

Fillmore County Board Minutes



August 9, 2016

The Fillmore County Board of Supervisors convened in open and public session at 9:19 a.m., August 9, 2016, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Noel, Capek, Galusha, Mueller, Neiman, and Johnson. Neiman absent at 11:46 a.m. The County Clerk was present to record the minutes of the meeting. Nancy Jo Galusha, Jeanne Herman, and Bill Burgess were 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 12:24 p.m.

MINUTES

Chairman, Cerny approved the minutes from the July 25, 2016 and July 26, 2016 meetings as presented.

TWIN VALLEY WEED MANAGEMENT AREA LETTER OF SUPPORT FOR GRANT

Todd Boller, Noxious Weed Superintendent requested that the Board submit a letter of support for the NET grant for the Twin Valley Weed Management Area.

After discussion, Mueller moved and Neiman seconded the motion to approve the letter of support for the Twin Valley Weed Management Area NET grant application. 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.

REGIONAL AND LOCAL COALITION UPDATE

Sandy Morrissey and Scott Stemper with Region V informed the Board that the Fillmore County Coalition didn't submit for the Federal Block Grant for fiscal year 2016/2017. Last year Fillmore County received approximately \$20,000.00 from this grant. Sandy and Scott will be working on getting the coalition started again in Fillmore County and assist them in applying for the winter mini-grant. Ryan Poppert was appointed to the Youth Action Group from Fillmore County.

DRIVEWAY PERMIT

Neiman moved and Galusha seconded the motion to approve the following driveway permit as presented by the Highway Department:

Randy Pearson – extend an existing driveway to 40 ft. on the south side of the SE ¼, Section 35-5-4, Bryant Township;

Gary Kimbrough – move an existing driveway west on the south side of the SW ¼, Section 27-6-3, Stanton Township;

Dale Weber - install a new 40 ft. driveway on the south side of the SE ¼, Section 11-7-2, Madison Township;

Trailblazer Pipeline Company, LLC - install a new 40 ft. driveway on the east side of the SE ¼, Section 30-7-2, Madison Township;

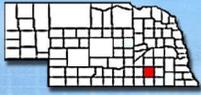
Trailblazer Pipeline Company, LLC – install several temporary driveways beginning in the NE ¼, Section 17, Belle Prairie Township to the SW ¼, Section 29, Madison Township (full list on file at the County Clerk's office).

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 PERMIT



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Noel moved and Neiman seconded the motion to approve the following Occupy County Right-of-way permit as presented by the Highway Superintendent:

Trailblazer Pipeline Company, LLC – install a new 6” steel natural gas pipeline for eleven (11) locations beginning between Sections 17 and 8, Belle Prairie Township and traveling north to Section 30, Madison Township (a complete listing will be retained in the County Clerk’s office). 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 required on the Fillmore County public 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.

SURPLUS ITEMS

After discussion, Johnson moved and Mueller seconded the motion to declare miscellaneous parts, tires, and computer equipment surplus. 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.

SALE OF SURPLUS TIRES

Highway Superintendent, Pat Halbur informed the Board that Garrett Tires has requested to purchase a few of our surplus tires.

After discussion, the Board authorized the Highway Superintendent to sell any of the surplus tires.

EXETER NORTH PROJECT CONTRACT

After discussion, Mueller moved and Galusha seconded the motion to approve the contract with Geneva Engineering in the amount of \$92,227.88 for the Exeter North project. 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.

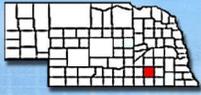
DISCUSSION REGARDING ROAD 6 BETWEEN ROAD V AND ROAD W

Pat Halbur, Highway Superintendent informed the Board that Road 6 between Road V and Road W needs some repair. Pat didn’t think that they would be able to grade and rock that road before harvest. After discussion, the Board requested that the Highway Superintendent place some small rock on Road 6 between Road V and Road W to assist with the issues until further repairs could be made.

R.L. TIEMANN CONSTRUCTION PAYMENT

After discussion, Capek moved and Noel seconded the motion to authorize the release of payment held for R. L. Tiemann at the June 28, 2016 Board meeting. Upon roll call, the vote was as follows:

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



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The Chairman declared the motion carried.

OTHER ROAD ISSUES

Pat Halbur, Highway Superintendent informed that Board that a couple would like to get married on the bridge located on Road 6 between Road A and Road B on September 3rd at 5:00 p.m. After discussion, the Board agreed that it would be okay to block off that road for an hour on September 3rd.

CUSTODIAL DUTIES AND LAWN MOWING

After discussion, the Board will be sending out letters to the local lawn mowing companies requesting bids for mowing the courthouse lawn due to the head custodian being out for a period of time. Bids will be taken at the August 23rd Board meeting at 9:15 a.m.

