

Fillmore County Board Minutes



April 12, 2016

The Fillmore County Board of Supervisors convened in open and public session at 9:11 a.m., April 12, 2016, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Noel, Capek, Galusha, Mueller, Neiman, and Johnson. The County Clerk was present to record the minutes of the meeting. Judy Glassburner was present for a portion of the meeting.

Notice of the meeting was given by publication. A copy of the publication is on file in the County Clerk's office. All proceedings hereinafter shown were taken while the convened meeting was open to the public. Agenda was approved as presented. The Chairman noted that the public meeting guidelines are posted as required by law and available for public distribution if requested. The meeting adjourned at 2:04 p.m.

MINUTES

Chairman, Cerny approved the minutes from the March 22, 2016, March 25, 2016, and March 31, 2016 meetings as presented.

FEE REPORTS

Johnson moved and Mueller seconded the motion to approve the March 2016 fee reports as presented:

County Clerk \$19,422.49 (State \$12,822.62 & County \$6,599.87)
Clerk of the District Court \$855.92
County Sheriff \$1,406.19

Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

SALARY COMMITTEE FOR 2016/2017

Chairman Cerny appointed Mueller, Capek, and Johnson to the 2016/2017 Salary Committee with Mueller being the chairperson.

Neiman moved and Noel seconded the motion to approve the appointment of Mueller as Chair, Capek, and Johnson to the salary committee for 2016/2017. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

COUNTY OFFICE PHONE NUMBERS

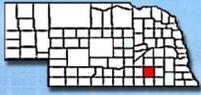
The County office phone numbers were omitted from the phone book back in 2013 along with other businesses by either Windstream or the Berry Company. The County has requested Windstream to place all office numbers in the phone book again. There are a few more phone numbers on pages 19 and 23 in the front of the phone book.

CONTRACT WITH PROTEX

Johnson moved and Mueller seconded the motion to approve the three year contract with Protex Central, Inc. for the fire alarm/detection system beginning March 1, 2016. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.



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MAY 10, 2016 BOARD MEETING

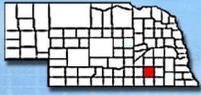
Due to the Primary Election on May 10, 2016 the Board will be meeting on May 9, 2016.

CLAIMS

The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM’s – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

| | | |
|--|-------------------------|-----------|
| Howard F. Ach | Rent, Post | 557.18 |
| Action Auto Supply | Sup | 100.24 |
| Antelope County Court | Sup | 5.47 |
| Auto Value Parts Stores | Rep | 12.96 |
| Ruth (Peg) Becker | Ser | 156.00 |
| Black Hills Energy | Uti | 940.83 |
| Blue Cross Blue Shield of Nebraska | Insur | 49,805.21 |
| Jerry Chapman | Mile | 38.88 |
| Cheyenne County Sheriff's Office | Ser, Mile | 29.40 |
| City of Geneva | Uti | 284.70 |
| City of York | RAP | 2,654.00 |
| Consolidated Management Company | Meals | 803.25 |
| Corner Stop | Fuel | 84.25 |
| Gaylord Craddock | Mile | 55.08 |
| County Veterans' Service Officers Assoc. | Dues, Wksh | 120.00 |
| Eakes Office Solutions | Sup | 541.28 |
| Election Systems & Software, Inc. | Sup | 2,817.09 |
| Sharon Elznic | Mtgs, Mile | 90.36 |
| Exeter Senior Center | 4 th Quarter | 425.00 |
| Fairmont Aging Services | 4 th Quarter | 1,900.00 |
| Farmer & Son Funeral Home | Transportation | 443.97 |
| Fillmore County Clerk of District Court | Fees | 70.00 |
| Fillmore County Hospital | Ser | 35.00 |
| Fillmore County Treasurer | Transfer | 25,000.00 |
| First Concord Group, Inc. | Insur | 295.00 |
| GALLS | Sup | 58.94 |
| Gary's Brick-House Grille | Misc | 821.10 |
| Geneva Home Center | Sup | 136.64 |
| Geneva Senior Center | 4 th Quarter | 2,375.00 |
| Geneva Super Foods | Sup | 1,075.03 |
| Geneva Tire Pros | Rep, Main | 174.30 |
| Richard Girmus | Mtgs, Mile | 42.96 |
| Matt Hafer | Mtgs, Mile | 70.92 |
| Matt Harre | Mtgs, Mile | 96.84 |
| Heartland Bank | Ser, SS | 4,541.73 |
| Frances Heinrichs | Mile, Meals | 86.54 |
| Hometown Leasing | Ser | 1,052.60 |
| Steve Julich | Post | 8.99 |
| Dean Kassik | Mtgs, Mile | 62.40 |
| Jerry Knoche | Mile | 194.40 |
| Kopchos Sanitation, Inc. | Uti | 137.75 |
| Stephen J. Kraviec | Ser, Post | 1,761.63 |
| Lichti Oil | Sup | 96.85 |
| Madison National Life Insurance Co. | Insur | 134.36 |
| Merrick County Sheriff | Ser | 55.21 |
| Metalworks and More | Rep | 135.25 |



