

BUTLER COUNTY BOARD OF SUPERVISORS

December 2, 2024

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 2nd day of December, 2024 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: Tony Krafka, Scot Bauer, Scott Steager, Jan Sypal, Robert Coufal, & 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.

Supervisor Krafka entered the meeting at 9:02 a.m.

Appointment of Vice-Chairman to fill remainder of year

Chairman Steager asked for nominations for the vice-chairman. Svoboda nominated Sypal and Bauer nominated Krafka. Steager asked three times if there were any further nominations. Moved by Sypal, seconded by Svoboda to cease nominations. Upon roll call vote the following voted:

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

Nay: None.

Motion carried.

Votes were taken by secret ballot and tallied by the clerk. Laska informed the board the vice-chair for the remainder of the year would be Tony Krafka.

Approval to destroy secret ballots

Steager asked for a motion to destroy the secret ballots. Moved by Bauer, seconded by Coufal to destroy the secret ballots. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Approval of Early Payroll for separated employee

Moved by Coufal, seconded by Sypal to approve the early payroll as presented. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Approval of land contract for the 911 Communications Tower Site

Steager said this is still being worked on and will be tabled until the next meeting.

Discussion/possible action review & accept generator & LP tank bids for 911 tower project

Steager said that they are waiting for one more bid from a local electrician; he told him he could get it to the board by 10:00, they would review the ones they have and decide which to accept. The topic was tabled until later in the meeting.

Discussion/Possible action regarding snow removal for the courthouse parking lots & sidewalks

Sypal informed the board that she started this conversation because she has been approached by several constituents regarding the snow removal for the county. She said she had spoken with Highway Superintendent, Randy Isham, regarding the topic and he said if he had a place to store equipment, he could bring a skid loader to town and then the county could clear the snow if he had the manpower. The board discussed if they should go out for bids or seek informal bids for the contract. There was also discussion regarding possibly getting a blade for the Weed Superintendent's side by side and using that. To stay on task with the agenda the board moved on and said they would come back to the discussion.

Discussion/Possible action regarding the floodplain boundary with Schuyler and moving forward with the amended map

Breann Whitmore, Flood Plain administrator, attended the meeting via zoom to present a flood plain map revision from Schuyler that modified a portion of the floodplain in Butler County. Moved by Krafka, seconded by Bauer to approve the floodplain boundary with Schuyler and move forward with the amended map. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Introduction of new chamber director Rylee Olson

Chamber President, Alexis Buresh appeared before the board to introduce Rylee Olson as the new chamber director.

Appoint Rylee Olson to the Visitor Committee

Laska explained that the chamber director is typically a part of the Visitor Committee and when the requests come to the clerk, they go to the director and then she organizes the group for a decision. Moved by Sypal, seconded by Coufal to appoint Rylee Olson to the Visitor Committee. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Discussion/Possible action regarding snow removal for the courthouse parking lots & sidewalks continued

Sypal said she would reach out and see if she can get more interest and get informal bids. Further discussion was had regarding if the roads department could get a machine stored in town, but if they were unable to get to town, could Kenny Pelan be trained to operate the machine. The topic was tabled and will be discussed again on December 16, 2024.

Consideration/Approval of Resolution 2024 – 25 Year-end Certification of County Highway Superintendent Form 2024

Moved by Coufal, seconded by Sypal to approve the resolution as presented. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

RESOLUTION
SIGNING OF THE
YEAR-END CERTIFICATION OF COUNTY HIGHWAY SUPERINTENDENT
2024

Resolution No. 2024-25

Whereas: State of Nebraska Statutes, sections 39-2302, and 39-2501 through 39-2505 detail the requirements that must be met in order for a county to qualify for an annual Incentive Payment; and

Whereas: The State of Nebraska Department of Transportation (NDOT) requires that each county must annually certify (by December 31st of each year) the appointment(s) of the County Highway Superintendent(s) to the NDOT using the Year-End Certification of County Highway Superintendent form; and

Whereas: The NDOT requires that such certification shall also include a copy of the documentation of the county highway superintendent's appointment, i.e., meeting minutes showing the appointment of the County Highway Superintendent by their name as it appears on their License (if applicable), their License Number (if applicable) and Class of License (if applicable), the type of appointment, i.e., employed or under contract (consultant, or interlocal agreement with another county and/or incorporated municipality), and the beginning date of the appointment; and

Whereas: The NDOT also requires that such Year-End Certification of County Highway Superintendent form shall be signed by the County Board Chairperson and shall include a copy of a resolution of the County Board authorizing the signing of the Year-End Certification of County Highway Superintendent form by the County Board Chairperson.

