



Butler County Board Minutes



BUTLER COUNTY BOARD OF SUPERVISORS

October 3, 2022

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3rd day of October, 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.

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.

United Way Annual Report

Jessica Acosta from Cornhusker United Way appeared before with an update of what United Way has been doing in Butler County and the programs they have for the future.

Discussion

Rising City Fire Chief, Bob McLaughlin, appeared before the board thanking them for their generosity in allocating ARPA funds to the rural fire districts. He was there today to give the board information regarding their upcoming claim. He said because of the cost of the airpacks they would have to follow the county purchasing act and go out for sealed bids; however, the airpacks they are purchasing are the only brand of airpacks that pairs with the MSA Lunar thermal imaging cameras. He has letters from Sandry Fire (seller) and MSA (manufacturer) stating this. He noted that he had been in contact with County Clerk, Stephanie Laska and County Attorney Julie Reiter regarding the uniqueness of this equipment. In which he understands that because the equipment is unique, competitive bidding is not required. He wanted to speak before the board today to give them this information and he thanked them for their time.

Authorize Chairman to Sign/Certificate of Cost Allocation Plan (Maximus)

Moved by Krafka, seconded by Bauer to authorize the chairman to sign the certificate of cost allocation plan for Maximus. Upon roll call vote the following voted aye: Krafka, Bauer, Mach, Sypal, Coufal, Svoboda, and Whitmore. The following voted nay: NONE. Motion carried.

Discussion/Possible Action – approval of detention fees from \$45 to \$50 per night

Detention Administrator, Angie Siebken, appeared before the board to ask them to approve the increase in housing an inmate from \$45 to \$50. During the audit it was noted that the fee increased, however, the board never approved that increase. Moved by Mach, seconded by Bauer to approve the increase from \$45 to \$50 per night. Upon roll call vote the following voted aye: Mach, Bauer, Krafka, Svoboda, Coufal, Sypal, and Whitmore. The following voted nay: NONE. Motion carried.

Discussion/Possible Action – Approval of Interlocal agreement for city ordinances between the Butler County Sheriff and the Village of Brainard



Butler County Board Minutes



The Village of Brainard approved to increase the hourly rate to \$25 per hour. Moved by Sypal, seconded by Coufal to approve the interlocal agreement for city ordinances between the Butler County Sheriff and the Village of Brainard. Upon roll call vote the following voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Mach, and Whitmore. The following voted nay: NONE. Motion carried.

Approval of early payroll for separated employees

Payroll for two employees from 911 Dispatch were presented before the board for early payment due to separation. Moved by Mach, seconded by Sypal to approve the payroll 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.

Approval of Resolution 2022-25 Transfer from Equipment Sinking Fund to General Fund

The board discussed that they would use ARPA funds to pay for the replacement of the County’s Security Cameras, therefore, the money that the Detention Center has been setting aside will be transferred back to the General Fund. Moved by Bauer, seconded by Coufal to approve the resolution as presented. Upon roll call vote the following voted aye: Bauer, Mach, Sypal, Coufal, Svoboda, Krafka, and Whitmore. The following voted nay: NONE. Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2022 – 25**

WHEREAS, the Butler County Board of Supervisors had previously 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 County Detention Center Department has set aside and maintained funds for the future purchase of equipment, and

WHEREAS, said funds, in order to be maintained for the future purchase, were transferred from the General Fund (County Detention Center) to the Equipment Sinking Fund.

WHEREAS, THE Butler County Board of Supervisors has determined the County Detention Center Departments future equipment project will be paid for with funds other than the funds that have been transferred to the sinking fund AND the Butler County Board of Supervisors are requesting the funds be returned to the General Fund.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the Butler County Treasurer be hereby directed to transfer \$170,000.00 from the Equipment Sinking Fund to the General Fund.

PASSED AND APPROVED THIS 3RD, DAY OF OCTOBER, 2022.

MOVED by Bauer, seconded by Coufal, 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



Butler County Board Minutes



Discussion/Possible Action – Approval of Corrected Resolution 2022 – 20 – Setting Final Tax Request

County Clerk, Stephanie Laska, explained that when she was going through the budget one more time after it was adopted, she found that the valuation needed to be increased by \$19,890. This affected the levy that was approved. In the original resolution, the levy that would tax the same amount of tax as last year was \$0.177809 and should have been \$0.177808 per \$100 of assessed value. The levy the county proposed was incorrect as well, it was \$0.178054 and should have been \$0.178052. Presented before the board is a corrected Resolution 2022-20 – Setting the final tax request. Moved by Sypal, seconded by Mach to approve the corrected resolution as presented. Upon roll call vote the following voted aye: Sypal, Mach, Bauer, Krafka, Svoboda, Coufal, and Whitmore. The following voted nay: NONE. Motion carried.

CORRECTED

BOARD OF SUPERVISORS BUTLER COUNTY, NEBRASKA RESOLUTION NO. 2022-20

SETTING THE 2022-2023 PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provide that the Governing Body of Butler County passes by a majority vote a resolution setting the tax request; and

WHEREAS, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

NOW THEREFORE, the Governing body of Butler County resolves that:

1. The 2022-2023 property tax request be set at:
 - a. General Fund: \$4,274,636.25
 - b. Ag Society: \$ 149,852.88
2. The total assessed value of property differs from last year’s total assessed value by 2.25%.
3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property, would be ~~\$0.177809~~ \$0.177808 per \$100 of assessed value.
4. Butler County proposes to adopt a property tax request that will cause its tax rate to be ~~\$0.178054~~ \$0.178052 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Butler County will increase last year’s budget by 10.29%.

Dated and passed this 3rd day of October, 2022.

