

BUTLER COUNTY BOARD OF SUPERVISORS

April 3, 2023

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3rd day of April, 2023 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: Anthony Whitmore, Tony Krafka, Scot Bauer, Scott Steager, 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.

Set Date & Time for Public Hearing to Increase transit rates at Butler County Rural Transit

Senior Center Director, Diana McDonald came before the board requesting to hold a public hearing to Increase the transit rates. Moved by Sypal, seconded by Steager to set the time and date for May 1, 2023 at 10:00 a.m. for the Public Hearing to Increase transit rates at Butler County Rural Transit. Upon roll call vote the following:

Voted aye: Sypal, Steager, Bauer, Krafka, Svoboda, Coufal, & Whitmore.

Voted nay: NONE.

Motion carried.

Consideration/Approval of Resolution 2023 – 09 – Approval to Apply for Federal Funding-Public Transit

McDonald explained that she needs to apply for Federal funding for Public transit and the board needs to approve both a resolution and the application. She noted the application is for two years, Fiscal years 07/01/23 through 6/30/2025. Moved by Svoboda, seconded by Coufal to approve Resolution 2023- 09 as presented. Upon roll call vote the following:

Voted aye: Svoboda, Coufal, Sypal, Steager, Bauer, Krafka, & Whitmore.

Voted nay: NONE.

Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2023 – 09**

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, Butler County Public Transit desires to apply for said funds to provide public transportation in Butler County.

NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors hereby instructs the Butler County Public Transit to apply for said funds. Said funds are to be used for the Butler County Public Transit transportation operations in the FY 2023-2024 & FY 2024-2025.

PASSED AND APPROVED THIS 3RD, DAY OF APRIL, 2023.

MOVED by Svoboda, 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/Scott Steager</u>	_____	_____	_____
<u>/s/Scot Bauer</u>	_____	_____	_____
<u>/s/Tony Krafka</u>	_____	_____	_____

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

Approval of 5311 Operation Assistance Application for Fiscal Years 07/01/2023 – 06/30/2025

McDonald presented the application to the board. Moved by Bauer, seconded by Svoboda to approve the 5311 Operation Assistance Application for Fiscal Years 07/01/2023 – 06/30/2025 as presented. Upon roll call vote the following:

Voted aye: Bauer, Krafka, Svoboda, Coufal, Sypal, Steager, & Whitmore.

Voted nay: NONE.

Motion carried.

Discussion/Possible Action – regarding the rehire of Michelle Streeter

McDonald explained to the board that Michelle Streeter was previously a nurse in the detention center and she left because they wanted an RN and Michelle is a LPN. McDonald said Streeter will be driving for the Senior Center. Moved by Sypal, seconded by Coufal to approve the rehire of Michelle Streeter. Upon roll call vote the following:

Voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.

Voted nay: NONE.

Motion carried.

Discussion regarding Butler County zoning process

Chairman Whitmore explained that he and Supervisor Bauer met with a Saline County Commissioner since the last meeting. The Commissioner informed them that if Butler County had had zoning similar to Saline County, the chicken houses would have fallen within the zoning regulations and they would have been built even with zoning. They also learned that even if the county has zoning and the board votes for or against windmills, depending how the board votes will determine if they are approved or not and if there are property owners willing to put them up. Supervisor Krafka stated that if there are not at least 4 board members that are open minded to the process then it's not worth going through it. The board decided they needed to vote on whether they wanted to start the process of creating a

comprehensive plan and if there was enough interest, then determine if they should solicit bids. The board instructed the clerk to put it on the agenda for the next board meeting.

Update on Roads

Highway Superintendent, Randy Isham, updated the board regarding the Roads department projects. He informed the board that due to the snowstorm they had over a week ago that set them back on backfilling the bridge on County Road U, however, they should be finishing that up today. They are working to tear down snow fences so the farmers can get into their fields. They are also cleaning ditches. He informed the board that the fuel prices are going to rise, and he is planning to contract fuel before it jumps. He said that they are graveling and blading the roads; they are backed up on gravel orders right now, so he has turned a few of the townships over to Johnson and Kroeger. He reminded the board they will be opening bids for the next two bridges at the next meeting on April 17, 2023. He also said that he has not received the information for the shared bridge project with Seward County and is hoping to have it by the next meeting.

Discussion/Possible action regarding the safety glasses warranty that comes with the County provided safety glasses

Human Resources Director, Heidi Loges, discussed with the board to review the safety glasses policy. Currently the County will provide safety glasses up to \$250 and the employees have gone to Walmart to get these. Previously Walmart included a warranty with the glasses, however, now they will only provide the warranty if you pay an additional \$20. Moved by Steager, seconded by Bauer to pay for safety glasses up to \$250 plus the \$20 warranty. Upon roll call vote the following:

Voted aye: Steager, Bauer, Krafka, Svoboda, Coufal, Sypal, & Whitmore.

Voted nay: NONE.

Motion carried.

Human Resources Update

Loges updated the board that there will be 2 sessions of CPR training being offered on May 5, 2023 for County employees; this will be held at the Highway 92 building. She also informed the board that the Highway 92 building was being utilized today by Butler County Extension and they were hosting approximately 30 people. She said she likes to keep the board informed when the building is being utilized.

Updating the board regarding the David City Marquee sign in the County Courtyard

Butler County Chamber Director, Tricia Schmit, appeared before the board to update them on the updates that the sign in the courtyard will be getting. The electronics had gone bad so those will be replaced, and the display will be getting a face lift. The digital sign should be shipped around the beginning of May and the installation will begin in the weeks following.

County Clerk monthly fee report

The County Clerk fee report for the month of March 2023 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 March 2023 was accepted and placed on file.

