



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

January 2, 2018

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 2nd day of January, 2018 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Tony Krafska, Kevin Slama, Max Birkel, Scott Steager, Greg 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.

Reorganization-

Election of Chairman for 2018

The County Clerk called for nominations for Chairman of the Butler County Board of Supervisors. Krafska nominated David Mach, seconded by Slama.

With no other nominations, Janak moved and Steager seconded to cease nominations and cast a unanimous ballot for David Mach as Chairman of the Butler County Board of Supervisors. Upon roll call vote the following voted aye: Janak, Steager, Krafska, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

Election of Vice-Chairman for 2018

Janak nominated Max Birkel, seconded by Steager. The Chairman called for other nominations, and with no other nominations, the Chairman declared Max Birkel as Vice-Chairman.

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

Appointment to Butler County Visitors Committee

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

Resolution 2018 – 01 County Depositories

Resolution 2018 – 01 was presented for the board's consideration. Moved by Krafska, seconded by Janak to approve and adopt Resolution 2018 – 01 as presented. Upon roll call vote the following voted aye: Krafska, Steager, Janak, Birkel, Potter, Slama, and Mach. The following voted nay: None. Motion carried.



Butler County Board Minutes



WHEREAS, the Butler County Board of Supervisors, according to its records in the office of the Butler County Clerk, has designated eight (8) institutions to act as depositories for County Funds, and

WHEREAS, the institutions are as follows:

US Bank, N.A., David City, Nebraska
First National Bank of Omaha, David City Branch, David City, Nebraska
Cornerstone Bank, N.A., Rising City, Nebraska
First Nebraska Bank, Brainard, Nebraska
Bank of the Valley, David City Branch, David City, Nebraska
Nebraska Public Agency Investment Trust (NPAIT)
c/o Union Bank & Trust Co., Lincoln, Nebraska
Butler County Area Foundation-Nebraska Community Foundation
COLE Investment/VSR Financial Services, Inc./Summit Brokerage Service

and said above mentioned institutions have placed collateral security as required by law with the County Treasurer of Butler County, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the above mentioned institutions be so designated as County Depositories for the year 2018, so long as they comply with the laws of the State of Nebraska.

DATED this 2nd day of January, 2018.

/s/ David W. Mach
Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Resolution 2018 – 02/Investment of Surplus Funds

Resolution 2018 – 02 was presented for the board's consideration. Moved by Janak, seconded by Slama to approve and adopt Resolution 2018 – 02 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. 2018 – 02

WHEREAS, it is in the best interest for the County of Butler, State of Nebraska that surplus funds be invested.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the elected or appointed Butler County Treasurer be empowered and instructed to invest surplus funds, as he/she deems suitable and in the best interest of the County. Said funds may be invested on a bid basis or by negotiations.

DATED this 2nd day of January, 2018.

/s/ David W. Mach
Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa



Butler County Board Minutes



Vicki L. Truksa, County Clerk

Resolution 2018 – 03/Approval of Irrevocable Letter of Credit

Resolution 2018 – 03 was presented for the board's consideration. Move by Steager, seconded by Birkel to approve and adopt Resolution 2018 – 03 as presented. Upon roll call vote the following voted aye: Steager, Janak, Birkel, Potter, Slama, Krafka, and Mach. The following voted nay: None. Motion carried.

BOARD OF SUPERVISORS BUTLER COUNTY, NEBRASKA RESOLUTION NO. 2018 – 03

WHEREAS, at various times throughout the year, the Butler County Treasurer may receive monies and deposit same at Bank of the Valley, which sum may exceed the amounts allowed by Nebraska law, and

WHEREAS, in order to comply with Nebraska law and thereby secure deposits over and above the current FDIC insured amount, Federal Home Loan Bank of Topeka has established an Irrevocable Letter of Credit No. 46827, dated December 22, 2017, in the amount of \$3,000,000.00, for the account of Bank of the Valley, Bellwood, Nebraska.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the above mentioned Irrevocable Letter of Credit in the amount of \$3,000,000.00, as security for deposits in said financial institution be approved.

