

**THIS INVITATION WILL EXPIRE AT 5:00 P.M., NEW YORK CITY TIME
ON APRIL 8, 2024 UNLESS EARLIER TERMINATED OR EXTENDED**

**INVITATION TO TENDER BONDS MADE BY
COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA**

**to the Holders described herein of
all or any portion of the maturities listed on page (i) herein of**

**County of Buffalo
In the State of Nebraska
General Obligation Refunding Bonds
Taxable Series 2020**

This Invitation to Tender Bonds, dated March 25, 2024 (as it may be amended or supplemented, this “**Invitation**”) describes an invitation by the County of Buffalo in the State of Nebraska (the “**County**”), with the assistance of Northland Securities, Inc., as dealer manager (the “**Dealer Manager**”) to the beneficial owners (the “**Bondowners**”) of the County’s outstanding General Obligation Refunding Bonds, Taxable Series 2020 (the “**Target Bonds**”), maturing on the dates set forth in the table on page (i) of this Invitation to offer to sell to the County such Target Bonds for cash at an offer price to be determined based on the applicable fixed spread (each, a “**Fixed Spread**”) to be added to the yield on the relevant benchmark United States Treasury Security (the “**Benchmark Treasury Security**”) plus accrued interest on the Target Bonds tendered for purchase to but not including the Settlement Date (as hereinafter defined). On or about April 1, 2024, the County will publish the Pricing Notice in the form attached hereto as Appendix B, which will either confirm or amend the “Indicative Fixed Spread” as listed in page (i) of this Invitation for each CUSIP of the respective Target Bonds.

The purchase of any Target Bonds pursuant to this Invitation is contingent on the issuance by the County of its General Obligation Refunding Bonds, Series 2024 (the “**Series 2024 Bonds**”) described in the Preliminary Official Statement dated March 25, 2024 and attached hereto as Appendix A (the “**Series 2024 Bonds POS**”). Such purchase is also subject to the terms of this Invitation and certain other conditions as described herein. Capitalized terms used and not defined in the body of this Invitation shall have the meanings ascribed to such terms in the Series 2024 Bonds POS.

This Invitation is part of a plan by the County to pay and cancel a portion of the County’s outstanding indebtedness, as described in the Series 2024 Bonds POS. The County intends to purchase up to \$13,085,000 in principal amount of Target Bonds, pursuant to this Invitation; however, depending upon the results of this Invitation and the satisfaction or waiver by the County of the Financing Conditions (as defined herein), the County in its sole discretion may purchase a lesser principal amount of Target Bonds. The County shall be under no obligation to accept any Target Bonds tendered for purchase pursuant to this Invitation. The County in its sole discretion will select which, if any, Target Bonds to purchase of a particular CUSIP. Bondowners of Target Bonds who do not accept this Invitation and Bondowners of Target Bonds whose offers are rejected by the County will continue to hold their interest in such Target Bonds.

The County has instructed the Dealer Manager, which is expected to act as underwriter of the Series 2024 Bonds, that any holder of Target Bonds (including the Dealer Manager or any related account thereof) who tenders Target Bonds pursuant to this Invitation and who submits an order to purchase any Series 2024 Bonds will receive priority, subject to certain limitations, to such order of the Series 2024 Bonds, up to the principal amount of the Target Bonds that such holder tenders and the County accepts, over other orders for the Series 2024 Bonds. The County retains the discretion to alter its instructions.

To make an informed decision as to whether, and how, to offer Target Bonds for purchase pursuant to this Invitation, Bondowners must read this Invitation carefully, including the appendices hereto, and consult their broker, account executive, financial advisor, attorney or other professionals. **This Invitation and the appendices hereto shall constitute an invitation to Bondowners to offer to tender their Target Bonds for purchase.**

Any Bondowner wishing to offer Target Bonds for purchase pursuant to this Invitation should follow the procedures more fully described herein. Bondowners and their brokers and account executives with questions about this Invitation should contact the Dealer Manager or the Information Agent.

Key Dates and Times

*All of these dates and times are subject to change. All times are New York City time.
Notices of changes will be sent in the manner provided for in this Invitation.*

Launch Date.....	March 25, 2024
Pricing Notice	April 1, 2024
Expiration Date	April 8, 2024 at 5:00 p.m.
Preliminary Notice of Acceptance.....	April 9, 2024
Determination of Target Bonds Offer Purchase Price	1:00 p.m. on April 9, 2024
Notice of Target Bonds Purchase Price	Approximately 4:00 p.m. on April 9, 2024
Final Acceptance Date and Final Notice of Acceptance.....	April 10, 2024
Settlement Date.....	April 24, 2024

The Dealer Manager
for this Invitation is

Northland Securities, Inc.

The Information Agent and Tender Agent
for this Invitation is

Globic Advisors

The date of this Invitation to Tender Bonds is March 25, 2024.

TARGET BONDS SUBJECT TO INVITATION TO TENDER FOR CASH

County of Buffalo In the State of Nebraska General Obligation Refunding Bonds Taxable Series 2020

CUSIP (Base No. 119443) ²	Maturity Date (December 15)	Interest Rate	Outstanding Principal Amount	Maximum Principal Amount That May Be Accepted for Purchase	Benchmark Treasury Security ⁽¹⁾	Indicative Fixed Spreads ⁽¹⁾
CX5	2024	0.899%	\$1,540,000	\$1,540,000	4.625% UST maturing 2/28/2026 CUSIP 91282CKB6	+ 0 bps
CY3	2025	0.939	1,560,000	1,560,000	4.625% UST maturing 2/28/2026 CUSIP 91282CKB6	+ 0 bps
CZ0	2026	1.172	1,575,000	1,575,000	4.625% UST maturing 2/28/2026 CUSIP 91282CKB6	+ 0 bps
DA4	2027	1.322	1,590,000	1,590,000	4.25% UST maturing 3/15/2027 CUSIP 91282CKE0	+ 0 bps
DB2	2028	1.475	1,615,000	1,615,000	4.25% UST maturing 2/28/2029 CUSIP 91282CKD2	+ 0 bps
DC0	2029	1.575	1,750,000	1,750,000	4.25% UST maturing 2/28/2029 CUSIP 91282CKD2	+ 0 bps
DD8	2030	1.675	1,780,000	1,780,000	4.25% UST maturing 2/28/2029 CUSIP 91282CKD2	+ 15 bps
DE6	2031	1.775	1,675,000	1,675,000	4.00% UST maturing 2/15/2034 CUSIP 91282CJZ5	+ 20 bps

- 1 Indicative Fixed Spreads and Benchmark Treasury Securities are preliminary and subject to change. Actual Fixed Spread and related Benchmark Treasury Security for each CUSIP will appear in the Pricing Notice.
2. CUSIP is a registered trademark of FactSet. CUSIP data herein is provided by CUSIP Global Services, managed on behalf of the American Bankers Association by FactSet Research Systems Inc. The CUSIP numbers are being provided solely for the convenience of the owners of the Target Bonds and the County is not responsible for the selection or correctness of the CUSIP numbers printed herein and does not make any representation with respect to such numbers or undertake any responsibility for their accuracy.

IMPORTANT INFORMATION

This Invitation and other information with respect to this Invitation are available from the Dealer Manager and the Information Agent at www.globic.com/buffalocounty. Bondowners wishing to offer their Target Bonds for purchase pursuant to this Invitation should follow the procedures more fully described herein. The County reserves the right to cancel or modify this Invitation at any time on or prior to the Expiration Date and reserves the right to make a future invitation to offer Target Bonds at prices different than the offer purchase prices described herein in its sole discretion. Except as described in this Invitation, the County will have no obligation to purchase Target Bonds offered pursuant to this Invitation. The County further reserves the right to waive any irregularities or defects in any offer received.

The County also reserves the right in the future to refund any remaining portion of outstanding Target Bonds through the issuance of bonds. The Target Bonds maturing on and after December 15, 2025 are subject to redemption in whole or in part, at the option of the County on any date on or after August 26, 2025, at a redemption price equal to 100% of the principal amount of the Target Bonds, or portions thereof to be redeemed plus accrued but unpaid interest to the date fixed for redemption.

This Invitation is not being made to, and Target Bonds offered for purchase in response to this Invitation will not be accepted from or on behalf of, Bondowners in any jurisdiction in which this Invitation, the making of offers to sell Target Bonds or the acceptance thereof would not be in compliance with the laws of such jurisdiction. In those jurisdictions whose laws require this Invitation to be made through a licensed or registered broker or dealer, this Invitation is being made on behalf of the County by the Dealer Manager.

The County is not recommending to any Bondowner whether to offer their Target Bonds for purchase in connection with this Invitation. Each Bondowner must make these decisions and should read this Invitation, including the Series 2024 Bonds POS attached as Appendix A and the Pricing Notice in the form attached hereto as Appendix B, in their entirety and consult with their broker-dealer, financial, legal, accounting, tax and other advisors in making these decisions.

No dealer, salesperson or other person has been authorized to give any information or to make any representation not contained in this Invitation, including the appendices hereto; and, if given or made, such information or representation may not be relied upon as having been authorized by the County.

The delivery of this Invitation shall not under any circumstances create any implication that the information contained herein is correct as of any time subsequent to the date hereof or that there has been no change in the information set forth herein or in any attachments hereto or materials delivered herewith or in the affairs of the County since the date hereof.

This Invitation contains statements relating to future results that are “forward-looking statements” as defined in the Private Securities Litigation Reform Act of 1995. When used in this Invitation and other materials referred to or incorporated herein, the words “estimate,” “anticipate,” “forecast,” “project,” “intend,” “propose,” “plan,” “expect” and similar expressions identify forward-looking statements. Such statements are subject to risks and uncertainties that could cause actual results to differ materially from those contemplated in such forward-looking statements. Any forecast is subject to such uncertainties. Inevitably, some assumptions used to develop the forecasts will not be realized and unanticipated events and circumstances may occur. Therefore, there are likely to be differences between forecasts and actual results, and those differences may be material.

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INVITATION TO TENDER BONDS
made by
COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA

1. Introduction. This Invitation to Tender Bonds, dated March 25, 2024 (as it may be amended or supplemented, this “**Invitation**”) describes an invitation by the County of Buffalo in the State of Nebraska (the “**County**”), with the assistance of Northland Securities, Inc., as dealer manager (the “**Dealer Manager**”), to the beneficial owners (the “**Bondowners**”) of the County’s outstanding General Obligation Refunding Bonds, Taxable Series 2020 (the “**Target Bonds**”), maturing on the dates set forth in the table on page (i) above of this Invitation to offer to sell to the County such Target Bonds for cash at an offer price to be determined based on the applicable fixed spread (each, a “**Fixed Spread**”) to be added to the yield on the relevant benchmark United States Treasury Security (the “**Benchmark Treasury Security**”) plus accrued interest on the Target Bonds tendered for purchase to but not including the Settlement Date (as hereinafter defined). On or about April 1, 2024, the County will publish the Pricing Notice in the form attached hereto as Appendix B, which will either confirm or amend the “Indicative Fixed Spread” as listed in page (i) of this Invitation for each CUSIP of the respective Target Bonds.

The County authorized the issuance of the Target Bonds pursuant to a resolution adopted by its Board of Commissioners (the “**Board**”) on April 14, 2020 (the “**Target Bonds Authorizing Resolution**”). The Board authorized the tender of the Target Bonds pursuant to a resolution duly adopted on February 12, 2024. This Invitation is part of a plan by the County to refinance some or all of the outstanding Target Bonds, as described in the Preliminary Official Statement dated March 25, 2024 and attached hereto as Appendix A (the “**Series 2024 Bonds POS**”). **Only the Target Bonds identified in the table above – and no other bonds or indebtedness of the County – are subject to this Invitation.** For additional information concerning the County, its plan of refunding and its outstanding indebtedness, see the Series 2024 Bonds POS attached hereto as Appendix A.

Pursuant to this Invitation, each Bondowner may offer to tender to the County for purchase any or all Target Bonds, in a denomination of \$5,000 principal amount (the “**Minimum Authorized Denomination**”) or any integral multiple thereof, with respect to which the Bondowner has a beneficial ownership interest. The applicable Fixed Spread for each CUSIP of the Target Bonds at which such Target Bonds may be tendered by a Bondowner for purchase pursuant to this Invitation will be set forth in the Pricing Notice. The applicable purchase price for each CUSIP of the Target Bonds (each an “**Offer Purchase Price**”) will be determined as further described below in Section 2: “Information to Bondowners – *Tender Consideration*” herein.

The purchase of any Target Bonds validly tendered (and not withdrawn) pursuant to this Invitation is contingent on the issuance by the County of its General Obligation Refunding Bonds, Series 2024 (the “**Series 2024 Bonds**”), and is also subject to the terms of this Invitation and certain other conditions as described herein. See Section 14: “Conditions to Purchase” for additional information regarding certain of such conditions. The source of funds to purchase the Target Bonds validly tendered for purchase pursuant to this Invitation at the respective Offer Purchase Prices is anticipated to be proceeds of the Series 2024 Bonds to be issued on the Settlement Date (defined below). The payment of accrued interest on Target Bonds validly tendered for purchase is expected to be made from funds held by the County.

Subject to the terms of this Invitation and the satisfaction of all conditions to the County’s obligation to purchase tendered Target Bonds accepted by the County as described herein, and provided that (i) the Target Bonds offered by a Bondowner for purchase have been validly tendered by 5:00 p.m., New York City time, on April 8, 2024 (as extended from time to time in accordance with this Invitation, the “**Expiration Date**”), and (ii) accepted by the County on April 8, 2024 (as extended from time to time

in accordance with this Invitation, the “**Acceptance Date**”), the County will purchase such Target Bonds tendered for purchase at the respective Offer Purchase Prices on April 24, 2024 or such later date as the County shall determine (such date, the “**Settlement Date**”). Accrued interest on the Target Bonds purchased will also be paid on the Settlement Date.

All times in this Invitation are local time in New York City.

No assurances can be given that the Series 2024 Bonds will be issued or that any Target Bonds offered for purchase by a Bondowner will be purchased. See Section 10: “Determination of Amounts to be Purchased; Acceptance of Offers; Final Notice of Acceptance” for more information on the selection of tendered Target Bonds to be purchased, if any. The County reserves the right to amend or waive the terms of this Invitation as to any or all of the Target Bonds in any respect and at any time prior to the Expiration Date or from time to time, in its sole discretion. The County also has the right to terminate this Invitation at any time up to and including the Expiration Date. See Section 15: “Extension, Termination and Amendment of Invitation; Changes to Terms” below.

Notwithstanding any other provision of this Invitation, the County has no obligation to accept for purchase any tendered Target Bonds and the County’s obligation to pay for Target Bonds validly tendered (and not validly withdrawn) and accepted pursuant to this Invitation is subject to the satisfaction of or waiver of the following conditions on or prior to the Settlement Date: (a) the successful completion by the County of the issuance of the Series 2024 Bonds, the proceeds of which will be sufficient to, together with other available moneys of the County, if any, (i) fund the purchase of all Target Bonds validly tendered and accepted for purchase pursuant to this Invitation, and (ii) pay all fees and expenses associated with the issuance of the Series 2024 Bonds and this Invitation; (b) receipt of all certifications and opinions required by the Dealer Manager Agreement executed between the County and the Dealer Manager in connection with this Invitation, and (c) when taken together with the issuance of the Series 2024 Bonds, the County determining in its reasonable discretion that it will obtain a satisfactory and sufficient economic benefit as a result of market conditions, the expected or actual level of participation by holders of the Target Bonds, or any other factors not within the sole control of the County, all on terms and conditions that are in the County’s best interest (collectively, the “**Financing Conditions**”). The County reserves the right, subject to applicable law, to amend or waive any of the conditions to this Invitation, in whole or in part, at any time prior to the Expiration Date.

Any Target Bonds tendered by Bondowners pursuant to this Invitation but not accepted by the County will be returned to the Bondowners and will continue to be payable and secured under the terms of the Target Bonds Authorizing Resolution until maturity or prior redemption. If the Financing Conditions are not satisfied or waived by the County on or prior to the Settlement Date, any Target Bonds tendered by Bondowners pursuant to this Invitation will be returned to the Bondowners and will continue to be payable and secured under the terms of the Indenture until maturity or prior redemption.

To make an informed decision as to whether, and how, to offer Target Bonds for purchase pursuant to this Invitation, a Bondowner must read this Invitation carefully, including the Series 2024 Bonds POS attached hereto as Appendix A.

None of the County, the Dealer Manager or the Information Agent and Tender Agent (as defined below) make any recommendation that any Bondowner offer and tender or refrain from offering and tendering all or any portion of such Bondowner’s Target Bonds for purchase. Bondowners must make these decisions and should consult with their broker, account executive, financial advisor, attorney and/or other appropriate professionals.

The Dealer Manager for this Invitation is Northland Securities, Inc. Globic Advisors is serving as Information Agent and Tender Agent (the “**Information Agent**” or the “**Tender Agent**”) in connection with this Invitation. Bondowners with questions about the substance of this Invitation should contact the Dealer Manager. Bondowners with questions about the mechanics of this Invitation should contact the Information Agent at the email address and telephone number set forth in Section 20 of this Invitation.

2. Information to Bondowners.

General. The County will provide additional information about this Invitation, if any, to the market and Bondowners, including, without limitation, the Pricing Notice in the form attached hereto as Appendix B expected to be delivered on or about April 1, 2024 and any supplement to the Series 2024 Bonds POS, by delivery of such information in the following ways: (a) to the Municipal Securities Rulemaking Board through its Electronic Municipal Market Access website, currently located at <http://emma.msrb.org> (the “**EMMA Website**”), using the CUSIP numbers for the Target Bonds listed in the table on page (i) of this Invitation; (b) to DTC (defined below) and to the DTC participants holding the Target Bonds; and (c) by posting electronically on the website of the Information Agent at www.globic.com/buffalocounty (collectively, the “**Information Services**”). Delivery by the County of information in this manner will be deemed to constitute delivery of the information to each Bondowner. None of the County, the Dealer Manager, or the Information Agent and Tender Agent has any obligation to ensure that a Bondowner actually receives any information provided by the County in this manner. A Bondowner who would like to receive information furnished by or on behalf of the County as described above must make appropriate arrangements with its broker, account executive or other financial advisor or representative.

Tender Consideration. On or about April 1, 2024, the County will publish the Pricing Notice in the form attached hereto as Appendix B, which Pricing Notice will set forth either a confirmation of the indicative fixed spreads shown on page (i) of this Invitation or an amendment to the fixed spreads (each, a “**Fixed Spread**”) for each CUSIP of the Target Bonds tendered and accepted for purchase pursuant to this Invitation.

The applicable Fixed Spread will represent the yield, expressed as an interest rate percentage above the yield on the relevant Benchmark Treasury Security (set forth on page (i) of this Invitation) to be used in establishing the Offer Purchase Price for each of the Target Bonds. The applicable Fixed Spread will be added to the yield on the relevant Benchmark Treasury Security for each CUSIP. The yield on each Benchmark Treasury Security (the “**Treasury Security Yield**”) will equal the bid-side yield of the Benchmark Treasury Security as quoted on the Bloomberg Bond Trader FIT1 series of pages at 1:00 p.m. New York City Time on April 8, 2024. The applicable Fixed Spread for each CUSIP will be added to the relevant Treasury Security Yield to arrive at a yield for each CUSIP (each a “**Purchase Yield**”).

The Purchase Yields will be used to calculate the Offer Purchase Prices. The Offer Purchase Prices will be calculated using the market standard bond pricing formula as of the Settlement Date using the relevant Purchase Yield and the maturity date for each of the Target Bonds.

3. Expiration Date; Offers Only Through Financial Institutions; Brokerage Commissions. This Invitation to offer to sell Target Bonds will expire at 5:00 p.m., New York City time, on the Expiration Date April 8, 2024, unless earlier terminated or extended as described in this Invitation). Offers to sell Target Bonds received after 5:00 p.m., New York City time, on the Expiration Date (as it may be extended) will not be considered. See Section 15 for a discussion of the County’s ability to extend the Expiration Date and to terminate or amend this Invitation.

All of the Target Bonds are held in book-entry form through the facilities of The Depository Trust Company of New York (“DTC”). The Information Agent and Tender Agent and DTC have confirmed that this Invitation is eligible for submission of tenders for purchase through DTC’s Automated Tender Offer Program (known as the “ATOP” system). **Bondowners of Target Bonds determining to offer their Target Bonds to the County pursuant to this Invitation must do so through a DTC participant in accordance with the relevant DTC procedures for the ATOP system. The County will not accept any offers of Target Bonds for purchase that are not made through the ATOP system.** Bondowners who are not DTC participants can only offer Target Bonds for purchase pursuant to this Invitation by making arrangements with and instructing the bank or brokerage firm through which they hold their Target Bonds (sometimes referred to herein as a “custodial intermediary”) to tender the Bondowner’s Target Bonds on their behalf through the ATOP system. To ensure a Bondowner’s Target Bonds are tendered through the ATOP system by 5:00 p.m., New York City time, on the Expiration Date, Bondowners must provide instructions to the bank or brokerage firm through which their Target Bonds are held in sufficient time for such custodial intermediary to tender the Target Bonds in accordance with DTC procedures through the ATOP system by this deadline. Bondowners should contact their bank or brokerage firm through which they hold their Target Bonds for information on when such custodial intermediary needs the Bondowner’s instructions in order to tender the Bondowner’s Target Bonds through the ATOP system by 5:00 p.m., New York City time, on the Expiration Date. See also Section 6 below.

None of the County, the Dealer Manager, or the Information Agent and Tender Agent are responsible for making or transmitting any offer to sell Target Bonds or for the transfer of any tendered Target Bonds through the ATOP system or for any mistakes, errors or omissions in the making or transmission of any offer or transfer.

Bondowners will pay no brokerage commissions or solicitation fees to the County, the Dealer Manager or the Information Agent and Tender Agent in connection with this Invitation. However, Bondowners should check with their broker, account executive or other financial institution which maintains the account in which their Target Bonds are held to determine if it will charge any commission or fees.

4. Minimum Denominations and Consideration for Offers; Changes to the Terms of this Invitation.

Authorized Denominations for Offers. A Bondowner may make an offer to sell all or a portion of Target Bonds of a particular CUSIP that it owns in an amount of its choosing, but only in principal amounts equal to the Minimum Authorized Denomination or any integral multiple thereof.

Tender Consideration. Target Bonds may only be offered by a Bondowner for purchase by the County pursuant to this Invitation at the relevant Fixed Spreads for each CUSIP to be set forth in the Pricing Notice. The Offer Purchase Price for the Target Bonds with each particular CUSIP tendered pursuant to this Invitation will be calculated using the market standard bond pricing formula as of the Settlement Date based on the Purchase Yield and the maturity date of the Target Bond. In addition to the Offer Purchase Price of the Target Bonds accepted for purchase by the County, accrued interest on such Target Bonds will be paid by, or on behalf of, the County to the tendering Bondowners on the Settlement Date. The Offer Purchase Prices (and the accrued interest) will constitute the sole consideration payable by the County for Target Bonds purchased by the County pursuant to this Invitation.

Changes to Terms of this Invitation. As described in Section 15 hereof, the County may revise the terms of this Invitation prior to the Expiration Date. If the County determines to revise the terms of this Invitation, it shall provide notice thereof in the manner described in Section 2 of this Invitation no later than 11:00 a.m., New York City Time, on the Business Day prior to the Expiration Date. If the County increases

the Fixed Spread for any of the Target Bonds pursuant to this Invitation (which would thereby reduce the related Offer Purchase Price), the County shall provide notice thereof (as described in Section 2) no later than three (3) Business Days prior to the Expiration Date, as extended. **In such event, any offers submitted with respect to the affected Target Bonds prior to such change in the Fixed Spread for such Target Bonds pursuant to this Invitation will remain in full force and effect and any Bondowner of such affected Target Bonds wishing to revoke their offer to tender such Target Bonds must affirmatively withdraw such offer prior to the Expiration Date as described in Section 8 hereof.**

5. Provisions Applicable to all Offers. Bondowners are encouraged to ask their financial advisors, investment managers, brokers or account executives for advice in determining whether to offer Target Bonds for purchase and the principal amount of Target Bonds to be offered. Bondowners are encouraged also to inquire as to whether their brokers, account executives or other financial institution will charge a fee for submitting offers. None of the County, the Dealer Manager, or the Information Agent and Tender Agent will charge fees to any Bondowner making an offer or completing the purchase of Target Bonds.

An offer to sell Target Bonds cannot exceed the par amount of Target Bonds owned by a Bondowner. Target Bonds may be tendered and accepted for payment only in principal amounts equal to the Minimum Authorized Denomination and integral multiples thereof.

“All or none” offers are not permitted. No alternative, conditional or contingent tenders will be accepted. All tenders shall survive the death or incapacity of the tendering Bondowner.

By making an offer pursuant to this Invitation, each Bondowner will be deemed to have represented and warranted to and agreed with the County and the Dealer Manager that:

- (a) the Bondowner has received, and has had the opportunity to review, this Invitation (including the appendices hereto) prior to making the decision as to whether or not the Bondholder should offer to tender any Target Bonds for purchase;
- (b) the Bondowner has full authority to tender, sell, assign and transfer such Target Bonds, and that, on the Settlement Date, the County, as transferee, will acquire good title, free and clear of all liens, charges, encumbrances, conditional sales agreements or other obligations and not subject to any adverse claims, subject to payment to the Bondowner of the applicable Offer Purchase Price, plus accrued interest to the Settlement Date;
- (c) the Bondowner has made an independent decision to make the offer, the appropriateness of the terms thereof, and whether the offer is appropriate for the Bondowner;
- (d) such decisions are based upon the Bondowner’s own judgment and upon advice from such advisors as the Bondowner has consulted;
- (e) the Bondowner is not relying on any communication from the County, the Dealer Manager, or the Information Agent and Tender Agent as investment advice or as a recommendation to make the offer, it being understood that the information from the County, the Dealer Manager, or the Information Agent and Tender Agent related to the terms and conditions of this Invitation shall not be considered investment advice or a recommendation to make an offer; and
- (f) the Bondowner is capable of assessing the merits of and understanding (on its own and/or through independent professional advice), and does understand and accept, the terms and conditions of this Invitation.

6. Transmission of Offers by Financial Institutions; DTC ATOP Procedures. Offers to sell Target Bonds pursuant to this Invitation may only be made to the County through DTC's ATOP system. Bondowners that are not DTC participants must make their offers through their custodial intermediary. A DTC participant must tender the Target Bonds offered by the Bondowner pursuant to this Invitation on behalf of the Bondowner for whom it is acting, by book-entry through the ATOP system. In so doing, such custodial intermediary and the Bondowner on whose behalf the custodial intermediary is acting, agree to be bound by DTC's rules for the ATOP system. In accordance with ATOP procedures, DTC will then verify receipt of the tender offer and send an Agent's Message (as described below) to the Information Agent and Tender Agent.

The term "Agent's Message" means a message transmitted by DTC to, and received by, the Information Agent and Tender Agent and forming a part of the book-entry confirmation which states that DTC has received an express acknowledgement from the DTC participant tendering Target Bonds for purchase that are the subject of such book-entry confirmation, stating: (i) the par amount of the Target Bonds that have been tendered by such DTC participant on behalf of the Bondowner pursuant to this Invitation, and (ii) that the Bondowner agrees to be bound by the terms of this Invitation, including the representations, warranties, agreements and affirmations deemed made as set forth in Section 5 above.

Agent's Messages must be transmitted to and received by the Information Agent and Tender Agent by not later than 5:00 p.m., New York City time, on the Expiration Date (as such date may have been changed as provided in this Invitation). Target Bonds will not be deemed to have been tendered for cash purchase pursuant to this Invitation until an Agent's Message with respect thereto is received by the Information Agent and Tender Agent.

Each DTC participant is advised to submit each beneficial owner's instruction individually into DTC's ATOP system to ensure proper settlement.

7. Determinations as to Form and Validity of Offers; Right of Waiver and Rejection. All questions as to the validity (including the time of receipt of Agent's Messages by the Information Agent and Tender Agent), eligibility, and acceptance of any offers to sell Target Bonds will be determined by the County in its sole discretion and will be final, conclusive and binding.

The County reserves the right to waive any irregularities or defects in any offer. None of the County, the Dealer Manager, or the Information Agent and Tender Agent is obligated to give notice of any defects or irregularities in offers, and none has any no liability for failing to give such notice.

8. Withdrawals of Offers Prior to Expiration Date; Irrevocability of Offers on Expiration Date. A Bondowner may withdraw an offer to sell Target Bonds pursuant to this Invitation by causing a withdrawal notice to be transmitted via DTC's ATOP system to, and received by, the Information Agent and Tender Agent at or before 5:00 p.m., New York City time, on the Expiration Date (as the date and time may have been changed as provided in this Invitation).

Bondowners who are not DTC participants can only withdraw their offers by making arrangements with and instructing the custodial intermediary through which they hold their Target Bonds to submit the Bondowner's notice of withdrawal through the DTC ATOP system.

