



Fillmore County Board Minutes



October 10, 2017

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., October 10, 2017, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Neiman presiding. Members present were Noel, Sluka, Risseeuw, Mueller, Cerny, 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 12:15 p.m.

MINUTES APPROVED

Chairman of the Board, Neiman approved the minutes of the September 26, 2017 Board meeting.

FEE REPORTS

Mueller moved and Cerny seconded the motion to approve the fee reports for September 2017 as follows:

County Clerk \$11,075.17 (State \$6,518.94 & County \$4,556.23)
Clerk of the District Court \$1,167.51
County Sheriff \$2,833.52

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NOXIOUS WEED UPDATE

Todd Boller, Noxious Weed Superintendent informed the Board of how the summer spraying season went, what areas he is working on, and the training that he will be attending within the next few months.

DISCUSSION REGARDING BRIDGE ON ROAD 8 & CLOSURE OF ROAD

Larry Biester informed the Board that the landowners were not in favor of taking over the road and granting easements to other landowners for access.

After discussion, Neiman moved and Mueller seconded the motion to remove the bridge on Road 8 between Section 29 and Section 30, Geneva Township, close the road on both sides of the bridge with barricades, and to fix the road. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

POLE BUILDING FOR COUNTY SHOP

Jim Reinsch with Sentinel Building Systems gave an estimate to the Board regarding what they would propose for an addition to the current pole building.

After discussion, the Chairman requested that the building committee come up with specifications to be sent out for bids, which will be taken at 10:30 a.m. on November 28, 2017.

TREES AT COUNTY SHOP



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Highway Superintendent, Pat Halbur received three bids to cut down two trees and have the stumps ground out from the following: Crowl Tree Service, Inc. for \$525.00, Bob Robinson for \$600.00, and Clay County Tree Service for \$625.00. After discussion, the Board approved Crowl Tree Service to remove the trees and grind the stumps.

DRIVEWAY PERMITS

Sluka moved and Mueller seconded the motion to approve the following driveway permits as presented by the Highway Superintendent:

Ranee Hoarty Trust – install a new 40 ft. driveway on the east side of the SE ¼, Section 8-7-3, Geneva Township;
Perennial Wind, LLC – install a temporary 140 ft. driveway with it being taken down to 40 ft. after equipment delivery on the west side of the SW ¼, Section 25-8-3, West Blue Township; and
Perennial Wind, LLC – install two temporary intersection improvements to allow for equipment delivery along Road F and Road 12 around the SW ¼, Section 25-8-3, West Blue Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING ROAD DAMAGE FROM SEED CORN COMPANIES

After discussion, Mueller moved and Neiman seconded the motion to send the seed corn companies the appropriate bill for repairing the damage done to the roads during harvest. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SURPLUS ITEMS

Risseeuw moved and Noel seconded the motion to declare the 1991 Dodge pickup, 1976 air compressor, 1999 Case 580SL backhoe, thumb for backhoe, Skye Freon reclaimer, and several buildings at the County Shop surplus. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SUPPLEMENTAL AGREEMENT WITH OLSSON ASSOCIATION, INC. FOR PROJECT IN GENEVA TOWNSHIP

After discussion, Johnson moved and Risseeuw seconded the introduction of the following resolution:

RESOLUTION 2017 – 27

WHEREAS, Fillmore County and Olsson Association, Inc. have previously executed a preliminary engineering services agreement for a transportation project for which the Local Public Agency (LPA) would like to obtain Federal funds;

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

WHEREAS, Fillmore County and Olsson Association, Inc. wish to enter into a supplemental preliminary engineering services agreement setting out modifications and/or additional duties and/or funding responsibilities for the Federal-aid project.



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

Jeff Neiman, Chair of the Fillmore County Board of Supervisors is hereby authorized to sign the attached preliminary engineering services Supplemental Agreement No. 1 between Fillmore County and Olsson Associates, Inc.

Fillmore County is committed to providing local funds for the project as required by the Project Program Agreement and any Supplemental Project Agreements.

NDOR Project Number:	BRO-7030(32)
NDOR Control Number:	42435
NDOR Project Description:	Geneva West

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

ENGINEERING AGREEMENT FOR PROJECT C30(298), STANTON TOWNSHIP

After discussion, Mueller moved and Noel seconded the motion to approve the agreement with Speece Lewis Engineers for Project #C30(298) located between Sections 3 and 32, Stanton Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ENGINEERING AGREEMENT FOR PROJECT C30(347), FAIRMONT TOWNSHIP

After discussion, Noel moved and Risseeuw seconded the motion to approve the agreement with Speece Lewis Engineers for Project #C30(347) located between Sections 14 and 23, Fairmont Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

ROAD WORK ON MILLIGAN SOUTH

Pat Halbur, Highway Superintendent informed the Board that she had budgeted to have Milligan South patched and armor coated. After engineer reviewed the road he recommended to patch, mill, and overlay for approximately \$500,000.00. After discussion, the Board directed the Highway Superintendent to proceed with engineer to get bids and hope to have completed in the Spring of 2018.

