



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

May 7, 2018

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 7th day of May, 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, Scott Steager, Max Birkel, 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.

TransCanada Pipelines, LTD/Utility Permit

Representatives from TransCanada Pipeline, LTD appeared before the board to give an overview of the oil pipeline project as it proceeds through Butler County.

A utility permit request was submitted by TransCanada Pipelines, LTD to construct an oil pipeline on County right-of-way. Moved by Slama, seconded by Janak to approve the utility permit pending township approval. Upon roll call vote the following voted aye: Slama, Potter, Birkel, Janak, Steager, Krafska, and Mach. The following voted nay: None. Motion carried.

Amendment to Utility Permit Application

Jim Rerucha, Highway Superintendent discussed with the board, amending the permit application to add a clause that would allow the county to charge the applicant for aggregate needed to repair the road surface after trenching for a utility that crosses the road. It was the consensus of the board not to change the policy.

Date and Time to Accept Bids

The Highway Department would like to advertise for bids for the purchase of a truck chassis and a used motorgrader. Moved by Janak, seconded by Birkel to set June 4, 2018 at 9:30 a.m. to receive sealed bids for the purchase of a truck chassis, and a used motorgrader. Upon roll call vote the following voted aye: Janak, Birkel, Potter, Slama, Steager, Krafska, and Mach. The following voted nay: None. Motion carried.

Amendment to Butler County Culvert/Driveway Policy

The Highway Superintendent discussed with the board the possibility of amending the Culvert/Driveway Policy to state that the cost of replacing any culvert by the County will be charged to the landowner. It was the consensus of the board not to change the policy.

Review of General Assistance Policy

Maggie Miratsky, Butler County Health Care Center (administrator of the County General Assistance) appeared before the board to review the income guidelines of the General Assistance policy. The board asked that she contact other counties to gather information as to the income guidelines that they have for General Assistance and report back to the board.



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The quarterly reports were presented for the board's review, they were accepted and placed on file.

Information Technology Specialist

Supervisor Steager reported to the board, that the Building and Grounds Committee met to review the proposals that were submitted for the Information Technology Specialist. He stated that the committee is recommending Applied Connective Technologies. Moved by Steager, seconded by Birkel to approve the proposal from Applied Connective Technologies, for a one-year agreement. Upon roll call vote the following voted aye: Steager, Janak, Birkel, Slama, Krafka, and Mach. The following voted nay: Potter. Motion carried.

At 10:25 a.m., Chairman Mach announced that the Board would take a short recess.

At 10:32 a.m., Chairman Mach announced that the Board would reconvene.

Southeast Nebraska Development District

Tom Bliss, Executive Director appeared before the board and highlighted the programs that the development district offers to its member communities. He asked that Butler County consider joining the Southeast Nebraska Development District.

Supervisor Steager said that the Community Development Board has a meeting scheduled on May 25, 2018 and he will share the information with the board members at that meeting.

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

BOARD OF EQUALIZATION (SEE SEPARATE MINUTES)

Detention Center/Upcoming Projects

Andy Yost, Detention Center Administrator appeared before the board to discuss upcoming projects for the Detention Center.

The subject of employee wages was the first item discussed, with information provided on the starting salary for Detention Officers in other counties, and how those amounts compare to the starting wages in Butler County.

The current vehicle that the Detention Center utilizes for transportation of prisoners is a 2008 Chrysler Sport Van. After discussion, an item will be placed on the agenda for the May 21, 2018 meeting to set a date and time to receive bids for a new vehicle.

The company that provides commissary service for the Detention Center has a video visitation product that could be used in the Detention Center. There are fees that are associated with the usage of the video visitation, of which the County would realize a commission.

Black Hills Energy Project

Representatives from JCG Land Services, Inc., Summit Engineering Services, and Black Hills Energy appeared before the board to review the plans for a pipeline which is to be constructed from the Aria plant at the Butler County Landfill to the Henningsen facility in David City.

Action on a utility permit application and road haul agreement is tabled till May 21, 2018 at 10:00 a.m.

At 12:15 p.m., Chairman Mach announced that the Board would take a short recess.



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At 12:20 p.m., Chairman Mach announced that the Board would reconvene.

Notification from State of Nebraska Department of Environmental Quality

Notification was received from the State of Nebraska Department of Environmental Quality of an application being received from SFB Farms, LLC Concentrated Animal Feeding Operation located in the NE1/4 NE1/4; Section 21, Township 14 North, Range 2 East.

Notification was received from the State of Nebraska Department of Environmental Quality of an Application for Major Modification being received from Summit Calf Ranch Concentrated Animal Feeding Operation located in the NW1/4; Section 5, Township 14 North, Range 1 East.

Resolution 2018-11/Recitation of the Pledge of Allegiance

Resolution 2018-11 was presented for the board’s consideration. Moved by Steager, seconded by Krafka to approve and adopt Resolution 2018-11 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.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2018 – 11**

RESOLUTION DIRECTING THE RECITATION OF THE PLEDGE OF ALLEGIANCE AT THE COMMENCEMENT OF ALL COUNTY BOARD MEETINGS

BE IT RESOLVED by the Butler County Board of Supervisors that the Pledge of Allegiance to the Flag: “I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation under God, indivisible, with liberty and justice for all” should be recited at the commencement of all County Board meetings.

