



Fillmore County Board Minutes



October 11, 2016

The Fillmore County Board of Supervisors convened in open and public session at 9:11 a.m., October 11, 2016, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Noel, Galusha, Mueller, Neiman, and Johnson. 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 12:38 p.m.

MINUTES

Chairman, Cerny approved the minutes from the September 27, 2016 meeting as presented.

FEE REPORTS

Neiman moved and Noel seconded the motion to approve the fee reports for September 2016:

County Clerk \$7,359.86 (State \$3,325.09 & County \$4,034.77)
Clerk of the District Court \$498.96
County Sheriff \$2,132.68

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.

THIRD QUARTER STATEMENT OF ACCOUNTABILITY FROM OFFICES

After review by the Board, Mueller moved and Johnson seconded the motion to approve the third quarter statement of accountability from the County Attorney, County Clerk (Register of Deeds and Section 125 accounts), and Clerk of the District Court. 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 JAIL REPAIRS

Sheriff Bill Burgess and Brandie Conway were present for discussion regarding repairs to the jail cells. The biggest concern is that the ventilation system needs to be fixed or upgraded to reduce the moisture issues. When Carrier Corp. is here repairing the chiller, Bill will request a bid on either fixing or upgrading the ventilation system in the jail. There are a few other repairs as well as the cells need to be painted.

DRIVEWAY PERMIT

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

Bill Softley (Softley Farms) – install a new driveway on the east side of the NE ¼, Section 8-8-3, West Blue Township.

Upon roll call, the vote was as follows:

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



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The Chairman declared the motion carried.

REPAIRING RAILROAD RIGHT-OF-WAY

Highway Superintendent, Pat Halbur asked the Board who would be responsible the township or the County for the repairs to the road along the railroad right-of-way that runs to the north of Highway 6. After discussion, the Board agreed that the township would be responsible for the repairs on the road that are maintained by the township.

INTERLOCAL AGREEMENTS WITH TOWNSHIPS

Several years ago the Highway Superintendent requested that all townships sign an interlocal agreement with the County regarding the responsibility of maintenance of the roads within each township. With no success in getting the signed agreements the Board directed the Highway Superintendent to have the County Attorney send a letter and interlocal agreement to each township. The counties insurance carrier NIRMA has requested that we have these agreements in place.

DECLARE SURPLUS

At the request of the Highway Superintendent, Noel moved and Capek seconded the motion to declare steel posts surplus on a permanent basis and allow the Road Department to sell, with price to vary depending on the length of the posts. 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.

APPROVE 2015 / 2016 YEAR-END REPORT

After review, Johnson moved and Neiman seconded the motion to approve the 2015 / 2016 year-end report to be submitted to the State of Nebraska. 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.

ENGINEERING AGREEMENT WITH SPEECE LEWIS FOR ROAD 24

After discussion, Mueller moved and Johnson seconded the motion to approve and sign the engineering agreement with Speece Lewis to pave approximately the north 400 ft. of Road 24. 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.

FEDERAL AID PROJECT 7030(32) GENEVA TOWNSHIP

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

RESOLUTION 2016-23

WHEREAS, Fillmore County, (County) is proposing to develop and construct a transportation project for which it would like to obtain Federal funds;

WHEREAS, County understands that it must strictly follow all Federal, State, and local laws, rules, regulations, policies, and guidelines applicable to the funding of the Federal-aid project;



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WHEREAS, County and State of Nebraska, Department of roads (State) wish to enter into an **LPA Program Agreement-Federal-Aid Funds** which will set out the various duties and funding responsibilities for the Federal-aid project; and

WHEREAS, County wishes to designate its representative for this project.

BE IT RESOLVED by the Board of Supervisors of the Fillmore County that:

The Chairman, Larry Cerny, is hereby authorized to sign the attached **LPA Supplemental Program Agreement-Federal-aid Funds** between the County and the State.

County hereby designates Pat Halbur to serve as County's representative and Project Liaison (PL) with State for this project.

Fillmore County is committed to providing local funds for the project as required by the **LPA Program agreement-Federal-aid Funds**.

NDOR Project Number: BRO-7030(32)

NDOR Control Number: 42435

NDOR Project Name: Geneva West

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

GENEVA WEST PROGRAM AGREEMENT

After discussion, Johnson moved and Galusha seconded the motion to approve and sign the Program Agreement Supplement#1 with the State of Nebraska, Department of Roads for project #BRO-7030(32) Geneva West. 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.

COURTHOUSE SNOW REMOVAL LETTING

Chairman Cerny opened the Courthouse snow removal letting at 10:45 a.m.

Company:
Bi-Versal Services

AMOUNT PER TIME OR HOUR:
\$700.00 per time & \$150.00 per hour for call backs

Jeannie Herman was present for the bid letting and offered to call Roddy Salmon and see if they would be willing to change the bid to \$150.00 per hour per machine, with a lesser charge per hour for shoveling. Jeannie came back to the Board and said they would be willing to do the \$150.00 per hour, per machine.

