



# Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**April 28, 2020**  
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, April 28, 2020 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 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, Gary ‘Bird’ Swanson, Paul Richards, Carl Pearson, Ted Connealy and David Schold. Present via Zoom Meeting - Dale Webster.

The meeting opened with the pledge of allegiance at 9:00 A.M. Chairman Schold informed the public that the Open Meeting Act was posted on the wall.

The agenda was approved; upon motion by Swanson, seconded by Connealy. By roll call vote: Ayes – 7. Nays – none. Motion passed.

The minutes of the 4/14/2020 meeting were approved; upon motion by Connealy, seconded by Morrow. By roll call vote: Ayes – 7. Nays – none. Motion passed.

The following claims for April in the amount of \$ 417,972.00 including \$137,009.75 for payroll, were read, audited, warrant drawn and checks generated on the respective funds on motion by Morrow, seconded by Connealy. By roll call vote: Ayes – 7. Nays – none.

ADAM TRIPP	ATTY FEES	1,501.00
AGRIVISION EQUIPMENT GROUP	SUPPLIES	410.07
ALBIN LAW OFFICE	ATTY FEES	636.50
AMERICAN BROADBAND CLEC	SERVICE	1,292.02
ANDY'S QUICK SHOP	FUEL	40.80
APPLIED CONNECTIVE TECHNOLOGIES LLC	TECH SUPPORT	1,871.66
BILL J PICKELL	REPAIR/PARTS	700.10
BLACK HILLS ENERGY	SERVICE	221.23
BOMGAARS -COURTHOUSE	SUPPLIES	190.62
BRANIFF SERVICE INC	FUEL	837.72
BRITTANY HEDLUND	REIMBURSEMENT	500.00
BRUCE NATHAN	MILEAGE	54.17
BRUMMOND DISPOSAL	GARBAGE	140.00
BURT COUNTY ATTORNEY	SERVICES	13.90
BURT COUNTY CLERK	POSTAGE/SUPPLY	76.23
BURT COUNTY COURT	NON WAIVERABLE	68.00
BURT COUNTY PUBLIC POWER DIST	SERVICE	300.77
BURT COUNTY SHERIFF	MISC EXPENSE	394.20



# Burt County Board Minutes



CANON FINANCIAL SERVICES	LEASE	14.98
CASS PLUMBING & HVAC LLC	REPAIR	348.50
CENTURY LINK	SERVICE	669.22
CITY OF TEKAMAH	UTILITIES	140.96
CLARK PEST AND TERMITE CONTROL	SERVICE	65.00
CLEANING MART	SUPPLIES	179.86
CLIFFORD L MORROW	CHECKING ROADS	34.50
CNA AUTO SERVICES, LLC	SUPPLIES	882.94
CONSTELLATION NEW ENERGY GAS DIV	UTILITIES	1,013.03
CUBBY'S	FUEL	650.01
DAKOTA COUNTY CORRECTIONAL FACILITY	JAIL	1,980.00
DALE WEBSTER	CHECKING ROADS	26.45
DANKO EMERGENCY EQUIPMENT	SUPPLIES	816.00
DAS STATE ACCOUNTING	SERVICE	185.28
DAS STATE ACCOUNTING-CENTRAL FIN.	TELE TYPE	350.00
DAVID SCHOLD	CHECKING ROADS	41.98
DON'S PIONEER UNIFORMS	SUPPLIES	469.74
ELECTION SYSTEMS & SOFTWARE	ELECTION COST	3,078.32
FIRST CONCORD BENEFITS GROUP LLC	INS ADMIN FEES	365.00
FIRST NATIONAL BANK OF OMAHA	ZOOM SOFTWARE	16.11
FORNOFF & SCHUTT	ATTY FEES	1,915.00
FRANCES FRENCH	PRIOR SERVICE	11.00
GARY SWANSON	CHECKING ROADS	202.40
GENESIS PSYCHIATRIC GROUP LLC	COURT COSTS	430.00
GRAHAM TIRE STORE	REPAIR	211.68
GREAT AMERICA FINANCIAL SVCS	COPIER	159.40
HOLMQUIST LUMBER INC	SUPPLIES	503.17
HUGH P REEFE	ATTY FEES	528.83
HUNTEL COMMUNICATIONS	SERVICE	273.00
ILA DAVIS	PRIOR SERVICE	18.00
J F AHERN CO	INSPECTION	215.00
JOSEPH M SMITH, ATTORNEY	ATTY FEES	147.25
KB'S MINI MART INC	FUEL	93.73
LEE AGRI-MEDIA	PUBLISHING	207.82
LEO J ESKEY LAW OFFICES	ATTY FEES	7,260.25
MADISON COUNTY DISTRICT COURT	COURT COSTS	100.00
MADISON COUNTY SHERIFF	SERVICE FEES	21.43
MAXIMUS INC	COST ALLOCATION	2,100.00
MID-AMERICAN BENEFITS INC	INSURANCE	247.50
MIPS INC	SOFTWARE	1,886.60
NE HEALTH & HUMAN SERVICES SYSTEM	LODGING	93.00
NE STATE FIRE MARSHAL/BOILER DIV	INSPECTION	30.00
NEBRASKA PUBLIC POWER DISTRICT	ELECTRICITY	888.43
NICHOLAS E. WURTH LAW OFFICE	ATTY FEES	199.50
O'KEEFE ELEVATOR CO INC	MAINTENANCE	293.51