All offers to sell Target Bonds will become irrevocable as of 5:00 p.m., New York City time, on the Expiration Date (as such date may have been changed from time to time as provided in this Invitation).

9. Preliminary Acceptance Notice. On April 9, 2024, unless such time or date is extended by the County (the “**Preliminary Acceptance Date**”), the County will determine the preliminary principal amount, if any, of the Target Bonds for each CUSIP that it will purchase, based on satisfaction of the Financing Conditions. Notice of the preliminary principal amount of the Target Bonds, if any, for each CUSIP that the County initially agrees to purchase pursuant to this Invitation will be provided to the Information Services on the Preliminary Acceptance Date via the publication of a “Preliminary Notice of Acceptance.”

10. Determination of Amounts to be Purchased; Acceptance of Offers; Final Notice of Acceptance. On the Acceptance Date (April 10, 2024, unless extended), upon the terms and subject to the conditions of this Invitation, the County will announce its acceptance for purchase of Target Bonds, if any, offered and validly tendered by Bondowners pursuant to this Invitation via the publication of a “Final Notice of Acceptance” in the manner described in Section 2, with acceptance subject to the satisfaction or waiver by the County of Financing Conditions. See Section 11: “Acceptance of Offers Constitutes Irrevocable Agreement” and Section 14: “Conditions to Purchase.”

The County intends to purchase up to \$13,085,000 in principal amount of Target Bonds, pursuant to this Invitation; however, depending upon the results of this Invitation and satisfaction or waiver by the County of the Financing Conditions, the County in its sole discretion may purchase a lesser principal amount of Target Bonds. The County in its sole discretion will select which, if any, Target Bonds to purchase of a particular CUSIP based on its determination of the economic benefit from such purchase.

Should the County decide to only purchase a portion of the Target Bonds being tendered for purchase of a certain CUSIP, the County will accept such Target Bonds tendered for purchase on a pro rata basis. The principal amount of each individual offer will be adjusted, pro rata, based upon a proration factor for each such CUSIP (each a “**Proration Factor**”). In such event, should the principal amount of any individual offer, when adjusted by the Proration Factor, result in an amount that is not a multiple of \$5,000, the principal amount of such offer will be rounded up to the nearest multiple of \$5,000. If as a result of such adjustment, the principal amount of a Bondowner’s unaccepted Target Bonds is less than the Minimum Authorized Denomination of \$5,000, the County will reject such Bondowner’s offer in whole. The County will determine the Proration Factor that permits it to accept the amount of Target Bonds it has determined to purchase.

The Final Notice of Acceptance will state: (i) the principal amount of the Target Bonds of each CUSIP number that the County has accepted for purchase in accordance with this Invitation, which may be zero for a particular CUSIP number, or (ii) that the County has decided not to purchase any Target Bonds.

Shortly following the publication of the Final Notice of Acceptance, the County will instruct DTC to release from the controls of the ATOP system all Target Bonds that were offered but were not accepted for purchase. The release of such Target Bonds will take place in accordance with DTC’s ATOP procedures. The County, the Dealer Manager, and the Information Agent and Tender Agent are not responsible or liable for the operation of the ATOP system by DTC to properly credit such released Target Bonds to the applicable account of the DTC participant or custodial intermediary or by such DTC participant or custodial intermediary for the account of the Bondowner.

Notwithstanding any other provision of this Invitation, the obligation of the County to purchase Target Bonds offered, accepted and validly tendered (and not validly withdrawn) by Bondowners pursuant to this Invitation is subject to the satisfaction or waiver of the conditions set forth under Section 14: “Conditions to Purchase” below. The County reserves the right, in its sole discretion, to amend or waive any of the terms of or conditions to this Invitation, in whole or in part,

at any time prior to the Expiration Date. This Invitation may be withdrawn by the County at any time prior to the Expiration Date.

11. Acceptance of Offers Constitutes Irrevocable Agreement. Acceptance by the County of offers to sell Target Bonds tendered by Bondowners will constitute an irrevocable agreement between the offering Bondowner and the County to sell and purchase such Target Bonds, subject to the conditions and terms of this Invitation, including the Conditions to Purchase set forth in Section 14.

12. Settlement Date; Purchase of Target Bonds. Subject to satisfaction of all conditions to the County's obligation to purchase tendered Target Bonds accepted by the County, as described herein, the Settlement Date is the day on which Target Bonds accepted for purchase will be purchased and paid for at the applicable Offer Purchase Price, together with accrued interest to such date. Such purchase and payment are expected to occur by 3:00 p.m., New York City time, on the Settlement Date. The Settlement Date has initially been set as April 24, 2024, unless extended by the County, assuming all conditions to this Invitation have been satisfied or waived by the County.

The County may, in its sole discretion, change the Settlement Date by giving notice thereof in the manner described in Section 2 of this Invitation prior to the change. However, the Settlement Date may not be later than April 24, 2024. If the County does not complete the purchase of the Target Bonds by 3:00 p.m., New York City time, on April 24, 2024, the right and obligation of the County to purchase any Target Bonds will automatically terminate, without any liability to any Bondowner, and the County will instruct DTC to release from the controls of the ATOP system all Target Bonds.

Subject to satisfaction of all conditions to the County's obligation to purchase Target Bonds tendered for purchase and accepted by the County pursuant to this Invitation, as described herein, payment by the County will be made through DTC on the Settlement Date. The County expects that, in accordance with DTC's standard procedures, DTC will transmit the aggregate Offer Purchase Prices to be paid for the Target Bonds tendered for purchase (plus accrued interest) to DTC participants holding the Target Bonds accepted for purchase on behalf of Bondowners for subsequent disbursement to the Bondowners. **None of the County, the Dealer Manager or the Information Agent and Tender Agent has any responsibility or liability for the distribution of the Offer Purchase Prices and accrued interest paid by DTC to DTC participants or by DTC participants to Bondowners.**

Promptly following such deliveries and payments, the County will instruct the registrar and paying agent for the Target Bonds to cause the Target Bonds so purchased to be cancelled and retired.

13. Source of Funds. The source of funds to purchase the Target Bonds validly tendered for purchase pursuant to this Invitation and accepted by the County is expected to be proceeds received by the County from the sale of its Series 2024 Bonds, expected to be issued on the Settlement Date. The payment of accrued interest on Target Bonds validly tendered for purchase is expected to be made from funds held by the County. The County's ability to settle the cash purchase of Target Bonds tendered for purchase and accepted by the County is contingent upon the successful delivery of its Series 2024 Bonds and the other conditions set forth herein.

14. Conditions to Purchase. The consummation of the purchase of the Target Bonds pursuant to this Invitation is conditioned upon the satisfaction or waiver by the County of the Financing Conditions and other conditions described in this Invitation. Payment on the Settlement Date is conditioned upon the issuance of the Series 2024 Bonds. Furthermore, the County will not be required to purchase any Target Bonds tendered for purchase and accepted by the County, and will incur no liability as a result, if, before payment for Target Bonds on the Settlement Date:

(a) The County does not, for any reason, have sufficient funds on the Settlement Date from the proceeds of the Series 2024 Bonds to pay the Offer Purchase Prices of tendered Target Bonds accepted for purchase pursuant to this Invitation and pay all fees and expenses associated with the Series 2024 Bonds and this Invitation, including the accrued interest on all Target Bonds accepted for purchase;

(b) Litigation or another proceeding is pending or threatened which the County believes may, directly or indirectly, have an adverse impact on this Invitation or the expected benefits of this Invitation to the County or the Bondowners;

(c) A war, public health or other national emergency, banking moratorium, suspension of payments by banks, a general suspension of trading by the New York Stock Exchange or a limitation of prices on the New York Stock Exchange exists and the County believes this fact makes it inadvisable to proceed with the purchase of Target Bonds;

(d) A material change in the business or affairs of the County has occurred which the County believes makes it inadvisable to proceed with the purchase of Target Bonds;

(e) A material change in the net benefits of the transaction contemplated by this Invitation and the Series 2024 Bonds POS has occurred due to a material change in market conditions which the County reasonably believes makes it inadvisable to proceed with the purchase of Target Bonds; or

(f) There shall have occurred a material disruption in securities settlement, payment or clearance services.

These conditions are for the sole benefit of the County. They may be asserted by the County prior to the time of payment for the Target Bonds on the Settlement Date. The conditions may be waived by the County in whole or in part at any time and from time to time in its sole discretion and may be exercised independently for each maturity date and CUSIP number of the Target Bonds. The failure by the County at any time to exercise any of these rights will not be deemed a waiver of any of these rights, and the waiver of these rights with respect to particular facts and other circumstances will not be deemed a waiver of these rights with respect to any other facts and circumstances. Each of these rights will be deemed an ongoing right of the County which may be asserted at any time and from time to time. Any determination by the County concerning the events described in this Section 13 will be final and binding upon all parties. If, prior to the time of payment of any Target Bonds any of the events described happens, the County will have the absolute right to cancel its obligations to purchase Target Bonds accepted by the County without any liability to any Bondowner or any other person.

15. Extension, Termination and Amendment of Invitation. Through and including the Expiration Date, the County has the right to extend this Invitation, to any date in its sole discretion. Notice of an extension of the Expiration Date will be given in the manner described in Section 2 of this Invitation, on or about 11:00 a.m., New York City time, on the first Business Day prior to the then current Expiration Date.

The County also has the right, prior to the Expiration Date to terminate this Invitation at any time by giving notice of such termination in the manner described in Section 2 of this Invitation.

The County also has the right, prior to the Expiration Date, to amend or waive the terms of this Invitation in any respect and at any time by giving notice of the amendment or waiver in the manner

described in Section 2 of this Invitation. The amendment or waiver will be effective at the time specified in such notice.

If the County amends the terms of this Invitation, including a waiver of any term, in any material respect, notice of such amendment or waiver will be given no later than three (3) Business Days prior to the Expiration Date, as extended, to provide reasonable time for dissemination of such amendment or waiver to Bondowners and for Bondowners to respond. **If the County increases the Fixed Spread for any of the Target Bonds pursuant to this Invitation, any offers submitted with respect to the affected Target Bonds prior to such change in the Fixed Spread for such Target Bonds pursuant to this Invitation will remain in full force and effect, and any Bondowner of such affected Target Bonds wishing to revoke their offer to tender such Target Bonds must affirmatively withdraw such offer prior to the Expiration Date as described in Section 8 hereof.**

No extension, termination or amendment of this Invitation (or waiver of any terms of this Invitation) will: (i) change the County's right to decline to purchase any Target Bonds without liability; or (ii) give rise to any liability of the County, the Dealer Manager, or the Information Agent and Tender Agent to any Bondowner or nominee.

16. Certain Federal Income Tax Consequences.

General Matters. The following discussion summarizes certain U.S. federal income tax considerations generally applicable to U.S. Holders (as defined below) that tender their Target Bonds for cash. The discussion below is based upon laws, regulations, rulings, and decisions in effect and available on the date hereof, all of which are subject to change, possibly with retroactive effect. Prospective tendering investors should note that no rulings have been or are expected to be sought from the U.S. Internal Revenue Service (the "IRS") with respect to any of the U.S. federal income tax considerations discussed below, and no assurance can be given that the IRS will not take contrary positions. Further, the following discussion does not address U.S. tax consequences applicable to any given investor, nor does it address the U.S. tax considerations applicable to all categories of investors, some of which may be subject to special taxing rules (regardless of whether or not such investors constitute U.S. Holders), such as certain U.S. expatriates, banks, REITs, RICs, insurance companies, tax-exempt organizations, dealers or traders in securities or currencies, partnerships, S corporations, estates and trusts, investors that hold their Target Bonds as part of a hedge, straddle or an integrated or conversion transaction, or investors whose "functional currency" is not the U.S. dollar, or certain taxpayers that are required to prepare certified financial statements or file financial statements with certain regulatory or governmental agencies. Furthermore, it does not address: (i) alternative minimum tax consequences, (ii) the net investment income tax imposed under Section 1411 of the Internal Revenue Code of 1986 (the "Code"), or (iii) the indirect effects on persons who hold equity interests in a holder. This summary also does not consider the taxation of the Target Bonds under state, local or non-U.S. tax laws. In addition, this summary generally is limited to U.S. tax considerations applicable to investors who will hold their Target Bonds as "capital assets" within the meaning of Section 1221 of the Code. The following discussion does not address tax considerations applicable to any investors in the Target Bonds other than investors that are U.S. Holders. As used herein, "U.S. Holder" means a Bondowner of a Target Bond that for U.S. federal income tax purposes is an individual citizen or resident of the United States, a corporation or other entity taxable as a corporation created or organized in or under the laws of the United States or any state thereof (including the District of Columbia), an estate the income of which is subject to U.S. federal income taxation regardless of its source or a trust where a court within the United States is able to exercise primary supervision over the administration of the trust and one or more United States persons (as defined in the Code) have the authority to control all substantial decisions of the trust (or a trust that has made a valid election under U.S. Treasury Regulations to be treated as a domestic trust). If a partnership holds Target Bonds, the tax treatment of such partnership or a partner in such partnership generally will depend upon the status of the partner and upon the activities of the

partnership. Partnerships holding Target Bonds, and partners in such partnerships, should consult their own tax advisors regarding the tax consequences of an investment in the Target Bonds (including their status as U.S. Holders).

Any federal income tax discussions in this Invitation are included for general information only and should not be construed as a tax opinion nor tax advice by the County, the Dealer Manager, the Information Agent or any of the County's advisors or agents to Bondowners. Such discussions also do not purport to address all aspects of federal income taxation that may be relevant to particular Bondowners (e.g., a foreign person, bank, thrift institution, personal holding company, tax exempt organization, regulated investment company, insurance company, or other broker or dealer in securities or currencies). Bondowners should not rely on such discussions and are urged to consult their own tax advisors to determine the particular federal, state, local and foreign tax consequences of sales made by them pursuant to purchase offers involving the Target Bonds, including the effect of possible changes in the tax laws. In addition to federal tax consequences, the sale of Target Bonds may be treated as a taxable event for state, local and foreign tax purposes. Bondowners are urged to consult their own tax advisors to determine the particular state, local and foreign tax consequences of sales made by them pursuant to purchase offers involving the Target Bonds, including the effect of possible changes in the tax laws.

Tendering U.S. Holders. The tender of a Target Bond for cash will be a taxable event for U.S. federal income tax purposes. In such event, in general, a U.S. Holder will recognize gain or loss equal to the difference between (i) the amount of cash received (except to the extent attributable to accrued but unpaid interest on the Target Bond, which will be taxed as ordinary interest income except to the extent such interest is excludible from gross income under Section 103 of the Code) and (ii) the U.S. Holder's adjusted U.S. federal income tax basis in the Target Bond (generally, the purchase price paid by the U.S. Holder for the Target Bond, decreased by any amortized acquisition premium, and increased by the amount of any original issue discount previously included in income by such U.S. Holder with respect to such Target Bond or otherwise required to be added to the cost basis of the U.S. Holder in such Target Bond). Any such gain or loss generally will be capital gain or loss. In the case of a non-corporate U.S. Holder of the Target Bonds holding the Target Bond for a period exceeding one year, the maximum marginal U.S. federal income tax rate applicable to any such gain will be lower than the maximum marginal U.S. federal income tax rate applicable to ordinary income. The deductibility of capital losses is subject to limitations.

Backup Withholding. Amounts paid to Bondowners may be subject to backup withholding by reason of the events specified by Section 3406 of the Code which include failure of a Bondowner to supply the broker, dealer, commercial bank or trust company acting on behalf of such Bondowner with such Bondowner's taxpayer identification number certified under penalty of perjury. Certification can be made by completing a substitute IRS Form W-9, a copy of which is available from the Information Agent. Backup withholding may also apply to Bondowners who are otherwise exempt from such backup withholding if such Bondowners fail to properly document their status as exempt recipients.

17. Additional Considerations. In deciding whether to participate in this Invitation, each Bondowner should consider carefully, in addition to the other information contained in this Invitation, the following:

Market for Target Bonds. The Target Bonds are not listed on any national or regional securities exchange. To the extent that the Target Bonds are traded, their prices may fluctuate greatly depending on the trading volume and the balance between buy and sell orders. Bondowners may be able to effect a sale of the Target Bonds at a price higher than the Offer Purchase Price established pursuant to this Invitation.

Target Bonds Not Tendered for Purchase. Bondowners of Target Bonds who do not accept this Invitation will continue to hold their interest in such Target Bonds. If Target Bonds are purchased pursuant

to this Invitation, the principal amount of Target Bonds for a particular CUSIP that remains outstanding will be reduced, which could adversely affect the liquidity and market value of the Target Bonds of that CUSIP that remain outstanding.

Rating. The rating of the Target Bonds by the rating agency reflect only the views of such organization and any desired explanation of the significance of such rating and any outlooks or other statements given by such rating agency with respect thereto should be obtained from such rating agency. There is no assurance that the current rating assigned to the Target Bonds will continue for any given period of time or that any of such rating will not be revised upward or downward, suspended or withdrawn entirely by any rating agency. Any such upward or downward revision, suspension or withdrawal of such rating may have an effect on the availability of a market for or the market price of the Target Bonds. Each Bondowner should review such rating and consult with its financial representatives concerning them.

Market Conditions. The purpose of this Invitation is to provide the County with the opportunity to purchase a portion of the Target Bonds. The final decision to purchase Target Bonds, and which Target Bonds will be accepted for purchase by the County will, in part, be based upon market conditions and other factors outside of the control of the County.

Potential Subsequent Transactions. To the extent Target Bonds are not purchased pursuant to this Invitation, the County reserves the right to, and may in the future decide to, acquire some or all of the Target Bonds through open market purchases, privately negotiated transactions, subsequent tender offers, exchange offers or otherwise, upon such terms and at such prices as it may determine, which may be more or less than the consideration offered pursuant to this Invitation, which could be cash or other consideration. Any future acquisition of Target Bonds may be on the same terms or on terms that are more or less favorable to Bondowners than the terms described in this Invitation. The County also reserves the right in the future to refund (on an advance or current basis) any remaining portion of outstanding Target Bonds through the issuance of publicly offered or privately placed tax-exempt or taxable bonds. The decision to undertake any such future transactions will depend on various factors existing at that time. There can be no assurance as to which of these alternatives, if any, the County may ultimately choose to pursue in the future.

The terms of the Target Bonds that remain outstanding will continue to be governed by the terms of the Target Bonds Authorizing Resolution. The Target Bonds maturing on and after December 15, 2025 are subject to redemption in whole or in part, at the option of the County on any date on or after August 26, 2025, at a redemption price equal to 100% of the principal amount of the Target Bonds, or portions thereof to be redeemed plus accrued but unpaid interest to the date fixed for redemption.

18. The Dealer Manager. Pursuant to the terms of that certain Dealer Manager Agreement, the County has retained Northland Securities, Inc. to act on its behalf as Dealer Manager for this Invitation. References in this Invitation to the Dealer Manager are to Northland Securities, Inc. only in its capacity as the Dealer Manager. The County has agreed to pay the Dealer Manager a nominal fee for its services and to reimburse the Dealer Manager for a portion of its reasonable out-of-pocket costs and expenses relating to this Invitation. The compensation of the Dealer Manager is based, and is contingent upon the closing of and expected to be paid with proceeds of the Series 2024 Bonds in its capacity as underwriter for the Series 2024 Bonds.

The Dealer Manager may contact Bondholders regarding this Invitation and may request brokers, dealers, custodian banks, depositories, trust companies and other nominees to forward this Invitation to beneficial owners of the Target Bonds.

The Dealer Manager and its affiliates together comprise full-service financial institutions engaged in various activities, which may include securities trading, commercial and investment banking, financial advisory, investment management, principal investment, hedging, financing and brokerage activities. The Dealer Manager and its affiliates may have, from time to time, performed and may in the future perform, various investment banking services for the County for which they received or will receive customary fees and expenses. In the ordinary course of their various business activities, the Dealer Manager and its affiliates may make or hold a broad array of investments and actively trade debt and equity securities (or related derivative securities and financial instruments which may include bank loans and/or credit default swaps) for their own account and for the accounts of its customers and may at any time hold long and short positions in such securities and instruments. Such investment securities activities may involve securities and instruments of the County, including the Series 2024 Bonds and/or the Target Bonds.

In addition to its role as Dealer Manager for the Bonds, Northland Securities, Inc. is also serving as the underwriter for the Series 2024 Bonds, as described in the Preliminary Official Statement attached as Appendix A.

The Dealer Manager is not acting as a municipal advisor, financial advisor or fiduciary to the County in connection with this Invitation.

19. Information Agent and Tender Agent. The Dealer Manager, on behalf of the County, has retained Globic Advisors to serve as Information Agent and Tender Agent in connection with this Invitation. The County has agreed to pay the Information Agent and Tender Agent customary fees for its services and to reimburse the Information Agent and Tender Agent for its reasonable out-of-pocket costs and expenses relating to this Invitation.

20. Available Information; Contact Information. Certain information relating to the Target Bonds and the County may be obtained by contacting the Dealer Manager or the Information Agent and Tender Agent at the contact information set forth below. Such information is limited to (i) the Invitation, including the information set forth in the Series 2024 Bonds POS, which is attached hereto as Appendix A, and (ii) information about the County available through the EMMA Website.

Investors with questions about this Invitation should contact the Dealer Manager or the Information Agent and Tender Agent utilizing the contact information below:

GLOBIC ADVISORS, *Invitation Agent and Tender Agent*

Attention: Robert Stevens
(212) 227-9622, rstevens@globic.com

Document Website: www.globic.com/buffalocity

NORTHLAND SECURITIES, INC., *Dealer Manager*

Attention: Brad Slaughter
(402) 738-0111, bslaughter@fnni.com

21. Miscellaneous. This Invitation is not being made to, and offers will not be accepted from or on behalf of, Bondowners in any jurisdiction in which this Invitation or the acceptance thereof would not be in compliance with the laws of such jurisdiction. In those jurisdictions whose laws require this Invitation to be made through a licensed or registered broker or dealer, this Invitation is being made on behalf of the County by the Dealer Manager.

No one has been authorized by the County, the Dealer Manager or the Information Agent and Tender Agent to recommend to any Bondowners whether to offer Target Bonds for purchase pursuant to this Invitation. No one has been authorized to give any information or to make any representation in connection with this Invitation other than those contained in this Invitation. Any recommendation, information and representations given or made cannot be relied upon as having been authorized by the County, the Dealer Manager or the Information Agent and Tender Agent.

None of the County, the Dealer Manager or the Information Agent and Tender Agent makes any recommendation that any Bondowner offer and tender or refrain from offering and tendering all or any portion of such Bondowner's Target Bonds for purchase. Bondowners must make these decisions and should consult with their broker, account executive, financial advisor, attorney and/or other appropriate professionals.

**COUNTY OF BUFFALO IN THE STATE OF
NEBRASKA**

By: /s/ Ivan Klein
Chairperson, County Board of Commissioners

APPENDIX A
PRELIMINARY OFFICIAL STATEMENT

REFUNDING
BOOK-ENTRY-ONLY
BANK-QUALIFIED

RATING ON THE BONDS: MOODY’S “Aa2”
See “RATINGS” herein

In the opinion of Kutak Rock LLP, Bond Counsel, under existing laws, regulations, rulings and judicial decisions and assuming the accuracy of certain representations and continuing compliance with certain covenants, interest on the Bonds is excluded from gross income for federal income tax purposes and is not a specific preference item for purposes of the federal alternative minimum tax imposed on individuals. Interest on the Bonds may affect the federal alternative minimum tax imposed on certain corporations. Bond Counsel also is of the opinion that, under existing laws of the State of Nebraska, such interest is exempt from Nebraska state income taxation. The County has designated the Bonds as “qualified tax-exempt obligations” under Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. See “TAX MATTERS” herein.

§ _____
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**COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA
GENERAL OBLIGATION REFUNDING BONDS
SERIES 2024**

Dated: Date of Delivery

Due: as shown on the inside cover

The County of Buffalo, Nebraska (the “County”) is issuing the above-captioned bonds (the “Bonds”) as fully registered bonds which, when issued, will be registered initially in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”). DTC is acting as securities depository for the Bonds. Purchases of Bonds will be made in book-entry form only, in the principal amount of \$5,000 and whole multiples thereof, through brokers and dealers who are, or who act through, DTC participants. Beneficial owners of the Bonds will not receive physical delivery of bond certificates so long as DTC or a successor securities depository acts as the securities depository with respect to the Bonds.

BOKF, National Association in Lincoln, Nebraska, as Registrar and Paying Agent for the Bonds, will pay interest on the Bonds on June 15 and December 15 of each year, commencing June 15, 2024*, until maturity or earlier redemption, and will pay principal of the Bonds on the dates and in the amounts set forth on the inside front cover hereto. So long as DTC or its nominee is the registered owner of the Bonds, the Registrar shall pay the principal or redemption price of and the interest on the Bonds directly to DTC. Disbursement of such payments to DTC participants is the responsibility of DTC, and disbursement of such payments to the beneficial owners is the responsibility of DTC participants. For terms relating to DTC and the book-entry system, see “THE BONDS – Book-Entry System” herein.

MATURITY SCHEDULE — SEE INSIDE COVER

The Bonds are not subject to optional redemption prior to the stated maturities thereof. See “THE BONDS – No Optional Redemption Prior to Maturity” herein.

The Bonds are direct, general obligations of the County to which the County’s full faith and credit and taxing power are pledged. The Bonds are payable from ad valorem taxes, unlimited as to rate or amount, to be levied against all taxable property located within the County, in addition to all other taxes to be levied, sufficient to pay the principal of, premium, if any and the interest on the Bonds when due. Such levy is not subject to any constitutional or statutory limitations. See “SECURITY” and “NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION” herein.

The County is issuing the Bonds pursuant to a resolution adopted by its Board of Commissioners under Section 23-120 et seq. and Section 10-142, Reissue Revised Statutes of Nebraska, as amended (the “Act”). The County is using the proceeds of the Bonds to purchase and cancel a portion of the County’s outstanding general obligation bonds as set forth herein and to pay certain costs of issuing the Bonds. See “THE BONDS – Authority and Purpose” herein.

THIS COVER PAGE CONTAINS CERTAIN INFORMATION FOR QUICK REFERENCE ONLY. IT IS NOT A SUMMARY OF THIS ISSUE. INVESTORS MUST READ THE ENTIRE OFFICIAL STATEMENT TO OBTAIN INFORMATION ESSENTIAL TO THE MAKING OF AN INFORMED INVESTMENT DECISION.

The Bonds are being offered in book-entry form when, as and if issued and received by the Underwriter named below and subject to the approval of legality and tax-exemption by Kutak Rock LLP, Omaha, Nebraska, Bond Counsel, and certain other conditions. It is expected that the Bonds will be available for delivery through DTC in New York, New York, on or about April 24, 2024*.



Dated: The date of this Official Statement is _____, 2024.

* Preliminary; subject to change. The principal amount will be contingent upon the results of the tender (as described herein).

This Preliminary Official Statement and the information contained herein are subject to completion or amendment. These securities may not be sold nor may offers to buy be accepted prior to the time the Official Statement is delivered in final form. Under no circumstances shall this Preliminary Official Statement constitute an offer to sell or a solicitation of an offer to buy nor shall there be any sale of these securities in any jurisdiction in which such offer, solicitation or sale would be unlawful prior to registration or qualification under the securities laws of any such jurisdiction.

MATURITY SCHEDULE*

\$ _____
*
**COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA
GENERAL OBLIGATION REFUNDING BONDS
SERIES 2024**

<u>Type</u>	<u>Maturity Date (December 15)</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Price</u>	<u>CUSIP¹ (119443)</u>
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%

%

* Preliminary; subject to change. Principal amount will be contingent upon the results of the purchase and cancellation of the Tendered Bonds (as described herein).

¹ CUSIP data herein is provided by the CUSIP Global Services, which is managed on behalf of the American Bankers Association by FactSet Research Systems Inc. CUSIP data is not intended to create a database and does not serve in any way as a substitute for the CUSIP Service. The CUSIP numbers have been assigned by an organization not affiliated with the County and are included for the convenience of the holders of the Bonds. None of the County, the Underwriter or the Registrar is responsible for the selection or use of the CUSIP numbers, nor is any representation made as to their correctness on the Bonds or as indicated above.

