

Fillmore County Board Minutes



April 26, 2016

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., April 26, 2016, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Noel, Capek, Galusha, Mueller, and Neiman. Johnson was absent. The County Clerk was present to record the minutes 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 12:03 p.m.

MINUTES

Chairman, Cerny approved the minutes from the April 12, 2016 meeting as presented.

NEW VETERANS SERVICE OFFICER

Chairman Cerny introduced Matt Taylor as the new Veterans Service Officer to the Board. Matt started on April 18th and will be working with the York Veterans Service Officer and the State of Nebraska Department of Veterans' Affairs for training. Matt informed the Board that he would like to set up a meet and greet for the Veterans' to get to know him.

SOLDIERS & SAILORS ACCOUNT

After discussion, Noel moved and Mueller seconded the motion to remove Eric Williams, Ralph Kassik, and Lambert Hopken from the Soldiers & Sailors account and add Matt Taylor and Chairman of the Board, Larry Cerny to the account. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

MILLIGAN SOUTH CRACK SEALING BIDS

Opened crack sealing bids at 9:51 a.m. The following bids were received:

| <u>Bidder:</u> | <u>Bid total:</u> |
|--|--------------------------|
| Bader's Highway & Street; Norfolk, NE | \$27,900.00 |
| Hein Construction, LLC; Fairbury, NE | \$29,760.00 |
| Scodeller Construction, Inc.; St. Joseph, MO | \$48,980.00 |

MILLIGAN SOUTH CRACK SEALING LETTING

After review by Tim Farmer with Speece Lewis Engineers, Mueller moved and Neiman seconded the motion to accept all bids and award the bid to Bader's Highway & Street for \$27,900.00. Upon roll call, the vote was as follows:

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

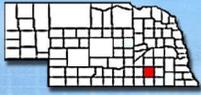
The Chairman declared the motion carried.

DRIVEWAY PERMITS

After discussion, Neiman moved and Mueller seconded the motion to approve the following driveway permits:

Joe Hoarty – install a temporary 60 ft. driveway on the north side of the NW ¼, Section 23-7-4, Bennett Township. After project is complete, the temporary driveway will be reduced to a 40 ft. driveway;

Pribyl Ag, LLC – install a temporary 60 ft. driveway on the ?? side of the SE ¼, Section 25-6-2, Chelsea Township. After the project is complete, the temporary driveway will be reduced to a 40 ft. driveway.



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Upon roll call, the vote was as follows:

Ayes: Capek, Cerny, Galusha, 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:

Jim Lovegrove – move existing driveway a 100 yards south in the NW ¼, Section 16-8-2, Fairmont Township;

Anthony & Karen Lauenstein – remove two old driveways and install a new 30 ft. and a new 40 ft. driveways on the west side of the NW ¼, Section 8-5-4, Bryant Township;

Larry Roush Trust – remove one driveway and install two new 40 ft. driveways on the south and east side of the SE ¼, Section 7-5-4 and install a new 40 ft. driveway on the east side of the NE ¼, Section 7-5-4, Bryant Township;

Wesley Eberspacher – install a new 40 ft. driveway on the north side of the NE ¼, Section 14-8-1, Exeter Township;

Steve Heinrichs – widen existing driveway to 40 ft. on the east side of the NE ¼, Section 21-5-4, Bryant Township;

Catherine E. Ashby Hagge – withdraw previous application and extend an existing driveway 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, Mueller, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

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

Anthony & Karen Lauenstein – clean silt from the ditch along a portion of the west side of the NW ¼ and the SW ¼, Section 8-5-4, Bryant Township;

Catherine E. Ashby Hagge – clean silt from the ditch and use for driveway along 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, Mueller, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

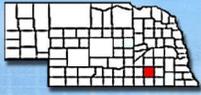
INTERLOCAL AGREEMENT WITH CITY OF GENEVA

After discussion, Neiman moved and Mueller seconded the motion to approve the Interlocal Agreement with the City of Geneva for Road Work for roads adjacent to the City of Geneva. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.



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SURPLUS ITEM

Highway Superintendent, Pat Halbur informed the Board that we have some router bits for the crack sealer which was sold a year ago. York County would like to purchase them.

Mueller moved and Capek seconded the motion to declare the router bits for the crack sealer as surplus. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING TOWNSHIPS

After discussion regarding issues some townships are having, the Board will be having a meeting with the Townships to discuss the future on June 6, 2016 at 7:00 p.m. in the courtroom of the Courthouse. Letters will be mailed to each township to inform them of this meeting.

