



# Butler County Board Minutes



## BUTLER COUNTY BOARD OF SUPERVISORS

January 3, 2022

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3<sup>rd</sup> day of January, 2022 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: Anthony Whitmore, Tony Krafka, Scot Bauer, David Mach, Jan Sypal, Robert Coufal and Ryan Svoboda.

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.

Stephanie L. Laska, County Clerk, called the meeting to order and announced that a complete copy of the Open Meetings Act is posted in the meeting room.

The County Clerk called for nominations for a Temporary Chairman.

### **Election of Chairperson for 2022**

Supervisor Krafka nominated Anthony Whitmore for Temporary Chairperson; Supervisor Sypal seconded the nomination. Laska called for any other nominations, no other nominations were made. Whitmore was nominated Temporary Chairperson.

Temporary Chairperson Whitmore called for nominations for Chairperson for 2022. Supervisor Bauer nominated Anthony Whitmore, seconded by Coufal. Supervisor Krafka nominated David Mach. Supervisor Svoboda nominated Jan Sypal. Whitmore called for any other nominations; no other nominations were made.

After secret ballot was taken, the votes were tallied, and Anthony Whitmore was declared the Permanent Chairperson for the Board of Supervisors for 2022.

Moved by Mach and seconded by Bauer to destroy secret ballots. Upon roll call vote the following voted aye: Mach, Bauer, Krafka, Svoboda, Coufal, Sypal, and Whitmore. The following voted nay: NONE. Motion carried.

### **Election of Vice-Chairperson for 2022**

Bauer nominated David Mach. Svoboda nominated Jan Sypal. Moved by Bauer and seconded by Krafka to cease nominations. Whitmore called for any other nominations; no other nominations were made.

After secret ballot was taken, the votes were tallied, and David Mach was declared the Vice-Chairperson for the Board of Supervisors for 2022.

Moved by Mach and seconded by Coufal to destroy the secret ballots. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

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

### **Appointment of Committees**



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The board reviewed the committees and liaisons list for 2022. Moved by Mach and seconded by Sypal to keep the committees and liaisons list the same as 2021. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

## BUTLER COUNTY BOARD OF SUPERVISORS

### 2022 COMMITTEES

CHAIRMAN	Whitmore
VICE CHAIRMAN	Mach
REGION V	Svoboda, Sypal
BLUE VALLEY	Krafka
FOUR CORNERS DISTRICT HEALTH	Whitmore
ROADS & BRIDGES	Mach, Krafka, Bauer
BUILDING & GROUNDS	Sypal, Coufal, Bauer
INSURANCE	Coufal, Mach
HEALTH CARE CENTER	Coufal, Sypal
NOXIOUS WEED	Krafka, Mach, Bauer
FINANCE & FEES	Svoboda, Mach, Krafka
EMPLOYEE BENEFITS & POLICY	Mach, Svoboda, Krafka
EMPLOYEE HANDBOOK	Sypal, Krafka, Whitmore
COMMUNITY DEVELOPMENT	Coufal, Svoboda
911	Bauer, Whitmore
SAFETY COMMITTEE	Bauer, Krafka, Sypal
SENIOR CENTER	Svoboda, Sypal
BUTLER COUNTY LANDFILL	Svoboda, Coufal, Sypal
GENERAL ASSISTANCE REVIEW	Sypal, Svoboda
HR Committee	Whitmore (Adamy, Dion, Laska, Reiter)
LAW ENFORCEMENT COMMITTEE	Whitmore, Sypal, Coufal

### 2022 LIAISONS

Assessor	Bauer
Attorney	Svoboda
Clerk	Mach
Clerk of District Court	Whitmore
County Court	Whitmore
Custodian	Sypal
E-911	Bauer, Krafka
Emergency Manager	Krafka
Extension Agent	Coufal
Floodplain Administrator	Bauer
Highway Supt.	Mach
Noxious Weed	Krafka
Senior Services	Svoboda
Sheriff/Detention Center	Mach, Whitmore
Surveyor	Coufal
Treasurer	Sypal
Veterans Service Officer	Mach
Butler County Agricultural Society	Bauer

### **Sheriff Monthly Report**



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Alexis Buresh, Sheriff Office Manager presented the Monthly Sheriff Report for December 2021. It was accepted and placed on file.