DATED this 2nd day of January, 2018.

/s/ David W. Mach

Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Designation of Official Newspaper for 2018

Moved by Slama, seconded by Krafka to designate The Banner-Press as the official county newspaper for 2018. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

Designation of County Website

Moved by Potter, seconded by Birkel to designate the Butler County Website as an official means of publication for 2018. Upon roll call vote the following voted aye: Potter, Birkel, Janak, Steager, Krafka, Slama, and Mach. The following voted nay: None. Motion carried.

Butler County website address: www.co.butler.ne.us

Discussion/Plans for Road Department Shop Building

Jim Rerucha, Highway Superintendent discussed with the board construction of a Road Department Shop Building. He informed the board that he has appointed a Steering Committee consisting of Road Department employees to help with the planning process. Discussion followed as to the location of the new shop and the possibility of the need to acquire additional real estate.

Update on Current Engineering Studies



Butler County Board Minutes



The following intersections are currently being studied for additional signage to be placed: C Road & 26 Road, F Road & 38 Road, R Road & 27 Road, T Road & 25 Road.

The following roads are currently being studied for speed signage to be placed: 43 Road between A Road & B Road, 41 Road & W Road.

The intersection at U Road & 25 Road is under study.

Discussion

Other items discussed by the Highway Superintendent, was the bridge replacement north of Bruno, and the ADT studies currently underway.

Noxious Weed Department Year-End Reports

Max Birkel, Noxious Weed Control Superintendent presented the department's year-end reports. Moved by Slama, seconded by Janak to approve and authorize the Chairman to sign the year-end reports. Upon roll call vote the following voted aye: Slama, Kafka, Steager, Janak, Potter, and Mach. The following voted nay: None. Abstaining: Birkel.

Resolution 2018 – 04/Salaries for Elected Officials

Resolution 2018 – 04 was presented for the board's consideration. Moved by Birkel, seconded by Steager to approve and adopt Resolution 2018 – 04 as presented. Upon roll call vote the following voted aye: Birkel, Janak, Steager, Kafka, Slama, Potter, and Mach. The following voted nay: None. Motion carried.

BOARD OF SUPERVISORS BUTLER COUNTY, NEBRASKA RESOLUTION NO. 2018 - 04

WHEREAS, Nebraska Statutes instruct County Supervisors to establish salaries for elected county officials prior to the election year preceding the four-year term during which a person will hold the office.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the following annual salaries be established.

1. The annual salary for the office of the County Board be established at \$27,000.00 for the calendar year 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

2. The annual salary for the office of the County Clerk be established at \$56,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

3. The annual salary for the office of the County Treasurer be established at \$56,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

4. The annual salary for the office of the County Assessor be established at \$56,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).



Butler County Board Minutes



5. The annual salary for the office of the Clerk of the District Court be established at \$56,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

6. The annual salary for the office of the County Sheriff be established at \$67,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

7. The annual salary for the office of the County Attorney be established at \$67,000.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%). The County Attorney position is designated as part-time.

8. The annual salary for the office of the County Surveyor be established at \$16,800.00 for the calendar 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U. S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%). The County Surveyor position is designated as part-time and would include those duties prescribed by the Nebraska Statutes. This position receives no health or dental insurance benefits.

9. The annual salaries for the Deputy Clerk, Deputy Assessor, Deputy Clerk of the District Court, Deputy Treasurer and Deputy County Attorney be established at 75% of the Official's salary for the calendar year 2019, plus an annual increase during the term of office (2020, 2021, 2022) based on the Consumer Price Index as established by the Bureau of Labor Statistics, U.S. Department of Labor; said increase to be not less than two percent (2%) and said increase not to exceed five percent (5%).

BE IT FURTHER RESOLVED, the county reserves the right to enter into any agreement with an elected official or officials who is qualified to serve as the budget-making authority as may be approved by the Board. It is the intent of the Butler County Board that such agreement shall not constitute an increase in the herein adopted salary but shall be paid to said official or officials as allowed by law.

