



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS BOARD PROCEEDINGS

April 3, 2017

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3rd day of April, 2017 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Tony Krafka, Kevin Slama, Scott Steager, Max Birkel, Gregory A. Janak, and David Potter.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman called the meeting to order, and announced that a complete copy of the Open Meetings Act is posted in the meeting room.

The Chairman declared the minutes from the previous meeting shall stand approved as presented.

Utility Permit Request

Windstream Nebraska, Inc. is requesting permission to construct telecommunications facilities occupying the right-of-way of Butler County public roads, to provide new service to 2111 37 Road, Bruno, NE. Moved by Janak, seconded by Steager to approve the utility permit as requested. Upon roll call vote the following voted aye: Janak, Steager, Krafka, and Mach. The following voted nay: None. Abstaining: Birkel. Absent: Slama and Potter. Motion carried.

Supervisors Slama and Potter arrived at 9:03 a.m.

Discussion/Building & Grounds

Discussion was held with Jim Rerucha, Highway Superintendent on the need for a larger county road shop building. The Highway Superintendent and Road and Bridge committee members toured the KV Supply building that is for sale. It was suggested by the board, that the Highway Superintendent research the cost of a new building, to be built at the county yards, and report back with his findings.

Alexis Township/Utility Right-of-Way

At the March 6, 2017 meeting, the Highway Superintendent informed the board that he had been contacted by Butler Public Power District pertaining to the replacement of poles for a transmission line. Following a survey of the area, it was found that the poles along B Road between 40 Road and 41 Road are located 2' into the road right-of-way, and the poles along 40 Road between B Road and C Road are located 8"-12" into the road right-of-way. The Alexis Township board was notified regarding this issue.

Doug Spale and David Nicolas, representing the Alexis Township board, told the board that this issue was discussed at the township board meeting and it was the consensus of the board to not allow placement of the utility poles in the road right-of-way. The county board has always followed the decision of the township boards, relating to these matters.

Discussion

Supervisor Mach reported that he had met with Rodney Macholan pertaining to road issues in the area of V Road and 46 Road. The board instructed the Highway Superintendent to inspect the area and state what was found and inform the individual what will be done and when in writing.



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Bids-New or Used Tractor/Day Cab

Bids were received from the following:

1. Sahling Kenworth, Inc.-Columbus, Nebraska
2. Wick's Sterling Trucks, Inc.-Omaha, Nebraska
3. RDO Truck Center-Lincoln, Nebraska
4. J & K Custom-Brainard, Nebraska
5. Volvo Trucks of Omaha-Omaha, Nebraska
6. Truck Center Companies-Columbus, Nebraska

The Highway Superintendent asked that the board table a decision on the bids until the meeting to be held on April 17, 2017 at 9:45 a.m. The Road and Bridge committee will meet to review the bids that were received.

Discussion

Supervisor Potter initiated discussion pertaining to the road on the west edge of Dwight. As it is in need of repair, who's responsible to pay for the repair costs. The Highway Superintendent indicated that the repair costs would be split 50/50 between the village and the county.

Supervisor Janak asked if Oak Creek Township or Richardson Township is responsible for the maintenance of 27 Road on the south side of the cemetery. The Highway Superintendent answered that Oak Creek Township is responsible.

Supervisor Potter asked if the County Driveway Policy had been adopted. The policy has not been adopted as of this time.

County Sheriff/Evidence Room Remodel

Marcus Siebken, County Sheriff appeared before the board to discuss remodeling the evidence room. The remodel would consist of the addition of lockers for storage of evidence. He informed the board that there are sufficient funds in the Sheriff's department budget to cover the costs. Moved by Slama, seconded by Birkel to approve the purchase of a 2-column evidence storage locker and construction costs for the installation not to exceed \$7,500.00. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafka, and Mach. The following voted nay: None. Motion carried.

Employee Health Benefit Options

Ryan Ruth, First State Insurance Agency appeared before the board to discuss possible options for the health benefit that is offered to county employees. The board instructed the County Clerk to provide employee census information, in order that a proposal could be drafted. Mr. Ruth will return with proposals in May.

Properties Not Sold for Want of Bidders/Issuance of County Certificates

Kristy Pohl, Deputy County Treasurer, presented to the board a listing that showed the properties, taxes due, and special assessments that were not purchased at the Public Tax Sale. Highlighted were three properties that the County Certificates will be expiring in April. These will be turned over to the County Attorney to begin foreclosure proceedings.

Moved by Potter, seconded by Krafka to authorize the County Treasurer to issue County Certificates on the properties listed. Upon roll call vote the following voted aye: Potter, Slama, Krafka, Steager, Janak, Birkel, and Mach. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Birkel to enter Board of Equalization. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafka, and Mach. The following voted nay: None. Motion carried.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)



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The Chairman recessed the meeting at 10:45 a.m., and reconvened at 10:48 a.m.

Employee Health Benefit Options

Eric Hancock and Chris Batliner, Anchor Insurance Agencies appeared before the board to discuss possible options for the health benefit that is offered to county employees. The board instructed the County Clerk to provide employee census information. They will be conducting a feasibility study, and will return at a later date with proposals for the board's consideration.

Notification from NDEQ

Notification was received from the State of Nebraska, Department of Environmental Quality, that DNA-Atlas Site Concentrated Animal Feeding Operation has been granted an Approval to Operate LWCF – Phase III. The facility is located in the SW ¼, Section 3, Township 14 North, Range 4 East.

Discussion

Supervisor Steager informed the board that he had attended the bid opening that was conducted by the City of David City for the Downtown Improvement project. The cost for the County parking lot and sidewalk improvements included in the project will be approximately \$150,000.00.

Executive Session

Moved by Slama, seconded by Krafka to enter Executive Session at 11:15 a.m., for the purpose of discussing pending litigation. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Steager to exit Executive Session at 12:45 p.m. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

Vidyo-video conferencing project

Discussion was held pertaining to the video conferencing project for the Courthouse. Those involved in the project will have a committee meeting on April 11, 2017 at 1:30 p.m., in the Supervisor's meeting room.

Memorandum of Understanding/Owens Educational Services

Julie Reiter, County Attorney presented a Memorandum of Understanding with Owens Educational Services, the agency that provides electronic monitoring services. Moved by Krafka, seconded by Potter to approve the Memorandum of Understanding as presented. Upon roll call vote the following voted aye: Krafka, Slama, Potter, Birkel, Janak, Steager, and Mach. The following voted nay: None. Motion carried.

Correspondence

Correspondence was received from:

1. Butler County Chamber of Commerce-thank you for membership
2. Nebraska Association of County Officials-announcement of County Board of Equalization and Budget Workshop, and County Board Workshop

Discussion

The County Attorney reported that the Employee Handbook committee met to review the first half of the proposed Employee Handbook. They will be meeting on April 17, 2017 to begin review of the second half of the proposed handbook.

Quarterly Jail Inspection

The board conducted the quarterly jail inspection from 1:10 p.m. until 1:25 p.m.



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There being no further business to come before the board, the Chairman adjourned the meeting at 1:28 p.m.

Vicki L. Truksa
County Clerk

David W. Mach
Chairman



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