MOVED by Sypal, seconded by Mach, 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 Board Minutes



Butler County Clerk

Discussion regarding proposed resolution for Butler County Weed Control regarding fees for official notices

Presented before the board for discussion was a proposed resolution regarding fees for 10- or 15- day notices. The fees will be charged the normal fee times two for labor, machine hire or spraying. Max Birkel, Noxious Weed Superintendent, was unable to be present, however, he wanted the board to discuss the fees. He intends to bring the actual Resolution to them at a future date.

Open Bids for County Security Camera System

2 bids were received from the following companies:

- | | | |
|------------------|------------------|--------------|
| 1. Inteconnex | Cedar Rapids, IA | \$148,526.25 |
| 2. Midwest Alarm | Omaha, NE | \$81,710.26 |

The board asked Detention Administrator to go through the bids with the representatives and to call our IT company and get their opinion. If the board was still meeting when they got through them, they would discuss and make a decision, if not it would be tabled until the next meeting.

Discussion/Possible action – Early pay for the new Van for the Senior Center

Diana McDonald, Senior Center Director, appeared before the board to request approval of an early claim for their new van. The van is ready to pick up, however, she cannot get the van without the local match, \$5,852.00. Moved by Sypal, seconded by Coufal to approve the early claim. Upon roll call vote the following voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Mach, and Whitmore. The following voted nay: NONE. Motion carried.

Discussion/Possible action – Replacement of 2016 Senior Center Van

McDonald requested the ability to apply for a replacement van for the 2016 van that they currently have. She said that she budgeted for the expense. The funding will be Federal 80%, State, 10% and Butler County 10%. Moved by Sypal, seconded by Mach to approve the Senior Center to apply to replace their 2016 van. Upon roll call vote the following voted aye: Sypal, Mach, Bauer, Krafka, Svoboda, Coufal, and Whitmore. The following voted nay: NONE. Motion carried.

Expenditures Report July 1, 2022 through September 30, 2022

The expenditure report for July 1, 2022 through September 30, 2022 was presented before the board and placed on file in the clerk's office.

Discussion/Possible action regarding office space in the Sheriff's office for the 911 coordinator

911 Coordinator, April Ernst, appeared before the board to discuss office space. She currently shares space with the Sheriff Department Office manager, Alexis Buresh. She said it is unfair to continually ask Buresh to leave the office they share when she needs to have employee meetings or do quality control meetings. The board said they would look at the space after the jail inspection.

Discussion/Possible action – approval utility permit for John Krafka, Electric line between sections 14 & 15 in Alexis Township

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

Discussion/Possible action – approval utility permit for Black Hills Energy, Gas line on the west side of Section 24 in Franklin Township

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



Butler County Board Minutes



Discussion/possible action on Annual NBCS forms

Randy Isham, Highway Superintendent, presented before the board the annual Nebraska Board of Public Roads Classifications and Standards report for 2022. Moved by Mach, seconded by Svoboda to accept the 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.

Consideration of Resolution 2022 – 24/NBCS Certificate of Completion

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

RESOLUTION

SIGNING OF THE COUNTY ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE 2022

Resolution No. 2022-24

Whereas: State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2510(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

Whereas: State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include the resolution of the governing body of the county authorizing the signing of the certification.

Be it resolved that the County Board Chairperson of Butler County is hereby authorized to sign the County Annual Certification of Program Compliance.
(Print name of county)
Butler County Board of Supervisors Room
Adopted this 3rd day of October, 2022 at David City Nebraska.
(Month)

County Board Members

[Signature]
Ryan Isham
[Signature]
[Signature]

Dan W Mach
Paul D Bauer
Tony Krafka

County Board Member Bauer
Moved the adoption of said resolution
Member Coufal Seconded the Motion
Roll Call: 7 Yes 0 No 0 Abstained 0 Absent
Resolution adopted, signed and billed as adopted.

Attest:

[Signature]
(Signature of Clerk)



Update on Roads

Isham reported that he is having issues finding paint to paint the lines on the roads. They are replacing small culverts right now as not to close a road for more than a day during harvest. They have started ditch cleaning and will be starting a project soon to raise the intersection of Road Q & 30.

Acceptance of security camera system bids

Siebken returned with the two representatives. She informed the board that she contacted Applied Connective for their opinion and their opinion was to go with Inteconnex because they will be replacing the wiring. Moved by Sypal,



Butler County Board Minutes



seconded by Krafka to accept the bid from Inteconnex for \$148,526.25. Upon roll call vote the following voted aye: Sypal, Mach, Bauer, Krafka, Svoboda, Coufal, and Whitmore. The following voted nay: NONE. Motion carried.

At 10:27 a.m. the chairman declared the board would take a quick break.

At 10:31 a.m. the board reconvened.

Human Resources Update

Human Resources Director, Heid Loges, reported that they have been interviewing dispatchers.

Committee Reports

Law Enforcement Committee will be meeting with the City on Wednesday, October 5, 2022.

Correspondence

1. Blue Valley Behavioral Health – Thank you for support

Quarterly Jail Inspection

The County Board conducted the quarterly jail inspection from 10:37 a.m. until 10:45 a.m.

Discussion/Possible action regarding office space in the Sheriff's office for the 911 coordinator

The board toured the Sheriff's Office/911 Dispatch Offices from 10:45 a.m. until 10:55 a.m. The board decided to table the conversation until a later date.

There being no further business to come before the board, the Chairman adjourned the meeting at 11:00 a.m. The next scheduled meeting of the Board of Supervisors will be on October 17, 2022, at 9:00 a.m.

Stephanie L. Laska
County Clerk

Anthony Whitmore
Chairman