

OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
September 27, 2024
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Friday, September 27, 2024 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 (9-24-2024), 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: Gary 'Bird' Swanson, Jeff Kutchera, Paul Richards, Carl Pearson, Sam Titus, David Schold and Ted Connealy.

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

The agenda was approved upon motion by Kutchera, seconded by Titus. By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

The minutes of the September 11, 2024 Board of Supervisors and Board of Equalization meetings were approved; upon motion by Richards, seconded by Schold. By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Burt County Fiscal Year 2024-2025 Budget Business:

Motion to increase restricted funds spending authority by 2.5% - Motion made by Schold, seconded by Kutchera, Passed By Roll Call Vote. Ayes – all. Nays – none.
Motion to increase restricted funds spending authority by an additional 1% - Motion made by Schold, seconded by Richards, Passed By Roll Call Vote. Ayes – all. Nays – none.

Public Hearing for setting the final tax request: The County participated in the Joint Public Hearing on Sept 19, 2024 in lieu of having to hold a tax request hearing.

Resolution #2024-14: Motion was made by Swanson, seconded by Schold, to accept and approve the 2024-2025 Budget; Passed By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays- none.

RESOLUTION #2024-14

BUDGET ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2024, to June 30, 2025, prepared by the Budget Making Authority, was transmitted to the County Board on the 11th day of September 2024.

NOW, THEREFORE, BE IT RESOLVED, by the Board of SUPERVISORS of Burt County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2024, to June 30, 2025, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Burt County for said fiscal year.

SECTION 2. That the offices, departments, activities, and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2024, and ending June 30, 2025.

SECTION 3. That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

DATED AND PASSED THIS 27th DAY OF SEPTEMBER 2024.

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

TED CONNEALY, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

Resolution #2024-15: Motion was made by Kutchera, seconded by Titus, to accept and approve the 2024-2025 Tax Request; Passed By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays- none.

RESOLUTION #2024-15
SETTING THE PROPERTY TAX REQUEST

WHEREAS, Nebraska Revised Statute 77-1632 and 77-1633 provide that the Governing Body of BURT County passes by a majority vote a resolution or ordinance setting the tax request; and
WHEREAS, a special public hearing was held September 19, 2024, as required by law to hear and consider comments concerning the property tax request;
NOW, THEREFORE, the Governing Body of BURT County resolves that:

- 1. **The 2024-2025 property tax request be set at:**

General Fund

\$5,547,380.97

Building Fund

\$200,000.00
- 2. The total assessed value of property differs from last year’s total assessed value by +6.92 percent.
- 3. The tax rate which would levy the same amount of property taxes as last year, when multiplied by the new total assessed value of property would be 0. 201651 per \$100 of assessed value.
- 4. **BURT County proposes to adopt a property tax request that will cause total tax rate to be:**
0.247062 per \$100 of assessed value.

Dated this 27th day of September 2024

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

TED CONNEALY, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

Chairman Connealy signed the Budget Message; Burt County’s FY24-25 Budget will be submitted to the State Auditor’s office today (September 27, 2024). The full and complete Burt County Budget document will be available in the Burt County Clerk’s

The claims for September in the amount of \$733,588.25 including \$160,608.86 for payroll, were read, audited, warrant drawn, and checks generated on the respective funds upon motion by Kutchera, seconded by Schold. By Roll Call Vote: Ayes – Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays –Swanson. The following is the claims listing for September 2024.

ADAM TRIPP	ATTY FEES	2,935.50
ANDY'S QUICK SHOP	FUEL	137.43
APPLIED CONNECTIVE TECHNOLOGIES LLC	SUPPORT/MONITORING	5,303.35
ARBOR VALLEY ANIMAL CLINIC	COURT CASE	309.78
BLACK HILLS ENERGY	UTILITIES	171.58
BOMGAARS -COURTHOUSE	SUPPLIES	37.73
BRANIFF SERVICE INC	FUEL/FLEET	4,641.28
BRETT JOHNSON	COURT CASE	1,341.46
BRUCE NATHAN	MILEAGE	26.60
BRUMMOND DISPOSAL	GARBAGE	225.00
BUDDIES MINI MART, LLC	FUEL	448.44
BURT COUNTY CLERK	POSTAGE	53.44
BURT COUNTY COURT	COURT COSTS	21.00
BURT COUNTY DISTRICT COURT	COURT COSTS	112.00
BURT COUNTY PUBLIC POWER DIST	UTILITIES	252.51
BURT COUNTY SHERIFF	SERVICE FEE	49.00
BURT COUNTY TREASURER	FUNDS TRANSFER	30,000.00
C & J AUTO SERVICE	FLEET	140.00
CANON FINANCIAL SERVICES	COPIER	27.09
CENTURY LINK	911	322.96
CITY OF TEKAMAH	UTILITIES	525.25
CLASSIC CLEAN CARWASH	MISC FLEET	127.00
CONSOLIDATED MANAGEMENT CO.	SUPPLIES	428.70
CRAIG CATTLE	COURT CASE	2,236.00

