

2008 Abstract of Levies

REAL ESTATE	925,168,580
PERSONAL PROPERTY	36,996,077
SPECIALS	<u>19,716,476</u>
	981,881,133

<u>Political Subdivision</u>	<u>Valuations</u>	<u>Tax Request</u>	<u>Levy</u>
<u>BUTLER COUNTY</u>			
General Fund	981,881,133	\$2,394,386.13	0.24386
Relief/Medical Fund	981,881,133	\$7,915.46	0.00081
Courthouse Bond Fund	981,881,133	<u>\$266,906.47</u>	<u>0.02718</u>
		\$2,669,208.06	0.27185
Butler County Ag Society	981,881,133	\$78,000.00	0.00794
Capital Projects	981,881,133	<u>\$20,188.00</u>	<u>0.00206</u>
		\$98,188.00	0.01000
<u>TOWNSHIPS</u>			
Read Township	56,754,208	\$67,000.00	0.11805
Ulysses Township	53,665,903	\$85,500.00	0.15932
Library	53,665,903	<u>\$15,500.00</u>	<u>0.02888</u>
		\$101,000.00	0.18820
Plum Creek Township	46,368,791	\$74,740.00	0.16119
Richardson Township	41,901,138	\$79,612.00	0.19000
Reading Township	69,335,105	\$69,335.00	0.10000
Union Township	55,360,360	\$55,360.36	0.10000
Center Township	55,141,304	\$55,141.00	0.10000
Oak Creek Township	53,940,721	\$75,517.00	0.14000
Summit Township	53,852,004	\$53,852.00	0.10000
Olive Township	52,730,899	\$52,730.00	0.10000
Franklin Township	53,244,071	\$74,541.00	0.14000
Skull Creek Township	42,243,204	\$42,243.00	0.10000
Alexis Township	71,249,394	\$53,000.00	0.07439
Savannah Township	58,792,533	\$58,792.00	0.10000
Bone Creek Township	50,284,429	\$63,000.00	0.12529

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Linwood Township	40,126,104	\$40,126.10	0.10000
Platte Township	25,145,053	\$23,696.00	0.09424

RURAL FIRE DISTRICTS

Ulysses Fire District #2	87,275,947	\$17,455.00	0.02000
Sinking Fund	87,275,947	<u>\$17,455.00</u>	<u>0.02000</u>
		\$34,910.00	0.04000

Rising City Fire Dist. #3	167,043,410	\$66,817.00	0.04000
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Bellwood Fire Dist. #5	138,266,317	\$33,529.44	0.02425
Bond Fund	138,266,317	<u>\$45,743.00</u>	<u>0.03308</u>
		\$79,272.44	0.05733

Dwight Fire Dist. #6	59,433,168	\$9,309.61	0.01566
Sinking Fund	59,433,168	\$14,463.66	0.02434
Bond Fund	59,433,168	<u>\$13,103.61</u>	<u>0.02205</u>
		\$36,876.88	0.06205

Bruno Fire Dist. #7	46,891,826	\$18,756.00	0.04000
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Linwood Fire Dist. #8	62,672,600	\$25,069.00	0.04000
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David City Fire Dist. #9	289,944,721	\$115,977.00	0.04000
Bond Fund	289,944,721	<u>\$70,095.00</u>	<u>0.02417</u>
		\$186,072.00	0.06417

Brainard Fire Dist. #10	70,826,750	\$21,020.00	0.02968
Sinking Fund	70,826,750	<u>\$7,310.00</u>	<u>0.01032</u>
		\$28,330.00	0.04000

Abie Fire Dist. #11	24,328,815	\$9,732.00	0.04000
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SANITARY & IMPROVEMENT DISTRICTS

SID #1 - General Fund	5,719,094	\$15,249.00	0.26663
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CITIES & VILLAGES

Village of Surprise			
General All Purpose Fund	1,078,065	\$4,518.00	0.41908

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Village of Ulysses

General Fund	4,502,293	\$13,260.32	0.29452
Bond Fund	4,502,293	\$20,210.00	0.44888
Street Fund	4,502,293	<u>\$7,000.00</u>	<u>0.15548</u>
		\$40,470.32	0.89888

Village of Dwight

General Fund	7,140,132	\$15,412.60	0.21586
Bond Fund	7,140,132	\$10,807.00	0.15136
Fire Dept. Fund	7,140,132	<u>\$10,100.00</u>	<u>0.14145</u>
		\$36,319.60	0.50867

Village of Rising City

General Fund	11,271,745	\$22,722.00	0.20158
Street Fund	11,271,745	\$20,000.00	0.17743
Fireman Fund	11,271,745	\$5,000.00	0.04436
Payroll Tax Fund	11,271,745	<u>\$3,000.00</u>	<u>0.02662</u>
		\$50,722.00	0.44999

Village of Garrison

General Fund	2,509,854	\$815.79	0.03250
Street Fund	2,509,854	<u>\$500.00</u>	<u>0.01992</u>
		\$1,315.79	0.05242

Village of Brainard

General Fund	12,906,270	\$58,078.00	0.45000
Bond Fund	12,906,270	<u>\$20,000.00</u>	<u>0.15496</u>
		\$78,078.00	0.60496

Village of Bruno

General Fund	1,908,598	\$8,588.00	0.44996
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Village of Bellwood

General Fund	12,840,443	\$49,781.00	0.38769
Bond Fund	12,840,443	\$10,000.00	0.07788
Street Fund	12,840,443	<u>\$8,000.00</u>	<u>0.06230</u>
		\$67,781.00	0.52787

Village of Octavia

General Fund	2,046,825	\$3,030.00	0.14803
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Village of Abie

General Fund	1,388,155	\$3,400.00	0.24493
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Village of Linwood

General Fund	1,788,529	\$2,020.00	0.11294
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City of David City

General Fund	101,745,906	\$508,730.00	0.50000
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2008 Abstract of Levies

SCHOOLS

32

General Levy	101,809,164	\$1,023,700.00	1.00551
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56

General Fund	556,601,574	\$5,016,890.00	0.90134
Special Building	556,601,574	\$263,898.00	0.04741
Bond (K-8)	257,534,161	\$77,128.00	0.02995
Bond (9-12)	542,453,671	\$94,267.00	0.01738
Bond (3R)	116,838,743	\$52,914.00	0.04529
Quality Capitol Purpose Undertaking Fund (K-8)	514,917,582	\$63,742.00	0.01238
Quality Capitol Purpose Undertaking Fund (9-12)	556,482,534	\$81,821.00	0.01470

2R

General Fund	292,242,517	\$2,717,854.45	0.93000
Special Building	292,242,517	<u>\$292,242.49</u>	<u>0.10000</u>
		\$3,010,096.94	1.03000

I, Vicki L. Truksa, County Clerk in and for Butler County, Nebraska,
do hereby certify the above tax levies for Butler County taxing districts as set by
the political subdivisions and approved by the County Board of Supervisors acting
as the County Board of Equalization on October 6, 2008.

Vicki L. Truksa
Butler County Clerk

January 8, 2008

BOARD PROCEEDINGS

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 8th day of January, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Max Birkel, William J. Kozisek, Larry Zadina and Irvin F. Cidlik, Jr. Absent: Kevin Slama.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

Vicki L. Truksa, County Clerk, called the meeting to order.

The County Clerk announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The County Clerk called for nominations for a Temporary Chairman.

William Kozisek nominated Wayne Hassebrook and Max Birkel seconded the nomination as the Temporary Chairman. No other nominations were made. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, and Mach. The following voted nay: None. Abstaining: Hassebrook. Absent: Slama. Motion carried. Wayne Hassebrook is declared the Temporary Chairman.

The Temporary Chairman appointed Cidlik, Mach and Zadina as the Credential Committee. The Credential Committee reported to the board that all bonds are of record and filed.

The Temporary Chairman asked for nominations for the Permanent Chairman position.

Larry Zadina nominated Irvin Cidlik. Max Birkel nominated Wayne Hassebrook. There being no more nominations, nominations ceased.

A vote by secret ballot was taken for Permanent Chairman.

Results of the vote by secret ballot are as follows:

3 votes – Wayne Hassebrook

3 votes – Irvin Cidlik

Due to the tied results, the County Attorney was instructed to research what options the Board has.

The Temporary Chairman declared the minutes from the previous meetings shall stand approved.

Discussion was held on the position of Noxious Weed Control Superintendent. Each member was given a copy of the present job description and told to review it. The position will be advertised in The Banner-Press on January 17, 24 and 31. Applications will be accepted until 5:00 p.m. on February 1, 2008.

The County Board of Supervisors will be meeting on February 4, 2008 and February 19, 2008. The third Monday of February is a holiday and the Courthouse will be closed.

Moved by Cidlik, seconded by Birkel to approve the bond of Frank Fichtl, Summit Township Treasurer. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The County Attorney informed the Board of the options that they have in reference to the tie vote for Permanent Chairman.

Irvin Cidlik withdrew his name from the nominations for Permanent Chairman.

A secret ballot was taken for Permanent Chairman.

Results of the secret ballot are as follows:

3 votes – Wayne Hassebrook
1 vote – Max Birkel
2 votes – Irvin Cidlik

Wayne Hassebrook was declared Permanent Chairman for the Board of Supervisors for 2008.

Moved by Kozisek, seconded by Mach to go into Executive Session at 9:30 a.m. Upon roll call vote the following voted aye: Kozisek, Mach, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Birkel, seconded by Mach to come out of Executive Session. Upon roll call vote the following voted aye: Birkel, Cidlik, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The Chairman declared that no action was taken while in Executive Session.

Julie Reiter, County Attorney discussed with the Board the information that she has gathered on the issue of passing a Pit Bull Breed Ban in the County. The Board requested that she draft a resolution and present that to the Board at a future meeting.

Moved by Birkel, seconded by Cidlik to go into Board of Equalization at 10:00 a.m. Upon roll call vote the following voted aye: Birkel, Cidlik, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

BOARD OF EQUALIZATION (see separate proceedings)

Moved by Birkel, seconded by Mach to go out of Board of Equalization. Upon roll call vote the following voted aye: Birkel, Cidlik, Mach, Kozisek, Zadina, and Hassebrook. The following nay: None. Absent: Slama. Motion carried.

Discussion was held on a claim from BryanLGH Hospital for medical services provided to an EPC patient. No action was taken pending additional information on the Medicaid rates.

Moved by Cidlik, seconded by Mach to set the date for the One & Six Year Road Plan public hearing, it will be held February 19, 2008 at 10:00 a.m. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Mach, seconded by Birkel to set the date to accept Steel Bids, they will be accepted on February 19, 2008 at 10:30 a.m. Upon roll call vote the following voted aye: Mach, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Mach, seconded by Kozisek to set the date to accept Gravel Bids, they will be accepted on February 4, 2008 at 9:30 a.m. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The insurance check that was received for hail damage to the buildings at the County Yards will be deposited into the General Fund, expenses incurred in repairing the damage will be paid from the General Fund.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION NO. 2008- 1

WHEREAS, the Butler County Board of Supervisors, according to its records in the office of the Butler County Clerk, has designated nine (9) institutions to act as depositories for County Funds, and

WHEREAS, the institutions are as follows:

US Bank, N.A., David City, Nebraska
First National Bank of Omaha, David City Branch, David City, Nebraska
Cornerstone Bank, N.A., Rising City, Nebraska
First Nebraska Bank, Brainard, Nebraska
Bank of the Valley, Bellwood, Nebraska
First Nebraska Bank, Dwight, Nebraska
Union Bank & Trust Co., David City Branch, David City, Nebraska
Bank of the Valley, David City Branch, David City, Nebraska
Nebraska Public Agency Investment Trust (NPAIT)
c/o Union Bank & Trust Co., Lincoln, Nebraska

and said above mentioned institutions have placed collateral security as required by law with the County Treasurer of Butler County, Nebraska, and

WHEREAS, the following institutions have made application for County Depositories as follows:

US Bank, N.A., David City, Nebraska
First National Bank of Omaha, David City Branch, David City, Nebraska
Cornerstone Bank, N.A., Rising City, Nebraska
First Nebraska Bank, Brainard, Nebraska
Bank of the Valley, Bellwood, Nebraska
First Nebraska Bank, Dwight, Nebraska
Union Bank & Trust Co., David City Branch, David City, Nebraska
Bank of the Valley, David City Branch, David City, Nebraska
Nebraska Public Agency Investment Trust (NPAIT)
c/o Union Bank & Trust Co., Lincoln, Nebraska

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that whereas the above mentioned banks have made application for County Depositories, and that all of the above mentioned banks be so designated as County Depositories for the year 2008, so long as they comply with the laws of Nebraska.

Dated this 8th day of January, 2008

/s/ Wayne Hassebrook
Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Moved by Mach, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Mach, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION NO. 2008 - 2

WHEREAS, it is in the best interest for the County of Butler, State of Nebraska, that surplus funds be invested.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors that the elected or appointed Butler County Treasurer be empowered and instructed to invest surplus funds, as he/she deems suitable and in the best interest of the County. Said funds may be invested on a bid basis or by negotiations.

Dated this 8th day of January, 2008

/s/ Wayne Hassebrook
Chairman, Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The appointment of 2008 Committees and 2008 Liaisons will be delayed till the next meeting.

Correspondence was received from the Nebraska Association of County Officials in regards to the NACO Institute of Excellence 2008, and the 2008 County Board Workshop.

The Chairman declared the meeting adjourned at 10:50 a.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

January 22, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 22nd day of January, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

The monthly fee report from the Clerk of the District Court was accepted and placed on file.

Moved by Mach, seconded by Slama to approve the following resolution. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-3

WHEREAS, the Butler County Board of Supervisors has established, by resolution after a public hearing, a Butler County Visitors Promotion Fund and a Butler County Visitors Improvement Fund pursuant to the Nebraska Visitors Development Act, Neb. Rev. Stat. §81-1255.

WHEREAS, the Nebraska Visitors Development Act, Neb. Rev. Stat. §81-1245 through §81-1263, requires that a county that has established a County Visitor Promotion Fund and/or a County Visitor Improvement Fund must also establish and appoint a Visitors Committee to serve as an advisory committee to the county board in administering the proceeds from the lodging taxes provided to the county by the Nebraska Visitors Development Act.

THEREFORE, THE BUTLER COUNTY BOARD OF SUPERVISORS RESOLVES to establish a Butler County Visitors Committee consisting of five members.

THEREFORE, THE BUTLER COUNTY BOARD OF SUPERVISORS RESOLVES to appoint the following three individuals for an initial term of two years:

Terry Kriz
Tom Pesek
Kari Samuelson

THEREFORE, THE BUTLER COUNTY BOARD OF SUPERVISORS RESOLVES to appoint the following two individuals for a term of four years:

Jerry Roh
Willow Holoubek

Dated this 22nd day of January, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The quarterly General Assistance report was accepted and placed on file.

Moved by Cidlik, seconded by Kozisek to authorize the Chairman to sign the year-end reports for the Noxious Weed Control Authority when completed. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Amy Slama of the Butler County Coalition appeared before the Board to inform them of the decision by the coalition members to dissolve. If there is a need in the future, they will consider reorganizing.

Jeff DeLine of Dana F. Cole & Company, was present to discuss the audit that was completed for the fiscal year 2006/2007.

Pat Shanahan, Stock Auction, gave the Board information on motor grader replacement auctions that are held.

The Chairman declared a five minute recess.

Moved by Slama, seconded by Birkel to open the public hearing at 10:15 a.m. on the application for a Class C liquor license for Valley Catering, LLC, 105 B 41st Road, Columbus, Nebraska. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Bonnie Nekl was present to answer any questions. No opposition to the license was given.

Moved by Slama, seconded by Kozisek to close the public hearing. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to recommend the approval of the Class C liquor license for Valley Catering, LLC, 105 B 41st Road, Columbus, Nebraska, to the Nebraska Liquor Control Commission. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman made the following committee and liaison appointments for the year 2008.

2008 COMMITTEES

CHAIRMAN	Wayne Hassebrook
VICE CHAIRMAN	Max Birkel
REGION V	Zadina
BLUE VALLEY	Zadina
FOUR CORNERS DISTRICT HEALTH	Kozisek
ROADS & BRIDGES	Mach & Slama &/or Hassebrook, Cidlik, Zadina by District
BUILDING & GROUNDS	Kozisek, Birkel & Mach
INSURANCE	Hassebrook & Cidlik
HOSPITAL	Kozisek & Birkel
NOXIOUS WEED	Slama, Mach & Cidlik
FINANCE & FEES	Cidlik, Slama & Birkel
NRD	Slama & Cidlik
EMPLOYEE BENEFITS & POLICY	Mach & Slama
COMMUNITY DEVELOPMENT	Hassebrook & Kozisek
911	Birkel & Slama
SAFETY	Mach, Kozisek, Cidlik, Mary Jane Baer, Larry Aldrich & Jan DeWispelare
ETHANOL COMMITTEE	Slama
SENIOR CENTER	Kozisek

2008 LIAISONS

Assessor	Cidlik
Attorney	Hassebrook
Clerk	Hassebrook
Clerk of District Court	Zadina
Custodian	Kozisek
E-911	Birkel & Slama
Emergency Manager	Cidlik
Extension Agent	Zadina
Highway Supt.	Mach
Noxious Weed	Slama
School Records	Slama
Sheriff	Birkel
Surveyor	Cidlik
Treasurer	Kozisek
Veterans Service Officer	Mach

The Chairman recessed the meeting and reconvened the meeting in the Courtroom.

The Chairman called the meeting to order at 10:30 a.m. in the Courtroom.

David Hibler presented a resolution to the Board for their consideration. Members of the audience voiced their concerns about Mr. Hibler and his proposed project. The Chairman called for a motion on the resolution. Due to the lack of any motion being made, no action was taken by the Board.

The Chairman recessed the meeting and reconvened the meeting in the Supervisor's Meeting Room.

Moved by Mach, seconded by Slama to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 5 & 8, T15N, R4E, northwest of Bruno in Butler County. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

The job description for the position of Noxious Weed Control Superintendent was reviewed and discussed. The Board agreed that there needs to be a few changes made to the present job description.

Craig Nelson, Executive Director and several representatives from NIRMA were present to meet with the Board to discuss NIRMA, describe the claims handling procedures, and detail their loss control, risk management and financial services.

The Chairman recessed the meeting at 12:00 noon.