COURTHOUSE SNOW REMOVAL

After further discussion, Noel moved and Neiman seconded the motion to accept the bid of \$150.00 per hour, per machine with a lesser charge per hour for shoveling and putting out ice melt. Upon roll call, the vote was as follows:

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



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Nays: None

The Chairman declared the motion carried.

LOVEGROVE HOMESITE SUBDIVISION

Planning and Zoning Administrator, Jennifer Slezak submitted the Lovegrove Homesite Subdivision located in the SW ¼, Section 35, West Blue Township.

After discussion, Mueller moved and Galusha seconded the motion to approve the Lovegrove Homesite Subdivision located in the SW ¼, Section 35, West Blue Township. A tract of land located in the SW ¼ of Section 35, 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 SW 1/4; thence N 89°39' 48" E, 734.05 ft. on the north line of said SW ¼; thence S 41°55'58" W, 101.59 ft.; thence S 88°00'21" W, 359.70 ft.; thence S 01°13'42" W, 189.27 ft.; thence S 20°58'17" W, 214.01 ft.; thence S 89°34'41" W, 228.91 ft. to the west line of said SW ¼; thence N 00°20'57" E, 474.54 ft. on said west line to the point of beginning, containing 3.87 acres more or less, which includes 0.36 acres more or less used for county road purposes. 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.

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 | 556.46 |
| Action Auto Supply | Rep | 33.44 |
| All Makes Office Equipment | Equip | 3,640.73 |
| Auto Value Parts Stores | Main | 80.55 |
| Ruth (Peg) Becker | Ser | 132.00 |
| Bi-Versal Services LLC | Ser | 341.71 |
| Black Hills Energy | Uti | 83.36 |
| Blue Valley Community Action | Budget request | 9,201.75 |
| Leslie Boswell | Mile | 36.72 |
| Randall G. Capek | Rep | 1,690.00 |
| Central Nebraska Refrigeration, Inc. | Rep | 144.00 |
| Century Lumber Center | Sup, Rep | 1,631.41 |
| Chaney Chemical, Inc. | Sup | 643.51 |
| Jerry Chapman | Mile | 38.88 |
| City of Geneva | Uti | 547.25 |
| Clay County Sheriff | Ser | 27.33 |
| Consolidated Management Company | Meals | 93.42 |
| Gaylord Craddock | Mile | 55.08 |
| Brenden Dohrt | Sup | 250.00 |
| Dollar General | Sup | 20.65 |
| Eakes Office Solutions | Sup | 702.31 |
| Election Systems & Software, Inc. | Sup | 1,788.69 |
| Sharon Elznic | Meetings, Mile | 60.24 |
| Endicott Thin Brick & Tile, LLC | Rep | 6,315.95 |
| Erb Plumbing, Inc | Re, Main | 263.36 |
| Exeter Senior Center | USDA | 31.50 |



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|---|----------------|-----------|
| Fairmont Aging Services | USDA | 117.60 |
| Fillmore County Clerk | Ser | 16.00 |
| Fillmore County Clerk of the District Court | Fees | 339.00 |
| Fillmore County Development Corp. | Budget request | 10,000.00 |
| Fillmore County Sheriff | Fees | 291.69 |
| First concord Group, Inc. | Insur, Ser | 3,188.05 |
| Forensic Behavioral Health, Inc. | Ser | 1,850.00 |
| Friesen Chevrolet, Inc | Ser | 70.00 |
| Steven, C. Gabaeff, MD | Witness Fees | 9,569.42 |
| Gage County Clerk | Budget request | 4,264.00 |
| GALLS | Sup | 11.50 |
| Geneva Broadband, LLC | Ser | 88.00 |
| Geneva Home Center | Sup | 6.00 |
| Geneva Senior Center | USDA | 578.20 |
| Geneva Tire | Main, Rep | 305.36 |
| Richard Girmus | Meetings, Mile | 42.96 |
| Matt Hafer | Meetings, Mile | 47.28 |
| Matt Harre | Meetings, Mile | 32.28 |
| Heartland Bank | SS | 4,187.07 |
| Frances Heinrichs | Meals, Mile | 43.18 |
| Hometown Leasing | Ser | 848.69 |
| Ida County Sheriff's Office | Ser, Mile | 22.00 |
| Kalkwarf & Smith Law Offices, LLC | Ser, Mile | 769.50 |
| Dean Kassik | Meetings, Mile | 62.40 |
| King's Glass | Rep | 307.50 |
| Jerry Knoche | Mile | 9.72 |
| Kopchos Sanitation, Inc. | Uti | 137.75 |
| Stephen J. Kraviec | Ser, Post | 1,730.58 |
| Lawson Products | Sup | 300.00 |
| Lichti Oil | Sup | 7.90 |
| Madison National Life Insurance Co. | Insur | 131.51 |
| MIPS, Inc. | Ser | 3,237.79 |
| Morley Most | Meetings, Mile | 64.56 |
| Brenda Motis | Mile | 50.00 |
| Nebraska Association of County Officials | Wksh | 675.00 |
| Nebraska Assoc. of professional Veterans | Dues | 50.00 |
| Nebraska Law Enforcement Training Center | Wksh | 50.00 |
| The Nebraska Signal | Ads, Proc | 1,570.48 |
| Nebraska Weed Control Association | Wksh | 120.00 |
| Reg Noel | Meetings, Mile | 62.40 |
| Region V Services | Budget request | 2,621.00 |
| Retirement Plans Division of Ameritas | Ret | 4,058.01 |
| Dan Risseeuw | Meetings, Mile | 55.92 |
| Service Press | Sup | 544.00 |
| Shell Fleet Plus | Fuel | 2,031.86 |
| Skalka & Baack Law Firm | Ser, Mile | 990.72 |
| Sparqdata Solutions | Ser | 265.00 |
| State of Nebraska AS Central Finance | Ser | 448.00 |
| Rhonda Stokebrand | Mile | 48.82 |
| Allan Stuckey | Meetings, Mile | 31.20 |
| SupplyWorks | Sup | 255.57 |
| Thayer County Treasurer | Ser | 205.00 |
| US Bank CPS | Sup, Equip | 567.35 |
| Van Diest Supply Company | Sup | 1,267.50 |
| Gary Warren | Mile | 21.60 |
| Randall Weber | Main | 350.00 |
| Windstream Support Services | Uti | 13.66 |
| York County Sheriff | Ser, Mile | 115.35 |
| Southeast Nebraska Development District | Budget request | 7,094.00 |