VETERANS SERVICE BOARD AND OFFICE

Supervisor Johnson requested that the Veterans Service Board receive sexual harassment training. She spoke with Pam Bourne (an attorney with the County's insurance carrier NIRMA) who could conduct the training for \$2,500.00 plus mileage. After discussion, Mueller suggested that if they were going to spend that much that we should include all department heads. Nick Wollenburg, York Veterans Service Officer; Frank Schropfer; Dale Stengel; and Sherri Nun were present for the discussion.

After further discussion, Johnson moved and Mueller seconded the motion to have Pam Bourne conduct the harassment/interview training for \$2,500.00 plus mileage. Upon roll call, the vote was as follows:

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

The Chairman declared the motion failed.

INTERLOCAL AGREEMENT WITH YORK COUNTY FOR VETERANS SERVICE OFFICER

Sherri Nun submitted a letter to the Board prior to the meeting asking them to keep a local full time Veterans Service Officer for Fillmore County and not enter into the interlocal agreement with York County. Frank Schropfer agreed that he would like to see that as well.

After discussion, Neiman moved and Noel seconded the motion to approve and sign the Interlocal Agreement with York County for the Veterans Service Officer. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FILLMORE COUNTY HOSPITAL UPDATE AND BUDGET REQUEST

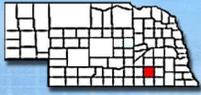
Paul Utemark, CEO of Fillmore County Hospital presented an update on the Hospital, the fiscal year 2015/2016 actual budget, fiscal year 2016/2017 projected budget, and a capital budget request of \$100,000.00 to the Board.

FEE REPORTS

Johnson moved and Neiman seconded the motion to approve the fee reports for the month of July 2016:

County Clerk \$11,034.65 (State \$6,338.68 & County \$4,695.97)
Clerk of the District Court \$680.72
County Sheriff \$1,779.13

Upon roll call, the vote was as follows:



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

The Chairman declared the motion carried.

CLAIMS

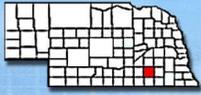
The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM’s – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement,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

GENERAL FUND:

Howard F. Ach	Rent, Post, Misc	578.99
Black Hills Energy	Uti	75.17
Century Lumber	Rep	4.39
Chaney Chemical, Inc.	Sup	303.75
Children’s Specialty Physicians/Child Abuse Pediatrics	Ser, Mile	3,627.44
City of Geneva	Uti	717.45
Eakes Office Solutions	Sup	888.24
Exeter Senior Center	USDA, Misc	484.50
Fairmont Aging Services	USDA, Misc	2,175.00
Fillmore County Clerk of the District Court	Fees	64.00
Fillmore County Court	Fees	459.57
Fillmore County Treasurer	Transfer	140,000.00
First Concord Group, Inc.	Ser	295.00
Geneva Senior Center	USDA, Misc.	3,153.80
Geneva Tire	Rep, Main	239.09
Heartland Bank	SS	4,305.50
Hometown Leasing	Ser	1,052.60
Kelch Plumbing, Heating & Refrigeration, Inc	Rep	147.00
Jerry Knoche	Mile	29.16
Kopchos Sanitation, Inc.	Uti	137.75
Madison National Life Insurance Co.	Insur	139.87
MIPS, Inc.	Ser	3,237.79
Nebraska Law Enforcement Training Center	Training	130.00
The Nebraska Signal	Pro, Ads	1,285.24
Nichols Collision Center	Rep	250.00
Nick’s Farm Store	Rep, Sup	66.41
Physicians Laboratory PC	Ser	1,000.00
Retirement Plans Division of Ameritas	Ret	4,128.56
Shell Fleet Plus	Fuel	2,277.67
Skalka & Baack Law Firm	Ser, Mile	553.72
Sparqdata Solutions	Ser	265.00
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. of Labor/Finance	Ser	140.00
State of Nebraska Public Health Envir. Lab.	Ser	210.00
Sullivan Shoemaker PC, LLO	Ser	258.81
SupplyWorks	Sup	244.09
Unifirst Corp.	Ser	162.84
US Bank CPS	Sup, Fuel, Meals, Lodging	587.39
Walmart	Misc	10.00
Weaver Pharmacy	Sup	29.50
Payroll	Salaries	61,363.09

ROAD/BRIDGE FUND:

Action Auto Supply	Sup	11.21
Black Hills Energy	Uti	69.46



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Century Lumber Center	Sup	23.93
Certified Truck & Trailer, Inc.	Rep, Parts	1,650.55
City of Geneva	Uti	58.10
Corner Stop	Fuel	65.63
Dorchester Farmers Coop	Fuel	5,816.10
Geneva Implement Co., Inc.	Parts	6.85
Geneva Tire	Rep	164.95
Geneva Welding & Supply, Inc.	Sup	42.00
GIS Workshop	Ser	1,401.25
Grafton Oil, Inc.	Fuel, Main	2,699.58
Heartland Bank	SS	2,072.65
Kaiser Auto Supply, LLC	Parts, Sup	459.47
Kopchas Sanitation, Inc.	Uti	51.00
MIPS, Inc.	Ser, Equip	1,794.54
Nichols Construction	Gravel	78,305.92
Perennial Public Power District	Uti	49.68
Power Plan	Parts, Rep	2,034.13
R. L. Tiemann Construction	Ser	127,500.03
Retirement Plans Division of Ameritas	Ret	1,892.82
Shell Fleet Plus	Fuel	1,014.32
Speece Lewis Engineers	Ser	4,022.38
Theobald Trucking, LLC	Rock	1,488.24
Village of Shickley	Uti	22.22
Payroll	Salaries	28,144.71

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	130.78
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SHERIFF – SPECIAL LAW ENFORCEMENT GRANTS FUND:

Heartland Bank	SS	128.52
Retirement Plans Division of Ameritas	Ret	130.20
Payroll	Salaries	1,680.00

911 WIRELESS FUND:

Kansas State Bank	Ser	559.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	July taxes	653.65
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911 COMMUNICATIONS CENTER FUND:

Business Telecommunication Systems	Equip, Ser	1,102.00
Fillmore County Treasurer	Transfer	219.75

CLAIMS APPROVED

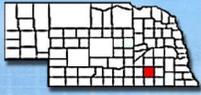
Noel moved and Capek seconded the motion to approve the claims as presented. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OLD HOSPITAL DEMOLITION

Supervisor Johnson inquired as to why the demolition was taking longer than bid at four to six weeks. After review, in the specifications listed the following "Must provide a start and end date. Project must be completed by December 1, 2016".



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LOVEGROVE'S SHOP SUBDIVISION

Planning and Zoning Administrator, Jennifer Slezak submitted the Lovegrove's Shop Subdivision located in the NE ¼, Section 32, West Blue Township.

After discussion, Noel and Galusha seconded the motion to approve the Lovegrove's Shop Subdivision as follows: a tract of land located in the NE ¼ of Section 32, Township 8 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as follows: beginning at the NW corner of said NE ¼; thence N 89°49'06" E, 1303.70 ft. on the north line of said NE ¼ to the point of beginning; thence S 00°56'22" E, 509.48 ft.; thence S 89°51'43" E, 397.00 ft.; thence N 13°28'35" E, 277.79 ft.; thence N 03°17'18" E, 242.16 ft. to said north line; thence S 89°49'06" W, 483.98 ft. on said north line to the point of beginning, containing 5.30 acres more or less, which includes 0.37 acres more or less used for county road purposes.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SPECIAL DESIGNATED LIQUOR LICENSE

After discussion, Johnson moved and Mueller seconded the motion to appoint the County Clerk as the agent to authorize special designated liquor licenses. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

EAGLE SCOUT BENCH PROJECT

Jason Callenius submitted his plan regarding his Eagle Scout bench project in memory of his grandfather Daryl Callenius. He has asked if the Board would be willing to put a cement pad on the north side of the courthouse for one of the benches.

After discussion, Mueller moved and Johnson seconded the motion to put in a concrete pad on the north side of the courthouse for one of the benches for the Eagle Scout bench project. Upon roll call, the vote was as follows:

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

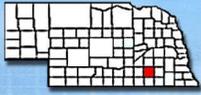
The Chairman declared the motion carried.

EAST OFFICE BUILDING

Chairman Cerny brought in samples of half and full bricks to match the exterior of the east office building, which will be used to fix the exterior after the demolition. After discussion, the Board agreed they would use the half bricks to finish the exterior of the east office building.

OTHER BOARD ISSUES

The Board received a letter from the State of Nebraska Department of Environmental Quality regarding the management of waste from demolition of the former Fillmore County Hospital. The letter states the following: "On July



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14, 2016 a representative from this department conducted a site investigation to determine compliance with the applicable requirements of Title 132 – Integrated Solid Waste Management Regulations. Based upon information obtained and observations made during the complaint investigation, no further action is anticipated by the Department.”

The Board also received an e-mail from Berggren Architects regarding the air infiltration problem with seven (7) windows in the Courthouse. Marvin Service Support will be replacing the jamb liners on these seven windows for approximately \$1,000.00.

ADJOURN

Agenda items “Clinic Records Storage, County Car repairs, and TV in breakroom” will be discussed at the next Board meeting. As there was no other business to come before the Board, Johnson moved and Mueller seconded the motion to adjourn until 9:10 a.m., August 23, 2016. Upon roll call, the vote was as follows:

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

Nays: None Absent: Neiman

The Chairman declared the motion carried.

Attest

Chairman