THE COUNTY OF BUFFALO, NEBRASKA

Board of County Commissioners

Ivan Klein, Chairperson
Sherry Morrow, Vice-Chairperson
Ron Loeffelholz, Member Timothy Higgins, Member
Dan Lynch, Member Bill Maendele, Member
Myron Kouba, Member

Elected County Officials

Kellie John, Register of Deeds
Heather Christensen, County Clerk
Brenda R. Rohrich, Treasurer
Roy Meusch, Assessor
Neil Miller, Sheriff
Shawn Eatherton, Attorney
Trenton Snow, Surveyor
Jeff Wirth, Public Defender
Cheryl Stabenow, Clerk District Court

BOND COUNSEL

Kutak Rock, LLP
Omaha, Nebraska

UNDERWRITER

Northland Securities, Inc.
Omaha, Nebraska

REGISTRAR AND PAYING AGENT

BOKF, National Association
Lincoln, Nebraska

INDEPENDENT AUDITOR

Dana F. Cole & Company LLP
Grand Island, Nebraska

REGARDING USE OF THIS OFFICIAL STATEMENT

This Official Statement is submitted in connection with the sale of the Bonds referred to herein and may not be reproduced or used, in whole or in part, for any other purpose. In making an investment decision, investors must rely upon their own examination of the County and the terms of the offering, including the merits and risks involved.

The information set forth herein has been obtained from the County and other sources that are believed to be reliable, but is not guaranteed as to accuracy or completeness by, and is not to be construed as a representation by, the Underwriter. The information and expressions of opinion herein are subject to change without notice, and neither the delivery of this Official Statement nor any sale made hereunder shall, under any circumstance, create any implication that there has been no change in the affairs of the County since the date hereof. Statements contained in this Official Statement which involve estimates, forecasts or matters of opinion, whether or not expressly so described herein, are intended solely as such and are not to be construed as representations of fact. No dealer, broker, sales representative or other person has been authorized by the County or the Underwriter to give any information or to make any representations, other than those contained in this Official Statement; and, if given or made, such other information or representations must not be relied upon as having been authorized by any of the foregoing.

The Bonds have not been registered with the United States Securities and Exchange Commission (the "Commission") under the Securities Act of 1933, as amended (the "Securities Act"), in reliance upon an exemption contained in the Securities Act. No federal or state securities commission or regulatory authority has recommended the Bonds. Moreover, none of the foregoing authorities has confirmed the accuracy or determined the adequacy of this Official Statement. Any representation to the contrary is a criminal offense.

The Underwriter intends to offer the Bonds initially at the offering prices set forth on the inside cover page hereto, which may subsequently change without any requirement of prior notice. In connection with this offering, the Underwriter may over allot or effect transactions which stabilize or maintain the market price of the Bonds offered hereby at a level above that which might otherwise prevail in the open market. Stabilization, if commenced, may be discontinued at any time. This Official Statement does not constitute an offer to sell or the solicitation of an offer to buy, and there shall be no sale of the Bonds by any person in any jurisdiction in which it is unlawful for such person to make such offer, solicitation or sale.

For purposes of compliance with Rule 15c2-12(b)(1) of the Commission, this Official Statement has been deemed final by the County as of the date hereof.

Certain statements included or incorporated by reference in this Official Statement constitute "forward-looking statements" within the meaning of the United States Private Securities Litigation Reform Act of 1995, Section 21E of the United States Securities Exchange Act of 1934, as amended, and Section 27A of the Securities Act. Such statements are generally identifiable by the terminology used such as "plan," "expect," "estimate," "anticipate," "budget," "intend" or other similar words. The achievement of certain results or other expectations contained in such forward-looking statements involve known and unknown risks, uncertainties and other factors which may cause actual results, performance or achievements described to be materially different from any future results, performance or achievements expressed or implied by such forward-looking statements. Neither the County nor any other party plans to issue any updates or revisions to those forward-looking statements if or when the expectations, or events, conditions or circumstances upon which such statements are based occur.\

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OFFICIAL STATEMENT

\$ _____*

**COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA
GENERAL OBLIGATION REFUNDING BONDS
SERIES 2024**

INTRODUCTION

The purpose of this Official Statement, which includes the cover page and the appendices hereto, is to set forth certain information concerning the County of Buffalo, Nebraska (the “**County**”) and the County’s General Obligation Refunding Bonds, Series 2024, being issued in the aggregate principal amount of \$ _____* (the “**Bonds**”).

The County is issuing the Bonds pursuant to a resolution duly adopted by the County Board of Commissioners (the “**Board**”) in accordance with the provisions of Sections 23-120 et seq. and 10-142, Reissue Revised Statutes of Nebraska, as amended (the “**Act**”), for the purpose of (a) purchasing and cancelling \$ _____* (the “**Tendered Bonds**”) in aggregate principal amount of its General Obligation Refunding Bonds, Taxable Series 2020, dated August 26, 2020 (the “**Taxable Series 2020 Bonds**”), which were issued in the original aggregate principal amount of \$19,000,000 and, after the purchase and cancellation of the Tendered Bonds on the date of issuance of the Bonds, will be outstanding in the aggregate principal amount of \$ _____* (the “**Outstanding Taxable Series 2020 Bonds**”), and (b) paying the costs of issuing the Bonds. On or about April 24, 2024, the County, with the assistance of Northland Securities, Inc., acting as dealer manager, released an “**Invitation to Tender Bonds** made by the County of Buffalo, Nebraska (the “**Invitation to Tender**”) inviting certain owners of Taxable Series 2020 Bonds to tender such Taxable Series 2020 Bonds for purchase by the County and subsequent cancellation (collectively, the “**Tender Offer**”). See “**THE BONDS – Authority and Purpose**” herein.

The Bonds are direct, general obligations of the County to which the County’s full faith and credit and taxing power are pledged. The Bonds are payable from ad valorem taxes, unlimited as to rate or amount, to be levied against all taxable property located within the County, in addition to all other taxes to be levied, sufficient to pay the principal of, premium, if any and the interest on the Bonds when due. Such levy is not subject to any constitutional or statutory limitations. See “**SECURITY**” and “**NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION**” herein.

The offering of the Bonds is made only by means of this entire Official Statement, including the appendices attached hereto. Descriptions of and references to the Bonds, the hereinafter-described Resolution, related transaction documents and other matters do not purport to be comprehensive or definitive and are qualified in their entirety by reference to the complete texts thereof, copies of which are available for inspection at the office of Northland Securities, Inc., as underwriter of the Bonds (the “**Underwriter**”). For more information regarding the County, see **APPENDIX A** attached hereto. For information regarding the Underwriter, see “**UNDERWRITING**” herein.

* Preliminary; subject to change. The principal amounts will be contingent upon the results of the purchase and cancellation of the Tendered Bonds.

THE BONDS

General

The Bonds are dated, bear interest at the rates and mature on the dates and in the principal amounts set forth on the inside cover page of this Official Statement. The County is issuing the Bonds as fully registered bonds which, when initially, will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”). DTC is acting as securities depository for the Bonds. Purchases of Bonds are being made in book-entry form only and in the principal amount of \$5,000 and whole multiples thereof (“**Authorized Denominations**”), through brokers and dealers who are, or who act through, DTC’s participants. Beneficial owners of the Bonds will not receive physical delivery of bond certificates so long as DTC or a successor securities depository acts as the securities depository with respect to the Bonds. See “THE BONDS – Book-Entry System” herein.

Payment Provisions

BOKF, National Association, from its corporate trust office in Lincoln, Nebraska, is the initial Registrar and Paying Agent with respect to the Bonds (the “**Registrar**”). The Registrar will pay interest on the Bonds on June 15 and December 15 of each year (each, an “**Interest Payment Date**”), commencing June 15, 2024*. Interest will be computed on the basis of a 360-day year consisting of twelve 30-day months, from their original issue date or the most recent Interest Payment Date, whichever is later, until maturity or earlier redemption. The Registrar will pay such interest by check or draft mailed to the registered owners at their registered addresses, both as shown on the registration books of the Registrar at the close of business on the 15th day (whether a business day or not) immediately preceding each Interest Payment Date (the “**Record Date**”). The Registrar will pay the principal of the Bonds at maturity or earlier date of redemption upon presentation and surrender of the Bonds at the office of the Registrar.

If payments of interest due on the Bonds on any Interest Payment Date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such Interest Payment Date and shall be payable to the registered owners as of a special date of record for payment of such defaulted interest as shall be designated by the Registrar whenever moneys for the purpose of paying such defaulted interest become available.

The foregoing procedures and methods for payment will apply if the provisions for global book-entry bonds as described below cease to be in effect and will apply to the holding and transfer of Bonds by DTC subject to certain modifications provided for in a Letter of Representations between the County and DTC. **SO LONG AS DTC OR ITS NOMINEE IS THE REGISTERED OWNER OF THE BONDS, PAYMENT OF THE PRINCIPAL OR THE REDEMPTION PRICE THEREOF AND THE INTEREST THEREON WILL BE MADE DIRECTLY TO DTC.** See “THE BONDS—Book-Entry System” herein.

No Optional Redemption Prior to Maturity*

The Bonds are not subject to optional redemption prior to the stated maturities thereof.

* Preliminary; subject to change

Registration, Transfer and Exchange of Bonds

The Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payment thereof and for all other purposes and neither the County nor the Registrar shall be bound by any notice or knowledge to the contrary, whether such Bond shall be overdue or not. All payments of or on account of interest to any registered owner of any Bond and all payments of or on account of principal to the registered owner of any Bond shall be valid and effectual and shall be a discharge of the County and the Registrar, in respect of the liability upon the Bonds or claim for interest, as the case may be, to the extent of the sum or sums paid.

The County will cause the books for the registration and transfer of the Bonds to be kept at the office of the Registrar at all times while any of such Bonds shall be outstanding. The Bonds are being issued in “Book-Entry-Only” form. Reference is made to the section and caption entitled “THE BONDS — Book-Entry System” herein” for registry details and transfer information. To the extent of denominations authorized for Bonds by the terms of the Resolution, one Bond may be transferred for several other Bonds of the same series, interest rate and maturity, and for a like aggregate principal amount and several such Bonds, of the same series may be transferred for one of several such Bonds, respectively, the same series, interest rate and maturity and for a like aggregate principal amount. As a condition of any registration or transfer, the Registrar may at its option require the payment of a sum sufficient to reimburse it or the County for any tax or other governmental charge that may be imposed thereon, but no fee shall be charged for the registration of transfer or issuance. The Registrar shall not be required to issue, transfer or exchange Bonds from any Record Date until the next Interest Payment Date. Transfer of interests by Beneficial Owners, so long as there is a securities depository serving, will be governed by the procedures described under “THE BONDS — Book-Entry System” herein.

Purpose and Authority

Purpose. The County is issuing the Bonds to (a) fund the purchase and cancellation of the Tendered Bonds, and (b) pay the costs of issuing the Bonds.

Authority. The County is issuing the Bonds pursuant to a resolution adopted by the Board on February 13, 2024 (the “**Resolution**”) in accordance with the Act. The County issued the Taxable Series 2020 Bonds to (a) advance refund and defease on a taxable basis the County’s then-outstanding General Obligation Refunding Bonds, Series 2016, dated September 13, 2016 (the “**Series 2016 Bonds**”), and (b) pay the costs of issuing the Taxable Series 2020 Bonds. The County issued the Series 2016 Bonds to refund and redeem the County’s General Obligation Refunding Bonds, Series 2011, dated October 13, 2011 (the “**Series 2011 Bonds**”), which were issued to advance refund the County’s General Obligation Bonds, Series 2008, dated November 20, 2008 (the “**Series 2008 Bonds**”), and which were issued by the County following authorization by the required majority of the qualified voters of the County voting at an election held by the County on March 11, 2008 (the “**Election**”), to pay the costs of constructing and equipping a new justice center for the County (the “**Project**”).

Book-Entry System

General. The Bonds are being made available initially in book-entry form only in Authorized Denominations. DTC will act as securities depository for the Bonds. The ownership of one fully registered Bond for each maturity, as set forth on the inside cover of this Official Statement, each in the aggregate principal amount of such maturity, will be registered in the name of Cede & Co., as the nominee for DTC. Ownership interests in the Bonds will be available to purchasers only through the book-entry system maintained by DTC (the “**Book-Entry System**”). A description of DTC, the Book-Entry System and definitions of initially capitalized terms used under this heading are found in “**APPENDIX D – BOOK-ENTRY SYSTEM**” attached hereto.

Risk Factors. Beneficial Owners of the Bonds may experience some delay in their receipt of distributions of the principal or redemption price of and interest on the Bonds because such distributions will be forwarded by the Registrar to DTC, credited by DTC to the accounts of its Direct Participants, which will thereafter credit them to the accounts of the Beneficial Owners either directly or indirectly through Indirect Participants. No assurance can be given by the County or the Registrar that DTC will distribute to the Participants, or that the Participants will distribute to the Beneficial Owners, (i) payment of debt service on the Bonds paid to DTC, or its nominee, as the registered owner, or (ii) any redemption or other notices, or that DTC or the Participants will serve and act on a timely basis or in the manner described in this Official Statement.

Because transactions in the Bonds can be effected only through DTC, DTC Participants and certain banks, the ability of a Beneficial Owner to pledge a Bond to persons or entities that do not participate in the Book-Entry System or otherwise to take actions in respect of such Bonds may be limited due to the lack of physical certificates. Beneficial Owners will not be recognized by the Registrar as registered owners for purposes of the Resolution, and Beneficial Owners will be permitted to exercise the rights of registered owners only indirectly through DTC and DTC Participants. For the rights of Beneficial Owners with respect to the County’s continuing disclosure obligation, see **APPENDIX C** hereto.

Notice of any proposed modification or amendment of the Resolution by means of a supplemental resolution or resolutions that are to be effective with the consent of the registered owners of the Bonds as well as all notices of redemption will be mailed to DTC, as the registered owner of the Bonds then outstanding.

CUSIP Numbers. It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such numbers on any Bonds, nor any error in the printing of such numbers shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and payment for any Bonds.

SECURITY

The Bonds are direct, general obligations of the County, secured as to the payment of principal, premium and interest by an irrevocable pledge of the full faith, credit, resources and taxing powers of the County. Until the Bonds and interest thereon are fully paid or payment provided for, the County has covenanted in the Resolution to cause to be levied and collected annually a special levy of taxes on all the taxable property in the County, in addition to all other taxes, sufficient in rate and amount to pay the principal of, premium, if any, and interest on the Bonds as and when the same become due. The Resolution obligates the County to annually include in its budget an amount sufficient to pay debt service on the Bonds. See the caption “**NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION**” for further discussion on taxation and the County’s budgetary process. Pursuant to the

Resolution, the County has pledged such ad valorem tax levy and receipts to the payment of the debt service of the Bonds.

Generally, any tax levy by the County is subject to the constitutional levy limitation as set forth in Article VIII, Section 5 of the Nebraska State (the “**State**”) Constitution, which limits the aggregate amount of taxes a county can levy to not more than \$0.50 per \$100 of taxable valuation, unless such levy is authorized by the voters of the county. However, because the levy with respect to the Bonds was approved by the Election, the County’s tax levy to pay debt service on the Bonds will not be subject to the constitutional levy limitation.

In addition to the Bonds, the County’s Outstanding Taxable Series 2020 Bonds remain outstanding in the aggregate principal amount of \$_____*. The Outstanding Taxable Series Bonds are general obligation bonds of the County and are secured by the pledge of its full faith and credit and its taxing power. The County has covenanted with respect to the Outstanding Taxable Series 2020 Bonds to levy and collect annually a special levy of taxes on all the taxable property in the County, in addition to all other taxes – including the levy relating to the Bonds – sufficient in rate and amount to pay the principal of, premium, if any, and interest on the Outstanding Taxable Series 2020 Bonds.

BONDHOLDERS’ RISKS

As described above in “SECURITY”, the Bonds are payable from general ad valorem taxes levied upon the taxable property in the County without limit as to rate or amount and other available moneys for the County. Prospective purchasers of the Bonds should be aware that investment in the Bonds may entail some degree of risk. Each prospective investor in the Bonds is encouraged to read this Official Statement in its entirety. Particular attention should be given to the factors described below which could affect the payment of debt service on the Bonds and could affect the market price of the Bonds to an extent that cannot be determined. This discussion of risk factors is not, and is not intended to be, exhaustive.

Absence of Credit Enhancement

No credit enhancement (such as bond insurance or a letter of credit) has been or will be obtained by the County in connection with the issuance of the Bonds. Prospective purchasers must look solely to the County for repayment of the principal of the Bonds and the interest thereon.

Lack of Market for the Bonds

The Bonds will not be listed on a securities exchange or inter-dealer quotation system. Although the Underwriter presently intends to make a market for the Bonds, the Underwriter is not obligated to purchase any of the Bonds in the future, and such market making may be discontinued at any time. There can be no assurance that there will be a secondary market for the Bonds, and the absence of such a market for the Bonds could result in investors not being able to resell their Bonds should they need or wish to do so.

No Mortgage or Collateral

The Bonds are not secured by a mortgage, deed of trust or security interest in any real or personal property of the County, including the Project being refinanced with the Bond proceeds. Accordingly, the

* Preliminary; subject to change. The principal amount will be contingent upon the results of the purchase and cancellation of the Tendered Bonds.

Bondholders will not have any right to exercise any remedies against any real or personal property of the County upon any event of a default with respect to the Bonds.

Limitation of Rights upon Insolvency

The United States Bankruptcy Code enables debtors, including municipalities, counties and school districts, which are insolvent to obtain relief through petition and plan which may result in the modification or delay of payments to creditors, including bondholders. Relief under Chapter 9 of the federal Bankruptcy Code is available only to those municipalities which are specifically authorized to be a debtor under such Chapter by state law or by a governmental officer or organization empowered by state law to authorize such entity to be a debtor under Chapter 9. The State has authorized its political subdivisions, including counties, to seek relief under the United States Bankruptcy Code by statute. Upon any insolvency upon the part of the County, the Bonds likely would represent general, unsecured; but no assurance can be given that the bankruptcy judge would reach this conclusion. The extent to which the exception from limitations upon overall tax rates provided for in existing legislation, including the provisions of “Budget Limitations” and “Tax Levy Limitations” (as such terms are defined and described below under the heading “NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION”), might entitle bondholders to be treated as a separate class or otherwise given priority over other unsecured claimants is a matter that would be subject to future determinations of State and federal courts interpreting and applying both state law and the United States Bankruptcy Code. Procedures under the Bankruptcy Code or other insolvency laws could result in delays in payment and modifications of payment rights.

No Optional Redemption Prior to Maturity*

In considering whether to make an investment in the Bonds, potential investors should consider the information included in this Official Statement under the heading “THE BONDS—No Optional Redemption Prior to Maturity” herein. Investors should thus be prepared to hold the Bonds until the stated maturities thereof.

Tax Treatment of the Bonds; Changes in Federal and State Law

The Code establishes certain requirements that must be met subsequent to the issuance of the Bonds in order that interest thereon be and remain excludable from gross income for federal income tax purposes. Failure to comply with such requirements could cause the interest on the Bonds to be includable in gross income retroactive to the date of original issuance of the Bonds. In addition, from time to time, there are legislative proposals in the Congress and in the states that, if enacted, could alter or amend the federal and state tax status of the Bonds or adversely affect their market value. The County cannot predict whether or in what form any such proposal might be enacted or whether if enacted it would apply to bonds issued prior to enactment.

Nebraska Developments Related to Budgets and Taxation

From time to time the State Legislature has taken actions designed to reduce the reliance of local governmental units on property taxation. For a discussion of such changes, see “NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION” herein.

* Preliminary; subject to change.

Fluctuations in State Revenues

The State, like many other states, experiences fluctuations in collections of revenues relating to general economic conditions as they impact enterprises throughout the State. Decreased collections can result in lower forecasts of revenues for the budgeting purposes of the State. In response to this change in revenue receipts and forecasts, the State Legislature may increase certain taxes and/or reduce State expenditures, including State contributions to certain political subdivisions. Further consideration of decreased aid to local governments, including counties, may occur in regular legislative sessions and, possibly, in one or more special sessions. Although revenue receipts and forecasts, as publicly reported, have recently improved, there can be no assurance concerning levels of expenditure by the State affecting counties.

Cybersecurity

Computer networks and data transmission and collection are vital to the efficient operation of the County. Despite the implementation of network security measures by the County, its information technology and infrastructure may be vulnerable to deliberate attacks by hackers, malware, ransomware, or computer virus, or may otherwise be breached due to employee error, malfeasance, or other disruptions. Any such breach could compromise networks, and the information stored thereon could be disrupted, accessed, publicly disclosed, lost, or stolen. Although the County does not believe that its information technology systems are at a materially greater risk of cybersecurity attacks than other similarly situated governmental entities, any such disruption, access, disclosure, or other loss of information could have an adverse effect on the County's operations and financial health. Further, as cybersecurity threats continue to evolve, the County may be required to expend significant additional resources to continue to modify and strengthen security measures, investigate, and remediate any vulnerabilities, or invest in new technology designed to mitigate security risks.

NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION

General

The County's principal source of revenue for its general fund is local property taxes. The Bonds will be payable from the collection of local property taxes. See "SECURITY" herein. The system of assessing and taxing personal property by the State for purposes of local ad valorem taxation for support of local political subdivisions, including the County, has from time to time been the object of controversy, legal challenges, constitutional initiative petitions and legislative action.

Budget and Levy Limitations

The State Legislature has imposed budget limitations and property tax restrictions on State political subdivisions, including counties, intended to reduce the level of property taxation and expenditures within the State. Budget limitations relating to counties and other political subdivisions (Section 13-518 *et seq.*, Reissue Revised Statutes of Nebraska, as amended, and related sections, the "**Budget Limitations**") limit the growth in amounts which may be budgeted with respect to certain restricted funds. Tax levy limitations (Section 77-3442 *et seq.*, Reissue Revised Statutes of Nebraska, as amended, and related sections, the "**Levy Limitations**") provide for an overall limitation on tax rates levied by counties. The Budget Limitations, because they apply only to certain restricted funds, do not limit the budgeting of expenditures for debt service on bonded indebtedness. Similarly, the Levy Limitations expressly exclude property tax levies relating to bonded indebtedness. However, as discussed below, counties are subject to a State Constitutional limitation on property tax levies.

The Budget Limitations limit the growth in amounts which may be budgeted with respect to certain restricted funds. Restricted funds include (a) property taxes, (b) payments in lieu of property taxes, (c) local option sales taxes, (d) motor vehicle taxes, (e) state aid, (f) transfers of surpluses from user and other fees if the transfer funds a service or function not directly related to the fee or charge and (g) unexpended funds from the prior year budgeted for capital expenditures which are not expected to be spent for capital improvements. The limitation imposed does not apply to (a) restricted funds budgeted for capital improvements, (b) restricted funds expended from a qualified sinking fund for acquisition or replacement of tangible personal property, (c) restricted funds pledged to retire bonded indebtedness or used to pay other financial instruments that are approved and agreed to before July 1, 1999 (d) restricted funds budgeted in support of a service which is the subject of an interlocal cooperation agreement, (e) restricted funds budgeted for repairs to infrastructure in the case of a declared disaster emergency and (f) restricted funds budgeted to pay for certain judgments. The Budget Limitations currently provide for a base limitation of 2.5% upon increases. Such base limitation is subject to review by the Nebraska Legislature from year to year. The base limitation may be exceeded by an additional 1% upon an affirmative vote of at least 75% of the governing body. These limitations are to be enforced through the office of the Auditor of Public Accounts of the State and state aid may be withheld from governmental units which fail to comply. **The Budget Limitations do not apply to, among other things, revenue pledged to retire bonded indebtedness, such as the Bonds.**

Under the Levy Limitations the rates for levying property taxes have been limited for each type of governmental unit in the State. Counties may levy or authorize a maximum levy of \$0.50 per one hundred dollars (\$100) of taxable valuation of property subject to the levy, except that an additional \$0.05 levy may be levied only to provide financing for the county's share of revenue required under an agreement or agreements executed pursuant to the Interlocal Cooperation Act or the Joint Public Agency Act. Counties may, at their discretion, allocate up to \$0.15 of its levy authority to other political subdivisions subject to allocation of property tax authority under Section 77-3443(1), Reissue Revised Statutes of Nebraska, as amended, to levy taxes as authorized by law which do not collectively exceed \$0.15 per one hundred dollars of taxable valuation on any parcel or item of taxable property. Such \$0.15 allocation authority applies to certain political subdivisions within a county, such as townships and fire protection districts, but does not include cities, villages, school districts, community colleges, natural resource districts, educational service units and sanitary and improvement districts. **Any tax levied to pay the principal of and interest on the Bonds will not be subject to the Levy Limitations.**

Generally, any tax levy by a county is subject to the constitutional levy limitation as set forth in Article VIII, Section 5 of the State Constitution. Article VIII, Section 5, limits the aggregate amount of taxes that a county can levy to not more than \$0.50 per \$100 of taxable valuation, unless the levy is authorized by the voters of the county. **The ballot question approved by voters at the Election, approved issuance of the Bonds and also provided that the levy for payment of Bond principal and interest was payable from a tax levy unlimited as to rate and amount, not subject to the aforesaid limit of \$0.50 per \$100 of taxable value. Consequently, any tax levy to pay the principal of and the interest on the Bonds will not be subject to the constitutional limitation of \$0.50 per one hundred dollars (\$100) of taxable valuation.**

The 2023 taxable valuation of all taxable property located in the County is \$7,335,653,421. The County's tax levy for the 2023-24 fiscal year is set at \$0.321211 per \$100 of taxable valuation which is expected to produce approximately \$23,562,925 in tax collections. For a discussion of the County's prior levies and collection history, see APPENDIX A – "THE COUNTY OF BUFFALO, NEBRASKA" attached hereto.

The future methods for providing for financing counties, cities, villages and other local units may be altered depending upon future actions to be taken by the Nebraska Legislature, further decisions of the Nebraska Supreme Court and federal courts and future initiative petitions proposed by voters.

THE COUNTY

The County is a county and political subdivision created and existing under the laws of the State, including, without limitation, Section 22-110, Reissue Revised Statutes of Nebraska, as amended. See APPENDIX A – “THE COUNTY OF BUFFALO, NEBRASKA” and APPENDIX B – “FINANCIAL STATEMENTS” attached hereto.

SOURCES AND USES OF BOND PROCEEDS*

Set forth below are the estimated sources and uses of funds:

Sources of Funds:	
Bond Proceeds	\$
Plus Original Issue Premium	
Total:	<u>\$</u>
Uses of Funds:	
Purchase and Cancellation of Tendered Bonds	\$
Costs of Issuance (including underwriting discount)	
Total:	<u>\$</u>

* Preliminary; subject to change. The principal amount will be contingent upon the results of the purchase and cancellation of the Tendered Bonds.

DEBT SERVICE SCHEDULE*

The following schedule sets forth the amounts required to be paid in each annual period for payment of the principal of and interest on the Bonds and the Outstanding Taxable Series 2020 Bonds, which amounts are to be collected from the levy of ad valorem taxes described herein:

Period Ending (December 15)	Outstanding Taxable	<u>Bonds</u>		<u>Total</u>	<u>Combined Total</u>
	Series 2020 Bonds	<u>Principal</u>	<u>Interest</u>		
2024					
2025					
2026					
2027					
2028					
2029					
2030					
2031					
Total					

CONTINUING DISCLOSURE

For the benefit of the holders and Beneficial Owners of the Bonds, the County has covenanted to provide or to cause to be provided certain financial information and operating data relating to the County (the “**Annual Report**”) by not later than twelve months following the end of the County's fiscal year (currently ending June 30) or such later date as when the Annual Report or portions thereof become available, commencing with the report for the fiscal year ended June 30, 2024 (which is due no later than June 30, 2025 or such later date as when the Annual Report or portions thereof become available), and to provide notices of the occurrence of certain enumerated events (the “**Listed Events**”). The specific nature of the information to be contained in the Annual Report and the notices of Listed Events is described in the Continuing Disclosure Agreement (the “**Disclosure Agreement**”), the form of which is attached hereto as APPENDIX C: “**FORM OF CONTINUING DISCLOSURE AGREEMENT**”. These covenants have been made in order to assist the Underwriter in complying with Securities and Exchange Commission Rule 15c2-12 (“**Rule 15c2-12**”).

The Annual Report and the notices of Listed Events will be filed by the County or its dissemination agent with the Municipal Securities Rulemaking Board (the “**MSRB**”) through the MSRB’s Electronic Municipal Market Access system (“**EMMA**”). EMMA is an internet-based, online portal for free investor access to municipal bond information, including offering documents, material event notices, real-time municipal securities trade prices and MSRB education resources, available at www.emma.msrb.org. Nothing contained on EMMA relating to the County or the Bonds is incorporated by reference in this Official Statement.

A failure by the County to comply with the Disclosure Certificate will not constitute a default under the Resolution, although bondholders will have any available remedy at law or in equity. Any such failure must be reported in accordance with Rule 15c2-12 and must be considered by any broker, dealer or municipal securities dealer before recommending the purchase or sale of the Bonds in the secondary market. Consequently, such a failure may adversely affect the transferability and liquidity of the Bonds and their market price.

* Preliminary, subject to change. The debt service will be contingent upon the results of the purchase and cancellation of the Tendered Bonds.

