

# Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**June 30, 2015**  
TEKAMAH NE 68061

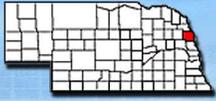
The Burt County Board of Supervisors met in regular session on Tuesday, June 30, 2015 in the Boardroom of the Burt County Courthouse in Tekamah, Nebraska, pursuant to adjournment of their last meeting. Notice of the meeting was given in advance thereof by Publication in the Plaindealer, upon a 1<sup>st</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, David Schold, Greg Brummond, Matt Connealy, Perry Rogers, Ted Connealy and Gerald Newill.

The meeting opened at 9:00 A.M. upon motion by Schold, seconded by Brummond, 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 Rogers, seconded by Newill, the agenda was approved with the addition of 2 lot splits (Lloyd Olson and Bonnie & Van Newell), with roll call vote as follows: Ayes –Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays- none.

The following claims for June in the amount of \$858,124.56 including \$109,642.35 for payroll, were read, audited, warrant drawn and checks generated on the respective funds on motion by Newill, seconded by M.Connealy, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none. \$200,000.00 of this total reflects a transfer from the General Fund to the Road Fund.

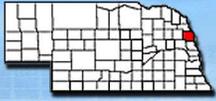
ACCURATE LOCKSMITHS, INC	LOCKS/SECURITY	531.00
ADAM TRIPP	ATTY FEES	285.00
ADVANCED CORRECTIONAL HEALTHCARE	MEDICAL	47.09
AFLAC	INSURANCE	820.23
AMERICAN BROADBAND CLEC	PHONE	2,635.35
ANDERSON HARDWARE	SUPPLIES	282.75
ANDY'S QUICK SHOP	FUEL	262.70
APPLIED CONNECTIVE TECHNOLOGIES LLC	TECH SUPPORT	645.83
AS CENTRAL SERVICES	AS/400 COSTS	221.60
AS CENTRAL SERVICES, OCIO	TELETYPE	350.00
AT&T	TELEPHONE	54.60
BARONE SECURITY SYSTEMS	FIRE INSPECT	272.04
BENT WRENCH LLC	PARTS/LABOR	267.34
BILL J PICKELL	SUPPLIES/LABOR	187.69
BLACK HILLS ENERGY	GAS UTILITY	125.64



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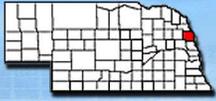
BLUE CROSS & BLUE SHIELD	INSURANCE	59,320.90
BLUFF GRAVEL COMPANY	GRAVEL/BORROW	31,753.17
BOMGAARS SUPPLY INC	SUPPLIES	1,587.91
BOONE COUNTY	LODGING	297.00
BRANIFF SERVICE	FUEL	1,434.39
BREHMER MFG INC	STEEL PRODUCTS	6.21
BRENNEIS INSURANCE AGENCY INC	NOTARY BOND	499.00
BUDDIES MINI MART, LLC	FUEL	234.08
BURT COUNTY CLERK	CERT MAIL	12.49
BURT COUNTY COURT	NON-WAIVE FEE	163.72
BURT COUNTY DISTRICT COURT CLERK	NON-WAIVE FEE	67.00
BURT COUNTY ECONOMIC DEV CORP	1/2 2015 FEE	12,250.00
BURT COUNTY EXTENSION SERVICE	CONT. ED	250.34
BURT COUNTY PUBLIC POWER DIST	RADIO TOWER	97.55
BURT COUNTY SHERIFF	PERSONAL SERVICE	281.04
BURT COUNTY TREASURER	FUND TRANSFER	200,000.00
CENTRAL UNITED LIFE INS CO	INSURANCE	10.25
CENTURYLINK	PHONE/911	5,444.95
CITY CLERK	WATER BILL	24.90
CITY OF LYONS	UTILITIES	97.67
CITY OF TEKAMAH	WATER BILL	137.41
CLAYTON OLSEN	MILES/MEETINGS	89.23
COMFORT INN	LODGING	189.90
CONSTELLATION NEW ENERGY GAS DIV	HEAT	34.18
CREDIT MANAGEMENT SERVICES INC	GARNISHMENT	763.71
CUBBY'S	FUEL	654.70
DEARBORN NATIONAL LIFE INSURANCE CO	INSURANCE	31.46
DECATUR EXPRESS	FUEL	1,425.71
DODGE COUNTY SHERIFF	PERSONAL SERVICE	6.00
DON JOHNSON	MILES/MEETINGS	61.05
DREW LAW FIRM	ATTY FEES	435.00
ELECTION SYSTEMS & SOFTWARE	SUPPLIES/SEALS	27.28
ELECTIONSOURCE STORE	SUPPLIES	83.59
ERNIE GLUP PIPE SALES	CULVERTS	2,397.00
FARMERS PRIDE	FUEL	1,738.51
FASTENAL COMPANY	SUPPLIES	57.60
FIRST CONCORD BENEFITS GROUP LLC	INSURANCE	405.00
FIRST NAT'L BANK-NORTHEAST-EFPTS	FEDERAL TAXES	37,165.23
FORNOFF & SCHUTT	ATTY FEES	1,875.00
FRANCES FRENCH	PRIOR SERVICE	11.00
FRED FRANKLIN	EQUIPMENT	771.83
FREMONT SANITATION	GARBAGE	121.33
GENERAL REPORTING SERVICE	CERT TRANSCRIPT	20.00
GIS WORKSHOP INC	SOFTWARE	11,500.00