MILLIGAN NORTH CONTRACT WITH TIEMANN CONSTRUCTION

Neiman moved and Noel seconded the motion to approve the contract with R. L. Tiemann Construction, Inc. for the Milligan north crushed rock embedment for \$168,435.30. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

CHANGE ORDER FOR MILLIGAN NORTH ROCK PROJECT

After discussion, Capek moved and Galusha seconded the motion to approve Change Order #1 for \$28,044.00 for 3800 ton of higher quality rock than in the bid for the Milligan north crushed rock embedment project with Tiemann Construction, Inc. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

PUBLIC HEARING FOR DOWNPAYMENT ASSISTANCE WITH MINOR REHABILITATION PROGRAM APPLICATION

Opened public hearing at 11:03 a.m. There were no comments received prior to the hearing and no one appeared during the hearing. Judi Meyer with Southeast Nebraska Development District and Linda Carroll with the Fillmore County Development Corp. were present for the hearing.

Neiman moved and Mueller seconded the motion to close the public hearing for the Downpayment Assistance with Minor Rehabilitation Program application at 11:08 a.m. Upon roll call, the vote was as follows:

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

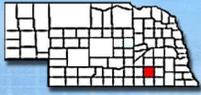
Nays: None

The Chairman declared the motion carried.

DOWNPAYMENT ASSISTANCE WITH MINOR REHABILITATION PROGRAM APPLICATION

Noel moved and Neiman seconded the introduction of the following resolution:

RESOLUTION 2016 – 09



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WHEREAS, the County of Fillmore County, Nebraska, is an eligible unit of a general government authorized to file an application under the Housing and Community Development Act of 1974 as Amended for Small Cities Community Development Block Grant (CDBG) Program, and Cranston-Gonzalez National Affordable Housing Act of 1990 (HOME Program) funds distributed by the Department of Economic Development through the Nebraska Affordable Housing Program (NAHP).

WHEREAS, the County of Fillmore County, Nebraska has obtained its citizens' comments on community development and housing needs; and has conducted a public hearing upon the proposed application and received favorable public comment respecting the application which is for an amount of \$249,600.00 in NAHP funds to implement (with the Fillmore County Development Corporation, Inc.) a down-payment assistance program (with minor rehabilitation) for homebuyers in the communities of Fillmore County; and,

NOW, THEREFORE, BE IT RESOLVED BY the Board of Supervisors of Fillmore County, Nebraska that the Chairman be authorized and directed to proceed with the formulation of any and all contracts, documents or other memoranda between the County of Fillmore County, Nebraska and the Nebraska Department of Economic Development so as to effect acceptance of the grant application.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ADD EMERGENCY ITEM TO THE AGENDA

After discussion, Mueller moved and Noel seconded the motion to add an emergency item to approve the amended housing program guidelines to the agenda. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

AMENDED HOUSING PROGRAM GUIDELINES

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

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

The Chairman declared the motion carried.

TIRE RECYCLING GRANT APPLICATION

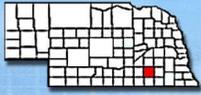
Neiman moved and Mueller seconded the motion to approve and authorize the County Clerk to sign via the digital copy of the Tire Recycling grant with the Nebraska Department of Environmental Quality. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

TIRE RECYCLING

Tire recycling will be held in Fillmore County on August 12, 2016 with the location to be determined.



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RURAL 911 ADDRESS SIGNS

Emergency Manager, Jim Dunker informed the Board that he would like to purchase rural 911 address signs for each residence in rural Fillmore County. He had a quote from Newman Signs in North Dakota for \$23.00 a sign and Precision Signs in Bruning, NE for \$15.00 a sign. He will be applying for a grant to pay for a portion of the signs and materials. The approximate cost would be less than \$10,000.00.

After further discussion, Mueller moved and Neiman seconded the motion to allow the Emergency Manger to proceed with applying for the grant and purchasing the rural 911 address signs. Upon roll call, the vote was as follows:

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

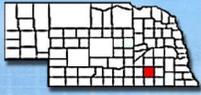
The Chairman declared the motion carried.

