



Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
January 9, 2018
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, January 9, 2018 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 Plaindealer, 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, David Schold, Greg Brummond, Paul Richards, Bird Swanson, Ted Connealy and Gerald Newill.

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

The first order of business was **reorganization**. County Clerk Freidel asked for nominations for Chairman of the Board. Brummond motioned to nominate Clifford Morrow, and Newill seconded the motion. Schold moved that the nominations cease, seconded by Newill, and Morrow was elected Chairman of the Board for 2018, with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none.

The next order of business, also part of reorganization, was to appoint a Vice-Chairman. Chairman Morrow asked for nominations for Vice-Chairman of the Board. Connealy moved to nominate David Schold, and Brummond seconded the motion. Swanson moved that the nominations cease and that Schold be elected Vice-Chairman of the Board for 2018. The motion was seconded by Brummond, with roll call vote as follows: Ayes – Brummond, Richards, Swanson, Connealy, Newill, Morrow and Schold. Nays – none.

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

The County Clerk Report of Fees, the County Court Report of fines, the District Court Fee Report and the Zoning Report for December, as well as the Sheriff's Quarterly Reports were approved upon motion by Newill, seconded by Swanson, with roll call vote as follows: Ayes – Schold, Brummond, Connealy, Richards, Swanson, Newill and Morrow. Nays – none. The Treasurer's 6 month report will be reviewed at the next meeting.

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

The following Miscellaneous Receipts in the amount of \$219,169.17, were approved upon motion by Newill, seconded by Connealy, with roll call vote as follows: Ayes – Schold,



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Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none. Fund Balances will be reviewed at the next meeting.

TOBACCO LICENSE	20.00
ZONING PERMITS	128.00
CO CLERK-FILING & RECORDING FEES	2,230.50
CO CLERK-DOC STAMPS (COUNTY SHARE)	1,051.89
CO CLERK-MISC FEES	74.25
CO CLERK-POLITICAL FILING FEES (9)	2,980.54
DISTRICT COURT-FILING FEES	390.00
DISTRICT COURT-MISC FEES & REVENUE	225.00
DEPT SOCIAL SERVICES	9,090.09
CO COURT COST REFUND	8.50
CO COURT-MISC FEES	222.00
CO SHERIFF-SERVICE FEES	444.00
CO SHERIFF-MILEAGE & COSTS	395.20
TITLE INSPECTIONS	470.00
GUN PERMITS	70.00
CO ATTNY FEES-CHECK COLLECTION	100.00
CHILD SUPPORT ENFORCEMENT	5,654.22
OVERLOAD FINES - 25% COUNTY SHARE	43.75
INTEREST ON INVESTMENTS	1,449.44
MISC REVENUE- SHERIFF (NO SHOW JURY)	22.95
HIGHWAY/STREET ALLOCATION	88,507.31
ROAD-MISC REVENUE: INSURANCE REFUND	1,400.50
ROAD-MISC REVENUE: CREDIT (NE NEBR. TELEPHONE)	1,061.83
ROAD-MISC REVENUE: SALE - SALVAGED PICKUP	220.00
ROAD-REVENUE: FUND TRANSFER - GEN TO ROAD	42,000.00
LODGING TAX	888.92
CO CLERK-PRESERVATION & MODERNIZATION	385.00
JUVENILE DIVERSION	50.00
STOP	200.00
INHERITANCE TAX- Muriel Rabe	15,173.16
INHERITANCE TAX- Delbert Peterson	1,100.00
INHERITANCE TAX- James Frahm	20,788.87
911 WIRELESS SERVICE FUND	4,616.90
COUNTY 911 SURCHARGE	2,027.53
OVERLOAD FINES - 75% STATE SHARE	131.25
COUNTY COURT FINES-REGULAR	3,776.10
COUNTY COURT BOND FORFEITURES	442.00
LYONS FIRE -GENERAL	732.75
LYONS FIRE -BOND	39.54
OAKLAND CITY -GENERAL	61.37
MUNI COURT FEES -LYONS CITY VIOLATION	10.00
PRO RATE	10,461.27



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IN LIEU TAXES-1957 PRIOR

24.54

COMMUNICATION: **Livestock friendly** information was distributed to board members, and it was reported that **Burt County's annual report for 2017** was sent into the Dept. of Ag.

Graig McElmuray came to ask about the intentions for fixing **County Road K**. The board informed Graig that engineers have suggested a road count on the East end of the road in order to come up with a classification; this will give them a direction they should go with fixing the road. Before he left, McElmuray shared 2 constituent's letters and thanked the board for their service and for listening to the citizens' concerns.

Fred Franklin asked to discuss the salary that is to be set for the *County Surveyor* position for the next term. He was informed that it would be cut and wanted to ask questions and share his concerns. He explained his position and all of the jobs he performs on behalf of the County. The board explained that they would like to be able to know what jobs he is doing for the County; because he also works privately, they are unsure of how much time is devoted to County work only.

Melvin Schmidt spoke on behalf of the Burt County Veteran's Board; the Veterans Board would like to see a wall built in the area where the **VSO's office** is. They explained that they felt there was not enough privacy in the current space. They shared a drawing that they had come up with for the wall. The County Board offered to get estimates for the wall, and also to explore some other options to address the concerns of the Veterans.

Upon motion by Swanson, seconded by Brummond, the Board went into *Executive Session* with Co. Attorney Frank Barron at 10:41 A.M. to *discuss pending litigations brought against the County*, with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays –none. Upon motion by Newill, seconded by Connealy, the Board went back into Regular Session at 11:03 A.M., with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays –none. No action was taken.

Board Members Schold and Brummond moved for adoption of:

RESOLUTION #2018-01

County Depositories

BE IT RESOLVED that the County Treasurer be authorized to deposit funds in excess of the capital and surplus in any depository designated for county funds, provided such depository furnish the proper securities as provided by law, and that the Treasurer be and she hereby is, authorized to invest surplus funds, if there be any, in United States Treasury bills or certificates of deposit in the following financial institutions: First Nebraska Bank, Decatur; First Northeast Bank of Nebraska, Tekamah; and Washington County Bank, Tekamah.

DATED this 9th day of January, 2018, at Tekamah, Nebraska.



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Sarah J. Freidel
Burt County Clerk

Clifford Morrow, Chairman
Burt County Board of Supervisors

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

Board Members Schold and Brummond moved for adoption of:

RESOLUTION #2018-02

WHEREAS, Section 23-1114, R.R.S. Nebraska provides that the County Board shall set the salaries of elected officials prior to January 15 of the year in which a general election will be held for the respective county offices,

NOW, THEREFORE, BE IT RESOLVED that the Burt County Board of Supervisors hereby establishes the following salaries for the various elected county officials:

OFFICE	SALARY for term starting 2019
County Board of Supervisors	\$14,241.29 plus cost of living authorized by the Board
County Assessor	\$50,301.13 plus cost of living authorized by the Board
County Attorney	\$50,301.13 plus cost of living authorized by the Board
County Clerk	\$50,301.13 plus cost of living authorized by the Board
Clerk of the District Court	\$50,301.13 plus cost of living authorized by the Board
County Treasurer	\$50,301.13 plus cost of living authorized by the Board
County Sheriff	\$57,885.78 plus cost of living authorized by the Board
County Surveyor	\$10,000.00 plus cost of living authorized by the Board

BE IT FURTHER RESOLVED that in addition to the salaries set forth above, the Burt County Board of Supervisors authorize annual cost of living adjustments, based on the previous year's salary for the above named offices during the term of office. Cost of living adjustments will be based on the Consumer Price Index, not to exceed a 6% increase or decrease, as established by the Bureau of Labor Statistics, U.S. Department of Labor and,

BE IT FURTHER RESOLVED that in addition to the above salary and cost of living adjustments the elected officials shall receive and be a member of the same health and medical group plan as is offered to all county employees, under the same terms, conditions, and contributions and subject to any modifications of such plans made during the term of office and,

BE IT FURTHER RESOLVED that in addition to the above stated salary, cost of living adjustments and group plan, all elected officials shall be enrolled in and shall receive the same benefits of the County Employees Retirement System as set forth in Nebr. Rev. Stat. Section 23-2301 et seq.

DATED this 9th day of January, 2018 at Tekamah, Nebraska.

SARAH J. FREIDEL
BURT COUNTY CLERK

CLIFF MORROW, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

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

As part of reorganization for 2018, the Board reviewed and approved the following **board committee appointments** to be effective as of January 2018. Motions by Swanson and Connealy, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, Richards, Swanson, Connealy and Newill. Nays – none.



