



# Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**March 13, 2018**  
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, March 13, 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 1<sup>st</sup> 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, 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. Chairman Morrow informed the public that the Nebraska Open Meeting Act was posted on the wall.

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

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 \$ 1,161,380.10 and fund balances were approved upon motion by Connealy, seconded by Brummond, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays-none.

ZONING PERMITS	300.00
PROPERTY TAX LOSS - PUBLIC SERVICE	7,786.94
RR PROPERTY TAX LOSS	2,550.33
CO CLERK-FILING & RECORDING	2,900.00
CO CLERK-DOC STAMPS (COUNTY SHARE)	3,333.17
CO CLERK-MISC	116.74
CO CLERK - POLITICAL FILING FEES	136.88
DISTRICT COURT-FILING FEES	230.00
DISTRICT COURT-MISC FEES & REVENUE	87.66
CO COURT-MISC FEES	23.00



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CO SHERIFF - SERVICE FEES	383.00
CO SHERIFF - MILEAGE & COST	547.72
INTOX	150.00
TITLE INSPECTIONS	400.00
GUN PERMITS	80.00
FINGER PRINT	20.00
CO ATTY - CHECK COLLECTION	10.00
OVERLOAD FINES-25% COUNTY SHARE	25.00
INTEREST ON INVESTMENTS	248.92
MISC REVENUE- ANNUAL CONFERENCE REIMBURSEMENT	125.00
FUND TRANSFER	15,000.00
HIGHWAY/STREET ALLOCATION	83,568.50
ROAD INCENTIVE PAYMENT	2,625.00
INSURANCE REFUND	27,316.53
ROAD - MAINTENANCE FROM QUINN TWP	282.98
LODGING TAX	2,416.37
CO CLERK-PRESERVATION & MODERNIZATION	455.00
DIVERSION	25.00
STOP	100.00
INHERITANCE TAX - HELEN THOMAS	6,530.28
PLAT BOOK	56.00
911 WIRELESS SERVICE FUND	4,616.90
COUNTY 911 SURCHARGES	1,055.00
OVERLOAD FINES-75% STATE SHARE	75.00
COUNTY COURT FINES-REGULAR	4,198.90
COUNTY COURT -BOND FORFEITURES	13.00
DECATUR FIRE-GENERAL	943.74
LYONS FIRE-GENERAL	688.21
OAKLAND FIRE-GENERAL	1,658.95
DECATUR FIRE-BOND	480.18
LYONS FIRE-BOND	36.48
DECATUR VILLAGE FINES	25.00
PROPERTY TAX CREDIT - FIRST HALF	983,442.97
IN LIEU HOUSING AUTHORITY	6,315.75

*COMMUNICATION:* From Center for Rural Affairs, information about Wind Energy Ordinances/Info. for Counties.

Chairman Morrow signed a **lot split application for:**  
MARLENE PETERSON 5.26 ac. located in part of the NW<sup>1</sup>/<sub>4</sub> NW<sup>1</sup>/<sub>4</sub> of Section 10, Township 21 North, Range 9 East of the 6<sup>th</sup> P.M., Burt County, Nebraska.



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Upon motion by Schold, seconded by Connealy, the Board approved the following **special designated liquor licenses**: (1) for Nelson's Food Pride (Oakland) @ Harvest Moon Farm, Oakland, for wedding: April 21; (2) for Silverhills Vineyard (Tekamah) for a Class Reunion: May 25; all approved with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays-none.

Gerald Newill updated the Board about Region 4 fees. The fees that Burt County pays will probably go up because the number of County Residents whom have utilized these services has gone up, and the fees are based upon percent of usage.

George Hill brought a quote from All Makes for \$2,900.00 to build the portable wall for the **VSO Office Space**. He explained that company went further to say that if the costs of the wall exceeded such amount, they would pay the remainder. The quote does not include small finishes such as door hardware, etc. Newill made a motion to approve up to \$3,200.00 for this project (\$2,900 for the wall and \$300 for incidentals), Schold seconded, and the motion was approved with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays-none.

**Township Levy Options** were discussed. Greg Brummond brought up the question as to why the County has always set the Townships' Levy Authority at \$0.00. He went on to explain that State laws were passed to limit County Levies and to limit the Levy Authority that Counties could offer their political subdivisions. He explained that in early years passed, when this law was new, the County had to give Townships \$0.00 Authority because they were too close to their lid; but now they have the room to offer the Townships some Levying authority. He would like to see this considered next Fall when these limits are set.

This also led into a discussion of the idea of officially closing the 5 "inactive" Townships in Burt County. The board agreed that they would like to start and follow through with this process. By doing so, all Township residents could be levied equally, whether they are an active or a closed township. The board agreed that it is not in the best interest of the County to lose any more townships; they just want to find a way to try and equalize the township levy.

### *Discussions with Frank Barron, Co. Attorney:*

Gerald Newill had asked Frank to look into an Indiana law that allows Counties in Indiana to garnish State tax returns for County debts/obligations. Barron explained that there is no such law in Nebraska, and it would be up to the State lawmakers to create this law for Nebraska Counties.

Frank shared 2 Memorandums with the Board. (1) With reference to whom can **record County board meetings**. His opinion, anyone whom is present or anyone whom has agreed to record on behalf of someone unable to attend the open meeting. Closed sessions cannot be recorded by anyone. (2) The Open Meeting **Agenda**. He explained that the



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intent of the law about the agenda is that it is to be used to give public notice, and should be detailed about anything to be discussed *and* notice about any action to be taken. His opinion to the board was that if they want to discuss anything, it should be put on the agenda.

*Roads* - The lease on the skid loader is up at the end of March. The road department does see a need to lease a skid loader again for the next year. Cecil presented a bid from NMC for: 250 hours rent on a 287D High Flow at an annual cost of \$6,250.00. The board approved the lease with motion by Newill seconded by Brummond, with roll call vote as follows: Ayes –Schold, Brummond, Richards, Swanson, Connealy, Newill and Morrow. Nays-none.

Summer hours for Road Crews were discussed. Dale Huffman, Foreman said that the crew is asking for the board to allow them to work four 10 hr. days again this summer. He explained that he felt that this eliminates most overtime in the summer, he feels they can get more done with less set up/tear down time, and the crews like the summer schedule. The board had differing opinions on the schedule, they will re-visit at the next meeting.

Cecil shared a printout from NMC giving the board information downloaded from the computers in the road equipment. The printouts showed info such as: fuel usage, run time, etc.

Personnel: There is one road worker out for medical for a few months. A current temporary employee is filling in those hours, but one more temporary may be needed depending upon summer project schedules. Future hiring has not been approved.

The board asked Cecil and Dale to not send a single truck to Ft. Calhoun, they prefer to see a truck and pup go, this will ensure that fuel spent will result in more product being hauled per trip.

*Update of Projects* from Cecil Brummond, Hwy. Superintendent:

Co.Rd. 45 Bridge – work has begun

Co.Rd. G Bridge – bridge is complete, dirt work and clean up remain.

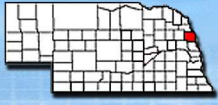
There being no further business to come before the Board at this time, the meeting adjourned at 11:17 A.M. upon motions by Connealy and Newill.

Next Meeting: March 28, 2018 at 9:00 A.M.

ATTEST: SARAH J. FREIDEL  
COUNTY CLERK

CLIFFORD L. MORROW, CHAIRMAN  
BURT COUNTY BOARD OF SUPERVISORS

BURT



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*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.*