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| York County Treasurer | Ser | 5,000.00 |
| York News Times | Ads | 536.85 |
| Payroll | Salaries | 59,815.15 |

ROAD/BRIDGE FUND:

| | | |
|--------------------------------|------------|----------|
| Action Auto Supply | Sup | 9.34 |
| Auto Value Parts Stores | Parts, Sup | 140.23 |
| Beatrice Concrete Co., Inc. | Gravel | 3,952.20 |
| Black Hills Energy | Uti | 69.84 |
| B & J Automotive, LLC | Re, Parts | 224.36 |
| Casey's General Stores | Fuel | 1,109.58 |
| Century Lumber Center | Sup, Parts | 134.38 |
| Certified Truck & Trailer, Inc | Parts, Rep | 115.27 |
| City of Geneva | Uti | 68.15 |
| Dorchester Farmers Coop | Fuel | 3,927.90 |
| Geneva Broadband, LLC | Uti | 40.00 |
| Geneva Tire | Rep | 75.35 |

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|--|-----------------|-----------|
| Geneva Welding & Supply, Inc. | Sup | 111.00 |
| Grafton Oil, Inc. | Fuel | 1,387.69 |
| Halbur Electric, LLC | Rep | 487.33 |
| Heartland Bank | SS | 2,072.51 |
| Kaiser Auto Supply, LLC | Parts, Sup, Rep | 806.53 |
| Kopchos Sanitation, Inc. | Uti | 51.00 |
| Lichti Oil | Fuel | 6,723.51 |
| Medical Enterprises, Inc | Ser | 67.00 |
| Metal Culverts, Inc. | Equip | 12,057.38 |
| Midwest Steel Fabricators, Inc. | Sup | 82.63 |
| MIPS, Inc. | Ser | 128.31 |
| Nebraska Association of County Officials | Wksh | 125.00 |
| Nick's Farm Store Co. | Parts, Rep | 47.39 |
| Nichols Construction | Gravel | 47,390.56 |
| NMC Exchange, LLC | Parts, Ser, Rep | 7,280.11 |
| Office Depot Business Credit | Sup | 82.02 |
| Perennial Public Power District | Uti | 50.15 |
| Power Plan | Rep, Parts | 114.91 |
| Retirement Plans Division of Ameritas | Ret | 1,892.82 |
| Roit Repair | Rep | 97.71 |
| Donna Saltzman | Ser | 78.00 |
| Shell Fleet Plus | Fuel | 817.49 |
| Speece Lewis Engineers | Fees | 10,380.00 |
| Transit Works | Equip | 981.85 |
| US Bank CPS | Post | 1.26 |
| Village of Shickley | Uti | 22.22 |
| Village of Milligan | Uti | 24.00 |
| Payroll | Salaries | 28,144.72 |

REGISTER OF DEEDS PRESERVATION FUND:

| | | |
|------------|-----|--------|
| MIPS, Inc. | Ser | 130.78 |
|------------|-----|--------|

SHERIFF-SPECIAL LAW ENFORCEMENT GRANTS FUND:

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

FRIENDS OF THE COURTHOUSE FUND:

| | | |
|-------------|-------|-------|
| US Bank CPS | Equip | 69.99 |
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Chairman Cerny informed the Board that Justin Sautter would be starting to put the brick up at the East Office Building to repair where the old hospital was attached.

ADJOURN

As there was no other business to come before the Board, Mueller moved and Galusha seconded the motion to adjourn until 9:10 a.m., October 27, 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.

Attest

Chairman