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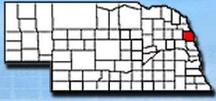
GLADYS NELSON	COURT REPORTER	33.75
GRAHAM TIRE STORE	TIRES	555.00
HOLIDAY INN KEARNEY	LODGING	284.85
HOLMQUIST LUMBER INC	LUMBER	430.49
ILA DAVIS	PRIOR SERVICE	18.00
IOWA OFFICE SUPPLY INC	LEASE/COPIES	285.66
JACK'S UNIFORMS & EQUIPMENT	UNIFORMS	119.89
JAMES L DEVENING	TRASH REMOVAL	235.00
JAN RASMUSSEN	MILEAGE	110.40
JAY HOVENDICK	MEETINGS/MILES	82.95
JAY W JOHNSON	MILEAGE	253.00
JENNY MCMANIGAL	WITNESS FEES	25.00
JIM HANSEN	PARTS/LABOR	81.50
JOHN WILSON	MEALS/MILES	39.84
JONES LANG LASALLE BROKERAGE INC	ROADS	750.00
JONI L. RENSHAW	MILEAGE	121.33
K B'S MINI MART	FUEL	1,346.72
KAREN GRASS	SUPPLIES	29.89
KRISANNE C. WEIMER	ATTY FEES	750.49
KUENY & BEGLEY	ATTY FEES	172.50
LARRY LARSEN	MEETINGS/MILES	110.55
LEON D. ANDERSON	MAINTENANCE	1,000.00
MADISON COUNTY SHERIFF	BD PRISONERS	6,750.00
MARTIN MARIETTA	GRAVEL/BORROW	17,005.62
MARVIN SIEBRANDT	GRAVEL/BORROW	8,777.93
MARY LOFTIS	MEAL/MILE/SUPPLY	150.14
MASSMUTUAL	RETIREMENT	200.00
MEMORIAL COMMUNITY HOSPITAL	MEDICAL	1,244.44
MICHELE QUICK	MILES	249.55
MID-AMERICAN BENEFITS INC	INSURANCE	5,360.00
MIDTOWN BODY SHOP	REPAIRS	250.00
MIDWEST SERVICE AND SALES CO	AIR COMPRESSOR	2,249.04
MIDWEST SERVICE CO	FUEL	13,136.16
MILLS LAW OFFICE	ATTY FEES	150.00
MIPS INC	SERVICE	3,877.90
NACO	WORKSHOP	2,145.52
NANCE COUNTY SHERIFF	PERSONAL SERVICE	39.78
NATIONWIDE RETIREMENT SOLUTIONS	RETIREMENT	1,475.00
NE HEALTH & HUMAN SERVICES SYSTEM	LODGING	273.00
NE RESEARCH & EXTENSION CENTER	EQUIPMENT	1,774.72
NEBR CHILD SUPPORT PAYMENT CTR	CHILD SUPPORT	1,224.17
NEBR PUBLIC HEALTH ENVIRONMENTAL	BLOOD TESTS	105.00
NEBR SUPREME COURT PUBL OFFICE	SUBSCRIPTIONS	365.00
NEBRASKA MACHINERY	GENERATOR REPAIR	1,990.00