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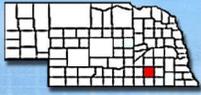


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| | | |
|---|----------------|-----------|
| MIPS, Inc. | Ser | 3,111.99 |
| Morley Most | Mtgs, Mile | 64.56 |
| Nebraska Association of County Officials | Wksh | 500.00 |
| Nebraska County Attorneys Assoc. | Dues, Wksh | 1,057.00 |
| Nebraska Dept. of Revenue, Property Assessment Division | Wksh | 75.00 |
| Nebraska Public Power District | Uti | 697.19 |
| The Nebraska Signal | Ads, Pro | 2,747.48 |
| Nick's Farm Store Co. | Rep | 136.12 |
| Reg Noel | Mtgs, Mile | 31.20 |
| Norrie Construction | Rep | 130.49 |
| O'Keefe Elevator Company, Inc. | Main | 368.00 |
| Office Depot Business Credit | Sup | 219.96 |
| Pell Reporting, Inc. | Ser | 155.95 |
| Region V Services | Budget request | 2,621.00 |
| Retirement Plans Division of Ameritas | Ret | 4,209.70 |
| Dan Risseeuw | Mtgs, Mile | 55.92 |
| Southeast District Assessors Assoc. | Dues | 25.00 |
| Service Press | Sup | 145.00 |
| Shell Fleet Plus | Fuel | 1,499.41 |
| Skalka & Baack Law Firm | Ser, Mile | 2,096.20 |
| SqarqData Solutions | Ser | 265.00 |
| State of Nebraska AS Central Finance | Ser | 448.00 |
| Rhonda Stokebrand | Parking | 3.00 |
| Allan Stuckey | Mtgs, Mile | 93.60 |
| Sullivan Family Dentistry | Medical | 435.00 |
| Sullivan Shoemaker, PC, LLO | Ser, Mile | 400.03 |
| Superior Outdoor Power Center | Equip | 18,320.00 |
| Thayer County Treasurer | Sup | 272.50 |
| Total Funds by Hasler | Post | 700.00 |
| Unifirst Corp. | Ser | 165.06 |
| US Bank, CPS | Sup, Post | 192.04 |
| Van Diest Supply Company | Sup | 272.00 |
| Gary Warren | Mile | 32.40 |
| Weaver Pharmacy | Sup | 22.59 |
| Windstream | Uti | 1,314.41 |
| Woodward's Disposal Services, Inc. | Misc | 50.00 |
| York County Sheriff | Ser | 19.50 |
| York County Treasurer | Ser | 715.50 |
| Payroll | Salaries | 62,511.40 |

ROAD/BRIDGE FUND:

| | | |
|---------------------------------|------------------|----------|
| Auto Value Parts Stores | Parts, Sup | 59.82 |
| Black Hills Energy | Uti | 315.51 |
| Casey's General Stores | Fuel | 50.68 |
| Century Lumber Center | Sup | 149.21 |
| Certified Truck & Trailer, Inc. | Rep, Main | 736.93 |
| Chaney Chemical, Inc. | Sup | 358.80 |
| City of Geneva | Uti | 64.80 |
| Dorchester Farmers Coop | Fuel | 3,853.23 |
| Equipment Blades, Inc. | Grader blades | 1,920.00 |
| Geneva Home Center | Sup | 141.54 |
| Geneva Implement Co., Inc. | Parts | 98.30 |
| Geneva Tire | Main, Rep, Tires | 1,407.40 |
| Geneva Welding & Supply, Inc. | Parts, Sup | 171.18 |
| Grafton Mini-Mart | Fuel | 40.00 |
| Grafton Oil, Inc. | Fuel | 715.50 |
| Heartland Bank | SS | 2,034.68 |
| John Deere Financial | Parts, Rep | 785.05 |