CRESTON FERTILIZER MCL FARMS INC	CHEM SUPPLY	3,832.50
CUBBY'S	FUEL	1,908.05
DAKOTA COUNTY SHERIFF	JAIL	110.00
DAS STATE ACCOUNTING-CENTRAL FIN.	SOFTWARE	411.60
DAS STATE ACCTG -CENTRAL FINANCE	SOFTWARE	293.25
DE LAGE LANDEN PUBLIC FINANCE LLC	FLEET PAYMENT	3,758.08
DECATUR EXPRESS - KB'S MINI MART	FUEL	1,095.74
DOUGLAS COUNTY DEPT OF CORRECTIONS	JAIL	6,600.00
DOUGLAS COUNTY SHERIFF	SERVICE FEE	12.90
EAGLE RIDGE FEEDLOT INC	COURT CASE	28,848.00
EAKES OFFICE PLUS	OFFICE SUPPLY	1,229.34
ELECTION SYSTEMS & SOFTWARE	GN24 ELECTION	2,949.00
EMILY HEDLUND	MILEAGE	106.53
ERIC NICK	TRAVEL EXPENSE	1,293.80
FASTWYRE BROADBAND	PHONE/INTERNET	1,442.33
FIRST CONCORD BENEFITS GROUP LLC	ADMIN FEE	25.00
FIRST NATIONAL BANK OF OMAHA	SUPPLIES	40.98
GARY SWANSON	CHECKING ROADS	82.41
GRAHAM TIRE STORE	FLEET	639.12
GREAT AMERICA FINANCIAL SVCS	COPIER	248.79
HEARTLAND FIRE PROTECTION COMPANY	ANNUAL TEST/MAINTENANCE	702.80
HOMETOWN LEASING	COPIER	76.93
JACK'S UNIFORMS & EQUIPMENT	EQUIPMENT	54.89
JAMES P BUCK	TRAVEL EXPENSE	53.78
JEFF KUTCHERA	CHECKING ROADS	246.56
JOHNSON & PEKNY, L.L.C.	ATTY FEES	580.50
KATHY RAY	OFFICE SUPPORT	104.00
KRAVIEC MAURSTAD LAW,P.C.,L.L.O.	CHILD SUPPORT ATTY	2,021.12
LARSEN BROTHERS, LLC	COURT CASE	975.00
LEE AGRI-MEDIA	PUBLISHING	1,319.13
LINCOLN MARRIOTT CORNHUSKER	LODGING - MEETING	363.00
LOFFLER	COPIER	854.59
MARY LOFTIS	MEDICARE CONSULTING	3,100.00
MERRILL LARSON TRANSFER INC	COURT CASE	500.00
MID AMERICA ENTERPRISES LLC	SUPPLIES	1,432.70
MID-AMERICAN BENEFITS INC	INSURANCE	232.00
MIDWEST SERVICE CO	SUPPLY	6,233.38
MIPS INC	SOFTWARE	1,999.13
MIPS INC - COUNTY COURT	SOFTWARE	136.00
NACO	ANNUAL CONFERENCE	800.00
NE OMS SPECIALITY DENTAL SERVICES	JAIL INMATE MEDICAL	1,911.00
NEBR HEALTH & HUMAN SERVICES SYSTEM	SERVICES/LODGING	186.00
NEBRASKA PUBLIC POWER DISTRICT	UTILITIES	1,109.70
NORTHEAST NEBRASKA VET SERVICES	COURT CASE	89.18
NICHOLAS E. WURTH LAW OFFICE	ATTY FEES	912.00
OAKLAND INDEPENDENT/LYONS MIRROR	PUBLISHING	107.29
OFFICE WAREHOUSE	SUPPLIES	49.99
ONE OFFICE SOLUTION	OFFICE SUPPLY	939.21
PALMYRA LIVESTOCK MARKET INC	COURT CASE	18,700.00
PAUL RICHARDS	CHECKING ROADS	85.76
PENNY A. WARREN	MILEAGE	248.90
PHEASANT BONANZA	COURT CASE	1,025.00
POTTAWATTAMIE COUNTY SHERIFF	SERVICE FEES	36.00
QUADIENT LEASING USA, INC	POSTAGE MACHINE	817.53
RADIOLOGY CONSULTANTS	JAIL MEDICAL	33.00
RAMADA MIDTOWN CONFERENCE CENTER	MEETING	639.80
RAY O'HERRON	SUPPLIES	1,221.80
RED BARN VETERINARY CLINIC	COURT CASE	124.00

