



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

May 4, 2020

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 4th day of May, 2020 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.

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

Discussion/Possible Action regarding the bid for the Bridge over Skull Creek

Jim McDonald, Highway Superintendent, presented before the board that he met with the Budget Committee and it was discussed how the bridges being completed now were going to be paid and how the Bridge over Skull Creek was going to be budgeted and paid. Moved by Janak and seconded by Whitmore to accept the bid for the Bridge over Skull Creek. Upon roll call vote the following voted aye: Janak, Steager, Whitmore, Bauer, Krafka, Birkel and Mach. The following voted nay: NONE. Motion carried.

Discussion/Possible Action regarding Hwy Department Equipment

McDonald informed the board that the highway department has an excavator that needs to be replaced, the bills to keep it up and running are stacking up. He informed the board that John Deere has a 2019 that they are going to bring out for them to test drive. Birkel mentioned that he has a hard time approving the purchase of equipment when it sits on the yard and is not used. The board instructed McDonald to get his numbers together before they would proceed.

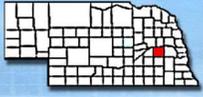
Discussion/Possible Action regarding the Bowstring Agreement

McDonald informed the board that he received an agreement on Friday that he had just handed to County Attorney, Julie Reiter, this morning. Reiter updated the board that what was given to her was not the agreement that they had agreed was needed at the last meeting. She was hoping that the legal descriptions that she needed to complete the agreement the board wanted were in the document McDonald dropped off to her. Reiter said she will update the agreement and forward on to the board for their review before the next meeting. She also mentioned she was forwarding the legal descriptions to County Surveyor, Brian Foral, for his review. Foral was present for the meeting and said he would review them. Further discussion and any action were postponed until the next meeting.

Public Hearing for the 1-year & 6-year road plan

Moved by Krafka and seconded by Bauer to move into the Public Hearing for 1-year and 6-year road plan at 9:37 a.m. Upon roll call vote the following voted aye: Krafka, Bauer, Whitmore, Steager, Janak, Birkel and Mach. The following voted nay: NONE. Motion carried.

McDonald presented the 1-year & 6-year road plan to be placed on file in the clerk's office. He discussed projects that were completed in the previous year, projects listed on the 1-year plan, some of which have already been completed.



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McDonald mentioned that weather permitting the bridge crew would be moving to Bridge #1610 to replace the bridge with twin culverts, this is located on RD 25 between R & S. He then moved to the 6-year road plan. McDonald explained that due to changes that they no longer must file the road plan with the state, however, they do still need to place on file and have the hearing for public comment.

Chairman Mach asked the public if there were any questions. At that time no one from the public made comment.

Moved by Janak and seconded by Whitmore to close the Public hearing at 9:53 a.m. Upon roll call vote the following voted aye: Janak, Steager, Whitmore, Bauer, Krafka, Birkel and Mach. The following voted nay: NONE. Motion carried.

A resolution to approve the 1-year and 6-year Road plan was not put on the Agenda for approval, it will be placed on the May 18, 2020 meetings agenda and the board will vote at that time. Janak had moved to approve the plan and Whitmore had seconded; they both withdrew their motions.

Discussion/Possible Action regarding Reading Township Letter giving notice of ending Interlocal agreement with Butler County

A letter was received from Reading Township regarding ending their interlocal agreement with Butler County. A definite date was not given in the letter regarding end date, however, it was mentioned they would not continue into the County's next fiscal year that starts July 1, 2020. The county and the Township own the motor grader together and they are requesting the county buy it out from them. No action was taken during this meeting.

Update on Roads

McDonald said that he believes the roads are in good condition. The pipeline has informed the Highway Department that if they tear up a road and the county repairs or adds additional gravel to it, they should bill them. Steager asked for an update on gravel allotments for the Townships and McDonald said he would be able to get that for them at the next meeting. Birkel asked if he had looked at Fairgrounds road, he said there is plenty of gravel on it, however, there are soft spots they need to look into.

Bid Opening and approval for Detention Center Medical and Mental Health Contract

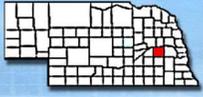
Two bids for the Detention Center's Medical and Mental Health Contract were turned into County Clerk, Stephanie Laska, by the 10:00 a.m. deadline on Monday, May 4, 2020. Chairman Mach opened the bids. Detention Center Administrator, Andy Yost, joined the meeting. It was determined after short review that the board would like Andy to review the contracts and report back to the board. If he could do it today before the meeting concludes they will revisit the topic and accept a bid. Andy left the meeting with the bids from the Butler County Health Care Center (BCHCC) and Advanced Correctional Healthcare, Inc(ACH).