The Chairman reconvened the meeting at 12:50 p.m.

Discussion was held concerning the contract of Stahr & Associates, Inc., pertaining to the preparation of a Comprehensive Plan and Zoning Regulations.

Moved by Birkel, seconded by Cidlik to go into Board of Equalization at 1:00 p.m. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

BOARD OF EQUALIZATION (see separate proceedings)

Moved by Slama, seconded by Zadina to go out of Board of Equalization at 1:10 p.m. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to authorize payment of the claims as presented with the exception of the claim of Bryan Meysenburg, Noxious Weed Control Superintendent in the amount of \$3,007.76 from the Noxious Weed Control Fund, a clarification is needed on the hours being claimed. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Louise Niemann appeared before the Board to explain to them the Household Hazardous Waste/Electronic Waste Grant from the Nebraska Department of Environmental Quality. Moved by Slama, seconded by Zadina to authorize the Chairman to sign the grant acceptance paperwork. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Julie Reiter, County Attorney, discussed with the board the Pit Bull Breed Ban that she is drafting. When she has a rough draft completed, a copy will be mailed to each Supervisor, and also a copy of the State Statutes that apply.

Karey Adamy, County Treasurer presented the board with a copy of the Butler County Treasurer's Statement from July 1, 2007 to December 31, 2007 that was published in the newspaper and also a copy of the Treasurer's Investment Portfolio.

Moved by Mach, seconded by Slama to go into Executive Session-Potential Litigation (Treasurer's Bond). Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Birkel to come out of Executive Session. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman declared that no action was taken while in Executive Session.

Moved by Mach, seconded by Kozisek to approve the following resolution. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-4

WHEREAS, Cornerstone Bank NA, Rising City, Nebraska has on file the following Safekeeping receipt:

Cusip No. 3133XJL55 issued by Cornerstone Bank NA, York, Nebraska in the amount of \$1,000,000.00; and

WHEREAS, said Cornerstone Bank NA, Rising City, Nebraska is requesting that the above said receipt be released, and

WHEREAS, said Cornerstone Bank NA, Rising City, Nebraska wishes to replace the above said receipt with the following pledge securities:

Cusip No. 3133XNGA1 issued by Cornerstone Bank NA, York, Nebraska in the amount of \$1,000,000.00, and

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the safekeeping receipt Cusip No. 3133XJL55 and replace it with Cusip No. 3133XNGA1 as requested by Cornerstone Bank NA, Rising City, Nebraska.

Dated this 22nd day of January, 2008

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The quarterly jail inspection will be put on the agenda in February.

The Chairman declared the meeting adjourned at 2:15 p.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

February 4, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 4th day of February, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, William J. Kozisek, Larry Zadina and Irvin F. Cidlik, Jr. Absent: Max Birkel.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

The quarterly report from the Butler County Sheriff was accepted and placed on file.

Due to the declination of Tom Pesek to serve on the Visitors Committee a vacancy now exists. Moved by Cidlik, seconded by Zadina to appoint Bruce Bostleman to a two-year term on the Butler County Visitors Committee. Upon roll call vote the following voted aye: Cidlik, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

Due to inclement weather Dr. David J. Hibler, Sr. was unable to attend the meeting. Correspondence dated January 28, 2008 and February 4, 2008 was received by the board.

The Platte River Streambed Ownership Survey was received by the board members. Vickie Donoghue, County Assessor and Richard Ronkar, County Surveyor also received the survey and shared with the board their responses to the survey.

The Engineering Agreement for Construction and Staking, Project BRO-7012(25) Ulysses Northeast was not received by meeting time to have the Chairman sign. It will be on the agenda for the next meeting.

Gravel bids were opened at 9:30 a.m. Bids were received from the following companies:

Arps Gravel & Concrete, Fremont, Nebraska
Johnson Sand & Gravel, Columbus, Nebraska
Kroeger Sand & Gravel, Schuyler, Nebraska
Central Sand & Gravel, Columbus, Nebraska

The Highway Superintendent will review the bids and report back to the board later in the meeting.

Sandy Archuleta came before the board to voice her concerns over the proposed rescue dog kennel.

At 9:45 a.m. the board went to do the Quarterly Jail Inspection.

The board returned at 10:00 a.m. from the jail inspection.

Jim Birkel, Public Defender, informed the board that according to his contract he is required to obtain ten hours of continuing education. He will be attending a seminar in March that will fulfill that requirement.

Moved by Slama, seconded by Mach to go into Executive Session at 10:10 a.m. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

Moved by Slama, seconded by Mach to come out of Executive Session at 10:45 a.m. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

The Chairman declared that no action was taken while in Executive Session, only information presented.

The Chairman recessed the meeting to move it to the Courtroom.

The Chairman declared the meeting back in session.

Jeff Schmidt, Service Area Administrator, Health & Human Services, came before the board to explain the proposed changes to the operations of the David City office. Several members of the audience asked questions of Mr. Schmidt, and others voiced their concern with the proposed changes and the effect that those changes would have on the residents of Butler County and the adjoining county that is served by the David City office.

Moved by Mach, seconded by Zadina to recommend that the presence of Health & Human Services remain in David City as is. Upon roll call vote the following voted aye: Mach, Cidlik, Zadina, Kozisek, Slama, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

The Chairman recessed the meeting to move it to the meeting room.

The Chairman declared the meeting back in session.

Jerry Roh, Chairman of the Butler County Health Care Center Board informed the county board of the resignation of Connie Crook. He also had a recommendation for her replacement. The county board will take action after they receive her letter of resignation.

Jim Truksa, Highway Superintendent, presented information to the board on the Road Department operating its own gravel pit and the cost savings that could be realized. The information presented would indicate a large savings. The board instructed him to gather additional information and report back to them at a later date.

The gravel bids will be tabled till a later date.

Moved by Mach, seconded by Zadina to approve the salary claim of the Noxious Weed Superintendent. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Cidlik, Slama, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

Julie Reiter, County Attorney, presented to the board the Butler County STOP Program Quarterly Report.

Moved by Cidlik, seconded by Zadina to terminate the public official bonds through Agency One Insurance. Upon roll call vote the following voted aye: Cidlik, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

Moved by Slama, seconded by Mach to approve payment of the claims as presented on the claim list. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

A report was given to each member of the board on the payments that have been made to Stahr & Associates, Inc.

A thank-you note from the LeadershipPlenty 2007/2008 class was received and read to the board.

Moved by Cidlik, seconded by Kozisek to go into Executive Session at 12:25 p.m. Upon roll call vote the following voted aye: Cidlik, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Birkel. Motion carried.

Moved by Cidlik, seconded by Mach to come out of Executive Session at 12:35 p.m. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, and Hassebrook.

The Chairman declared no action was taken while in Executive Session.

The Chairman declared the meeting adjourned at 12:40 p.m.

Vicki L. Truksa
Butler County Clerk

Chairman

Wayne Hassebrook

BOARD PROCEEDINGS

February 19, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 19th day of February, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, and Irvin F. Cidlik, Jr. Absent: Larry Zadina.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Cidlik, seconded by Birkel to re-appoint the following to three-year terms on the Planning Commission: Gary Kreikemeier, Ken Miller and Jim Redler. Upon roll call vote the following voted aye: Cidlik, Birkel, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Slama, seconded by Kozisek to accept the resignation of Connie Crook as a board member to the Butler County Health Care Center. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Birkel to appoint Diane Moravec as a board member for the Butler County Health Care Center. Upon roll call vote the following voted aye: Cidlik, Birkel, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Slama, seconded by Cidlik to authorize the Chairman to sign the agreement with the State of Nebraska, Department of Roads for the purchase of a van for the Butler County Senior Services. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The board set the date of May 5, 2008 at 10:00 a.m. to accept bids for audit services for the county.

Moved by Birkel, seconded by Mach to terminate the public official bonds for the County Treasurer and Deputy County Treasurer through Agency One Insurance, due to coverage in place with NIRMA. Upon roll call vote the following voted aye: Birkel, Kozisek, Mach, Slama, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The board received the semi-annual budget report from the County Clerk and placed it on file.

Mark Hecker, County Sheriff appeared before the board to propose several options for the replacement of patrol vehicles.

Moved by Mach, seconded by Kozisek to approve the purchase of two vehicles; a 2000 Dodge Durango from Kobza Motors and a 2004 Ford Crown Victoria from the Kansas Highway Patrol. Upon roll call vote the following voted aye: Mach, Kozisek, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Kevin Stout, Juvenile Diversion Program Coordinator gave a report on the Juvenile Diversion Program and explained to the board the 2008 State Juvenile Justice County Aid Grant Application.

Moved by Slama, seconded by Kozisek to approve the grant application with the changes to the fiscal officer information and to authorize the Chairman to sign the same. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Slama to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

RESOLUTION NO. 2008-5

WHEREAS, Bank of the Valley, Bellwood, Nebraska has on file the following Safekeeping receipt:

<u>CUSIP #</u>	<u>AMOUNT</u>
3133XC5M1	\$100,000.00

WHEREAS, said Bank of the Valley, Bellwood, Nebraska is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipt CUSIP#3133XC5M1 as requested by Bank of the Valley, Bellwood, Nebraska.

Dated this 19th day of February 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:
/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The monthly fee report from the Clerk of the District Court was accepted and placed on file.

Moved by Cidlik, seconded by Slama to open the One and Six Year Road Hearing at 10:00 a.m. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Jim Truksa, Highway Superintendent presented the One and Six Year Road plan to the county board.

Moved by Kozisek, seconded by Mach to close the One and Six Year Road Hearing. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Mach, seconded by Cidlik to approve the following resolution. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

RESOLUTION NO. 2008 – 6
One and Six Year Road Plan

WHEREAS, Section 39-2115 and Section 39-2119, 1969 Revised Statutes of Nebraska, 1943, require that each County and Municipality prepare a One and Six Year, specific road or street improvement plan, and to file same with State Highway Commission on or before March 1, 2008 and

WHEREAS, the Chairman and Board of Supervisors of Butler County, State of Nebraska, in compliance with the statutes and regulations of the State Highway Commission, did hold a public hearing on the proposed One and Six Year road improvement plans in the Butler County Courthouse on February 19, 2008, in accordance with the “Notice of Public Hearing”, a certified copy of such notice is attached, and

WHEREAS, there were no objections filed or amendments made to the One and Six Year plan on file with the County Clerk and presented at the hearing.

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors does hereby approve said One and Six Year Plan, as filed with the County Clerk, a copy of which is attached hereto.

BE IT FURTHER RESOLVED that the Chairman of the Butler County Board of Supervisors is authorized to sign this resolution on behalf of the County Board and the County Board hereby approves the proposed One and Six Year Plan.

PASSED AND APPROVED this 19th day of February, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

At 10:30 a.m. bids for steel were opened. Bids were received from the following:

Midwest Service & Sales Company, Schuyler, NE

Oden Enterprises, Inc., Wahoo, NE

Husker Steel, Inc., Columbus, NE

The Highway Supt. will look over the bids and make a recommendation later in the meeting.

Moved by Slama, seconded by Mach to accept all low township bids and all pit bids for gravel. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

<u>GRAVEL BIDS</u>	<u>SUPPLIER</u>	<u>PRICE</u>
Pit Bid	Arps Gravel & Concrete	\$8.01
Pit Bid	Central Sand & Gravel	\$8.30
Pit Bid	Johnson Sand & Gravel	\$8.15
Alexis	Johnson Sand & Gravel	\$10.00
Bone Creek	Kroeger Sand & Gravel	\$9.25
Center	Kroeger Sand & Gravel	\$11.75
Franklin	Kroeger Sand & Gravel	\$10.75
Linwood	Arps Gravel & Concrete	\$10.97
Oak Creek	Johnson Sand & Gravel	\$13.94
Olive	Johnson Sand & Gravel	\$11.24
Platte	Arps Gravel & Concrete	\$9.79
Plum Creek	Kroeger Sand & Gravel	\$13.75
Read	Johnson Sand & Gravel	\$12.07
Reading	Johnson Sand & Gravel	\$11.38
Richardson	Kroeger Sand & Gravel	\$14.75
Savannah	Central Sand & Gravel	\$11.46
Skull Creek	Arps Gravel & Concrete	\$11.91
Summit	Johnson Sand & Gravel	\$10.37
Ulysses	Johnson Sand & Gravel	\$12.82
Union	Johnson Sand & Gravel	\$11.63

Moved by Cidlik, seconded by Mach to approve the utility permit of Nebraska Public Power District to place a fiber optic cable on Butler County roads approximately 3 to 4 feet from the grass line into the road. Approximately 19.5 miles of fiber will be placed in Butler County starting at the Section line in Section 36 T16N R1E-Road F going south to Road 33, then east 1 mile to Road G then south on Road G to Road 21, Seward County line. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Slama, seconded by Birkel to authorize the Chairman to sign the two original agreements approving JEO Consulting Group, Inc. to be the consultant on Project No. BRO-7012(25). Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Kozisek to authorize the Chairman to sign the Supplemental Agreement No. 1 for Project No. BRO-7012(23). Upon roll call vote the following voted aye: Cidlik, Birkel, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The Chairman recessed the meeting at 11:00 a.m. until after the Board of Equalization meeting.

Moved by Slama, seconded by Birkel to go into Board of Equalization at 11:00 a.m. upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

BOARD OF EQUALIZATION(SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the regular meeting at 11:10 a.m.

Julie Reiter, County Attorney reported to the board information that she obtained from Orval Stahr in regards to the Comprehensive Plan and Zoning Regulations agreement.

Willow Holoubek, Executive Director, Butler County Development and Linda Vandenberg presented information to the board on possible office space for the HHS office to be relocated.

Moved by Cidlik, seconded by Mach to instruct the County Attorney to draft a letter on the proposed office space and send to Jeff Schmidt, Southeast Service Area Administrator, Department of Health & Human Services. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Mach to go into Executive Session. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Birkel, seconded by Slama to go out of Executive Session. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Mach, Kozisek, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The Chairman declared that no formal action was taken during Executive Session.

Moved by Slama, seconded by Mach to accept the bid of Midwest Service & Sales Company using the second alternate (A572/A992 steel) in the amount of \$143,835.44 as recommended by the Highway Superintendent. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Mach to offer the position of County Noxious Weed Control Superintendent to Craig Matulka. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Kozisek, seconded by Mach to authorize payment of the claims as presented with the exception of the claim to Nebraska Department of Health and Human Services, and the addition of a claim to Alamar Uniforms. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The Chairman adjourned the meeting at 1:50 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

March 3, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3rd day of March, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION 2008-7

County of Butler

Project No. HRRR-STWD (79)-Horizontal Curve Signage

WHEREAS: The Hazard Elimination Program is a "core safety program" For Highway Safety Construction. This program is provided for in *Title 23, Section 148 of U.S. Code*, and is part of the Highway Safety Improvement Program (HSIP) which is provided for in *23 CFR, Part 924*, which is administered by the Federal Highway Administration,

WHEREAS: The State of Nebraska maintains a Multi-Disciplinary High Risk Rural Road Committee to oversee facets of the HSIP,

WHEREAS: The High Risk Rural Road Committee has determined that it is desirable to erect signage warning motorists on county roads of horizontal curves in the State of Nebraska.,

WHEREAS: The High Risk Rural Road Committee on July 9, 2007, approved a project known as HRRR-STWK (79)-Horizontal Curve Signage to accomplish the following:

- 1) Install appropriate horizontal curve warning signage in advance of, and/or throughout, horizontal curves which are not currently marked.

OR

- 2) Install appropriate horizontal curve warning signage in advance of, and/or throughout, horizontal curves which are improperly marked.

OR

- 3) Replace existing horizontal curve warning signage which has been damaged or doesn't meet current retro-reflectivity standards.

AND

- 4) All sign installations will be in accordance with the applicable sections of the Manual of Uniform Traffic Control Devices. The installation work will be done by County forces, and will be viewed as the 20% local match.

AND

- 5) The County will certify to the State of Nebraska that all signage was properly erected and will be maintained by said County.

BE IT RESOLVED: That the State of Nebraska is hereby requested to act on behalf of said County to program the project for the purchase and distribution of the signing materials shown on Exhibit "A" attached,

The estimated cost to the County is \$0.

BE IT FURTHER RESOLVED: That sufficient labor material, equipment, and supervision, are now available to complete the signing work using County forces within an 18 month period. Said period will begin when the signing materials are received by the County.

BE IT FURTHER RESOLVED: That the Chairman of the County Board is authorized to sign this Resolution on behalf of said Board. In addition the Chairman and the Highway Superintendent are hereby authorized to sign the Certificate of Compliance after completion of the work.

Adopted this 3rd day of March, 2008, at David City, by Board of County Supervisors of Butler County, Nebraska.

/s/ Wayne Hassebrook
Chairman

Attest:

/s/ Vicki L. Truksa
Butler County Clerk

Discussion was held on the present evidence/storage shed that is at the County Yards, the road department would like to use this building for additional shop space. The decision was made to build a new evidence/storage shed to be used by the Sheriff's department. A committee of Kevin Slama, Jim Truksa, and Mark Hecker will meet to discuss building specifications and report to the board at the next meeting.

Moved by Slama, seconded by Mach to authorize the Chairman to sign the Interlocal Agreement with Union Township. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The 9:30 a.m. appointment was cancelled by Ron Sedlak.

Moved by Slama, seconded by Mach to re-advertise for the position of Butler County Noxious Weed Control Superintendent. Upon roll call vote the following voted aye: Slama,

Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The board gave approval to the road department to begin clean-up of the Noxious Weed Control building.

Moved by Cidlik, seconded by Zadina to go into Executive Session, to discuss potential litigation, at 9:35 a.m. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Slama to go out of Executive Session at 9:45 a.m. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman announced that no formal action was taken while in Executive Session.

The Chairman recessed the meeting at 10:00 a.m. until after the Board of Equalization meeting.

Moved by Mach, seconded by Kozisek to go into Board of Equalization at 10:00 a.m. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the regular meeting at 10:10 a.m.

Moved by Birkel, seconded by Mach to authorize payment of the Nebraska Department of Health and Human Services claim in the amount of \$2,360.91. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

The board discussed the possibility of appointing a claims committee to review the claims prior to the board meeting. It was decided to continue reviewing the claims presented for payment at the board meeting.

Approval of the Motor Vehicle Exemption Applications will be placed on the agenda for the next meeting.

Irvin Cidlik left the meeting at 10:35 a.m.