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:

| | | |
|--|----------------|-----------|
| Andrews Electric Co., Inc. | Main | 252.69 |
| Joseph N. Bixby DR. | Ser | 1,168.50 |
| Blue Cross Blue Shield of Nebraska | Insur | 50,172.20 |
| Bottorf & Maser, Attorneys at Law | Ser, Mile | 502.00 |
| Bryan Medical Center | Medical | 1,399.16 |
| Capital Business Systems, Inc. | Ser | 140.86 |
| Central Nebraska Cremation & Mortuary | Ser | 325.00 |
| Marilyn Christiancy | Ret | 25.00 |
| Merlin Ehmen | Ret | 22.00 |
| Election Systems & Software, Inc. | Ser, Sup | 3,369.74 |
| Exeter Senior Center | USDA Reimb. | 44.80 |
| Fairmont Aging Services | USDA Reimb. | 183.40 |
| Fillmore County Court | Ser | 1,599.37 |
| Geneva Broadband, LLC | Uti | 88.00 |
| Geneva Senior Center | USDA Reimb. | 536.90 |
| Norma Gregory | Ret | 25.00 |
| Sara Jo Gurley | Meals | 29.83 |
| Heartland Bank | SS | 4,288.96 |
| Jefferson Community Health Center | Ser | 70.00 |
| JEO Consulting Group, Inc. | Ser | 2,033.75 |
| Kalkwarf & Smith Law Offices, LLC | Ser, Post, Uti | 2,980.33 |
| Madison National Life Insurance Co. | Insur | 4.54 |
| MailFinance | Ser | 302.24 |
| Ann H. McDonald | Ret | 18.00 |
| Mid-American Research Chemical | Sup | 994.58 |
| MIPS, Inc. | Ser | 129.75 |
| Nebraska Assoc. of County Officials | Wksh | 520.00 |
| Nebraska Institute of Forensic Sciences, Inc | Ser | 2,000.00 |
| Nebraska Public Power District | Uti | 850.26 |
| Nebraska Signal | Ads | 18.25 |
| NMC Exchange, LLC | Main | 69.00 |
| Noel Lawn Care | Ser, Main | 277.50 |
| Platte Valley Communications of Hastings | Sup | 444.00 |
| Police Officers Assoc. of Nebraska | Sup | 56.00 |
| Postmaster | Post | 556.20 |



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| | | |
|--|----------------------|-----------|
| Protex Central | Rep | 191.90 |
| Ramada Columbus River's Edge Conv. Ct | Lodging | 188.00 |
| Region V Systems | Ser | 5.00 |
| Retirement Plans Division of Ameritas | Ret | 4,085.71 |
| Shell Fleet Plus | Fuel | 1,592.81 |
| Softmart, Inc. | Ser | 118.75 |
| State of Nebraska – AS Central Services | Ser | 51.60 |
| State of Nebraska – Health & Human Serv. | March Patient Care | 186.00 |
| State of Nebraska Public Health Env. Lab | Ser | 105.00 |
| Supplyworks | Sup | 342.89 |
| Thomson Reuters West | Sup | 243.00 |
| Total Funds by Hasler | Post | 700.00 |
| University of Nebraska – Lincoln | 4-H Assist. | 1,925.27 |
| Brandy VanDeWalle | Wksh, Lodging, Meals | 485.30 |
| Verizon Wireless | Uti | 570.66 |
| Village of Shickley | Rent | 35.00 |
| Windstream | Uti | 1,047.98 |
| Payroll | Salaries | 60,550.00 |

ROAD/BRIDGE FUND:

| | | |
|---------------------------------------|--------------|-----------|
| Rex Bahe | Ret | 25.00 |
| Dorchester Farmers Coop | Fuel | 3,089.81 |
| Fillmore County Hospital | Ser | 103.00 |
| Geneva Broadband, LLC | Uti | 40.00 |
| Geneva Super Foods | Sup | 19.57 |
| Grafton Mini-Mart | Fuel | 54.50 |
| Grafton Oil, Inc. | Fuel | 1,332.37 |
| Heartland Bank | SS | 2,098.25 |
| Metal Works & More | Equip, Parts | 3,043.44 |
| Brian Mussman | Main | 1,485.00 |
| Nebraska Public Power District | Uti | 284.83 |
| NMC Exchange, LLC | Parts, Ser | 3,948.34 |
| Perennial Public Power District | Uti | 218.31 |
| Retirement Plans Division of Ameritas | Ret | 1,913.38 |
| Quill Corporation | Sup, Equip | 238.75 |
| Verizon Wireless | Uti | 89.23 |
| Village of Exeter | Uti | 17.50 |
| Village of Fairmont | Uti | 18.35 |
| Village of Ohiowa | Uti | 30.00 |
| Payroll | Salaries | 28,459.50 |