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NEBRASKA PUBLIC POWER DISTRICT	ELECTRICITY	563.73
NICK BOHANNON	MILES	34.50
NMC	PARTS/SUPPLIES	2,006.33
NORTHEAST NEBR TELEPHONE CO	TELEPHONE	362.42
O'KEEFE ELEVATOR CO INC	ELEVATOR	258.18
OAKLAND POLICE DEPT	CAMERA/STOP FD	500.00
OFFICE SYSTEMS COMPANY	COPIER	107.74
OFFICE WAREHOUSE	SUPPLIES	3,687.42
OVERHEAD DOOR CO OF NORFOLK	SHED REPAIRS	200.25
PEGGY SMITH	MILES/MEALS	423.98
PELAN FUNERAL SERVICES INC	TRANSPORTATION	630.00
PENNY A. WARREN	MEALS/MILES	183.07
PERRY ROGERS	CHECKING ROADS	43.13
PEST-TROL	PEST CONTROL	38.00
PHYSICIANS LABORATORY PC	AUTOPSY	250.00
PITNEY BOWES	SUPPLIES	70.55
PLAINDEALER PUBLISHING CO	SUPPLIES	1,350.64
PLAINS EQUIPMENT GROUP	SCRAPER	21,000.00
PRO PRINTING & GRAPHICS/COPY HOUSE	SUPPLIES	635.64
QUALITY INN & SUITES	LODGING	221.85
QUALITY PRINTING & OFFICE SUPP	SUPPLIES	3,706.08
REGION 4 BEHAVIORAL HEALTH SYS	1ST QTR	3,854.25
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	17,890.06
RODNEY BROMM	MEETINGS/MILES	41.50
SAPP BROS PETROLEUM INC	FUEL	1,616.69
SARA REMPE	WITNESS FEES	25.00
SARAH FREIDEL	MILES/MEALS	379.15
SAVE MORE MARKET	WORKSHOP	518.62
SCOTT RONNFELDT	MEETINGS/MILES	45.48
SECRETARY OF STATE	TRANSCRIPT	20.00
SHAMBURG AUTO SUPPLY	PARTS/SUPPLIES	723.92
STAMP FULFILLMENT SERVICES	POSTAGE	302.65
STATE TAX COMMISSIONER	STATE TAXES	4,777.99
STEVEN L DEVENING	GRAVEL/BORROW	1,266.19
T & H ELECTRIC LLC	SHED REPAIRS	100.00
THEODORE CONNEALY	CHECKING ROADS	42.55
THOMSON REUTERS WEST PAYMENT CENTER	SUPPLIES	81.95
THRASHER BASEMENT SYSTEMS, INC	RADON REPAIRS	5,130.00
THURSTON COUNTY SHERIFF	BD PRISONERS	1,300.00
TONY MOSEMAN	MILES/MEETINGS	105.38
TOWER PLASTICS MFG INC	SUPPLIES	900.00
TRI-STATE COMMUNICATIONS INC	TOWER	257.04
TYLER PETERSEN	MILES/MEETINGS	39.73
UNIVERSITY OF NEBRASKA-LINCOLN	WAGES/LOFTIS	9,627.00



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VANGUARD APPRAISALS INC	CAMA SOFTWARE	16,405.00
VERIZON WIRELESS	CELL PHONE	196.76
VILLAGE OF DECATUR	UTILITIES	76.86
WALLY LYDICK	MILES/MEETINGS	41.50
WASHINGTON COUNTY BANK	BACK HOE/GRADER	112,030.44
WASHINGTON COUNTY SHERIFF	BD PRISONERS	440.00
WASHINGTON NATIONAL INSURANCE CO	INSURANCE	16.15
WESTERN ENGINEERING CO INC	ASPHALT PATCH	77,250.63
WINGATE INN	LODGING	205.52
WOODHOUSE FORD CHRYSLER INC	PARTS	22.26
WPCI	DRUG TESTING	25.50

Board member Brummond moved to adopt the following resolution as part of Burt County Fiscal Year End Business:

## **RESOLUTION #2015-11**

WHEREAS, the County Court budget within the General Fund is over \$29,569.42.

AND WHEREAS, there is \$1,333,385.11 remaining in the General Miscellaneous budget.

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that \$29,569.42 be transferred from the General Miscellaneous budget to the County Court budget.

DATED this 30<sup>th</sup> day of June, 2015, at Tekamah, Nebraska.

ATTEST: Sarah Freidel  
Burt County Clerk

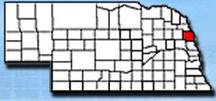
Clifford Morrow, Chairman  
Burt County Board of Supervisors

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

Board member T.Connealy offered the following resolution and moved for its adoption.

