

OFFICE OF THE BURT COUNTY CLERK
Minutes of the Burt County Board of Supervisors
January 26, 2024
TEKAMAH NE 68061

The Burt County Board of Supervisors met in regular session on Friday, January 26, 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 (1-23-2024), 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 Titus, seconded by Kutchera. By roll call vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

The minutes of the 1/10/2024 Board of Supervisors meeting were approved; upon motion by Swanson, seconded by Pearson. By roll call vote: Ayes - Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

The claims for January in the amount of \$1,017,996.00, including \$168,627.76 for payroll, were read, audited, warrant drawn, and checks generated on the respective funds on motion by Richards, seconded by Kutchera. By roll call vote: Ayes - Kutchera, Richards, Pearson, Titus and Connealy. Nays – Swanson and Schold. The following claims were approved:

ADAM SIPPLE - SIPPLE LAW	ATTY FEES	1,453.50
ALYSHA PETERSON	MILEAGE	70.92
AMANDA BARRON	ATTY FEES	1,795.23
ANDY'S QUICK SHOP	FUEL	123.35
APPLIED CONNECTIVE TECHNOLOGIES LLC	MONITOR/SUPPORT	5,123.90
BLUE360 MEDIA	SUPPLY	94.95
BOMGAARS -COURTHOUSE	SUPPLIES	104.92
BRANIFF SERVICE INC	FUEL	3,233.63
BRITTANY HEDLUND	MEALS	80.82
BRUMMOND DISPOSAL	GARBAGE	225.00
BRYAN DUNN	MILEAGE	40.50
BUDDIES MINI MART, LLC	FUEL	408.33
BURT COUNTY COURT	COURT FEES	68.00
BURT COUNTY DISTRICT COURT	COURT FEES	36.00
BURT COUNTY PUBLIC POWER DIST	SERVICES	316.25
BURT COUNTY SHERIFF	FEES	116.56
BURT COUNTY TREASURER -TRANSFER	GEN-ROAD	60,000.00
BURT COUNTY TREASURER - TRANSFER	GEN - INHERITANCE	400,000.00
CANON FINANCIAL SERVICES	EQUIPMENT	27.09
CENTURY LINK	SERVICES	323.04
CHRISTINE A DREGALLA	JAIL MEDICAL	121.00
CITY OF TEKAMAH	UTILITIES	142.00
CLARK PEST AND TERMITE CONTROL	SERVICES	75.00
CLASSIC CLEAN CARWASH	MAINTENANCE	69.53
CUBBY'S	FUEL	1,330.39
DAKOTA COUNTY SHERIFF	COURT FEES	23.48
DAS STATE ACCOUNTING-CENTRAL FIN.	SOFTWARE	411.60
DAS STATE ACCTG -CENTRAL FINANCE	SOFTWARE	258.75