ECONOMIC DEVELOPMENT - TOURISM FUND:

| | | |
|----------------|-----|-------|
| Heartland Bank | Sup | 15.00 |
|----------------|-----|-------|

SHERIFF – SPECIAL LAW ENFORCEMENT GRANTS FUND:

| | | |
|---------------------------------------|----------|----------|
| Heartland Bank | SS | 127.76 |
| Retirement Plans Division of Ameritas | Ret | 129.43 |
| Verizon Wireless | Uti | 68.32 |
| Payroll | Salaries | 1,670.00 |

INHERITANCE TAX FUND:

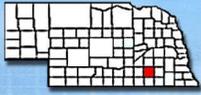
| | | |
|-------------------------------|------|----------|
| Geneva Welding & Supply, Inc. | Misc | 1,001.00 |
|-------------------------------|------|----------|

ETHANOL PLANT ROAD FUND:

| | | |
|------------------|--------------------------|-----------|
| Cornerstone Bank | Principal, Interest, Ser | 50,600.00 |
|------------------|--------------------------|-----------|

911 COMMUNICATIONS CENTER FUND:

| | | |
|----------------------------|------|--------|
| Andrews Electric Co., Inc. | Main | 285.15 |
| Geneva Broadband, LLC | Uti | 64.00 |



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Nebraska Public Power District

Uti

April 26, 2016
195.65

CLAIMS APPROVED

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

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

Nays: None

The Chairman declared the motion carried.

PRIBYL BROTHERS 3RD SUBDIVISION

Zoning Administrator, Jennifer Slezak submitted a plat for the Pribyl Brothers 3rd Subdivision located in the NW ¼ of the SE ¼, Section 4, Glengary Township.

Capek moved and Noel seconded the motion to approve the Pribyl Brothers 3rd Subdivision located in the Northwest Quarter of the Southeast Quarter of Section 4, Township 6 North, Range 1 West of the 6th P.M., more fully described as follows: commencing at the center quarter corner of Section 4; thence south 89°33'04" east (assumed bearing), on quarter section line, a distance of 341.52 feet to the point of beginning, marked with a ¾ inch pipe; thence continuing on last course a distance of 549.65 feet to a ¾ inch pipe; thence south 0°58'21" east a distance of 111.13 feet to a ¾ inch pipe; thence south 25°42'02" west a distance of 259.23 feet to a ¾ inch pipe; thence south 61°32'13" west a distance of 157.09 feet to a ¾ inch pipe; thence south 43°15'39" west a distance of 231.49 feet to a ¾ inch pipe; thence south 81°57'43" west a distance of 309.00 feet to a ¾ inch pipe; thence south 37°33'43" west a distance of 268.12 feet to the west line of the southeast quarter, marked with a ¾ inch pipe; thence north 0°58'21" west, on quarter section line, a distance of 280.00 feet to a ¾ inch pipe; thence north 53°09'55" east a distance of 421.27 feet to a ¾ inch pipe; thence north 0°58'21" west a distance of 315.73 feet to the point of beginning. Containing a calculated area of 7.42 acres, more or less.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

SEALING UP ENTRANCES AT THE EAST OFFICE BUILDING

Chairman Cerny has spoken with several contractors in Fillmore County requesting hourly rates to seal up the entrances of the East Office building after the demolition of the old hospital.

After discussion, Neiman moved and Mueller seconded the motion to contract with Sautter Construction in Geneva for \$20.00 an hour per person to seal up the entrances of the East Office building including two doorways and the crawl space. Upon roll call, the vote was as follows:

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

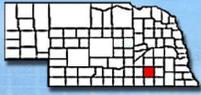
Nays: None

The Chairman declared the motion carried.

DATE PORTS IN EXTENSION OFFICE

The Extension office would like to have the data ports of the north side of the building fixed due to the wires being cut. After discussion, the County Clerk will contact Halbur Electric and Rizzo Electric for quotes to fix the data ports on the north side.

MEMORIAL BENCHES IN COURTHOUSE LAWN



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Jason Callenius, grandson of Daryl Callenius has requested to build and place two six foot benches in the courthouse lawn in memory of his grandpa for an Eagle Scout project.

After discussion, Galusha moved and Neiman seconded the motion to allow Jason Callenius to place two wooden benches in the courthouse lawn in memory of Daryl with no expense to the County. Upon roll call, the vote was as follows:

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

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 9:10 a.m., May 9, 2016. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman