



Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
February 14, 2017
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, February 14, 2017 in the Boardroom of the Burt County Courthouse in Tekamah, Nebraska, pursuant to adjournment of their last meeting. Notice of the meeting was given in advance thereof by Publication in the Oakland Independent, upon a 1st floor bulletin board within the courthouse and on the County's Website. A copy of the proof of publication is on file in the office of the County Clerk. The following members were present: Cliff Morrow, Dave Schold, Greg Brummond, Paul Richards, Bird Swanson and Ted Connealy. Absent -Gerald Newill.

The meeting opened at 9:00 A.M. upon motion by Schold, seconded by Connealy, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill. Chairman Morrow informed the public that the Nebraska Open Meeting Act was posted on the wall.

Upon motion by Schold, seconded by Connealy, the agenda was approved, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

The County Clerk Report of Fees, the County Court Report of Fines, the District Court Fee Report and the Zoning Report for January were approved upon motion by Connealy, seconded by Swanson, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

The minutes of the last meeting were approved upon motion by Schold, seconded by Connealy, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

The following Miscellaneous Receipts in the amount of \$1,592,087.68 and fund balances were approved upon motion by Connealy, seconded by Schold, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

ZONING PERMITS	50.00
CO CLERK-FILING & RECORDING	3,363.00
CO CLERK-DOC STAMPS (COUNTY SHARE)	1,624.34
CO CLERK-MISC	105.50
DISTRICT COURT-FILING FEES	200.00
DISTRICT COURT-COST REFUNDS	136.00
DISTRICT COURT-MISC FEES & REVENUE	352.10
DISTRICT COURT-FEES & COST	15.00
CO COURT-MISC FEES	92.00



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SHERIFF - SERVICE FEES	457.00
SHERIFF - MILEAGE & COST	421.81
INTOX	150.00
TITLE INSPECTIONS	330.00
GUN PERMITS	70.00
FINGER PRINT	20.00
CO ATTY FEES - CHECK COLLECTION	20.00
OVERLOAD FINES-25% COUNTY SHARE	225.00
INTEREST ON INVESTMENTS	0.19
MISC REVENUE - NACO MEETING REIMBURSEMENT	215.00
MOTOR VEHICLE FEES	18,244.28
HIGHWAY/STREET ALLOCATION	81,203.03
ROAD -MISC REVENUE - REFUND OMAHA TRUCK CENTER	231.34
TRANSFER GEN-ROAD	325,000.00
LODGING TAX	933.25
CO CLERK-PRESERVATION & MODERNIZATION	546.50
JUVENILE DIVERSION	75.00
STOP	350.00
INHERITANCE TAX-ELSIE HANSEN ESTATE	19,804.66
INHERITANCE TAX-EVA SPENNER ESTATE	575.01
INHERITANCE TAX-JOHN PALMER ESTATE	255,520.47
INHERITANCE TAX-MERLIN NELSON ESTATE	2,659.94
PLAT BOOK SALES	85.00
COUNTY 911 SURCHARGES	3,779.52
OVERLOAD FINES-75% STATE SHARE	675.00
COUNTY COURT FINES-REGULAR	4,455.31
COUNTY COURT -BOND FORFEITURES	210.00
CRAIG FIRE-GENERAL	86.06
DECATUR FIRE-GENERAL	1,941.88
LYONS FIRE-GENERAL	3,270.11
OAKLAND FIRE-GENERAL	3,378.98
DECATUR FIRE-BOND	1,177.94
LYONS FIRE-BOND	177.76
STATE OF NEBR-MOTOR VEHICLE PROBATE	854,042.58
STATE OF NEBR-PROPERTY TAX CREDITS	5,817.12

Glen Schuetze with **Stalp Gravel** presented the **2017 prices**. He advised the Board that supply is low, he will limit to one load/day until production can keep up in an effort to keep customers supplied. He quoted the following prices effective March 1, 2017:

\$12.00 per ton F.O.B., West Point Pit

Delivered: \$13.00 per ton to Craig, Oakland & Tekamah (down-haul) $\frac{3}{4}$ Washed
Rock: \$20.00 per ton (F.O.B. Pit)

Cecil will also investigate the cost of getting supply from Bluff Gravel.



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COMMUNICATION: NACO Institute of Excellence Classes info was shared. Spring workshop info. for NE District was shared.

Upon motion by Connealy, seconded by Swanson, the Board approved **special designated liquor licenses** for Nelson's Food Pride at Harvest Moon Farm & Pumpkin Patch for (2) **weddings: June 17 and June 24, 2017**, with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent – Newill.

Upon motion by Schold, seconded by Connealy, the Board approved a request to hold the annual **National Day of Prayer Service** in the courthouse on May 4, 2017 at 12:00 P.M., with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

Chairman Morrow opened the Public Hearing for the **Co.Rd. 45 Combination Ditch Bridge Replacement** at 9:15 a.m. He gave a brief explanation of the failed bridge and the options of replacing the bridge, or leaving it out and fixing Co.Rd. 44 as the alternate route.

Steve Chatt explained the bridge being out was problematic for him with regards to getting to/from field and bins that are on either side of the Ditch; “it’s 18 miles to go around”. Steve came to request a box culvert be put in at Co.Rd. 45.

Denny Connealy said the traffic is high on Co.Rd. 45 and a bridge is for sure needed there; Co.Rd. 44 is just not wide enough for 2 trucks to meet. He expressed that he too wants to see a box culvert at Co.Rd. 45 with bank stability, and he believes that will last. Denny made it clear that he was willing to cooperate with his land to help reconfigure Co.Rd. 45 & Co.Rd. CD; the proposal would require moving those roads thereby infringing upon his field; he just asked his pivots not be affected.

Denny went on to share that the Burt-Washington Drainage District shares his thoughts in that they would like to see a box culvert placed at Co.Rd. 45. He said that the District does not have funds to help with rock, but they would provide men and machines to do what they could to help with bank stabilization for the project.

Jeff Wagner of Mainelli/Wagner Engineering was present to answer questions. Jeff spoke with comparisons of Co.Rd. 45 box and a needed box at Co.Rd. 44 if the project went that direction; the cost is less on 44 because it’s a shorter span. But Co.Rd. 44 road surface needs brought up to standards from a minimum maintenance road as Denny Connealy pointed out. Jeff went on further to touch on a quick comparison of bridge –vs- box on Co.Rd. 45; he suggested that the box would provide bottom stability, and there is an option to have a drop built into the box to assist with flow.

Greg Brummond spoke for the board and explained that knowing the specs and cost of the bridge project, they had to explore the option at Co.Rd. 44; but they see that the public wants to see the structure replaced on Co.Rd. 45 and they will proceed accordingly. The board thanked the public for coming.



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There being no further public comments, Chairman Morrow closed the Public Hearing and returned to regular session at 10:01 a.m. Chairman declared that the project will involve moving roads (**Co.Rd. 45 & Co.Rd. CD**), installing a **box culvert**, and bank stabilization of the Ditch. Jeff Wagner and Cecil Brummond will get the project moving forward as quickly as possible.

After having reached a decision on the Bridge in question, Board Member Swanson moved to adopt the following resolution in order to move forward with the One & Six Year Road Plans:

RESOLUTION NO. 2017-02

WHEREAS, PURSUANT TO L.B. 1302 OF THE 80th LEGISLATURE OF THE STATE OF NEBRASKA, A PUBLIC HEARING WAS HELD ON JANUARY 31, 2017 BY THE BURT COUNTY BOARD OF SUPERVISORS FOR THE PURPOSE OF DRAFTING A ONE AND SIX YEAR ROAD PLAN TO DESIGNATE SPECIFIC ROAD AND BRIDGE IMPROVEMENTS FOR BURT COUNTY ROADS.

WHEREAS, LEGAL NOTICE WAS PUBLISHED IN THE OAKLAND INDEPENDENT WHICH IS A LEGAL NEWSPAPER IN THE COUNTY.

BE IT FURTHER RESOLVED, THE ONE AND SIX YEAR ROAD PLANS WERE DISCUSSED BY THE HIGHWAY SUPERINTENDENT WITH THE COUNTY BOARD AND THOSE PRESENT. AN ADDITIONAL PUBLIC HEARING WAS HELD FEBRUARY 14, 2017 TO FURTHER DISCUSS THE ONE AND SIX YEAR ROAD PLAN.

NOW THEREFORE BE IT RESOLVED BY THE BURT COUNTY BOARD OF SUPERVISORS THAT THE ONE AND SIX YEAR ROAD PLANS FOR ROAD IMPROVEMENTS IN BURT COUNTY BE APPROVED AS PRESENTED BY THE HIGHWAY SUPERINTENDENT AND AS ADVERTISED AND THAT SUCH PLANS BE ORDERER SUBMITTED TO THE STATE HIGHWAY COMMISSION ALONG WITH OTHER EVIDENCE AS REQUIRED BY THE RULES AND REGULATIONS OF THE STATE HIGHWAY COMMISSION.

APPROVED THIS 14th DAY OF FEBRUARY, 2017.

BURT COUNTY BOARD OF SUPERVISORS: CLIFF MORROW, CHAIRMAN
DAVE SCHOLD TED CONNEALY
GREG BRUMMOND BIRD SWANSON
PAUL RICHARDS absent: GERALD NEWILL

ATTEST: SARAH J. FREIDEL
 COUNTY CLERK

Board Member Connealy seconded the motion, and Chairman declared the Resolution as adopted, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

Board Member Connealy offered the following resolution and moved for its adoption:

Resolution # 2017-03

Commercial Drivers' License and Physical Examination Costs



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WHERE AS, PURSUANT TO A REQUEST BY THE BURT COUNTY BOARD OF SUPERVISORS, COMPENSATION TO BURT COUNTY ROAD DEPARTMENT EMPLOYEES FEES LEVIED FOR ACQUIRING AND MAINTAINING A VALID COMMERCIAL DRIVERS' LICENSE.

BE IT FURTHER RESOLVED, THE COMPENSATION WAS DISCUSSED BY THE BOARD.

NOW THEREFORE BE IT RESOLVED THAT THE BURT COUNTY BOARD OF SUPERVISORS, WILL COMPENSATE BURT COUNTY ROADS DEPARTMENT EMPLOYEES, FEES PAID FOR ACQUIRING A VALID COMMERCIAL DRIVERS' LICENSE (CDL) AND EXPENSES REQUIRED TO MAINTAIN SAID PERMIT.

APPROVED this 14th day of February, 2017, at Tekamah, Nebraska.

Sarah J. Freidel
Burt County Clerk

Clifford Morrow
Chairman, Burt County Board of Supervisors

Board Member Brummond seconded the motion, and Chairman declared it adopted, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

Board Member Schold offered the following resolution and moved for its adoption:

Resolution # 2017-04

Maintenance Agreement with Oakland Township

WHEREAS, PURSUANT TO REQUEST OF THE BURT COUNTY BOARD OF SUPERVISORS AND OAKLAND TOWNSHIP OF BURT COUNTY NEBRASKA, AN AGREEMENT THAT BURT COUNTY WILL ASSIST WITH TREATMENT OF ICY CONDITIONS ON THE HARD SURFACE COUNTY ROAD O WEST OF STATE HIGHWAY 77 TO CVA.

BE IT FURTHER RESOLVED, THIS AGREEMENT WAS DISCUSSED AND ACCEPTED BY THE BURT COUNTY BOARD OF SUPERVISORS AND OAKLAND TOWNSHIP.

NOW THEREFORE BE IT RESOLVED, BURT COUNTY WILL TREAT ICY CONDITIONS ON COUNTY ROAD O PAVEMENT WEST OF STATE HIGHWAY 77 TO CVA AT THE REQUEST OF THE OAKLAND TOWNSHIP WHEN NECESSARY.

APPROVED this 14th day of February, 2017, at Tekamah, Nebraska.

Sarah J. Freidel
Burt County Clerk

Clifford Morrow
Chairman, Burt County Board of Supervisors

Board Member Connealy seconded the motion, and Chairman declared it adopted, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy and Morrow. Nays-none. Absent –Newill.

Bids for Courthouse Doors were reviewed

JPM Construction	\$43,420.00
Rosacker & Associates, LLC	\$96,300.00



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Brummond reported that he checked into the cost for frame work, it was going to add \$25,000-\$30,000. No action was taken; the board wants to look for some grant money before they take action on the bids.

An IRS reimbursement compliance reminder letter was reviewed for distribution to County Employees. The letter is necessary to give employees specific instructions and guidelines for spending and reimbursement of taxpayer funds when they are traveling for County business. This is an effort by the board to review accountability of expenditures of the Burt County taxpayers' funds.

It was reported that there was a **County Burial request** approved; there will be a claim in February for those services.

Road Committee Report: Kenworth dump truck needed transmission work. Discussion was brought up to address the drainage board about standards they follow when digging ditches along the County Roads. The Road Committee will attend the Burt-Washington Drainage Board's next meeting to have discussion in an effort to cut down on County road damage when ditches are being dug.

There being no further business to come before the Board at this time, the meeting adjourned at 11:20 A.M. until 9:00 A.M., February 28, 2017.

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

CLIFFORD L. MORROW, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

These minutes are not the official record and may be corrected. A copy of the approved official minutes is available to the public at the Clerk's Office.