# Burt County Board Minutes



OAKLAND INDEPENDENT	PRINT/PUBLISH	1,506.20
OFFICE WAREHOUSE	SUPPLIES	288.93
OFFICENET	COPIER/SUPPLIES	423.37
PAUL RICHARDS	CHECKING ROADS	103.50
PELAN FUNERAL SERVICES INC	COUNTY BURIAL	1,650.00
PHYSICIANS LABORATORY PC	COURT COSTS	2,743.00
PITNEY BOWES	POSTAGE	859.47
POLICE OFFICERS ASSN OF NEBRASKA	SUPPLY	18.00
QUADIENT FINANCE USA, INC	POSTAGE	46.22
QUALITY PRINTING & OFFICE SUPP	SUPPLIES	1,831.71
REGION IV INC	QTRLY	3,305.50
SAVE MORE MARKET	SUPPLIES	367.36
SEC OF STATE-ELECTION DIVISION	VOTING SUPPLY	20.00
SHAMBURG AUTO SUPPLY	SUPPLIES	1,241.93
SHAWN HAGERTY	COURT COSTS	75.00
THE APOTHECARY SHOP	JAIL MEDICAL	773.65
THEODORE CONNEALY	CHECKING ROADS	6.90
THURSTON COUNTY SHERIFF	JAIL	9,200.00
TRAVELERS	INS DEDUCTIBLE	1,517.00
UNIVERSITY OF NEBRASKA #47-0049123	LAPTOP	1,709.85
VERIZON WIRELESS	SERVICES	202.73
VISUAL EDGE, COUNSEL	COPIER	177.84
WASHINGTON COUNTY BANK -BLAIR	SERVICE	55.00
WASHINGTON COUNTY CLERK	3RD QTR	2,359.29
WELLS FARGO FINANCIAL SERVICE	COPIER	74.57
WILLIAM OUREN	COURT COSTS	150.00
ANN CHYTKA	MILEAGE	183.61
BOMGAARS SUPPLY INC - ROAD	SUPPLIES	535.24
BRUMMOND COUNTRY DISPOSAL	GARBAGE	140.00
BUDDIES MINI MART, LLC	FUEL	540.34
CITY CLERK	UTILITIES	22.98
CITY OF LYONS	UTILITIES	192.09
CORNHUSKER STATE INDUSTRIES	SIGNS	342.00
DECATUR EXPRESS	FUEL	972.74
FARMERS PRIDE	FUEL	2,345.95
FILTER CARE OF NEBRASKA, INC.	CLEANED FILTER	24.70
GINI, LLC	FUEL	55.55
GLUP PIPE SALES	SUPPLIES	1,948.19
HARDSTEEL INC	PARTS	140.00
LORENSEN LUMBER & GRAIN LLC	SUPPLIES	1,838.50
MARTIN MARIETTA	GRAVEL/BORROW	39,551.70
MIDWEST SERVICE AND SALES CO	SUPPLIES	4,777.52
MIDWEST SERVICE CO	FUEL	6,890.92
NMC CAT RENTAL	PARTS	197.61
NORTHEAST NEBR TELEPHONE CO	TELE SERVICE	231.28



# Burt County Board Minutes



O'REILLY AUTO PARTS	RADIATOR	160.44
OAKLAND EXPRESS	FUEL	39.39
OLSON PLUMBING & HEATING	CRAIG SHED	137.90
RDO TRUCK CENTERS	PARTS/LABOR	730.18
SAPP BROS PETROLEUM INC	FUEL	1,481.49
SCOTT'S HARDWARE	SUPPLIES	5.37
SEALS & SERVICE INC	PARTS/LABOR	203.30
STALP GRAVEL CO	GRAVEL	9,615.58
STEINY'S GENERAL STORE	SUPPLIES	295.06
TRI-STATE COMMUNICATIONS INC	TOWER RENTAL	158.50
VERIZON CONNECT	SERVICE PLAN	349.15
VILLAGE OF DECATUR	UTILITIES	103.87
WASTE CONNECTIONS	GARBAGE	100.00
WELDON PARTS OMAHA	PARTS	29.89
WESTON FARMS REPAIR LLC	PARTS/LABOR	2,780.26
WESTPOINT IMPLEMENT INC	PARTS	9.60
WOODHOUSE FORD CHRYSLER DODGE JEEP	PARTS/SERVICE	281.95
4S SERVICE AND REPAIR	PARTS/LABOR	6,970.78
DECATUR BUSINESS GROUP	LODGING FUNDS	1,000.00
MARIAH TOBIN	PROMO WORK	117.00
TEKAMAH CHAMBER OF COMMERCE	LODGING FUNDS	1,000.00
GEOCOMM, INC	911	918.00
AFLAC	ADDL EMPE PD	574.86
BLUE CROSS & BLUE SHIELD	INSURANCE	53,673.78
DEARBORN LIFE INSURANCE COMPANY	ADDL EMPE PD	2.62
FIRST NAT'L BANK-NORTHEAST-EFPTS	FEDERAL TAXES	40,830.55
LIBERTY NATIONAL LIFE INSURANCE	ADDL EMPE PD	905.58
MANHATTAN LIFE ASSURANCE CO OF AMER	ADDL EMPE PD	10.25
MASSMUTUAL	ADDL EMPE PD	200.00
NATIONWIDE RETIREMENT SOLUTIONS	ADDL EMPE PD	900.00
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	19,645.38
STATE TAX COMMISSIONER	STATE TAXES	5,951.25
VISION SERVICE PLAN (CT)	VISION INS	475.02
WASHINGTON NATIONAL INSURANCE CO	ADDL EMPE PD	16.15
COLONIAL LIFE AND ACCIDENT INS CO	ADDL EMPE PD	57.79
NEBR CHILD SUPPORT PAYMENT CTR	CHILD SUPPORT	730.00
NEBRASKA DEPARTMENT OF REVENUE	LEVY TAX	250.00