## **RESOLUTION # 2015-12**

**WHEREAS**, the Federal Disaster Mitigation Act of 2000 was signed in to law on October 30, 2000, placing new emphasis on state and local mitigation planning for natural hazards and requiring communities to adopt a hazard mitigation action plan to be eligible for pre-disaster and post-disaster federal funding for mitigation purposes; and



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**WHEREAS**, a Multi-Jurisdictional Hazard Mitigation Plan was prepared by the Lower Elkhorn Natural Resources District, with assistance from JEO Consulting Group, Inc. of Lincoln, NE, which includes the COUNTY OF BURT.

**WHEREAS**, the purpose of the mitigation plan was to lessen the impacts of disasters by increasing the disaster resistance of the Lower Elkhorn Natural Resources District and participating jurisdictions located within the planning boundary by identifying the hazards that affect the COUNTY and prioritize mitigation strategies to reduce potential loss of life and property damage from those hazards, and

**WHEREAS**, FEMA regulations require documentation that the plan has been formally adopted by the governing body of the COUNTY OF BURT in the form of a resolution and further requesting approval of the plan at the Federal Level; and

**NOW, THEREFORE**, the governing body of BURT COUNTY, does herewith adopt the Lower Elkhorn Natural Resources Multi-Jurisdictional Hazard Mitigation Plan in its entirety; and

PASSED AND APPROVED this 30<sup>th</sup> day of June, 2015.

ATTEST: Sarah Freidel  
Burt County Clerk

Clifford Morrow, Chairman  
Burt County Board of Supervisors

Board Member M.Connealy seconded the motion, and the Chairman declared it adopted, 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.

Board member Schold offered the following resolution and moved for its adoption.

## RESOLUTION #2015-10

WHEREAS, there was sited a clerical error with the Minutes of the October 14, 2014 Board of Supervisors Meeting.

AND WHEREAS, the County Board wishes to take actions to correct the clerical error.

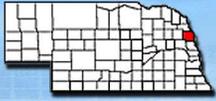
NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that the minutes of the October 14, 2014 County Board Meeting be inserted as pages 471a, 471b, 471c, 471d and 471e in Book 16 of the Burt County Supervisors Records.

DATED this 30<sup>th</sup> day of June 2015, at Tekamah, Nebraska.

ATTEST:  
Sarah J Freidel, Burt County Clerk

Cliff Morrow, Chairman Burt County Board of Supervisors

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



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Chairman Morrow shared an invitation from NE Nebr. Economic Development District for their Annual Meeting to be held July 9, 2015 @ Divots in Norfolk, NE.

Matt Connealy and Gerald Newill both gave reports on the County Board Workshop that they attended in Kearney, NE on June 10-12, 2015.

Chairman Morrow signed the following **lot split applications**:

*Kent McCluskey:* Lot #1- 3.22 acres & Lot #2 - 8.43 acres, both located in the Southeast Quarter of the Southeast Quarter of Section 2, Township 21 North, Range 11 East of the 6<sup>th</sup> PM, Burt County, Nebraska.

*Lloyd Olson:* 0.22 acre located in Lot 1 of West Half of section 29 and part of East Half of Section 30, all in Township 21 North, Range 12 East of the 6<sup>th</sup> P.M., Burt County, Nebraska.

*Bonnie & Van Newell:* 0.26 acres in the East Half of Section 30, Township 21 North, Range 12 East of the 6<sup>th</sup> P.M., Burt County, Nebraska.

Road Committee Report: Greg Brummond and Dave Schold presented a bid from J & R Concrete & Construction, LLC to complete the **CR.O** road project at the Railroad crossing. The bid is for \$24,971.00, the project will be completed by Sept. 20<sup>th</sup>, it was recognized that the County will have to get a new permit. This will complete the CR.O project and eliminate the need for Luxa to come back to complete the road. Schold moved to accept the bid, Brummond seconded, the bid was accepted with roll call vote as follows: Ayes - Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays - none.

Road Superintendent Smith shared a proposal to fix **wells on CR. 118**. Smith accepted the bill and the work will be done for \$4,640.00 by Heine Richards Irrigation & Electric, LLC.

Road Superintendent Peggy Smith offered the following resolution:

## RESOLUTION # 2015-09

Whereas, **Burt County and Bell Creek Township** desire to trade certain portion of road described as follow:

Burt County will now maintain County Road K between County Road 13 and Highway 77 (1 mile) for the time this road is being used as a detour.

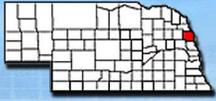
And whereas, the Burt County Board of Supervisors and Bell Creek Township have discussed and agreed to **temporary trade**,

Now therefore, be it resolved by the Burt County Board of Supervisors that Burt County and Bell Creek Township have temporarily traded a road effective the 30<sup>th</sup> day of June, 2015.