REGAN CONNEALY	COURT CASE	80.00
REGION 4 BEHAVIORAL HEALTH SYS	QUARTERLY	5,564.00
ROBIN OLSON	MILEAGE MEETING	94.46
SARAH FREIDEL	MILEAGE MEETING	93.80
SAVE MORE MARKET	SUPPLIES	115.80
SECURITY SHREDDING SERVICES	SERVICES	80.00
SHAMBURG AUTO SUPPLY	SUPPLIES	259.12
SHARON WIMER	OFFICE SUPPORT	104.00
STACEY KEYS	TRAVEL EXPENSE	64.55
TAYLOR ATKINSON	COURT CASE	139.36
TEKAMAH POST OFFICE	PO BOX	188.00
THE APOTHECARY SHOP	JAIL INMATE MEDICAL	214.81
THEODORE CONNEALY	CHECKING ROADS	46.23
THURSTON COUNTY SHERIFF	JAIL	6,660.00
TK ELEVATOR CORPORATION	MAINTENANCE	318.97
TOBIN'S TURF CARE	LAWN	680.00
TRAVELERS	DEDUCTIBLE	2,500.00
TRI-STATE COMMUNICATIONS INC	RADIO	1,791.13
VERIZON WIRELESS	CELL PHONES	881.09
VISUAL EDGE IT,INC	SUPPLY	39.32
WASHINGTON COUNTY SHERIFF	JAIL	2,340.00
WOODS AITKEN LLP	LEGAL CONSULT	96.00
YOST LAW FIRM	ATTY FEES	1,527.00
ANN CHYTKA	MILEAGE	93.80
BOMGAARS SUPPLY INC - ROAD	SUPPLIES	1,141.09
BONINE GARAGE DOORS	BC ROADS	1,649.00
BREHMER MFG INC	PARTS	49.04
BRUMMOND COUNTRY DISPOSAL	GARBAGE	90.00
CASS PLUMBING & HVAC LLC	REPAIRS	412.22
CITY OF LYONS	UTILITIES	117.92
CITY OF OAKLAND	UTILITIES	23.80
FARMERS PRIDE	FUEL	5,153.49
FIRST NATIONAL BANK OF OMAHA ROADS	SUPPLIES	1,417.96
JAMES WATSON	PLUMBING	56.36
JOHN DEERE FINANCIAL	FLEET	418.62
MAINELLI, WAGNER & ASSOCIATES INC	ENGINEERING	23,098.46
MHC KENWORTH -OMAHA	FLEET	320.05
MIDWEST SERVICE AND SALES CO	FUEL	6,567.20
NMC	FLEET	9,146.45
SCOTT'S HARDWARE	SUPPLIES	241.89
SISCO CONSTRUCTION	BC ROADS	164,684.00
SPENCER QUARRIES, INC	MATERIALS	2,434.17
STALP GRAVEL CO	MATERIALS	29,670.89
STEINY'S GENERAL STORE	SUPPLIES	32.98
VERIZON CONNECT FLEET USA LLC	SERVICE PLAN	1,472.59
VILLAGE OF DECATUR	UTILITIES	148.72
WEST POINT AUTO & TRUCK CENTER	BC ROADS	1,882.94
WOODHOUSE FORD CHRYSLER DODGE JEEP	BC ROADS	1,174.95
WPCI	TESTING	64.00
LEOS PUMP SHOP	GRANT	11,403.13
CENTURYLINK (HARDWARE WARRANTY)	911	707.20
LANGUAGE LINE SERVICES	911	14.16
NORTHEAST NEBR TELEPHONE CO	911	130.46
AFLAC	EMPE PD ADDL	371.01
ALLSTATE	EMPE PD ADDL	42.01
BLUE CROSS & BLUE SHIELD	INSURANCE	52,663.20
FIRST NAT'L BANK-NORTHEAST-EFPTS	FEDERAL TAXES	44,604.92
GLOBE LIFE LIBERTY NATIONAL DIV	EMPE PD ADDL	589.08

