



Fillmore County Board Minutes



April 4, 2017

The Fillmore County Board of Supervisors convened in open and public session at 2:00 p.m., April 4, 2017, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Neiman presiding. Members present were Noel, Sluka, Mueller, Cerny, and Johnson. The County Clerk was present to record the minutes of the meeting. Steve Ewalt with Geneva Engineering, Steve Ackland with Ackland Construction, Jim Van Kirk with Van Kirk Bros., Tim Farmer with Speece Lewis, Tim Vogt, with Vogtscapes, Inc. and County Sheriff, Bill Burgess were present for the meeting.

Notice of the meeting was given by posting. 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 2:39 p.m.

EXECUTIVE SESSION

At the request of the County Attorney, Johnson moved and Mueller seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session a strategy session with respect to the threat of imminent litigation authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Cerny, Johnson, Mueller, Neiman, Noel, and Sluka
Nays: None

The Chairman declared the motion carried and requested that the County Attorney, Deputy County Attorney, Highway Superintendent, County Clerk, Tim Farmer with Speece Lewis Engineers, and Elaine, Attorney with NACO on conference call to remain. Executive session began at 2:01 p.m.

RETURN TO REGULAR SESSION

Mueller moved and Cerny seconded the motion to return to open session at 2:18 p.m. Upon roll call, the vote was as follows:

Ayes: Cerny, Johnson, Mueller, Neiman, Noel, and Sluka
Nays: None

The Chairman declared the motion carried.

RESCIND MOTION REGARDING MILLIGAN NORTH PAVING PROJECT

After discussion and recommendation from County Attorney, Johnson moved and Mueller seconded the motion to rescind the motion regarding the Milligan North Paving project awarding the bid to Geneva Engineering and Ackland Construction from the March 28, 2017 Board meeting. Upon roll call, the vote was as follows:

Ayes: Cerny, Johnson, Mueller, Neiman, Noel, and Sluka
Nays: None

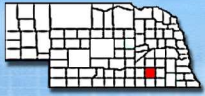
The Chairman declared the motion carried.

RECONSIDERATION OF THE BIDS FOR THE MILLIGAN NORTH PAVING PROJECT

County Attorney handed out the steps that need to be followed when awarding a bid and their responsibility of consideration.

After discussion, Mueller moved and Cerny seconded the motion to award the Milligan North Paving Project to Vogtscapes, Inc. based on price and time frame for \$177,552.50. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Neiman, and Noel
Nays: Johnson and Sluka



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The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Mueller moved and Sluka seconded the motion to adjourn until 9:10 a.m., April 11, 2017. Upon roll call, the vote was as follows:

Ayes: Cerny, Johnson, Mueller, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

Attest

Chairman