DAVID SCHOLD	CHECKING ROADS	41.92
DECATUR EXPRESS - KB'S MINI MART	FUEL	1,250.23
DODGE COUNTY	DC PROBATION	3,586.38
EAKES OFFICE PLUS	SUPPLIES	750.03
FASTWYRE BROADBAND	UTILITIES	1,575.05
FIRST CONCORD BENEFITS GROUP LLC	ADMIN FEE	1,657.48
FIRST NATIONAL BANK OF OMAHA	SUPPLIES	199.74
FIRST NORTHEAST BANK OF NEBRASKA	CHECK ORDER	104.00
FRANCES FRENCH	PRIOR SERVICE	66.00
GARY SWANSON	CHECKING ROADS	66.81
GOVERNMENT FORMS AND SUPPLIES	SUPPLIES	1,027.36
GRAHAM TIRE STORE	FLEET MAINTENANCE	682.20
GREAT AMERICA FINANCIAL SVCS	EQUIPMENT	247.63
HERMANSON LAW & MEDIATION LLC	ATTY FEES	3,410.50
HOMETOWN LEASING	EQUIPMENT	114.20
JACK'S UNIFORMS & EQUIPMENT	UNIFORMS	1,126.79
JEFF KUTCHERA	CHECKING ROADS	390.38
JOHNSON & MOCK, PC, LLO	ATTY FEES	836.00
JOSH TOWNSEND	MILEAGE	99.06
JURY DUTY	JURY DUTY	1,818.24
LA QUINTA INN AND SUITES	TRAINING	535.00
LAUREEN CANARSKY	PRIOR SERVICE	46.16
LAW OFFICE OF KATE M JORGENSEN PC	ATTY FEES	61.39
LEONARD CANARSKY	PRIOR SERVICE	46.16
MARIE RAGER	PRIOR SERVICE	115.40
MELINDA WICKS	ATTY FEES	1,007.00
MID-AMERICAN BENEFITS INC	BENEFITS	256.00
MIPS INC	SOFTWARE	2,234.74
MIPS INC - COUNTY COURT	SOFTWARE	101.03
MOCIC	SUPPLIES	100.00
NEBR PLANNING & ZONING ASSOC	DUES	40.00
NE ASSOCIATION OF COUNTY ASSESSORS	2024 DUES	75.00
NE CLERKS OF DIST COURT ASSN	2024 DUES	50.00
NEBR WORKFORCE DEVELOPMENT	UNEMPLOYMENT	2,660.00
NEBRASKA PUBLIC POWER DISTRICT	UTILITIES	861.52
OAKLAND INDEPENDENT/LYONS MIRROR	PUBLISHING	38.17
OFFICE WAREHOUSE	SUPPLIES	299.98
ONE OFFICE SOLUTION	SUPPLIES	316.92
PAUL RICHARDS	CHECKING ROADS	133.62
PELAN FUNERAL SERVICES INC	BURIAL ASSIST	2,275.00
PHYSICIANS LABORATORY PC	SERVICES	3,186.00
POCKET PRESS INC	SUPPLIES	159.92
RAY O'HERRON	COURT COSTS	1,037.60
REGION IV INC	QUARTERLY	3,305.50
SAVE MORE MARKET	SUPPLIES	53.08
SECURITY SHREDDING SERVICES	SERVICES	40.00
STACEY KEYS	MILEAGE	44.45
STAMP FULFILLMENT SERVICES	SUPPLIES	405.75
STEPHEN J KRAVIEC P.C.,L.L.O.	CHILD SUPP. ENFORCE	2,064.54
TAMMI BURBACH	COURT COSTS	293.15
THE APOTHECARY SHOP	JAIL MEDICAL	105.51
THEODORE CONNEALY	CHECKING ROADS	309.82
THURSTON COUNTY SHERIFF	JAIL	7,440.00
TIPSY PIG	JURY COSTS	188.68
TK ELEVATOR CORPORATION	MAINTENANCE	318.97
UNIVERSITY OF NEBRASKA-LINCOLN	QTRLY WAGES	12,552.81
VERIZON WIRELESS	SERVICES	820.61
VISUAL EDGE IT,INC	EQUIPMENT	37.97