BE IT FURTHER RESOLVED, that in addition to the above stated salary; the County Board of Supervisors, County Clerk, County Treasurer, County Assessor, Clerk of the District Court, County Sheriff, and County Attorney shall receive during his or her term of office at county expense the employee's portion of the County's health and dental plan, the same as offered to all county employees.

BE IT FURTHER RESOLVED, if notice of the same be necessary, the county reserves the right to enter into any program for the benefit of employees of the county, any other programs as may be approved, with the right of elected officials and deputies granted to participate in such programs on the effective date of such programs as approved by the board. It is the intent of the Butler County Board of Supervisors that participation in such programs shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted and approved by this resolution.

DATED this 2nd day of January, 2018.

/s/ David W. Mach

Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa



Butler County Board Minutes



Vicki L. Truksa, Butler County Clerk

Committee Reports

Max Birkel reported that the Salary Committee on December 28, 2017 to review the salary recommendations for elected officials for the 2019-2022 term of office.

Supervisor Potter, as liaison for the Clerk of the District Court, reported that the advertisement for individuals interested in seeking the appointment to the position of Clerk of the District Court for the remainder of the current elected term will appear in The Banner-Press on January 4, 2018 and January 11, 2018 and will be listed on the county website.

Supervisors Potter, Slama, and Steager will review applications, and conduct interviews for the Clerk of the District Court position.

Discussion/Tax Lien Properties in David City

Alan Zavodny, Mayor of David City appeared before the board to discuss tax lien properties in David City. He would like to find a viable resolution to get those properties back on the tax rolls. The County Attorney explained that the County's options are limited, and further explained the process for tax foreclosure.

Resolution 2018 – 05/Appointment of Extension Board Member

Resolution 2018 – 05 was presented for the board's consideration. Moved by Slama, seconded by Steager to approve and adopt Resolution 2018 – 05 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.

BOARD OF SUPERVISORS BUTLER COUNTY, NEBRASKA RESOLUTION 2018 – 05

WHEREAS, the University of Nebraska Extension is a valuable part of Butler County, and

WHEREAS, the Extension Board is the organization appointed by the Butler County Board of Supervisors to oversee the Nebraska Extension programming in this county, and

WHEREAS, public participation in this level of government is respected civil service, and

WHEREAS, the Butler County Board of Supervisors desires to continue this tradition of local cooperation with Butler County Extension, and

WHEREAS, Richard L. Hain has applied and been recommended to fill the open position on the Extension Board, then

BE IT RESOLVED, the Butler County Board of Supervisors appoint Richard L. Hain to the Butler County Extension Board and extend the appointment of the citizens currently serving Butler County as shown in the attached list for the terms as shown, and

BE IT RESOLVED, the Butler County Board of Supervisors express their gratitude to these board members for their service.

Given under my hand on this the 2nd day of January, 2018, in David City, Nebraska.

/s/ David W. Mach
David W. Mach, Chairman



Butler County Board Minutes



Butler County Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Extension Year-End Reports

Katie Pleskac, Interim Unit Leader presented the Butler County Extension Annual Reports, and the 2017 Impact Report which were accepted and placed on file.

Quarterly Jail Inspection

The board conducted the quarterly jail inspection from 10:57 a.m., until 11:10 a.m.

Claims

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

Inheritance Tax Fund

Shelby Lumber Co., Inc. \$40,000.00

Senior Services Savings Fund

Shelby Lumber Co., Inc. \$10,000.00

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

Correspondence

Correspondence for the board was received from:

1. TransCanada-update on Keystone XL/Nebraska Public Service Commission, December 19, 2017 decision

There being no further business to come before the board, the Chairman adjourned the meeting at 11:32 a.m. The next meeting will be held on January 16, 2018 at 9:00 a.m.

Vicki L. Truksa
County Clerk

David W. Mach
Chairman