DISCUSSION REGARDING RAILROAD CROSSING ON ROAD 12 NORTH OF HIGHWAY 6

Highway Superintendent, Pat Halbur informed the Board that the State of Nebraska would install both lights and crossing arms at the Railroad crossing on Road 12 north of Highway 6. They would like to have the County close either the crossing on Road 11 or Road 10 and the State would pay the full cost of \$374,715.00 for this or the County would have to contribute 10% of the cost to keep all crossings open.

After discussion, Mueller moved and Sluka seconded the motion to approve proceeding with the State putting in lights and crossing arms at the Railroad crossing on Road 12 north of Highway 6 with crossings on Road 10 and Road 11 to remain open, and the County contributing 10% of the project (\$37,471.50). Upon roll call, the vote was as follows:



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

The Chairman declared the motion carried.

DISCUSSION REGARDING TIME LINE FOR NEW COUNTY SHOP & OFFICE

After a lengthy discussion, the Board requested the Highway Superintendent to start advertising for bids for an engineer to design, bid, building oversight as well as try to find a place to rent or bring in a portable office so that the old one can be demolished. Bids for this will be taken at 10:15 a.m. on November 14, 2017.

PUBLIC HEARING FOR CONDITIONAL USE PERMIT FOR APEX CLEAN ENERGY

Public hearing for a Conditional Use Permit for Apex Clean Energy to construct a 197 ft. meteorological tower in the E ½ of the NE ¼, Section 27, Glengary Township was opened at 10:44 a.m. as advertised. Jennifer Slezak, Planning & Zoning Administrator and Dillon Ikkala with Apex Clean Energy were present for the hearing and discussion. Jennifer presented the recommendation from the Planning Commission to the Board.

After discussion, Risseeuw moved and Cerny seconded the motion to close the hearing at 11:05 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CONDITIONAL USE PERMIT FOR APEX CLEAN ENERGY

Johnson moved and Sluka seconded the motion to approve the conditional use permit for Apex Clean Energy to construct a 197 ft. meteorological tower in the E ½ of the NE ¼, Section 27, Glengary Township. Upon roll call, the vote was as follows:

Ayes: Cerny, Johnson, Mueller, Neiman, Noel, Risseeuw, 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:

A-1 Body & Glass	Rep	250.00
Howard F. Ach	Rent, Post	559.17
Action Auto Supply	Rep	2.16
Arms Unlimited	Sup	47.02
Bi-Versal Services, LLC	Ser, Seeding	4,280.38
Black Hills Energy	Uti	68.13
Bob Barker Company, Inc.	Sup	30.92
Donna Boeka	Mile, Meal	34.26
Leslie Boswell	Mile	36.38
Bottorf & Maser,i Attorney at Law	Fees	190.00
Jerry Chapman	Mile	38.52
City of Geneva	Uti	687.15
Gaylord Craddock	Mile	36.38



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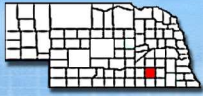


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Diane Deepe	Ser	280.00
Douglas County Sheriff	Mile, Ser	10.39
Exeter Senior Center	USDA Reimb.	25.90
Fairmont Aging Services	USDA Reimb.	105.70
Fillmore County Clerk of the District Court	Fees	105.00
Fillmore County Court	Fees	1,528.92
First Concord Group	Insur	3,748.95
Geneva Broadband, LLC	Uti	88.00
Geneva Senior Center	USDA Reimb.	571.90
Geneva Tire	Rep, Main	183.30
Heartland Bank	Sup, SS	4,710.73
Frances Heinrichs	Mile, Meal	121.08
Hometown Leasing	Ser	1,039.69
Jerry Knoche	Mile	24.61
Kopchos Sanitation, Inc.	Uti	137.75
Stephen J. Kraviec	Ser, Post	1,728.25
Madison National Life Insurance Co.	Insur	151.16
Maverick Industries, Inc.	Ser	500.00
Maximus, Inc.	Ser	1,500.00
Midwest Court Reporting	Ser	187.50
MIPS, Inc.	Ser, Sup	3,402.23
Brenda Motis	Meal	15.99
Lynn Mussman	Mile	27.28
National Association of Counties	Dues	450.00
The Nebraska Signal	Ads, Proc	658.65
NeoFunds by NeoPost	Post	700.00
Nick's Farm Store	Sup	8.66
Platte Valley Communications of Hastings	Sup	48.25
Retirement Plans Division of Ameritas	Ret	4,618.09
Saline County Clerk	SE Adult Drug Court Budget Request	2,343.38
Schelkopf, Inc.	Rep	354.45
Secretary of State – Elections Division	Wksh	70.00
Shell Fleet Plus	Fuel	3,096.71
State of Nebraska AS Central Finance	Ser	448.00
Sullivan Shoemaker P.C., LLO	Ser, Mile	889.70
SupplyWorks	Sup	347.22
Sutton Electric, Inc.	Rep	64.00
Thayer County Sheriff	Boarding Prisoners	780.00
Thayer County Treasurer	Sup	211.15
Unifirst Corporation	Ser	204.04
US Bank CPS	Fuel, Sup, Equip	536.64
Gary Warren	Mile	32.10
Windstream	Sup	10.38
Woods & Aitken, LLP	Ser	126.26
Woodward's Disposal Service, Inc.	Ser	20.00
Ziamba Roofing Company	Rep	945.00
Payroll	Salaries	67,915.42