Julie Reiter, County Attorney reported to the board on the correspondence sent to and received from Jeff Schmidt in connection with the office space for the Health and Human Services department. The county will pay Health and Human Services the annual amount as per the agreement and HHS will be responsible for finding the office space for the department.

Willow Holoubek, Executive Director, Butler County Economic Development, appeared before the board to share information from her meeting with Jeff Schmidt. They met in regards to available office space for the Health and Human Services department.

The board requested that the County Attorney draft a letter to Governor Heineman, showing their support of maintaining the Health and Human Services office here in Butler County.

The Chairman declared the meeting adjourned at 11:30 a.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

March 17, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 17th day of March, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina and Irvin F. Cidlik, Jr. Absent: David W. Mach.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Mike Applegate, Jail Administrator presented to the board the proposal he had received from Advanced Correctional Healthcare for inmate health care for the Detention Center.

Moved by Slama, seconded by Kozisek to authorize the Chairman to sign the Juvenile Justice Grant documents. Upon roll call vote the following voted aye: Slama, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

Moved by Cidlik, seconded by Zadina to approve the following bond and place it on file in the office of the County Clerk; Russell F. Moravec, Union Township Treasurer. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Slama, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

The monthly fee report from the Clerk of the District Court was accepted and placed on file.

Moved by Kozisek, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

RESOLUTION NO. 2008 - 8

WHEREAS, U.S. Bank National Association, has on file the following Safekeeping receipt:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31283HVF9	\$950,000.00	\$522,284.23

WHEREAS, said U.S. Bank National Association is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipt CUSIP#31283HVF9 as requested by U.S. Bank National Association.

Dated this 17th day of March, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The Chairman announced that he had been informed of the date for the household and electronic waste disposal. It has been scheduled for May 3, 2008, from 8:00 a.m. till 1:00 p.m. It will be held at the City yards in David City.

Discussion was held on the progress of cleaning up the Noxious Weed building and also, the upcoming annual dinner of Four Corners Health Department.

Moved by Slama, seconded by Cidlik to approve the Interlocal Agreement with Reading Township for road maintenance. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

Moved by Cidlik, seconded by Birkel to authorize the Chairman to sign the necessary documents pertaining to the Ulysses Northeast project and the Ulysses Northwest project. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Slama, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

Moved by Cidlik, seconded by Kozisek to proceed with the gravel pit lease, and have the Highway Superintendent meet with the County Attorney to prepare the legal notice. Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

Discussion on the county owned property in Section 35 of Linwood Township was held. The board instructed the Highway Superintendent to contact Ben Divis. The County Attorney will prepare the lease agreement for 2008.

Jim Truksa, Highway Superintendent informed the board that the real estate on which the new evidence/storage building will be built is in the name of the Butler County Noxious Weed Control Authority. Since the weed control authority no longer exists, the County Attorney said that the title to the property will need to be cleared up.

The Chairman recessed the meeting at 10:00 a.m. until after the Board of Equalization meeting.

Moved by Cidlik, seconded by Kozisek to go into Board of Equalization at 10:00 a.m.
Upon roll call vote the following voted aye: Cidlik, Slama, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Mach. Motion carried.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the regular meeting at 10:05 a.m.

Jay Hopper and Greg Tilden of Timberline Energy, LLC came before the board to present information on the proposed methane pipeline.

The Road & Bridge committee will meet to review the permit policy.

The County Attorney gave the board an update on the Landfill Host Agreement.

Irvin Cidlik left the meeting at 11:55 a.m.

Moved by Birkel, seconded by Kozisek to authorize payment of the claims as presented.
Upon roll call vote the following voted aye: Birkel, Zadina, Kozisek, Slama, and Hassebrook.
The following voted nay: None. Absent: Mach, and Cidlik. Motion carried.

The Chairman declared the meeting adjourned at 12:30 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

April 7, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 7th day of April, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Jay Hopper and Nick Zrust of Timberline Energy were present to give information and answer any questions about the proposed placement of the methane pipeline.

Moved by Slama, seconded by Cidlik to deny access to county road right-of-way as proposed and suggest that Timberline Energy negotiate with the landowners for easements, and that Timberline Energy follow the permit process that is in place to cross under the county roads. Upon roll call vote the following voted aye: Slama, Cidlik, Zadina, and Mach. The following voted nay: Birkel, Kozisek, and Hassebrook. Motion carried.

Pat Lostroh gave her annual report on the Victim Assistance program and requested funding of \$1,000.00 for the next fiscal year for the Victim Assistance Grant.

The board recessed at 9:40 a.m. for a five minute break, reconvened at 9:45 a.m.

Linda Vandenberg, Manager of the Senior Center presented the Application for Public Transportation Assistance to the board for approval. These applications are sent to the Nebraska Department of Roads.

Notification was received from the Department of Environmental Quality in regards to the Approval to Operate LWCF – Phases #1, #2 & #3, Butler County Dairy, LLC Concentrated Animal Feed Operation, NW ¼, Section 3, Township 13N, Range 1E, Butler County, Nebraska.

Notification was received from the Department of Environmental Quality in regards to waste from the former Ordnance Plant in Mead being transported to the Butler County Landfill.

Moved by Cidlik, seconded by Zadina to approve the Special Designated Liquor License for the Ulysses Recreation Committee for May 25, 2008. Upon roll call vote the following voted

aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The quarterly General Assistance report was accepted and placed on file.

The County Attorney drafted a letter and presented it to the Chairman for his signature. The letter is to be sent to Governor Dave Heineman in regards to the relocation of the Department of Health and Human Services office.

C.J. Johnson, Region V Systems gave the annual report and requested funding for the next fiscal year.

Dave Merrill, Traci Ryba-Grant, and Stephanie Raitt of Region V Services were present to give their annual report and make a request for funding for the next fiscal year.

Moved by Cidlik, seconded by Slama to request soft match funding on Bridge #C001214225, between sections 23 & 26 in Oak Creek township. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

The date set to accept culvert bids is May 19, 2008 at 9:30 a.m.

Moved by Mach, seconded by Kozisek to set the date of May 5, 2008 at 9:30 a.m. to accept the gravel pit lease. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Birkel to approve the following utility permits of Windstream Communications:

1. To replace a buried communications cable system between Sections 24 and 25, Township 16N, Range 3E.
2. To replace a buried communications cable system between Section 1, Township 14N, Range 1E and Section 36, Township 15N, Range 1E.
3. To replace a buried communications cable system between Section 1 and 2, Township 15N, Range 2E.

Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Willow Holoubek, Executive Director, presented the quarterly report of the Butler County Development, Inc.

Cheryl Brandenburgh, Deputy Director of the Nebraska Department of Economic Development, told the board that a Butler County business is looking to expand operations by adding a new product line. The company is in the process of applying for a loan through the Community Development Block Grant program, as the process continues the department will update the board accordingly.

Moved by Mach, seconded by Slama to approve the utility permit of Galen Juranek to install an irrigation pipe between Sections 31 and 32, Township 17N, Range 4E. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to approve the utility permit of Rodney Macholan, subject to township approval, to install a power line for irrigation purposes between Sections 27 and 28, Township 17N, Range 4E. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Mach, seconded by Zadina to approve the utility permit of Clarks Telecommunications Company to install a fiber-optic cable according to the plans submitted. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held on the abandonment of a well in the SW ¼ of Section 26, Township 15N, Range 3E. The board has requested that the County Surveyor check if the well site is on private property or county right-of-way. Decision on this matter will be tabled till the next meeting.

Moved by Kozisek, seconded by Birkel to go into Board of Equalization at 11:03 a.m. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting at 11:03 a.m. until after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the regular meeting at 11:10 a.m., recessed for a five minute break, and reconvened at 11:15 a.m. Absent: Slama.

Moved by Cidlik, seconded by Mach to approve the following resolutions. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION NO. 2008-9

WHEREAS, Bank of the Valley, Bellwood, Nebraska has on file the following Safekeeping receipts:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>
3133XB7M1	\$100,000.00
3133X4SX0	\$100,000.00

WHEREAS, said Bank of the Valley, Bellwood, Nebraska, is requesting that the above said receipts be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipts CUSIP#3133XB7M1 & CUSIP#3133X4SX0 as requested by Bank of the Valley, Bellwood, Nebraska.

Dated this 7th day of April, 2008.

/s/ Wayne Hassebrook
Wayne, Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

RESOLUTION NO. 2008-10

WHEREAS, First Nebraska Bank, Brainard, Nebraska has on file the following Safekeeping receipts:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>
31339XPU2	\$125,000.00
31339XPU2	\$ 15,000.00

WHEREAS, said First Nebraska Bank, Brainard, Nebraska, is requesting that the above said receipts be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipts CUSIP#31339XPU2 as requested by First Nebraska Bank, Brainard, Nebraska.

Dated this 7th day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Kevin Slama arrived back at the meeting.

Karey Adamy, County Treasurer presented the list of properties that were not sold due to want of bidders and that are available for sale.

Moved by Mach, seconded by Zadina to waive the entity notification on the Ron Sedlak tax refund. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held on the possibility of the county accepting credit card payments. The County Treasurer presented information that she obtained in regards to the start-up costs and the fees that will be incurred. The board instructed the County Treasurer to obtain additional information and report back to them at a later date.

Discussion was held on the need for driveways for the Nebraska Public Power District project. The board instructed the Highway Superintendent to gather additional information and report back at a later date.

Rodney Macholan and Frank Peltz appeared before the board to discuss the condition of V Road in Platte Township. The road is designated as a township road and the county board suggested that the issue be addressed with the township board.

Moved by Cidlik, seconded by Mach to authorize the Chairman to sign all the necessary paperwork for the Ulysses Northwest and Ulysses Northeast projects. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Abstaining: Slama. Motion carried.

Louise Niemann presented the quarterly report for the Hazardous Household Waste Grant and gave information on the collection day which will be May 3, 2008.

Moved by Slama, seconded by Kozisek to authorize the Chairman to sign the quarterly Hazardous Household Waste Grant report. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The County Attorney informed the board of the upcoming renegotiation of the 911 Interlocal Agreement. The following members have been appointed to the 911 Committee; Kevin Slama, Max Birkel, and Wayne Hassebrook.

Moved by Slama, seconded by Birkel to go into Executive Session at 12:00 noon. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Birkel, seconded by Mach to come out of Executive Session at 12:35 p.m. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman declared that no formal action was taken in Executive Session.

Moved by Kozisek, seconded by Slama to approve the claim for Butler County Sheriff in the amount of \$5,000.00. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to appoint Larry Zadina as Butler County Noxious Weed Control Superintendent. The position will be part-time seasonal, and the salary is set at \$13.50 per hour. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Abstaining: Zadina. Motion carried.

The Nebraska Great Plains RC&D Fiscal Year 2007 report was reviewed.

Moved by Zadina, seconded by Mach to authorize the Butler County Sheriff to open a checking account. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

The quarterly jail inspection will be conducted at a later meeting during the quarter.

The Chairman declared the meeting adjourned at 12:50 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

April 21, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 21st day of April, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: Kevin Slama.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Kevin Slama arrived at 9:05 a.m.

Timberline Energy representatives Jay Hopper and Nick Zrust were present to give additional information about the proposed methane gas pipeline. It was recommended that the Road and Bridge Committee and the Highway Superintendent meet with the landowners involved.

Moved by Cidlik, seconded by Mach to approve the following utility permits of Windstream Communications:

1. To replace a buried communications cable system between Sections 1, T13N, R3E and Section 12, T13N, R3E south of Brainard in Butler County.
2. To replace a buried communications cable system between Section 2, T15N, R4E and Section 35, T16N, R4E north of Bruno in Butler County.
3. To replace a buried communications cable system between Sections 16, T15N, R2E and Section 17, T15N, R2E west of David City in Butler County.

Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

The utility permit for Lower Platte North Natural Resources District is delayed till the next meeting for additional information.

The County Surveyor has determined that the well in the SW ¼ of Section 26, T15N, R3E is within the county road right-of-way. Moved by Slama, seconded by Mach to obtain bids to abandon the well according to the NRD regulations and permits, and that the property salvaged from the well will be sold at the next county surplus sale. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Julie Reiter, County Attorney informed the board that the Juvenile Justice Grant application has been approved by the Nebraska Crime Commission and that the county will be receiving \$8,835.00.

The County Attorney informed the board that she has renewed the contract with Traffic Safety Plus for the STOP Diversion program.

Karey Adamy, County Treasurer presented additional information to the board on the Treasurer's office accepting credit card payments. Moved by Kozisek, seconded by Zadina to authorize the Chairman to sign the contract with Certified Payments No. 1, LTD. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Mach to direct the County Treasurer to issue county tax sale certificates for all taxes available after the public sale. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-12

WHEREAS, U.S. Bank National Association, has on file the following Safekeeping receipts:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31371K4J7	\$515,000.00	\$269,547.04
31391HZ56	\$707,000.00	\$303,427.04
31400RFL0	\$205,000.00	\$114,545.40

WHEREAS, said U.S. Bank National Association, is requesting that the above said receipts be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipts CUSIP#31371K4J7, 31391HZ56, and 31400RFL0 as requested by U.S. Bank National Association.

Dated this 21st day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The Chairman recessed the meeting for a 5 minute break.

The Chairman reconvened the meeting after the break.

The County Attorney informed the board that the lease between the county and Ben Divis has been signed by Mr. Divis and he has paid the real estate taxes on that parcel. Moved by Mach, seconded by Cidlik to authorize the Chairman to sign the Lease. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Mach to approve the Special Designated Liquor License for the Butler County Agricultural Society for June 14, 2008 and July 16-20, 2008. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Julie Reiter, County Attorney and Jodie Roberts, Child Support Enforcement worker appeared before the board to report on the number of child support cases and explained to the board the formula used to calculate the incentive payment that is received by the county.

Carol Hrdlicka of CISDA (Coordinated Intervention Systems for Domestic Abuse, Inc.) was present to give the annual report and request \$750.00 funding for the next fiscal year. She also presented information on the 211 program through the Cornhusker United Way and requested that the board consider funding \$1,547.10 for this program in the next fiscal year.

The quarterly jail inspection was conducted.

Brian Wilson and Matt Hilger representing the Butler County Fire Chiefs came before the board to discuss the installation of the 911 locator signs. Rick Schneider, Emergency Manager, is in charge of the project and installation will be starting as soon as possible. They also voiced concern that the Emergency Management department has access to an adequate vehicle to use during emergency situations.

Moved by Kozisek, seconded by Mach to approve the following resolution and authorize the Chairman to sign the Application for Public Transportation Assistance that were presented at the last board meeting. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-11

WHEREAS, there are Federal Funds available under Section 18 of the Urban Mass Transportation Act of 1964, as amended and for Nebraska Public Transportation Act Funds, and

WHEREAS, Butler County desires to apply for said funds to be used to provide transportation in Butler County with special emphasis on meeting the needs of the elderly and handicapped of Butler County,

NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors hereby instructs Butler County Senior Services Program to apply for the above mentioned funds, and said funds are to be used for the fiscal year 2008-2009.

Approved this 7th day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman
Butler County Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa
Butler County Clerk

Moved by Cidlik, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following vote nay: None. Motion carried.

RESOLUTION NO. 2008-13

WHEREAS, Butler County has long recognized the value of community and the importance of working together for common goals and that communities are bound together with common interests, and

WHEREAS, disability is a natural part of community and occurs throughout the world, and people with disabilities are employees, business owners, home owners or renters, tax payers, customers, church members, volunteers, civic club members, family members, friends, and neighbors; and

WHEREAS, Butler County recognizes that individuals and families are affected by disability at different points of life and should not suffer undue hardship as a result of disability, or be valued less because of their disability and

WHEREAS, community based programs for people with developmental disabilities provide important opportunities to maximize an individual's growth and participation in community, and

WHEREAS, these programs, administered through the State of Nebraska Department of Health and Human Services, have important cultural and economic impacts upon our communities and all Nebraskans, in fact providing many jobs in this area alone;

THEREFORE, WE, THE BUTLER COUNTY BOARD OF SUPERVISORS, resolve that the state of Nebraska should adequately provide for the needs of citizens who have a developmental disability and are unable to provide for themselves throughout the communities of Nebraska by:

- Providing sufficient funding for community based services to assure quality and fairly address the needs of people with disabilities and their families.
- Insuring that eligible persons receive appropriate services in a timely manner.

Dated this 21st day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Cidlik, seconded by Mach to approve the following resolutions for fund transfers. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008 - 14

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Road Fund through the General Fund of Butler County; and

WHEREAS, the Butler County Road Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Road Fund in an amount of \$618,535.18.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$618,535.18 to the Road Fund for the maintenance and operations of said Road Department from the General Fund.

DATED this 21st day of April, 2008.

/s/ Wayne Hassebrook

Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

RESOLUTION NO. 2008 - 15

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Emergency Management Fund through the General Fund of Butler County; and

WHEREAS, the Butler County Emergency Management Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Emergency Management Fund in an amount of \$24,355.91.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$24,355.91 to the Emergency Management Fund for the maintenance and operations of said Emergency Management Department from the General Fund.

DATED this 21st day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

RESOLUTION NO. 2008-16

WHEREAS, the Butler County Board of Supervisors at the September 10, 2007 Budget Hearing approved the transfer of money from the Inheritance Fund to the General Fund as part of the budget process for general operations; and

WHEREAS, the amount approved through the budget hearing for said operations of the General Fund to be transferred from the Inheritance Fund is \$400,000.00; and

WHEREAS, funds are available in the Inheritance Fund to transfer to the General Fund in the amount of \$400,000.00.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$400,000.00 to the General Fund for general operations from the Inheritance Fund.

DATED this 21st day of April, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Notification was received from the State of Nebraska Department of Environmental Quality in regards to the Modified Phased Construction and Operating Permit Issued, Butler County Dairy, LLC Concentrated Animal Feeding Operation (IIS#87471) NW 1/4 , Section 03, Township 13N, Range 01E, Butler County, Nebraska.

The monthly fee report from the Clerk of the District Court was accepted and placed on file.

Correspondence was received from Bill & Rita Veach.

Larry Zadina left the meeting at 12:00 noon.