MADISON NATIONAL LIFE INS. CO, INC	EMPE PD ADDL	28.20
NATIONWIDE RETIREMENT SOLUTIONS	EMPE PD ADDL	150.00
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	23,392.53
STATE TAX COMMISSIONER	STATE TAXES	6,906.85
VISION SERVICE PLAN (CT)	EMPE PD ADDL	744.63
COLONIAL LIFE AND ACCIDENT INS CO	EMPE PD ADDL	57.79
CREDIT MANAGEMENT SERVICES	GARNISHMENT	43.01
LVNV FUNDING, LLC	GARNISHMENT	38.79
NEBR CHILD SUPPORT PAYMENT CTR	GARNISHMENT	830.00

Sheriff's Fleet:

Chief Deputy Buck gave an update on a vehicle they found to replace 2018 pick-up that has ~200,000 miles. 2022 Durango will be purchased from Kansas State Patrol; vehicle has ~49,000 miles on it and has emergency/law enforcement package, only radio, cage and exterior identification stickers will need addressed by Burt County. The FY24-25 budget allows for the purchase.

Collective Bargaining Union - FOP (Fraternal Order of Police) Lodge #95:

a) Agreement: FOP had presented draft of agreement to the board on 8/28/2024. The contract attorney had reviewed the proposed written agreement, that draft was reviewed by the County Board on 9/11/2024. Today the board reviewed the document with changes that were made by Burt County Attorney Talbot. Next Step: County Attorney Talbot will draft a clean copy of the agreement; contract Attorney (Woods Aitken) will review that draft and return to County Attorney's office. No action for final approval at this point.

b) Contract Attorney: A contract with Woods Aitken, LLP (Law Firm) was approved on 8/14/2024 for up to \$1,500.00 to be spent to have the law firm review any final FOP contracts before Burt County signs off. As of today's meeting, all appropriated funds have been utilized for the services. Pearson made a motion to set aside additional funds, with a limit of \$2,000.00, for continued review of FOP agreement. Motion was seconded by Titus, and approved By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Ivy Lanes, Mondamin, IA (Burt County):

Jeff Anderson, 5275 2nd Ave., Mondamin, IA – President of Ivy Lanes Corp.: Jeff shared concerns about the lack of Burt County tax dollars being spent in Ivy Lanes.

(i) Ivy Lanes Corp. is asking for financial help from Burt County for roads maintenance. (ii) He shared a personal story and reflected upon concerns of 911 responses for the citizens that live over there.

County Board response: (i) Financial support for road(s) is not a possibility as the road(s) going into and within the area are privately owned by the Ivy Lanes Corp. (ii) The board expressed that 911 response is critical and is the County's responsibility to assist in some way with such requests.

COMMUNICATION: Burt County Ag Society FY 2024-2025 Fair Budget.

Lots Split: signed by Chairman Connealy

DAVE TOBIN – 3.10 ac. in S ½ (more particularly, lying in pt. SE⁴ SW⁴ & SW⁴ SE⁴) in Sec. 23 TWP 21N Rg 11E of 6th p.m., Burt County, NE

Annual Delinquent Tax List: (dated 9/24/2024) prepared by County Treasurer Robin Olson was noted and placed on file. Edmond Talbot, Burt Co Attorney will review for possible future foreclosures the County may proceed with.

ROADS: *Ann Chytka, Highway Superintendent*

Road Maintenance Contracts with Nebraska Game and Parks:

Two (2) contracts with Nebraska Game and Parks Commission for road maintenance inside the Summit Lake SRA and Pelican Point SRA. Agreements are for services for four (4) years; however, pricing can be adjusted annually. July 2024 – June 2025 pricing will not exceed \$5,900.00. Contracts approved upon motions by Schold and Richards, By Roll Call Vote: Ayes –Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Hourly Rate for County provided Road Maintenance:

Kutchera made a motion to update Hourly Rate for County provided Road Maintenance to \$160.00/ hr.; it was previously \$140.00/ hr. Motion was seconded by Titus, motion passed By Roll Call Vote: Ayes –Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

PUBLIC COMMENT: Bill Price (1615 Co.Rd. 10, Lyons) – (i) Stated that he didn’t understand why Ivy Lanes couldn’t be turned over to Iowa; (ii) Stated he doesn’t appreciate the language used in the property tax request Resolution.

There being no further business to come before the Board at this time, the meeting adjourned upon motions by Pearson and Schold at 11:45 A.M.
Next Meeting: October 9, 2024 @ 9:00 A.M.

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

TED CONNEALY, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