Dated this 30<sup>th</sup> day of June, 2015 at Tekamah, Nebraska

ATTEST: Sarah Freidel  
Burt County Clerk

Clifford Morrow  
Chairman of Board of Supervisors



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

Chairman Morrow moved the Board recess at 10:00 AM for *Board of Equalization* upon motion by Rogers, seconded by M.Connealy, with roll call vote as follows: Ayes – Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none.

The Burt County Board of Supervisors reconvened at 10:05 AM upon motion by Brummond, seconded by T.Connealy, with roll call vote as follows: Ayes –Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none.

County Attorney Frank Barron gave the Board an update on a newly passed Legislative Bill - LB605. He explained that the effects of LB605 will cause some financial burdens to fall back onto Counties with regards to more court appointed attorney fees and more county jailing costs. Barron also presented the question to the board of whether or not they want his cases reported to them every quarter; ‘per statute the County Attorney has to report their cases to the County Board every quarter OR have the Board waive that requirement’. Barron asked the Board to think about what they prefer and take action at the next board meeting as to whether they want the reporting or they want to sign a waiver for the reporting requirements.

Trent Leichleiter and Vic Jensen came before the Board representing **Silver Creek Township**. They reported that Silver Creek Township held their public hearing on June 29<sup>th</sup> in regards to **trading portions of roads with Burt County**, the township decided to go ahead with the trade. Burt County Board and Silver Creek Board agreed as part of the trade agreement that the County will blade that portion and Township will put gravel on; said portion being CR P between CR 23 & 29 (3 miles).

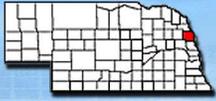
After discussion with Silver Creek Township board members, upon motion by Brummond, seconded by M.Connealy, with roll call vote as follows: : Ayes –Morrow, Schold, Brummond, M.Connealy, Rogers, T.Connealy and Newill. Nays – none., Burt County Board passed the following resolution:

## RESOLUTION # 2015-08

Whereas, Burt County and Silver Creek Township desire to trade certain portions of roads described as follow:

Burt County will now maintain County Road P between County Road 23 and 29 (3miles) and Silver Creek Township will maintain County Road 0 between County Roads 23 and 29 (3 miles).

And whereas, the Burt County Board of Supervisors and Silver Creek Township have discussed and agreed to trade roads,



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Now therefore, be it resolved by the Burt County Board of Supervisors that Burt County and Silver Creek Township have traded roads effective the 30<sup>th</sup> day of June, 2015.

Dated this 30<sup>th</sup> day of June, 2015 at Tekamah, Nebraska

ATTEST: Sarah Freidel  
Burt County Clerk

Clifford Morrow  
Chairman of Board of Supervisors

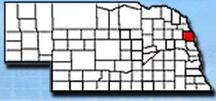
Patty Plugge with Burt County Economic Development and Michael Collins with Nebraska Tourism presented information about the possibility of Burt County adopting/implementing a Lodging Tax. The Nebraska lodging tax allows Counties to collect tax dollars from places of business that provide lodging, and then apply the money toward County Tourism projects/businesses (via promotional & infrastructure) that will attract Tourism to the County. Trent Leichleiter a representative of Pheasant Bonanza spoke in support of the lodging tax. The Board asked Patty to bring back information about where Burt County could collect this (where are the hotels, lodging facilities, campgrounds within the County) and how much money is currently going toward the State's 1% tax that we have to pay now. Patty will bring back the requested information to the next County Board Meeting.

Patty Plugge with Burt County Economic Development and Cliff Morrow presented information about possibly changing the way the County helps to fund the Economic Development Program. The idea being to have the County raise their financial contributions to the Program in order to take some of the financial burden off of the Cities within Burt County. This would allow the Cities the opportunity to be able to better afford the benefits of being a member within the Burt County Economic Development Corporation. Patty Plugge will reach out to the communities and see if this plan would be helpful to them in being able to join the Burt County Economic Development Corporation.

There was a motion by Newill to go into *Executive Session for the protection of the public interest to discuss litigations* with Attorney Dave Drew, 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. Chairman Morrow declared the meeting entered into Executive Session at 11:15 A.M. for the protection of the public interest to discuss pending litigations.

Schold 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 11:35 A.M. No action was taken during executive session.

There being no further business to come before the Board at this time, the meeting adjourned at 11:36 A.M. until 9:00 A.M., July 13, 2015 for the 'Livestock Friendly' Public Hearing.



# Burt County Board Minutes



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.*