Mfg. parts, labor, steel products 5133.60, Murphy Tractor & Equipment parts, grease/oil 162.46, Nebraska Machinery Company parts, labor, grease/oil, machinery & equip. 12,156.46, Oak Creek Engineering contract services, mileage, engineer fee, surveyor fee 11,131.74, The Parts Bin – Ord parts, shop tools 108.96, The Parts Bin – St. Paul parts, grease/oil 36., Roaches Lumber & Redi-Mix building repair 89.99, Scotia Welding parts, labor 445., Spalding Farm & Home shop supply bolts 150.19, State Glass parts 261.76, Swiatek Collision Center parts, labor 200., Titan Machinery parts 2.52, Trotter Truck Plaza tire repair, labor 318.99, Trotters Whoa & Go II – Scotia fuel 207.72, Ulrich Gravel road gravel 33846.15, Village of Greeley service 66.77, Village of Scotia service 63.30, Village of Spalding service 66.01, James Wilford storage fee 50. GENERAL FUND: Salaries, 29,864.59, EFTPS Matching SS, 2,284.63, Ameritas Life Ins. Corp, Matching County Retirement, 1,965.38, Blue Cross Blue Shield, 16638.23, ROAD FUND: Salaries, 13,984.90, EFTPS Matching SS., 1,069.86, Ameritas Life Ins. Corp, Matching County Retirement, 943.99.

Monthly reports were reviewed from the Clerk, Clerk of the District Court, Sheriff, and Treasurer. Motion made by Leslie, seconded by Wadsworth to approve the monthly reports. Roll Call Vote: All yes, motion carried.

Eddie Bomar, NMC CAT Sales Representative submitted a sales agreement for the Board to review. The proposal was for machine model 4835950 WT MG 140-15 AWD \$428,890., CVA 7yr/3500 basic/extended warranty 5yr/5000hr premier/parts credit \$18,000. 2023 Sourcewell contract #:032119-CAT. Wadsworth moved to approve the sales agreement, seconded by Leslie. Roll Call Vote: All yes, motion carried. A motor graded in District #3 will be traded in when the machine is delivered to Spalding next fall.

Brittany Thompson, County Attorney Assistant gave a presentation on DEE & DEQ information regarding an Asbestos Inspection for the Courthouse. She contacted four inspectors that are certified Asbestos Management Planners through Nebraska DHHS- Division of Public Health. The inspectors recommended taking 5-10 samples to get an accurate depiction of the flooring throughout the three floors. She stated we are unsure about what is underneath the current carpet. Brittany stated to ensure that we are moving forward in the safest and most informed way she recommended that all rooms should be tested for asbestos. This will allow us to be confident in the steps that we took prior to beginning any sort of construction, and to move forward comfortably in any future decisions regarding flooring. Motion made by Leslie to authorize Brittany Thompson to move forward with the Asbestos Inspections, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Tony Kuszak, representing Kuszak Hardware & Variety LLC met with the Board and presented some flooring estimates for the Courthouse. He measured all the rooms in the Courthouse and brought some samples for the County Officials to review. Wadsworth moved to table the decision until December 27th, seconded by Foltz. Roll Call Vote: All yes, motion carried.

County Attorney Cindy Bassett presented Resolution 2023-19 for Absolute Abandonment and Discontinuance of a portion of a Greeley County Right of Way. Whereas: Pursuant to Neb. Rev. Stat. 39-1722 through 39-1725, et seq, the Greeley County Board of Commissioners have the authority and duty to regulate and control the rights of way on the county roads in Greeley County; and Whereas: During the course of replacing a Greeley County roadway bridge in a tract of land located in the: NW ¼ of S-12 T-18 R-12, Greeley County, Nebraska. Motion made by Leslie to approve Resolution 2023-19 for Absolute Abandonment and Discontinuance of a portion of a Greeley County Right of Way, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, Cindy Bassett, County Attorney presented a Greeley County Waiver of Release of Liability. This is a legally binding waiver and release of liability executed by Gary and Catherine Hansen, Right of Way Grantors,

to Greeley County, Nebraska, by and through its Board of Commissioners. Motion by Leslie, seconded by Wadsworth to approve the Waiver and Release of Liability. Roll Call Vote: All yes, motion carried.

Discussion on the Christmas Holiday, the Courthouse will be closed on December 25th according to state statute 25-2221. After discussion, Leslie moved to approve December 22nd as an additional day off during Christmas for the Greeley County employees, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Sheriff Paul Deaver gave a brief update to the Board and introduced Ted Scott as a new employee.

Public Comment: George McMahon, Nextera Energy Resources was present to give a quarterly update: He explained they are excited to move Greeley Wind forward after more than 15 years in development, their project team continues to be focused on engineering and design of the project. Most notable is the design and engineering of maintenance roads. NPPD and Nextera Energy Resources engineering teams are collaborating on switchyard design. They should have clarity on final layout later this month or early next month. Commercially, they are in discussions with several Nebraska based off takers to sale the power. They are looking forward to starting construction in 2025 or 2026.

