



Butler County Board Minutes



BOARD PROCEEDINGS

May 16, 2011

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 16th day of May, 2011 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik. Absent: Tony Krafka.

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 Chairman called the meeting to order, and announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The minutes of the previous meeting were approved as presented.

Set Date for Culvert Bids

Moved by Cidlik, seconded by Slama to set the date of June 20, 2011 at 9:45 a.m. to accept culvert bids. Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Consideration of Utility Permits/Windstream Communications

Moved by Kozisek, seconded by Zadina to approve the utility permits request of Windstream Nebraska, Inc. to install communications facilities from the town of David City west on Butler County Road 36 to Road J North on Road J to Road 37 then West to a Verizon tower at 930 Road 37 in Butler County; and to install communications facilities in Section 22, T-16-N, R-4-E, West to Hwy#15 near David City in Butler County. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Consideration of Utility Permit/Northeast Nebraska Telephone Company

Tabled till next board meeting, further information will be requested.

Consideration of Utility Permit/Brezina Farms-Dave Brezina

Moved by Birkel, seconded by Kozisek to approve the utility permit request of Brezina Farms to install electrical wiring for a center pivot in Section 4, T-16-N, R-3-E in Butler County. Upon roll call vote the following voted aye: Birkel, Zadina, Kozisek, Slama, Cidlik, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Resolutions/Transfer of Funds

Moved by Cidlik, seconded by Slama to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

RESOLUTION NO. 2011 - 8

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Road Fund through the County General Fund of Butler County; and

WHEREAS, the Butler County Road Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Road Fund in the amount of \$852,114.63.



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THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$852,114.63 to the Road Fund for the maintenance and operations of said Road Department from the General Fund.

DATED this 16TH day of May, 2011.

/s/ David W. Mach

David W. Mach, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Kozisek, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

RESOLUTION NO. 2011 – 9

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

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

WHEREAS, funds are available in the General Fund to transfer to the Emergency Management Fund in an amount of \$18,916.18.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$18,916.18 to the Emergency Management Fund for the maintenance and operations of said Emergency Management Department from the General Fund.

DATED this 16th day of May, 2011.

/s/ David .Mach

David W. Mach, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Slama, seconded by Cidlik to approve the following resolution. Upon roll call vote the following voted aye: Slama, Cidlik, Zadina, Kozisek, and Mach. The following voted nay: None. Abstaining: Birkel. Absent: Krafka. Motion carried.

RESOLUTION NO. 2011 – 10

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Noxious Weed Control Fund through the General Fund of Butler County; and

WHEREAS, the Butler County Noxious Weed Control Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Noxious Weed Control Fund in an amount of \$24,910.22.



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THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$24,910.22 to the Noxious Weed Control Fund for the maintenance and operations of said Noxious Weed Control Department from the General Fund.

DATED this 16th day of May, 2011.

/s/ David W. Mach
David W. Mach, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Moved by Cidlik, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

RESOLUTION NO. 2011 - 11

WHEREAS, the Butler County Board of Supervisors at the September 7, 2010 Budget Hearing approved the transfer of money from the Inheritance Tax Fund to the General Fund as part of the budget process for general operations; and

WHEREAS, the amount approved through the budget hearing for said operations of the General Fund to be transferred from the Inheritance Tax Fund is \$500,000.00; and

WHEREAS, funds are available in the Inheritance Tax Fund to transfer to the General Fund in the amount of \$500,000.00.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$500,000.00 to the General Fund for general operations from the Inheritance Tax Fund.

DATED this 16th day of May, 2011

/s/ David W. Mach

David W. Mach, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Clerk of the District Court Monthly Fee Report

The Clerk of the District Court fee report for the month of April, 2011 was accepted and placed on file.

County Clerk Monthly Fee Report

The County Clerk fee report for the month of April, 2011 was accepted and placed on file.

Request for Approval of Special Designated Liquor License

Moved by Cidlik, seconded by Birkel to approve the request from the Butler County Agricultural Society for a Special Designated Liquor License for the Butler County Fair to be held July 20-24, 2011. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Office Space for the David City Police Department

Alan Zavodny and Gary Kroesing, representing the City of David City discussed with the board the status of the office space in the courthouse for the David City Police Department. Max Birkel representing the Building and Grounds committee reported to the board that the Order from the State Fire Marshal's office has been received, and clarification will be sought on the findings.



