

## **BUTLER COUNTY BOARD OF SUPERVISORS**

August 7, 2023

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 7<sup>th</sup> day of August, 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. The availability of the agenda was communicated in 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.

### **Amend the Agenda**

Moved by Steager, seconded by Sypal to amend the agenda, changing the time for the Executive Session scheduled at 1:00 p.m. to 10:30 a.m. Upon roll call vote the following voted:

Aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore.

Nay: NONE.

Motion carried.

### **Certificates of Service**

Chairman Whitmore presented Sarah Strizek and Diana McDonald with a Certificate of Service for 10 years of Service with Butler County.

### **Distress Warrants Report**

County Treasurer, Karey Adamy, presented before the board a distress warrants report that agrees with the Sheriff's Distress Warrants report that he gave on July 17, 2023. The report was accepted and placed on file.

### **County Clerk Monthly Fee Report**

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

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

Moved by Coufal, seconded by Svoboda to move into the Board of Equalization at 9:05 a.m. Upon roll call vote the following voted:

Aye: Coufal, Svoboda, Krafka, Bauer, Steager, Sypal, & Whitmore.

Nay: NONE.

Motion carried.

Moved by Sypal, seconded by Coufal to exit the Board of Equalization at 9:06 a.m. Upon roll call vote the following voted:

Aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.

Nay: NONE.

Motion carried.

**Approval of maintenance agreement with Stanard Appraisal Services, Inc.**

County Assessor, Vickie Donoghue presented a maintenance agreement before the board with Stanard Appraisal Services, Inc. to assist with appraising and setting values for AGP as it is being built. Moved by Steager, seconded by Coufal to approve the maintenance agreement as presented. Upon roll call vote the following voted:

Aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore.

Nay: NONE.

Motion carried.

**Re-appoint Dorothy Schultz & Karen Fendrich to the Senior Center Advisory Board for the 2024-2026 term**

Senior Center Director Diana McDonald appeared before the board to inform them that Dorothy Schultz and Karen Fendrich have both agreed to another term on the advisory board. Moved by Coufal, seconded by Svoboda to re-appoint Dorothy Schultz to the Senior Center Advisory Board for the 2024-2026 term. Upon roll call vote the following voted:

Aye: Coufal, Svoboda, Krafka, Bauer, Steager, Sypal, & Whitmore.

Nay: NONE.

Motion carried.

Moved by Sypal, seconded by Svoboda to re-appoint Karen Fendrich to the Senior Center Advisory Board for the 2024-2026 term. Upon roll call vote the following voted:

Aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.

Nay: NONE.

Motion carried.

**Appoint Greg Janak to fulfill the remainder of Donna Steager's term through 2025 on the Senior Center Advisory Board**

Moved by Bauer, seconded by Steager to appoint Greg Janak to the remainder of Donna Steager's term through 2025 on the Senior Center Advisory Board. Upon roll call vote the following voted:

Aye: Bauer, Steager, Sypal, Coufal, Svoboda, Krafka, & Whitmore.

Nay: NONE.

Motion carried.

**Monthly Sheriff Report**

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

**Approval of early payroll for separated employee**

One early payroll claim was presented to the board for a separated employee. Moved by Steager, seconded by Coufal to approve the early payroll as presented. Upon roll call vote the following voted:

Aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore.  
Nay: NONE.  
Motion carried.

**Approval & Adoption of Resolution 2023 – 24 Transfer from General Fund to 911 Emergency Management**

County Clerk Stephanie Laska explained to the board that in order for 911 Emergency Management to continue paying its bills until the budget is adopted, a \$100,000 transfer needs to be made from the General fund to the Fund 2910 911 Emergency Management. Moved by Sypal, seconded by Coufal to approve, and adopt Resolution 2023 – 24 as presented. Upon roll call vote the following voted:  
Aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.  
Nay: NONE.  
Motion carried.

**BOARD OF SUPERVISORS  
BUTLER COUNTY, NEBRASKA  
RESOLUTION NO. 2023-24**

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the 911 Emergency Management Fund (2910) through the General Fund (0100) of Butler County; and

WHEREAS, the Butler County 911 Emergency Management (2910) is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund (0100) to transfer to the 911 Emergency Management Fund (2910) in an amount of \$100,000.00.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the Butler County Treasurer be hereby directed to transfer \$100,000.00 to the 911 Emergency Management Fund (2910) for the maintenance and operations of said 911 Emergency Management from the General Fund (0100).

