

Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
May 12, 2015
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, May 12, 2015 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, Matt Connealy, Perry Rogers, Ted Connealy and Gerald Newill.

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

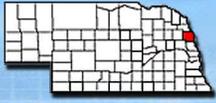
Upon motion by Schold, seconded by Newill, the agenda was approved, with roll call vote as follows: Ayes –Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays-none.

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

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

The following Miscellaneous Receipts in the amount of \$927,624.94 and fund balances were approved upon motion by M.Connealy, seconded by T.Connealy, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none.

Zoning Permits	350.00
Gas Tax Refund	1,244.21
Airline Tax from State	2,953.34
Co Clerk - Filing & Recording	3,554.00
Doc. Stamps -County Share	3,283.67
Co Clerk-misc.fees	229.24
Advertising - Liquor Lic	65.00
Clerk of Dist Court - Filing Fees	360.00
Dist Court Refunds	36.00



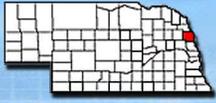
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Clerk of Dist Court - Misc Fees & Revenue	375.00
Dist Court - Fees & Costs	15.00
Clerk of Dist Court - Filing Fees	5.00
St. of NE - Child Support	13,634.18
County Court- Misc Fees	63.50
Election Reimbursement	40.00
Co Atty Fees- Check Collections	120.00
St. of NE - Child Support	4,434.59
Overload Fines - 25% County Share	618.75
Interest on Investments	1,572.56
Sec.of State _Grant for AutoMarks	750.00
Gas Tax Refund	1,281.37
Motor Vehicle fees	22,041.38
Highway/Street Allocations	74,558.03
Transfer _Gen to Road	200,000.00
P & M Fund	587.50
Stop Program	150.00
Inheritance Tax	11,446.70
Inheritance Tax	1,908.70
Plat Book Sales	51.00
E 911	4,771.30
E 911	4,771.30
CO 911 Surcharges	5,079.46
Overload Fines - 75% State Share	1,856.25
Liquor licenses	475.00
Co Court Fines - Regular	12,278.07
Co Court Bond Forfeitures	222.00
Craig Fire -General	34.83
Decatur Fire -General	395.03
Lyons Fire-General	425.64
Decatur Fire -Bond	173.89
Lyons Fire -Bond	67.41
Property Tax	520,052.62
St. of NE- motor vehicle ProRate	23,760.56
Carline Tax from State	7,532.86

A Summary from the Tax Equalization and Review Commission, showing the levels of value of real property in Burt County for tax year 2015, was noted and placed on file.

Jon Roberts representing NACO Benefits Services presented **Group Medical Benefit comparisons and NACO Benefits Services information** to the Board. Health Insurance renewals are July 1, 2015. The Board will review the options and make their decision at the May 29, 2015 meeting.



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Brummond moved to approve a claim for Brenneis Insurance that got left off of the payment run from the April 30, 2015 claims. Motion was seconded by T.Connealy, with roll call vote as follows: Ayes - Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays - none.

On motion by M.Connealy, seconded by Rogers, the Board voted to **accept Fred Mytty's proposal to do the County's budget for 2015-2016** in the amount of \$3,200.00 plus mileage, with roll call vote as follows: Ayes - Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays - none.

Upon motion by Schold, seconded by Newill, the Board approved a **Special Designated Liquor License for Ronnie's Bar to have a beer garden at the rodeo grounds in Tekamah on June 5 and June 6, 2015, for the Rodeo**, with roll call vote as follows: Ayes - Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays - none.

At 09:47 A.M. Chairman Morrow opened the public hearing to **establish permissible hours for the sale at retail and dispensing of alcoholic liquors, including beer, wine and spirits on Sundays within Burt County but outside the corporate limits of cities or villages**. After discussion and with no public comment, the Chairman declared the public hearing closed at 09:50 A.M., and the Board went back into regular session.

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

RESOLUTION # 2015-04

WHEREAS, Neb.Rev.Stat. § 53-179, establishes the permissible hours for the sale and dispensing of alcoholic liquors, including beer, wine and spirits, by licensees within the State of Nebraska, and

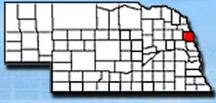
WHEREAS, Neb.Rev.Stat. § 53-179 (2) authorizes this Board to establish permissible hours for the sale at retail and dispensing of alcoholic liquors, including beer, wine and spirits on Sundays within Burt County but outside the corporate limits of cities or villages;

WHEREAS, it is the desire of this Board to establish uniform hours for the sale at retail and dispensing of alcoholic liquors, including beer, wine and spirits, by licensees within Burt County but outside the corporate limits of cities or villages on Sundays.

WHEREAS, published notice and public hearing was held on May 12, 2015, to consider changing the hours of liquor sales on Sunday in Burt County.

