



Fillmore County Board Minutes



January 9, 2018

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., January 9, 2018, 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 1:45 p.m.

SEMI-ANNUAL STATEMENT

County Treasurer, Barb Trapp submitted the Semi-Annual Statement ending December 31, 2017 to the Board for review.

FEE REPORTS

Sluka moved and Mueller seconded the motion to approve the December 2017 fee reports:

County Clerk \$9,274.26 (State \$4,879.14 & County \$4,395.12)
Clerk of the District Court \$265.19
County Sheriff \$1,777.90

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.

METAL STORAGE BUILDING CONTRACT

After discussion, Cerny moved and Risseeuw seconded the motion to approve the contract with Building Tech, Inc. for \$117,472.00 (attached to contract is bid proposal form, proposal that was attached from Building Tech, Inc. and the specifications that were sent out with the bid packet). Randy Ebke with Building Tech, Inc. was present for discussion. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Neiman, Noel, Risseeuw, and Sluka
Nays: None Abstaining due to conflict: Johnson

The Chairman declared the motion carried.

DISCUSSION REGARDING METAL STORAGE BUILDING

The Board discussed with Randy Ebke the changes that they would like estimates or answers for regarding the storage building. The changes are: insulate the roof with R7 to R12 for a vapor barrier, all doors on the east side (moving one from west), to change one door to a 14 x 14 instead of smaller, remove concrete from one bay, and remove the wall from one bay. The Board also requested that he look into the strength of the east side due to all the doors there and to let us know what the gutter size is for the building. Randy said he could get these items for the next board meeting.

BUILDING PERMIT FOR STORAGE BUILDING

After discussion, Sluka moved and Johnson seconded the motion to approve the building permit with the City of Geneva for the storage building at the Road department and the fee of \$35.00. 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.



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UPDATE ON OLD SHOP/OFFICE BUILDING

Highway Superintendent, Pat Halbur informed the Board that all the asbestos has been removed and have received the permit to take items to a certified landfill.

PERMISSION TO BURN WITH THE GENEVA FIRE DEPARTMENT

After discussion, Johnson moved and Mueller seconded the motion to approve the Affidavit of Ownership and Permission to Burn for the Geneva Fire Department so they can have a structure burn in the old county shop/office building. 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.

ONE AND SIX YEAR PROGRAM HEARING

The One and Six Year Program public hearing will be at 10:00 a.m. at the February 13, 2018 Board meeting.

CONTRACT WITH PAVERS, INC.

After discussion, Sluka moved and Mueller seconded the motion to approve the contract with Pavers, Inc. for \$719,792.90 for a 5.3 miles of asphaltic concrete overlay on Road 24 south of Milligan (Milligan South). 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 SECURITY WITH ELEVATOR AND INTERIOR BASEMENT DOOR

Emergency Manager, Jim Dunker informed the Board that he would like to have the elevator locked down at 5:00 p.m. every day and to have a lock on the interior basement door for security of the rest of the building after hours. Jim has received a grant from NIRMA for \$1,500.00 to assist with the cost of this.

After discussion, Sluka moved and Noel seconded the motion to approve locking down the elevator and a lock on the basement interior door for an approximate cost to the county of \$325.00. 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.

ADDRESS LAYER WITH GEOCOMM

Jim Dunker, Emergency Manager requested to add the address layer for \$12,700.00 to the new GeoComm system that that Sheriff's office is purchasing.

After discussion, Risseeuw moved and Noel seconded the motion to allow the Emergency Manager to add the address layer to the GeoComm system for \$12,700.00 with 55% being reimbursed to the County through 911 Wireless Funds. 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.



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EMERGENCY MANAGEMENT UPDATE

Jim informed the Board that he has been working with Fortigen in getting education materials to Fillmore County residents assisting them in making their home a shelter. Jim was elected as Vice Chairman to the Southeast Region.