### Consideration of Resolution 2022 – 01/County Depositories

Moved by Mach and seconded by Svoboda to approve Resolution 2022-01 as presented. Upon roll call vote the following voted aye: Mach, Bauer, Krafka, Svoboda, Coufal, Sypal, and Whitmore. The following voted nay: NONE. Motion carried.

### BUTLER COUNTY, NEBRASKA RESOLUTION NO. 2022 – 01

**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:

- 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 PMA Financial Network, Lincoln, Nebraska
- Nebraska Federal Investment Trust (NFIT)  
c/o Union Bank & Trust Co., Lincoln, Nebraska
- Butler County Area Foundation-Nebraska Community Foundation
- TD Ameritrade Institutional

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 2022, so long as they comply with the laws of the State of Nebraska.

DATED this 3<sup>rd</sup> day of January, 2022.

MOVED by Mach, seconded by Svoboda, that the above resolution be adopted. Motion carried.

FOR:	AGAINST:	ABSENT:	ABSTAIN:
<u>/s/Anthony Whitmore</u>	_____	_____	_____
<u>/s/Ryan Svoboda</u>	_____	_____	_____
<u>/s/Robert Coufal</u>	_____	_____	_____
<u>/s/Jan Sypal</u>	_____	_____	_____
<u>/s/David W. Mach</u>			
<u>/s/Scot Bauer</u>			
<u>/s/Tony Krafka</u>			

Attested to by:  
/s/Stephanie L. Laska  
Stephanie L. Laska  
Butler County Clerk



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## Consideration of Resolution 2022 – 02/Investment of Surplus Funds

Moved by Krafka and seconded by Sypal to approve Resolution 2022-02 as presented. Upon roll call vote the following voted aye: Krafka, Bauer, Mach, Sypal, Coufal, Svoboda, and Whitmore. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS  
BUTLER COUNTY, NEBRASKA  
RESOLUTION NO. 2022 – 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 3<sup>rd</sup> day of January, 2022.

MOVED by Krafka, seconded by Sypal, that the above resolution be adopted. Motion carried.

FOR:	AGAINST:	ABSENT:	ABSTAIN:
<u>/s/Anthony Whitmore</u>	_____	_____	_____
<u>/s/Ryan Svoboda</u>	_____	_____	_____
<u>/s/Robert Coufal</u>	_____	_____	_____
<u>/s/Jan Sypal</u>	_____	_____	_____
<u>/s/David W. Mach</u>	_____	_____	_____
<u>/s/Scot Bauer</u>	_____	_____	_____
<u>/s/Tony Krafka</u>	_____	_____	_____

Attested to by:  
/s/Stephanie L. Laska  
Stephanie L. Laska  
Butler County Clerk

## Consideration of Resolution 2022 – 03/Approval of Irrevocable Letter of Credit-Bank of the Valley

Moved by Mach and seconded by Bauer to approve Resolution 2021-03 as presented. Upon roll call vote the following voted aye: Mach, Bauer, Krafka, Svoboda, Coufal, Sypal, and Whitmore. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS  
BUTLER COUNTY, NEBRASKA  
RESOLUTION NO. 2022 – 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. 73385, dated December 31, 2021, 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.



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DATED this 3<sup>rd</sup> day of January, 2022.

MOVED by Mach, seconded by Bauer, that the above resolution be adopted. Motion carried.