Moved by Cidlik, seconded by Mach to authorize payment of the claims as presented except for the claim submitted by April Vicente Miguel in the amount of \$36.96 listed under the

Road Fund, also under the Road Fund to remove the wording 911 signs from the claim of Midwest Service & Sales Co. on the claim list. Upon roll call vote the following vote aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Discussion was held with Marshall Tofte, editor of The Interchange, which is the bimonthly publication for the members of the Nebraska Intergovernmental Risk Management Association. He is compiling information on Butler County for an upcoming feature article.

William Kozisek left the meeting at 12:25 p.m.

The Chairman declared the meeting adjourned at 12:35 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

May 5, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 5th day of May, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Mary Hunt, who had an appointment with the board, did not appear.

The monthly fee report of the Clerk of the District Court was accepted and placed on file.

Notification was received from the State of Nebraska Department of Environmental Quality in regards to the Approval to Operate LWCF – Phase #4 for Butler County Dairy, LLC Concentrated Animal Feeding Operation (IIS#87471) NW ¼, Section 3, Township 13N, Range 1E, Butler County, Nebraska.

Correspondence was received and placed on file from; Polk County Planning & Zoning, Nebraska Tax Equalization and Review Commission, Region V Services, and Nebraska State Treasurer's Office/Unclaimed Property Division.

The Chairman has been invited to a meeting being sponsored by Senator Arnie Stuthman, in regards to the bridge over the Platte River.

Larry Zadina, Noxious Weed Control Superintendent reported on spraying activity that may take place along the Platte River, and also, that the Dodge pickup is available for use by the Emergency Manager for sign installation.

Willow Holoubek, Executive Director, Butler County Development, Inc. presented the annual report and requested that funding in the amount of \$30,000.00 be considered for the next fiscal year.

At 9:30 a.m. bids were opened for a Gravel Pit Lease. The following bids were received:

- 1.) Roger A. Nickolite - \$.25 per cubic yard of gravel, based on Butler County Gravel Specs.

Moved by Slama, seconded by Cidlik to table the matter until more information is obtained. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held on repairs needing to be made to the roof of the courthouse.

Moved by Slama, seconded Mach to seek bids for the repair and/or replacement of the roof on the courthouse. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Kozisek to approve the permit of Windstream Communications to replace a buried communications cable system between Sections 23, T14N, R4E and Section 26, T14N, R4E southeast of Brainard in Butler County. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The utility permit of Lower Platte North Natural Resources District is tabled till the next meeting.

Jim Truksa, Highway Superintendent, passed out copies of a letter that was received from the City of David City in regards to the David City Northwest Drainage Project. Discussion was held on the matter. The board instructed the County Attorney to contact the City Administrator on this matter.

Jim Truksa, Highway Superintendent, informed the board that a refund check in the amount of \$23,476.12 was received from the State of Nebraska, Department of Roads. These were funds from the Dwight-Brainard road project.

Discussion was held on putting weight restrictions on county roads. According to Nebraska State Statute, the governing authority is allowed to place weight restrictions on county roads. The board would like more information to be presented to them at the next board meeting.

At 10:15 a.m. bids were opened for the annual audit. Bids were received from the following:

1. Nebraska Auditor of Public Accounts: \$15,000.00 for 2008, \$15,000.00 for 2009, and \$15,000.00 for 2010.
2. Contryman Associates, P.C.: \$8,500.00 for 2008, \$9,100.00 for 2009, and \$9,500.00 for 2010.
3. Dana F. Cole & Company, LLP: \$9,750.00 for 2008, \$10,230.00 for 2009, and \$10,740.00 for 2010.

A decision on the audit bids will be tabled till the next meeting, May 19, 2008 at 9:00 a.m.

At 10:25 a.m. the Chairman recessed the meeting for a 5 minute break, the meeting was reconvened at 10:30 a.m.

Leo Ahmann, Community Economic Development Coordinator and Jeff Christensen, Business Loan Specialist of Northeast Nebraska Economic Development District presented information on the Community Development Block Grant program.

At 10:50 a.m. the Chairman recessed the meeting, and reconvened the meeting at 11:00 a.m.

Jon Day, Executive Director of Blue Valley Behavioral Health appeared before the board to present to them the annual report for his agency. He requested that they consider continuing their financial support in the amount of \$5,720.00 for the next fiscal year.

Louise Niemann reported on the tremendous success of the Household Hazardous Waste collection day.

Moved by Mach, seconded by Cidlik to go into Board of Equalization at 11:30 a.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting at 11:30 a.m. until after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the regular meeting at 11:35 a.m., recessed for a ten minute break and reconvened at 11:45 a.m.

Rick Schneider, Emergency Manager, submitted the quarterly report for the Emergency Management and the 911 Emergency Services. He also reported that the CAD reports were completed and have been submitted to the appropriate departments.

Part-time employees will be hired to help with the installation of the 911 signs and they will be installed township by township. The City of David City has offered the use of a pickup for the sign project, the county will reimburse the city for mileage at the allowable rate of \$.505 per mile.

Irvin Cidlik, the liaison for the Emergency Management department will work with Rick Schneider in obtaining information for the purchase of a vehicle suitable for the Emergency Manager to use.

After discussion on the proposed methane gas pipeline, the following motion was adopted.

Moved by Mach, seconded by Zadina that the Butler County Board of Supervisors agree on the north route to be used for the proposed methane gas pipeline, contingent on the City of David City passing the appropriate ordinances to approve the city entering into the methane gas business, and also, contingent on obtaining the appropriate engineering by JEO Consulting Group, Inc. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman declared the meeting adjourned at 1:05 p.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

May 19, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 19th day of May, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: William J. Kozisek.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

Discussion was held in regards to the bids for auditing services. It was decided to table the decision until further information is obtained.

Rick Schneider was present to give the board an update on the 911 sign installation. Linwood and Bone Creek townships have been installed, except for any new addresses since the signs were purchased, they will be installed at a later date. Center township will be the next township to have signs installed.

Moved by Slama, seconded by Mach to approve the minutes as presented.

Slama rescinded the motion, Mach rescinded the second.

Moved by Slama, seconded by Mach to approve the minutes as presented with the following amendment: the part-time employee(s) to help with sign installation, will be hired by the Emergency Manager and be paid from the Emergency Management budget. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

At 9:30 a.m. bids for culverts were opened. Bids were received from the following:

Ace/Eaton Metals, Kearney, Nebraska

Midwest Service & Sales Company, Schuyler, Nebraska

Metal Culverts, Inc., Jefferson City, Missouri

Contech Construction Products, Inc., Lincoln, Nebraska

The Highway Superintendent will look over the bids and make a recommendation at the next meeting.

The Chairman recessed the meeting at 9:35 a.m., and reconvened at 9:40 a.m.

Bill Veach appeared before the board to discuss with them the condition of Road R (landfill road). Issues such as dust, dust control, speed, speed limits, weight restrictions, and the

condition of the road were discussed. The issue was turned over to the Road and Bridge Committee for further discussion.

Vickie Duey, Executive Director, Four Corners Health Department presented the 2007 Annual Report to the board. She highlighted several programs that they are involved in, and some issues that they will be addressing in the upcoming year.

Kevin Slama was excused from the meeting at 10:29 a.m., he returned at 10:35 a.m.

Gary Streeks, Blue Cross-Blue Shield Regional Marketing Consultant, reviewed with the board the Nebraska Association of County Officials 2008 Rate Summary of employee health insurance premiums.

The Chairman recessed the meeting at 10:50 a.m., and reconvened at 10:55 a.m.

Two quotes were received for window replacement in the Region V building that is owned by the County:

Sack Lumber Company, David City, Nebraska

Superior Glass & Home Improvements, David City, Nebraska

due to the cost of the project, bids will need to be obtained.

Moved by Cidlik, seconded by Zadina to authorize Traci Ryba-Grant of Region V to prepare specifications and advertise for window replacement in the Region V building that is owned by the County. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Joe Johnson, David City Administrator, was present to discuss the Farmer's Market. Since the Farmer's Market is being held on the Courthouse parking lot, the City does not want to issue permits to the vendors. The county will have each vendor sign a Farmer's Market Agreement.

Rick Holgate, Holgate Heirloom Produce, has volunteered to be the coordinator for the Farmer's Market.

Several of the Butler County Fire Chiefs were in attendance at the meeting. Matt Hilger acting as the spokesperson, informed the board as to the importance of purchasing a vehicle for the Emergency Manager. If the vehicle is classified as an Emergency Management Mobile Command Unit and used to tow the trailer obtained through FEMA, it can be included as an expense that is subject to reimbursed matching funds through the state.

Dave Mach informed the board that Jim Truksa, Highway Superintendent, had offered his resignation to the Road and Bridge Committee. Jim Truksa passed out a copy of the duties of a Highway Superintendent as stated in State Statutes and also, a more defined listing of the day to day responsibilities. The board told the Road and Bridge Committee to meet with Jim and discuss the possibility of hiring an assistant.

Moved by Mach, seconded by Slama to approve the utility permit of the Lower Platte North Natural Resources District to cross the road with an encased waterline, between Section 13, T15N, R3E and Section 18, T15N, R4E. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Mach, seconded by Birkel to set the date to take Steel Bids for June 2, 2008 at 9:00 a.m. Upon roll call vote the following voted aye: Mach, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Cidlik, seconded by Mach to change the yield signs to stop signs at the following intersections: 36 Road and T Road, and 34 Road and S Road. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

The engineering agreement on a soft-match project was not received, the matter will be tabled till the next meeting.

Moved by Slama, seconded by Mach to appoint Robert J. Bierbower as Special County Attorney to review computations prepared by Julie Reiter in Inheritance Tax Determinations. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Cidlik, seconded by Zadina to go into Executive Session - Personnel Issue at 12:15 p.m. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Slama, seconded by Birkel to come out of Executive Session at 12:20 p.m. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Mach, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

The Chairman announced that no action was taken during Executive Session, information only.

Irvin Cidlik left the meeting at 12:25 p.m.

The Chairman recessed the meeting at 12:25 p.m., and reconvened at 12:30 p.m.

Moved by Zadina, seconded by Mach to authorize payment of the claims as presented with the exception of the claim of Caroline Scholz in the amount of \$289.68. Upon roll call vote the following voted aye: Zadina, Mach, Slama, Birkel, and Hassebrook. The following voted nay: None. Absent: Kozisek and Cidlik. Motion carried.

Discussion was held on the David City Northwest Drainage Project and the updates to the proposed zoning regulations that are being prepared by Orval Stahr.

Correspondence was received and placed on file from Lower Platte North Natural Resources District in regards to the Methane Pipeline from Butler County Landfill to David City; Governor Dave Heineman in regards to the Department of Health and Human Services; and Nebraska Great Plains Resource Conservation & Development, meeting minutes and meeting agenda.

The Chairman adjourned the meeting at 1:30 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman, Board of Supervisors

BOARD PROCEEDINGS

June 2, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 2nd day of June, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Steel bids were scheduled to be opened at 9:00 a.m., due to a change in the specifications, steel bids were not taken at this time.

The Road and Bridge committee reported on a meeting that they had with the representatives from Butler County Landfill. Discussion is still continuing on the agreement between the county and the landfill for a surcharge.

The engineering agreement on a soft-match project was not received, the matter will be tabled till the next meeting.

Moved by Cidlik, seconded by Birkel to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 32 & 33, T16N, R2E southeast of Bellwood in Butler County. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Kozisek to authorize payment of the claim of Mid-Plains Equipment in the amount of \$11,040.00 from the Road Fund. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Zadina that due to new specifications, the date set to take steel bids will be June 16, 2008 at 9:00 a.m. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Rick and Marianne Holgate submitted a letter of resignation as coordinators of the Farmer's Market. After discussion, the board decided that the Farmer's Market Agreement forms

will be handled by the Sheriff's department. Each vendor will need to sign an agreement form at the Sheriff's office.

Moved by Slama, seconded by Mach to approve the Interlocal Agreement for participation in the East Central Planning, Exercise, Training and Interoperable Communications Region. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Mach, seconded by Cidlik to appoint Rick Schneider to the governing board of the East Central Planning, Exercise, Training (PET) and Interoperable Communications Region. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Rick Schneider reported to the board that the Interlocal agreements with the fire departments are being reviewed at this time. He will bring them to the board for approval when they have all been returned to him. Rick informed the board that the sign installation has been progressing well, at this time five townships have been completed.

Due to the flooding in Polk and Colfax counties, several individuals have been in those counties providing assistance. The trailer that the county purchased from FEMA was taken to Colfax County, where it is being used partially for sleeping quarters, and the Red Cross is utilizing the other part.

Moved by Slama, seconded by Mach to set the date to take bids for window replacement in the Region V building for July 7, 2008 at 9:00 a.m. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Leo Ahmann, Northeast Nebraska Economic Development District, gave the board an update on the Barcel Mill and Lumber Company project.

Moved by Mach, seconded by Birkel to authorize the Chairman to sign the Environmental Review Record (Barcel Mill and Lumber project). Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting at 10:15 a.m. for a 5 minute break. The meeting was reconvened at 10:20 a.m.

Discussion was held on the audit bids that were received at the May 5, 2008 meeting.

Moved by Zadina, seconded by Birkel to accept the bid of Dana F. Cole & Company, LLC for auditing services for a three year period. Upon roll call vote the following voted aye: Zadina, Birkel, Cidlik, Slama, Mach, and Kozisek. The following voted nay: Hassebrook. Motion carried.

Moved by Slama, seconded by Kozisek to approve the following resolution. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-17

WHEREAS, U.S. Bank National Association on behalf of Cornerstone Bank, N.A. has on file the following Safekeeping receipt:

<u>CUSIP #</u>	<u>AMOUNT</u>
3133XNGA1	\$1,000,000.00

WHEREAS, said U.S. Bank National Association on behalf of Cornerstone Bank, N.A., is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following safekeeping receipt CUSIP#3133XNGA1 as requested by U.S. Bank National Association on behalf of Cornerstone Bank, N.A.

Dated this 2nd day of June, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Moved by Cidlik, seconded by Zadina to allow \$574.59 per employee to be used towards the health and dental insurance coverage. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting at 10:40 a.m. for a ten minute break, the meeting was reconvened at 10:50 a.m.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-18

WHEREAS, Section 23-906, Revised Statutes, State of Nebraska, states in part, that in each county the finance committee of the County Board shall constitute the budget-making authority unless the board, in its discretion, designates or appoints one of its own members or the county clerk, county comptroller, county manager, or other qualified person as the budget making authority, and

WHEREAS, this budget preparer may receive an amount in addition to their salary for this service, and

WHEREAS, the Butler County Board of Supervisors desires to appoint Vicki L. Truksa, as the Budget Making Authority for Butler County, Nebraska and to authorize payment in the amount of \$2,000.00, to be paid upon completion of the budget document.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors, that Vicki L. Truksa is appointed the Budget Making Authority, to prepare and present the budget for the fiscal year 2008-2009 to the County Board.

BE IT FURTHER RESOLVED, that said Vicki L. Truksa; be granted full authority to comply with Section 23-904 and 23-905, Revised Statutes, State of Nebraska.

Dated this 2nd day of June, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Correspondence was received and placed on file from the following:

1. Richard Ronkar, Butler County Surveyor, Flood Plain Administrator, and Zoning Administrator in regards to Butler County's present participation in the National Flood Insurance Program.
2. State of Nebraska, Board of Public Roads Classifications and Standards in regards to the acceptance of the One- and Six-Year Road Plan.

Discussion was held on the repair and/or replacement of the courthouse roof. The Building and Grounds committee will meet to draw up specifications.

The subject of a fence being erected to hide the mechanical equipment on the north side of the courthouse was discussed. The Building and Grounds committee will obtain quotes and report back at the next meeting.

The Chairman adjourned the meeting at 11:00 a.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman, Board of Supervisors

BOARD PROCEEDINGS

June 16, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 16th day of June, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Bids for steel were opened at 9:00 a.m. The following bids were received:

Midwest Sales and Service Company, Schuyler, NE	\$235,531.80
Husker Steel, Columbus, NE	\$221,069.77

The Highway Superintendent will take the bids and review them and report back to the board later in the meeting.

Moved by Cidlik, seconded by Mach to accept bids for replacement of a portion of the courthouse roof on July 21, 2008 at 9:00 a.m. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Kozisek to authorize the Chairman to sign the Interlocal Cooperation Agreement for Enhanced (E-911) Emergency Telephone Service presented by the City of Columbus. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The Building and Grounds committee reported that the issue of installing a fence on the north side of the courthouse to enclose the outside cooling system and dumpster has brought about other issues that will need to be addressed. They will report back to the board at the next meeting.

Moved by Mach, seconded by Birkel to go into Executive Session – Personnel Issue at 9:15 a.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Cidlik to go out of Executive Session – Personnel Issue at 9:35 a.m. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman announced that no formal action was taken during Executive Session, the personnel issue was an annual employee evaluation.

Amy Slama came before the board to discuss the water drainage in the proposed Lanspa Addition to David City. Presently, the water drains to the southwest across the field and into the ditch on Road 35 (A Street). As per the plans the water will continue to drain in accordance with its present drainage flow. A drainage study will be completed and if the results differ she will report back to the board.

Results from the Employee Insurance Benefit Survey were presented to each board member. After discussion, it was decided to come back to this issue later in the meeting.

Moved by Slama, seconded by Mach to accept the engineering agreement with JEO Consulting Group, Inc. for the Brainard East, C0012 13225 soft-match road project and authorize the Chairman to sign such agreement. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Mach, seconded by Zadina upon the recommendation of the Highway Superintendent to accept the bid for culverts from Contech Construction Products, Inc. of Wahoo, Nebraska. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Zadina to approve the final plans from JEO Consulting Group, Inc. for the Methane Transmission Line project of Timberline Energy. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Zadina to accept the bid from Husker Steel Company of Columbus, Nebraska in the amount of \$221,069.77 for bridge steel. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following vote nay: None. Motion carried.

Rick Nation, Chief Executive Officer of Blue Valley Community Action presented the agencies annual report to the board. He requested that the county continue their financial support of the agency in the amount of \$5,208.00 for the upcoming 2008-2009 fiscal year. He also updated the board on the outstanding Blue Valley Block Grant loans.

Moved by Zadina, seconded by Mach to go into Board of Equalization at 10:30 a.m. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting at 10:30 a.m. until after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The pending claim of Caroline Scholz in the amount of \$289.68 for damage to a vehicle has been turned over to NIRMA for consideration.

