

Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

July 01, 2019

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 1st day of July, 2019 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Tony Krafka, Scot Bauer, Anthony Whitmore, Max Birkel, Greg Janak and Scott Steager.

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 Pledge of Allegiance was recited by all present.

The Chairman called the meeting to order, and announced that a complete copy of the Open Meetings Act is posted in the meeting room.

Road Department

-Approve permits for Settje Agriculture regarding driveways in Union and Olive Townships

Moved by Krafka and seconded by Steager to approve a 60ft driveway for Settje Agriculture in Union and Olive Townships. Upon roll call vote, the following voted aye: Krafka, Steager, Janak, Birkel, Whitmore, Bauer, and Mach. The following voted nay: NONE. Motion carried.

-Discussion/Possible Action – Highway Superintendent wage increase

Moved by Janak and seconded by Krafka to increase the Highway Superintendent's wages from \$60,000 to \$65,000. Upon roll call vote, the following voted aye: Janak, Steager, Krafka, Bauer, Whitmore, Birkel and Mach. The following voted nay: NONE. Motion carried.

Decision/Acceptance of Bridge bid for Ulysses South Bridge Replacement

Move by Whitmore and seconded by Bauer to accept Norfolk Contracting, Inc.'s bid for \$297,880.00 for the Ulysses South Bridge Replacement Project #C12584. Upon roll call vote the following voted aye: Whitmore, Bauer, Krafka, Steager, Janak, Birkel, and Mach. The following voted nay: NONE. Motion carried.

Decision/Acceptance of Culvert bids.

It was recommended by the Highway Superintendent that the County accept all of the culvert bids in order to be able to get the lowest cost culverts from each company. Moved by Steager and seconded by Birkel to accept all of the culvert bids. Upon roll call vote, the following voted aye: Steager, Janak, Birkel, Whitmore, Bauer, Krafka and Mach.

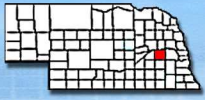
At 9:58 a.m., Chairman Mach announced that the board would take a short recess.

At 10:03 a.m., Chairman Mach announced that the board would reconvene.

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

BOARD OF EQUALIZATION (SEE SEPARATE MINUTES)

Quarterly Jail Inspection



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The County Board conducted the quarterly jail inspection from 10:15 a.m. until 10:30 a.m.

Don Mroczek, Colonial Life Insurance – presentation of products that he offers

Mroczek introduced himself to the board and stated that he is the new agent of record for Colonial Life Insurance in this area, the County’s previous rep is no longer with the company. He presented the different types of insurance that he can offer.

Discussion/Approval of 3 payroll claims for separated employees

Stephanie Laska, County clerk presented payroll claims for 3 employees that were separated from the county in June. Moved by Krafka and seconded by Steager to approve the claims as presented. Upon roll call voted the following voted aye: Krafka, Steager, Janak, Birkel, Whitmore, Bauer and Mach. The following voted nay: NONE. Motion carried.

Resolution 2019-29/Release of Pledged Security

Resolution 2019-29 was presented for the board’s consideration. Moved by Steager and seconded by Janak to approve and adopt Resolution 2019-29 as presented. Upon roll call votes the following voted aye: Steager, Janak, Birkel, Whitmore, Bauer, Krafka and Mach. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2019 - 29**

WHEREAS, Cornerstone Bank, York, Nebraska, has on file the following pledged security:

<u>CUSIP #</u>	<u>ORIGINAL FACE/PAR VALUE</u>
079212X43	\$190,000.00

WHEREAS, said Cornerstone Bank, York, Nebraska is requesting that the above be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the Butler County Treasurer be hereby instructed and empowered to sign off the above listed pledged security as requested by Cornerstone Bank, York, Nebraska.

Dated this 1st day of July, 2019.

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

ATTEST:

/s/Stephanie L. Laska
Stephanie L. Laska, County Clerk

Resolution 2019-30/Release of Pledged Security

Resolution 2019-30 was presented for the board’s consideration. Moved by Janak and seconded by Bauer to approve and adopt Resolution 2019-30 as presented. Upon roll call votes the following voted aye: Janak, Birkel, Whitmore, Bauer, Krafka and Mach. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2019 - 30**



Butler County Board Minutes



WHEREAS, Cornerstone Bank, York, Nebraska, has on file the following pledged security:

<u>CUSIP #</u>	<u>ORIGINAL FACE/PAR VALUE</u>
80384UAG6	\$70,000.00

WHEREAS, said Cornerstone Bank, York, Nebraska is requesting that the above be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the Butler County Treasurer be hereby instructed and empowered to sign off the above listed pledged security as requested by Cornerstone Bank, York, Nebraska.

Dated this 1st day of July, 2019.

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

ATTEST:

/s/Stephanie L. Laska
Stephanie L. Laska, County Clerk

Resolution 2019-31/Release of Pledged Security

Resolution 2019-31 was presented for the board's consideration. Moved by Birkel and seconded by Whitmore to approve and adopt Resolution 2019-31 as presented. Upon roll call votes the following voted aye: Birkel, Whitmore, Bauer, Krafka, Steager, Janak and Mach. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2019 - 31**

WHEREAS, U.S. Bank National Association, has on file the following pledged security:

<u>CUSIP #</u>	<u>ORIGINAL FACE/PAR VALUE</u>
3128MMTA1	\$296,000.00

WHEREAS, said U.S. Bank National Association is requesting that the above be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the Butler County Treasurer be hereby instructed and empowered to sign off the above listed pledged security as requested by U.S. Bank National Association.

