



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

September 5, 2017

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 5th day of September, 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, Max Birkel, Scott Steager, Gregory 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 that the minutes from the previous meeting shall stand approved as presented.

Discussion on Township Resolution for Road Maintenance

Jim Rerucha, Highway Superintendent discussed with the board, additional items that might be considered for inclusion in a resolution for maintenance needed to be completed on township roads. It was the consensus of the board that this be a county policy not a resolution, and that all townships be informed of the policy if adopted.

Supervisor Slama arrived at 9:05 a.m.

Supervisor Birkel arrived at 9:05 a.m.

Bids for Eradicators

Bids received for the purchase of three eradicators were publicly opened and read.

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|-------------------------------------|------------------------------------|-------------|
| 1. NMC | (with rotating carbide bit system) | \$16,458.24 |
| | (with straight teeth) | \$19,910.70 |
| 2. Murphy Tractor & Equipment Co. | (with rotating carbide bits) | \$18,384.00 |
| 3. Road Builders Machinery & Supply | (front lift groups with scarifier) | \$56,679.00 |

Moved by Slama, seconded by Potter to table a decision on the purchase of three eradicators till September 18, 2017. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafka, and Mach. The following voted nay: None. Motion carried.

Bids for Tree Cutter/Mulcher

Bids received for the purchase of a tree cutter head for a CAT318D Excavator were publicly opened and read.

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| 1. NMC | \$46,500.00 |
| | (option replacing cab glass, additional \$4,300.00) |
| 2. Murphy Tractor & Equipment Co. | \$17,140.00 |
| 3. Road Builders Machinery & Supply | \$14,830.00 (brush cutter) |
| | \$37,056.00 (mulcher) |

Moved by Birkel, seconded by Steager to table a decision on the purchase till September 18, 2017. Upon roll call vote the following voted aye: Birkel, Janak, Steager, Krafka, Slama, Potter, and Mach. The following voted nay: None. Motion carried.



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Request for Engineering Study

Moved by Janak, seconded by Potter instructing the Highway Superintendent to request an engineering study be conducted on the intersection of 25 Road and U Road. Upon roll call vote the following voted aye: Janak, Birkel, Potter, Slama, Krafka, Steager, and Mach. The following voted nay: None. Motion carried.

Discussion

Supervisor Janak had been contacted regarding the possible placement of a school bus stop sign on 30 Road, between S Road and T Road. Also, the driveways on R Road (landfill road) are being cut when the road is being bladed. The Highway Superintendent will check on both issues.

Supervisor Birkel asked how many miles are still closed due to the recent heavy rainfall. The Highway Superintendent said that 4 miles are still closed at this time.

Supervisor Potter asked the Highway Superintendent to check on the signage and road condition at the intersection of 26 Road and Y Road.

Bids for Butler County Transit Center

Bids received for the construction of the Butler County Transit Center were publicly opened and read.

1. B-D Construction, Inc. \$328,640.00
2. Shelby Lumber Co., Inc. \$177,000.00

Moved by Janak, seconded by Krafka to table a decision until the committee can review the bids. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

Public Hearing/Adoption of County Budget

The public hearing is being held for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to the proposed budget.

Moved by Steager, seconded by Janak to open the public hearing at 10:00 a.m. Upon roll call vote the following voted aye: Steager, Janak, Birkel, Potter, Slama, Krafka, and Mach. The following voted nay: None. Motion carried.

The 2017-2018 Butler County Budget was presented. No one was present at the hearing to comment.

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

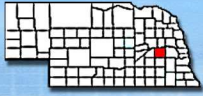
Resolution 2017-31/Adoption of County Budget

Resolution 2017-31 was presented for the board's consideration. Moved by Janak, seconded by Krafka to approve and adopt Resolution 2017-31 as presented. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2017 - 31**

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2017 to June 30, 2018, prepared by the Budget Making Authority, was transmitted to the County Board on the 17th day of July, 2017.



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NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Butler County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2017 to June 30, 2018 as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the budget for Butler County for said fiscal year.

SECTION 2. That the offices, departments, activities and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2017, and ending June 30, 2018.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

Dated this 5th day of September, 2017.

/s/ David W. Mach

Supervisor

/s/ Scott Steager

Supervisor

/s/ Gregory A. Janak

Supervisor

/s/ Max Birkel

Supervisor

ATTEST:

/s/ Vicki L. Truksa

County Clerk

/s/ David Potter

Supervisor

/s/ Kevin Slama

Supervisor

/s/ Tony Krafka

Supervisor

Special Public Hearing/Setting of Final Tax Request

The special public hearing is being held for the purpose of hearing support, opposition, criticism, suggestions or observations of taxpayers relating to setting the final tax request at a different amount than the prior year tax request.

Moved by Potter, seconded by Slama to open the special public hearing at 10:15 a.m. Upon roll call vote the following voted aye: Potter, Slama, Krafka, Steager, Janak, Birkel, and Mach. The following voted nay: None. Motion carried.

No one was present at the special hearing to comment.