Moved by Mach, seconded by Cidlik to approve the following resolution. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-19

WHEREAS, the Butler County Treasurer has been notified by Cornerstone Bank NA, York, Nebraska, that the following securities have been pledged:

CUSIP #3133XQKB7, Federal Home Loan Bank, in the amount of \$1,000,000.00

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed to accept and file the receipt CUSIP No. 3133XQKB7 as requested by Cornerstone Bank NA, York, Nebraska.

Dated this 16th day of June, 2008

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Todd Tuls, Butler County Dairy, LLC appeared before the board to give an update on the progress of their project. He said that an open house is tentatively scheduled for October. He also, extended an invitation to the board to tour the facility. The board scheduled the tour for August 4, 2008 at 1:00 p.m.

Moved by Slama, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-20

WHEREAS, on May 27, 2008 the Butler County Attorney purchased 1-HP Proliant ML 150 Server, 1-HP Color Monitor, SBS Server Software, Outlook Calendar, and labor for installation, at a cost of \$1,998.00.

WHEREAS, the County has sufficient funds in the General Fund to pay for the computer/server, and

WHEREAS, Connecting Point, has informed the County that delivery will not be made for several weeks from the date of order, and

WHEREAS, the County Board wishes to pay for the computer/server out of this years budget, and

WHEREAS, Section 23-135 of the Revised Statutes of the State of Nebraska states, "A County Board may by resolution approve the payment for a particular piece of personal property prior to the receipt of such property by the County."

NOW, THEREFORE, BE IT RESOLVED BY THE Butler County Board of Supervisors, that the County Clerk be hereby empowered and directed to make a check payable to Connecting Point in the amount of \$1,998.00 in payment for the computer/server.

Dated this 16th day of June, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Michael Rethwisch, Extension Educator, presented to the board the University of Nebraska—Lincoln, Butler County Extension Annual Report for the calendar year 2007. He also updated the board on several programs that they are involved in.

Julie Reiter, County Attorney discussed with the board the status of the Butler County Landfill Host Agreement. The majority of the board agreed that negotiations should continue.

Due to the lack of names being submitted, the appointment of a representative on the Lincoln Area Agency on Aging's Area Wide Advisory Council will be delayed till a future meeting.

Moved by Kozisek, seconded by Birkel to allow \$350.00 per month to an employee in lieu of the health/dental insurance benefit, contingent upon the number of employees remaining on the group plan to be above the 75% participation requirement. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to go into Executive Session – Personnel Issue at 11:45 a.m. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Mach to come out of Executive Session at 1:30 p.m. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Mach to appoint Jim Truksa as Highway Superintendent effective July 1, 2008 through June 30, 2009 at the rate of \$26.32 per hour. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, and Cidlik. The following voted nay: Birkel, and Hassebrook. Motion carried.

Irvin Cidlik and Larry Zadina left the meeting at 1:35 p.m.

Moved by Mach, seconded by Slama to approve the following utility permits for Windstream Communications. Upon roll call vote the following voted aye: Mach, Slama, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Cidlik and Zadina. Motion carried.

1. Replace a buried communications cable system between Sections 17 & 18, T-15-N, R-3-E north of David City in Butler County
2. Replace a buried communications cable system between Sections 10 & 11, T-15-N, R-3-E northeast of David City in Butler County

Moved by Mach, seconded by Slama to approve the utility permit of Timberline Energy to install the methane transmission line. Upon roll call vote the following voted aye: Mach, Slama, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Cidlik and Zadina. Motion carried.

Moved by Mach, seconded by Kozisek to approve the following resolution. Upon roll call vote the following voted aye: Mach, Kozisek, Birkel, Slama, and Hassebrook. The following voted nay: None. Absent: Cidlik and Zadina. Motion carried.

RESOLUTION NO. 2008-21

WHEREAS, during the Fiscal Year of July 1, 2007 to June 30, 2008, Butler County Board of Supervisors purchased personal property which has not been delivered to Butler County, and

WHEREAS, the County has sufficient funds in the Road/Bridge Fund to pay for these purchases, and

WHEREAS, the County Board wishes to pay for these purchases out of this years budget, and

WHEREAS, Section 23-135 of the Revised Statutes of the State of Nebraska states, "A County Board may by resolution approve the payment for a particular piece of personal property prior to the receipt of such property by the County"

NOW, THEREFORE, BE IT RESOLVED by the Butler County Board of Supervisors, that the County Clerk be hereby empowered and directed to make checks payable as follows:

Midwest Sales and Service	\$94,286.09	For Culverts
Scottwood Industires	\$19,550.00	For Magnesium Chloride
Husker Steel	\$73,689.92	For Bridge Steel
Husker Steel	\$73,689.92	For Bridge Steel
Husker Steel	\$73,689.92	For Bridge Steel

Dated this 16th day of June, 2008

/s/Wayne Hassebrook
Wayne Hassebrook, Chairman

Butler County Board of Supervisors

ATTEST:

/s/Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Kozisek, seconded by Mach to approve the following resolutions. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Birkel, and Hassebrook. The following voted nay: None. Absent: Cidlik and Zadina. Motion carried.

RESOLUTION NO. 2008-22

WHEREAS, on June 10, 2008 the Butler County Detention Department purchased 2 Rotary Storage System Components and 2 Spacesaver Case Shelving Units from Midwest Storage Solutions, at a cost of \$5,865.00.

WHEREAS, the County has sufficient funds in the General Fund to pay for the storage components and shelving units, and

WHEREAS, Midwest Storage Solutions, has informed the County that delivery will not be made for several weeks from the date of order, and

WHEREAS, the County Board wishes to pay for the storage components and shelving units out of this years budget, and

WHEREAS, Section 23-135 of the Revised Statutes of the State of Nebraska states, "A County Board may by resolution approve the payment for a particular piece of personal property prior to the receipt of such property by the County."

NOW, THEREFORE, BE IT RESOLVED BY THE Butler County Board of Supervisors, that the County Clerk be hereby empowered and directed to make a check payable to Midwest Storage Solutions in the amount of \$5,865.00 in payment for the storage components and shelving units.

Dated this 16th day of June, 2008.

/s/ Wayne Hassebrook

Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

RESOLUTION NO. 2008-23

WHEREAS, on June 10, 2008 the Butler County Detention Department purchased 11 4-channel portable radios from Mid-Nebraska Communications, Inc., at a cost of \$3,982.00.

WHEREAS, the County has sufficient funds in the General Fund to pay for the portable radios, and

WHEREAS, Mid-Nebraska Communications, Inc., has informed the County that delivery will not be made for several weeks from the date of order, and

WHEREAS, the County Board wishes to pay for the portable radios out of this years budget, and

WHEREAS, Section 23-135 of the Revised Statutes of the State of Nebraska states, "A County Board may by resolution approve the payment for a particular piece of personal property prior to the receipt of such property by the County."

NOW, THEREFORE, BE IT RESOLVED BY THE Butler County Board of Supervisors, that the County Clerk be hereby empowered and directed to make a check payable to Mid-Nebraska Communications, Inc. in the amount of \$3,982.00 in payment for the portable radios.

Dated this 16th day of June, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

RESOLUTION NO. 2008-24

WHEREAS, on June 10, 2008 the Butler County Detention Department purchased 5 Double Tiered Single Lockers from Cornhusker State Industries, at a cost of \$1,020.00

WHEREAS, the County has sufficient funds in the General Fund to pay for the lockers, and

WHEREAS, Cornhusker State Industries, has informed the County that delivery will not be made for several weeks from the date of order, and

WHEREAS, the County Board wishes to pay for the lockers out of this years budget, and

WHEREAS, Section 23-135 of the Revised Statutes of the State of Nebraska states, "A County Board may by resolution approve the payment for a particular piece of personal property prior to the receipt of such property by the County."

NOW, THEREFORE, BE IT RESOLVED BY THE Butler County Board of Supervisors, that the County Clerk be hereby empowered and directed to make a check payable to Cornhusker State Industries in the amount of \$1,020.00 in payment for the lockers.

Dated this 16th day of June, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Correspondence was received from NIRMA (Nebraska Intergovernmental Risk Management Association), which is the county's insurance carrier, in regards to Butler County's annual contribution amount for 2008-2009 which is \$113,083.00. This amount represents a 7.49% decrease from the annual \$122,242.00 amount quoted during the request for proposal process last year.

Moved by Kozisek, seconded by Mach to authorize payment of the claims as presented with the exception of the claim of Kristin Topil in the amount of \$2,067.81, which will be turned over to our insurance carrier for further investigation. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Birkel, and Hassebrook. The following voted nay: None. Absent: Cidlik and Zadina. Motion carried.

The Chairman declared the meeting adjourned at 1:55 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman, Board of Supervisors

BOARD PROCEEDINGS

July 7, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 7th day of July, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Zadina, seconded by Cidlik to authorize the Chairman to sign the Right of Way Certificate for County or City Federal Aid Project. Upon roll call vote the following voted aye: Zadina, Birkel, Cidlik, Slama, Mach, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Cidlik, seconded by Mach to approve the Township Road Maintenance Agreements. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held on the placement of a fence on the north side of the courthouse building. The matter was tabled till the meeting to be held on August 3, 2008.

Moved by Kozisek, seconded by Zadina to approve the Special Designated Liquor License for St. Joseph's Parish, Bellwood, Nebraska for an event to be held on September 13, 2008. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The quarterly jail inspection was conducted.

Moved by Kozisek, seconded by Slama to go into Executive Session – Personnel Issue at 9:35 a.m. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Birkel, seconded by Zadina to go out of Executive Session – Personnel Issue at 10:05 a.m. Upon roll call vote the following voted aye: Birkel, Zadina, Kozisek, Mach, Slama, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman announced that no action was taken during the Executive Session.

At 10:05 a.m. bids for the replacement of windows in the Region V building were opened. A bid was received from Sack Lumber Company, in the amount of \$38,969.00.

Moved by Zadina, seconded by Kozisek to accept the bid of Sack Lumber Company in the amount of \$38,969.00 for the replacement of windows in the Region V building. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Karey Adamy, County Treasurer presented the board with a copy of the Butler County Treasurer's Statement for the period of January 1, 2008 – June 30, 2008, also a copy of the Treasurer's Investment Portfolio and Pledged Collateral Held Report.

Moved by Slama, seconded by Kozisek to approve the following resolution. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-25

WHEREAS, Bank of the Valley has on file the following Letter of Credit:

<u>LETTER OF CREDIT #</u>	<u>AMOUNT</u>
12272	\$2,000,000.00

WHEREAS, said Bank of the Valley, is requesting that the above said letter of credit be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following Letter of Credit #12272 as requested by Bank of the Valley.

Dated this 7th day of July, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The Clerk of the District Court Fee Report was accepted and placed on file.

Moved by Cidlik, seconded by Mach to approve the bond for Jim Rerucha, Skull Creek Township Clerk. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Mach to approve the Agreement for Emergency Protective Custody Services with Region V Systems. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

June Pederson, Director of Lincoln Area Agency on Aging gave an overview of the programs available to seniors in Butler County, and requested that funding be made available to the agency in the 2008/2009 fiscal year.

Moved by Cidlik, seconded by Kozisek to appoint the following persons to the Butler County Senior Services Board:

Pat Hilderbrand, at Large

Pat Comte, representing the north-half of David City

Karen Fendrich, representing Platte, Bone Creek, Linwood, and Skull Creek

Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Mach to appoint Beryldene Vachal as the county representative on the Lincoln Area Agency on Aging Advisory Board. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The quarterly General Assistance report was accepted and placed on file.

Moved by Cidlik, seconded by Birkel to authorize the Chairman to sign the 2nd quarter expenditures report for the Litter Reduction and Recycling Grant Program. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Correspondence was received and placed on file from Larry and Terry Novak in regards to the Butler County Landfill.

Discussion was held on the meeting dates for the month of September. The two meeting dates will be September 8, and September 15, 2008.

The Chairman recessed the meeting at 11:30 a.m.

The Chairman reconvened the meeting at 1:00 p.m.

Moved by Slama, seconded by Mach to go into Board of Equalization. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

BOARD OF EQUALIZATION (see separate proceedings)

Following the Board of Equalization meeting, the Chairman declared the Board of Supervisors meeting adjourned.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

July 21, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 21st day of July, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Bids for roof replacement on the north one-third of the courthouse building were opened at 9:00 a.m. The following bids were received:

Guarantee Roofing & Sheet Metal of Nebraska, Inc. -
\$27,459.00 + .75% fuel surcharge
Olson Roofing, Inc. -
\$22,500.00

Moved by Slama, seconded by Cidlik to table a decision on the roof replacement bids till the next meeting (August 4th). Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Building & Grounds committee will meet to review the bids.

Discussion was held on the county owned property that lies east of the Butler County Health Care Center (old soccer fields).

The date of August 12, 2008 at 7:30 p.m. has been set for the Public Hearing on the Comprehensive Plan and the Public Hearing on the Zoning Regulations.

Preliminary 2008/2009 budget information was presented to the board for their review.

The Annual Inventory of County Personal Property forms that have been submitted to date will be verified at the next board meeting.

The Clerk of the District Court fee report for the month of June, 2008 was accepted and placed on file.

Moved by Mach, seconded by Slama to authorize the Chairman to sign the letter of support for the David City Recycling Center's pursuit of Nebraska Environmental Trust Grant Funds. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Mach to authorize the Chairman to sign the Agreement for Jail Medical Services with Witter Family Medicine. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Mike Applegate, Jail Administrator informed the board that Butler County has been asked to host the next quarterly Jail Administrator's meeting which will be on September 19, 2008.

Jim Egr appeared before the board to suggest that they consider changing the Permit to Construct Utilities on County Right-of-Way form and policy.

Sandy Morrissey, Director – Region V Prevention Coalition did not appear before the board.

The Chairman recessed the meeting for a 10 minute break at 10:10 a.m., and reconvened the meeting at 10:20 a.m.

Moved by Cidlik, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-26

WHEREAS, U.S. Bank National Association has on file the following pledged securities:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31400A7L6	\$240,000.00	\$142,242.22

WHEREAS, said U.S. Bank National Association is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following pledged security receipt CUSIP#3133XNGA1 as requested by U.S. Bank National Association.

Dated this 21st day of July, 2008.

/s/ Wayne Hassebrook

Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Correspondence was received from the State of Nebraska, Department of Agriculture in regards to the Noxious Weed Department. Larry Zadina, Noxious Weed Control Superintendent gave the board an update on the weed spraying activities and also, informed them that weed infestation control along the Platte River bank will be starting soon.

Mark Hecker, County Sheriff, presented the department's quarterly report for the period of April through June, the board accepted it and placed it on file. The report from the Butler County Detention Center was presented, accepted and placed on file.

The board received the 2007 Distress Warrant report from the County Sheriff. There were 94 warrants listed, of which 90 have been collected.

Moved by Kozisek, seconded by Zadina to go into Board of Equalization at 11:00 a.m. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman recessed the meeting till after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

Moved by Mach, seconded by Zadina to come out of Board of Equalization. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman reconvened the meeting of the Board of Supervisors at 11:40 a.m.

Moved by Cidlik, seconded by Mach to authorize payment of the claims as presented with the exception of the claim of Ron Sedlak in the amount of \$109.55, which will be turned over to our insurance carrier for further investigation. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

A letter was received by the Chairman from the Clerk of the District Court, he requested that it be placed on file.

The Chairman declared the meeting adjourned at 11:55 a.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

August 4, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 4th day of August, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: Kevin Slama.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

Moved by Mach, seconded by Cidlik to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 23 & 24, T-15-N, R-3-E east of David City in Butler County. Upon roll call vote the following voted aye: Mach, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following vote nay: None. Absent: Slama. Motion carried.

Correspondence was received from Platte Township in regards to road matters and placed on file.

Karey Adamy, County Treasurer, presented the 2007 Certification of Distress Warrant Report.

Notification was received from The Department of Environmental Quality regarding the Approval to Operate LWCF – Phase #5 & Phase #6 for Butler County Dairy, LLC Concentrated Animal Feeding Operation (IIS#87471) NW 1/4, Section 3, Township 13N, Range 1E, Butler County, Nebraska.

Moved by Cidlik, seconded by Zadina to accept the letter of resignation from Dean Struebing, member of the Butler County Senior Service Board. Upon roll call vote the following voted aye: Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Discussion was held on the placement of a fence around the equipment on the north side of the courthouse. The issue of the water draining from the cooling tower is being taken care of and then a fence can be installed.

Moved by Mach, seconded by Kozisek to reappoint Donald J. Prochaska to the Butler County Veterans Service Committee for a five (5) year term effective July 1, 2008. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The annual financial report of the Butler County Soldier & Sailor Fund was presented by Dean Kriz, Veteran's Service Officer.

Updated budget information was provided to the board members.

Correspondence was received from NIRMA pertaining to the claims of Ron Sedlak and Kristin Topil.

Larry Zadina, Noxious Weed Control Superintendent updated the board on the weed control being done along the Platte River here in Butler County.

Moved by Mach, seconded by Birkel to go into Board of Equalization at 10:00 a.m. Upon roll call vote the following voted aye: Mach, Cidlik, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The Chairman recessed the meeting till after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Chairman reconvened the meeting of the Board of Supervisors at 10:10 a.m.

Moved by Mach, seconded by Birkel to reject the two bids received for roof replacement on the north portion of the courthouse building. Upon roll call vote the following voted aye: Mach, Cidlik, Birkel, Zadina, and Kozisek. The following voted nay: Hassebrook. Absent: Slama. Motion carried.

Supervisor Mach made a motion to have the repairs done to extend the life of the north portion of the courthouse roof.

Supervisor Mach withdrew the motion.

Moved by Cidlik, seconded by Mach to approve the proposed maintenance work to be completed by Guarantee Roofing & Sheet Metal of Nebraska, Inc. to the north upper roof, center lower and center upper roofs in the amount of \$11,404.00. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, and Birkel. The following voted nay: Zadina, and Hassebrook. Absent: Slama. Motion carried.

Moved by Cidlik, seconded by Mach to approve the minutes from the previous board meeting. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The Chairman recessed the meeting till 1:00 p.m.

The Chairman reconvened the meeting at 1:00 p.m., to tour the Butler County Dairy, LLC.