TAX MATTERS

Federal Tax Matters

Tax Opinions. In the opinion of Kutak Rock LLP, Bond Counsel, under existing laws, regulations, rulings and judicial decisions, interest on the Bonds is excludable from gross income for federal income tax purposes and is not a specific preference item for purposes of the federal alternative minimum tax imposed on individuals. The opinions described in the preceding sentence assume the accuracy of certain representations and compliance by the County with covenants designed to satisfy the requirements of the Code that must be met subsequent to the issuance of the Bonds. Failure to comply with such requirements could cause interest on the Bonds to be included in gross income for federal income tax purposes retroactive to the date of issuance of the Bonds. The County has covenanted to comply with such requirements. Interest on the Bonds may affect the federal alternative minimum tax imposed on certain corporations.

The accrual or receipt of interest on the Bonds may otherwise affect the federal income tax liability of the owners of the Bonds. The extent of these other tax consequences will depend on such owners' particular tax status and other items of income or deduction. Bond Counsel has expressed no opinion regarding any such consequences.

Purchasers of the Bonds, particularly purchasers that are corporations (including S corporations, foreign corporations operating branches in the United States of America, and certain corporations subject to the alternative minimum tax imposed on corporations), property or casualty insurance companies, banks, thrifts or other financial institutions, certain recipients of social security or railroad retirement benefits, taxpayers entitled to claim the earned income credit, taxpayers entitled to claim the refundable credit in Section 36B of the Code for coverage under a qualified health plan or taxpayers who may be deemed to have incurred or continued indebtedness to purchase or carry tax-exempt obligations, should consult their tax advisors as to the tax consequences of purchasing or owning the Bonds.

Original Issue Premium. Bonds sold at initial public offering prices that are greater than the respective stated amounts to be paid at maturity constitute “**Premium Bonds**”. An amount equal to the excess of the issue price of a Premium Bond over its stated redemption price at maturity constitutes premium on such Premium Bond. An initial purchaser of a Premium Bond must amortize any premium over the term of such Premium Bond using constant yield principles, based on the purchaser’s yield to maturity (or, in the case of a Premium Bond callable prior to its maturity, by amortizing the premium to the call date, based on the purchaser’s yield to the call date and giving effect to any call premium). As premium is amortized, the purchaser’s basis in such Premium Bond is reduced by a corresponding amount resulting in an increase in the gain (or decrease in the loss) to be recognized for federal income tax purposes upon a sale or disposition of such Premium Bond prior to its maturity. Even though the purchaser’s basis may be reduced, no federal income tax deduction is allowed. Purchasers of a Premium Bond should consult with their tax advisors with respect to the determination and treatment of amortizable premium for federal income tax purposes and with respect to the state and local tax consequences of owning a Premium Bond.

Bank Qualified. The County has represented that it does not expect to issue greater than \$10,000,000 of tax-exempt obligations during the 2024 calendar year (excluding certain private activity bonds and refunding bonds), and in the Resolution it has designated the Bonds as “qualified tax-exempt obligations” within the meaning of Section 265(b)(3) of the Code. Accordingly, Bond Counsel is of the opinion that in the case of certain banks, thrift institutions or other financial institutions owning the Bonds, a deduction is allowed for 80% of that portion of such institutions’ interest expense allocable to interest on the Bonds. Bond Counsel expresses no opinion with respect to any deduction for federal tax law purposes of interest on indebtedness incurred or continued by a holder of the Bonds or a related person to purchase or carry the Bonds.

Backup Withholding. An owner of a Bond may be subject to backup withholding at the applicable rate determined by statute with respect to interest paid with respect to the Bonds if such owner fails to provide to any person required to collect such information pursuant to Section 6049 of the Code with such owner’s taxpayer identification number, furnishes an incorrect taxpayer identification number, fails to report interest, dividends or other “reportable payments” (as defined in the Code) properly, or, under certain circumstances, fails to provide such persons with a certified statement, under penalty of perjury, that such owner is not subject to backup withholding.

No Other Opinion. Bond Counsel expresses no other opinion regarding the federal tax consequences arising with respect to the Bonds.

State Tax Opinion

In the opinion of Bond Counsel, under the existing laws of the State, the interest on the Bonds is exempt from State income taxation so long as it is exempt for purposes of the federal income tax. Bond Counsel expresses no other opinion regarding the State or local tax consequences arising with respect to the Bonds.

Changes in Federal and State Tax Law

From time to time, there are legislative proposals in the Congress and in the states that, if enacted, could alter or amend the federal and state tax matters referred to above or adversely affect the market value of the Bonds. It cannot be predicted whether or in what form any such proposal might be enacted or whether if enacted it would apply to bonds issued prior to enactment. In addition, regulatory actions are from time to time announced or proposed and litigation is threatened or commenced which, if implemented or concluded in a particular manner, could adversely affect the market value of the Bonds.

It cannot be predicted whether any such regulatory action will be implemented, how any particular litigation or judicial action will be resolved, or whether the Bonds or the market value thereof would be impacted thereby. Purchasers of the Bonds should consult their tax advisors regarding any pending or proposed legislation, regulatory initiatives or litigation. The opinions expressed by Bond Counsel are based upon existing legislation and regulations as interpreted by relevant judicial and regulatory authorities as of the date of issuance and delivery of the Bonds and Bond Counsel expresses no opinion as of any date subsequent thereto or with respect to any pending legislation, regulatory initiatives or litigation.

LEGAL OPINION

The approving opinion of Kutak Rock LLP, Omaha, Nebraska (“**Bond Counsel**”) will affirm, among other things, that the Bonds have been authorized and issued in accordance with the Constitution and statutes of the State and constitute valid and legally binding obligations of the County, and that the County has the power to secure the Bonds as set forth in the Resolution. The rights of the holders of the Bonds and the enforceability thereof may be subject to valid bankruptcy, insolvency, reorganization, moratorium and other laws for the relief of debtors.

By rendering its legal opinion, Bond Counsel does not become an insurer or guarantor of that expression of professional judgment, of the transaction opined upon, or for the future performance of parties to the transaction, nor does the rendering of an opinion guarantee the outcome of any legal dispute that may arise out of the transaction. Bond Counsel has participated in the preparation of this Official Statement but expresses no opinion as to the accuracy, completeness or sufficiency of the factual, statistical, demographic, operating and financial information appearing herein, which has been supplied and/or reviewed by certain officials and agents of the County, excepting only matters relating to its opinion, including the matters appearing in the sections of this Official Statement captioned “LEGAL OPINION” and “TAX MATTERS” herein.

FINANCIAL STATEMENTS

The financial statements of the County, as of and for the year ended June 30, 2022, included in **APPENDIX B** to this Official Statement, have been audited by Dana F. Cole & Company LLP, Certified Public Accountants, Grand Island, Nebraska (the “**Auditor**”), as stated in the report appearing herein. The Auditor has not been asked to review the information in this Official Statement, to express any opinion with respect thereto, to update or revise their report in light thereof or to provide their consent to the inclusion of the financial statements and report in this Official Statement.

UNDERWRITING

The Bonds are being purchased by Northland Securities, Inc., Omaha, Nebraska (the “**Underwriter**”). The Underwriter has agreed, subject to certain conditions set forth in the Bond Purchase Agreement between the Underwriter and the County (the “**Purchase Agreement**”), to purchase the Bonds from the County at a price equal to \$_____ (par, less an underwriting discount equal to \$_____), plus accrued interest, if any. The Purchase Agreement provides that the Underwriter will purchase all such Bonds if any such Bonds are purchased.

The Underwriter intends to offer the Bonds to the public initially at the offering prices set forth on the inside cover page of this Official Statement, which may subsequently change without any requirement of prior notice. The Underwriter reserves the right to join with dealers and other underwriter(s) in offering the Bonds to the public. The Underwriter may offer and sell Bonds to certain dealers (including dealers depositing Bonds into investment trusts) at prices lower than the public offering prices. In connection with

this offering, the Underwriter may overallocate or effect transactions that stabilize or maintain the market price of the Bonds at a level above that which might otherwise prevail in the open market. Such stabilizing, if commenced, may be discontinued at any time.

While the Underwriter expects, insofar as possible, to maintain a secondary market for the Bonds, no assurance can be given concerning the future maintenance of such a market by the Underwriter or others, and prospective purchasers of the Bonds should therefore be prepared to hold their Bonds to their maturity.

The Underwriter is not acting as a financial advisor to the County in connection with the offer and sale of the Bonds.

PRIORITY OF ALLOCATIONS OF BONDS

The County has advised the Underwriter for the Bonds, that any holder of the Tendered Bonds who tenders its Tendered Bonds pursuant to the Tender Offer and who submits an order to purchase any Bonds may, subject to certain limitations, have a preference of allocation of the Bonds up to the principal amount of the Tendered Bonds that such bondholder so tenders. The County also has the discretion to alter its instructions.

LITIGATION

Upon delivery of the Bonds, the County will certify that there is no litigation, suit or other proceeding of any kind pending, or threatened, (a) seeking to restrain or enjoin the issuance or delivery of the Bonds, or (b) contesting, disputing or affecting in any way (i) the legal organization of the County or its boundaries, (ii) the right or title of any of its officers to their respective offices, (iii) the legality of any of its official acts shown to have been done in the transcript relating to the Bonds, (iv) the constitutionality or validity of the Bonds or the indebtedness represented by the Bonds, or any of the proceedings had in relation to the authorization, issuance or sale thereof, (v) the legality, validity or enforceability of the Resolution or any of the related Bond documents, (vi) the power and authority of the County to secure the Bonds in the manner provided for in the Resolution, and (vii) the federal or State tax-exempt status of the interest on the Bonds, or (c) that could have a material adverse effect on the ability of the County to make payments on the Bonds or to perform its agreements and obligations under the Resolution or the Bond documents.

RATING

Moody's Investors Service ("**Moody's**") has assigned the Bonds a rating of "Aa2". Any desired explanation of the significance of the ratings should be obtained from Moody's. A rating is not a recommendation to buy, sell or hold the Bonds. The County furnished Moody's with certain information and materials relating to the Bonds and the County which have not been included in this Official Statement. Generally, a rating agency bases its rating on the information and materials so furnished and on investigations, studies and assumptions made by such rating agency. There is no assurance that a particular rating will be maintained for any given period of time or that it will not be lowered or withdrawn entirely if, in the judgment of the agency originally establishing the rating, circumstances so warrant. Except as set forth in APPENDIX C—FORM OF CONTINUING DISCLOSURE AGREEMENT, neither the County nor the Underwriter has undertaken any responsibility either to bring to the attention of the owners of the Bonds any proposed revision or withdrawal of the ratings of the Bonds or to oppose any such proposed revision or withdrawal. Any such change in or withdrawal of such ratings could have an adverse effect on the market price of the Bonds

MISCELLANEOUS

Any descriptions herein of the terms of the Bonds, the Resolution and related transactional documents do not purport to be complete, and any such descriptions and references thereto are qualified in their entirety by reference to each such document, copies of which may be obtained from the Underwriter.

Simultaneously with the delivery of the Bonds, the County will furnish to the Underwriter a certificate which shall state, among other things, that to the best knowledge and belief of such officer, this Official Statement (and any amendment or supplement hereto) as of the date of sale and as of the date of delivery of the Bonds does not contain any untrue statement of a material fact or omit to state a material fact required to be stated therein or necessary to make the statements herein, in light of the circumstances under which they were made, not misleading in any material respect.

The Official Statement, and its distribution and use by the Underwriter, have been approved by the County. Neither the County nor any of its officers, directors or employees, in either their official or personal capacities, has made any warranties, representations or guarantees regarding the financial condition of the County or the County's ability to make payments required of it; and further, neither the County nor its officers, directors or employees assume any duties, responsibilities or obligations in relation to the issuance of the Bonds other than those either expressly or by fair implication imposed on the County by the Resolution.

THE COUNTY OF BUFFALO, NEBRASKA

APPENDIX A

SELECTED INFORMATION CONCERNING THE COUNTY OF BUFFALO, NEBRASKA

General

Buffalo County, Nebraska (the “County”) is located in central Nebraska. The City of Kearney, the county seat of the County, is located approximately 50 miles west of Grand Island, Nebraska and approximately 130 miles west of Lincoln, Nebraska. The economy of the County is agriculturally related. The City of Kearney has a progressive business community consisting of manufacturing, retail and service outlets.

The City of Kearney, Nebraska, the largest city in the County, is served by a main line of the Union Pacific Railroad. Commercial airline service is available in Grand Island, Nebraska (51 minutes) and Lincoln, Nebraska (1 hr. and 55 minutes). The Kearney Regional Airport is located in the City of Kearney, Nebraska.

The City of Kearney, Nebraska provides its own sewer and water services. Black Hills Energy and NorthWestern Energy is the supplier of natural gas to the City. Nebraska Public Power District supplies electric power to residents.

Governance

The County is governed by a seven-member Board of Commissioners, elected by popular vote for staggered four-year terms. Current Board Members are as follows:

Ivan Klein, Gibbon, Nebraska
Ron Loeffelholz, Kearney, Nebraska
Timothy Higgins, Kearney, Nebraska
Dan Lynch, Kearney, Nebraska
Sherry Morrow, Kearney, Nebraska
Bill Maendele, Kearney, Nebraska
Myron Kouba, Kearney, Nebraska

Hospitals and Nursing Homes

Kearney Regional Medical Center is an acute care hospital located in Kearney, Nebraska. Opened in 2014, the acute care facility offers services for surgical, medical, clinical and emergency.

CHI Health Good Samaritan is a 287-bed regional referral center in Kearney, Nebraska. CHI Health Good Samaritan is part of the Catholic Health Initiatives. The facility offers services in maternity, NICU, neurology, emergency, orthopedics and trauma.

Richard Young Behavioral Health in Kearney, Nebraska is an inpatient and outpatient specialized mental health facility. The facility, a part of CHI Health, offers assistance for chemical dependency, mental health disorders and other services.

Buffalo County is home to numerous nursing home facilities and assisted living facilities. The County also home to dental practices and medical practices to meet the needs of the residents.

Banking

Needs of the County are served by the following financial institutions:

Exchange Bank (Branch of Gibbon)	Bank of the West (Branch of San Francisco, CA)
Wells Fargo Bank, NE (Branch of Sioux Falls, SD)	Town and Country Bank (Branch of Ravenna)
First National Bank of Omaha (Branch of Omaha)	Farmers and Merchants Bank (Branch of Milford)
U.S. Bank, NA (Branch of Cincinnati, OH)	FirsTier Bank (Branch of Kimball)
Great Western Bank (Branch of Watertown, SD)	Heritage Bank (Branch of Wood River)
Five Points Bank (Branch of Grand Island)	Kearney Federal Credit Union
Heartland Bank (Branch of Geneva)	NebraskaLand National Bank (Branch of North Platte)
Union Bank & Trust (Branch of Lincoln, NE)	Pinnacle Bank (Branch of Nashville, TN)
Platte Valley State Bank (Branch of North Bend, NE)	

Schools and Colleges

Educational needs within the County are served by the following school districts (2022-23):

<u>School</u>	<u>Class of</u>	<u>Enrollment</u>
<u>Public</u>		
Kearney Public Schools (Buffalo County SD 0007)	3	6,152
Gibbon Public Schools (Buffalo County SD 0002)	3	554
Elm Creek Public Schools (Buffalo County SD 0009)	3	374
Shelton Public Schools (Buffalo County SD 0019)	3	269
Ravenna Public Schools (Buffalo County SD 0069)	3	413
Pleasanton Public Schools (Buffalo County SD 0105)	3	304
Amherst Public Schools (Buffalo County SD 0119)	3	394

The following private schools also provide education within the County.

<u>School</u>	<u>Enrollment</u>
<u>Nonpublic</u>	
Faith Christian School, Kearney	81
Kearney Catholic, Kearney	357
Zion Lutheran Elementary School, Kearney	181

Post secondary education is provided by the University of Nebraska at Kearney and Central Community College, located in Kearney, Nebraska.

Educational Service Unit

County school districts belong to Educational Service Unit No. 10, which is headquartered in Kearney, Nebraska and serves Blaine, Boone, Buffalo, Custer, Dawson, Garfield, Greeley, Hall, Howard, Loup, Sherman and Valley counties. Major services include administration, instructional materials/printing and production, professional development, special education and technology.

Sales Tax

The Village of Elm Creek and the Village of Pleasanton have a 1.0% sales tax in effect. The City of Gibbon, the City of Kearney and the City of Ravenna have a 1.5% sales tax in effect.

SELECTED COUNTY TAX INFORMATION

Authority to Levy Property Taxes

Section 23-119, Reissue Revised Statutes of Nebraska, as amended, grants to counties the authority to levy and collect taxes authorized by law for county purposes. Such authority is subject to the limits established by 77-3442 (see “NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION”), and is also subject to the Constitutional maximum levy applicable to the County for all purposes of \$0.50 per one hundred dollars (\$100) of taxable valuation of the County. **However, the levy to repay the Bonds offered by this Official Statement is not subject to any constitutional or statutory levy limitation because the Bonds were issued following authorization by the required majority of the qualified voters of the County voting at an election held by the County on March 11, 2008.**

Budgetary Process

Nebraska State Law requires the County to prepare an annual budget. The Board of Commissioners prepares a proposed budget after reviewing and analyzing requests from County agencies. The proposed budget is printed and made available to interested citizens, and a public hearing is held for input concerning the proposed budget. After the hearing, the Board of Commissioners may revise the items contained in the proposed budget if considered necessary. Following the adoption of the budget and not later than September 20, the Board of Commissioners must determine the amount to be budgeted for taxes. The first half of real estate tax payable becomes delinquent May 1 and the second half September 1. The first half of personal property tax payable becomes delinquent May 1 and the second half September 1. The interest rate on delinquent taxes is determined periodically by the Nebraska Tax Commissioner.

Future Borrowing Plans

The County has no financing plans for the immediate future.

Debt Management

The County is authorized by law to levy taxes in an amount not to exceed 50 cents per hundred dollars (\$100) of taxable valuation without an approving vote of the electorate. The County’s 2023/24 levy is \$0.321211 per hundred dollars (\$100) of taxable valuation. Certain other levy limitations apply to the County, see “NEBRASKA DEVELOPMENTS RELATED TO BUDGETS AND TAXATION.”

County Valuations

Year	Valuation
2023-24	\$7,335,653,421
2022-23	6,676,552,028
2021-22	6,269,941,181
2020-21	6,363,652,947
2019-20	6,404,261,481

Source: Nebraska Auditor of Public Accounts

County Levies (\$ per \$100)

<u>Year</u>	<u>Total Levy*</u>
2023/24	0.321211
2022/23	0.333023
2021/22	0.336810
2020/21	0.320831
2019/20	0.332084

**Includes the County Bond and County Veterans
Source: Nebraska Department of Revenue*

Property Taxes Budgeted and Property Tax Receipts (Audited)

<u>Year</u>	<u>Budgeted</u>	<u>Receipts (Audited)</u>
2022	\$22,012,106	\$ n/a
2021	20,906,595	20,880,940
2020	20,212,417	20,743,456
2019	21,054,867	19,998,525
2018	18,771,636	18,086,227

Source: Nebraska Auditor Public Accounts and Buffalo County

SELECTED AREA INFORMATION

Area Valuations

<u>Year</u>	<u>Buffalo County School District 0007</u>	<u>City of Kearney</u>
2023-24	\$4,687,127,529	\$3,336,881,474
2022-23	4,280,177,242	3,105,927,796
2021-22	4,056,703,982	2,943,772,625
2020-21	4,036,958,808	2,919,102,531
2019-20	3,966,812,902	2,851,008,603

Source: Nebraska Auditor of Public Accounts

Largest Taxpayers

Real Property

<u>Taxpayer</u>	2023 <u>Valuation</u>	% of <u>Total</u>
KAAPA ETHANOL RAVENNA, LLC	\$ 41,336,545	0.56%
MILLENNIUM DEVELOPMENT, LLC	\$ 31,448,710	0.43%
BUCKLE, INC THE	\$ 29,187,780	0.40%
JM HOSPITALITY, INC	\$ 29,138,400	0.40%
BALDWIN FILTERS, INC	\$ 24,844,835	0.34%
BRE KNIGHT SH NE OWNER LLC	\$ 22,687,510	0.31%
KEARNEY WAREHOUSE ONE, LLC	\$ 21,884,175	0.30%
GCP II KEARNEY SENIOR LIVING, LLC	\$ 16,841,160	0.23%
BAYER WESTERN PRODUCTION CO, LLC	\$ 15,064,915	0.21%
TSK 14, LLC	\$ 13,470,500	0.18%

Source: Buffalo County Assessor

Housing

The U.S. Census Bureau reports the following averages for Buffalo County and the State of Nebraska:

	<u>Buffalo County</u>	<u>State of Nebraska</u>
Homeownership rate, 2018-2022	66.35%	66.5%
Median value of owner-occupied housing units, 2018-2022	\$218,600	\$205,600
Median household income, 2018-2022	\$70,093	\$71,722

Source: U.S. Census Quickfacts

Retail Sales

The following table shows the net taxable retail sales for the City of Kearney and for Buffalo County, Nebraska, for the last five calendar years.

<u>Year</u>	<u>City of Kearney</u>	<u>Buffalo County</u>
2023	983,494,415	\$1,053,921,035
2022	959,014,142	1,012,728,114
2021	879,368,584	930,880,406
2020	739,125,176	782,015,377
2019	746,831,259	787,153,711

Source: Nebraska Department of Revenue.

Employment

The State of Nebraska Department of Labor reports the following labor force data for Buffalo County:

<u>Year</u>	<u>Labor Force</u>	<u>Unemployment</u>	<u>Rate (%)</u>
2022	28,488	566	2.0%
2021	28,135	606	2.2%
2020	27,954	1,133	4.1%
2019	28,233	756	2.7%
2018	28,068	680	2.4%

Source: Nebraska Department of Labor, Bureau of Labor Statistics Data

Largest Employers

The following table shows the ten largest employers in Buffalo County, Nebraska.

<u>Employer</u>	<u>Number Employed</u>
Good Samaritan Health Systems	1,000+
Gibbon Packing Co.	500-999
Baldwin Filters	500-999
Walmart Supercenter	500-999
Hy-Vee	500-999
Buckle Inc.	250-499
Cabela's	250-499
Cash-Wa Distributing	250-499
Harmon Activity Ctr.	250-499
City of Kearney	250-499

The following table sets forth the outstanding indebtedness of political subdivisions with boundaries wholly or partially within the County and the amount and percent of such indebtedness that is attributable (on the basis of assessed valuation) to the County:

General Obligation Debt and Ratios

Taxable Valuation (2023-24)	\$7,335,653,421
<u>General Obligation Debt</u>	
Series 2024 General Obligation Refunding Bonds (This Issue)	\$ _____*
Series 2020 General Obligation Refunding Bonds (Taxable)	\$13,085,000*
Other County Debt	
Certificates of Participation, Series 2021	\$2,885,000
Total County Debt	\$15,970,000*
Ratio of Total County Debt to Taxable Valuation	0.22%*

Underlying Debt

Cities and Villages:

<u>Taxing Jurisdiction</u>	<u>2023 Valuation</u>	<u>Outstanding General Obligation Debt</u>	<u>Percent Attributable To County</u>	<u>Amount Attributable To County</u>
City of Kearney	\$3,336,881,474	\$54,220,000	100.00%	\$54,220,000
Village of Amherst	16,282,694	-0-	100.00%	-0-
Village of Riverdale	19,422,371	-0-	100.00%	-0-
Village of Elm Creek	69,555,660	895,000	100.00%	895,000
City of Gibbon	139,790,928	4,495,000	100.00%	4,495,000
Village of Shelton	71,387,968	1,190,000	100.00%	1,190,000
City of Ravenna	182,896,615	1,075,000	100.00%	1,075,000
Village of Pleasanton	29,076,962	801,000	100.00%	801,000
Village of Miller	7,551,967	-0-	100.00%	-0-

School Districts

Gibbon Public Schools 0002	\$672,427,824	\$6,460,000	89.48%	\$5,780,649
Kearney Public Schools 0007	4,687,127,529	84,090,000	96.89%	81,471,410
Elm Creek Public Schools 0009	449,503,387	11,275,000	72.52%	8,176,459
Shelton Public Schools 0019	393,301,736	2,035,000	77.83%	1,583,751
Ravenna Public Schools 0069	788,660,820	-0-	79.53%	-0-
Pleasanton Public Schools 0105	427,256,225	4,635,000	98.70%	4,574,728
Amherst Public Schools 0119	390,365,459	8,745,000	100.00%	8,745,000
Ansley Public Schools 0044 (Custer Cnty)	379,442,587	-0-	1.33%	-0-
Sumner-Eddyville-Miller Dist. 0101 (Dawson)	408,377,896	2,190,000	20.63%	451,903
Centura School Dist. 0100 (Howard Cnty)	655,100,038	-0-	4.90%	-0-

Fire Districts

Suburban Fire Protection Dist. No. 1	\$1,632,170,069	\$260,000	91.09%	\$236,827
Gibbon Rural Fire District No. 2	488,558,429	-	86.96%	-

* Preliminary; subject to change. Amounts/ratios will be contingent upon the results of the purchase and cancellation of the Tendered Bonds.

Shelton Fire District No. 3	529,456,945	390,000	49.65%	193,647
Pleasanton Rural Fire District No. 4	374,723,008	-	100.00%	-
Ravenna Rural Fire District No. 5	587,948,561	185,000	71.73%	132,699
Miller Rural Fire District No. 6	269,599,131	-	64.86%	-
Elm Creek Rural Fire District No. 7	471,712,837	350,000	62.01%	217,051
Amherst Rural Fire District No. 8	159,223,981	-	100.00%	-

Other

Central Community College Area	\$62,857,409,918	\$3,370,000	9.98%	336,326
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TOTAL: \$174,576,450

Underlying and Direct Bonded Debt	\$187,661,450
Ratio of Underlying and Direct Bonded Debt	2.56%
Buffalo County Population (2020 census)	50,089
Buffalo County Population (2022 est.)	50,586

Note: Certain other taxing jurisdictions with large taxable valuations including educational service units and natural resource districts may have bonded and non-bonded indebtedness which may overlap with the County and which may or may not be payable from property taxes as the principal source of payment. The County does not believe that such indebtedness constitutes overlapping tax-supported indebtedness in material amounts.

APPENDIX B

**ACCOUNTANTS' REPORTS AND FINANCIAL STATEMENTS
FISCAL YEAR END JUNE 30, 2022**

AUDIT REPORT
OF
BUFFALO COUNTY, NEBRASKA

JUNE 30, 2022



**DANA F. COLE
& COMPANY** LLP
CERTIFIED PUBLIC ACCOUNTANTS

AUDIT REPORT
OF
BUFFALO COUNTY, NEBRASKA
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**DANA F. COLE
& COMPANY^{LLP}**
CERTIFIED PUBLIC ACCOUNTANTS

INDEPENDENT AUDITOR'S REPORT

To the County Board of Commissioners
Buffalo County, Nebraska
Kearney, Nebraska

Report on the Audited Financial Statements

Opinions

We have audited the accompanying cash basis financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of Buffalo County, Nebraska, as of and for the year ended June 30, 2022, and the related notes to the financial statements, which collectively comprise Buffalo County, Nebraska's basic financial statements as listed in the table of contents.

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective cash basis financial position of the governmental activities, each major fund, and the aggregate remaining fund information for Buffalo County, Nebraska, as of June 30, 2022, and the respective changes in cash basis financial position thereof for the year then ended in accordance with the cash basis of accounting as described in Note 1.

Basis for Opinions

We conducted our audit in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States. Our responsibilities under those standards are further described in the Auditor's Responsibilities for the Audit of the Financial Statements section of our report. We are required to be independent of Buffalo County, Nebraska, and to meet our other ethical responsibilities, in accordance with the relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinions.

Emphasis of Matter - Basis of Accounting

We draw attention to Note 1 of the financial statements, which describes the basis of accounting. The financial statements are prepared on the cash basis of accounting, which is a basis of accounting other than accounting principles generally accepted in the United States of America. Our opinion is not modified with respect to that matter.

Responsibilities of Management for the Financial Statements

Management is responsible for the preparation and fair presentation of the financial statements in accordance with the cash basis of accounting described in Note 1, and for determining that the

cash basis of accounting is an acceptable basis for the preparation of the financial statements in this circumstance. Management is also responsible for the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditor's Responsibilities for the Audit of the Financial Statements

Our objectives are to obtain reasonable assurance about whether the financial statements as a whole are free from material misstatement, whether due to fraud or error, and to issue an auditor's report that includes our opinions. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards and *Government Auditing Standards* will always detect a material misstatement when it exists. The risk of not detecting a material misstatement resulting from fraud is higher than for one resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Misstatements are considered material if there is a substantial likelihood that, individually or in the aggregate, they would influence the judgment made by a reasonable user based on the financial statements.

