



# Butler County Board Minutes



## BUTLER COUNTY BOARD OF SUPERVISORS

December 4, 2017

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 4<sup>th</sup> day of December, 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, Greg Janak, and David Potter.

Due to an omission on the part of the publisher, advance notice of this meeting was not published. Notice of this meeting was given in advance by posting written notice in designated locations. 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.

### ***Utility Permit Request/Butler County Landfill***

A permit to construct utilities on county right-of-way was submitted by Butler County Landfill. This matter is tabled until the Franklin Township Board has reviewed the permit request.

### ***Discussion/Building Bridges for Private Property Access***

Discussion was held regarding the building of bridges for private property access, and the possible need for a policy that addresses this issue. The Highway Superintendent will check with other counties, if any have a policy in place.

### ***Bridge Tonnage Signing***

At the meeting on November 20, 2017 it was discussed that the Nebraska Department of Transportation is requiring all bridges to be load rated and properly signed by 2022. The Highway Superintendent told the board that the Department of Transportation is still in the process of working out an implementation plan.

### ***Signs Update and Information***

Jim Rerucha, Highway Superintendent presented a map showing the locations of signs that have been placed on 35 Road, east of David City. Traffic counts will be taken in more locations to assess the need of signage in other areas.

### ***Information from TransCanada***

Information was received from TransCanada on the Keystone XL pipeline routing. They have provided the County with a map of the proposed location of the 36" KXL Mainline Alternative Route that crosses Butler County. At this time TransCanada is still evaluating the Public Service Commission's decision on the route.

### ***Access to Property/Blocking of Driveway***

Charles Case, Jr. and Delores Case appeared before the board questioning access to their properties. They provided photos of a fence that was erected by the adjacent landowner. The County Attorney stated that this is not an issue for the Board of Supervisors or County.



# Butler County Board Minutes



Supervisor Krafka will request that the Bellwood Fire Chief accompany him to check out the access to these properties in case there would be a need for emergency vehicles.

## ***Butler County Visitors Committee***

Moved by Slama, seconded by Steager to appoint Terry Kriz and Demi Samek to the Butler County Visitors Committee. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

## ***Executive Session/Employee Evaluations***

Moved by Steager, seconded by Krafka to enter Executive Session at 10:17 a.m. for the purpose of conducting annual employee evaluations. Upon roll call vote the following voted aye: Steager, Krafka, Slama, Potter, Birkel, Janak, and Mach. The following voted nay: None. Motion carried.

Moved by Janak, seconded by Steager to exit Executive Session at 11:32 a.m. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

## ***Executive Session/Farmers Mutual of Nebraska Subrogation Claim***

Moved by Slama, seconded by Birkel to enter Executive Session at 11:33 a.m. for the purpose of discussing the Farmers Mutual of Nebraska Subrogation Claim. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafka, and Mach. The following voted nay: None. Motion carried.

Moved by Steager, seconded by Slama to exit Executive Session at 11:35 a.m. Upon roll call vote the following voted aye: Steager, Krafka, Slama, Potter, Birkel, Janak, and Mach. The following voted nay: None. Motion carried.

The Chairman declared that no action was taken.

## ***Approval of Westlaw Contract***

Moved by Potter, seconded by Steager to approve the contract with Thomson Reuters. Upon roll call vote the following voted aye: Potter, Birkel, Janak, Steager, Krafka, Slama, and Mach. The following voted nay: None. Motion carried.

## ***County Treasurer Certification***

The County Treasurer certified that the total tax revenue that will be lost to all taxing agencies within the county from taxes levied and assessed in 2017 because of 312 homestead exemptions is \$262,006.40. The board accepted the certification and will place on file.

## ***County Clerk Monthly Fee Report***

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

## ***Clerk of the District Court Monthly Fee Report***

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

## ***Claims***

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

Butler County Senior Savings Fund	
Shelby Lumber Co., Inc.	\$10,620.00
Inheritance Tax Fund	
Shelby Lumber Co., Inc.	\$42,480.00



# Butler County Board Minutes



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

## ***Committee Reports***

The Road and Bridge committee met and discussed the Nebraska Department of Transportation bridge replacement grant application process.

A Salary Review Committee was appointed. The members are Max Birkel, Greg Janak, and Scott Steager.

## ***Discussion***

No further discussion was held.

## ***Correspondence***

No correspondence was received for the board.

There being no further business to come before the board, the Chairman adjourned the meeting at 12:25 p.m.

Vicki L. Truksa  
County Clerk

David W. Mach  
Chairman