The Chairman declared the meeting adjourned at 2:15 p.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS-PUBLIC HEARING

August 12, 2008

The Board of Supervisors of Butler County held two public hearings on the 12th day of August, 2008 at the Knights of Columbus Hall, in David City, Nebraska at 7:30 p.m. The purpose of the hearing was to seek public input regarding the proposed Comprehensive Plan and public input regarding the proposed Zoning Regulations.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the hearings was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of these hearings was given to all members of the Board. All proceedings hereafter shown were taken while the convened hearings were open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the Knights of Columbus Hall and additional copies were available for the public.

Moved by Slama, seconded by Birkel to open the public hearing to seek input on the proposed Comprehensive Plan at 7:45 p.m. Upon roll call vote the following voted aye: Slama, Birkel, Mach, Kozisek, Zadina, Cidlik and Hassebrook. The following voted nay: None. Motion carried.

The following people from the audience chose to speak before the board on the proposed Comprehensive Plan: Dick Ronkar, Marcel Kovar, Jerry Kosch, and Alvin Smith.

Moved by Cidlik, seconded by Mach to close the public hearing seeking input on the proposed Comprehensive Plan at 7:55 p.m. Upon roll call vote the following voted aye: Cidlik, Mach, Slama, Birkel, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Birkel to open the public hearing to seek input on the proposed Zoning Regulations at 8:00 p.m. Upon roll call vote the following voted aye: Zadina, Birkel, Mach, Slama, Kozisek, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The following people from the audience chose to speak before the board on the proposed Zoning Regulations: Dick Ronkar, Hank Kobza, Bob Kobza, Vickie Donoghue, Roger Topil, Marcel Kovar, Randy Kroft, Jane Stara, Diane Schroeder, Mary Lou Coufal, Clint Hohndorf, and Jerry Kosch.

Moved by Mach, seconded by Cidlik to close the public hearing seeking input on the proposed Zoning Regulations at 8:35 p.m. Upon roll call vote the following voted aye: Mach, Cidlik, Slama, Birkel, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman stated that no action will be taken at this time. Discussion of the information taken during these public hearings will be held at the next meeting of the Board of Supervisors.

The Chairman declared these hearings adjourned.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

August 18, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 18th day of August, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, and Irvin F. Cidlik, Jr. Absent: Larry Zadina.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Discussion was held with Jim Truksa, Highway Superintendent, on moving forward with the opening of a gravel pit.

Moved by Cidlik, seconded by Mach to advertise for the purchase of gravel pumping equipment, bids to be opened at 9:30 a.m. on September 8, 2008. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, and Birkel. The following voted nay: Hassebrook. Absent: Zadina. Motion carried.

Michael Rethwisch, Extension Educator, Kent Ketteler, Extension Board Chairperson, and Susan Williams from the University of Nebraska appeared before the board to explain the position of 4-H Educator in Butler County. The person that will be assuming these duties will be working in Butler County three days a week. The funding for this position will be shared by Butler County and the University of Nebraska. It was the consensus of the board that the budget request for this position will be approved.

Sandy Morrissey, Region V Prevention Coalition, appeared before the board to discuss the use of monies available to Butler County for youth prevention programs.

Moved by Cidlik, seconded by Kozisek to strike the 2005 Personal Property Tax of Telepartners from the Distress Warrant List. Upon roll call vote the following voted aye: Cidlik, Birkel, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Slama, seconded by Birkel to approve the following resolution. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Kozisek, Mach, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

RESOLUTION NO. 2008-27

WHEREAS, U.S. Bank National Association has on file the following pledged securities:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31400RF48	\$180,000.00	\$107,356.83

WHEREAS, said U.S. Bank National Association is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following pledged security receipt CUSIP#31400RF48 as requested by U.S. Bank National Association.

Dated this 18th day of August, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Richard Ronkar, County Surveyor presented a resolution for the board's consideration. The resolution was to set the salaries of the positions of Butler County Floodplain Administrator and Butler County Zoning Administrator. He requested that the annual salary be set at \$2,000.00 for each of the positions. The board decided that this issue needs to be addressed when the salaries are set for the next term of office. The resolution was withdrawn.

Moved by Slama, seconded by Kozisek to appoint the Butler County Sheriff as the Animal Control Authority for Butler County pursuant to Nebraska Revised Statute 54-623.01. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Discussion was held on the information taken at the public hearings that were held on August 12, 2008, on the proposed Comprehensive Plan and the proposed Zoning Regulations. Orval Stahr suggested that the County Board give the Planning Commission direction as to the changes that they wish to see in the zoning regulations. Mr. Stahr will be preparing a draft of the original concept of the zoning regulations. Further discussion of this issue will be held at the next meeting of the county board.

Moved by Slama, seconded by Mach to authorize the Chairman to sign the EMPG Subgrant Award Agreement. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Rick Schneider, Emergency Manager, presented his quarterly report to the board, it was accepted and placed on file.

Moved by Kozisek, seconded by Cidlik to authorize the Chairman to sign the Interlocal Agreements between the County of Butler and the following fire departments: Rising City Rural Fire Department, Bruno Rural Fire Board, Brainard Volunteer Fire Department, and Abie Rural Fire Board. Upon roll call vote the following voted aye: Kozisek, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Birkel to approve an additional 1% increase in the Total 2007-2008 Restricted Funds Authority subject to limitation. Upon roll call vote the following voted aye: Cidlik, Birkel, Kozisek, Mach, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Slama, seconded by Kozisek to set the budget hearing for September 8, 2008 at 11:00 a.m., and the hearing to set the final tax request will be at 11:15 a.m. on September 8, 2008. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

RESOLUTION NO. 2008 -28

WHEREAS, Pursuant to State Statute 77-3443, each County Board shall adopt a resolution by a majority vote of members present which determines a final allocation of levy authority to its political subdivisions, and

WHEREAS, political subdivisions as defined in said statute are "all political subdivisions *other* than school districts, community colleges, natural resource districts, educational service units, cities, villages, counties, and sanitary and improvement districts, and

WHEREAS, statute states that they may levy taxes as provided by law, provided they do not collectively total more than fifteen cents per one hundred dollars of taxable valuation on any parcel or item of taxable property for all governments for which allocations are made by the County, and

WHEREAS, on or before August 1st, all political subdivisions subject to county levy authority must submit a preliminary request for levy allocation to the County Board, and

WHEREAS, failure of a political subdivision to do so shall preclude them from using procedures set forth in 77-3444, and

WHEREAS, Butler County has twenty-seven (27) such political subdivisions namely: Butler County Agricultural Society, Read Township, Ulysses Township, Plum Creek Township, Richardson Township, Reading Township, Union Township, Center Township, Oak Creek Township, Summit Township, Olive Township, Franklin Township, Skull Creek Township, Alexis Township, Savannah Township, Bone Creek Township, Linwood Township, Platte Township, Ulysses Fire District #2, Rising City Fire District #3, Bellwood Fire District #5, Dwight Fire District #6, Bruno Fire District #7, Linwood Fire District #8, David City Fire District #9, Brainard Fire District #10 and Abie Fire District #11.

WHEREAS, the following political subdivisions submitted such requests, on or before August 1, 2008. Requests from such subdivisions are as follows:

<u>Political Subdivision</u>	<u>Tax Request</u>
Butler County Ag Society	\$99,500.00
Read Township	\$67,000.00
Ulysses Township	\$87,012.00
Library	<u>\$15,600.00</u>
Total	\$102,612.00
Plum Creek Township	\$77,000.00
Union Township	\$61,200.00
Richardson Township	\$85,000.00
Reading Township	\$70,150.00
Center Township	\$54,000.00
Oak Creek Township	\$86,000.00
Summit Township	\$100,000.00 or 10¢/\$100 valuation levy limit
Olive Township	\$54,000.00
Franklin Township	\$78,000.00
Skull Creek Township	\$44,000.00
Alexis Township	\$53,000.00
Savannah Township	\$69,000.00
Bone Creek Township	\$75,000.00
Linwood Township	\$42,000.00
Platte Township	\$36,154.00
Ulysses Fire District #2	\$17,344.00
Sinking	<u>\$17,344.00</u>
Total	\$34,688.00
Rising City Fire Dist. #3	\$71,300.00
Bellwood Fire Dist. #5	\$60,000.00

Dwight Fire Dist. #6	\$ 9,311.09
Sinking	\$14,465.95
Bond	<u>\$13,480.00</u>
Total	\$37,257.04
 Bruno Fire Dist. #7	 \$23,000.00
 Linwood Fire Dist. #8	 \$27,000.00
 David City Fire Dist. #9	 \$120,000.00
 Brainard Fire Dist. #10	 \$20,690.00
Sinking	<u>\$ 7,310.00</u>
Total	\$28,000.00
 Abie Fire Dist. #11	 \$10,500.00

WHEREAS, Statute states that the County Board shall review and approve or disapprove the levy request by September 1.

NOW, THEREFORE, BE IT RESOLVED: That the Butler County Board of Supervisors hereby make the following levy allocations pursuant to Nebraska State Statute 77-3443 as follows up to:

<u>Political Subdivision</u>	<u>Levy</u>
Butler Co. Ag Society	.01
 Read Township	 .10
Ulysses Township	.10
Plum Creek Township	.10
Richardson Township	.10
Reading Township	.10
Union Township	.10
Center Township	.10
Oak Creek Township	.10
Summit Township	.10
Olive Township	.10
Franklin Township	.10
Skull Creek Township	.10
Alexis Township	.10
Savannah Township	.10
Bone Creek Township	.10
Linwood Township	.10
Platte Township	.10
 Ulysses Fire District #2	 .04
Rising City Fire Dist. #3	.04
Bellwood Fire Dist. #5	.04
Dwight Fire Dist. #6	.04
Bruno Fire Dist. #7	.04

Linwood Fire Dist. #8	.04
David City Fire Dist. #9	.04
Brainard Fire Dist. #10	.04
Abie Fire Dist. #11	.04

Dated this 18th day of August, 2008.

Voting Aye:

Voting Nay:

Absent:

/s/ William J. Kozisek

NONE

Larry Zadina

/s/ Max Birkel

/s/ Kevin Slama

/s/ David W. Mach

/s/ Wayne Hassebrook

/s/ Irvin Cidlik, Jr.

Attest: /s/ Vicki L. Truksa

Vicki L. Truksa

Butler County Clerk

The Clerk of the District Court Fee Report for July, 2008 was accepted and placed on file.

Moved by Cidlik, seconded by Mach to go into Executive Session for the purpose of addressing the negotiation issues pertaining to the 911 Interlocal Agreement. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

Moved by Mach, seconded by Slama to come out of Executive Session at 12:40 p.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Zadina. Motion carried.

The Chairman declared that it was determined in the Executive Session that any further negotiation with the City of David City in regards to the 911 Interlocal Agreement shall be made before the entire county board at a regular meeting.

Irvin Cidlik left the meeting at 12:42 p.m.

Moved by Mach, seconded by Kozisek to approve the Cooperative Reimbursement Agreement for Child Support Services and authorize the Chairman to sign the same. Upon roll call vote the following voted aye: Mach, Kozisek, Birkel, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina, and Cidlik. Motion carried.

Moved by Mach, seconded by Slama to approve the utility permit of Northern Natural Gas to relocate a high pressure line in the intersection between Sections 13 & 24, Township 15 North, Range 2 East, and Sections 18 & 19, Township 15 North, Range 3 East. Upon roll call vote the following voted aye: Mach, Slama, Birkel, Kozisek, and Hassebrook. The following voted nay: None. Absent: Zadina, and Cidlik. Motion carried.

Moved by Mach, seconded by Birkel to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 23 & 26, T-

16-N, R-4-E north of Bruno in Butler County. Upon roll call vote the following voted aye: Mach, Kozisek, Birkel, Slama, and Hassebrook. The following voted nay: None. Absent: Zadina, and Cidlik. Motion carried.

The following Annual Inventory of County Personal Property statements were filed with the County Board and approved. They will be placed on file in the County Clerk's office.

Clerk of the District Court	County Treasurer
Veteran's Service	Senior Services
Extension Educator	Probation Office
County Clerk	County Court
Board of Supervisors	Buildings and Towers
Highway Department	Real Estate
Building Maintenance	County Attorney
County Surveyor	County Assessor
Emergency Management	E911 Emergency Service
Noxious Weed Control	Sheriff
School Records	

Discussion was held with Jim Truksa, Highway Superintendent on a policy on fencing on County Right-of-Way and ditch maintenance on County Right-of-Way. Both issues will be tabled till a future meeting.

Moved by Birkel, seconded by Mach to authorize payment of the claims as presented. Upon roll call vote the following voted aye: Birkel, Slama, Mach, and Kozisek. The following voted nay: None. Abstaining: Hassebrook. Absent: Zadina, and Cidlik. Motion carried.

The Chairman declared the meeting adjourned at 1:05 p.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

September 8, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 8th day of September, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Kenneth M. Lemke of the Economic Development Department of Nebraska Public Power District presented the Economic Impact Assessment for the Butler County Landfill and Methane Operation, David City, Nebraska.

Discussion was held with representatives of the Butler County Landfill on the proposed host agreement with the county and other options for road maintenance on R Road.

At 9:30 a.m. bids for gravel pumping equipment were opened. One bid was received from Cyza Bros. Sand & Gravel Company. The bid was in the amount of \$69,500.00.

Moved by Mach, seconded by Cidlik to accept the bid of Cyza Bros. Sand & Gravel Company for gravel pumping equipment. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, and Kozisek. The following voted nay: Hassebrook. Motion carried.

Moved by Slama, Seconded by Cidlik to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 26 & 27, T-14-N, R-4-E, southeast of Brainard in Butler County. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Mach to approve the utility permit of Dorothy A. Hajek to install a tile outlet between Sections 16 & 21, T-16-N, R-4-E, Butler County. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held on adopting a policy or resolution on ditch maintenance and fencing on County right-of-way. The issue will be tabled till the next meeting.

The Chairman declared a recess at 9:55 a.m., and reconvened at 10:00 a.m.

The County Board discussed the re-evaluation of Resolution 1998-20, particularly Section 2.0 and Section 3.0 which state that the County Surveyor has the added responsibilities of Flood Plain Administrator and Zoning Administrator. The question was asked as to why the county has a zoning administrator when there are no zoning ordinances in place. Dick Ronkar, County Surveyor informed the board that the flood plain management regulations shall mean and include zoning ordinances. He requested that the board repeal those sections and adopt a resolution naming an individual to those positions.

Moved by Mach to repeal Section 2.0 and Section 3.0 of Resolution 1998-20. Motion died for a lack of a second.

Discussion was held by the board on the proposed comprehensive plan and the proposed zoning regulations. Several issues in favor of and in opposition of were discussed by the board. The County Attorney informed the board that they have three options; vote to approve the proposed Comprehensive Plan &/or proposed Zoning Regulations as presented, vote to reject the proposed Comprehensive Plan &/or Zoning Regulations, or vote to send them back to the Planning Commission.

It being the consensus of the board members that they should take a vote on the issues of the proposed Comprehensive Plan and Proposed Zoning Regulations, a vote will be taken at the next board meeting which will be on September 15, 2008, and listed on the agenda for 9:30 a.m.

Moved by Zadina, seconded by Mach to authorize the Chairman to sign the County Aid Grant Award. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Mach, seconded by Cidlik to approve the Official's Bond of Duane Svehla, Platte Township Treasurer. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Mach to authorize the Chairman to sign the Interlocal Agreement for Butler County Emergency Management and Bellwood Rural Fire Board and the Interlocal Agreement for Butler County Emergency Management and David City Rural Fire District #9. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Slama, seconded by Mach to approve the following resolution. Upon roll call vote the following vote aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008-29

WHEREAS, U.S. Bank National Association has on file the following pledged securities:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31400RF48	\$180,000.00	\$107,356.83

WHEREAS, said U.S. Bank National Association is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following pledged security receipt CUSIP#31400RF48 as requested by U.S. Bank National Association.

Dated this 8th day of September, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The Clerk of the District Court fee report for the month of August, 2008 was accepted and placed on file.

Moved by Zadina, seconded by Birkel to authorize the Chairman to sign the Engagement Letter with Dana F. Cole & Company, LLP for the annual audit. Upon roll call vote the following voted aye: Zadina, Birkel, Cidlik, Slama, Mach, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman declared a recess at 10:55 a.m., and reconvened at 11:00 a.m.

Moved by Birkel, seconded by Cidlik to open the budget hearing at 11:00 a.m. Upon roll call vote the following voted aye: Birkel, Cidlik, Slama, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

No one was present to comment at the hearing.

Wayne Hassebrook left the meeting at 11:10 a.m.

Moved by Kozisek, seconded by Mach to close the budget hearing. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Cidlik, seconded by Zadina to approve the budget which includes the transfer of \$400,000.00 from the Inheritance Tax Fund to the General Fund, and to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Zadina, Kozisek, Mach, Slama, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

RESOLUTION NO. 2008-30

RESOLUTION OF ADOPTION AND APPROPRIATIONS

WHEREAS, a proposed County Budget for the Fiscal Year July 1, 2008 to June 30, 2009, prepared by the Budget Making Authority, was transmitted to the County Board on the 1st day of August, 2008.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of Butler County, Nebraska as follows:

SECTION 1. That the budget for the Fiscal Year July 1, 2008, to June 30, 2009, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the Budget for Butler 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, 2008, and ending June 30, 2009.

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 8th day of September, 2008.

/s/ Max Birkel

/s/ William J. Kozisek

/s/ Larry Zadina

/s/ Irvin Cidlik

/s/ Kevin Slama

/s/ David W. Mach

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Mach, seconded by Cidlik to open the special hearing to set the final tax request at a different amount than last year at 11:15 a.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Zadina, Kozisek, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

No one was present to comment at the hearing.

Moved by Mach, seconded by Zadina to close the hearing at 11:20 a.m. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Cidlik, Slama, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Cidlik, seconded by Slama to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

RESOLUTION NO. 2008-31

WHEREAS, pursuant to State Statute 77-1601.02 the Butler County Board of Supervisors held a hearing on September 8, 2008 at 11:15 a.m. in regard to setting the 2008-2009 tax request at a different rate than the 2007-2008 tax request, and

WHEREAS, said hearing was published in a legal newspaper as required by law, and

WHEREAS, the following requirements were in said published notice:

The 2007-2008 property tax request was:	\$2,570,954.07
the levy to fund the 2007-2008 tax request was:	.28265
the levy to fund last years tax request if it were applied to the current valuation would be:	.26184
the proposed tax request for the 2008-2009 year is:	\$2,669,208.06
the proposed levy to fund the 2008-2009 tax request is:	.27185

WHEREAS, no people were present to comment on the proposed modification of said tax request at said hearing.