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

Resolution 2017-32/Setting of Final Tax Request

Resolution 2017-32 was presented for the board's consideration. Moved by Janak, seconded by Krafka to approve and adopt Resolution 2017-32 as presented. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2017 – 32**

RESOLUTION SETTING THE 2017-2018 FINAL TAX REQUEST

WHEREAS, pursuant to Nebraska Revised Statute 77-1601.02 the Butler County Board of Supervisors held a hearing on September 5, 2017 at 10:15 a.m. in regard to setting the 2017-2018 final tax request at a different amount than the prior year's tax request, and



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WHEREAS, said hearing was published in a legal newspaper as required by law, and

WHEREAS, the following requirements were in said published notice:

2016-2017 Property Tax Request	\$3,524,311.49, and
2016 Tax Rate	0.144605, and
Property Tax Rate (2016-2017 Request/2017 Valuation)	0.144136, and
2017-2018 Proposed Property Tax Request	\$3,658,043.56 and
Proposed 2017 Tax Rate	0.149606, and

WHEREAS, - 0 - were present to comment on the proposed modification of said tax request at said hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors hereby approve the tax request of \$3,658,043.56 for the 2017-2018 fiscal year.

Dated this 5th day of September, 2017.

/s/ David W. Mach
Chairman

ATTEST:

/s/ Vicki L. Truksa
County Clerk

Request for Local Governing Body Approval for Special Designated License

A request for Local Governing Body Approval for a Special Designated Liquor License to be used for an event to be held on September 24, 2017 at St. Francis Church was submitted by Little Water Bar & Grill, LLC. Moved by Potter, seconded by Janak to approve the request as presented. Upon roll call vote the following voted aye: Potter, Birkel, Janak, Steager, Krafka, Slama, and Mach. The following voted nay: None. Motion carried.

Upcoming Vacancy/Clerk of District Court

Due to the resignation of Nancy L. Prochaska, Clerk of District Court, which is effective December 31, 2017, the County Attorney reviewed for the board the procedure that will need to be followed in filling the vacancy.

Interlocal Cooperation Agreement for Diversion/Truancy Services

An Interlocal Cooperation Agreement for Diversion/Truancy Services for Butler and Seward Counties was presented for the board's consideration. Seward County will provide Diversion/Truancy services required by Butler County through the Seward County Diversion Office for the sum of \$14,500.00 annually. Moved by Slama, seconded by Steager to approve the agreement as presented. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

911 Mapping Services Contract

Scott Steager, 911 Coordinator explained to the board that the County currently has a contract with GIS Workshop for 911 mapping services. Currently 65 of the 93 counties in the state contract with Geocomm for their 911 mapping services, and the Geocomm yearly maintenance fees are less than those being charged by GIS Workshop. Moved by Slama, seconded by Potter as of October 1, 2017 to cease the county's relationship with GIS Workshop for 911 mapping services, and enter into a 5 year contract with Geocomm. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Krafka, and Mach. The following voted nay: None. Abstaining: Steager. Motion carried.



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Notification from State of Nebraska Department of Environmental Quality

Notification was received from the State of Nebraska Department of Environmental Quality of a Modified Construction and Operating Permit being issued to PPK, LLC – Summit Concentrated Animal Feeding Operation located in the SW1/4 NW1/4; Section 26, Township 15 N, Range 4 East.

County Clerk Fee Report

The County Clerk fee report for the month of August, 2017 was accepted and placed on file.

Clerk of District Court Fee Report

The Clerk of District Court fee report for the month of August, 2017 was accepted and placed on file.

Presentation/Approval of Bow String Lake 2nd Addition Final Plat

No action taken.

Claims

The following claims were submitted for the board's consideration:

General Fund---

Caliber Safety	\$1,591.00
(pro-rated SLEUTH maintenance/County Sheriff)	

911 Emergency Management Fund---

Caliber Safety	\$4,536.00
(pro-rated SLEUTH maintenance/911)	

Moved by Birkel, seconded by Janak to approve for payment the claims as presented. Upon roll call vote the following voted aye: Birkel, Janak, Steager, Krafka, Slama, Potter, and Mach. The following voted nay: None. Motion carried.

Discussion

Supervisor Slama informed the board of an issue with a landowner pumping out of a re-use pit and the water going over the road and flooding the area. The issue has been documented with the County Sheriff's office.

Supervisor Janak told the board that he had been contacted by Kelly Danielson, Butler County Landfill, informing him that the landfill is working with JEO Consulting Group on a plan for hard surfacing the road. He was inquiring if any county official would want to attend the meetings.

Supervisor Birkel informed the board that on Saturday, September 2nd there was a helicopter that did weed spraying along the river.

Correspondence

Correspondence was received from:

1. NIRMA, announcing the Annual Membership Meeting and Luncheon & Dividend Distribution
2. NIRMA, information on Nomination/Election of NIRMA Board Members
3. Butler County Chamber of Commerce, announcing a Business After Hours to meet the New Executive Director

Regional Prevention Coalition

Sandy Morrissey, Region V Systems appeared before the board to report on the Regional Prevention Coalition. She reported that \$9,363.00 of 2017-2018 Prevention Block Grant funding has been awarded to Butler Believes in Youth. Also, Butler County will share in \$92,324.00 that has been awarded to the Regional Coalition (multi-county strategies for all 16 counties).

There being no further business to come before the board, the Chairman adjourned the meeting at 11:25 a.m. The next meeting of the Board of Supervisors will be held on September 18, 2017 at 9:00 a.m.



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Vicki L. Truksa
County Clerk

David W. Mach
Chairman



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