In performing an audit in accordance with generally accepted auditing standards and *Government Auditing Standards*, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material misstatement of the financial statements, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding the amounts and disclosures in the financial statements.
- Obtain an understanding of internal control relevant to the audit in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of Buffalo County, Nebraska's internal control. Accordingly, no such opinion is expressed.
- Evaluate the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluate the overall presentation of the financial statements.
- Conclude whether, in our judgment, there are conditions or events, considered in the aggregate, that raise substantial doubt about Buffalo County, Nebraska's ability to continue as a going concern for a reasonable period of time.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit, significant audit findings, and certain internal control-related matters that we identified during the audit.

Other Matters

Supplementary Information

Our audit was conducted for the purpose of forming opinions on the financial statements that collectively comprise Buffalo County, Nebraska's basic financial statements. The budgetary comparison information

of major funds on pages 25 - 35, the combining and individual nonmajor fund financial statements on pages 36 - 37, and supplementary information on pages 38 - 51 and the schedule of expenditures of federal awards on pages 23 - 24 is presented for purposes of additional analysis as required by Title 2 U.S. Code of Federal Regulations (CFR) Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards*, and is also not a required part of the basic financial statements are presented for purposes of additional analysis and are not a required part of the basic financial statements. Such information is the responsibility of management and was derived from and relates directly to the underlying accounting and other records used to prepare the basic financial statements. The information has been subjected to the auditing procedures applied in the audit of the basic financial statements and certain additional procedures, including comparing and reconciling such information directly to the underlying accounting and other records used to prepare the basic financial statements or to the basic financial statements themselves, and other additional procedures in accordance with auditing standards generally accepted in the United States of America. In our opinion, the schedule of expenditures of Federal awards on pages 23 - 24, the budgetary comparison information on pages 25 - 35, combining and individual nonmajor fund financial statements on pages 36 - 37, and supplementary information on pages 38 - 51 are fairly stated in all material respects in relation to the basic financial statements as a whole.

Other Information

In connection with our audit of the basic financial statements, our responsibility is to read the other information and consider whether a material inconsistency exists between the other information and the basic financial statements, or the other information otherwise appears to be materially misstated. If, based on the work performed, we conclude that an uncorrected material misstatement of the other information exists, we are required to describe it in our report.

Other Reporting Required by Government Auditing Standards

In accordance with *Government Auditing Standards*, we have also issued our report dated April 25, 2023, on our consideration of Buffalo County, Nebraska's internal control over financial reporting and on our tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements and other matters. The purpose of that report is solely to describe the scope of our testing of internal control over financial reporting and compliance and the results of that testing, and not to provide an opinion on the effectiveness of Buffalo County, Nebraska's internal control over financial reporting or on compliance. That report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering Buffalo County, Nebraska's internal control over financial reporting and compliance.

Dana F Cole + Company, LLP

Grand Island, Nebraska
April 25, 2023

BUFFALO COUNTY, NEBRASKA
STATEMENT OF ACTIVITIES AND NET POSITION - CASH BASIS
AS OF AND FOR THE YEAR ENDED JUNE 30, 2022

		Program Cash Receipts		Net (Disbursements)
		Fees, Fines, and Charges for Services	Operating Grants and Contributions	Receipts and Changes in Net Position
	Disbursements			<u>Governmental Activities</u>
GOVERNMENTAL ACTIVITIES				
General government	16,121,431	104,435		(16,016,996)
Public Safety	9,536,375			(9,536,375)
Public Works	8,598,186	187,671		(8,410,515)
↳ Public Welfare and Social Services	5,156,380		4,822,840	(333,540)
Debt service				
Principal	1,685,000			(1,685,000)
Interest	217,035			(217,035)
Other debt costs	1,050			(1,050)
Total governmental activities	<u>41,315,457</u>	<u>292,106</u>	<u>4,822,840</u>	<u>(36,200,511)</u>
GENERAL RECEIPTS				
Taxes				
Property tax				19,567,439
Motor vehicle tax				2,140,098
Inheritance tax				1,283,845
Other taxes				160,022
Property tax credit				1,313,501
Carline and airline tax				48,094
Prorate motor vehicle				56,862
Homestead				519,917
Intergovernmental receipts				816,911
Interest				58,433

BUFFALO COUNTY, NEBRASKA
STATEMENT OF ACTIVITIES AND NET POSITION - CASH BASIS
AS OF AND FOR THE YEAR ENDED JUNE 30, 2022

	Cash Disbursements	Program Cash Receipts Fees, Fines, and Charges for Services	Operating Grants and Contributions	Net (Disbursements) Receipts and Changes in Net Position Governmental Activities
<ul style="list-style-type: none"> <ul style="list-style-type: none"> Sale of surplus property Miscellaneous receipts Total general receipts 				<ul style="list-style-type: none"> 265,618 <u>14,789,502</u> <u>41,031,492</u>
CHANGE IN NET POSITION				4,830,981
NET POSITION, beginning of year				<u>24,059,837</u>
NET POSITION, end of year				<u><u>28,890,817</u></u>
ASSETS				
<ul style="list-style-type: none"> Cash and cash equivalents 				<u><u>28,890,817</u></u>
NET POSITION				
<ul style="list-style-type: none"> Restricted Unrestricted Total Fund Balances 				<ul style="list-style-type: none"> 5,233,930 <u>23,656,887</u> <u><u>28,890,817</u></u>

See accompanying notes to financial statements.

BUFFALO COUNTY, NEBRASKA
 STATEMENT OF CASH BASIS ASSETS, FUND BALANCES,
 CASH RECEIPTS, DISBURSEMENTS, AND CHANGES IN FUND BALANCES
 GOVERNMENTAL FUNDS
 AS OF AND FOR THE YEAR ENDED JUNE 30, 2022

	General Fund	Road Fund	Inheritance Tax Fund	Health Reserve Fund	COVID American Rescue Plan	Other Governmental Funds	
RECEIPTS							
Taxes	20,276,362		1,283,845			1,477,855	23,038,062
Federal	163,362				4,822,840	11,696	4,997,898
State	2,221,431	4,431,311				2,124,051	8,776,793
Local	5,322,399	408,090		3,063,726		481,037	9,275,252
Interest	50,068		8,264			101	58,433
Total receipts	<u>28,033,622</u>	<u>4,839,401</u>	<u>1,292,109</u>	<u>3,063,726</u>	<u>4,822,840</u>	<u>4,094,740</u>	<u>46,146,437</u>
DISBURSEMENTS							
Current							
General government	15,508,767		606,284				16,115,051
Public Safety	9,274,795					261,580	9,536,375
Public Works		6,920,314				1,677,872	8,598,186
Public Welfare and Social Services	427,743			3,280,114	1,320,782	127,740	5,156,380
State taxes						6,380	6,380
Debt service							
Principal						1,685,000	1,685,000
Interest						217,035	217,035
Admin fee						1,050	1,050
Total disbursements	<u>25,211,305</u>	<u>6,920,314</u>	<u>606,284</u>	<u>3,280,114</u>	<u>1,320,782</u>	<u>3,976,657</u>	<u>41,315,457</u>
EXCESS (DEFICIENCY) OF RECEIPTS OVER DISBURSEMENTS	<u>2,822,317</u>	<u>(2,080,913)</u>	<u>685,825</u>	<u>(216,388)</u>	<u>3,502,058</u>	<u>118,083</u>	<u>4,830,981</u>
OTHER FINANCING SOURCES (USES)							
Operating transfers in	500,000	2,500,000				677,966	3,677,966
Operating transfers out	<u>(2,980,000)</u>	<u>(197,966)</u>	<u>(500,000)</u>				<u>(3,677,966)</u>
Total other financing sources (uses)	<u>(2,480,000)</u>	<u>2,302,034</u>	<u>(500,000)</u>			<u>677,966</u>	

BUFFALO COUNTY, NEBRASKA
STATEMENT OF CASH BASIS ASSETS, FUND BALANCES,
CASH RECEIPTS, DISBURSEMENTS, AND CHANGES IN FUND BALANCES
GOVERNMENTAL FUNDS
AS OF AND FOR THE YEAR ENDED JUNE 30, 2022

	General Fund	Road Fund	Inheritance Tax Fund	Health Reserve	COVID American Rescue	Other Governmental Funds	
EXCESS (DEFICIENCY) OF RECEIPTS AND OTHER FINANCING SOURCES OVER DISBURSEMENTS AND OTHER FINANCING USES	342,317	221,121	185,825	(216,388)	3,502,058	796,049	4,830,981
CASH BASIS FUND BALANCE, beginning of year	<u>6,300,330</u>	<u>860,142</u>	<u>6,166,164</u>	<u>1,293,521</u>	<u>4,822,840</u>	<u>4,616,840</u>	<u>24,059,837</u>
CASH BASIS FUND BALANCE, end of year	<u>6,642,647</u>	<u>1,081,263</u>	<u>6,351,988</u>	<u>1,077,133</u>	<u>8,324,897</u>	<u>5,412,889</u>	<u>28,890,817</u>
CASH BASIS ASSETS, end of year							
Cash	<u>6,642,647</u>	<u>1,081,263</u>	<u>6,351,988</u>	<u>1,077,133</u>	<u>8,324,897</u>	<u>5,412,889</u>	<u>28,890,817</u>
CASH BASIS FUND BALANCES, end of year							
Restricted							
County wireless service						7,404	7,404
P&M						194,468	194,468
Drug forfeiture						834,489	834,489
Federal equitable sharing						177	177
Federal grant						1,614	1,614
STOP program						40,802	40,802
Highway bridge buyback						2,060,075	2,060,075
Veterans aid						30,355	30,355
Visitor promotion & improvement						134,678	134,678
Debt service						1,306,547	1,306,547
911 emergency services						623,321	623,321
Committed		1,081,263	6,351,988	1,077,133	8,324,897	178,959	17,014,240
Unassigned	<u>6,642,647</u>						<u>6,642,647</u>
Total fund balances	<u>6,642,647</u>	<u>1,081,263</u>	<u>6,351,988</u>	<u>1,077,133</u>	<u>8,324,897</u>	<u>5,412,889</u>	<u>28,890,817</u>

See accompanying notes to financial statements.

BUFFALO COUNTY, NEBRASKA
STATEMENT OF CASH RECEIPTS, DISBURSEMENTS, AND
CHANGES IN CASH BASIS NET POSITION
FIDUCIARY FUNDS
YEAR ENDED JUNE 30, 2022

	Net Position July 1, 2021	Receipts	Disburse- ments	Net Position June 30, 2022
Funds Maintained by County Treasurer				
State	1,666,279	1,223,402	1,363,990	1,525,691
Schools, fines, and apportionments	4,168,359	1,148,629	4,168,359	1,148,629
Educational Service Units	49,916	9,025	49,916	9,025
Technical Colleges	308,110	55,709	308,110	55,709
Fire Districts	55,901	6,384	55,901	6,384
Municipalities	716,304	224,638	491,227	449,715
State tax credit - Holding Fund	82,114		82,114	
Motor vehicle prorata - Holding Fund	33,075	9,111	33,075	9,111
Tentative Inheritance Tax	<u>18,101,823</u>	<u>46,146,437</u>	<u>9,644,152</u>	<u>54,604,108</u>
	<u>25,181,879</u>	<u>48,823,335</u>	<u>16,196,842</u>	<u>57,808,373</u>
Funds Maintained by Other County Officers				
County Clerk	3,171	46,189	36,636	12,724
County Attorney	23,659	20,238	17,889	26,008
Clerk of the District Court	390,223	3,074,529	2,759,788	704,964
County Sheriff	112,383	1,861,546	1,868,569	105,360
Noxious Weed	20,574	53,750	53,750	20,574
Highway Superintendent	1,042	265,618	265,618	1,042
Election Commissioner	110	346	346	110
Veterans' Aid	11,200	17,767	17,337	11,630
Register of Deeds	109,251	2,125,952	2,131,974	103,229
Board of Commissioners	2,500	12,154	9,654	5,000
Facilities Department	4,877	20,090	19,804	5,164
Public Defender	1,760	2,984	2,444	2,300
Planning and Zoning	(220)	11,470	11,250	
Christmas Party	1,821	4,927	4,617	2,130
	<u>682,352</u>	<u>7,517,557</u>	<u>7,199,674</u>	<u>1,000,235</u>
TOTAL TRUST AND AGENCY FUNDS	<u>25,864,231</u>	<u>56,340,892</u>	<u>23,396,517</u>	<u>58,808,608</u>

See accompanying notes to financial statements.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

The following is a summary of the more significant accounting policies and procedures adopted by Buffalo County, Nebraska:

A. THE REPORTING ENTITY

Buffalo County, Nebraska (the County), is a governmental entity established under and governed by the laws of the state of Nebraska. The County operates under a Board of Commissioners form of government and provides the following services as authorized: Public Safety (Sheriff, Attorney, Jail, and Emergency Management), Public Welfare and Social Services, Roads and Bridges, Public Improvements, Planning and Zoning, Noxious Weed Control, and General Administrative Services. It also acts as trust and agent for various other government entities.

The 7-member Board is the governing board of the County, whose members are elected by the public. Funding is received from local, state, and federal government sources, and the Board must comply with certain requirements, but these other governmental bodies are not financially accountable to the Board. The Board is ultimately responsible for adopting the County-wide budget and to designate management, the responsibility to significantly influence operations and is primarily accountable for fiscal matters.

B. GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS

The government-wide financial statements (i.e., the statement of activities and net position) report information on all the nonfiduciary activities of the primary government. Governmental activities generally are financed through taxes, intergovernmental receipts, and other nonexchange receipts. The County did not have any activities that met the definition of a business-type activity. Likewise, the primary government is reported separately from certain legally separate component units for which the primary government is financially accountable.

The statement of activities presents a comparison between direct disbursements and program receipts for each function of the County's governmental activities. Direct disbursements are those that are specifically associated with a program or function and, therefore, are clearly identifiable to a particular function. Indirect expense allocations that have been made in the funds have been reversed for the statement of activities. Program receipts include (a) fees, fines, and charges paid by the recipients of goods or services offered by the programs, and (b) grants and contributions that are restricted to meeting the operational or capital requirements of a particular program. Receipts that are not classified as program receipts, including all taxes, are presented as general receipts.

Separate financial statements are provided for governmental funds and fiduciary funds, even though the latter are excluded from the government-wide financial statements. Major individual governmental funds are reported as separate columns in the fund financial statements, as applicable.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

B. GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS (Continued)

Fund financial statements of the reporting entity are organized into funds, each of which is considered to be a separate accounting entity. Each fund is accounted for by providing a separate set of self-balancing accounts that constitute its assets, liabilities, fund equity, receipts, and disbursements. Funds are organized into two major categories: governmental and proprietary. The County presently has fiduciary funds. An emphasis is placed on major funds within the governmental and proprietary categories. The County does not presently have any funds that would meet the definition of a proprietary activity. A fund is considered major if it is the primary operating fund of the County or meets the following criteria:

- a. Total assets, liabilities, receipts, or disbursements of that individual governmental or enterprise fund are at least 10% of the corresponding total for all funds of that category or type, and
- b. Total assets, liabilities, receipts, or disbursements of the individual governmental or enterprise fund are at least 5% of the corresponding total for all governmental and enterprise funds combined.

The County reports the following major governmental funds:

Governmental Funds

General Fund

The General Fund is the primary operating fund of the County and is always classified as a major fund. It is used to account for all activities except those legally or administratively required to be accounted for in other funds.

Special Revenue Funds

Special revenue funds are used to account for proceeds of the specific revenue sources (other than special assessments or major capital projects) that are legally restricted to disbursements for specified purposes or designated to finance particular functions or activities of the County. The reporting entity includes the following special revenue funds. The first two funds are to be reported as major funds and the remaining are to be reported as nonmajor funds:

Fund	Brief Description
Inheritance Tax Fund	Collects inheritance tax filed in County Court. The County Commissioners determine specific uses from these collections.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

B. GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS (Continued)

Governmental Funds (Continued)

Special Revenue Funds (Continued)

Fund	Brief Description
Road Fund	Maintains and improves county bridges and other county infrastructure. The County is required to match a certain amount of state resources for these purposes.
Health Reserve Fund	Reserve Fund designed to cover unexpected medical costs.
COVID American Rescue Plan	This fund is designed to provide economic relief due to the effects of the COVID pandemic.
Visitors Promotion, STOP Program, Veterans' Aid, Highway Bridge Buyback, Visitors Promotion Improvements, P&M, Veterans Aid, Drug Forfeiture, County Federal Grants, Recovery Zone, County Weed, 911 Emergency Services	These funds account for receipts and disbursements as stated in the fund name.

Capital Project Funds

Capital project funds are used to account for the financial resources to be used for acquisition or construction of major capital facilities, (other than those financed by proprietary funds) and trust funds. The County does not have any capital project funds.

Debt Service Fund

Debt service funds are used to account for the accumulation of resources for and the payment of general long-term debt principal, interest, and related costs. The County includes the following non-major debt service funds:

Fund	Brief Description
County Bond Levy	Accumulates tax receipts for the payment of principal, interest, and bank fees related to the Series 2020 Bond for the Justice Center project.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

B. GOVERNMENT-WIDE AND FUND FINANCIAL STATEMENTS (Continued)

Governmental Funds (Continued)

Debt Service Fund (Continued)

<u>Fund</u>	<u>Brief Description</u>
Recovery Zone Bond Payment	Accumulates the tax receipts collected for principal, interest, and bank fees related to the Series 2010 (Highway allocation fund pledge bonds).

Fiduciary Fund Types

Trust and Agency Funds

Trust and agency funds are used to account for assets held by the County in a trustee capacity for other governmental units. These funds are custodial in nature (assets equal liabilities) and do not involve measurement of results of operations.

C. MEASUREMENT FOCUS, BASIS OF ACCOUNTING, AND FINANCIAL STATEMENT PRESENTATION

Measurement Focus

The government-wide and fund financial statements of the primary government, Buffalo County, Nebraska, are reported using the current financial resources measurement focus and the cash receipts and disbursements basis of accounting. Receipts are recognized when the County Treasurer receives cash rather than when earned. Disbursements are recognized when cash is disbursed rather than when the obligation is incurred. Accordingly, the accompanying financial statements are not intended to present financial position and the results of operations in conformity with accounting principles generally accepted in the United States of America.

Balances held by various County officers at year end, including cash and accounts receivables, are reported as cash items in the statement of cash receipts, disbursements, and cash basis net position. This statement includes amounts due to other governments, the County Treasurer, and various trust accounts, which are reported as liabilities on that statement. The effect of not recognizing the County portion of revenue until collected by the County Treasurer is not considered a material departure from the cash basis of accounting.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

D. ASSETS, LIABILITIES, AND NET POSITION OR EQUITY

1. Deposits and Investments

The County's cash is considered to be cash on hand, demand deposits, and short-term investments with original maturities of three months or less from the date of acquisition. The County had no cash equivalents at June 30, 2022.

Nebraska statutes allow the County to make any investments allowed by the State Investment Officer. This includes bank certificates of deposit.

2. Capital Assets

Capital assets are not recorded as assets on the government-wide or fund financial statements, and depreciation is not recognized. Purchases of capital assets are recorded as disbursements by function in the financial statements.

3. Compensated Absences

Paid vacation is available to all regular employees, full and part time, who are scheduled to work a minimum of 20 hours per week. Vacation leave is accrued hourly, and is available for use after an employee completes their introductory period. It is the intention of the County to reward longevity by granting more vacation time to full time employees who have long periods of service with the County, therefore vacation accrual rates increase with years of service at a rate set out below. Employees are allowed to accumulate 150% of their annual allowance of vacation at any one time. Once an employee reaches that threshold they will no longer earn vacation time until their accumulated vacation drops below 150% of their annual allowance. Part time employees may not accumulate more than 80 hours at any time. Employees who leave employment with the County for any reason will be paid for any earned, but unused, vacation. Employees do not earn their vacation until the close of the pay period. This is done for the ease of calculation and so that employees may use their vacation time during that pay period should they need to do so to remain under the accumulation caps. In the event a full-time employee terminates their employment prior to that date they will receive pro-rated vacation for that time period.

4. Use of Estimates

The preparation of financial statements in conformity with the cash basis of accounting used by the County requires management to make estimates and assumptions that affect certain reported amounts and disclosures; accordingly, actual results could differ from those estimates.

5. Leases

Right to use assets are not recorded as assets on the government-wide or fund financial statements, and amortization is not recognized. Likewise, the related liabilities for these leases are not recognized in the financial statements. Payment on all leases are recorded as disbursements by function in the financial statements.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

D. ASSETS, LIABILITIES, AND NET POSITION OR EQUITY (Continued)

6. Equity Classification

Government-Wide Statements

Fund balance is classified as net position and displayed in two components:

Restricted net position consists of net assets with constraints placed on the use either by external groups, such as creditors, grantors, contributors, or laws and regulations of other governments, or through constitutional provision or enabling legislation.

Unrestricted net position consists of net assets that do not meet the definition of restricted.

It is the County's policy to use restricted net assets first, prior to the use of unrestricted net assets, when a disbursement is paid for purposes in which both restricted and unrestricted net assets are available.

Fund Financial Statements

Governmental fund equity is classified as fund balance.

Fund Balance Classification

The governmental fund financial statements present fund balances based on classifications that comprise a hierarchy that is based primarily on the extent to which the County is bound to honor constraints on the specific purposes for which amounts in the respective governmental funds can be spent. The classifications used in the governmental fund financial statements are as follows:

Nonspendable

This classification includes amounts that cannot be spent because they either (a) are not in spendable form, or (b) are legally or contractually required to be maintained intact. The County has no amounts classified in this category.

Restricted

This classification includes amounts for which constraints have been placed on the use of the resources either (a) externally imposed by creditors (such as through a debt covenant), grantors, contributors, or laws and regulations of other governments, or (b) imposed by law through constitutional provisions or enabling legislation.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

D. ASSETS, LIABILITIES, AND NET POSITION OR EQUITY (Continued)

6. Equity Classification (Continued)

Fund Financial Statements (Continued)

Fund Balance Classification (Continued)

Committed

This classification includes amounts that can be used only for specific purposes pursuant to constraints imposed by formal action of the County Board of Commissioners. These amounts cannot be used for any other purpose unless the Board removes or changes the specified use by taking the same type of action (ordinance or resolution) that was employed when the funds were initially committed. This classification also includes contractual obligations to the extent that existing resources have been specifically committed for use in satisfying those contractual requirements.

Assigned

This classification includes amounts that are constrained by the County's intent to be used for a specific purpose but are neither restricted nor committed. This intent can be expressed by the County Board of Commissioners. The County has no amounts classified in this category.

Unassigned

This classification includes the residual fund balance for the General Fund.

The County would typically use restricted fund balances first, followed by committed resources, and then assigned resources, as appropriate opportunities arise, but reserves the right to selectively spend unassigned resources first to defer the use of these other classified funds.

E. PROGRAM RECEIPTS

In the statement of activities and net position, cash basis receipts that are derived directly from each activity or from parties outside the County's taxpayers are reported as program receipts. The County has the following program receipts in each activity:

General government	Fees, permits, licenses, and commissions.
Public Safety	Fines and fees, E-911 revenue, and operating grants from federal and state agencies for law enforcement.
Public Works	Reimbursements, and operating grants from FEMA and other federal and state agencies for road and infrastructure work.
Public Welfare and Social Services	Operating grants for juvenile services.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 1. SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES (Continued)

E. PROGRAM RECEIPTS (Continued)

All other governmental receipts are reported as general. All taxes are classified as general receipts even if restricted for a specific purpose.

F. REVENUE RECOGNITION - PROPERTY TAXES

Property taxes are levied by October 15, based on valuations as of January 1. Real estate and personal property taxes become due and attach as an enforceable lien on property as of December 31. Real estate and personal property taxes are payable in two installments and become delinquent May 1 and September 1. Motor vehicle taxes are due when application is made for registration of a motor vehicle.

G. INTERFUND ACTIVITIES

In the process of aggregating the financial information of the government-wide financial statements, some amounts reported as interfund activity in the fund financial statements have been eliminated or reclassified.

NOTE 2. INVESTMENTS AND DEPOSITS

The County Treasurer has generally pooled the cash resources of the various funds for investment purposes. Each fund's portion of total cash and investments is summarized by fund type on the statement of cash basis assets and fund balances as "cash and cash equivalents." Interest earned on pooled funds is credited to the County's General Fund in accordance with Section 77-2315, R.R.S. 1943. Investments made specifically from and for a particular purpose are summarized as "Designated Investments." Interest on these investments is credited to the fund from which the investment is made and is also in accordance with the above-cited statute.

The types of investments the County is authorized to invest funds in are enumerated in state statutes and generally include U.S. government obligations, certificates of deposit, time deposits, and securities in which the State Investment Officer is authorized to invest.

For the following disclosures required by Governmental Accounting Standards Board Statement 40, deposits include checking accounts, savings accounts, money market accounts, and certificates of deposit.

The Nebraska Public Agency Investment Trust (NPAIT) was established in June 1996 through the Interlocal Cooperation Act, and commenced operations July 25, 1996. NPAIT was established to assist public bodies throughout the state of Nebraska with investment of their available cash reserves. Participation in the investment trust is voluntary for its members. The objective of NPAIT is to provide its owner-members with a conservative and effective investment alternative tailored to the needs of its members. NPAIT portfolio

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 2. INVESTMENTS AND DEPOSITS (Continued)

management generally follows established investment criteria developed by the Securities and Exchange Commission (SEC) for money market funds designed to offer acceptable yield while maintaining liquidity. NPAIT is not registered with SEC as an investment company. The County has \$15,294,663 invested with NPAIT as of June 30, 2022.

NPAIT's short-term investment portfolio consists of cash and short-term investments valued at amortized cost, which is determined to approximate fair value due to the short-term nature of the instruments. NPAIT maintains a net asset value of \$1.00 per unit. Audited financial statements for the current year are available on NPAIT's website (www.npait.com) or can be obtained directly from NPAIT at 6801 South 27th Street, Lincoln, Nebraska, 68501-2529.

Custodial Credit Risk - Deposits

Custodial credit risk is the risk that in the event of a bank failure, the County's deposits may not be returned to it. As of June 30, 2022, all of the County's deposits with financial institutions were fully insured or collateralized by securities held in the County's name in the form of joint safekeeping receipts. State law requires all funds in depositories to be fully insured or collateralized, and the County's policy is to require depositories to provide pledged securities to cover deposits in excess of Federal Deposit Insurance Corporation (FDIC) limits.

As defined by Governmental Accounting Standards Board Statement 3, the County had no investments as of June 30, 2022.

NOTE 3. RETIREMENT SYSTEMS

The Retirement System for Nebraska Counties (the Plan) is a multiple-employer plan administered by the Public Employees Retirement Board in accordance with the provisions of the County Employees Retirement Act. The Plan consists of a deferred contribution option and a cash balance benefit which is a type of deferred benefit plan. The Plan's provisions are established under State Statute Sections 23-2301 through 23-2334 (Reissue 2012, Cum. Supp., 2016), and may be amended through legislative action.

Participation in the Plan is required of all full-time employees. Part-time employees (those working less than one-half of the regularly scheduled hours) may elect voluntary participation upon reaching age 18. Part-time elected officials may exercise the option to join.

County employees and elected officials contribute 4.5% of their total compensation. In addition, the County contributes an amount equal to 150% of the employee's contribution. The contribution rates are established by State Statute Sections 23-2307 and 23-2308, and may be amended through legislative action. The employee and employer contributions are kept in separate accounts. The employee's account is fully vested. The employer's account is fully vested after three years of participation in the system or credit for participation in another governmental plan prior to actual contribution to the Plan.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 3. RETIREMENT SYSTEMS (Continued)

Non-vested County contributions are forfeited upon termination. Forfeitures are used to cover a portion of the pension plan's administrative disbursements. Prior service benefits are paid directly by the County to the retired employee.

A supplemental retirement plan was established on January 1, 2003, for the benefit of all present and future commissioned law enforcement personnel employed by the County. Employees contribute 1% of their salary, and the County contributes an amount equal to 100% of the employee's contribution. In a defined contribution plan, benefits depend solely on amounts contributed to the Plan plus investment earnings.

For the year ended June 30, 2022, the County paid \$915,118 towards retirement. The employee portion paid was \$618,649. The covered payroll was \$11,859,888.

NOTE 4. RISK MANAGEMENT

The County is exposed to various risks of loss related to torts; theft of, damage to, and destruction of assets; errors and omissions; injuries to employees; and natural disasters. The County is a member of the Nebraska Intergovernmental Risk Management Association (NIRMA), a public entity risk Pool currently operating as a common risk management and insurance program for 83 counties throughout Nebraska.

The County pays an annual contribution premium as calculated by the administrator of the Pool. The premium is based on the losses and exposures of each County and the entire Pool. If the Pool becomes insolvent or is otherwise unable to discharge its legal liabilities and other obligations, the County may be assessed by the Board for an additional contribution equal to its contribution for the current fiscal year, divided by the contribution of all participants for such year, times the amount of such deficiency. Each such assessment, and the manner of calculating the same, shall be sent to each county in writing, and each county shall thereafter have sixty (60) days in which to pay the amount of such assessment. Each County shall remain liable for such assessments, regardless of such County's withdrawal from participation or the termination of the agreement, and for liabilities of the Pool incurred during such county's period of membership.

The agreement with NIRMA provides that NIRMA will provide coverage for up to a maximum amount per occurrence and purchase commercial insurance for claims in excess of coverage provided. In the event of a liability exceeding the commercial insurance, the County would be responsible for funding the excess amount.

	NIRMA Coverage	Maximum Coverage
General Liability Claim	\$ 1,000,000	\$ 10,000,000
Worker's Compensation Claim	\$ 2,000,000	Statutory Limits
Property Damage Claim	\$ 47,502,355	Insured Value at Replacement Cost

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 4. RISK MANAGEMENT (Continued)

The County has not paid any additional assessments to the Pool in the last three fiscal years and no assessments are anticipated for the fiscal year 2022. The County has not had to pay out any amounts that exceeded coverage provided by the Pool in the last three fiscal years.

The County is self-insured for health insurance purposes. The County covers claims up to \$75,000 per covered individual, or 100% of the anticipated group claims. Claims incurred over the \$75,000 maximum, per participant, are covered by Blue Cross Blue Shield through a stop-loss agreement. The County pays 100% of the premiums for self-only coverage and employees pay an additional premium to add family members to the plan. The plan is administered by Blue Cross Blue Shield and claims are paid using the insurance reserve fund.

NOTE 5. LEASES

NACO Lease

On February 27, 2020, the County entered into lease/rental agreements for a New Money Project Bond. The term of the lease expires in January 2023. There were no other contingent or sublease rentals related to these leases.

NACO Lease	
Purchase agreement	
June 30, 2023	46,284
Total payments	<u>46,284</u>

Hand Tower Lease

During the year ended June 30, 2012, Buffalo County entered into a 25 year lease commitment with Hand Partnership for Land, primarily for a radio communication tower, commonly referred to as the "Hand Tower". Future minimum operating lease commitments are as follows:

Hand Tower Lease	
June 30, 2023	4,805
June 30, 2024	4,805
June 30, 2025	4,805
June 30, 2026	4,805
June 30, 2027	4,805
June 30, 2028 - 2032	24,025
June 30, 2033 - 2035	14,415
Total payments	<u>62,465</u>

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 5. LEASES (Continued)

Wright Tower Lease

During the year ended June 30, 2016, Buffalo County entered into a 25 year lease commitment with Ilia J. Wright, primarily for a radio communication tower, commonly referred to as the "Wright Tower". Future minimum operating lease commitments are as follows:

Wright Tower Lease

June 30, 2023	3,340
June 30, 2024	3,340
June 30, 2025	3,340
June 30, 2026	3,340
June 30, 2027	3,340
June 30, 2028 - 2032	16,700
June 30, 2033 - 2038	16,700
June 30, 2038 - 2040	<u>10,020</u>
Total payments	<u>60,120</u>

NOTE 6. LONG-TERM DEBT

General Obligation Refunding Bonds, Series 2016

The County refinanced General Obligation Bond, Series 2008 (the "Series 2008") in order to obtain a lower interest rate on October 13, 2011. The County then refinanced General Obligation Bond, Series 2011 (the "Series 2011") in order to obtain a lower interest rate on September 13, 2016. The County then refinanced General Obligation Bond, Series 2020 (the "Series 2020") in order to obtain a lower interest rate on August 26, 2020. This bond was for the purpose of paying the construction costs of the Justice Center. The total re-financed amount was \$19,00,000 with an interest rate ranging from 0.0% - 2.0%. The bond payable balance as of June 30, 2022, was \$14,595,000. The County has the ability to levy taxes as necessary to cover the annual required principal and interest payments over the term of these bonds. Future tax resources will be used to pay off the bonds.

Radio Project Debt Service

On February 9, 2021, the County entered into an interlocal agreement for a \$4.085 million Series 2021 radio project. The County is responsible for 46.68% of the total bond. The bond has an interest rate ranging from 0.35% - 1.25% and matures on December 15, 2030. The bond payable balance as of June 30, 2022, was \$3,685,000.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 6. LONG-TERM DEBT (Continued)

Recovery Zone Economic Development Bonds

On June 15, 2010, Buffalo County issued Recovery Zone Economic Development bonds in the amount of \$2,015,000, with an interest rate ranging from 1.565% - 5.209%, for the purpose of paying the costs of various capital improvements. The bond payable balance as of June 30, 2022, was \$315,000. The County has the ability to levy taxes as necessary to cover the annual required principal and interest payments over the term of these bonds. Future tax resources will be used to pay off the bonds.

Maturities of the Pledge Bonds are as follows:

Year Ending June 30,	General Obligation	Radio Project	Recovery Zone	Interest
2023	1,510,000	400,000	180,000	233,073
2024	1,510,000	400,000	135,000	213,618
2025	1,540,000	405,000		196,027
2026	1,560,000	405,000		179,553
2027	1,575,000	405,000		160,266
2028 - 2032	<u>8,410,000</u>	<u>1,670,000</u>		<u>391,402</u>
	<u>16,105,000</u>	<u>3,685,000</u>	<u>315,000</u>	<u>1,373,938</u>

NOTE 7. INTERFUND OPERATING TRANSFERS

Individual fund operating transfers, which were made for the support of those funds for fiscal year 2022, were as follows:

Fund	Transfers In	Transfers Out
General Fund	500,000	2,980,000
Road Fund	2,500,000	197,966
Inheritance Fund		500,000
County Bond Levy	300,000	
Recovery Zone Bond	197,966	
County Weed Fund	180,000	
	<u>3,677,966</u>	<u>3,677,966</u>

All transfers were operational in nature and approved by the County Board of Commissioners.

BUFFALO COUNTY, NEBRASKA
NOTES TO FINANCIAL STATEMENTS

NOTE 8. FEDERALLY ASSISTED PROGRAMS

The County receives substantial grants from the federal and state governments, all of which are subject to audit by the respective governments. Subsequent audits may disallow disbursements financed by governmental grant programs, although past audits have resulted in no violations of grant regulations and no requests for reimbursements. It is the opinion of management that requests for reimbursement, if any, by either the federal or state governments based on subsequent audits will not be material in relationship to the County's financial statements as of June 30, 2022.

NOTE 9. RECENTLY ISSUED ACCOUNTING STANDARDS

GASB Statement 96, *Subscription-based Information Technology Arrangements*, was issued in May 2020, and is effective for fiscal years beginning after June 15, 2022. The standard provides guidance related to accounting and financial reporting for subscription-based information technology arrangements (SBITAs). The standard generally requires the recording of a right-to-use subscription asset (intangible asset) and a corresponding liability. There is an exception for short-term SBITAs defined as those with maximum possible terms of 12 months or less including options to extend, regardless of their probability of being exercised. Since the County is on the cash basis of accounting there will be no effect on the financial statements other than expanded disclosures regarding these arrangements.

NOTE 10. SUBSEQUENT EVENT

In preparing the financial statements, the County has evaluated events and transactions for potential recognition or disclosure through April 25, 2023, the date the financial statements were available to be issued.

SUPPLEMENTARY INFORMATION

BUFFALO COUNTY, NEBRASKA
KEARNEY, NEBRASKA
SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
YEAR ENDED JUNE 30, 2022

Federal Grantor/Pass-Through Grantor/ Program Title	Assistance Listing Number	Federal Expenditures
U.S. Department of Homeland Security		
Passed through the Nebraska Emergency Management Agency COVID-19 - Disaster grants - Public Assistance (Presidentially Declared Disasters)		35,213
<u>U.S. Department of Treasury</u>		
Direct		
Coronavirus State and Local Fiscal Recovery Funds	21.027	1,320,782
Coronavirus Relief Fund	21.019	<u>57,439</u>
Total U.S. Department of Treasury		<u>1,378,221</u>
<u>U.S. Department of Transportation</u>		
Passed Through Nebraska Department of Transportation		
Highway Planning and Construction	20.616	10,289
State and Community Highway Safety	20.600	2,715
State and Community Highway Safety	20.611	<u>2,740</u>
Total U.S. Department of Transportation		<u>15,744</u>
TOTAL		<u><u>1,429,178</u></u>

BUFFALO COUNTY, NEBRASKA
NOTES TO SCHEDULE OF EXPENDITURES OF FEDERAL AWARDS
JUNE 30, 2022

NOTE 1. BASIS OF PRESENTATION

The schedule of expenditures of federal awards is prepared on the cash basis of accounting which is a comprehensive basis of accounting other than accounting principles generally accepted in the United States of America. Accordingly, disbursements are recognized when cash is disbursed. This basis of accounting is consistent with the method utilized for the basic financial statements of the County.

The information in this schedule is presented in accordance with the requirements of Title 2 U.S. Code of Federal Regulations (CFR) Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Therefore, some amounts presented in this schedule may differ from amounts presented in, or used in the preparation of, the financial statements.

NOTE 2. BASIS FOR EXPENDITURES REPORTED

Cash Disbursements - For certain federal programs, the County makes cash disbursements under the federal program specifically identified as federal program costs. For these federal programs, the County reports federal expenditures in the amount of cash disbursed and indirect costs claimed under the federal program.

Cash Receipts - For certain federal programs, the County receives payment at specified rates per unit of service rendered or product distributed. For these federal programs, the County reports federal expenditures in the amount of cash received under the federal program.

NOTE 3. INDIRECT COST RATE

For certain federal programs, the County may be allowed to utilize an indirect cost rate as determined by the federal program or a negotiated indirect cost rate. The County may otherwise utilize a de minimis indirect cost rate when allowed by the federal program. For these federal programs, federal expenditures included amounts determined as indirect costs. The County elected not to use the 10% de minimis indirect cost rate allowed under the Uniform Guidance.

NOTE 4. CONTINGENCIES

The County receives funds under various federal grant programs and such assistance is to be expended in accordance with the provisions of the various grants. Compliance with the grants is subject to audit by various government agencies which may impose sanctions in the event of noncompliance. Management believes that they have complied with all aspects of the various grant provisions and the results of adjustments, if any, relating to such audits would not have any material financial impact.

BUFFALO COUNTY, NEBRASKA
 BUDGETARY COMPARISON SCHEDULE - CASH BASIS
 GENERAL FUND
 YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH RECEIPTS			
Taxes	21,424,572	20,276,362	(1,148,210)
Local	4,369,894	5,322,399	952,505
State	369,000	2,221,431	1,852,431
Federal	278,000	163,362	(114,638)
Interest	75,000	50,068	(24,932)
TOTAL CASH RECEIPTS	<u>26,516,466</u>	<u>28,033,622</u>	<u>1,517,156</u>
CASH DISBURSEMENTS			
General government			
Board of Commissioners			
Personnel services	352,986	344,190	8,796
Operating expenses	19,250	16,088	3,162
Supplies/materials	500	201	299
Total Board of Commissioners	<u>372,736</u>	<u>360,479</u>	<u>12,257</u>
Clerk			
Personnel services	270,590	234,063	36,527
Operating expenses	5,450	19,590	(14,140)
Supplies/materials	2,600	1,109	1,491
Total Clerk	<u>278,640</u>	<u>254,762</u>	<u>23,878</u>
Treasurer			
Personnel services	484,057	375,270	108,787
Operating expenses	11,600	7,364	4,236
Supplies/materials	1,100	1,578	(478)
Equipment	910	400	510
Total Treasurer	<u>497,667</u>	<u>384,612</u>	<u>113,055</u>

BUFFALO COUNTY, NEBRASKA
BUDGETARY COMPARISON SCHEDULE - CASH BASIS
GENERAL FUND
YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH DISBURSEMENTS (Continued)			
General government (Continued)			
Register of Deeds			
Personnel services	304,760	248,070	56,690
Operating expenses	4,700	2,363	2,337
Supplies/materials	500	585	(85)
Total Register of Deeds	<u>309,960</u>	<u>251,018</u>	<u>58,942</u>
Assessor			
Personnel services	568,080	529,994	38,086
Operating expenses	23,775	7,494	16,281
Supplies/materials	2,200	1,843	
Equipment rental	500	22	
Total Assessor	<u>594,555</u>	<u>539,353</u>	<u>55,202</u>
Election Commissioner			
Personnel services	189,741	183,027	6,714
Operating expenses	64,065	43,254	20,811
Supplies/materials	5,700	2,601	3,099
Capital outlay	3,500	470	3,030
Total Election Commissioner	<u>263,006</u>	<u>229,352</u>	<u>33,654</u>
Data Processing			
Personnel services	341,460	247,863	93,597
Operating expenses	356,900	353,135	3,765
Supplies/materials	22,850	34,497	(11,647)
Capital outlay	449,000	323,481	125,519
Total Data Processing	<u>1,170,210</u>	<u>958,976</u>	<u>211,234</u>
Zoning			
Personnel services	75,897	74,999	898
Operating expenses	363,100	19,496	343,604
Supplies/materials	1,150	443	707
Total Zoning	<u>440,147</u>	<u>94,938</u>	<u>345,209</u>

BUFFALO COUNTY, NEBRASKA
BUDGETARY COMPARISON SCHEDULE - CASH BASIS
GENERAL FUND
YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH DISBURSEMENTS (Continued)			
General government (Continued)			
Clerk of the District Court			
Personnel services	413,040	382,739	30,301
Operating expenses	118,400	64,892	53,508
Supplies/materials	15,500	14,571	929
Equipment rental			
Capital outlay	8,000	167	7,833
Total Clerk of the District Court	<u>554,940</u>	<u>462,369</u>	<u>92,571</u>
County Court System			
Personnel services	812,950	770,066	42,884
Operating expenses	22,200	22,082	118
Supplies/materials	14,000	9,289	4,711
Capital outlay	2,000		2,000
Total County Court System	<u>851,150</u>	<u>801,437</u>	<u>49,713</u>
Public Defender			
Personnel services	706,089	704,812	1,277
Operating expenses	23,065	19,997	3,068
Supplies/materials	2,600	3,119	(519)
Total Public Defender	<u>731,754</u>	<u>727,928</u>	<u>3,826</u>
Building and Grounds			
Personnel services	780,812	690,461	90,351
Operating expenses	2,592,500	2,021,426	571,074
Supplies/materials	61,500	61,452	48
Equipment rental	110,000	161,313	(51,313)
Total Building and Grounds	<u>3,544,812</u>	<u>2,934,652</u>	<u>610,160</u>
Cooperative Extension			
Personnel services	125,091	86,911	38,180
Operating expenses	9,300	4,800	4,500
Supplies/materials	7,000	3,217	3,783
Equipment rental	5,000	4,479	521
Total Cooperative Extension	<u>146,391</u>	<u>99,407</u>	<u>46,984</u>

BUFFALO COUNTY, NEBRASKA
BUDGETARY COMPARISON SCHEDULE - CASH BASIS
GENERAL FUND
YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH DISBURSEMENTS (Continued)			
General government (Continued)			
Miscellaneous			
Personnel services	2,664,000	2,448,298	215,702
Operating expenses	4,708,584	3,610,931	1,097,653
Supplies/materials	580,000	599,404	(19,404)
Capital outlay	92,794	183,151	(90,357)
Equipment rental	23,000	92,256	(69,256)
Debt servicing	475,444	475,444	
Total Miscellaneous	<u>8,543,822</u>	<u>7,409,484</u>	<u>1,134,338</u>
Total general government	<u>17,859,644</u>	<u>15,508,767</u>	<u>2,350,877</u>
Public Safety			
Sheriff			
Personnel services	3,084,274	3,014,654	69,620
Operating expenses	135,850	144,391	(8,541)
Supplies/materials	160,000	182,411	(22,411)
Capital outlay	195,000	217,887	(22,887)
Total Sheriff	<u>3,575,124</u>	<u>3,559,343</u>	<u>15,781</u>
Attorney			
Personnel services	1,667,124	1,509,221	157,903
Operating expenses	84,250	99,872	(15,622)
Supplies/materials	10,000	21,878	(11,878)
Capital outlay	4,148	663	3,485
Total Attorney	<u>1,765,522</u>	<u>1,631,634</u>	<u>130,403</u>
Jail			
Personnel services	2,257,107	2,120,075	137,032
Operating expenses	504,400	555,320	(50,920)
Total Jail	<u>2,761,507</u>	<u>2,675,395</u>	<u>86,112</u>

BUFFALO COUNTY, NEBRASKA
BUDGETARY COMPARISON SCHEDULE - CASH BASIS
GENERAL FUND
YEAR ENDED JUNE 30, 2022

	2021		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH DISBURSEMENTS (Continued)			
Public Safety (Continued)			
Communication Center			
Personnel services	1,211,059	1,143,978	67,081
Operating expenses	97,000	126,326	(29,326)
Equipment rental	6,000	24,872	(18,872)
Total Communication Center	<u>1,314,059</u>	<u>1,295,176</u>	<u>18,883</u>
Emergency Manager			
Personnel services	77,637	77,642	(5)
Operating expenses	8,000	5,969	2,031
Supplies/materials	3,500	2,015	1,485
Capital outlay	56,700	27,621	29,079
Total Emergency Manager	<u>145,837</u>	<u>113,247</u>	<u>32,590</u>
Total Public Safety	<u>9,416,211</u>	<u>9,274,795</u>	<u>141,416</u>
Public Works			
Surveyor			
Personnel services	149,242	135,401	13,841
Operating expenses	8,000	309	7,691
Supplies/materials	2,000	671	1,329
Equipment rental	12,000	12,000	
Total Surveyor	<u>171,242</u>	<u>148,381</u>	<u>22,861</u>
Institutions			
Operating expenses	<u>16,000</u>	<u>11,987</u>	<u>4,013</u>
Total Public Works	<u>187,242</u>	<u>160,368</u>	<u>26,874</u>

BUFFALO COUNTY, NEBRASKA
BUDGETARY COMPARISON SCHEDULE - CASH BASIS
GENERAL FUND
YEAR ENDED JUNE 30, 2022

	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH DISBURSEMENTS (Continued)			
Public Welfare and Social Services			
Emergency Relief			
Operating expenses	<u>100,000</u>	<u>79,501</u>	<u>20,499</u>
Veterans' Service Office			
Personnel services	186,411	184,222	2,189
Operating expenses	1,920	945	975
Supplies/materials	600	290	310
Equipment rental			1,285
Capital outlay	<u>2,500</u>	<u>2,417</u>	<u>83</u>
Total Veterans' Service Office	<u>191,431</u>	<u>187,874</u>	<u>21,784</u>
Total Public Welfare and Social Services			
	<u>478,673</u>	<u>427,743</u>	<u>50,930</u>
OTHER FINANCING SOURCES (USES)			
Transfers in	2,500,000	500,000	2,000,000
Transfers out	<u>(2,626,285)</u>	<u>(2,980,000)</u>	<u>353,715</u>
Total financing sources (uses)	<u>(126,285)</u>	<u>(2,480,000)</u>	<u>353,715</u>
TOTAL CASH DISBURSEMENTS AND OTHER FINANCING USES			
	<u>26,670,897</u>	<u>27,691,305</u>	<u>(1,020,408)</u>
EXCESS OF CASH RECEIPTS OVER CASH DISBURSEMENTS		342,317	
FUND BALANCE, beginning of year		<u>6,300,330</u>	
FUND BALANCE, end of year		<u>6,642,647</u>	

BUFFALO COUNTY, NEBRASKA
 BUDGETARY COMPARISON SCHEDULE - CASH BASIS
 ROAD FUND
 YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH RECEIPTS			
State	3,937,133	4,431,311	494,178
Local	<u>55,000</u>	<u>408,090</u>	<u>353,090</u>
TOTAL CASH RECEIPTS	<u>3,992,133</u>	<u>4,839,401</u>	<u>847,268</u>
CASH DISBURSEMENTS			
Personnel services	2,632,961	2,287,456	345,505
Operating expenses	474,600	371,647	102,953
Supplies/materials	3,125,000	3,584,501	(459,501)
Equipment rental	75,000	33,885	41,115
Capital outlay	<u>812,600</u>	<u>642,825</u>	<u>169,775</u>
TOTAL CASH DISBURSEMENTS	<u>7,120,161</u>	<u>6,920,314</u>	<u>199,847</u>
DEFICIENCY OF CASH RECEIPTS UNDER CASH DISBURSEMENTS	(3,128,028)	(2,080,913)	1,047,115
OTHER FINANCING SOURCES (USES)			
Transfers in	2,465,852	2,500,000	34,148
Transfers out	<u>(197,966)</u>	<u>(197,966)</u>	
TOTAL FINANCING SOURCES	<u>2,267,886</u>	<u>2,302,034</u>	<u>34,148</u>
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER (UNDER) CASH DISBURSEMENTS AND OTHER FINANCING SOURCES	<u>(860,142)</u>	<u>221,121</u>	<u>1,081,263</u>
FUND BALANCE, beginning of year		<u>860,142</u>	
FUND BALANCE, end of year		<u>1,081,263</u>	

BUFFALO COUNTY, NEBRASKA
 BUDGETARY COMPARISON SCHEDULE - CASH BASIS
 INHERITANCE TAX FUND
 YEAR ENDED JUNE 30, 2022

	2022		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH RECEIPTS			
Taxes	900,000	1,283,845	383,845
Interest		8,264	8,264
	<u>900,000</u>	<u>1,292,109</u>	<u>392,109</u>
TOTAL CASH RECEIPTS			
CASH DISBURSEMENTS			
Miscellaneous	650,000	606,284	43,716
	<u>650,000</u>	<u>606,284</u>	<u>43,716</u>
EXCESS OF CASH RECEIPTS OVER CASH DISBURSEMENTS	250,000	685,825	435,825
OTHER FINANCING USES			
Transfers in (out)	(2,500,000)	(500,000)	2,000,000
	<u>(2,500,000)</u>	<u>(500,000)</u>	<u>2,000,000</u>
EXCESS OF CASH RECEIPTS OVER CASH DISBURSEMENTS AND OTHER FINANCING USES	<u>(2,250,000)</u>	185,825	<u>2,435,825</u>
FUND BALANCE, beginning of year		<u>6,166,164</u>	
FUND BALANCE, end of year		<u>6,351,988</u>	

BUFFALO COUNTY, NEBRASKA
 BUDGETARY COMPARISON SCHEDULE - CASH BASIS
 HEALTH RESERVE FUND
 YEAR ENDED JUNE 30, 2022

	<u>2022</u>		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH RECEIPTS			
Local	<u>2,993,000</u>	<u>3,063,726</u>	<u>70,726</u>
CASH DISBURSEMENTS			
Personnel services	3,475,000	3,280,114	194,886
Miscellaneous	<u>30,000</u>	<u> </u>	<u>30,000</u>
TOTAL CASH DISBURSEMENTS	<u>3,505,000</u>	<u>3,280,114</u>	<u>194,886</u>
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER CASH DISBURSEMENTS	<u>(512,000)</u>	<u>(216,388)</u>	<u>295,612</u>
FUND BALANCE, beginning of year		<u>1,293,521</u>	
FUND BALANCE, end of year		<u>1,077,133</u>	

BUFFALO COUNTY, NEBRASKA
 BUDGETARY COMPARISON SCHEDULE - CASH BASIS
 COVID/ARPA FUND
 YEAR ENDED JUNE 30, 2022

	<u>2022</u>		
	Original and Final Budget	Actual	Favorable (Unfavorable)
CASH RECEIPTS			
Federal	<u>4,822,840</u>	<u>4,822,840</u>	<u> </u>
CASH DISBURSEMENTS			
Operating expenses	<u>9,645,679</u>	<u>1,320,782</u>	<u>8,324,897</u>
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER CASH DISBURSEMENTS	<u>(4,822,840)</u>	3,502,058	<u>8,324,897</u>
FUND BALANCE, beginning of year		<u>4,822,840</u>	
FUND BALANCE, end of year		<u>8,324,897</u>	

BUFFALO COUNTY, NEBRASKA
NOTES TO BUDGETARY SCHEDULES
JUNE 30, 2022

NOTE 1. BUDGETARY COMPARISON SCHEDULES - CASH BASIS

Basis of Accounting

The Budget is prepared on the same cash basis of accounting as applied to the governmental funds in the basic financial statements. Receipts and disbursements are reported when they result from cash transactions.

Budgets

The County follows these procedures in establishing the budgetary data reflected in the schedules in accordance with the requirements of the Nebraska Budget Act.

On or before August 1, the finance committee or other designated budget-making authority prepares and transmits a budget for each County fund showing the requirements, the outstanding warrants, the operating reserve to be maintained, the cash on hand at the close of the preceding fiscal year, the revenue from sources other than taxation, and the amount to be raised by taxation. The budget, like the County's financial statements, is prepared on the cash receipts and disbursements basis of accounting.

At least one public hearing must be held by the County Board.

Prior to September 30, after the valuation from the County Assessor has been certified to the County Clerk, the budget, as revised, is adopted and the amounts provided therein are appropriated.

The County Board is authorized to transfer budgeted amounts between departments within any fund through resolution; however, revisions that alter the total disbursements of any fund require that an additional public hearing be held. Appropriations lapse at year end.

Budget Law

The County is required by state law to hold public hearings and adopt annual budgets for all funds on the cash basis of accounting. Total disbursements for each fund may not exceed the total budgeted disbursements. Any revisions to the adopted budget of total disbursements to any fund require a public hearing.

