

# Burt County Board Minutes



OFFICE OF THE BURT COUNTY CLERK  
**Minutes of the Burt County Board of Supervisors**  
**June 14, 2016**  
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Tuesday, June 14, 2016 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 Lyons Mirror-Sun, 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 Rogers, seconded by Newill, with roll call vote as follows: Ayes –Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays-none. Chairman Morrow informed the public that the Nebraska Open Meeting Act was posted on the wall.

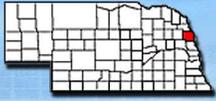
Upon motion by M.Connealy, seconded by T.Connealy, the agenda was approved, with roll call vote as follows: Ayes – Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays-none.

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

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

The following Miscellaneous Receipts in the amount of \$352,311.49 and fund balances were approved upon motion by Brummond, seconded by Newill, with roll call vote as follows: Ayes – Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays-none.

ZONING PERMITS	125.00
INS PREMIUM FROM STATE	16,794.31
CO CLERK-FILING & RECORDING FEES	3,131.00
CO CLERK-DOC STAMPS (COUNTY SHARE)	1,877.31
CO CLERK-MISC FEES	207.75
ELECTION REIMBURSEMENT_PENDER HOSP	100.00
DISTRICT COURT-COURT COST REFUNDS	289.50
DISTRICT COURT-MISC FEES & REVENUE	179.00
DISTRICT COURT-FILING FEES	300.00
CO COURT-MISC FEES	135.72
CO SHERIFF -SERVICE FEES	1,347.56



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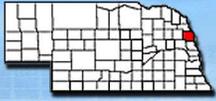


CO SHERIFF -MILEAGE & COST	1,277.60
INTOX TEST	300.00
TITLE INSPECTIONS	610.00
GUN PERMITS	165.00
FINGER PRINT CHARGES	50.00
CO ATTNY FEES-CHECK COLLECTION	10.00
CHILD SUPPORT INCENTIVE PYMT.	5,764.00
OVERLOAD FINES - 25% COUNTY SHARE	187.50
INTEREST ON INVESTMENTS	229.61
MISC REVENUE - COUNTY FORECLOSURE PROPERTY SALE	100.00
MISC REVENUE- STATE OF NEBR. REIMBURSEMENT	3,600.00
MISC REVENUE - CORRECTION BANK STMT	-530.78
HIGHWAY/STREET ALLOCATION	77,982.23
CO VEHICLE SALES & INS REFUND	3,256.17
ROAD-MISC REVENUE: TRANSFER FROM GENERAL	200,000.00
CO CLERK-PRESERVATION & MODERNIZATION	530.50
STOP	200.00
INHERITANCE TAX- Janis Zvacek	1,461.92
INHERITANCE TAX - Elva Greil	6,057.90
INHERITANCE TAX- Peter Schmidt	4,494.00
PLAT BOOKS	34.00
911 WIRELESS SERVICE FUND	4,764.87
COUNTY 911 SURCHARGE	1,202.00
OVERLOAD FINES - 75% STATE SHARE	562.50
COUNTY COURT FINES-REGULAR	6,342.00
DECATUR FIRE - GENERAL	1,972.21
DECATUR FIRE - BOND	1,034.14
LYONS FIRE -GENERAL	2,008.75
LYONS FIRE -BOND	571.54
OAKLAND FIRE -GENERAL	3,536.68
CITY FINES - DECATUR VILLAGE VIOLATION	50.00

Communication: NACo (National Association of County Officials) Membership Packet was received and on file in the Clerk's Office.

Dale Huffman, Roads Foreman gave a six month update.

Chairman Morrow declared the meeting recess at 9:25 AM for *Board of Equalization* upon motion by M.Connealy, seconded by Newill, with roll call vote as follows: Ayes – Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays – none. The public meeting of the Burt County Board of Supervisors reconvened at 9:35 AM upon motion by Schold, seconded by Brummond, with roll call vote as follows: Ayes – Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays – none.



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Kurt Hugo and David Slabaugh from Comfort Product Distributing company came to the Board to present **information on VRF** (Variable Refrigerant Flow) **commercial cooling systems** (ductless HVAC). He explained that they noticed the window a/c units and wanted the opportunity to present possible options for Courthouse HVAC. The Board gave them permission to gather information for a system proposal, with the understanding that bids would be taken if work is decided upon.

Tracy Benjes, Office Manager for the **Elkhorn Logan Valley Public Health Department** gave an update on the department's activities and current program offerings, she explained that their department's program information and annual reports are all available on their website. They are moved into their new Tekamah office, an open house will be held July 12, 2016.