ROAD/BRIDGE FUND:

All Roads Barricade, Inc.	Sup	143.50
Auto Value Parts Stores	Parts, Sup	850.38
Beatrice Concrete Co., Inc.	Gravel	69,143.00
Bi-Versal Services, LLC	Ser	625.01
Black Hills Energy	Uti	71.11
City of Geneva	Uti	68.20
Eakes Office Solutions	Sup	39.49
Geneva Broadband, LLC	Uti	40.00
Geneva Implement Co., Inc.	Parts	18.55
Geneva Tire	Rep	234.70



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Geneva Welding & Supply, Inc.	Parts, Sup, Equip	599.10
Grafton Oil, Inc.	Fuel	961.40
Heartland Bank	SS	2,276.40
Hometown Leasing	Ser	139.00
John Deere Financial	Rep	32.08
Kaiser Auto Supply, LLC	Parts, Sup	1,138.24
Kopchos Sanitation, Inc.	Uti	51.00
Lawson Products, Inc.	Sup	282.42
Medical Enterprises, Inc.	Ser	36.00
Midwest Service & Sales	Parts	900.00
MIPS, Inc.	Ser	134.73
Nebraska Industrial Fasteners Corp.	Sup	87.32
Nichols Construction	Gravel	98,478.21
Nick's Farm Store Co.	Parts, Rep	148.35
NMC Exchange, LLC	Parts	454.71
Office Depot Business Credit	Sup	187.96
Perennial Public Power District	Uti	50.34
Power Plan	Parts	769.37
Retirement Plans Division of Ameritas	Ret	2,048.56
Shell Fleet Plus	Fuel	2,828.16
Speece Lewis Engineers	Fees	7,763.78
Village of Grafton	Uti	36.82
Village of Shickley	Uti	23.46
Vogtsacpes, Inc.	Rock & Paving project	121,019.32
Payroll	Salaries	30,638.49

HIGHWAY BRIDGE BUYBACK PROGRAM FUND:

Herbst Construction	Bridge	74,846.18
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REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	134.64
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911 EMERGENCY MANGEMENT FUND:

Geneva Broadband, LLC	Uti	64.00
Nebraska Emergency Services Communications Association	Wksh	190.00
Ramada Kearney	Lodging	154.00

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Sept. Taxes	4,767.24
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CLAIMS APPROVED

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

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP CLAIM

Mueller moved and Sluka seconded the motion to direct the County Treasurer to pay The Nebraska Signal \$74.50 for advertising budget for Geneva Township. Upon roll call, the vote was as follows:

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



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The Chairman declared the motion carried.

BRYANT TOWNSHIP CLAIM

Noel moved and Johnson seconded the motion to direct the County Treasurer to pay The Nebraska Signal \$74.50 for advertising budget for Bryant Township. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

SURPLUS ITEM

Mueller moved and Sluka seconded the motion to declare the boiler at the courthouse surplus. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BILL FROM CHICAGO LUMBER FOR FIXING WINDOWS AT COURTHOUSE

After discussion, Mueller moved and Sluka seconded the motion to deny the claim from Chicago Lumber Company from 2016 for fixing some windows in the courthouse until they are fixed correctly. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BOILER PROJECT AND CHILLER REPAIRS

Boiler is going to be started this week with additional boiler coming in the next two weeks.

Chiller has some repairs that are needed, Board would like to have Carrier representative come to a Board meeting to have further discussions.

ADJOURN

As there was no other business to come before the Board, Sluka moved and Mueller seconded the motion to adjourn until 9:10 a.m., October 24, 2017. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman