



# Fillmore County Board Minutes



May 9, 2017

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., May 9, 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. Laura Weaver and Bill Burgess were present for 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 11:25 a.m.

## MINUTES

Chairman, Neiman approved the minutes from the April 25, 2017 meeting as presented.

## FEE REPORTS

Cerny moved and Johnson seconded the motion to approve the April 2017 fee reports as presented:

**County Clerk \$13,454.52** (State \$8,204.23 & County \$5,250.29)  
**Clerk of the District Court \$827.23**  
**County Sheriff \$1,732.37**

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## DISCUSSION REGARDING LAW ENFORCEMENT INTERLOCAL AGREEMENT WITH CITY OF GENEVA

County Sheriff, Bill Burgess informed the Board that the current interlocal agreement with the City of Geneva for Law Enforcement expires September 30, 2017. If the current contract amount is going to change, we need to inform them in June. Bill had County Clerk put together the numbers from the last two years regarding the expenses and payroll. After discussion, Chairman Neiman directed that the County Clerk send out the numbers to the Supervisors for review and to put on the May 23<sup>rd</sup> agenda.

## DISCUSSION REGARDING DITCH CLEAN OUT ALONG THE EAST ½ OF SECTION 36, FAIRMONT TOWNSHIP

Hank McGowan informed the Board that the land management company applied for the clean silt permit and he didn't receive all the pages of the permit to know what the policy stated. He also had a hired man doing the clean out and wasn't onsite for the process. It was noted that in a location the ditch is three (3) feet below the culvert. Hank agreed that we need to fix the ditch and he is willing to put the dirt from his field back into the ditch. The Board directed the Highway Superintendent to keep track of the hours spent on this project.

After discussion, Mueller moved and Sluka seconded the motion to allow Hank McGowan to take the dirt from his field and put it back in the ditch under the direction of the Highway Superintendent and the Assistant Highway Superintendent to the county's specifications at his expense. Pat Halbur Highway Superintendent gave Hank her cell number and the cell number of the Assistant Highway Superintendent. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

## DISCUSSION REGARDING PREVIOUS MOTION TO CLOSE ROAD 19 BETWEEN ROAD F AND ROAD G



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Highway Superintendent, Pat Halbur informed the Board that when they went to close the north half of Road 19 between Road F and Road G that the affected area also included a portion of the south half.

After discussion, Noel moved and Mueller seconded the motion to amend the previous motion from April 25<sup>th</sup> to closed Road 19 between Road F and Road G for any portion that was affected by the ditch clean out. Upon roll call, the vote was as follows:

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

Action Auto Supply	Rep	16.11
All Around Lawn & Landscaping	Sup	470.00
Auto Value Parts Stores	Rep	262.54
B & J Automotive	Main	79.13
Barnas Drug, Inc.	Sup	29.05
Ruth (Peg) Becker	Ser	144.00
Bi-Versal Services, LLC	Ser	530.38
Black Hills Energy	Uti	586.91
Bottoft & Maser, Attorneys at Law	Ser, Mile	2,425.00
Chaney Chemical, Inc.	Sup	671.92
City of Geneva	Uti	303.45
Crete Area Medical Center	Ser	47.21
Dollar General – Regions	Sup	38.75
Eakes Office Solutions	Sup	1,296.42
Kathy Erdkamp	Ser	17.00
Erdkamp Motors	Main	89.18
Exeter Senior Center	USDA Reim	53.90
Fairmont Aging Services	USDA Reim	133.70
Fillmore County Clerk of District Court	Filing Fees	144.00
Fillmore County Medical Center	Ser	303.12
Fillmore County Treasurer	Transfer, Interest	75,028.96
First Concord Benefits Group	Insur, Ser	4,655.69
Geneva Broadband, LLC	Uti	128.00
Geneva Parks and Recreation Dept.	Ser	40.00
Geneva Senior Center	USDA Reim	511.00
Geneva Tire	Main, Rep	574.10
Geneva TV & Appliance, Inc.	Equip	253.99
Hall County Department of Corrections	Boarding prisoner	150.00
Heartland Bank	ACH fees, SS	4,163.41
Frances Heinrichs	Meal, Mile	61.01
Hometown Leasing	Ser	1,230.69
King’s Glass	Equip	281.00
Kopchos Sanitation, Inc.	Uti	137.75
Stephen J. Kraviec	Ser, Post	1,732.91
Lichti Oil	Fuel	10.00
Lincoln Police Department	Uti	2,240.56
Madison National Life Insurance Co.	Insur	128.65
Maximus, Inc.	Ser	1,021.17
MIPS, Inc.	Ser, Main	3,412.79



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Nebraska Association of County Officials	Wksh	230.00
Nebraska Clerk of District Court Assoc.	Wksh	75.00
Nebraska Public Power District	Uti	598.29
The Nebraska Signal	Ads, Proc	928.34
Retirement Plans Division of Ameritas	Ret	4,009.60
Rizzo Electric, LLC	Ser	1,646.00
Skalka & Baack Law Firm	Ser, Mile	810.22
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska DAS Central Finance	Ser	43.88
Rhonda Stokebrand	Mile	17.12
SupplyWorks	Equip	95.79
Thayer County Treasurer	Sup	205.00
Unifirst Corp.	Ser	194.00
US Bank CPS	Sup, Misc.	127.70
Van Diest Supply Company	Sup	5,853.00
Warne Chemical & Equipment Co.	Sup, Equip	612.20
Windstream	Uti	266.82
Woodward's Disposal Service, Inc.	Misc	30.00
York Jewelry, Inc.	Ser	5.00
Ziamba Roofing Company	Rep	218.00
Payroll	Salaries	58,588.28

## ROAD/BRIDGE FUND:

Action Auto Supply	Rep, Parts, Sup	73.22
Auto Value Parts Stores	Sup	41.00
Beatrice Concrete Co., Inc.	Gravel	3,767.52
Bi-Versal Services, LLC	Ser	625.01
Black Hills Energy	Uti	215.96
Century Lumber Center	Sup, Rep	63.51
City of Geneva	Uti	64.65
Geneva Broadband, LLC	Uti	40.00
Geneva Implement Co., Inc.	Parts	113.82
Geneva Tire	Rep, Tires	5,797.65
Grafton Oil, Inc.	Fuel	820.25
Heath, Inc.	Parts, Rep	721.42
Heartland Bank	SS	2,085.63
Hometown Leasing	Ser	139.00
John Deere Financial	Parts, Rep	185.46
Kaiser Auto Supply, LLC	Parts, Sup	434.56
Kopchos Sanitation, Inc.	Uti	51.00
Lichti Oil	Fuel	4,873.28
MIPS, Inc.	Ser	128.31
Nebr Iowa Industrial Fasteners Corp.	Sup	182.18
The Nebraska Signal	Ads	102.30
Nichols Construction	Gravel	92,466.64
Nick's Farm Store Co.	Sup, Parts	37.48
NMC Exchange, LLC	Parts, Ser, Main	12,028.68
Perennial Public Power District	Uti	176.67
Power Plan	Parts, Equip	1,417.59
Quill Corp.	Sup	87.00
Retirement Plans Division of Ameritas	Ret	1,904.08
Shell Fleet Plus	Fuel	995.95
Transit Works	Equip	84.46
US Bank CPS	Post	9.80
Village of Grafton	Uti	36.52
Village of Shickley	Uti	22.98
Payroll	Salaries	28,311.46

## HIGHWAY BRIDGE BUYBACK PROGRAM FUND:



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Herbst Construction	Bridge contracts	22,710.60
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**REGISTER OF DEEDS PRESERVATION FUND:**

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

Heartland Bank	SS	128.93
Retirement Plans Division of Ameritas	Ret	130.60
Payroll	Salaries	1,685.25

**INHERITANCE TAX FUND:**

Carrier Corp.	Main, Equip	20,275.00
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**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	April taxes collected	21,984.77
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**E911 COMMUNICATIONS FUND:**

Andrews Electric Co., Inc.	Main	195.00
Geneva Broadband, LLC	Uti	64.00
Precision Signs & Graphics	Equip	16,000.00
Windstream	Uti	1,723.96

**CLAIMS APPROVED**

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

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

The Chairman declared the motion carried.

**COUNTY HANDBOOK**

Supervisor Johnson requested an update on the new county handbook. County Clerk, Amy Nelson informed the Board that she was waiting for a couple officials to review the handbook and report any requested changes. Amy will follow up with those officials and report to the next meeting.

**MEMORIAL BENCHES PLACEMENT**

Supervisor Johnson thought that the memorial benches were going to be placed in the two shrub areas on the east side of the courthouse. After review of the minutes from the August 9, 2016 meeting, the family requested the bench to be placed on the north side of the courthouse and then on the south for the dispatchers to use when outside with the inmates. After discussion, the benches will remain where they are currently located.