WASHINGTON COUNTY SHERIFF	JAIL	9,230.00
WELLS FARGO FINANCIAL SERVICE	EQUIPMENT	60.22
YOST LAW FIRM	ATTY FEES	4,023.23
A A WHEEL & TRUCK SUPPLY INC	SUPPLIES/REPAIR	217.74
ANN CHYTKA	MILEAGE	81.22
BAUER BILT	EQUIPMENT	12,108.96
BLACK HILLS ENERGY	UTILITIES	446.38
BOMGAARS SUPPLY INC - ROAD	SUPPLIES	1,806.89
BONINE GARAGE DOORS	REPAIR	350.00
BRUMMOND COUNTRY DISPOSAL	GARBAGE	90.00
CAPITAL ONE TRADE	FLEET	1,450.05
CITY OF LYONS	UTILITIES	430.47
CITY OF OAKLAND	UTILITIES	21.33
CUMING COUNTY INDUSTRIES	SUPPLIES	1,906.53
FARMERS PRIDE	FUEL	3,556.42
FILTER CARE OF NEBRASKA, INC.	REPAIR/MAINT.	47.55
FIRST NATIONAL BANK OF OMAHA ROADS	SUPPLIES	132.37
GINI, LLC	FUEL	86.37
JAMES WATSON	FUEL	44.68
KEN'S TRAILER SALES & REPAIR LLC	FLEET	12,500.00
MIDWEST SERVICE CO	FUEL/FLEET	17,411.32
NMC	FLEET REPAIR	72,693.42
OAKLAND EXPRESS	FUEL	201.43
RDO TRUCK CENTERS, LLC	REPAIR	323.26
SAPP BROS PETROLEUM INC	FUEL	31.75
SCOTT'S HARDWARE	SUPPLIES	167.98
SEALS & SERVICE INC	SUPPLIES	49.01
SHAMBURG AUTO SUPPLY	SUPPLIES	697.55
SPENCER QUARRIES, INC	MATERIAL ROADS	2,118.17
STEINY'S GENERAL STORE	FUEL	10.78
TRI-STATE COMMUNICATIONS INC	BC ROADS TOWER	158.50
VERIZON CONNECT FLEET USA LLC	SERVICES	1,180.82
VILLAGE OF CRAIG	UTILITIES	68.00
VILLAGE OF DECATUR	UTILITIES	194.38
WELDON PARTS OMAHA	PARTS	51.84
BURT COUNTY ECONOMIC DEV CORP	HALF YEAR	18,000.00
JUSTICE DATE SOLUTIONS INC	911	3,700.00
CENTURYLINK (HARDWARE WARRANTY)	911 EQUIP	707.20
GEOCOMM, INC	911 EQUIP	4,648.30
NORTHEAST NEBR TELEPHONE CO	UTILITIES	130.47
AFLAC	EMPE PD ADDL	549.63
ALLSTATE	EMPE PD ADDL	57.22
BLUE CROSS & BLUE SHIELD	INSURANCE	53,823.67
ERIN M MCCARTNEY CHAPTER 13 TRUSTEE	BANKRUPTCY	650.00
FIRST NAT'L BANK-NORTHEAST-EFPTS	FED TAXES	48,783.23
GLOBE LIFE LIBERTY NATIONAL DIV	EMPE PD ADDL	466.77
MADISON NATIONAL LIFE INS. CO, INC	EMPE PD ADDL	30.96
NATIONWIDE RETIREMENT SOLUTIONS	EMPE PD ADDL	150.00
RETIREMENT PLANS DIV. OF AMERITAS	RETIREMENT	25,130.62
STATE TAX COMMISSIONER	STATE TAXES	7,751.27
VISION SERVICE PLAN (CT)	EMPE PD ADDL	723.67
COLONIAL LIFE AND ACCIDENT INS CO	EMPE PD ADDL	57.79
CREDIT MANAGEMENT SERVICES	GARNISHMENT	487.63
NEBR CHILD SUPPORT PAYMENT CTR	GARNISHMENT	830.00

Burt County Weed Control Authority Activities and Information Report:

The board reviewed the report for 2023; Chairman Connealy signed.

Burt County Extension Office: *Angi Heller, Engagement Zone 8 Coordinator*

(a) *staffing:* Angi introduced Marina Duarte de Val as the new Water & Cropping Systems Extension Educator for Burt, Thurston & Dakota Counties; her office will be in the Burt County Courthouse.

(b) *2023 Annual Report:* Presented and placed on file.

(c) *Burt County employee payroll:* The board asked the Extension staff overseeing the front desk office employee to keep more detailed hours for payroll reporting for that County position.

ROADS: *Ann Chytka, Highway Superintendent*

January Snow Event Report: Between the dates of Jan. 8-26 motor graders cleared 5,025 miles; plow trucks ran on hard surfaces, miles reported for two of those were 1,606 miles and 2,090 miles. There were only minor breakdowns to deal with. Ann reported that she had to make a request to NEMA to get assistance from the State to blow snow in one area.

2023 Fleet Report: Chytka shared a spreadsheet showing 2023 Hours and Mileage for the equipment in the Roads Fleet.

Road Committee Report: Committee expressed that in the near future, they want to discuss the roads fleet.

Board Members Schold and Titus moved for adoption of Resolution 2024-03. The Resolution was adopted By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Resolution 2024-03 *Vacate Eagle Island Subdivision*

WHEREAS, on September 14th, 2021 David L Brainard came before the Burt County Board of Supervisors to seek approval to subdivide property located in PTS2SW4 SEC 6 & PTE2NW4 & PRIVATE RD SEC 7, Township 21N, Range 12E of the sixth pm in Burt County, Nebraska for Eagle Island Subdivision.