Wadsworth moved to enter executive session at 10:47 a.m. to discuss possible litigation, second by Leslie. Roll Call Vote: All yes, motion carried. Leslie moved to exit the executive session at 11:12 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Basset were present for the executive session.

Motion by Wadsworth to adjourn at 11:14 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 18th day of December 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk

Greeley County Commissioner Minutes

The Greeley County Board of Commissioners convened in open and public session at 9:30 a.m. on the 27th day of December 2023 in the Boardroom, Greeley County Courthouse. Notice of the meeting was given by publication in the Cedar Valley News.

Answering present at Roll Call were Jordan Foltz, Joe Leslie, and Dennis Wadsworth. Also, present were County Attorney Cindy Bassett and County Clerk Mindy Grossart. Chairman Foltz announced that the Open Meetings Act was posted. Everyone present joined in the Pledge of Allegiance.

Motion was made by Leslie to waive the reading and approve the county board minutes from the December 12, 2023, meeting, second by Wadsworth. Roll Call Vote: All yes, motion carried.

County payroll and vendor claims were reviewed by the board. Motion made by Wadsworth to approve claims & payroll, second by Leslie. Roll Call Vote: All yes, motion carried. GENERAL: Country Market holiday meal 378.45. GENERAL FUND: Salaries, 32,606.81, EFTPS Matching SS, 2,494.43, Ameritas Life Ins. Corp, Matching County Retirement, 2,185.88, Blue Cross Blue Shield, 16638.23, ROAD FUND: Salaries, 17,925.11, EFTPS Matching SS., 1,371.25, Ameritas Life Ins. Corp, Matching County Retirement, 1,209.93.

Janet Wood submitted a letter of resignation from her position as County Superintendent effective December 31, 2023. After discussion, Leslie moved to accept the resignation with regret, second by Wadsworth. Roll Call Vote: All yes, motion carried.

Next, the Board reviewed an agreement sent on behalf of Court Administrator, Corey Steel for the 2024 Greeley County Agreement for the Administrative Office of the Courts, and Probation-AOCP to provide continued Clerk of the District Court responsibilities. Michelle Soto is the Clerk Magistrate/Ex Officio District Court Clerk for Greeley County. Wadsworth moved to approve the AOCP/Greeley County Agreement, second by Leslie. Roll Call Vote: All yes, motion carried.

The County Board met with Margaret Valladao, Weed Superintendent for a performance review and to discuss weed control inspector progress. The County Attorney and County Board expressed job performance concerns with Margaret Valladao and noted the current Weed Superintendent appointment ends on the first regularly scheduled meeting in January, which will be held on January 9th, 2024. After the review, the Board discussed the Weed Department Budget which has expended 105% of the fiscal year budget that was approved for the 2023-2024 fiscal year. Motion made by Leslie to transfer budget expenditure authority from General Miscellaneous to the Weed Department \$1,750 to cover the current expenses for 2023, second by Wadsworth. Roll Call Vote: All yes, motion carried. Margaret estimated she will need \$7,300 to cover expenses through the end of the fiscal year. Jeremy Brandt, Hamilton County Highway Superintendent & Weed Superintendent was present for the Weed Department discussion.

Aaron Bos, Directory, Investment Services Nebraska CLASS called in to speak with the Board regarding Nebraska Cooperative Liquid Assets Securities System he explained it is a commingled investment pool established by interlocal agreement in accordance with Nebraska law permitting local governments to pool idle funds to invest and earn interest. Aaron is requesting the County Board adopt a resolution allowing Greeley County to invest with Nebraska CLASS. The Board discussed the importance of investing in the local banks within Greeley County. Leslie moved to table the resolution until January 9th, seconded by Wadsworth. Roll Call Vote: All yes, motion carried.

Tony Kuszak, representing Kuszak Hardware & Variety LLC met with the Board and presented some flooring estimates for the Courthouse. After discussion, County Attorney Cindy Bassett stated the County will need to go through the formal bidding process according to the County Purchasing Act. Bids will be advertised and opened during the January 23rd Board Meeting.

An Interlocal Agreement between Greeley County and Boone County for Veterans Service was reviewed by the Board. Motion made by Wadsworth to approve the Interlocal Agreement with Boone County, second by Leslie. Roll Call Vote: All yes, motion carried.

Public Comment: None.

Sheriff Deaver informed the Board that Ted Scott will start training at the Nebraska Law Enforcement Training Center on January 2nd, 2024. Sheriff Deaver requested an Executive Session. Wadsworth moved to enter executive session at 11:16 a.m. to discuss security, second by Leslie. Roll Call Vote: All yes, motion carried. Foltz moved to exit the executive session at 11:26 a.m., second by Wadsworth. Roll Call Vote: All yes, motion carried. Chairman Foltz, Vice Chairman Leslie, Commissioner Wadsworth, County Attorney Cindy Bassett, and Sheriff Paul Deaver were present for the executive session.

Motion by Wadsworth to adjourn at 11:34 a.m., second by Leslie. Roll Call Vote: All yes, motion carried.

Dated this 29th day of December 2023.

Jordan Foltz, Chairman

ATTEST:

Mindy A. Grossart
Greeley County Clerk