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| | | |
|---|------------------|-----------|
| Kaiser Auto Supply, LLC | Parts, Sup | 1,906.09 |
| Kopchos Sanitation, Inc. | Uti | 51.00 |
| Lichti Oil | Fuel, Parts, Rep | 5,837.39 |
| Medical Enterprises, Inc. | Ser | 31.00 |
| Midwest Service & Sales | grader blades | 2,677.80 |
| MIPS, Inc. | Ser | 128.31 |
| Nebraska Assoc. of Co. Engineers, Highway Superintendents | Wksh | 110.00 |
| The Nebraska Signal | Ads | 196.46 |
| Nichols Construction | Gravel | 13,388.35 |
| Nick's Farm Store Co. | Parts, Rep | 241.09 |
| Office Depot Business Credit | Sup | 146.34 |
| Perennial Public Power District | Uti | 200.15 |
| Power Plan | Parts | 180.70 |
| Productivity Plus Account | Parts | 379.23 |
| Retirement Plans Division of Ameritas | Ret | 1,857.22 |
| Shell Fleet Plus | Fuel | 1,451.27 |
| Sutton Lumber Co. | Signs, Rep | 2,160.00 |
| Village of Shickley | Uti | 22.10 |
| Village of Milligan | Uti | 25.31 |
| Village of Grafton | Uti | 36.50 |
| Payroll | Salaries | 27,627.50 |

REGISTER OF DEEDS PRESERVATION FUND:

| | | |
|------------|-----|--------|
| MIPS, Inc. | Ser | 135.64 |
|------------|-----|--------|

SHERIFF – SPECIAL LAW ENFORCEMENT GRANTS FUND:

| | | |
|---------------------------------------|----------|----------|
| Heartland Bank | SS | 131.58 |
| Retirement Plans Division of Ameritas | Ret | 133.30 |
| Payroll | Salaries | 1,720.00 |

INHERITANCE TAX FUND:

| | | |
|---------------------|-----|----------|
| Berggren Architects | Ser | 8,471.14 |
| Diode Technologies | Rep | 1,903.24 |
| Woods & Aitken, LLP | Ser | 216.00 |

911 WIRELESS FUND:

| | | |
|-------------------|-----|--------|
| Kansas State Bank | Ser | 559.00 |
|-------------------|-----|--------|

911 COMMUNICATIONS CENTER FUND:

| | | |
|------------|-----|----------|
| Windstream | Uti | 1,088.36 |
|------------|-----|----------|

CLAIMS APPROVED

Neiman moved and Noel seconded the motion to approve the claims as presented. Upon roll call, the vote was as follows:

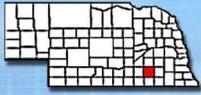
Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Capek seconded the motion to approve the following driveway permits as presented by the Highway Superintendent:

Chad Bumgarner – widen an existing driveway to 40 ft. on the north side of the NE ¼, Section 32-6-2, Chelsea Township;



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Tom Bumgarner – widen an existing driveway to 40 ft. on the east side of the SE ¼, Section 32-6-2, Chelsea Township;
Patrick Keenan Estate - new driveway on the west side of the NW ¼, Section 35-8-4, Grafton Township;
Gladly Weber – extend an existing driveway to 40 ft. on the east side of the SE ¼, Section 19-8-1, Exeter Township;
Richard Casper – install a new 40 ft. driveway on the south side of the SE ¼, Section 11-8-1, Exeter Township;
Barbara Fling – install a new 40 ft. driveway on the east side of the NE ¼, Section 17-8-4, Grafton Township; and
Catherine E. Ashby Hagge – extend an existing driveway to 40 ft. on the east side of the NE ¼, Section 6-8-2, Fairmont Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

Capek moved and Neiman seconded the motion to approve the following clean silt permits as presented by the Highway Superintendent:

James Konzak – clean silt from the ditch and place back in the field along the east side of the SE ¼, Section 19-6-4, Momence Township;
Ron Konzak Estate – clean silt from the ditch and place back in the field along the west side of the NW ¼, Section 20-6-4, Momence Township;
Marvin Roit – clean silt from the ditch and place back in the field along the north side of the NE ¼, Section 24-6-2, Chelsea Township; and
Judith Dinneen Trust – clean silt from the ditch and place back in the field along the east side of the NE ¼, Section 32-8-1, Exeter Township; and
Frances Heinrichs – clean silt from the ditch and place back in the field along the west side of the NW ¼, Section 20-5-4, Bryant Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

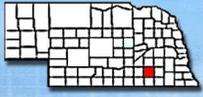
Mueller moved and Noel seconded the motion to approve the following occupy county right-of-way permits as presented by the Highway Superintendent:

Windstream Nebraska – bury a communication line within the NW ¼, Section 32-8-4, Grafton Township. Windstream will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work in the right-of-way; and
Lyla Levander Trust/Eloise Landgren – bury an electric line and underground pipe from the NW ¼, Section 5 to the NE ¼, Section 6, Bryant Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work in the right-of-way.

Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.



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CONTRACT WITH GLENGARY TOWNSHIP

After discussion, Capek moved and Neiman seconded the motion to approve the contract with Glengary Township for road maintenance of their township roads. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

CONTRACT FOR PROJECT #C30(316) & C30(407), SECTIONS 13 & 24, BELLE PRAIRIE TOWNSHIP

Mueller moved and Galusha seconded the motion to approve the contract with Speece Lewis for the metal culvert Project #C30(316) and #C30(407), between Sections 13 and 24, Belle Prairie Township. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

CONTRACT FOR THE EXETER SPUR

Johnson moved and Mueller seconded the motion to approve the contract with Speece Lewis for the intersection of Exeter Avenue and Road D to be a three (3) way intersection. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

CONTRACT FOR PROJECT #C30(395), SECTIONS 21 & 22, BELLE PRAIRIE TOWNSHIP

Neiman moved and Noel seconded the motion to approve the contract with Speece Lewis for the metal culvert Project #C30(395), between Sections 21 and 22, Belle Prairie Township. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

CONTRACT FOR PROJECT #C30(390), SECTIONS 4 & 5, MADISON TOWNSHIP

Mueller moved and Johnson seconded the motion to approve the contract with Speece Lewis for the metal culvert Project #C30(390), between Sections 4 and 5, Madison Township. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

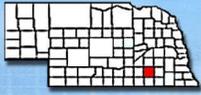
The Chairman declared the motion carried.

CONTRACT FOR PROJECT #C30(406), SECTIONS 26 & 27, GENEVA TOWNSHIP

Neiman moved and Galusha seconded the motion to approve the contract with Speece Lewis for the metal culvert Project #C30(406), between Sections 26 and 27, Geneva Township. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.



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OTHER ROAD DISCUSSION

Highway Superintendent, Pat Halbur stated that after making several phone calls she determined that the County and or the Village of Fairmont are responsible for the repair and maintenance of the right-of-way located on Road 12 north of Highway 6 and south of the railroad tracks. The Village of Fairmont was to discuss this at their council meeting last night and as of meeting time she had not heard what their decision was.

It was brought to the counties attention that there is a road thru Section 31, Madison Township. After research of the cadastral maps and register of deeds documents it wasn't clear if there is or not. This is tabled until a future meeting.

Pat informed the Board that the City of Geneva would like to have an agreement as to which roads the County and the City of Geneva share in maintenance and repair. After discussion, the Board requested the agreement be placed on the April 26, 2016 Board meeting.

Supervisor Johnson requested discussion on the crushed rock letting from the March 22, 2016 Board meeting. After the bids were opened Chris from Speece Lewis Engineers reviewed the bids for errors and to ensure that the County was getting good rock. It was discovered that the low bidder wasn't using the rock that the County would prefer. After discussion, they agreed to purchase the rock from the low bidder with the stipulation that they get the rock from a different vendor to bring rock up to the expected specs. With that increase they would still remain the low bidder.