VETERANS SERVICE OFFICE UPDATE

Nick Wollenburg informed the Board that he is in need of adding a part-time driver to assist in taking Veterans to their medical appointments. Nick also requested that the Board look at replacing the van with either a slightly used or new van. After discussion, Nick will contact a few dealers to see what there is to choose from for a used van and come back to the next meeting with figures.

DISCUSSION REGARDING SHERIFF'S OFFICE

After a lengthy discussion, Johnson moved and Sluka seconded the motion to request that Pam Bourne our attorney with NIRMA to provide a written report from the investigation for the Board's knowledge. Upon roll call, the vote was as follows:

Ayes: Johnson and Sluka

Nays: Cerny, Mueller, Neiman, Noel, and Risseeuw

The Chairman declared the motion failed.

QUARTERLY JAIL INSPECTION

Several Board members reviewed the jail for their quarterly jail inspection and all was in order. They also tried out the phone that was replaced for visitors and it is working better.

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 Ach	Rent, Wksh, Post, Ser	798.10
Andrews Electric Co., Inc.	Rep	741.40
Black Hills Energy	Uti	1,139.46
Leslie Boswell	Mile	18.19
Chaney Chemical, Inc.	Sup	246.00
Jerry Chapman	Mile	25.68
City of Geneva	Uti	302.45
Combined Public Communications	Sup	350.00
Contryman Associates, PC	Ser	12,600.00
Gaylord Craddock	Mile	36.38
Diesel Pickup Shop, LLC	Main, Rep	202.37
Douglas County Sheriff	Mile	28.82
Eakes Office Solutions	Sup	1,621.48
Sharon Elznic	Mtgs, Mile	59.96
Erdkamp Motors	Rep	526.45
Fillmore County Clerk of District Court	Fees	155.00
Fillmore County Medical Center	Ser	160.14
Fillmore County Treasurer	Credit, Transfer	4,984.00
First Concord Group, Inc.	Insur	308.00
Galls, LLC	Equip	149.98
Geneva Broadband, LLC	Uti	128.00
Geneva Home Center	Sup	124.59



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Geneva Tire	Main, Rep, Tires	1,220.80
Richard Girmus	Mtgs, Mile	21.42
Matt Hafer	Mtgs, Mile	47.12
Dean N. Hansen, Atty	Ser, Mile	672.50
Matt Harre	Mtgs, Mile	64.24
Heartland Bank	Sup, SS	4,903.79
Hometown Leasing	Ser	1,039.69
Steve Julich	Post	9.26
Kalkwarf & Smith	Ser	125.00
Dean Kassik	Mtgs, Mile	62.10
Kopchos Sanitation, Inc.	Uti	137.75
Stephen J. Kraciec	Ser, Post	1,743.63
Madison National Life Insurance Co.	Insur	143.61
MailFinance	Ser	850.50
Mid-States Organized Crime Information Ct	Dues	100.00
Midwest Court Reporting, Inc.	Ser	547.50
MIPS, Inc.	Ser, Sup	3,909.45
Morley Most	Mtgs, Mile	64.24
Brenda Motis	Mile	16.59
National Pen Co., LLC	Sup	129.30
Nebraska Assoc. of Emergency Mngt	Wksh, Dues	135.00
NE Clerks of the District Court Assoc.	Dues	50.00
Nebraska Department of Revenue	Sales Tax	49.95
The Nebraska Signal	Ads, Pro	489.22
Nebraska Weed Control Association	Wksh	120.00
Amy Nelson	Mile	109.14
Nick's Farm Store	Sup	36.31
Pieper's, Inc.	Rep	303.50
Platte Valley Communications of Hastings	Equip, Ser	2,171.75
Protex Central, Inc.	Equip, Main	1,455.85
Repcos Marketing, Inc.	Sup	44.25
Retirement Plans Division of Ameritas	Ret	4,804.55
RR Donnelley	Sup	185.15
Shell Fleet Plus	Fuel	2,892.41
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. of Labor	Main	120.00
Allan Stuckey	Mtgs, Mile	62.10
Svehla Law Offices, PC	Ser, Mile	1,136.00
Thayer County Treasurer	Ser	211.15
US Bank CPS	Meal, Equip, Sup	288.20
USDA, APHIS General	Ser	2,282.94
Reid Velte	Ser	137.50
Gary Warren	Mile	32.10
Windstream	Uti	276.62
Woods & Aitken, LLP	Ser	3,048.50
Woodward's Disposal Service, Inc.	Ser	20.00
Payroll	Salaries	71,101.15