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Bid Proposal from Polacek Construction

Moved by Slama, seconded by Cidlik to have Polacek Construction order the door that is to be placed between the County Attorney's office and the Probation office. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Moved by Birkel, seconded by Slama to accept the proposal from Polacek Construction for the County Attorney office remodel. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Kozisek, Zadina, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Region V Services & Region V Systems

C.J. Johnson, Regional Administrator for Region V Systems presented the Annual Report for the FY 2009-2010; and funding request for the FY 2011-2012.

Dave Merrill, Executive Director of Region V Services, and Tracy Ryba presented the 2010 Annual Report and requested funding from Butler County for the upcoming fiscal year.

The Chairman recessed the meeting at 9:55 a.m., and reconvened at 10:00 a.m.

GIS Workshop

Brenda Wilson of GIS Workshop gave a presentation on the new web-based mapping program that is being made available to Butler County. The web-based site will be used by the County Assessor and County Clerk with other departments to be added as requested.

Dana F. Cole & Associates

Jeff DeLine, Dana F. Cole & Associates, was unable to attend the meeting.

Decision on Audit Bids

Moved by Cidlik, seconded by Zadina to accept the bid from Hayes & Associates for auditing services. Upon roll call vote the following voted aye: Cidlik, Zadina, and Mach. The following voted nay: Birkel, Kozisek, and Slama. Absent: Krafka. Motion failed.

Moved by Birkel, seconded by Kozisek to accept the bid from Nebraska Auditor of Public Accounts for auditing services for 1 year. Upon roll call vote the following voted aye: Birkel, Kozisek, Slama, and Mach. The following voted nay: Zadina, and Cidlik. Absent: Krafka. Motion carried.

Nationwide Retirement Solutions

Chad Christensen, Nationwide Retirement Solutions presented information on the company's Deferred Compensation program.

Moved by Kozisek, seconded by Zadina to make available Nationwide Retirement Solutions for employees to participate in. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

County Sheriff Quarterly Fee Report

The County Sheriff quarterly fee report (January through March 2011) was accepted and placed on file, also the Butler County Sheriff's Office K-9 Activity report (January through March 2011) was accepted and placed on file.

Detention Center Quarterly Fee Report

The quarterly report (January through March 2011) from the Detention Center was accepted and placed on file.



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Mike Applegate, Detention Center Administrator made a presentation to the board on Guardian RFID Corrections System, which is a jail management system that he would like to purchase. He informed the board that there will be sufficient funds in the Detention Center budget to make the purchase this fiscal year.

Proposed Application for Employment form

Moved by Cidlik, seconded by Zadina to approve as the official form; the Application for Employment and the Application for Employment (Drivers Only) as presented. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Slama, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Interlocal Agreement with Polk County for Highway Patrol

Moved by Slama, seconded by Zadina to approve and authorize the Chairman to sign the Interlocal Agreement with Polk County for Highway Patrol. Upon roll call vote the following voted aye: Slama, Kozisek, Zadina, Birkel, Cidlik, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Correspondence

The Board has received the Findings and Orders from the Nebraska Tax Equalization and Review Commission showing that the levels of value of real property in Butler County for tax year 2011 satisfy all requirements.

Employee's Blue Cross-Blue Shield Health and Dental Insurance

Discussion was held regarding the Blue Cross-Blue Shield insurance coverage for the employees. The level of coverage will remain at the \$1,500 deductible plan, with the county continuing to pay \$1,000 of the deductible through the county's third-party administrator. The dental coverage will be the PPO Plan.

Moved by Cidlik, seconded by Kozisek to approve the amount of \$664.22 per employee, per month to be used toward the health and dental insurance coverage; contingent on resolving to keep Blue Cross-Blue Shield coverage. Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

Claims

Moved by Cidlik, seconded by Slama to approve the claims for payment as presented with the following corrections and additions to be made:

1. Walmart-additional invoice to be added in the amount of \$250.85
2. Guarantee Roofing & Sheet Metal-to be taken from Inheritance Tax Fund not General Fund

Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Mach. The following voted nay: None. Absent: Krafka. Motion carried.

There being no further business to come before the Board, the Chairman adjourned the meeting at 12:30 pm. The next meeting will be on June 6, 2011, at 9:00 a.m.

Vicki L. Truksa
County Clerk

David W. Mach
Chairman