DISCUSSION REGARDING REPAIR WORK TO COURTHOUSE

Jerry Berggren, with Berggren Architects presented figures to the Board for maintenance and repair work that needed to be done on the exterior (painting, masonry, metal, windows, grading, sidewalks, and roofing) and interior (painting, floors, doors, and millwork) of the courthouse.

SCOPE OF WORK FOR REPAIRS

After discussion, Mueller moved and Johnson seconded the motion to approve the scope of work for the exterior and interior repairs as presented by Berggren Architects for approximately \$632,295.00. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING PROCEEDING WITH POTENTIAL TAX CREDITS

Johnson moved and Capek seconded the motion to proceed with KPMG, LLP for the potential tax credits on the repair work to the courthouse. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

CONTRACT WITH JEO CONSULTING FOR SURVEY

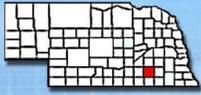
Neiman moved and Noel seconded the motion to approve the contract with JEO Consulting to survey on the west side of the courthouse. Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, Johnson, Mueller, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

DEMOLITION OF OLD HOSPITAL BIDS



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Opened demolition bids for the old hospital at 1:00 p.m. as advertised. The following were present: Scott DeLong, Ken Marks, Albert Simacek, Stan Tatro, Connie Tatro, Judy Glassburner, Kevin Mack, Nancy Heine, Ralph Graham, Kevin McKay, Tim Lempka, Gerald Slezak, Pat Halbur, Greg Scellin, Jim Matejka, Brandon Reinsch, Sara Reinsch, Eric Kamler, Paul Sheffield, Patt Lentfer, Adam Wallin, Richard Baines, Bill Burgess, Tom Trapp, Barb Trapp, and Frank Schropfer.

| <u>Bidder:</u> | <u>Total Bid:</u> |
|---|--------------------------|
| Cuba Construction, LLC, Columbus, NE | \$617,250.00 |
| Gana Trucking & Excavating, Inc., Martell, NE | \$292,546.00 |
| Wyad Utility Contractors, Inc., York, NE | \$249,000.00 |
| Stanley Tatro Enterprises, Inc., Geneva, NE | \$ 97,600.00 |
| Blessing Construction, Kearney, NE | \$142,000.00 |
| Brandt Excavating, Lincoln, NE | \$184,245.00 |
| RTS Shearing, LLC, Jamestown, ND | \$218,000.00 |
| Mid-Nebraska Grading & Demo, Inc., David City, NE | \$ 89,431.00 |

DEMOLITION OF OLD HOSPITAL LETTING

After discussion, Mueller moved and Johnson seconded the motion to accept all demolition bids for the old hospital with a possible award after the sale. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Johnson, Neiman, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

SELLING OF THE OLD HOSPITAL

After discussion from the crowd, Supervisor Mueller started the opening bid for the sale of the old hospital at \$10,000.00. Richard Baines and Gerald Slezak were the only two individuals that were bidding. The final bid was \$15,500.00.

SELLING OF THE OLD HOSPITAL LETTING

Mueller moved and Neiman seconded the motion to accept the high bid of \$15,500.00 from Richard Baines. Upon roll call, the vote was as follows:

Ayes: Capek, Johnson, Neiman, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

AWARD OF DEMOLITION OF OLD HOSPITAL LETTING

After discussion between those attending and board members, Mueller moved and Noel seconded the motion to award the demolition of the old hospital to Stanley Tatro Enterprises, Inc. for \$97,600.00.

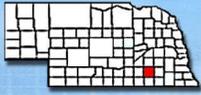
Mueller then withdrew the motion for further discussion.

SELLING OF THE OLD HOSPITAL

Johnson moved to sell the old hospital to Richard Baines for \$15,500.00. Motion died due to lack of a second.

AWARD OF DEMOLITION OF OLD HOSPITAL LETTING

Mueller moved and Noel seconded the motion to award the demolition of the old hospital to Stanley Tatro Enterprises, Inc. for \$97,600.00. Upon roll call, the vote was as follows:



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Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Neiman
Nays: Johnson

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Neiman moved and Mueller seconded the motion to adjourn until 9:00 a.m., April 26, 2016. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Johnson, Neiman, and Noel
Nays: None

The Chairman declared the motion carried.

Attest

Chairman