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BURT COUNTY BOARD APPOINTMENTS - 2018

Clifford Morrow	North Star & Region IV Services N.E. Nebraska Waste Coalition- Advisory & Governing Board
Gerald Newill	Region 4 Heartland of Nebraska Board
Ted Connealy	Northeast Nebraska Community Action Partnership (NENCAP) Burt County Economic Development Board Burt County Roads Committee –Supervisor Representative
Greg Brummond	Northeast Nebraska Juvenile Services Burt County Roads Committee –Supervisor Representative
Paul Richards	Elkhorn- Logan Valley Public Health Dept Region 5/6 Homeland Security Northeast Nebraska Waste Coalition-alternate
Bird Swanson	Nebraska Loess Hills RC & D Council Burt County Economic Development Board Northeast Nebraska Juvenile Services -alternate
David Schold	N.E. Nebraska Area Agency on Aging –Governing Board Burt County Roads Committee –Supervisor Representative Burt County Grievance Board-Supervisor Representative

All of the Burt County Supervisors are on the Burt County Weed Board.

Upon motion by Brummond, seconded by Schold, Linda Elliott was re-appointed for another 3 year term to Represent Burt County on the **Northeast Nebraska Area Agency on Aging-Advisory Board**, with roll call vote as follows: Ayes – Morrow, Newill, Connealy, Swanson, Richards, Brummond and Schold. Nays – none.

The **County Grievance Board** members were updated. The Board approved replacement of Karen Grass by Robin Olson as a primary member, and the addition of Kris Haber and Patty Nichols to be on the list of employees whom can be requested when a grievance has been submitted; upon motions by Schold and Connealy, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, Richards, Swanson, Connealy and Newill. Nays – none.

Larry Larsen read a letter of his resignation from the **Burt County Zoning Board**, Larsen reported that Roger Pond has agreed to take his place on the Board. The County board appointed Roger Pond onto the Zoning board, upon motions by Newill and Richards, with roll call vote: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none.



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The Board **designated the Burt County Website as an additional method of providing meeting dates, holiday closing dates, notice of meetings and other publications for Burt County business.**

Upon motion by Swanson, seconded by Newill, the **Board appointed Cecil Brummond as Burt County Highway Superintendent for 2018**, with roll call vote as follows: Ayes – Schold, Swanson, Newill and Morrow. Nays – Connealy, Brummond and Richards.

The board signed a **Memo of Understanding with Madison Co Atty Office- for NE Crime Commission's 2018 Community Based Juvenile Services Grant**; approved upon motion by Brummond, seconded by Newill, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, Richards, Swanson, Connealy and Newill. Nays – none.

Upon motion by Richards, seconded by Connealy, the Board authorized Chairman Morrow to **sign the 2017 Burt County Weed Control Authority Activities and Information Report**, with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none.

The Board approved a **cost of living increase** of 2%, stating that in the process of calculations, the Highway Superintendent/Zoning Salaries shall be adjusted accordingly in order to equalize this salary with the Offices of the Clerk, Assessor, Treasurer and Attorney. Upon motion by Brummond, seconded by Connealy, with roll call vote as follows: Ayes – Schold, Brummond, Richards, Connealy, Newill and Morrow. Nays – Swanson.

Upon motion by Schold seconded by Swanson, the Board approved **special designated liquor licenses for Ronnie's Bar at St Patrick's Catholic Church for Lenten fish fry dinners** on Feb. 16, 23, March 2, 9, 16 & 23, 2018; with roll call vote as follows: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none.

The **Decatur Village bridge (M0700A3305)** work was started per decisions made at the Dec. 12, 2017 meeting; however, during the work a problem was found. Upon motion by Swanson, seconded by Connealy, the board voted to **rescind their motion** from Dec. 12, 2017 thereby no longer approving \$14,000.00 to fix this structure. Roll call vote followed: Ayes – Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays – none.

The board signed a 2 year **contract** with Don Neary **for County Bridge Inspections**. The contract will run from Feb.1, 2018 – Feb.1, 2020, with a rate of \$5600.00 per year; approved upon motion by Connealy, seconded by Brummond, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, Richards, Swanson, Connealy and Newill. Nays – none.



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The Board reviewed possible projects for the One and Six Year Road Plan with Highway Superintendent Cecil Brummond. The public hearing will be held January 26, 2018.

There being no further business to come before the Board at this time, the meeting adjourned at 12:07 P.M. upon motions by Swanson and Newill. Next meeting will be January 26, 2018 at 9:00 A.M.

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.