AND WHEREAS, the Burt County Board of Supervisors passed Resolution #21-20 granting David L Brainard and Elizabeth K Brainard may begin the process of subdividing and platting property he owns in Burt County, in accordance with the Zoning Regulations of Burt County, Article III, Section 1 for Eagle Island.

AND WHEREAS, on October 28th, 2022 the Board of Supervisors approved the Final Plat of Eagle Island Subdivision.

On January 10th, 2024 David L Brainard and Elizabeth K Brainard Came before the Burt County Board of Supervisor asking that the Eagle Island Subdivision be vacated.

NOW THEREFORE BE IT RESOLVED by the Burt County Board of Supervisors that Eagle Island Subdivision located in PTS2SW4 SEC 6 & PTE2NW4 & PRIVATE RD SEC 7, Township 21N, Range 12E of the sixth pm in Burt County, Nebraska be Vacated.

Dated the ~~10th~~ 26th day of January 2024 at Tekamah, Nebraska.

- signed by Chairman Connealy, attested by County Clerk Freidel

Board Members Schold and Titus moved for adoption of Resolution 2024-04. The Resolution was adopted By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Resolution 2024-04 *Road Maintenance*

Agreement with Bell Creek Township County Road M East of State Highway 77 to County Road 13.

WHEREAS, PURSUANT TO REQUEST OF THE BURT COUNTY BOARD OF SUPERVISORS AND BELL CREEK TOWNSHIP OF BURT COUNTY NEBRASKA, AN AGREEMENT THAT BURT COUNTY WILL ASSIST WITH TREATMENT OF ICY CONDITIONS AND/OR PLOW SNOW ON THE HARD SURFACE COUNTY ROAD M EAST OF STATE HIGHWAY 77 TO COUNTY ROAD 13.

BE IT FURTHER RESOLVED, THIS AGREEMENT WAS DISCUSSED AND ACCEPTED BY THE BURT COUNTY BOARD OF SUPERVISORS AND BELL CREEK TOWNSHIP. THE CHARGE WILL BE AT THE CURRENT HOURLY RATE.

NOW THEREFORE BE IT RESOLVED, BURT COUNTY WILL TREAT ICY CONDITIONS, AND/OR PLOW SNOW ON COUNTY ROAD M EAST OF STATE HIGHWAY 77 TO COUNTY ROAD 13 AT THE REQUEST OF THE BELL CREEK TOWNSHIP WHEN NECESSARY. THE CHARGE WILL BE AT THE CURRENT HOURLY RATE.

APPROVED this 26th day of January 2024 at Tekamah, Nebraska.

- signed by Chairman Connealy, attested by County Clerk Freidel

Board of Equalization:

Kutchera moved the Board recess at 10:20 AM for *Board of Equalization*, Schold seconded, motion passed with All Ayes. The Burt County Board of Supervisors reconvened at 10:32 AM upon motion by Schold, seconded by Pearson with All Ayes. See separate minutes for BOE.

Special Designated Liquor Licenses (SDLs):

Upon motion by Kutchera, seconded by Schold, the Board approved special designated liquor licenses for Chatterbox at St Patrick’s Catholic Church (Tekamah) for 2024 Lenten fish fry dinners on Feb. 16 & 23, March 1, 8, 15 & 22. Approved By Roll Call Vote: Ayes – Swanson, Kutchera, Richards, Pearson, Titus, Schold and Connealy. Nays – none.

Public Comment: (1) Donette Jackson, 5000 CoRd. HI, Tekamah- posed a question about the right-of-way on County Roads with reference to fields being planted in the ditch.

There being no further business to come before the Board at this time, the meeting adjourned upon motions by Pearson and Schold at 10:47 A.M.
Next Meeting: Wednesday, February 14, 2024 @ 9:00 A.M.

ATTEST: SARAH J. FREIDEL
BURT COUNTY CLERK

TED CONNEALY, CHAIRMAN
BURT COUNTY BOARD OF SUPERVISORS