ROAD/BRIDGE FUND:

Action Auto Supply	Parts, Sup	63.29
Auto Glass Experts, LLC	Part, Rep	305.00
Black Hills Energy	Uti	535.07
City of Geneva	Uti	89.84
Dorchester Farmers Coop	Fuel	2,526.80
Eakes Office Solutions	Misc	33.72
Geneva Broadband, LLC	Uti	40.00
Geneva Implement Co., Inc.	Main	317.54
Geneva Tire	Rep	26.50
Geneva Welding & Supply, Inc.	Parts, Sup	247.35



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Grafton Oil, Inc.	Fuel	1,019.52
Heartland Bank	SS	2,261.76
Hometown Leasing	Ser	139.00
Kaiser Auto Supply, LLC	Parts, Sup	542.23
Kopchos Sanitation, Inc.	Uti	111.00
Lawson Products, Inc.	Sup	23.23
Lichti Oil	Fuel	5,669.61
Midwest Machinery & Supply, Co.	Misc	285.00
MIPS, Inc.	Ser	134.73
Nebraska Department of Revenue	Sales Tax	370.68
The Nebraska Signal	Ads	128.43
Nick's Farm Store Co.	Rep, Equip	1,102.39
Perennial Public Power District	Uti	101.66
Power Plan	Parts	699.44
Quill Corporation	Sup	31.28
Retirement Plans Division of Ameritas	Ret	2,041.17
Shell Fleet Plus	Fuel	1,912.05
Speece Lewis Engineers	Ser	150.00
Village of Milligan	Uti	30.00
Village of Shickley	Uti	68.72
Payroll	Salaries	30,529.04

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	134.64
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911 EMERGENCY MANGEMENT FUND:

Auto Value Parts Stores	Sup	22.95
Geneva Broadband, LLC	Uti	64.00
Lichti Oil	Fuel	59.18
Nemaha County Sheriff	Wksh	191.80
Windstream	Uti	1,733.72

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Nov. & Dec. Taxes	20,998.08
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CLAIMS APPROVED

Mueller moved and Neiman 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.

NELSON SUBDIVISION

Sluka moved and Risseeuw seconded the motion to approve the Nelson Subdivision located in the NW ¼, Section 34, Bryant Township as submitted by the Planning & Zoning Administrator with the following legal description: a tract of land located in the NW ¼ of Section 34, Township 5 North, Range 4 West, 6th P.M., Fillmore County, Nebraska, and being more particularly described as follows: commencing at the northwest corner of said NW ¼; thence S 0°59'44" E, on the west line of said NW ¼, 1329.60 feet, to the point of beginning; thence easterly N 89°00'16" E, 458.85 feet; thence southerly S 0°59'44" E, 417.75 feet; thence westerly S 89°00'16" W, 458.85 feet, to a point of intersection on the west line of said NW ¼; thence northerly N 0°59'44" W, on said west line, 417.75 feet to the point of beginning, containing 4.42 acres more or less, which includes 0.32 acres more or less for County road purposes.

Upon roll call, the vote was as follows:

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



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Nays: None

The Chairman declared the motion carried.

EXTENSION BOARD APPOINTMENT

At the request of the Extension Educator, Mueller moved and Noel seconded the motion to appoint Dan Aspegren to the Extension Board term beginning January 1, 2018 and ending December 31, 2020. 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.