Be it resolved that the County Board Chairperson of Butler County is hereby authorized to sign the attached Year-End Certification of County Highway Superintendent form(s).
(Print Name of County)

Adopted this 2nd day of December, 2024 at David City, Nebraska.
(Date) (Month)

County Board Members

<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>
<u>[Signature]</u>	<u>[Signature]</u>

County Board Member Coufal
Moved the adoption of said resolution
Member Sypal Seconded the Motion
Roll Call 16 Yes 0 No 0 Abstained 0 Absent
Resolution adopted, signed, and billed as adopted.

Attest: [Signature]
(Signature of Clerk)



Update on Roads

Isham updated the board that they have finished up on their culvert projects and they've started cleaning ditches. They will continue until the ground is too frozen to continue. They have also moved to Platte township to build up a road that constantly has water over it when it rains, it is about 18 inches lower than it should be. He was asked about Linwood Township and if they had found an operator yet, he said no they had not and they have inquired about an agreement for snow removal.

Approval of Official Oath & Bond/James L. Miratsky – Skull Creek Township

Moved by Sypal, seconded by Krafka to approve the oath and bond as presented. Upon roll call vote the following voted:

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

Nay: NONE.
Motion carried.

Human Resources Update

Heidi Loges, Human Resources Director, informed the board that there will be a potluck at the courthouse on December 13th, it starts at 11.

Designation of Official County Newspaper for 2025

Moved by Bauer, seconded by Coufal to designate the Banner Press as the official county newspaper for 2025. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Designation of County Website as method of Publication for 2025

Moved by Sypal, seconded by Svoboda to designate the county website as a method of publication for 2025. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Committee Reports

Sypal explained that letters were sent to the recommended appointees for the hospital board and the committee will be reviewing the letters and coming to the board with a recommendation at the next meeting on December 16th.

Also, the Hospital was going to come before the board to discuss issuing the remaining \$4 million dollars in bonds that were approved last year by the board; however, they have found a different avenue of financing, and they will be coming to the board after the new year to discuss their plan.

Correspondence

1. Thank you from the family of David Mach
2. Christmas Greetings and Thank you from the Lincoln Food Bank

Discussion/Possible Action – review & revise the 2024 & 2025 schedule of board meetings

Laska provided a tentative schedule of board meetings for 2025. Due to how late swearing in will be for the newly elected and re-elected board members, it was proposed to have a regular meeting with the current board on January 6 and then a reorganization meeting on January 9. The board discussed that they felt everything could wait until the 9th and instructed the clerk to have the first meeting of the new year on January 9th.

Approval of land contract for the 911 communications tower site continued

County Attorney Julie Reiter said they are still working on numbers, without having the final acres its not been the easiest process.

Discussion/Possible action review and accept generator & LP tank bids for 911 tower project continued

Moved by Coufal, seconded by Svoboda to approve the bid received from Northside for the LP tank for \$3,000. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Two bids were provided to the supervisors for their review for the Generator for the tower project. The third they were waiting for never came in.

1. Holloway Electric for \$12,346.66
2. Woolsey Electric LLC for \$9,550.

Moved by Coufal, seconded by Bauer to approve the bid from Woolsey Electric LLC for \$9,550. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

Discussion/Possible action – update on possible litigation against the county (Executive Session)

Moved by Sypal, seconded by Coufal to enter executive session to discuss the update on possible litigation against the county, inviting in County Attorney Julie Reiter and County Clerk Stephanie Laska at 9:57 a.m.

Moved by Sypal, seconded by Coufal to exit executive session at 10:24 a.m. Upon roll call vote the following voted:

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

Nay: NONE.

Motion carried.

No action is being taken at this time from the executive session.

There being no further business to come before the board, the Chairman adjourned the meeting at 10:25 a.m. The next regularly scheduled meeting of the Board of Supervisors will be December 16, 2024, at 9:00 a.m.

Stephanie L. Laska
County Clerk

Scott Steager
Chairman