FOR:	AGAINST:	ABSENT:	ABSTAIN:
<u>/s/Anthony Whitmore</u>	_____	_____	_____
<u>/s/Ryan Svoboda</u>	_____	_____	_____
<u>/s/Robert Coufal</u>	_____	_____	_____
<u>/s/Jan Sypal</u>	_____	_____	_____
<u>/s/David W. Mach</u>			
<u>/s/Scot Bauer</u>			
<u>/s/Tony Krafska</u>			

Attested to by:  
/s/Stephanie L. Laska  
 Stephanie L. Laska  
 Butler County Clerk

### Approval of Early Payroll

Moved by Sypal and seconded Mach to approve the early payroll as presented. Upon roll call vote the following voted aye: Sypal, Mach, Bauer, Krafska, Svoboda, Coufal, and Whitmore. The following voted nay: NONE. Motion carried.

### Nebraska Extension – Butler County 2021 Annual Report

The Butler County 2021 Annual Report for the Nebraska Extension was presented to the board and placed on file in the clerk’s office.

### Approve and Authorize Chairman to sign Memorandum of Understanding/VETRASPEC

Moved by Mach and seconded by Coufal to approve the memorandum of understanding as presented. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafska, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

### Designation of Official County Newspaper for 2022

Moved by Krafska and seconded by Coufal to designate the Banner Press as the Official County Newspaper for 2022. Upon roll call vote the following voted aye: Krafska, Svoboda, Coufal, Sypal, Mach, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

### Designation of County Website as method of publication for 2022

Moved by Bauer and seconded by Svoboda to designate the Butler County website as an official means of publication for 2022. Upon roll call vote the following voted aye: Bauer, Krafska, Svoboda, Coufal, Sypal, Mach, and Whitmore. The following voted nay: NONE. Motion carried.

### Approval of Agreement with Maximus Consulting Service, Inc./Completion of Indirect Cost Allocation Plan (01/02/2022-12/31/2022)

Moved by Mach and seconded by Sypal to approve the agreement as presented. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafska, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

### Approval of Official Bond and Oath/James L. Miratsky, Skull Creek Township

Moved by Mach and seconded by Svoboda to approve the oath and bond as presented. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafska, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

### Correspondence

1. UNL Extension – Extension Assistant Equity Salary Increases



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## **Presentation of NACO County Official of the Year plaque to Karey Adamy**

Jon Cannon and Candace Meredith appeared before the board on behalf of NACO to present County Treasurer Karey Adamy with her Nebraska County Official of the Year Plaque. They noted that Karey was one of seven candidates and the panel who selected her was unanimous in picking her.

## **Accept Wheel Loader Bid**

Highway Superintendent, Randy Isham, appeared before the board to recommend the county accept and purchase the John Deere 624 Wheel loader from Murphy Tractor for \$205,000. They were able to demo almost all the machines and that machine was the one preferred by Randy and his employees. Moved by Mach and seconded by Svoboda to accept the John Deere 624-wheel loader from Murphy Tractor for \$205,000.00. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

## **Appoint Highway Superintendent for Calendar Year 2022**

Moved by Mach and seconded by Coufal to appoint Randy Isham as the Highway Superintendent for Calendar Year 2022. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

## **Update on Roads**

Isham noted that the frost is starting to set in, but they are going to continue to clean ditches until the ground is completely frozen. They will then put the shredder on the loader and start shredding trees throughout the county. The pit is closed, they have the equipment pulled off the barge. He believes there are 3 to 4 years left at the pit.

## **Approve & Authorize Chairman to sign/Butler County Noxious Weed Superintendent Annual State Reports**

Max Birkel, Noxious Weed Superintendent, appeared before the board to present his annual report. He noted that currently Butler County has zero open files, which is one of the first times in many years that has happened. He also noted that the river fragmites are going down while the upland fragmites are increasing. Moved by Mach and seconded by Sypal to approve the annual report as presented. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

## **Human Resources Update**

Heidi Loges, Human Resources Director, appeared before the board to give her update. She discussed with the board the topic of the Chamber bucks and that Whitmore had requested one office do them every year so that they can go out with the paychecks, and we aren't mailing them to employees and save on postage. It was discussed that when the topic comes up next year, they can discuss it further then. Loges also discussed with the board about updating the handbook regarding phone stipends. The board said they thought only department supervisors got the phone stipend. They decided to table the topic for a later date.