BUFFALO COUNTY, NEBRASKA
 NONMAJOR GOVERNMENTAL FUNDS
 COMBINING SCHEDULE OF CASH RECEIPTS, DISBURSEMENTS, AND CHANGES IN FUND BALANCES
 YEAR ENDED JUNE 30, 2022

	Highway Bridge Buyback 650	Visitors Promotion 900	Visitors Promotion Improvements 995	P&M 1150	Veterans Aid 1900	STOP Program 2356	Drug Forfeiture 2360	Federal Equitable Sharing 2370
CASH RECEIPTS								
Property tax					13,635			
State	421,687	741,735	741,735		1,728	4,190	29,711	
Local				35,444	529		12,545	
Interest		14	14					
Total cash receipts	<u>421,687</u>	<u>741,749</u>	<u>741,749</u>	<u>35,444</u>	<u>15,892</u>	<u>4,190</u>	<u>42,256</u>	
CASH DISBURSEMENTS								
Public Works		721,179	721,180	3,422				
Public Welfare and Social Services					15,194			
Public Safety						47	91,062	
Total cash disbursements		<u>721,179</u>	<u>721,180</u>	<u>3,422</u>	<u>15,194</u>	<u>47</u>	<u>91,062</u>	
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER CASH DISBURSEMENTS								
	<u>421,687</u>	<u>20,570</u>	<u>20,569</u>	<u>32,022</u>	<u>698</u>	<u>4,143</u>	<u>(48,806)</u>	
FUND BALANCE, beginning of year								
	<u>1,638,388</u>	<u>46,769</u>	<u>46,770</u>	<u>162,446</u>	<u>29,657</u>	<u>36,659</u>	<u>883,295</u>	<u>177</u>
FUND BALANCE, end of year								
	<u>2,060,075</u>	<u>67,339</u>	<u>67,339</u>	<u>194,468</u>	<u>30,355</u>	<u>40,802</u>	<u>834,489</u>	<u>177</u>

BUFFALO COUNTY, NEBRASKA
NONMAJOR GOVERNMENTAL FUNDS
COMBINING SCHEDULE OF CASH RECEIPTS, DISBURSEMENTS, AND CHANGES IN FUND BALANCES
YEAR ENDED JUNE 30, 2022

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	County Federal Grants 2500	Recovery Zone Rebate Fund 2650	Keno Lottery 2850	County Wireless Service 2913	County Bond 3700	Recovery Zone Bond 3800	County Weed 5400	911 Emergency Services 5907	Totals
CASH RECEIPTS									
Taxes					1,464,220				1,477,855
Federal	11,696								11,696
State			41,805		141,460				2,124,051
Local				103,195	40,921		53,750	234,653	481,037
Interest					73				101
Total cash receipts	<u>11,696</u>	<u></u>	<u>41,805</u>	<u>103,195</u>	<u>1,646,674</u>	<u></u>	<u>53,750</u>	<u>234,653</u>	<u>4,094,740</u>
CASH DISBURSEMENTS									
Public Works							232,091		1,677,872
Public Welfare and Social Services								112,546	127,740
Public Safety	19,661			150,810					261,580
State taxes			6,380						6,380
Admin fee					400	650			1,050
Debt service									
Principal					1,510,000	175,000			1,685,000
Interest					201,484	15,551			217,035
Total cash disbursements	<u>19,661</u>	<u></u>	<u>6,380</u>	<u>150,810</u>	<u>1,711,884</u>	<u>191,201</u>	<u>232,091</u>	<u>112,546</u>	<u>3,976,657</u>
EXCESS (DEFICIENCY) OF CASH RECEIPTS OVER CASH DISBURSEMENTS	<u>(7,965)</u>	<u></u>	<u>35,425</u>	<u>(47,615)</u>	<u>(65,210)</u>	<u>(191,201)</u>	<u>(178,341)</u>	<u>122,107</u>	<u>118,083</u>
OTHER FINANCING SOURCES (USES) Operating transfers in					<u>300,000</u>	<u>197,966</u>	<u>180,000</u>		<u>677,966</u>
EXCESS (DEFICIENCY) OF CASH RECEIPTS AND OTHER FINANCING SOURCES OVER DISBURSEMENTS AND OTHER FINANCING USES	<u>(7,965)</u>	<u></u>	<u>35,425</u>	<u>(47,615)</u>	<u>234,790</u>	<u>6,765</u>	<u>1,659</u>	<u>122,107</u>	<u>796,049</u>
FUND BALANCE, beginning of year	<u>9,579</u>	<u>7,279</u>	<u>21,117</u>	<u>55,019</u>	<u>868,409</u>	<u>196,583</u>	<u>113,478</u>	<u>501,214</u>	<u>4,616,840</u>
FUND BALANCE, end of year	<u>1,614</u>	<u>7,279</u>	<u>56,542</u>	<u>7,404</u>	<u>1,103,199</u>	<u>203,349</u>	<u>115,137</u>	<u>623,321</u>	<u>5,412,889</u>

BUFFALO COUNTY, NEBRASKA
 COUNTY CLERK
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Clerk fees	3,171	23,464	25,271	1,364
Petty cash	<u> </u>	<u>22,725</u>	<u>11,365</u>	<u>11,360</u>
	<u>3,171</u>	<u>46,189</u>	<u>36,636</u>	<u>12,724</u>

BUFFALO COUNTY, NEBRASKA
CLERK OF THE DISTRICT COURT
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Collection on bad checks	<u>390,223</u>	<u>3,074,529</u>	<u>2,759,788</u>	<u>704,964</u>

BUFFALO COUNTY, NEBRASKA
COUNTY SHERIFF
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
911 surcharge	6,539	103,541	99,867	10,213
Alarm service/tower rent	180	27,765	25,695	2,250
City of Kearney communications		816,911	816,911	
Commissions	816	1,741	2,508	49
Fees	5,274	49,840	49,014	6,100
Fingerprinting	736	10,513	10,573	676
Grants		57,439	57,439	
Grant - E911		103,195	103,195	
Grant - in car camera/training/vest		14,436	11,696	2,740
Grant - Cruise Night/radar/Click It or Ticket		6,004	6,004	
Law enforcement contracts	41,891	285,472	284,728	42,635
Mileage	2,325	22,339	21,772	2,892
Grant - See Something Send Something		57,600	57,600	
Gun permits	120	2,032	2,012	140
Photocopies/miscellaneous	1,700	2,936	3,315	1,321
Inspection fees	1,490	15,980	16,120	1,350
Prisoner lodging	30,168	117,485	134,757	12,895
State case fees	2,264	33,450	33,161	2,553
Towing		2,370	2,076	293
Witness fees		30	30	
Commissary	3,368	42,780	42,821	3,327
Drug testing		450	380	70
Phone purchasing	5,000	59,785	59,785	5,000
Postage/legal copies	26	188	204	10
Work release	2,858	17,804	19,732	930
Prisoner board		6,695	4,455	2,240
Petty cash	2,171	2,628	2,517	2,282
Federal equitable sharing	4,935	70	101	4,903
Investigative	523	66	100	489
	<u>112,383</u>	<u>1,861,546</u>	<u>1,868,569</u>	<u>105,360</u>

BUFFALO COUNTY, NEBRASKA
COUNTY ATTORNEY
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Stop/diversion	632	5,297	2,003	3,926
Drug fund	10,360		2,478	7,882
Petty cash	837	4,822	4,463	1,196
Collection on bad checks	<u>11,830</u>	<u>10,119</u>	<u>8,945</u>	<u>13,004</u>
	<u>23,659</u>	<u>20,238</u>	<u>17,889</u>	<u>26,008</u>

BUFFALO COUNTY, NEBRASKA
 NOXIOUS WEED DISTRICT
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Service earnings	<u>20,574</u>	<u>53,750</u>	<u>53,750</u>	<u>20,574</u>

BUFFALO COUNTY, NEBRASKA
 HIGHWAY SUPERINTENDENT
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Highway Superintendent	<u>1,042</u>	<u>265,618</u>	<u>265,618</u>	<u>1,042</u>

BUFFALO COUNTY, NEBRASKA
 ELECTION COMMISSIONER
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Election Commissioner	<u>110</u>	<u>346</u>	<u>346</u>	<u>110</u>

BUFFALO COUNTY, NEBRASKA
VETERANS' AID
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Veterans' aid	<u>11,200</u>	<u>17,767</u>	<u>17,337</u>	<u>11,630</u>

BUFFALO COUNTY, NEBRASKA
 BOARD OF COMMISSIONERS
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Petty cash	<u>2,500</u>	<u>12,154</u>	<u>9,654</u>	<u>5,000</u>

BUFFALO COUNTY, NEBRASKA
 FACILITIES DEPARTMENT
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Ravenna Lake petty cash	<u>4,877</u>	<u>20,090</u>	<u>19,804</u>	<u>5,164</u>

BUFFALO COUNTY, NEBRASKA
PUBLIC DEFENDER
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Public defender	<u>1,760</u>	<u>2,984</u>	<u>2,444</u>	<u>2,300</u>

BUFFALO COUNTY, NEBRASKA
PLANNING AND ZONING
STATEMENT OF ACCOUNTABILITY
YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Planning and zoning	<u>(220)</u>	<u>11,470</u>	<u>11,250</u>	<u> </u>

BUFFALO COUNTY, NEBRASKA
 CHRISTMAS PARTY
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Petty Cash-Recognition fund	<u>1,821</u>	<u>4,927</u>	<u>4,617</u>	<u>2,130</u>

BUFFALO COUNTY, NEBRASKA
 REGISTER OF DEEDS
 STATEMENT OF ACCOUNTABILITY
 YEAR ENDED JUNE 30, 2022

	Balance July 1, 2021	Receipts	Disburse- ments	Balance June 30, 2022
Register of Deeds	<u>109,251</u>	<u>2,125,952</u>	<u>2,131,974</u>	<u>103,229</u>



**DANA F. COLE
& COMPANY^{LLP}**
CERTIFIED PUBLIC ACCOUNTANTS

INDEPENDENT AUDITOR'S REPORT ON INTERNAL CONTROL OVER
FINANCIAL REPORTING AND ON COMPLIANCE AND OTHER
MATTERS BASED ON AN AUDIT OF FINANCIAL STATEMENTS PERFORMED
IN ACCORDANCE WITH GOVERNMENT AUDITING STANDARDS

To the County Board of Commissioners
Buffalo County, Nebraska
Kearney, Nebraska

We have audited, in accordance with the auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States, the financial statements of the governmental activities, each major fund, and the aggregate remaining fund information of Buffalo County, Nebraska, as of and for the year ended June 30, 2022, and the related notes to the financial statements, which collectively comprise Buffalo County, Nebraska's basic financial statements and have issued our report thereon dated April 25, 2023.

Report on Internal Control Over Financial Reporting

In planning and performing our audit of the financial statements, we considered Buffalo County, Nebraska's internal control over financial reporting (internal control) as a basis for designing audit procedures that are appropriate in the circumstances for the purpose of expressing our opinions on the financial statements, but not for the purpose of expressing an opinion on the effectiveness of Buffalo County, Nebraska's internal control. Accordingly, we do not express an opinion on the effectiveness of Buffalo County, Nebraska's internal control.

A deficiency in internal control exists when the design or operation of a control does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, misstatements on a timely basis. *A material weakness* is a deficiency, or a combination of deficiencies, in internal control such that there is a reasonable possibility that a material misstatement of the entity's financial statements will not be prevented, or detected and corrected on a timely basis. *A significant deficiency* is a deficiency, or a combination of deficiencies, in internal control that is less severe than a material weakness, yet important enough to merit attention by those charged with governance.

Our consideration of internal control was for the limited purpose described in the first paragraph of this section and was not designed to identify all deficiencies in internal control that might be material weaknesses or significant deficiencies, and therefore, material weaknesses or significant deficiencies may exist that were not identified. Given these limitations, during our audit we did not identify any deficiencies in internal control that we consider to be material weaknesses. We identified certain deficiencies in internal control, described in the accompanying schedule of findings and questioned costs as items 2022-001 and 2022-002 that we consider to be significant deficiencies.

Report on Compliance and Other Matters

As part of obtaining reasonable assurance about whether Buffalo County, Nebraska's financial statements are free from material misstatement, we performed tests of its compliance with certain provisions of laws, regulations, contracts, and grant agreements, noncompliance with which could have a direct and material effect on the financial statements. However, providing an opinion on compliance with those provisions was not an objective of our audit, and accordingly, we do not express such an opinion. The results of our tests disclosed no instances of noncompliance or other matters that are required to be reported under *Government Auditing Standards*.

Buffalo County, Nebraska's Response to Findings

Government Auditing Standards requires the auditor to perform limited procedures on Buffalo County, Nebraska's responses to the findings identified in our audit and described in the accompanying schedule of findings and responses. Buffalo County, Nebraska's responses were not subjected to the auditing procedures applied in the audit of the financial statements, and accordingly, we express no opinion on the responses.

Purpose of this Report

The purpose of this report is solely to describe the scope of our testing of internal control and compliance and the results of that testing, and not to provide an opinion on the effectiveness of the entity's internal control or on compliance. This report is an integral part of an audit performed in accordance with *Government Auditing Standards* in considering the entity's internal control and compliance. Accordingly, this communication is not suitable for any other purpose.

Dana F Cole + Company, LLP

Grand Island, Nebraska
April 25, 2023



**DANA F. COLE
& COMPANY^{LLP}**
CERTIFIED PUBLIC ACCOUNTANTS

INDEPENDENT AUDITOR'S REPORT ON COMPLIANCE FOR
EACH MAJOR FEDERAL PROGRAM AND ON INTERNAL CONTROL
OVER COMPLIANCE REQUIRED BY THE UNIFORM GUIDANCE

To the County Board of Commissioners
Buffalo County, Nebraska
Kearney, Nebraska

Report on Compliance for Each Major Federal Program

Opinion on Each Major Federal Program

We have audited Buffalo County, Nebraska's compliance with the types of compliance requirements identified as subject to audit in the OMB Compliance Supplement that could have a direct and material effect on each of Buffalo County, Nebraska's major federal programs for the year ended June 30, 2022. Buffalo County, Nebraska's major federal programs are identified in the summary of auditor's results section of the accompanying schedule of findings and questioned costs. In our opinion, Buffalo County, Nebraska, complied, in all material respects, with the types of compliance requirements referred to above that could have a direct and material effect on each of its major federal programs for the year ended June 30, 2022.

Basis for Opinion on Each Major Federal Program

We conducted our audit of compliance in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in *Government Auditing Standards*, issued by the Comptroller General of the United States; and the audit requirements of Title 2 U.S. Code of Federal Regulations Part 200, *Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards* (Uniform Guidance). Our responsibilities under those standards and the Uniform Guidance are further described in the Auditor's Responsibilities for the Audit of Compliance section of our report.

We are required to be independent of Buffalo County, Nebraska, and to meet our other ethical responsibilities, in accordance with relevant ethical requirements relating to our audit. We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our opinion on compliance for each major federal program. Our audit does not provide a legal determination of Buffalo County, Nebraska's compliance with the compliance requirements referred to above.

Responsibilities of Management for Compliance

Management is responsible for compliance with the requirements referred to above and for the design, implementation, and maintenance of effective internal control over compliance with the requirements of laws, statutes, regulations, rules, and provisions of contracts or grant agreements applicable to Buffalo County, Nebraska's federal programs.

Auditor's Responsibilities for the Audit of Compliance

Our objectives are to obtain reasonable assurance about whether material noncompliance with the compliance requirements referred to above occurred, whether due to fraud or error, and express an opinion on Buffalo County, Nebraska's compliance based on our audit. Reasonable assurance is a high level of assurance but is not absolute assurance and therefore is not a guarantee that an audit conducted in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance will always detect material noncompliance when it exists. The risk of not detecting material noncompliance resulting from fraud is higher than for that resulting from error, as fraud may involve collusion, forgery, intentional omissions, misrepresentations, or the override of internal control. Noncompliance with the compliance requirements referred to above is considered material if there is a substantial likelihood that, individually or in the aggregate, it would influence the judgment made by a reasonable user of the report on compliance about Buffalo County, Nebraska's compliance with the requirements of each major federal program as a whole.

In performing an audit in accordance with generally accepted auditing standards, *Government Auditing Standards*, and the Uniform Guidance, we:

- Exercise professional judgment and maintain professional skepticism throughout the audit.
- Identify and assess the risks of material noncompliance, whether due to fraud or error, and design and perform audit procedures responsive to those risks. Such procedures include examining, on a test basis, evidence regarding Buffalo County, Nebraska's compliance with the compliance requirements referred to above and performing such other procedures as we considered necessary in the circumstances.
- Obtain an understanding of Buffalo County, Nebraska's internal control over compliance relevant to the audit in order to design audit procedures that are appropriate in the circumstances and to test and report on internal control over compliance in accordance with the Uniform Guidance, but not for the purpose of expressing an opinion on the effectiveness of Buffalo County, Nebraska's internal control over compliance. Accordingly, no such opinion is expressed.

We are required to communicate with those charged with governance regarding, among other matters, the planned scope and timing of the audit and any significant deficiencies and material weaknesses in internal control over compliance that we identified during the audit.

Report on Internal Control over Compliance

A *deficiency in internal control over compliance* exists when the design or operation of a control over compliance does not allow management or employees, in the normal course of performing their assigned functions, to prevent, or detect and correct, noncompliance with a type of compliance requirement of a federal program on a timely basis. A *material weakness in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance, such that there is a reasonable possibility that material noncompliance with a type of compliance requirement of a federal program will not be prevented, or detected and corrected, on a timely basis. A *significant deficiency in internal control over compliance* is a deficiency, or a combination of deficiencies, in internal control over compliance with a type of compliance requirement of a federal program that is less severe than a material weakness in internal control over compliance, yet important enough to merit attention by those charged with governance.

Our consideration of internal control over compliance was for the limited purpose described in the Auditor's Responsibilities for the Audit of Compliance section above and was not designed to identify all deficiencies in internal control over compliance that might be material weaknesses or significant deficiencies in internal control over compliance. Given these limitations, during our audit we did not identify any deficiencies in internal control over compliance that we consider to be material weaknesses, as defined above. However, material weaknesses or significant deficiencies in internal control over compliance may exist that were not identified.

Our audit was not designed for the purpose of expressing an opinion on the effectiveness of internal control over compliance. Accordingly, no such opinion is expressed.

The purpose of this report on internal control over compliance is solely to describe the scope of our testing of internal control over compliance and the results of that testing based on the requirements of the Uniform Guidance. Accordingly, this report is not suitable for any other purpose.

Dana F Cole + Company, LLP

Grand Island, Nebraska
April 25, 2023

BUFFALO COUNTY, NEBRASKA
 SCHEDULE OF FINDINGS AND QUESTIONED COSTS
 JUNE 30, 2022

SECTION I. SUMMARY OF AUDITOR'S RESULTS

Financial Statements

Type of auditor's report issued:	Unmodified
Internal control over financial reporting:	
Material weakness identified:	___Yes <u>X</u> No
Significant deficiencies identified that are not considered to be material weaknesses:	<u>X</u> Yes ___No
Noncompliance matter to the financial statements disclosed:	___Yes <u>X</u> No

Federal Awards

Internal control over major programs:	
Material weakness identified:	___Yes <u>X</u> No
Significant deficiencies identified that are not considered to be material weaknesses:	None reported
Type of auditor's report issued on compliance for major programs:	Unmodified
Any audit findings disclosed that are required to be reported in accord- ance with 2 CFR Section 200.516(a):	___Yes <u>X</u> No
Identification of major programs:	
Coronavirus State and Local Fiscal Recovery Funds	21.027
Dollar threshold used to distinguish between type A and type B programs:	\$750,000
Auditee qualified as a low-risk auditee:	___Yes <u>X</u> No

BUFFALO COUNTY, NEBRASKA
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
JUNE 30, 2022

SECTION II. FINANCIAL STATEMENT FINDINGS

2022-001 SEGREGATION OF DUTIES

Criteria

Internal controls should be in place to ensure proper segregation of duties.

Condition and Context

The same individuals routinely reconcile the bank statements, monitor and reconcile the investment accounts, make journal entries, manage receipts and disbursements, and are responsible for the preparation of financial reports.

Cause

Due to the size of the County, there is limited segregation of duties in certain areas, such as the Treasurer's office.

Potential Effect

Inadequate segregation of duties could lead to the misappropriation of assets or improper reporting.

Recommendation

We recommend that the County continue to monitor and evaluate its internal controls with the use of limited personnel and to provide as much segregation of duties as determined to be feasible within its operations.

Views of Responsible Officials and Planned Corrective Action

The County within the constraints of existing time and cost considerations will continue to review the situation and make improvements as deemed appropriate.

2022-002 ESTABLISH INTERNAL CONTROL OVER FINANCIAL STATEMENT PREPARATION AND REVIEW

Criteria

Management is responsible for establishing and maintaining internal controls, including monitoring, and for the fair presentation of financial statements, including the notes to the financial statements, in conformity with the cash basis of accounting.

BUFFALO COUNTY, NEBRASKA
SCHEDULE OF FINDINGS AND QUESTIONED COSTS
JUNE 30, 2022

SECTION II. FINANCIAL STATEMENT FINDINGS (Continued)

2022-002 ESTABLISH INTERNAL CONTROL OVER FINANCIAL STATEMENT PREPARATION AND REVIEW (Continued)

Condition and Context

Management is responsible for establishing and maintaining internal control and for the fair presentation of the financial statements, supplementary information, and disclosures in the financial statements, in conformity with the cash basis of accounting. The County does not have a system of internal control that would provide management with reasonable assurance that the County's financial statements and related disclosures are complete and presented in accordance with the cash basis of accounting. As such, management requested us to compile the trial balance from the general ledger and prepare a draft of the financial statements, including the related note disclosures.

Cause

Management does not prepare the financial statements in accordance with the cash basis of accounting.

Potential Effect

Errors in the financial statements or disclosures could occur and not be detected by management.

Recommendations

Management should carefully review financial statements including disclosures and understand the relationship to the underlying data. All proposed adjustments should be understood and approved.

Views of Responsible Officials and Planned Corrective Action

The County relies on the auditor to propose the adjustments necessary to prepare the financial statements including the related disclosures and supplemental schedules. The County reviews such financial statements, disclosures, and schedules.

SECTION III. FEDERAL AWARD FINDINGS AND QUESTIONED COSTS

None reported.

BUFFALO COUNTY, NEBRASKA
SUMMARY SCHEDULE OF PRIOR AUDIT FINDINGS
JUNE 30, 2022

2021-001 SEGREGATION OF DUTIES

Due to the size of the County, there is limited segregation of duties in certain areas, such as the Treasurer's Office. The same individuals routinely reconcile the bank statements, monitor and reconcile the investment accounts, make journal entries, manage general ledger functions, including receipts and disbursements, and are responsible for the preparation of financial reports. This item is a continued finding for the year ended June 30, 2022, as item 2022-001.

2021-002 ESTABLISH INTERNAL CONTROL OVER FINANCIAL STATEMENT PREPARATION AND REVIEW

Management is responsible for establishing and maintaining internal control and for the fair presentation of the financial statements, supplementary information, and disclosures in the financial statements, in conformity with the cash basis of accounting. The County does not have a system of internal control that would provide management with reasonable assurance that the County's financial statements and related disclosures are complete and presented in accordance with the cash basis of accounting. As such, management requested us to compile the trial balance from the general ledger and prepare a draft of the financial statements, including the related note disclosures. We recommend that the County review and approve the proposed auditor adjusting entries and the adequacy of financial statement disclosures prepared by the auditors and apply analytic procedures to the draft financial statements, among other procedures as considered necessary by management. This item is a continued finding for the year ended June 30, 2022, as item 2022-002.

APPENDIX C

FORM OF CONTINUING DISCLOSURE AGREEMENT

THIS CONTINUING DISCLOSURE AGREEMENT, dated _____, 2024 (this “**Disclosure Agreement**”), is executed and delivered by the County of Buffalo, Nebraska (the “**Issuer**”) and BOKF, National Association, Lincoln, Nebraska, as Dissemination Agent (the “**Dissemination Agent**”), in connection with the issuance by the Issuer of \$ _____ in aggregate principal amount of its General Obligation Refunding Bonds, Series 2024 (the “**Bonds**”).

WITNESSETH:

WHEREAS, in connection with the issuance of the Bonds, the Issuer has agreed to enter into this Disclosure Agreement in accordance with section (b)(5) of the Rule (as hereinafter defined) to provide certain financial and operating information, as well as notice of the occurrence of certain events, during the life of the Bonds; and

WHEREAS, the Issuer desires to appoint BOKF, National Association as Dissemination Agent to assist the Issuer with carrying out its obligations under this Disclosure Agreement, and BOKF, National Association is willing to accept such appointment in accordance with the terms hereof.

NOW, THEREFORE, IN CONSIDERATION OF THE COVENANTS AND PROMISES HEREIN CONTAINED, the Issuer and the Dissemination Agent agree as follows:

Section 1. Purpose of this Disclosure Agreement. This Disclosure Agreement is being executed and delivered by the Issuer and the Dissemination Agent for the benefit of the Beneficial Owners of the Bonds and to assist the Participating Underwriter (as defined herein) in complying with the Rule. The Issuer represents that it is the only Obligated Person (as defined in the Rule) with respect to the Bonds and that no other person is expected to become an Obligated Person at any time after the issuance of the Bonds.

Section 2. Definitions. In addition to the definitions set forth in the Authorizing Instrument (as defined herein), which apply to any capitalized term used in this Disclosure Agreement unless otherwise defined herein, the following capitalized terms shall have the following meanings:

“**Annual Financial Information**” means the financial information and operating data of the Issuer described in Section 4 and in Exhibit A hereto.

“**Annual Report**” means the Annual Financial Information and the Audited Financial Statements for any Fiscal Year, as more fully described in Section 4 hereof.

“**Annual Report Certificate**” means the certificate of the Issuer with respect to its Annual Report, the form of which is attached hereto as Exhibit B.

“**Annual Report Date**” means, for each Fiscal Year during the term hereof, that date that is twelve (12) months after the end of the Issuer’s Fiscal Year or such later date as when the Annual Report or portions thereof become available; provided, that if the last day of the Issuer’s Fiscal Year changes, the Annual Report Date shall thereafter be twelve (12) months after the last day of the Issuer’s Fiscal Year or such later date as when the Annual Report or portions thereof become available. The first Annual Report Date shall be June 30, 2025 (being twelve (12) months following the Fiscal Year ending June 30, 2024) or such later date as when the Annual Report or portions thereof become available. If the Annual Report,

or portions thereof, is not available by an Annual Report Date, the Issuer will notify the Dissemination Agent that such Annual Report is currently unavailable and the Dissemination agent shall file a notice regarding the current unavailability of such Annual Report, the form of which is attached hereto as Exhibit D.

“**Annual Report Disclosure**” means the dissemination of the Annual Report as set forth in Section 4 hereof.

“**Audited Financial Statements**” means the audited financial statements of the Issuer, prepared pursuant to the standards and as described in Section 4 hereof.

“**Authorizing Instrument**” means a resolution duly adopted by the governing body of the Issuer on February 12, 2024 as may be amended and supplemented pursuant to the terms thereof.

“**Beneficial Owner**” means any person who has the power, directly or indirectly, to vote or consent with respect to, or to dispose of ownership of, the Bonds (including persons holding such Bonds through nominees, depositories or other such intermediaries).

“**Bonds**” means the Issuer’s General Obligation Refunding Bonds, Series 2024, authorized under and secured by the Authorizing Instrument.

“**Business Day**” means any day other than a Saturday, Sunday, legal holiday or a day on which the Dissemination Agent or banking institutions in Lincoln, Nebraska are authorized or required by law to close.

“**Commission**” means the Securities and Exchange Commission.

“**Disclosure Agreement**” means this Continuing Disclosure Agreement, as may from time to time be amended or supplemented pursuant to terms hereof.

“**Disclosure Representative**” means the Treasurer of the Issuer, or such other officer or employee as the Issuer shall designate in writing to the Dissemination Agent from time to time.

“**Dissemination Agent**” means BOKF, National Association, Lincoln, Nebraska, acting in its capacity as Dissemination Agent hereunder, or any additional or successor Dissemination Agent designated in writing by the Issuer and which has filed with the Dissemination Agent a written acceptance of such designation, and such agent’s successors and assigns.

“**EMMA**” means the Electronic Municipal Market Access system for municipal securities disclosure of the MSRB.

“**Exchange Act**” means the Securities Exchange Act of 1934, as amended.

“**Financial Obligation**” means a (i) debt obligation; (ii) derivative instrument entered into in connection with, or pledged as security or source of payment for, an existing or planned debt obligation; or (iii) a guarantee of (i) or (ii). The term Financial Obligation shall not include municipal securities as to which a final official statement has been provided to the MSRB consistent with the Rule.

“**Fiscal Year**” means the 12-month period beginning the first day of July and ending on the last day of the following June, or such other annual period as determined by the Issuer, for which the Issuer shall promptly notify the MSRB in Prescribed Form.

“**Listed Events**” means any of the events with respect to the Bonds described in Section 5 hereof.

“**Listed Events Disclosure**” means dissemination of a notice of the occurrence of a Listed Event as set forth in Section 5 hereof.

“**Material**” with respect to information, means information as to which a substantial likelihood exists that a reasonably prudent investor would attach importance thereto in deciding to buy or sell a Bond or, if not disclosed, would significantly alter the total information otherwise available to an investor from the offering document related to the Bonds, information disclosed hereunder, or information generally available to the public. Notwithstanding the foregoing, “Material” information includes information that would be deemed “material” for purposes of the purchase or sale of a Bond within the meaning of applicable federal securities laws, as interpreted at the time of discovery of the information.

“**MSRB**” means the Municipal Securities Rulemaking Board or any other entity designated or authorized by the Commission to receive reports pursuant to the Rule. Until otherwise designated by the MSRB or the Commission, filings with the MSRB are to be made through the EMMA website of the MSRB, currently located at <http://emma.msrb.org>.

“**Participating Underwriter**” means Northland Securities, Inc. and each other broker, dealer or municipal securities dealer acting as an underwriter in any primary offering of the Bonds.

“**Prescribed Form**” means, with regard to the filing of the Annual Report, each notice of the occurrence of a Listed Event and other notices described herein with the MSRB, such electronic format, accompanied by such identifying information, as shall have been prescribed by the MSRB and which shall be in effect on the date of filing of such information.

“**Rule**” means Rule 15c2-12 adopted by the Commission under the Exchange Act, as the same may be amended from time to time.

“**State**” means the State of Nebraska.

Section 3. CUSIP Number/Final Official Statement. The CUSIP Number of the final maturity of the Bonds is 119443 _____. The final Official Statement relating to the Bonds is dated _____, 2024 (the “**Final Official Statement**”).

Section 4. Annual Report Disclosure.

(a) ***Provision of Annual Report.***

(i) On or before each Annual Report Date, the Issuer shall provide, or shall cause the Dissemination Agent to provide, to the MSRB an Annual Report which is consistent with the requirements of this Section 4. The Annual Report shall be submitted in Prescribed Form, and it may cross-reference other information as provided in Section 4(b) below. The Annual Report shall identify the Bonds by name and CUSIP number.

(ii) Not later than forty-five (45) days prior to each Annual Report Date, the Dissemination Agent shall submit to the Issuer the form of Annual Report Certificate attached hereto as Exhibit B and shall request that the Issuer return the completed certificate along with its Annual Report prior to the date set forth in subsection 4(a)(iii) below.

(iii) Not later than fifteen (15) days prior to the Annual Report Date, the Issuer shall provide the Annual Report and the completed Annual Report Certificate to the Dissemination Agent. Promptly upon its receipt of the Annual Report, but no later than the Annual Report Date, the Dissemination Agent shall send the Annual Report to the MSRB in Prescribed Form. The Dissemination Agent shall notify the Issuer in writing of the date the Dissemination Agent provided the Annual Report to the MSRB.

(iv) If the Dissemination Agent has not received a copy of the Annual Report by the date set forth in subsection (a)(iii) above, the Dissemination Agent shall contact the Issuer to determine if the Issuer has submitted its Annual Report as required by subsection (a)(i) above. If the Dissemination Agent is unable to verify that the Annual Report has been provided to the MSRB by the Annual Report Date, the Dissemination Agent shall send a notice to the MSRB and the Issuer in substantially the form attached as Exhibit C.