*Communication:* NACO -shared information about COVID relief package(s) put out by the Federal Government.

Chairman Schold signed a Lot Split Application for: JAMES BROWNING ETAL, 9.73 acres in pt. SE ¼ SW ¼ of 16-23-8.



# Burt County Board Minutes



Board Members Morrow and Richards moved for adoption of Resolution 2020-08. The Resolution was adopted upon roll call vote: Ayes – 7. Nays – none.

## **RESOLUTION #2020-08**

### ***Appointment***

WHEREAS, Francis W. Barron III, Burt County Attorney resigned from his position as of March 26, 2020; Mr. Barron's Term runs through 2022.

AND WHEREAS, Edmond E. Talbot III had been appointed as interim Attorney via Resolution #2020-06.

AND WHEREAS, the Board now desires to do a permanent appointment to complete the current Term for Burt County Attorney.

NOW THEREFORE BE IT RESOLVED, by the Burt County Board of Supervisors that Edmond E. Talbot III is appointed as the Burt County Attorney to serve the remainder of the term, which will officially end January 2023 (First Thursday after the First Tuesday in January, §32-528(4)).

DATED this 28<sup>th</sup> day of April 2020 at Tekamah, Nebraska.

Attest: Sarah J. Freidel  
County Clerk

David Schold  
Chairman, Burt County Board of Supervisors

Chairman Schold informed the board that Mr. Talbot's choice for appointment of Deputy County Attorney is Jennifer Walkingstick.

The board reviewed the property and casualty insurance policy renewal with Chip Bryant (agent with LMC). The new policy year will start May 1<sup>st</sup> with the carrier being Travelers Ins., the cost for the premium this year is \$108,348.00.

John Hundahl, Silvercreek TWP board member, came before the board to discuss ownership/status of a 'road' in Section 25 (Silvercreek TWP) running West off of Highway 75 labeled "County Road LM". Hundahl confirmed that the TWP has done maintenance on this in the past, but this has never been shown on their TWP map as one of their roads. The landowner is asking the TWP to work on a tube in this road; but the TWP does not believe they are liable for any maintenance due to it not showing as one of their TWP roads. The TWP wants to go on record stating that they will no longer take responsibility to do any maintenance work on this stretch unless the County Board provides them with future guidance stating they are liable to do so.

This 'road' in question was discussed (4/14/2020) by the County Board; the County cannot find any documentation showing that this was ever a county road. In the early 1900s this stretch led to the 'county poor farm', so it's possible it never was a road and was instead considered a lane leading to a (landlocked) farm. The board has asked the County Attorney to look into the status of the 'road'; they hope to have an answer by the next board meeting (5/12/2020).

### **ROADS:**

*update of Projects* with Ann Chytka, Highway Superintendent:

(1) The road department wants to buy a 5<sup>th</sup> wheel hitch plate for #71 (dump truck). They





# Burt County Board Minutes



can use the truck with the hitch capacity when moving equipment between jobs during all of the EWP projects. The board requested the road department keep the box for this truck and so they can switch between box and hitch depending upon their needs.

(2) Crack seal and/or patching is needed in several areas throughout the County. Ann discussed pricing out rental of a machine to do so versus hiring a contractor to do so. The board's concern was having enough crew to handle doing the job(s) on top of the EWP projects that need done this year; the board suggested roads department consider just contracting out this year in an effort to stay on top of the maintenance needs.

(3) Ann reported that she is working through a process in order to be able to submit Co.Rd. T in Quinnebaugh TWP to FEMA for mediation needs due to water continuously going over the road.

There being no further business to come before the Board at this time, the meeting adjourned upon motions by Connealy and Richards at 10:52 A.M.

Next Meeting: May 12, 2020 @ 9:00 A.M.

ATTEST: SARAH J. FREIDEL  
BURT COUNTY CLERK

DAVID SCHOLD, 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.*