Discussion/Possible Action regarding reimbursement for cell phone use

Human Resources Director, Heidi Loges, appeared before the board to request that she be reimbursed for her cell phone usage. Currently there are no phones out at the Hwy 92 Building as the new phone project is being installed in a few weeks. She has no problem giving out her cell phone and also no problem being contacted on it; however, she would ask that she is compensated. The board agreed and said that the set reimbursement is \$30 per month. Moved by Steager and seconded by Whitmore to approve Loges to receive the \$30 per month phone reimbursement. Upon roll call vote the following voted aye: Steager, Whitmore, Bauer, Krafka, Janak, Birkel and Mach. The following voted nay: NONE. Motion carried.

Discussion – COVID policies & Timeclocks Update

Loges discussed with the board her progress on the Timeclocks program that is being implemented. She mentioned there is concern regarding COVID and people using their fingerprints to clock in and out. She mentioned as a solution she will have Clorox wipes placed next to each time clock. She also mentioned the concern of the Highway Dept employees and if the finger print scanner will work with dirty hands. Loges updated the board that she has been to all of



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the Highway Dept satellite locations where timeclocks will be installed and currently the main problem they have is Bellwood has very poor reception, so internet may be an issue. Steager mentioned that the units have the ability to store the information and a USB can be used to get the stored information each month and then uploaded into the system. Loges also noted that a timeclock will be placed in the Sheriff's office so that all employees on that side of the building can clock in with ease.

Discussion

Supervisors asked the Building & Grounds Committee and Loges how the renovations were coming at the buildings. Loges informed the board that the carpets were being cleaned this week and the tile floors would also be cleaned and waxed. She's still looking through samples of blinds for her office but will get that completed. She informed the board that the entrance that she uses, the door is in dire need of being replaced and that a door bell with a camera has been ordered so she will know when someone is there to see her.

Discussion/Possible Action Regarding the re-opening of the courthouse and re-opening offices

Loges told the supervisors that we received guidance for NACO regarding re-opening and that they suggest easing back into opening. They encouraged to follow local Health District DHM's and make sure re-opening is in the best interest of the employees and the public. Steager said that he sits in on the Four Corners phone conferences every week and right now they are suggesting re-evaluating Mid-May. Loges reminded the board that now that she is up and running in her position, if there is ever an employee issue and they are contacted by the Department head, they should contact her to make sure she is aware of the situation, and if she is aware what she suggests and what is being done already. There was an instance last week where she was handling and giving guidance to the Department Head and then when it came time for the employee to return to work, the Dept Head called a Supervisor and the Supervisor instructed the Dept Head to send the employee home. Laska was asked to put this topic on the Agenda for the May 18, 2020 meeting.

At 10:54 a.m. the chairman declared the board would take a quick break.

At 11:01 a.m. the board reconvened.

Approval of Official Bond and Oath/Dannie D. Steager, Read Township

Moved by Bauer and seconded by Whitmore to approve the bond and oath as presented. Upon roll call vote the following voted aye: Bauer, Whitmore, Steager, Janak, Krafka, Birkel and Mach. The following voted nay: NONE. Motion carried.

Resolution 2020-10/Transfer of Funds-General Fund to Road Fund

Resolution 2020-10 was presented for the board's consideration. Moved by Janak and seconded by Krafka to approve the resolution as presented. Upon roll call vote the following voted aye: Janak, Krafka, Bauer, Whitmore, Steager, Birkel and Janak. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2020 – 10**

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Road Fund through the General Fund of Butler County; and

WHEREAS, the Butler County Road Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Road Fund in the amount of \$1,128,130.61.



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NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the Butler County Treasurer be hereby directed to transfer \$1,128,130.61 to the Road Fund for the maintenance and operations of said Road Department from the General Fund.

Dated this 4th day of May, 2020.

/s/ David W. Mach

David W. Mach, Chairman

ATTEST:

/s/Stephanie L. Laska

Stephanie L. Laska, County Clerk

Bid Opening and approval for Detention Center Medical and Mental Health Contract, continued

Detention Center Administrator, Andy Yost and Detention Officer Anthony Kobus returned to the meeting to discuss the bids that were submitted. Both bids from BCHCC and ACH encompassed both Medical and Mental Health. They both offered the option of accepting Medical only, Mental Health only, or both. After much discussion, it was the consensus of the board they wanted to keep the business in the County and award the medical bid to the Butler County Health Care Center. Moved by Krafka and seconded by Birkel to accept the Medical Health contract from Butler County Health Care Center. Upon roll call vote the following voted aye: Krafka, Birkel, Bauer, Steager, Janak and Mach. The following voted nay: Whitmore. Motion carried.

Upon further discussion regarding the Mental Health contract, they requested additional information from the Butler County Health Care Center and they will revisit the Mental Health Bids at the next meeting on May 18, 2020.

Committee Reports

Birkel, Bauer and Steager representatives for the Building & Grounds Committee again mentioned that now that Heidi is out at the Hwy 92 building things are moving along and getting done.

Steager, representative for the Community Development Committee notified the board that there is a Chamber Director opening.

There being no further business to come before the board, the Chairman adjourned the meeting at 12:05 p.m. The next scheduled meeting of the Board of Supervisors will be May 18, 2020 at 9:00 a.m.

Stephanie L. Laska
County Clerk

David W. Mach
Chairman