(b) ***Contents of Annual Report.***

(i) The Annual Report for each Fiscal Year shall contain (or incorporate by reference as described below) the following:

(A) The Issuer's Audited Financial Statements for the previous Fiscal Year, prepared in accordance with generally accepted accounting principles applicable to the Issuer; provided that if the Issuer's Audited Financial Statements are not available prior to the Annual Report Date, then (I) the Annual Report shall contain unaudited financial statements, if prepared and if in a format similar to the financial statements contained in the Final Official Statement, (II) the Issuer shall give, or shall cause the Dissemination Agent to give, notice in the same manner as for a Listed Event under subsection 5(f), which notice shall provide the estimated date of when the Issuer's Audited Financial Statements shall be available and (III) the audited financial statements shall be provided to the MSRB when they become available; and

(B) The Issuer's Annual Financial Information specified on Exhibit A hereto for the previous Fiscal Year; provided, however, that to the extent all or portions of the Annual Financial Information are included in the Issuer's Audited Financial Statements, such information need not be separately provided, but the Issuer shall file, or shall cause the Dissemination Agent to file, a notice to such effect to accompany the Audited Financial Statements.

(ii) Any or all of the items listed above may be included by specific reference to other documents, including official statements or prospectuses of debt issues of the Issuer or related public entities, which have been previously provided to the MSRB or the Commission. If the document included by reference is a final official statement, it must be available from the MSRB. The Issuer shall clearly identify in the Annual Report each such other document so included by reference.

(iii) If any part of the Annual Report can no longer be generated because the operations to which it is related have been materially changed or discontinued, the Issuer will include a statement to such effect as part of its Annual Report for the year in which such event first occurs and will provide notice of the same to the MSRB in Prescribed Form.

Section 5. Disclosure of Listed Events.

(a) Upon the occurrence of any of the following Listed Events, the Issuer (or the Dissemination Agent on behalf of the Issuer) shall give notice of the occurrence of such event to the MSRB in accordance with this Section 5:

- (i) principal and interest payment delinquencies;
- (ii) non payment related defaults, if Material;
- (iii) unscheduled draws on debt service reserves reflecting financial difficulties;
- (iv) unscheduled draws on credit enhancements reflecting financial difficulties;
- (v) substitution of credit or liquidity providers, or their failure to perform;
- (vi) adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701 TEB) or other material notices of determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (vii) modifications to rights of Bondholders, if Material;
- (viii) Bond calls, if Material, and tender offers;
- (ix) defeasances;
- (x) release, substitution, or sale of property securing repayment of the Bonds, if Material;
- (xi) rating changes;
- (xii) bankruptcy, insolvency, receivership or similar event of the Issuer*;
- (xiii) the consummation of a merger, consolidation, or acquisition involving the Issuer or the sale of all or substantially all of the assets of the Issuer, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if Material;

* For the purposes of the event identified in clause (xii) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the Issuer in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or government authority has assumed jurisdiction over substantially all of the assets or business of the Issuer, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the Issuer.

- (xiv) appointment of a successor or additional Trustee/Paying Agent or the change of name of a Trustee/Paying Agent, if Material;
- (xv) incurrence of a Financial Obligation of the Issuer, if material, or agreement to covenants, events of default, remedies, priority rights, or other similar terms of a Financial Obligation of the Issuer, any of which affect security holders, if material; and
- (xvi) default, event of acceleration, termination event, modification of terms, or other similar events under the terms of a Financial Obligation of the Issuer, any of which reflect financial difficulties.

Notwithstanding the foregoing: notice of the occurrence of any Listed Event described in (viii) or (ix) above need not be given under this Section 5 any earlier than when notice (if any) of the underlying event is given to the registered owners of the affected Bonds pursuant to the Authorizing Instrument; and notice of any scheduled sinking fund redemption in accordance with the schedule set forth in the Authorizing Instrument or the Official Statement need not be given under this Disclosure Agreement.

(b) Within one (1) Business Day of obtaining actual knowledge of the occurrence of a Listed Event, the Dissemination Agent shall contact the Disclosure Representative, inform such person of the occurrence of such event, and request that the Issuer promptly notify the Dissemination Agent in writing whether to report the occurrence of the Listed Event pursuant to subsection 5(f).

(c) When the Issuer obtains knowledge of the occurrence of a Listed Event, whether because of a notice from the Dissemination Agent pursuant to subsection 5(b) or otherwise, the Issuer shall promptly determine whether notice of such occurrence is required to be disclosed pursuant to the Rule.

(d) If the Issuer determines that the occurrence of a Listed Event is required to be disclosed pursuant to the Rule, the Issuer shall promptly instruct the Dissemination Agent in writing to report the occurrence pursuant to subsection 5(f).

(e) If in response to a request from the Dissemination Agent pursuant to subsection 5(b), the Issuer determines that the occurrence of a Listed Event is not required to be disclosed pursuant to the Rule, the Issuer shall promptly direct the Dissemination Agent in writing not to report the occurrence pursuant to subsection 5(f).

(f) If the Issuer has instructed the Dissemination Agent to report the occurrence of a Listed Event, the Dissemination Agent shall promptly file a notice of such occurrence with the MSRB in Prescribed Form not later than ten (10) Business Days after the occurrence of the Listed Event.

(g) If the Issuer provides the Dissemination Agent with additional information in accordance with Section 9 hereof and directs the Dissemination Agent to deliver such information to the MSRB, the Dissemination Agent shall deliver such information in a timely manner to the MSRB in Prescribed Form.

Section 6. Termination of Reporting Obligation. The Issuer's obligations under this Disclosure Agreement shall terminate when the Issuer shall have no legal liability for any obligation on or

relating to the repayment of the Bonds, including a legal defeasance of the Bonds. If such termination occurs prior to the final maturity of the Bonds, the Issuer shall give notice of such termination in the same manner as for a Listed Event under subsection 5(f).

Section 7. Dissemination Agent. The Issuer has appointed BOKF, National Association as Dissemination Agent to assist the Issuer with carrying out its obligations under this Disclosure Agreement, and BOKF, National Association has accepted its appointment as Dissemination Agent. The Issuer may discharge the Dissemination Agent upon 30 days' written notice to the Dissemination Agent, with or without appointing a successor. The Issuer may appoint additional Dissemination Agents without the consent of any existing Dissemination Agent. The Dissemination Agent may resign hereunder upon 30 days' written notice to the Issuer. If at any time during the term of this Disclosure Agreement the Issuer has not appointed a Dissemination Agent, then the Issuer shall be deemed to be the Dissemination Agent and shall be solely responsible for all obligations hereunder.

The Dissemination Agent shall have only such duties as are specifically set forth in this Disclosure Agreement. The Dissemination Agent shall not be responsible in any manner for the content of any notice or report prepared by the Issuer pursuant to this Disclosure Agreement. The Issuer agrees to indemnify and save the Dissemination Agent, its officers, directors, employees and agents, harmless against any loss, expense and liabilities which it may incur arising out of or in the exercise or performance of its powers and duties hereunder, including the costs and expenses (including attorneys' fees) of defending against any claim of liability, but excluding liabilities due to the Dissemination Agent's negligence or willful misconduct. The obligations of the Issuer under this Section shall survive resignation or removal of the Dissemination Agent and payment of the Bonds.

Section 8. Amendment or Waiver. Notwithstanding any other provision of this Disclosure Agreement, the Issuer and the Dissemination Agent may amend this Disclosure Agreement (and, to the extent that any such amendment does not materially change or increase its obligations hereunder, the Dissemination Agent shall agree to any amendment so requested by the Issuer), and any provision of this Disclosure Agreement may be waived, if (a) permitted by the Rule or (b):

- (i) The amendment or waiver is made in connection with a change in circumstances that arises from a change in legal requirements, change in law, or change in the identity, nature or status of the Issuer or the type of business conducted;
- (ii) This Disclosure Agreement, as amended, or the provision, as waived, would have complied with the requirements of the Rule at the time of the primary offering of the Bonds, after taking into account any amendments or interpretations of the Rule, as well as any change in circumstances; and
- (iii) The amendment or waiver either (A) is approved by the Bondholders in the same manner as provided in the Authorizing Instrument for amendments thereto with the consent of Bondholders, or (B) does not, in the opinion of the Dissemination Agent or nationally recognized bond counsel, materially impair the interests of the Bondholders.

Following any amendment or waiver of a provision of this Disclosure Agreement, the Issuer shall give notice in the same manner as for the occurrence of a Listed Event under subsection 5(f) and shall include, as applicable, a narrative explanation of the reason for the amendment or waiver and its impact on the type (or in the case of a change of accounting principles, on the presentation) of financial information or operating data being presented by the Issuer.

Section 9. Dissemination of Additional Information. The Issuer may disseminate, or may cause the Dissemination Agent to disseminate, additional information in any Annual Report, notice of the occurrence of an event other than a Listed Event, or any other information in addition to that which is required by this Disclosure Agreement by means of dissemination set forth in this Disclosure Agreement or any other means of communication. Such information shall be provided in Prescribed Form. The Issuer shall have no obligation under this Disclosure Agreement or the Rule to update such additional information, to include it in any future Annual Report or to provide notice of any future occurrence of such event.

Section 10. Default. If the Issuer or the Dissemination Agent fails to comply with any provision of this Disclosure Agreement, any Bondholder may seek specific performance by court order to cause the Issuer or the Dissemination Agent, as applicable, to comply with its obligations under this Disclosure Agreement. A default under this Disclosure Agreement shall not be deemed an Event of Default under the Authorizing Instrument, and the sole remedy under this Disclosure Agreement upon any failure of the Issuer or the Dissemination Agent to comply with this Disclosure Agreement shall be an action to compel performance.

Section 11. Transmission of Information and Notices. Notwithstanding anything in this Disclosure Agreement to the contrary, unless otherwise required by law, all notices, documents and information provided to the MSRB shall be provided in Prescribed Form. The Dissemination Agent shall determine each year prior to the Annual Report Date whether a change has occurred in the MSRB's email address or filing procedures and requirements under the Rule or with respect to EMMA.

Section 12. Beneficiaries. This Disclosure Agreement shall inure solely to the benefit of the Issuer, the Dissemination Agent, each Participating Underwriter and the Beneficial Owners of the Bonds, and shall create no rights in any other person or entity.

Section 13. Recordkeeping. The Issuer and the Dissemination Agent shall maintain records of all Annual Report Disclosures and Listed Event Disclosures, including the content of such disclosures, the names of the entities with whom such disclosure was filed and the date of filing such disclosure. Such records shall be kept for at least 10 years after the respective dates of such filings.

Section 14. Assignment. The Issuer shall not transfer its obligations under this Disclosure Agreement unless the transferee agrees to assume all obligations of the Issuer under this Disclosure Agreement or to execute a continuing disclosure undertaking under the Rule. Any corporation or association (a) into which the Dissemination Agent is merged or with which it is consolidated, (b) resulting from any merger or consolidation to which the Dissemination Agent is a party, or (c) succeeding to all or substantially all of the corporate trust business of the Dissemination Agent shall be the successor Dissemination Agent without the execution or filing of any document or the taking of any further action.

Section 15. Notices and Additional Information. All notices, requests, demands or other communications to or upon the respective parties hereto shall be deemed to have been duly given or made when delivered personally or by mail to the party to which such notice, request, demand or other communication is required or permitted to be given or made under this Disclosure Agreement and addressed as set forth below or telecopied to the telecopier number of the recipient, with confirmation of transmission, indicated below:

If to the Issuer, at:

The County of Buffalo, Nebraska

Attention: Heather Christensen, County Clerk
P.O. Box 1270
Kearney, Nebraska 68848
Telephone: 308-236-1226
Fax: 308-236-1223
Email: clerk@buffalocounty.ne.gov

If to Dissemination Agent, at:

BOKF, National Association
1248 'O' Street, Suite 764
Lincoln, NE 68508
Attention: Corporate Trust
Phone: (402) 458-1310
Fax: (402) 458-1315
Email: cshirk@bokf.com

Section 16. Governing Law. The provisions of this Disclosure Agreement shall be governed by the laws of the State.

Section 17. Counterparts. This Disclosure Agreement may be executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument.

EXECUTED AND DATED on behalf of the Issuer and the Dissemination Agent by their duly authorized representatives as of the date first written above.

THE COUNTY OF BUFFALO, NEBRASKA

By _____
Name _____
Title _____

BOKE, NATIONAL ASSOCIATION

By _____
Name _____
Title _____

Signature Page to Continuing Disclosure Agreement

EXHIBIT A

CONTENTS OF ANNUAL FINANCIAL INFORMATION

“*Annual Financial Information*” of the Issuer means updates, for the applicable fiscal year, of the information set forth in the following captions, headings and subheadings in Appendix A to the Final Official Statement:

- SELECTED COUNTY TAX INFORMATION
 - o County Valuations
 - o County Levies
 - o Property Taxes Budgeted and Property Tax Receipts

To the extent all or portions of the Annual Financial Information are included in the Issuer’s Audited Financial Statements, such information need not be separately provided, but the Issuer shall file, or shall cause the Dissemination Agent to file, a notice to such effect to accompany the Audited Financial Statements.

EXHIBIT B

FORM OF ANNUAL REPORT CERTIFICATE

DATE: _____

BOKF, National Association
1248 'O' Street, Suite 764
Lincoln, NE 68508
Attention: Corporate Trust

Re: The County of Buffalo, Nebraska General Obligation Refunding Bonds, Series 2024.

Pursuant to the Continuing Disclosure Agreement, dated _____, 2024 (the "Disclosure Agreement"), between County of Buffalo, Nebraska (the "Issuer") and BOKF, National Association (the "Dissemination Agent"), the Issuer has agreed to provide its annual Audited Financial Statements and updates to specific financial information and operating data originally provided in the Official Statement relating to the above-referenced Bonds.

Attached hereto are the Audited Financial Statements of the Issuer for the fiscal year ended June 30, 20__.

The Issuer has provided or hereby provides the Dissemination Agent with the information contained in the Official Statement within the captions, headings and/or subheadings checked below, and such information either is included in the Audited Financial Statements of the Issuer or is provided in a separate report or document attached to this Certificate.

Attached	Included in Audit	
		SELECTED COUNTY TAX INFORMATION
_____	_____	County Valuations
_____	_____	County Levies
_____	_____	Property Taxes Budgeted and Property Tax Receipts

The information checked above is presented in a manner consistent with the Official Statement.

THE COUNTY OF BUFFALO, NEBRASKA

By _____
Name _____
Title _____

EXHIBIT C

NOTICE OF FAILURE TO FILE ANNUAL REPORT

Name of Issuer: County of Buffalo, Nebraska
Name of Bond Issue: General Obligation Refunding Bonds, Series 2024
Date of Issuance: _____, 2024
BASE CUSIP: 119443

NOTICE IS HEREBY GIVEN that the Issuer has not provided [the Annual Report] [a portion of the Annual Report, such as the Issuer’s audited financial statements] with respect to the above-named Bonds as required by the Continuing Disclosure Agreement relating to such Bonds, between the Issuer and the Dissemination Agent, and Rule 15c2-12(b)(5) promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended. The Issuer anticipates that [the remainder of] the Annual Report will be filed by _____.

Dated: _____

BOKF, NATIONAL ASSOCIATION,
on behalf of the Issuer

By: _____
Its: _____

cc: The County of Buffalo, Nebraska

EXHIBIT D

UPDATE ON ANNUAL REPORT AVAILABILITY

Name of Issuer: The County of Buffalo, Nebraska
Name of Bond Issue: General Obligation Refunding Bonds, Series 2024
Date of Issuance: _____, 2024
BASE CUSIP: 119443

NOTICE IS HEREBY GIVEN that [a portion of] the Issuer’s Annual Report, namely [[a portion] [all] of its Annual Financial Information]] [its Audited Financial Statements], is not yet available. The definition of “Annual Report Date” in the Continuing Disclosure Agreement obligates the Issuer to provide the Annual Report on or before that date that is twelve (12) months after the end of the Issuer’s Fiscal Year or such later date as when the Annual Report or portions thereof become available. If the Annual Report, or portions thereof, is not available by an Annual Report Date, the Issuer is further obligated to file or cause to be filed a notice regarding the current unavailability of such Annual Report. The unavailability of the Annual Report does not constitute a default under the Continuing Disclosure Agreement, and this notice does not constitute a notice of any such default. The Issuer expects that its [missing Annual Financial Information] [Audited Financial Statements] will be available and filed by _____, 20____.

Dated: _____

BOKE, NATIONAL ASSOCIATION,
on behalf of the Issuer

By: _____
Its: _____

cc: The County of Buffalo, Nebraska

APPENDIX D

BOOK-ENTRY SYSTEM

The Depository Trust Company, New York, NY, will act as securities depository for the Bonds. The Bonds will be issued as fully registered bonds registered in the name of Cede & Co. (DTC's partnership nominee) or such other name as may be requested by an authorized representative of DTC. One fully-registered Bond will be issued for each maturity of the Bonds, each in the aggregate principal amount of such maturity, and will be deposited with DTC.

DTC, the world's largest securities depository, is a limited-purpose trust company organized under the New York Banking Law, a "banking organization" within the meaning of the New York Banking Law, a member of the Federal Reserve System, a "clearing corporation" within the meaning of the New York Uniform Commercial Code, and a "clearing agency" registered pursuant to the provisions of Section 17A of the Securities Exchange Act of 1934. DTC holds and provides asset servicing for over 3.5 million issues of U.S. and non-U.S. equity, corporate and municipal debt issues, and money market instruments (from over 100 countries) that DTC's participants ("**Direct Participants**") deposit with DTC. DTC also facilitates the post-trade settlement among Direct Participants of sales and other securities transactions in deposited securities, through electronic computerized book-entry transfers and pledges between Direct Participants' accounts. This eliminates the need for physical movement of securities certificates. Direct Participants include both U.S. and non-U.S. securities brokers and dealers, banks, trust companies, clearing corporations, and certain other organizations. DTC is a wholly-owned subsidiary of The Depository Trust & Clearing Corporation ("**DTCC**"). DTCC is the holding company for DTC, National Securities Clearing Corporation and Fixed Income Clearing Corporation, all of which are registered clearing agencies. DTCC is owned by the users of its regulated subsidiaries. Access to the DTC system is also available to others such as both U.S. and non-U.S. securities brokers and dealers, banks, trust companies, and clearing corporations that clear through or maintain a custodial relationship with a Direct Participant, either directly or indirectly ("**Indirect Participants**"). DTC has a Standard & Poor's rating of AA+. The DTC Rules applicable to its Participants are on file with the Securities and Exchange Commission. More information about DTC can be found at www.dtcc.com and www.dtc.org.

Purchases of Bonds under the DTC system must be made by or through Direct Participants, which will receive a credit for the Bonds on DTC's records. The ownership interest of each actual purchaser of each Bond ("**Beneficial Owner**") is in turn to be recorded on the Direct and Indirect Participants' records. Beneficial Owners will not receive written confirmation from DTC of their purchase. Beneficial Owners are, however, expected to receive written confirmations providing details of the transaction, as well as periodic statements of their holdings, from the Direct or Indirect Participant through which the Beneficial Owner entered into the transaction. Transfers of ownership interests in the Bonds are to be accomplished by entries made on the books of Direct and Indirect Participants acting on behalf of Beneficial Owners. Beneficial Owners will not receive certificates representing their ownership interests in Bonds, except in the event that use of the book-entry system for the Bonds is discontinued.

To facilitate subsequent transfers, all Bonds deposited by Direct Participants with DTC are registered in the name of DTC's partnership nominee, Cede & Co., or such other name as may be requested by an authorized representative of DTC. The deposit of Bonds with DTC and their registration in the name of Cede & Co. or such other DTC nominee do not effect any change in beneficial ownership. DTC has no knowledge of the actual Beneficial Owners of the Bonds; DTC's records reflect only the identity of the Direct Participants to whose accounts such Bonds are credited, which may or may not be the Beneficial Owners. The Direct and Indirect Participants will remain responsible for keeping account of their holdings on behalf of their customers.

Conveyance of notices and other communications by DTC to Direct Participants, by Direct Participants to Indirect Participants, and by Direct Participants and Indirect Participants to Beneficial Owners will be governed by arrangements among them, subject to any statutory or regulatory requirements as may be in effect from time to time. Beneficial Owners of Bonds may wish to take certain steps to augment the transmission to them of notices of significant events with respect to the Bonds, such as redemptions, tenders, defaults, and proposed amendments to the Bond documents. For example, Beneficial Owners of Bonds may wish to ascertain that the nominee holding the Bonds for their benefit has agreed to obtain and transmit notices to Beneficial Owners. In the alternative, Beneficial Owners may wish to provide their names and addresses to the registrar and request that copies of notices be provided directly to them.

Redemption notices will be sent to DTC. If less than all of the Bonds within an issue are being redeemed, DTC's practice is to determine by lot the amount of the interest of each Direct Participant in such issue to be redeemed.

Neither DTC nor Cede & Co. (nor any other DTC nominee) will consent or vote with respect to the Bonds unless authorized by a Direct Participant in accordance with DTC's MMI Procedures. Under its usual procedures, DTC mails an Omnibus Proxy to the Issuer as soon as possible after the record date. The Omnibus Proxy assigns Cede & Co.'s consenting or voting rights to those Direct Participants to whose accounts Bonds are credited on the record date (identified in a listing attached to the Omnibus Proxy).

Principal and interest payments on the Bonds will be made to Cede & Co., or such other nominee as may be requested by an authorized representative of DTC. DTC's practice is to credit Direct Participants' accounts upon DTC's receipt of funds and corresponding detail information from the Issuer, or the Paying Agent, on the payable date in accordance with their respective holdings shown on DTC's records. Payments by Participants to Beneficial Owners will be governed by standing instructions and customary practices, as is the case with Bonds held for the accounts of customers in bearer form or registered in "street name," and will be the responsibility of such Participant and not of DTC nor its nominee, the Issuer, subject to any statutory or regulatory requirements as may be in effect from time to time.

Payment of redemption proceeds, distributions, and dividend payments to Cede & Co. (or such other nominee as may be requested by an authorized representative of DTC) is the responsibility of the Issuer or the Paying Agent, disbursement of such payments to Direct Participants will be the responsibility of DTC, and disbursement of such payments to the Beneficial Owners will be the responsibility of Direct and Indirect Participants.

DTC may discontinue providing its services as securities depository with respect to the Bonds at any time by giving reasonable notice to the Issuer or the Paying Agent. Under such circumstances, in the event that a successor depository is not obtained, Bond certificates are required to be printed and delivered.

The Issuer may decide to discontinue use of the system of book-entry-only transfers through DTC (or a successor securities depository). In that event, Bond certificates will be printed and delivered to DTC.

The information in this section concerning DTC and DTC's book-entry system has been obtained from DTC, and neither the Issuer nor the Underwriter takes responsibility for the accuracy thereof, and neither the DTC Participants nor the Beneficial Owners should rely on the foregoing information with respect to such matters but should instead confirm the same with DTC or the DTC Participants, as the case may be.

APPENDIX B

FORM OF PRICING NOTICE

**RELATING TO THE
INVITATION TO TENDER BONDS DATED MARCH 25, 2024
made by**

**COUNTY OF BUFFALO
IN THE STATE OF NEBRASKA**

**to the Holders described herein of
all or any portion of the maturities listed herein of**

**County of Buffalo
In the State of Nebraska
General Obligation Refunding Bonds
Taxable Series 2020**

The purpose of this Pricing Notice dated April 1, 2024 (the “Pricing Notice”) is to either confirm or amend the Fixed Spreads for the Target Bonds. All other terms relating to the Invitation (hereinafter defined) remain unchanged.

Pursuant to the Invitation to Tender Bonds dated March 25, 2024 (as it may be amended or supplemented, the “**Invitation**”), the County of Buffalo, Nebraska (the “**County**”) invited offers to tender bonds for cash at the applicable purchase prices based on a fixed spread to be added to the yields on certain benchmark United States Treasury Securities set forth in this Pricing Notice, plus accrued interest on the Target Bonds tendered for purchase to but not including the Settlement Date. All terms used herein and not otherwise defined are used as defined in the Invitation.

As set forth in the Invitation, the County retains the right to extend the Invitation, or amend the terms of the Invitation (including a waiver of any term) in any material respect, provided, that the County shall provide notice thereof at such time and in such manner to allow reasonable time for dissemination to Bondowners and for Bondowners to respond. In such event, any offers submitted with respect to the Target Bonds prior to such change in the Fixed Spreads for such Target Bonds pursuant to the Invitation will remain in full force and effect and any Bondowner of such affected Target Bonds as applicable, wishing to revoke their offer to tender such Target Bonds for purchase must affirmatively withdraw such offer prior to the Expiration Date, as extended.

The Invitation, including the Preliminary Official Statement dated March 25, 2024 relating to the County’s General Obligation Refunding Bonds, Series 2024, is available: (i) at the Municipal Securities Rulemaking Board through its Electronic Municipal Market Access website, currently located at <http://emma.msrb.org>, using the CUSIP numbers for the Target Bonds, and (ii) on the website of the Information Agent at <https://www.globic.com/buffalocty>.

Any questions are to be directed to the Information Agent at (212) 227-9699.

TENDER OFFER – YIELD SPREADS

Pursuant to the Invitation, the Fixed Spreads for the Target Bonds are listed below and [are unchanged from the Invitation / have been revised since the date of the Invitation]. The Purchase Price to be paid on the Settlement Date excludes accrued interest on the Target Bonds tendered for purchase, which accrued interest will be paid to but not including the Settlement Date in addition to the Purchase Price.

**County of Buffalo
In the State of Nebraska
General Obligation Refunding Bonds
Taxable Series 2020**

CUSIP (Base No. 119443) ²	Maturity Date (December 15)	Interest Rate	Outstanding Principal Amount	Maximum Principal Amount That May Be Accepted for Purchase	Benchmark Treasury Security ⁽¹⁾		Indicative Fixed Spreads ⁽¹⁾
					% UST maturing []/[]/20[]	CUSIP: []	
CX5	2024	0.899%	\$1,540,000	\$1,540,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
CY3	2025	0.939	1,560,000	1,560,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
CZ0	2026	1.172	1,575,000	1,575,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
DA4	2027	1.322	1,590,000	1,590,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
DB2	2028	1.475	1,615,000	1,615,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
DC0	2029	1.575	1,750,000	1,750,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
DD8	2030	1.675	1,780,000	1,780,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps
DE6	2031	1.775	1,675,000	1,675,000	[] % UST maturing []/[]/20[]	CUSIP: []	[+] [] bps

¹ Benchmark Treasury Securities are unchanged from the Invitation, and Fixed Spreads are [unchanged from the Invitation / revised since the date of the Invitation as described above].

The yields on the Benchmark Treasury Securities will be determined at [1:00 p.m.] New York City time on [day], [_____], 2024.

The table below provides an example of the Purchase Price realized by a Bondowner who submits an offer based on the following yields for the Benchmark Treasury Securities as of [_____], 2024 and the Fixed Spreads. This example is being provided for convenience only and is not to be relied upon by a Bondowner as an indication of the Purchase Yield or Purchase Price that may be paid by the County.

Based on such Benchmark Treasury Security yields, the following Purchase Prices would be derived:

**County of Buffalo
In the State of Nebraska
General Obligation Refunding Bonds
Taxable Series 2020**

CUSIP (Base No. 119443)	Maturity Date (December 15)	Benchmark Treasury Security	Indicative Benchmark Yield ⁽¹⁾	Fixed Spread	Indicative Purchase Yield ⁽¹⁾	Indicative Purchase Price per \$100 Principal Amount ⁽¹⁾
CY3	2025	...% UST maturing []/[]/20 [] CUSIP: []				
CZ0	2026	...% UST maturing []/[]/20 [] CUSIP: []				
DA4	2027	...% UST maturing []/[]/20 [] CUSIP: []				
DB2	2028	...% UST maturing []/[]/20 [] CUSIP: []				
DC0	2029	...% UST maturing []/[]/20 [] CUSIP: []				
DD8	2030	...% UST maturing []/[]/20 [] CUSIP: []				
DE6	2031	...% UST maturing []/[]/20 [] CUSIP: []				

¹ Preliminary, subject to change.

As a measure of the sensitivity of the Purchase Yield to changes in the yield on the Benchmark Treasury Security, the following table shows the impact on the Purchase Yield of a 0.10% (10 basis point) movement in the yield on the Benchmark Treasury Security:

**County of Buffalo
In the State of Nebraska
General Obligation Refunding Bonds
Taxable Series 2020**

Indicative Purchase Price Per \$100

CUSIP (Base No. 119443)	Maturity Date (December 15)	Indicative Purchase Yield ⁽¹⁾	Assuming a 0.10% Increase in Treasury Security Yield ⁽¹⁾	Assuming Current Treasury Security Yield ⁽¹⁾	Assuming a 0.10% Decrease in Treasury Security Yield ⁽¹⁾
CX5	2024				
CY3	2025				
CZ0	2026				
DA4	2027				
DB2	2028				
DC0	2029				
DD8	2030				
DE6	2031				

¹ Preliminary, subject to change.