Vic Jensen expressed concerns of *medical treatment for a Burt County Inmate*. Co Atty Frank Barron explained that the Board cannot dictate medical treatment; inmates are provided with a doctor and it is up to an inmates attorney to get involved if said patient feels the need.

Peggy Smith explained that an engineer has started looking at **County Road G (Tekamah Airport Road)**; he found the need to address concerns with a box culvert on this road before considering paving. Allen Soll came with concerns of progress continuing toward paving on this road. Smith needed the Board to decide whether to address only the culvert/bridge first, or move forward with full engineering of both the bridge/culvert and paving all at once. Board instructed Peggy to have the engineer work it all up together; if need be, they can separate them out into two separate projects.

**Bridge #1 on County Road 45** is currently impassable and is barricaded off due to the road buckling and Roads Superintendent Peggy Smith was to bring back recommendations from an engineer to repair this. The engineer suggested the best option to fix the bridge would be to move the Road and rebuild the bridge. The board instructed Peggy to have the engineer work up the costs.

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

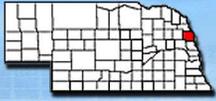
RESOLUTION 2016-08  
SIGNING OF THE PROJECT PROGRAM AGREEMENT  
**2016 FRACTURE CRITICAL BRIDGE INSPECTION**

Burt County Resolution No. 2016 -08

Whereas: the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

Whereas: Burt County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid projects;

Whereas: Burt County and the NOOR wish to enter into a Program Agreement to provide for fracture critical bridge inspection and load re-rating (if necessary) services for the Federal-aid project.



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Be It Resolved: by the Board of Supervisors of Burt County that:

Cliff Morrow, Chair of the Burt County Board of Supervisors is hereby authorized to sign the attached Project Program Agreement between the Burt County and the NDOR.

Burt County is committed to providing local funds for the project as required by the Project Program Agreement.

NDOR Project Number: STP-NBIS(106)  
NDOR Control Number: 00953  
NDOR Project Name: 20 16 Fracture Critical Bridge Inspection

Adopted this 14<sup>th</sup> day of June, 2016.

The Board of Supervisors of Burt County

Clifford Morrow	Matt Connealy
David Schold	Perry Rogers
Greg Brummond	Ted Connealy
Gerald Newill	

Attest: Sarah J. Freidel  
Burt County Clerk

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

The Board **set the date to discuss office and fund budgets for the 2016-2017 fiscal year**, discussions will be held at the July 12, 2016 meeting, which meeting will possibly last into the afternoon. The board will meet again to set final office budgets on July 21<sup>st</sup> after the Final Protests meeting.

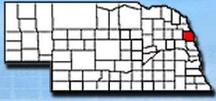
The Board of Equalization meeting **date to hear Property Valuation Protests was set** for July 13, 2016 with a start time of 9:00 AM, hearings will continue on into the afternoon that day, and if necessary parties will return to continue on July 14 at 9:00 AM. The Board will meet on Thursday, July 21, at 9:00 A.M. to make final decisions on Valuation Protests.

Burt County Townships were discussed; the concern being to bring some clarity to **policies between the Townships and Burt County**. Upon motion by M.Connealy, seconded by Schold, the Board voted to adopt the following policy, with roll call vote as follows: Ayes-Schold, Brummond, M.Connealy, Rogers, T.Connealy, Newill and Morrow. Nays-none.

## BURT COUNTY'S POLICY FOR ACTIVE TOWNSHIPS

The Burt County Board of Supervisors' policy for active townships is to replace or repair all culverts on Township roads. The Township will notify the County Highway Superintendent if there is a problem with a culvert. The County Highway Superintendent will prioritize the projects and repair or replace in a timely manner.

The County will put in driveway and field culverts off public roads. The landowner will pay for the culvert.



# Burt County Board Minutes



Cliff Morrow, Chairman

David Schold

Ted Connealy

Greg Brummond

Gerald Newill

Matt Connealy

Perry Rogers

Attest: Sarah J. Freidel, County Clerk

June 14, 2016

Co Atty Frank Barron discussed the difference in the two types of Townships in Burt County. He explained that in looking back at case law, he can concur that Burt County does currently have 5 Inactive Townships; they became inactive prior to LB 768 (2010) when laws were set out upon how to inactivate a TWP Board. Discussions followed with regards to other Counties handle the treatment of the two types of townships. Peggy will check with other Counties and bring back information at a later date.

There being no further business to come before the Board at this time, the meeting adjourned at 10:--A.M. until 9:00 A.M., June 30, 2016.

**ATTEST: SARAH J. FREIDEL**  
COUNTY CLERK

**CLIFFORD L. MORROW, CHAIRMAN**  
BURT COUNTY BOARD OF SUPERVISORS

**BURT**

*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.*