## **BOARD OF EQUALIZATION (SEE SEPARATE MINUTES)**

Moved by Bauer and seconded by Mach to move into the Board of Equalization at 10:13 a.m. Upon roll call vote the following voted aye: Bauer, Mach, Sypal, Coufal, Svoboda, Krafka, and Whitmore. The following voted nay: NONE. Motion carried.

Moved by Mach and seconded by Coufal to exit the Board of Equalization at 10:16 a.m. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

## **Discussion – Employees requesting bi-weekly or semi-monthly payroll**

Loges appeared before the board to discuss with the board regarding moving the county from monthly payroll to bi-weekly or semi-monthly. She noted she has had several employees inquire about it. Mach mentioned that the county has a resolution to pay employees an advance if they request it. Isham mentioned that for some it is difficult to start and



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wait two months for a paycheck; he also mentioned that the resolution is nice but getting advance payment shorts their next check when they do get it. The board asked Loges and County Clerk, Stephanie Laska, with the new payroll system, if it is easier and if they could move to bi-weekly or semi-monthly. They said that the timeclock system works for clocking in and out, but they are still having issues with the system when performing payroll. It was also noted that adding additional payrolls adds additional time to all department heads regarding verifying payroll. Laska noted that approximately 3 days goes into the monthly payroll now, adding payroll would add more days spent on payroll. The board discussed and said they think it should stay monthly and asked for the topic to be put back on the agenda for a vote at the next meeting.

## **Sale of Old Highway Department/Set Date & Time for Public Hearing regarding the sale of the Old Highway Department Property/Set Date & Time to sell Old Highway Department property**

The board discussed the sale of the Old Highway department property and how they wanted to sell it the second time around. They discussed having the public hearing and the sale during regularly scheduled meetings.

Moved by Sypal and seconded by Mach to set the public hearing to sell the Old Highway Department Property for February 7, 2021 at 9:00 a.m. and to set the sale of the Old Highway Department Property for March 7, 2021 to start at 9:00 a.m. in the Courthouse lobby. Upon roll call vote the following voted aye: Sypal, Mach, Bauer, Krafka, Svoboda, Coufal, and Whitmore. The following voted nay: NONE. Motion carried.

Moved by Mach and seconded by Sypal to sell the Old Highway Department property without a floor. Upon roll call vote the following voted aye: Mach, Sypal, Coufal, Svoboda, Krafka, Bauer, and Whitmore. The following voted nay: NONE. Motion carried.

Bauer requested that when notice is published regarding the sale that it be bigger than it was the first time and published outside of the legal section.

## **Quarterly Jail Inspection**

The County Board conducted the quarterly jail inspection from 10:52 a.m. until 11:05 a.m.

## **Executive Session**

Moved by Sypal and seconded by Coufal to enter executive session to discuss the Sheriff Department and invite County Attorney, Julie Reiter at 11:07a.m. Upon roll call vote the following voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Mach, and Whitmore. The following voted nay: NONE. Motion carried.

Moved by Mach and seconded by Bauer to exit the executive session at 12:48 p.m. Upon roll call vote the following voted aye: Mach, Bauer, Krafka, Svoboda, Coufal, Sypal, and Whitmore. The following voted nay: NONE. Motion carried.

There being no further business to come before the board, the Chairman adjourned the meeting at 12:49 p.m. The next scheduled meeting of the Board of Supervisors will be January 18, 2021, at 9:00 a.m.

Stephanie L. Laska  
County Clerk

Anthony Whitmore  
Chairman