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Burt County, Nebraska, that subject to the provision of all applicable State and Federal Laws, the permissible hours for the sale at retail and dispensing of alcoholic liquors, including beer, wine and spirits, by licensees within Burt County, but outside the corporate limits of cities and villages, shall be as follows:

LIQUORS



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Beer and wine

Secular Days

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 1:00 A.M.

Sundays

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 1:00 A.M.

Other than Beer and wine (Spirits)

Secular Days

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 1:00 A.M.

Sundays

Off Sale.....6:00 A.M. to 1:00 A.M.

On Sale.....6:00 A.M. to 1:00 A.M.

DATED this 12th day of May, 2015 at Tekamah, Nebraska.

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

CLIFFORD MORROW, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

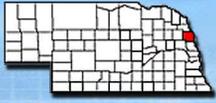
Board Member T.Connealy seconded the motion, and Chairman declared it adopted, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none.

At 10:00 A.M. Highway Superintendent Peggy Smith opened the following **bids for Bridge materials for C001103010 & C001102220.**

Contech	\$37,540.00 & \$32,480.00
Midwest Sales & Services	\$32,767.16 & \$28,193.34
B's Enterprises	\$43,127.32 & \$39,893.96

M.Connealy moved to accept the bid from Midwest Sales & Services, Brummond seconded the motion, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none.

Travis Mann with Luxa Construction visited with the Board and Road Superintendent Smith about the completion of **CVA Road project.** The project has come to a stop due to questions/concerns regarding the RR right of way. Members of the public, Roger Moderow and Roland Richards, spoke in regards to concerns of this road/RR right of way as well. All agreed work needs to start back up as soon as representatives from the RR can be consulted about the concerns of the work within their right of way.



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Superintendent Smith shared quotes for **asphalt patching** for various county roads. She reported the work could start in June. Not wanting to do intersections work at this time, the board advised Peggy to get new patch bids without the intersections being quoted in.

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

RESOLUTION # 2015-05

A RESOLUTION ADOPTING A PAYROLL CONVERSION PLAN

WHEREAS, it has come to the attention of the Burt County Board of Supervisors that a new Nebraska Law (Neb. Rev. Stat. §48-1230 – 2014 Neb. Laws, LB 560, Sec. 4(2)) has been adopted where the employee's wage statement (nonexempt employees) requires the number of hours for which an employee is paid be on the employee's wage statement, hereby also requiring paying employees per hours worked (paying hourly, no longer salary).

WHEREAS, the Burt County Board of Supervisors have come to the opinion that Neb. Rev. Stat. §48-1230 cannot be complied with unless the pay day is after the pay period has been completed.

WHEREAS, the Burt County Board of Supervisors desire to make a payroll conversion plan where the pay period would be from the 22nd day of the month to the 21st day of the next month and the pay day would continue to fall within the last week of the month.

WHEREAS, the Burt County Board of Supervisors desire to allow its employees compensatory time to cover the reduction of pay the employees will receive during the first month's adjustment period.

NOW THEREFORE BE IT RESOLVED THAT THE BURT COUNTY BOARD OF SUPERVISORS
HEREBY APPROVE AND ADOPT THE *PAYROLL CONVERSION PLAN*, WHICH AFFECTS
ALL EMPLOYEES WHO WORK IN COUNTY DEPARTMENTS.

Approved this 12th day of May, 2015

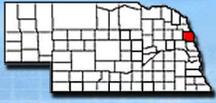
BURT COUNTY BOARD OF SUPERVISORS: Cliff Morrow, CHAIRMAN

David Schold	Gregory Brummond
Matt Connealy	Perry Rogers
Ted Connealy	Gerald Newill

ATTEST: Sarah J. Freidel, BURT COUNTY CLERK

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

There was a motion by Newill to go into *Executive Session for the protection of the public interest to discuss litigations* with Co.Attorney Frank Barron and Kevin Brenneis from Brenneis Ins. Agency., motion was seconded by Rogers, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Chairman Morrow declared the meeting entered into Executive Session at 10:45 A.M. for



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the protection of the public interest to discuss pending litigations. M.Connealy motioned to come out of executive session, Newill seconded, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. Chairman Morrow declared the meeting was back into Regular Session at 11:03 A.M. No action was taken during executive session.

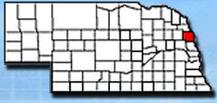
The Road Committee gathered and presented information for a new tractor. After reviewing the various options, it was decided to look further in the direction of a lease. Next meeting they'll bring 3 year lease options of comparable tractors for review and possible action.

There being no further business to come before the Board at this time, the meeting adjourned at 11:47 A.M. until 9:00 A.M., May 29, 2015.

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.



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