NOW, THEREFORE, BE IT RESOLVED, that the Butler County Board of Supervisors hereby approve the tax request of \$2,669,208.06 for the 2008-2009 fiscal year.

Dated this 8th day of September, 2008.

/s/ Max Birkel

Max Birkel, Vice-Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Wayne Hassebrook returned to the meeting at 11:25 a.m.

Rick Schneider, Emergency Manager came before the board to inform them that he has been contacted by Tony Kresha of the Clear Lake Residential Association, requesting that the 911 signs not be installed on Clear Lake properties. After discussion, Rick was instructed to check and see if the roads within the Clear Lake Subdivisions are private property. If it is found that the roads are private, the county will be sending a letter to each owner asking if they want a sign installed or not.

The Chairman recessed the meeting at 11:40 a.m., and reconvened at 11:45 a.m.

Representatives from the City of David City appeared before the board to discuss the 911 Interlocal Agreement. The most recent agreement was signed in 1997 and the city is requesting that there be some changes made to that agreement.

The County board and the City representatives agreed to form a six member committee to negotiate and draft a new interlocal agreement. The committee will be comprised of:

Two representatives from the County Board

County Attorney
Two representatives from the City Council
City Attorney

Moved by Slama, seconded by Cidlik to go into Executive Session at 12:40 p.m. to discuss negotiation strategies. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Kozisek, Mach, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Birkel to come out of Executive Session at 1:10 p.m. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman announced that Kevin Slama and Wayne Hassebrook are the two members of the County Board that have been appointed to serve on the committee to negotiate with the City the 911 Interlocal Agreement, and that parameters have been set by the County Attorney.

The gravel pit lease agreement will be tabled till the next meeting.

The Chairman declared the meeting adjourned at 1:15 p.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

September 15, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 15th day of September, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Discussion was held in regards to appointing an alternate to the Nebraska Great Plains RC&D Council.

Moved by Slama, seconded by Mach to appoint Nancy Bohaty as an alternate to the Nebraska Great Plains RC&D Council in the absence of Walter Bohaty. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

The Inventory of Personal Property statement for the Detention Center was submitted to the board for approval. Max Birkel, liaison for the Detention Center will review and report back at the next meeting.

Discussion was held in regards to the proposed Comprehensive Plan and proposed Zoning Regulations. Several issues in favor of and in opposition of the plans were discussed by the board. Members of the audience also voiced their concerns. A petition from Butler County residents opposing zoning was submitted to the board by Marcel Kovar.

Moved by Mach, seconded by Zadina to discontinue any further action on the Comprehensive Plan and Zoning Regulations. Upon roll call vote the following voted aye: Mach, Zadina, and Cidlik. The following voted nay: Kozisek, Birkel, Slama, and Hassebrook. Motion failed.

Moved by Slama, seconded by Kozisek to send the proposed Comprehensive Plan and proposed Zoning Regulations back to the Planning Commission for re-evaluation. Upon roll call vote the following voted aye: Slama, Kozisek, Birkel, and Hassebrook. The following voted nay: Zadina, and Cidlik. Abstaining: Mach. Motion carried.

Moved by Slama, seconded by Mach to go into Executive Session at 10:00 a.m. for the purpose of discussing negotiations with the City of David City for the 911 Interlocal Agreement.

Moved by Mach, seconded by Kozisek to come out of Executive Session at 10:45 a.m. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman announced that during the Executive Session the board decided to have the County Attorney continue negotiations with the City of David City in regards to the 911 Interlocal Agreement.

Moved by Mach, seconded by Slama to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 10 & 15, T-15-N, R-1-E north of Rising City in Butler County. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Mach to authorize the Chairman to sign the Certification to Board of Public Roads Classifications and Standards. Upon roll call vote the following voted aye: Kozisek, Mach, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Abstaining: Slama. Motion carried.

The issue of a policy on fencing on county right-of-way and ditch maintenance on county right-of-way will be tabled and put on the agenda at a later date.

The Lease Agreement between Roger and Cindy K. Nickolite and Butler County for the purpose of operating a gravel pit was presented to the board.

Moved by Slama, seconded by Mach to approve the Lease Agreement. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, and Cidlik. The following voted nay: Hassebrook. Motion carried.

Three informal bids were received in regards to the purchase of a vehicle for the Emergency Management department. The following is a listing of the vehicles and information provided.

1. 2002 Dodge Ram Quad Cab	Kobza Motors, Inc.	\$12,000.00
2. 2003 Chevrolet Extended Cab	Bongers Auto	\$11,000.00
3. 2005 Dodge Ram Quad Cab	Bongers Auto	\$13,040.00

Moved by Cidlik, seconded by Mach to purchase the 2002 Dodge Ram Quad Cab pickup from Kobza Motors, Inc. for \$12,000.00. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, and Birkel. The following voted nay: Hassebrook. Motion carried.

Moved by Slama, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Motion carried.

RESOLUTION NO. 2008 – 32

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the 911 Emergency Services Fund through the County General Fund of Butler County; and

WHEREAS, the Butler County 911 Emergency Services Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the 911 Emergency Services Fund in an amount of \$50,000.00.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$50,000.00 to the 911 Emergency Services Fund for the maintenance and operations of said 911 Emergency Services Department from the General Fund.

DATED this 15th day of September, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman
Butler County Board of Supervisors

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

The Chairman declared a recess at 11:15 a.m. and reconvened the meeting at 11:20 a.m.

Jeffrey G. DeLine of Dana F. Cole & Company, LLP was present to discuss with the board the auditing process for the 2007-2008 fiscal year audit.

Moved by Cidlik, seconded by Mach to approve payment of the claims as presented. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Additional discussion was held on the proposed Comprehensive Plan and proposed Zoning Regulations. The County Attorney informed the board that if there are significant changes made to the plans, then there should be another public hearing process. Also, she will be contacting Orval Stahr, to inquire about additional charges that may be incurred.

The Chairman appointed Kevin Slama and Max Birkel to check on the policy that the county has pertaining to county owned vehicles and where they are housed during non-working hours, and to see that all county employees are aware of the policy and are abiding by it.

The Chairman declared the meeting adjourned at 11:45 a.m.

Vicki L. Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

October 6, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 6th day of October, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: Wayne Hassebrook.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Vice-Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Vice-Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Cidlik, seconded by Slama to go into Executive Session at 9:05 a.m. for the purpose of discussing the 911 Interlocal Agreement. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Kozisek, seconded by Mach to come out of Executive Session at 9:15 a.m. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

The Vice-Chairman declared that no action was taken during Executive Session.

Moved by Slama, seconded by Mach to accept the resignation of James Redler from the Butler County Planning Commission. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Mach, seconded by Zadina to appoint Lyle Jakub to the Butler County Planning Commission to fill the vacancy created by the resignation of James Redler. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, and Cidlik. The following voted nay: Slama, and Birkel. Absent: Hassebrook. Motion carried.

Moved by Kozisek, seconded by Cidlik to accept and approve the Annual Inventory of County Personal Property from the Butler County Detention Center; and have it placed on file in the County Clerk's Office. Upon roll call vote the following voted aye: Kozisek, Zadina, Cidlik, Slama, Mach, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Mach, seconded by Cidlik to approve the request of Valley Catering LLC d/b/a 7 Mile Mini Mart to the Nebraska Liquor Control Commission for a Reconstruction to 105 B 41st Road, Columbus, NE 68601/Butler County. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Zadina, Kozisek, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Three notifications were received from the Department of Environmental Quality regarding the following:

1. Approval to Operate LWCF – Phases #1-7, Butler County Dairy, LLC Concentrated Animal Feeding Operation (IIS#87471) NW¼, Section 3, Township 13N, Range 1E, Butler County
2. Application for Design Change Request, Little Pine Ridge Feedyards, Inc. Animal Feeding Operation (IIS#66713) N ½, SE ¼, Pt of S½, NE ¼, and NE ¼ NE ¼ SW ¼, Section 23, Township 16N, Range 2E, Butler County
3. Construction and Operating Permit Issued – Approval to Operate, Little Pine Ridge Feedyards, Inc. Livestock Operation Concentrated Animal Feed Operation (IIS#66713) N ½, SE ¼, Pt of S½, NE ¼, and NE ¼ NE ¼ SW ¼, Section 23, Township 16N, Range 2E, Butler County

Moved by Slama, seconded by Kozisek to authorize the Vice-Chairman to sign the Certification of Cost Allocation Plan. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Moved by Mach, seconded by Slama to go into Board of Equalization at 9:30 a.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Zadina, Kozisek, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

The Vice-Chairman recessed the meeting till after the Board of Equalization meeting.

BOARD OF EQUALIZATION (SEE SEPARATE PROCEEDINGS)

The Vice-Chairman reconvened the meeting of the Board of Supervisors at 9:40 a.m.

The Annual Butler County Jail Report FY 2007-2008 was accepted and placed on file.

Moved by Mach, seconded by Cidlik to reappoint Larry Zadina as the Butler County Board of Supervisors representative on the Blue Valley Community Action Partnership Board of Directors. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Kozisek, and Birkel. The following voted nay: None. Abstaining: Zadina. Absent: Hassebrook. Motion carried.

Moved by Slama, seconded by Mach to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 28 & 29, T15N, R3E, Butler County. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Birkel. The following voted nay: None. Motion carried.

Jim Truksa, Highway Superintendent gave the board an update on the progress being made at the gravel pit.

The Vice-Chairman recessed the meeting at 9:50 a.m. and reconvened at 10:00 a.m.

Todd Tuls, Butler County Dairy, LLC gave an update on the dairy construction, telling the board that construction is complete. He requested that the County Board override the decision of Read Township to ban manure pipelines under and along its township roads. The attorney for Butler County Dairy, LLC will address the issue with the County Attorney.

At 10:15 a.m. the board made the quarterly jail inspection, they returned from the inspection at 10:35 a.m.

Moved by Slama, seconded by Mach to authorize the Vice-Chairman to sign the necessary documents pertaining to the federally declared disaster #1770. Upon roll call vote the following voted aye: Slama, Mach, Kozisek, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook. Motion carried.

Discussion was held on the county's membership in C.I.S.D.A., the budget committee had reviewed the services that the county receives from this agency and recommended that no funding be included in the budget for the fiscal year 2008/2009. The board agreed that the county should withdraw from membership.

Correspondence was received from Larry & Terry Novak in regards to Waste Connections.

The Vice-Chairman declared the meeting adjourned at 11:05 a.m.

Vicki L. Truksa
County Clerk

Max Birkel
Vice-Chairman

BOARD PROCEEDINGS

October 20, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 20th day of October, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

Moved by Zadina, seconded by Slama to approve the minutes from the last meeting. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, and Birkel. The following voted nay: None. Abstaining: Hassebrook. Motion carried.

Michael Rethwisch introduced Katie Larson, 4-H Educator to the board. She will be working in Butler County with the 4-H programs.

Moved by Mach, seconded by Cidlik to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 27 & 34, T-16-N, R-4E, north of Bruno. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Zadina, seconded by Slama to set the date of November 21, 2008 for the County Surplus Sale. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Slama, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Rick Schneider, Emergency Manager presented the quarterly report for the Emergency Management department to the board. He also updated them on the installation of the 911 signs.

Moved by Kozisek, seconded by Birkel to approve payment of the flu vaccination for employees of Butler County. Upon roll call vote the following voted aye: Kozisek, Zadina, Birkel, Cidlik, Slama, Mach, and Hassebrook. The following voted nay: None. Motion carried.

The quarterly General Assistance Report was accepted and placed on file.

Moved by Cidlik, seconded by Slama to go into Executive Session to discuss the negotiations on the 911 Interlocal Agreement at 9:30 a.m. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Kozisek, seconded by Mach to come out of Executive Session. Upon roll call vote the following voted aye: Kozisek, Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Motion carried.

The Chairman stated that during Executive Session action was taken to have the County Attorney continue with the 911 Interlocal Agreement negotiations.

Doug Matulka, Mike Novotny, and Matt Hilger; representatives from the David City Rural Fire District #9 were present to voice their wishes that Butler County continue dispatching for both rural and in town calls for the department.

Vickie Duey, Four Corners Health Department updated the board on the recent activities of their department and gave information on a few of the upcoming programs that they are working on.

The Chairman recessed the meeting at 10:40 a.m. and reconvened at 10:45 a.m.

Michael Grubbs, Business Account Representative for Windstream Communications presented information on Windstream Shield and Managing Financial Risk in the Acquisition of Telecommunications Equipment Technology.

The Clerk of the District Court fee report was accepted and placed on file.

Moved by Kozisek, seconded by Cidlik to approve the following amendment to the by-laws of the Butler County Senior Services Program as presented by the Butler County Senior Services Board. Upon roll call vote the following voted aye: Kozisek, Mach, Cidlik, Zadina, and Hassebrook. The following voted nay: Slama, and Birkel. Motion carried.

Section 11. Reports. The Butler County Senior Services Program shall meet at least every other month; the month there isn't a meeting the financials shall be approved prior to payment of bills; keep record of all its proceedings. Send a monthly operating statement, copy of the annual audit and budget to the Butler County Treasurer, if requested. In June each year send the Annual Plan and Budget to the Board of Supervisors certifying the amount necessary to maintain and improve the Program for the ensuing year.

Adopted Version: October 20, 2008 Page 3 of 8

ARTICLE VI MEETINGS

Section 1. Regular meetings of the Butler County Senior Services Board shall be held every other month at a time and location determined by the board.

Adopted Version: October 20, 2008 Page 6 of 8

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Birkel, and Hassebrook. The following voted nay: None. Abstaining: Zadina. Motion carried.

RESOLUTION NO. 2008 – 33

WHEREAS, the Butler County Board of Supervisors is obligated to levy funds for the Noxious Weed Control Fund through the County General Fund of Butler County; and

WHEREAS, the Butler County Noxious Weed Control Department is requiring funds in order to keep up the maintenance and operation of said department; and

WHEREAS, funds are available in the General Fund to transfer to the Noxious Weed Control Fund in an amount of \$25,000.00.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$25,000.00 to the Noxious Weed Control Fund for the maintenance and operations of said Noxious Weed Control Department from the General Fund.

DATED this 20th day of October, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman
Butler County Board of Supervisors

ATTEST:

s/s Vicki L. Truksa
Vicki L. Truksa, County Clerk

Discussion was held on the Employee Appreciation Dinner, and tabled till the next meeting.

Mark Hecker, County Sheriff presented the quarterly reports for the Sheriff, Detention Center, and K-9 Unit. They were accepted and placed on file.

Moved by Cidlik, seconded by Mach to approve payment of the claims as presented. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, and Birkel. The following voted nay: None. Abstaining: Hassebrook. Motion carried.

Correspondence was received from Dean Kriz, Butler County Veterans Service Officer, informing the board that November 17, 2008 has been selected as the date of Boys and Girls County Government Day.

The Chairman declared the meeting adjourned at 11:15 a.m.

Vicki Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

November 3, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 3rd day of November, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: Kevin Slama.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION 2008-34

WHEREAS, certain roads in Butler County, Nebraska, have been designated as being eligible for federal funds by the Federal Highway Administration in compliance with federal laws pertaining thereto, and,

WHEREAS, said County desires to improve a bridge and approaches northwest of Ulysses on County Road "H" in said county, and,

WHEREAS, said County has applied for and received approval to design and construct said improvements to be known as Project No. BRO-7012(23), Control Number 12377,

WHEREAS, the State of Nebraska, Board of Public Roads Classifications and Standards, has developed minimum design standards for County roads, and,

WHEREAS, said Board of Public Roads Classifications and Standards has developed a procedure for reviewing requests for relaxation of said minimum design standards, now therefore,

BE IT RESOLVED, that the Board of Supervisors of and for Butler County, Nebraska, hereby requests of the Board of Public Roads Classifications and Standards, a design exception which will allow them to construct said bridge as previously designed using an HS-20 design vehicle in lieu of the newly adopted HL-93 design vehicle.

BE IT FURTHER RESOLVED, that the Chairman of said County is authorized to sign this resolution on behalf of said Board of Supervisors and that the Board of Supervisors hereby approves the above request for a design exception.

Adopted this 3rd day of November, 2008, at Butler County, Nebraska.

ATTEST:

Butler County, Nebraska

/s/ Vicki L. Truksa
County Clerk

/s/ Wayne Hassebrook
Chairperson

Moved by Mach, seconded by Birkel to approve the utility permit of Windstream Communications to replace a buried communications cable system between Sections 33 & 34, T-15-N, R-2-E southwest of David City in Butler County. Upon roll call vote the following voted aye: Mach, Cidlik, Birkel, Zadina, Kozisek, and Hassebrook. The following vote nay: None. Absent: Slama. Motion carried.

Moved by Mach, seconded by Zadina to approve the utility permit to construct a water and electric line between Section 31, T-16-N, R-2-E and Section 36, T-16-N, R-1-E. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Birkel, seconded by Kozisek to designate The Banner-Press as the official county newspaper for 2009. Upon roll call vote the following voted aye: Birkel, Zadina, Kozisek, Mach, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Kozisek, seconded by Cidlik to appoint Ruby Langhorst as Butler County's representative on the Area Wide Advisory Board for the Lincoln Area Agency on Aging. Upon roll call vote the following voted aye: Kozisek, Mach, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Birkel, seconded by Cidlik to authorize the Chairman to sign the State of Nebraska, Department of Health and Human Services Hospital Licensure Renewal Application. Upon roll call vote the following voted aye: Birkel, Cidlik, Mach, Kozisek, Zadina, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Zadina, seconded by Mach to authorize the Chairman to sign the University of Nebraska Cooperative Extension Division & Butler County Supplement to the Interlocal Agreement. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Moved by Kozisek, seconded by Cidlik to go into Board of Equalization at 9:30 a.m. Upon roll call vote the following voted aye: Kozisek, Mach, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The Chairman reconvened the meeting and called for a recess at 9:40 a.m.

Karey Adamy, County Treasurer certified the Distress Warrant Summary as of October 31, 2008 to the board.

Moved by Cidlik, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Cidlik, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION NO. 2008-35

WHEREAS, First National Bank of Omaha has on file the following pledged securities:

CUSIP #
3133XQ3L4

PAR AMOUNT:
\$450,000.00

WHEREAS, said First National Bank of Omaha is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following pledged security receipt CUSIP#3133XQ3L4 as requested by First National Bank of Omaha.

