



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

April 2, 2018

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 2nd day of April, 2018 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.

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 of the previous meeting shall stand approved as presented.

Permit to Construct Utilities on County Right-of-Way

A permit to construct utilities on county right-of-way was submitted by JCG Land Services to install a methane gas line. Moved by Steager, seconded by Slama to deny the utility permit request as presented. Upon roll call vote the following voted aye: Steager, Krafka, Slama, Potter, Birkel, Janak, and Mach. The following voted nay: None. Motion carried.

Permit to Construct Utilities on County Right-of-Way

A permit to construct utilities on county right-of-way was submitted by Ken Spatz to install a tile outlet in Section 6, Township 14 North, Range 4 East. Moved by Janak, seconded by Krafka to approve the utility permit request 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.

Discussion/Utility Permits that are not approved

Discussion was held pertaining to utilities constructed on county right-of-way without complying with the permitting process. Any such construction of utilities without a permit will be referred to the County Attorney, who will notify the landowner of the option to comply with the permitting process, or have action taken for injunctive relief to have the constructed utility removed.

Discussion/Courthouse Parking Lots

Supervisor Steager informed the board that during construction on E Street, the southwest courthouse parking lot will still be available with access from the west.

Bids for Sign Truck

The following sealed bids were publicly opened:

1. Gene Steffy Ford---
2019 Ford, ¾ Ton, Extended Cab, 8' Box \$26,893.00
2. Kobza Motors, Inc.---
2018 Dodge Ram 2500 Tradesman Crew Cab, 8' Box \$28,200.00
(6.4L HEMI)
2018 Dodge Ram 2500 Tradesman Crew Cab, 8' Box \$27,760.00
(5.7L HEMI)



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Moved by Slama, seconded by Krafka to table a decision until the April 16, 2018 board meeting. Upon roll call vote the following voted aye: Slama, Krafka, Steager, Janak, Birkel, Potter, and Mach. The following voted nay: None. Motion carried.

Minimum Maintenance Gravel Road Policy

Discussion was held pertaining to the current policy on improvements made to minimum maintenance roads. The Road and Bridge Committee will review the current policy, and bring back to the board suggested revisions if needed.

Region V Systems

C.J. Johnson, Regional Administrator of Region V Systems appeared before the board to present the FY2016-2017 Butler County Annual Report. Region V Systems is requesting funding in the amount of \$22,077.00 for FY2018-2019, for continued behavioral health programs in Butler County.

Region V Services

Dave Merrill, Executive Director of Region V Services appeared before the board to present the 2017 Annual Report for Region V Services. The FY2018-2019 request for funding from Butler County is \$14,783.00.

Moved by Slama, seconded by Steager to enter Board of Equalization. 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 EQUALIZATION (SEE SEPARATE MINUTES)

Certification of Public Tax Sale

Karey Adamy, County Treasurer presented the Certification of Public Tax Sale held in Butler County on March 5, 2018. The certification was accepted and placed on file.

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

The 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.

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

Easement Rights

Delores Case and Charles Case, Jr. appeared before the board to voice their concerns regarding access to the property that Charles Case, Sr. and Delores Case own in Section 6, Township 16 North, Range 1 East.

At 11:05 a.m., Chairman Mach announced that the Board would take a short recess.

At 11:10 a.m., Chairman Mach announced that the Board would reconvene.

Employee Health Benefits

Shane Baack, Jones Insurance Agency appeared before the board to discuss options for the county employees health insurance benefit plan.

Moved by Steager, seconded by Janak to allow Jones Insurance Agency to conduct an application process for the employee health insurance bidding process. Upon roll call vote the following voted aye: Steager, Janak, Birkel, Potter, Slama, Krafka, and Mach. The following voted nay: None. Motion carried.

Payout of Deputy's Contract



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Marcus Siebken, County Sheriff appeared before the board to discuss the payout of a deputy's contract. A newly hired deputy, that is certified, was employed by the City of Schuyler, where he had three months remaining on his contract with the city. The payout amount due to the City of Schuyler is \$2,916.67. It was discussed that this amount would be less than the costs incurred by the county in having an officer trained to be certified.

Moved by Janak, seconded by Steager to authorize the Butler County Sheriff to pay to The City of Schuyler the sum of \$2,916.67 from the Butler County Sheriff's office budget, for the remaining amount due in Deputy Hatzenbuehler's contract with the Schuyler Police Department, provided that Deputy Hatzenbuehler signs a one-year contract with the Butler County Sheriff's office. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, Birkel, and Mach. The following voted nay: None. Motion carried.