Consideration/Approval of Resolution 2023 – 11 Preapproval & Prepayment of Various Expenses

County Clerk, Stephanie Laska, explained to the board that she received a claim for Unemployment taxes, she explained that the claims are not often and typically come after claims have been approved. She is asking that these claims get added to the list of expenses that can be paid early. Moved by Bauer,

seconded by Coufal to approve Resolution 2023 – 11 Preapproval & Prepayment of Various Expenses as presented. Upon roll call vote the following:

Voted aye: Bauer, Steager, Sypal, Coufal, Svoboda, Krafka, & Whitmore.

Voted nay: NONE.

Motion carried.

**BOARD OF SUPERVISORS
BUTLER COUNTY, NEBRASKA
RESOLUTION NO. 2023 - 11**

WHEREAS, the Butler County Board of Supervisors has determined that it is in the best interests of the County for the County to allow the preapproval and/or prepayment of various expenses of the County when said preapproval and/or prepayment would be cost-effective and/or result in a savings to the County; and

WHEREAS, the Board previously adopted Resolution No. 2002-29, Resolution No. 2004-24, Resolution No. 2011-22, Resolution No. 2015-42, Resolution No. 2019-23, and Resolution No. 2020-25; allowing such preapproved and/or prepaid expenses to include the following: utilities, telephone/cell phone, postage, election costs, seminar registration, motor fuel tax, vital statistic records, internet charges, the Butler County Sherriff’s credit card, the WEX(Shell) fuel accounts and the Health Insurance Premiums for all Butler County Departments, only when prepayment is required or results in a cost-savings to the County; and

WHEREAS, the Board has determined that the Department of Labor Unemployment tax claims for all Butler County departments shall also be included in the prepayment/preapproved expenses when prepayment is required or results in cost-savings to the County.

NOW, THEREFORE, LET IT BE RESOLVED, that preapproval is hereby allowed for the prepayment of expenses as set forth above and as set forth in Resolution No. 2002-29, Resolution No. 2004-24, Resolution No. 2011-22, Resolution No. 2015-42, Resolution No. 2019-23, and Resolution 2020-25 only when said prepayment is required and/or would specifically result in a cost-savings to the County.

PASSED AND APPROVED THIS 3RD, DAY OF APRIL, 2023.

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/Scott Steager</u>	_____	_____	_____
<u>/s/Scot Bauer</u>	_____	_____	_____
<u>/s/Tony Krafka</u>	_____	_____	_____

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

Quarterly Expenditures Report through March 31, 2023

The expenditure report for July 1, 2022 through March 31, 2023 was presented to the board. The report was accepted and placed on file.

Committee Reports

Steager reported that the Hospital is planning some major expansions and they will be coming to the board to discuss these along with bonds for the next two years. They will have more information in May.

Whitmore updated the board that Mark Doehling, Emergency manager, notified him that the soil samples for the new tower site came back without issues, he will be working to get a tower price and will be coming before the board in the near future.

Sheriff Monthly Report

The Monthly Sheriff Report for March 2023 was presented before the board. It was accepted and placed on file.

Consideration/Approval of Resolution 2023 – 10 – Closing Sheriff Bank Account xxxx576

Alexis Buresh, Sheriff Office Manager, noted that in the packet for the monthly report she included reports to show the accounts were written off and the Accounts Receivable Accounts show zero for both the Old Old QuickBooks and the Old QuickBooks files. Moved by Sypal, seconded by Coufal to approve Resolution 2023 – 10 as presented. Upon roll call vote the following:

Voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.

Voted nay: NONE.

Motion carried.

BOARD OF SUPERVISORS BUTLER COUNTY, NEBRASKA RESOLUTION NO. 2023 – 10

WHEREAS the Butler County Sheriff's Office currently has business checking account no. xxxxx576 at First National Bank, in David City called the "County of Butler" account in which to deposit, refund, and remit service of process fees in the course of the operations of the Butler County Sheriff's Office; and

WHEREAS, the balance of the above account is \$6,238.91; and

WHEREAS, the Butler County Sheriff's Office no longer is in need of this particular account at First National Bank and desires to close said account and transfer all funds in said account to the general fund of Butler County.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors, that the Butler County Sheriff is hereby authorized to close the First National Bank Account no. xxxxx576 and direct all funds held in said account to be transferred to the Butler County Treasurer for deposit into the general fund of Butler County.

PASSED AND APPROVED THIS 3RD, DAY OF APRIL, 2023.

MOVED by Sypal, 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/Scott Steager</u>			
<u>/s/Scot Bauer</u>			
<u>/s/Tony Krafka</u>			

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

Discussion/Possible Action regarding deputy compensation regarding a step program

Sheriff Dion presented the board with a step program that included as step program for deputies and a step program for sergeants. Moved by Steager, seconded by Coufal to approve the step program as presented effective July 1, 2023. Upon roll call vote the following:
Voted aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore.
Voted nay: NONE.
Motion carried.

Quarterly Jail Inspection

The County Board conducted the quarterly jail inspection from 9:53 a.m. until 10:00 a.m.

Taxes Not Sold for Want of Bidders

County Treasurer, Karey Adamy, presented the board with a list of unsold taxes, this report was accepted and placed on file.

Authorization to Issue County Certificates

County Treasurer, Karey Adamy, requested authorization to issue county certificates on unsold taxes. Moved by Sypal and seconded by Coufal to issue county certificates on unsold taxes. Upon roll call vote the following:
Voted aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, and Whitmore.
Voted nay: NONE.
Motion carried.

There being no further business to come before the board, the Chairman adjourned the meeting at 10:03 a.m. The next scheduled meeting of the Board of Supervisors will be April 17, 2023, at 9:00 a.m.

Stephanie L. Laska
County Clerk

Anthony Whitmore
Chairman