Dated this 3rd day of November, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Moved by Mach, seconded by Kozisek to authorize the Chairman to sign the Agreement with Lancaster County on behalf of the Lancaster Youth Services Center. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Mike Applegate, Detention Center Administrator reported to the board the results of the inspection completed by the State Fire Marshal.

The Chairman recessed the meeting at 10:15 a.m. and reconvened at 10:30 a.m.

Moved by Mach, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

RESOLUTION NO. 2008-36

WHEREAS, law enforcement agencies with the following counties: Butler, Fillmore, Hamilton, Jefferson, Merrick, Polk, Saunders, Seward, Thayer, Webster, and York desire to enter into a cooperative law enforcement effort; and

WHEREAS, the above agencies have submitted a grant application known as the RURAL APPREHENSION PROGRAM (hereafter RAP 19 #08-MI-802); and

WHEREAS, the RAP project has been funded by the Nebraska Crime Commission; and

WHEREAS, the various counties, communities, and agencies within those jurisdictions desire to make the most efficient use of the power by enabling them to cooperative with other localities on a basis of mutual advantage and thereby to provide services and facilities in a manner pursuant to forms of governmental organization that will accord best with geographic, economic, population, and other factors; and

WHEREAS, an interlocal agreement, consistent with Nebraska Revised Statutes 13-801 et.seq., would be in the best interest of all participating agencies; and

WHEREAS, the agencies desire to enter into a written interlocal agreement for the purposes of carrying out the RAP objectives and grant requirements of the Nebraska Crime Commission.

BE IT RESOLVED THAT: The County of Butler authorizes Wayne Hassebrook, Chairperson to enter the County of Butler into an interlocal agreement for joint and cooperative action pursuant to the provisions of Section 13-801 through 13-807 of Nebraska Revised Statutes. The interlocal agreement shall be for the strict administration of the RAP project and all funds allocated by the Nebraska Crime Commission, and match dollars allocated by the RAP members. Further, this Interlocal agreement shall not establish a separate legal entity, rather as a joint and cooperative undertaking between public agencies i.e. state, county, city and village. (Nebraska Revised Statute 13-801).

Amount of match dollars allocated by the County of Butler for the 2008-2009 grant period (RAP 19) will be \$3,085.00. (2000 census 6,170 x \$0.50)

Dated this 3rd day of November, 2008.

/s/ Vicki L. Truksa
County Clerk

/s/ Wayne Hassebrook
Board Chairperson

Moved by Birkel, seconded by Zadina to approve payment for the employee's meal at the Employee Appreciation Dinner. Upon roll call vote the following voted aye: Birkel, Zadina, Kozisek, Mach, Cidlik, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

The Chairman declared the meeting adjourned at 10:35 a.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

November 17, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 17th day of November, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin J. Slama, Max Birkel, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: William J. Kozisek.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes stand approved as presented.

The utility permit for Leo Meister is tabled till the next meeting of the county board, due to the permit application not being completed in time for the meeting.

Moved by Slama, seconded by Cidlik to approve the agreement with the City of David City for snow removal and authorize the Chairman to sign the same. In the agreement the county will provide for snow removal around the courthouse square. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, Mach, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Mach, seconded by Birkel to approve the agreement with the City of David City and authorize the Chairman to sign the same. In the agreement the county will provide snow removal for 37th Road from Highway 15 west to the railroad tracks. On M Road north to Reisdorff's driveway, 3781 M Road. These are the roads which have currently been annexed by the City. The city will provide snow and ice removal on A Street or 35 Road from the east city limit to O Road. Upon roll call vote the following voted aye: Mach, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Cidlik, seconded by Mach to authorize the Chairman to sign the Supplemental Agreement that pertains to Project BRO-7012(25). Upon roll call vote the following vote aye: Cidlik, Slama, Mach, Zadina, Birkel, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

Moved by Slama, seconded by Zadina to approve the following resolution for Project #BRO-7012(23) and authorize the Chairman to sign the same. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

RESOLUTION NO. 2008-37

WHEREAS, there has been signed by Butler County on the 20th day of April, 1999, and the State on the 7th day of May, 1999, an agreement providing for the construction of a Federal Aid Project, at the following location: Beginning approximately 0.1 mile north of the Southwest Corner of Section 17, Township 13 North, Range 2 East and extends 0.1 mile north, crossing the Big Blue River.

WHEREAS, in the above agreement, the County has pledged sufficient funds to finance its share of the cost of the construction of this project identified as BRO-7012(23), and

WHEREAS, the above mentioned agreement provided that the County would pay all costs not paid for with Federal or State funds, and

WHEREAS, the State received bids for the construction of this project on November 13, 2008 at which time 6 bids were received for the construction of this proposed work, and

WHEREAS, the following contractor(s) for the items of work listed has been selected as the low bidder(s) to whom the contract(s) should be awarded:

Christensen Bros., Inc., Cherokee, Iowa;
Bridge: \$517,641.10

NOW, THEREFORE, in consideration of the above facts, the Board of Supervisors of Butler County, by this resolution, takes the following official action:

1. If for any reason the Federal Highway Administration rescinds, limits its obligations, or defers payment of the Federal share of the cost of this project, the County hereby agrees to provide the necessary funds to pay for all costs incurred until and in the event such Federal funds are allowed and paid.
2. The Board hereby concurs in the selection of the above mentioned contractor(s) for the items of work listed, to whom the contract(s) should be awarded.
3. The Board hereby authorizes the Chairman to sign the contract(s) with the above mentioned contractor(s) for the above mentioned work.
4. The Board does not desire to perform any of the work with its own forces in lieu of performing the work by the contract method.

Dated this 17th day of November, A.D. 2008

Board of County Supervisors
Of Butler County

/s/ Wayne Hassebrook
(Chairman)

ATTEST:

/s/ Vicki L. Truksa
(County Clerk)

Moved by Mach, seconded by Cidlik to authorize the Chairman to sign the Certification of County Highway Superintendent. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

The Clerk of the District Court fee report for October 2008 was accepted and placed on file.

Moved by Mach, seconded by Slama to approve the following resolution. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Birkel, Zadina, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

RESOLUTION NO. 2008-38

WHEREAS, U.S. Bank National Association has on file the following pledged securities:

<u>CUSIP #</u>	<u>ORIGINAL FACE</u>	<u>CURRENT FACE</u>
31401GJS4	\$300,000.00	\$139,414.10

WHEREAS, said U.S. Bank National Association is requesting that the above said receipt be released.

NOW, THEREFORE, BE IT RESOLVED, by the Butler County Board of Supervisors that the County Treasurer be hereby instructed and empowered to sign off the following pledged security receipt CUSIP#31401GJS4 as requested by U.S. Bank National Association.

Dated this 17th day of November, 2008.

/s/ Wayne Hassebrook
Wayne Hassebrook, Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Willow Holoubek, Executive Director of Butler County Development, updated the county board on the many projects that Butler County Development has been involved in during the past year; and the projects that are currently in progress.

Gary Westphal, General Manager of Butler County Public Power District spoke in support of the Economic Development program and the benefits that the county has and will see in the future.

Moved by Slama, seconded by Zadina to authorize payment of the claims as presented. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Birkel, Cidlik, and Hassebrook. The following voted nay: None. Absent: Kozisek. Motion carried.

The Chairman recessed the meeting at 9:55 a.m. and reconvened at 10:00 a.m.

The following items were discussed by the board; the proposal from Barone Security Systems for the upgrades in the Detention Center and the fence to be installed on the north side of the courthouse.

Julie Reiter, County Attorney gave a brief overview of the negotiations with the City of David City in regards to the 911 Interlocal Agreement.

Moved by Slama, seconded by Cidlik to withdraw the County's offer to accept \$50,000.00 from David City for its share of dispatching and communication services provided by the county and to go back to the original agreement. Upon roll call vote the following voted aye: Slama, Cidlik, Birkel, Zadina, and Mach. The following voted nay: Hassebrook. Absent: Kozisek. Motion carried.

The Chairman declared the meeting adjourned at 10:30 a.m.

Vicki Truksa
County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

December 1, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 1st day of December, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Wayne Hassebrook, Kevin Slama, Max Birkel, William J. Kozisek, Larry Zadina, and Irvin F. Cidlik, Jr.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Chairman declared the minutes from the previous meeting shall stand approved.

The TransCanada Keystone Pipeline, Haul Route Agreement & Utility Permit were tabled till the next meeting in order for additional information to be obtained.

Moved by Cidlik, seconded by Mach to authorize the Chairman to sign the agreement with JEO Consulting Group, Inc. on Project #BRO-7012(23). Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Kozisek, Zadina, Birkel, and Hassebrook. The following voted nay: None. Motion carried.

Moved by Mach, seconded by Zadina to authorize the Chairman to sign the contract with Christensen Bros., Inc. for construction of Project #BRO-7012(23). Upon roll call vote the following voted aye: Mach, Kozisek, Zadina, Birkel, Cidlik, Slama, and Hassebrook. The following voted nay: None. Motion carried.

Discussion was held in regards to a 5-Year Road Maintenance Agreement with Ulysses Township. Also, the purchase of a new road maintainer was discussed. The new machine will be owned by the county (51%) and the township (49%).

The county was notified by the State of Nebraska Board of Public Roads Classifications and Standards that they were granted the Relaxation of Minimum Design Standards for Project #BRO-7012(23), Ulysses Northwest as requested.

Karey Adamy, County Treasurer certified to the board as per Section 77-3523, the total tax revenue that will be lost to all taxing agencies with the county from taxes levied and assessed in 2008 because of 321 homestead exemptions is \$260,018.20.

Kevin Slama left the meeting at 9:20 a.m.

Moved by Zadina, seconded by Kozisek to approve for payment the claim of Abie's Place in the amount of \$648.60. Upon roll call vote the following voted aye: Zadina, Kozisek, Mach, Cidlik, Birkel, and Hassebrook. The following voted nay: None. Absent: Slama. Motion carried.

Kevin Slama returned to the meeting at 9:25 a.m.

Mark Hecker appeared before the board to discuss the disposition of 2 patrol cars. He has the option of trading them to OMB's Express Police Supply and receiving credit for the purchase of law enforcement equipment. The County Attorney will check the statutes to see if he needs board approval to dispose of these patrol cars.

Other topics of discussion were the status of the Butler County Landfill Agreement, the placement of a fence on the north side of the courthouse, and whether any documents have been received from Orval Stahr.

Discussion was held in regards to the Interlocal Agreement between Butler County and the City of David City for dispatching services. Joe Johnson and Jim Egr, representing the city were in attendance at the meeting.

Rick Schneider presented a comparison of the law enforcement calls being handled by the Butler County Dispatch Center. This comparison showed the number of calls dispatched for the Butler County Sheriff and the number dispatched for the David City Police.

Joe Johnson reviewed for the county board the presentation (911/Dispatching Services) that was made to the City Council at their November 24, 2008 meeting.

Max Birkel has been appointed to take the place of Wayne Hassebrook on the 911 Interlocal Agreement negotiation committee. That committee was first appointed at the September 8, 2008 county board meeting.

The Chairman declared the meeting adjourned at 10:00 a.m.

Vicki L. Truksa
Butler County Clerk

Wayne Hassebrook
Chairman

BOARD PROCEEDINGS

December 15, 2008

A meeting of the Board of Supervisors of Butler County, Nebraska was held on the 15th day of December, 2008 at the Butler County Courthouse in David City, Nebraska at 9:00 a.m.

Present were the following: David W. Mach, Kevin Slama, Max Birkel, Larry Zadina, and Irvin F. Cidlik, Jr. Absent: Wayne Hassebrook and William J. Kozisek.

Notice of the meeting was given in advance thereof, by Publication, a designated method for giving notice, as shown by the Proof of Publication attached to the minutes. Notice of this meeting was given to all members of the Board and a copy of their acknowledgement of receipt of notice and the agenda is attached to the minutes. Availability of the agenda was communicated in the advance notice and in the notice to all members of the board of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

The Vice-Chairman announced that a complete copy of the Open Meetings Act is posted on the wall in the County Supervisor's Room.

The Vice-Chairman declared the minutes from the previous meeting shall stand approved.

Moved by Slama, seconded by Mach to approve and authorize the Vice-Chairman to sign the Intergovernmental Agreement with Saunders County for snow and ice removal on the Prague Road. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Moved by Cidlik, seconded by Mach to approve the purchase of a motor grader as per State Bid quote from Murphy Tractor & Equipment Company. The 2009 John Deere 772D Motorgrader will be owned jointly with Ulysses Township (Butler County 51%, Ulysses Township 49%). Upon roll call vote the following vote aye: Cidlik, Slama, Mach, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Moved by Cidlik, seconded by Slama to approve the Interlocal Agreement with Ulysses Township for road maintenance for a 5 year period. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

The TransCanada Keystone Pipeline, Haul Route Agreement and Utility Permit was tabled till next month's meeting.

Moved by Slama, seconded by Mach to approve the following resolution. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

RESOLUTION NO. 2008-39

WHEREAS, the Butler County Board of Supervisors at the September 8, 2008 Budget Hearing approved the transfer of money from the Inheritance Fund to the General Fund as part of the budget process for general operations; and

WHEREAS, the amount approved through the budget hearing for said operations of the General Fund to be transferred from the Inheritance Fund is \$400,000.00; and

WHEREAS, funds are available in the Inheritance Fund to transfer to the General Fund in the amount of \$400,000.00.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$400,000.00 to the General Fund for general operations from the Inheritance Fund.

DATED this 15th day of December, 2008.

/s/ Max Birkel
Max Birkel, Vice-Chairman

ATTEST:

/s/ Vicki L. Truksa
Vicki L. Truksa, County Clerk

Moved by Mach, seconded by Zadina to approve the following resolution. Upon roll call vote the following voted aye: Mach, Zadina, Cidlik, Slama, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

RESOLUTION NO. 2008-40

WHEREAS, the Butler County Board of Supervisors at the September 8, 2008 Budget Hearing approved the transfer of money from the Federal Grants Fund to the General Fund as part of the budget process for the operations of the Juvenile Diversion Program; and

WHEREAS, the amount approved through the budget hearing for said operations of the Juvenile Diversion Program to be transferred from the Federal Grants Fund to the General Fund is \$6,129.05 and

WHEREAS, funds are available in the Federal Grants Fund to transfer to the General Fund in the amount of \$6,129.05.

THEREFORE, LET IT NOW BE RESOLVED, that the Butler County Treasurer is hereby directed to transfer \$6,129.05 to the General Fund for operations of the Juvenile Diversion Program from the Federal Grants Fund.

DATED this 15th day of December, 2008.

/s/ Max Birkel
Max Birkel, Vice-Chairman

ATTEST:

/s/ Vicki L. Truksa

Vicki L. Truksa, County Clerk

Moved by Cidlik, seconded by Mach to approve the Annual Reports submitted by Larry Zadina, Noxious Weed Control Superintendent and authorize the Vice-Chairman to sign the same. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, and Birkel. The following voted nay: None. Abstaining: Zadina. Absent: Hassebrook and Kozisek. Motion carried.

Currently Butler County has an agreement with the Nebraska Department of Health and Human Services System to compensate the department for rental of office space in Butler County. The department is in agreement with the county that since the department no longer has any physical office presence in Butler County that the county is not liable at this time for the \$2,360.91 payment. If the Department of Health and Human Services System should rent office space in Butler County in the future, the payments would then be resumed.

The Clerk of the District Court fee report was accepted and placed on file.

At 9:25 a.m. the Vice-Chairman declared a recess, and reconvened the meeting at 9:30 a.m.

Moved by Mach, seconded by Slama to go into Board of Equalization at 9:30 a.m. Upon roll call vote the following voted aye: Mach, Slama, Cidlik, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Following the Board of Equalization meeting the regular meeting of the Board of Supervisors was reconvened at 9:45 a.m.

Jeff DeLine, Dana F. Cole & Company, LLP appeared before the Board to conduct the Exit Conference and review the Preliminary Draft of the Audit Report for the fiscal year 2007-2008.

Moved by Slama, seconded by Cidlik to allow the Butler County Sheriff to dispose of 2 patrol vehicles under the vehicle trade program with OMB's Express Police Supply. Upon roll call vote the following voted aye: Slama, Cidlik, Zadina, Mach, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Mark Hecker presented information to the board pertaining to the State of Nebraska Contract Award prices for purchasing a new patrol unit. The following is a listing of the vehicles under consideration:

2009 Ford Explorer \$20,500.00 (Tekamah Ford Lincoln Mercury, Inc.)

2009 Chevrolet Impala \$20,497.00 (Sid Dillon Wahoo, Inc.)

2009 Dodge Charger \$20,963.00 (Lincoln Dodge, Inc. d/b/a Performance Dodge)

2009 Ford Crown Victoria \$21,736.00 (Tincher Ford Mercury)

Moved by Slama, seconded by Mach to accept the state bid price on the 2009 Ford Explorer in the amount of \$20,500.00. Upon roll call vote the following voted aye: Slama, Mach, Zadina, Cidlik, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Moved by Cidlik, seconded by Mach to authorize payment of the claims as presented with the exception of the claim of Dave J. Hamling which will be turned over to the County's insurance carrier. Upon roll call vote the following voted aye: Cidlik, Slama, Mach, Zadina, and Birkel. The following voted nay: None. Absent: Hassebrook and Kozisek. Motion carried.

Kevin Slama left the meeting at 11:05 a.m.

Discussion was held in regards to the cash in lieu of health insurance benefit. Information is being sought from NIRMA and Blue Cross-Blue Shield. This issue will be on the agenda for the January 5, 2009 meeting.

Correspondence was received from the Nebraska Association of County Officials about the upcoming passage of an economic stimulus package which likely will include federal funds for transportation projects.

A Notice of Public Hearing under the Nebraska Community Development Law was received from the City of David City.

Discussion was held on the status of the Proposed Comprehensive Plan and Proposed Zoning Regulations. The County Attorney will draft a letter to Mr. Orval Stahr, inquiring as to the status of the revised documents.

On December 12, 2008, President Bush signed an Executive Order designating December 26, 2008 a holiday. According to the County Policy, the Courthouse will be closed on December 26, 2008.

The Vice-Chairman adjourned the meeting at 11:15 a.m.

Vicki L. Truksa
Butler County Clerk

Max Birkel
Vice-Chairman

