



Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
August 10, 2021
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, August 10, 2021, 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 (8-3-2021), 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: David Schold, Cliff Morrow, Gary "Bird" Swanson, Paul Richards, Carl Pearson and Dale Webster. Ted Connealy arrived at 10:10 a.m.

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.

Upon motion by Swanson, seconded by Richards, the agenda was approved. By roll call vote: Ayes – Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays – none. Absent – Connealy.

The minutes of the last meeting were approved upon motion by Webster, seconded by Pearson. By roll call vote: Ayes – Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays – none. Absent – Connealy.

Approval of July Reports: The County Clerk Report of Fees, the County Court Report of fines, the District Court Fee Report, the Zoning Report, Fund Balances, and the following Miscellaneous Receipts in the amount of \$1,076,907.80 were all approved upon motion by Richards, seconded by Morrow. By roll call vote: Ayes – Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays – none. Absent – Connealy.

ZONING PERMITS	375.00
TAX SALE REDEMPTION <COUNTY SHARE>	132.00
CO CLERK-FILING & RECORDING FEES	4,127.50
CO CLERK-DOC STAMPS (COUNTY SHARE)	4,445.06
CO CLERK-MISC FEES	94.00
DISTRICT COURT-FILING FEES	421.00
DISTRICT COURT- COURT COST REFUND	51.00
DISTRICT COURT-MISC FEES & REVENUE	371.05
DISTRICT COURT-FEES & COSTS	40.00
CO COURT-MISC FEES	17.00
CO COURT-BAIL BOND COSTS 10%	500.00
ELECTION REIMBURSE B/W Drainage Dist.- April election	50.00
CO SHERIFF - SERVICE FEES	579.00



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CO SHERIFF - MILE & COST	871.77
CO SHERIFF - INTOX	75.00
CO SHERIFF - TITLE INSPECTS	380.00
CO SHERIFF - GUN PERMITS	30.00
CO SHERIFF - FINGER PRINTS	20.00
INTEREST	656.54
MISC REVENUE - REIMBURSE FROM SHERIFF FOR CIVIL FEES	280.97
ROAD: MOTOR VEHICLE FEES	18,072.01
ROAD: HIGHWAY/STREET ALLOCATION	124,939.42
TWP REIMBURSE - PERSHING grading	17,829.53
TWP REIMBURSE - QUINNEBAUGH grading	4,920.00
TWP REIMBURSE - DECATUR road maintenance	14,220.00
MISC REVENUE - BELLY DUMP TRAILER	15,750.00
MISC REVENUE - PUP	20,000.00
MISC REVENUE - FROM RDO, REIMBURSE DOUBLE PAYMENT	924.27
MISC REVENUE - SKAG MOWER	2,430.00
MISC REVENUE - SCRAP METAL	235.64
TRANSFER GEN-ROAD	65,000.00
LODGING TAX	1,016.47
CO CLERK-PRESERVATION & MODERNIZATION	674.00
DIVERSION	100.00
STOP	250.00
ARPA FUNDS	627,292.50
INHERITANCE TAX- Edith Niederhoefer	34,661.42
INHERITANCE TAX- Myrdyce Leifert	9,655.99
INHERITANCE TAX- Larry Gilliam	529.17
INHERITANCE TAX- Joel Penny	15,536.76
INHERITANCE TAX- Connie Mae Pawling	3,657.43
PLAT BOOKS	25.00
COUNTY 911 SURCHARGE	2,909.00
E 911	4,663.07
FINES & LICENSE - STATE FINES TO SCHOOLS	250.00
FINES & LICENSE -COUNTY COURT FINES - REGULAR	8,930.00
LYONS FIRE -BOND	4.20
LYONS FIRE -GENERAL	0.48
OAKLAND FIRE - GENERAL	10.36
TAX SALE REDEMPTION <HOLDING FUNDS>	12,515.89
HOMESTEAD ALLOCATION	56,363.76
IN LIEU TAXES	24.54

COMMUNICATIONS (2): (1) NE Probation Dist. 6 2021-22 Budget Report.
(2) NE Nebr. Economic Dev. Dist. 2020-21 Annual Report.

Chairman Schold signed a letter to .Gov Domain Registration requesting that Burt



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County, NE be delegated a .gov domain name; specifically, 'burtcountyne.gov'. Once approved by the domain registry, all County offices will switch their emails to the more secure .gov domain.

Chairman Schold signed the understanding of services letter with Ritterbush & Piotrowski for the FY 2020-2021 Audit.

Upon motion by Webster seconded by Swanson, the Board approved a **special designated liquor license** for MamaT and PapaD (Fremont, NE) to serve at a wedding at Harvest Moon (Oakland) on Sept. 4, 2021. By roll call vote: Ayes -Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays – none. Absent – Connealy.