Dated this 7<sup>th</sup> day of August, 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

### **Aging Partners Annual Report and Funding Request**

Jill Engel appeared before the board to present the Aging Partners annual report and funding request. Aging partners is requesting \$25,802 for the 2023-2024 fiscal year.

### **Discussion/Possible Action-Mutual Aid Interlocal Cooperation Agreement between the City of David City/David City Police Department and Butler County/Butler County Sheriff Department**

County Attorney Julie Reiter said that she reviewed the contract, and she didn't have any issues or concerns; however, she had asked Sheriff Dion to review it and discuss any questions he might have. Sheriff Dion said he wanted to discuss a few items with Reiter; they asked the board to table the agreement until the next meeting. The board directed the clerk to place this item on the next agenda.

### **Discussion/Possible – Rehire of former detention employee Brandi Pavel**

Detention administrator, Angie Siebken appeared before the board to request the re-hire of Brandi Pavel. She said that this will be the third re-hire of Pavel, however, when she has worked for the county, she was dependable and has left on good terms. Moved by Steager, seconded by Krafka to re-hire Brandi Pavel. Upon roll call vote the following voted:

Aye: Steager, Krafka, Coufal, & Whitmore.

Nay: Bauer & Svoboda.

Abstain: Sypal.

Motion carried.

### **Correspondence**

1. SENDD Annual Report & Funding Request

### **Approval of utility permit for Vyve Broadband - Bellwood West Grant Project**

Highway Superintendent, Randy Isham appeared before the board to present the utility permit. He said he didn't have issue with the permit; however, in the future if the road near these fiber lines is ever paved the lines will have to be moved; the company is aware. Moved by Krafka, seconded by Bauer to approve the utility permit as presented. Upon roll call vote the following voted:

Aye: Bauer, Krafka, Svoboda, Coufal, Sypal, Steager, & Whitmore.

Nay: NONE.

Motion carried.

### **Update on Roads**

Isham updated the board that they continue to gravel the roads in between the rains we have been getting. He informed the board that they are replacing culverts on L Road. The bridge replacement on S & 27 will be started very soon and he is working with the phone company for the bridge replacement on U Road. Isham was asked if he thought that the roads still needed 66 yards per mile of gravel, and he said he thought if the policy was in place for one more year and they could keep up on maintenance that they could back it down after this next year.

### **Discussion/Possible action regarding approval of the Nebraska Dept. of Environment & Energy Waste Reduction & Recycling Grant Application for Tire Collection**

Louise Niemann with the Extension office appeared before the board to get approval to apply for a tire collection grant. She said that the county has done this several times in the past, the last time being 2018. She said the lowest bidder for the project was the landfill with \$130 per ton. She has estimated the project to cost \$27,240 and is asking that the board allow her to complete the grant application. Moved by Coufal, seconded by Steager to approve the completion of the grant application. Upon roll call vote the following voted:

Aye: Steager, Sypal, Coufal, Svoboda, Krafka, Bauer, & Whitmore.

Nay: NONE.  
Motion carried.

At 10:00 a.m. the chairman declared the board would recess until 10:30 a.m.

At 10:30 a.m. the board reconvened.

**Board Appointed Employees Evaluations (Executive Session)**

Moved by Sypal, seconded by Coufal to move into executive session for the purpose of Board appointed employee evaluations and inviting the following: Heidi Loges, Breann Whitmore, Randy Isham, Kenny Pelan, Diana McDonald, and Max Birkel at 10:30 a.m. Upon roll call vote the following voted:

Aye: Sypal, Coufal, Svoboda, Krafka, Bauer, Steager, & Whitmore.

Nay: NONE.

Motion carried.

Moved by Steager, seconded by Bauer to exit the executive session at 11:41 a.m. Upon roll call vote the following voted:

Aye: Steager, Bauer, Krafka, Svoboda, Coufal, Sypal, & Whitmore.

Nay: NONE.

Motion carried.

There being no further business to come before the board, the Chairman adjourned the meeting at 11:42 a.m. The next scheduled meeting of the Board of Supervisors will be August 21, 2023, at 9:00 a.m.

Stephanie L. Laska  
County Clerk

Anthony Whitmore  
Chairman