Quarterly Jail Inspection

The County Board conducted the quarterly jail inspection from 12:10 p.m. until 12:20 p.m.

Rural Transit Funding Application

Diana McDonald, Senior Services Director appeared before the board, and presented the funding application for the Rural Transit program. It was the consensus of the board to approve the funding application and authorize the chairman to sign the documents.

Resolution No. 2018 – 09/Transfer of Funds

Resolution No. 2018-09 was presented for the board's consideration. Moved by Slama, seconded by Krafka to approve and adopt Resolution No. 2018-09 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 NO. 2018 – 09**

WHEREAS, the Butler County Board of Supervisors has determined that it is in the best interest of the County for funds to be set aside for the purchase of equipment and vehicles that require specific funding, and

WHEREAS, the Ag Extension Agent Department will be required to set aside and maintain funds for the future purchase of equipment, and

WHEREAS, said funds, in order to be maintained for the future purchase, must be transferred from the General Fund (Ag Extension Agent Department) to the Equipment Sinking Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the Butler County Treasurer be hereby directed to transfer \$5,500.00 from the General Fund to the Equipment Sinking Fund.

Dated this 2nd day of April, 2018.

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

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Lease-Cash Rent

The agreement between Butler County and Kastl Brothers to lease a tract of land located in Section 35, Township 16 North, Range 4 East was presented for the board's approval. Moved by Steager, seconded by Potter to approve the lease 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.



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Audit Engagement

An audit engagement was received from the State Auditor of Public Accounts. Moved by Slama, seconded by Birkel to approve having the Auditor of Public Accounts audit the financial statements for the fiscal years ending June 30, 2018, 2019, and 2020. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafka, and Mach. The following voted nay: None. Motion carried.

Telecommunications Audit

The Spyglass Group, LLC completed a telecommunications audit in 2014 which resulted in considerable savings for the county. Every three to four years the company reaches out to past customers, to see if there would be any interest in completing a current audit of all telecommunication charges. Any decision in this matter is tabled till the Information Technology Specialist position is filled.

Discussion/Continuation of Townships

Discussion was held regarding the continuation of township form of government. The supervisors have been contacting the board members of the townships that are in their districts. It was reported that the consensus of the board members that had been contacted, want to continue township form of government.

Claims

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

911 Emergency Services Fund

Salaries	\$4,944.31
Ameritas Life Insurance Corporation (employer's share-retirement)	\$333.74
E.F.T.P.S. (employer's share-social security)	<u>\$378.24</u>
TOTAL	\$5,656.29

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

Committee Reports

Supervisor Janak reported that he attended the Butler County Senior Services Advisory Board meeting. At the meeting the garage project costs were discussed. As of March 31, 2018 the total project cost is \$213,947.93. Butler County is being reimbursed by the Nebraska Department of Transportation for 80% (\$171,158.36) of the project costs. The remaining 20% (\$42,789.57) of the project costs are being paid from the Butler County Senior Savings Fund.

Discussion

Discussion was held in regards to the need to purchase an additional license for the phone system. Discussed was the possible need and cost savings to purchasing a block of five licenses. Any decision on this matter is tabled till the Information Technology Specialist position is filled.

Discussion was held regarding the Roads Department tab on the Butler County GIS Workshop website. It was discussed, if there is a need for a layer that shows what entity is responsible for maintaining each mile of roads in the county.

Supervisor Potter informed the board that a draft of the Interlocal Agreement for the Lower Platte Weed Management Area has been submitted to all the political subdivisions involved. Max Birkel, Weed Superintendent informed the board that he did receive the draft and forwarded it to the County Attorney for review.

Executive Session



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Moved by Steager, seconded by Krafka to enter Executive Session at 1:05 p.m., for discussion of the landfill case progression. 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 Birkel, seconded by Steager to exit Executive Session at 2:05 p.m. Upon roll call vote the following voted aye: Birkel, Janak, Steager, Krafka, Slama, Potter, and Mach. The following voted nay: None. Motion carried.

The Chairman announced that no action was taken.

There being no further business to come before the board, the Chairman adjourned the meeting at 2:20 p.m. The next meeting of the Board of Supervisors will be held on April 16, 2018 at 9:00 a.m.

Vicki L. Truksa
County Clerk

David W. Mach
Chairman



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