Zoning: Chairman Schold declared a Public Hearing open at 9:15 a.m. to take comments about proposed A-1 Density revisions; specifically creating a process for a waiver of density provisions within a section of land. Public Comment: (1) Jenny Penny, Decatur: Spoke in favor of the changes... she believes it's in the best interest of Burt County landowners to allow them rights to obtain a waiver of density if they so choose; she believes it would help to attract younger people to the County if our zoning regulations allow options like the waiver; she herself has desire to utilize the waiver process. Having no more public comment, Chairman closed the public hearing at 9:17 a.m.

Supervisor Richards made a motion to pass Resolution 2021-14.

RESOLUTION #2021-14

WHEREAS, the Planning Commission of Burt County, Nebraska, recommended to the County Board of supervisors, to make the following changes in the Burt County Zoning Regulations.

In Article 4 DISTRICTS AND INTERPRETATION OF DISTRICT BOUNDARIES

SECTION 4.03 A-1 Agricultural - Primary, SECTION 4.04 A-2 Agricultural-Transitional, SECTION 4.05 Residential, SECTION 4.08 Light Industrial, SECTION 4.09 Heavy Industrial add the following wording in the appropriate section. **The Maximum Density may be waived in one ¼ section provided the current residences in the ¼ section have agreed upon allowing more than 2 dwellings by signing a waiver of density in the said ¼ section. This waiver must be filed with the Burt County Register of Deeds at the applicant's expense. This waiver runs with the land and is binding on any successor in title.**

AND WHEREAS, the Burt County Board of Supervisors held a public hearing at 9:15 AM August 10th, 2021 to consider this amendment,

AND WHEREAS, the public was present to make comments for and against these new amendments.

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that an amendment to the zoning regulations in Article 4 DISTRICTS AND INTERPRETATION OF DISTRICT BOUNDARIES: SECTION 4.03 A-1 Agricultural - Primary, SECTION 4.04 A-2 Agricultural-Transitional, SECTION 4.05 Residential, SECTION 4.08 Light Industrial, SECTION 4.09 Heavy Industrial add the following wording in the appropriate section. **The Maximum Density may be waived in one ¼ section provided the current residences in the ¼ section have agreed upon allowing more than 2 dwellings by signing a waiver of density in the said ¼ section. This waiver must be filed with the Burt County Register of Deeds at the applicant's expense. This waiver runs with the land and is binding on any successor in title.**

DATED this 10th day of August 2021.



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ATTEST: SARAH J FREIDEL
BURT COUNTY CLERK

DAVID SCHOLD, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

Board Member Pearson seconded the motion. By roll call vote: Ayes – Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays – none. Absent – Connealy. Chairman declared Resolution #2021-14 adopted.

ROADS: No business.

Chairman Schold signed a **lot split application for:**
Melvin and Phyllis Schmidt – 3.46 ac in part of the NW ¼ SW¼ located in Section 24, Township 20 North, Range 9 East of the 6th P.M., Burt County, Nebraska.

Resolution 2021-13 was passed upon motions by Pearson and Swanson, with roll call vote as follows: Ayes – Morrow, Swanson, Richards, Pearson, Webster and Schold. Nays- none. Absent – Connealy.

RESOLUTION #2021-13

In Honor Of:

WHEREAS Justin L. Smith served with the Burt County Sheriff's Office for thirteen years, with honor and dedication,

AND WHEREAS Justin was a highly regarded member of the Sheriff's Office, dedicated to the welfare of the citizens of Burt County, and will be greatly missed,

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that Justin be honored for his many years of service to the citizens of the county and that the Board expresses deep and heartfelt sympathy to his family in this time of sorrow.

PASSED by the undersigned Burt County Board of Supervisors this 10th day of August 2021 at Tekamah, Nebraska.

BURT COUNTY BOARD OF SUPERVISORS:

Cliff Morrow

Dave Schold

Carl Pearson

Paul Richards

Gary Bird Swanson

Ted Connealy

Dale Webster

Attest: Sarah J. Freidel

Burt County Clerk

The Board **reviewed budget requests for the 2021-2022 fiscal year and considered options for financing the needed Radio Equipment.** No action was taken on the financing. Final numbers will be reviewed, discussed and decided upon at the Aug. 27th meeting, *after* the valuation is known.

The meeting adjourned at 10:48 A.M. upon motion by Pearson and Swanson. Next Meeting: August 27, 2021

ATTEST: SARAH J. FREIDEL
COUNTY CLERK

DAVID SCHOLD, 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