Dated this 1st day of July, 2019.

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

ATTEST:



Butler County Board Minutes



/s/Stephanie L. Laska

Stephanie L. Laska, County Clerk

Discussion/Re-appointment to Butler County Veterans Service Committee

Two letters were presented to the board from Donald Prochaska, one to reappoint John Lavicky to the board for another 5 year term. The second was to Appoint Chirstopher Baete to the remaining year left of Don Hilger's term.

Moved by Janak and seconded by Whitmore to approve the reappointment of John Lavicky for another 5 year term. Upon roll call vote, the following voted aye: Janak, Birkel, Whitmore, Bauer, Krafka, Steager and Mach. The following voted nay: NONE. Motion carried.

Moved by Steager and seconded by Bauer to approve the appointment of Christopher Baete, to carry out the 1 year remaining in Don Hilger's term. Upon roll call voted the following voted aye: Steager, Krafka, Bauer, Whitmore, Birkel, Janak and Mach. The following voted nay: NONE. Motion carried.

Consideration of Agreement for Emergency Protective Custody Services/Region V Systems

Presented to the board was the Fiscal Year 2019-2020 Agreement between the Butler County and Region V Systems for Emergency Protective services for the residents of Butler County. Moved by Janak and seconded by Whitmore to approve the agreement as presented. Upon roll call vote the following voted aye: Janak, Birkel, Whitmore, Bauer, Krafka, Steager and Mach. The following voted nay: NONE. Motion carried.

Designation of Coordinator/Supervisor for Emergency Management.

Louise Nieman and Aryca King came before the board to explain that Aryca was in need a supervisor. Eric Betzen had been her designated supervisor and he checked in on her progress and status on a daily basis. Krafka volunteered to be named her supervisor in the interim, until the board can hire a new Emergency Manager/911 Coordinator. Moved by Steager and seconded by Birkel to name Krafka as Aryca's supervisor in the interim. Upon roll call voted the following voted aye: Steager, Janak, Birkel, Whitmore, Bauer, Krafka and Mach. The following voted nay: NONE. Motion carried.

Discussion of 911 Coordinator/Emergency Manager

The board discussed the possibility of making the position part-time and having the Sheriff's department take over dispatch full-time. It was noted, that there was not a lot of interest in a part-time position and that is why the board determined this position to be a full-time position. They discussed the applicant pool they had previously was a good one and that they should advertise the position like they did previously. Applications will be taken until July 22nd at 5 p.m. Interviews will follow and a decision will be made at the August 5, 2019 board meeting. Mach designated Krafka, Bauer and Steager as the hiring committee. Steager also volunteered to help out in the interim and the Sheriff's department will oversee dispatch in the interim as well.

Discussion on Township & County Interlocal Agreements

The county has multiple interlocal agreements and have been approached by Union and Ulysses Township about a change in their interlocal agreements. Union Township's interlocal agreement expired June 30, 2019. The board instructed the Highway Superintendent to have a new agreement drawn up and ready for board approval at the next meeting.

At 12:06 p.m., Chairman Mach announced that the board would take a short recess.

At 12:33 p.m., Chairman Mach announced that the board would reconvene.



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Discussion on R Road, Landfill Road & Discussion on Landfill Agreement/Possible Executive Session

County Attorney, Julie Reiter, presented that she had received a contract from the Landfill and it was not acceptable. She has been in contact with Tim Baxter, Road Safety and Loss Prevention Specialist with NIRMA; and she has drawn up a contract. She presented that contract to the board. The board instructed Julie to send it to the Landfill.

Discussion on budget increase for fiscal year 2019-2020

The board discussed their proposed suggestion for Fiscal Year 2019-2020. They are suggesting a 2% increase in the budget.

Discussion/Possible Action – Building Improvements-Region V Services

As discussed in the June 17, 2019 board meeting, Region V Services is updating its building, they have requested that the county help pay for a portion of those costs. It is estimated the full cost of the project is \$20,000-\$25,000. The board discussed the county's responsibilities per the lease and decided to take no action at this time.

Notification from Nebraska Department of Environmental Equality

The board received a notification regarding Construction and Operating Permit not being required for Tusk Farm LLC, Tar Heel Farm, LLC, Bobcat Farm, LLC, Lancelot Farm, LLC, Wolfpack Farm, LLC, Wildcat Farm, LLC, Concentrated Animal Feeding Operation.

County Clerk Fee Report

The County Clerk fee report for the month of June, 2019 was accepted and placed on file.

Discussion

Supervisor Janak presented that he was approached by Wayne Schultz regarding the fact that none of the supervisors were present at the SFB Farms LLC open house. The board discussed the scheduling conflicts they all had that day and then suggested they take a tour at the next meeting.

Supervisor Birkel discussed with the board that while he was working at the weed shop the wind caught the door and bent and twisted it. He originally thought the repair would not be that much; however, after having a quote done by Superior Glass, the quote was \$1600-\$1800. He asked the board if he should make an insurance claim, they instructed him he should do so.

There being no further business to come before the board, the Chairman adjourned the meeting at 1:03 p.m. The next meeting of the Board of Supervisors will be July 15, 2019 at 8:00 a.m.

Stephanie L. Laska
County Clerk

David W. Mach
Chairman