**DISCUSSION REGARDING LETTER OF SUPPORT FOR TRANSCANADA PIPELINE PROJECT**

Supervisor Sluka questioned whether or not the Board sent a letter of support for the pipeline project. There were letters sent in May of 2009 and April of 2013 per Board motions. After discussion, the Board requested the County Clerk to e-mail those two letters to the Board. It was also noted that several of the Board members attended the public hearing regarding the project in York on May 3<sup>rd</sup>.

**YAEGER SUBDIVISION**

Planning and Zoning Administrator, Jennifer Slezak submitted the Yaeger Subdivision located in the NW ¼ NW ¼, Section 28, Grafton Township.

Noel moved and Mueller seconded the motion to approve the Yaeger Subdivision located in the NW ¼ NW ¼, Section 28-8-4, Grafton Township. Legal description is a tract of land comprising a part of the northwest quarter of the



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northwest quarter (NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ ), Section twenty-eight (28), Township eight (8) North, Range four (4) West of the 6<sup>th</sup> P.M., Fillmore County, Nebraska. More particularly described as follows: commencing at the northwest corner of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$ ; thence S 00°08'22"E on and upon the west line of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  a distance of 365.00 feet to the point of beginning; thence continuing S 00°08'22" E on and upon the west line of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  a distance of 428.00 feet to a point; thence N 89°51'38"E and perpendicular to the west line of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  a distance of 306.00 feet to a point; thence N 00°08'22"W and parallel with the west line of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  a distance of 428.00 feet to a point, thence S 89°51'38"W and perpendicular to the west line of said NW  $\frac{1}{4}$ , NW  $\frac{1}{4}$  a distance of 306.00 feet to the point of beginning. Said tract contains 3.007 acres more or less of which 0.324 acres are occupied by County Road right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **KLEINSCHMIDT SUBDIVISION**

Jennifer Slezak, Planning and Zoning Administrator submitted the Kleinschmidt Subdivision located in the SE  $\frac{1}{4}$ , Section 26, Bennett Township.

Sluka moved and Noel seconded the motion to approve the Kleinschmidt Subdivision located in the SE  $\frac{1}{4}$ , Section 26-7-4, Bennett Township. Legal description is a parcel of land located in the Southeast quarter of Section 26, Township 7 North, Range 4 West of the sixth P.M., Fillmore County, Nebraska, more particularly described as follows: beginning at the Southeast corner of the Southeast quarter of Section 26, Township 7 North, Range 4 West of the sixth P.M., Fillmore County, Nebraska, also being the Southeast corner of a tract of land surveyed by Grant L. Miller in 2008; thence N89°44'13"W (assumed bearing) on the south line of said Southeast quarter, also being the south line of said tract of land, a distance of 519.49 feet to the Southwest corner of said tract of land; thence N00°15'33"E on the west line of said tract of land, a distance of 1142.51 feet to the Northwest corner of said tract of land; thence S 89°20'40"E on the north line of said tract of land, a distance of 511.43 feet to the Northeast corner of said tract of land; thence S00°08'48"E on the east line of said tract of land, a distance of 1139.03 feet to the point of beginning, containing 13.49 acres more or less, including 1.22 acres more or less, of county road right of way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **INSTALLING ADDITIONAL CAMERAS AT THE EAST OFFICE BUILDING**

After discussion, Noel moved and Cerny seconded the motion to approve the installation of three cameras that were previously located on the old hospital on the exterior of the East Office Building in the amount of \$1,307.98. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **DISCUSSION REGARDING THE EAST OFFICE BUILDING/PROPERTY**

The Board discussed that there are areas around the East Office Buildings that need to be over seeded with grass. Supervisor Cerny will check with the local businesses to get a quote and bring it back to a meeting. Supervisor Noel informed the Board that he has talked to an individual that we could get dirt from and a place to dump the dirt currently located at the East Office Building. Ziembra Roofing Company repaired a leak at the East Office Building and informed Larry Eichelberger that there were other areas that needed to be repaired before it leaks.



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After discussion, Mueller moved and Noel seconded the motion to accept and approve Ziembra Roofing Company to inspect and repair the roof at the East Office Building in the amount of \$945.00. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Neiman, and Noel

Nays: Johnson and Sluka

The Chairman declared the motion carried.

## ADJOURN

Agenda item "Health Insurance" will be added to the next meeting. As there was no other business to come before the Board, Sluka moved and Johnson seconded the motion to adjourn until 9:00 a.m., May 23, 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.

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Attest

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Chairman