Dated: May 7, 2018

FOR:	AGAINST:	ABSENT:	ABSTAIN:
<u>/s/ Scott Steager</u>	NONE	NONE	NONE
<u>/s/ Greg Janak</u>			
<u>/s/ Max Birkel</u>			
<u>/s/ David A. Potter</u>			
<u>/s/ Kevin Slama</u>			
<u>/s/ Tony Krafka</u>			
<u>/s/ David W. Mach</u>			

Attested to by:
/s/ Vicki L. Truksa
Butler County Clerk

Resolution 2018-12/Display of the National Motto “In God We Trust”

Resolution 2018-12 was presented for the board’s consideration. Moved by Steager, seconded by Slama to approve and adopt Resolution 2018-12 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.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2018 – 12**

RESOLUTION SUPPORTING THE DISPLAY OF THE NATIONAL MOTTO “IN GOD WE TRUST”



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WHEREAS, “In God We Trust” became the United States national motto on July 30, 1956, shortly after our nation led the world through the trauma of World War II; and

WHEREAS, the words have been used on U.S. currency since 1864; and

WHEREAS, the same inspiring slogan is engraved above the entrance to the Senate Chamber as well above the Speaker’s dais in the House of Representatives; and

WHEREAS, in both war and peace, these words have been a profound source of strength and guidance to many generations of Americans; and

WHEREAS, the County desires to display this patriotic motto in the Courthouse as a way to solemnize public occasions and express confidence in our society.

NOW, THEREFORE, BE IT RESOLVED the Butler County Board of Supervisors do hereby resolve as follows:

1. That Butler County, Nebraska does hereby determine that the historic and patriotic words of our national motto, “In God We Trust”, shall be permanently and prominently displayed in the Butler County Courthouse.

Dated this 7th day of May, 2018.

Moved by Supervisor Steager, seconded by Supervisor Slama, that the above resolution be adopted. Motion carried.

FOR:
/s/ Scott Steager
/s/ Greg Janak
/s/ Max Birkel
/s/ David Potter
/s/ Kevin Slama
/s/ Tony Krafka
/s/ David W. Mach

AGAINST:
NONE

ATTEST:
/s/ Vicki L. Truksa
Vicki L. Truksa, Butler County Clerk

Butler County Visitors Committee/Funding Request from David City Ball Association

A request for funds from the Butler County Visitors Improvement Fund was submitted to the Butler County Visitors Committee by the David City Ball Association. The ball association will be hosting the Junior Legion District Tournament in July and would like to make upgrades to the facilities. The committee reviewed the request and is recommending approval of the request in the amount of \$3,150.00. Moved by Janak, seconded by Krafka to approve the amount of \$3,150.00 as requested. Upon roll call vote the following voted aye: Janak, Krafka, Slama, Potter, Birkel, Janak, and Mach. The following voted nay: None. Motion carried.

County Clerk Monthly Fee Report

The County Clerk fee report for the month of April, 2018 was accepted and placed on file.

Clerk of the District Court Monthly Fee Report

The Clerk of the District Court fee report for the month of April, 2018 was accepted and placed on file.



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Noxious Weed Control Department

Max Birkel, Noxious Weed Control Superintendent discussed with the board the purchase of a pickup to replace the 2002 Dodge pickup. Moved by Potter, seconded by Steager to authorize the Weed Superintendent to advertise for bids for a pickup to be considered on June 4, 2018 at 10:30 a.m. Upon roll call vote the following voted aye: Potter, Janak, Steager, Krafka, Slama, and Mach. The following voted nay: None. Abstaining: Birkel. Motion carried.

The Weed Superintendent discussed with the board the need for temporary, part-time summer help to assist with weed control and right-of-way spraying. Moved by Janak, seconded by Steager to authorize the Weed Superintendent to seek temporary part-time help. Upon roll call vote the following voted aye: Janak, Steager, Krafka, Slama, Potter, and Mach. The following voted nay: None. Abstaining: Birkel. Motion carried.

County Attorney

Julie Reiter, County Attorney discussed with the board, correspondence that was received from Domina Law Group PC LLO and the Office of the Attorney General pertaining to Opioid Litigation matters. The County Attorney suggested that no action be taken at this time, but to review the documents that were received.

The County Attorney informed the board that there will be a date and time scheduled to review the FMLA Policy with all elected officials and department heads.

Committee Reports

Supervisors Slama and Janak reported that the Road and Bridge committee met to review items that were on the agenda.

Correspondence

Correspondence was received from the Nebraska Association of County Officials about the NACO Group Health Insurance rates for July 1, 2018-June 30, 2019.

There being no further business to come before the board, the Chairman adjourned the meeting at 1:25 p.m. The next meeting of the Board of Supervisors will be May 21, 2018 at 9:00 a.m.

Vicki L. Truksa
County Clerk

David W. Mach
Chairman



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