FISCAL YEAR 2017 AUDIT REPORT

After discussion, Noel moved and Johnson seconded the motion to approve the audit report for fiscal year ending June 30, 2017 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 BILL FOR GENEVA PUBLIC LIBRARY

After discussion, Johnson moved and Risseeuw seconded the motion to authorize the County Treasurer to pay the submitted bill from Geneva Public Library for \$150.00 for rural Geneva Township residents their renewal at the library. 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.

LIVESTOCK FRIENDLY DESIGNATION

Steve Martin with the Nebraska Department of Agriculture submitted letters and a brochure to each Supervisor and requested the annual report be completed and submitted. County Clerk will complete and return.

LEASE AGREEMENT ADDENDUM #1 WITH STATE OF NEBRASKA DEPARTMENT OF EDUCATION

After discussion, Mueller moved and Johnson seconded the motion to approve the lease agreement addendum #1 with the State of Nebraska Department of Education, Vocational Rehabilitation to extend their lease from September 1, 2018 to August 31, 2020. 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.

ELECTED OFFICIALS SALARY FOR 2019 TO 2022

County Sheriff, Bill Burgess; County Attorney, Jill Cunningham; Clerk of the District Court, Peggy Birky; County Treasurer, Barb Trapp, Deputy County Attorney, Howard Ach; and County Assessor, Lynn Mussman were present for discussion.

After discussion, Sluka moved and Mueller seconded the introduction of the following resolution:



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RESOLUTION #2018 - 06

WHEREAS, Section 23-1114 of the Revised Reissue Statutes of the State of Nebraska, the Fillmore County Board of Supervisors are required to determine and set the salaries of the various elected officials of the County prior to January 15th of the year in which a General Election will be held for the respective offices.

WHEREAS, the Fillmore County Board of Supervisors, have met in order to establish the salaries of the elected officials of Fillmore county, Nebraska, for the term commencing January 2019, pursuant to Nebraska law. After conferring with county officials and after reviewing the financial situation of county government, the Board finds it is necessary and proper to establish new salaries for the elected officials of Fillmore County.

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

County Assessor: the annual salary for the office of County Assessor shall be established at \$55,000.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$56,650.00, for the calendar year 2021 shall be \$58,349.50, and for the calendar year 2022 shall be \$60,099.99.

County Attorney: the annual salary for the office of County Attorney shall be established at \$61,600.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$63,448.00, for the calendar year 2021 shall be \$65,351.44, and for the calendar year 2022 shall be \$67,311.98.

BE IT FURTHER RESOLVED, that the annual salary for the office of Deputy County Attorney be established at 65% of the County Attorney's annual salary.

County Clerk: the annual salary for the office of County Clerk shall be established at \$55,000.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$56,650.00, for the calendar year 2021 shall be \$58,349.50, and for the calendar year 2022 shall be \$60,099.99.

Clerk of the District Court: the annual salary for the office of Clerk of the District Court shall be established at \$55,000.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$56,650.00, for the calendar year 2021 shall be \$58,349.50, and for the calendar year 2022 shall be \$60,099.99.

County Sheriff: the annual salary for the office of County Sheriff, including his or her services in managing the county jail, shall be established at \$68,750.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$70,812.50, for the calendar year 2021 shall be \$72,936.88, and for the calendar year 2022 shall be \$75,124.98.

County Surveyor: the annual salary for the office of County Surveyor shall be established at \$500.00 for the calendar years of 2019, 2020, 2021, and 2022.

County Treasurer: the annual salary for the office of County Treasurer shall be established at \$55,000.00 for the calendar year 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$56,650.00, for the calendar year 2021 shall be \$58,349.50, and for the calendar year 2022 shall be \$60,099.99.

County Supervisor: the annual salary for the office of County Supervisor shall be established at \$18,180.75 for the calendar years of 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$18,726.17, for the calendar year 2021 shall be \$19,287.96, and for the calendar year 2022 shall be \$19,866.60.

Chairman of the Board of County Supervisors: the annual salary for the Chairman of the County Board of Supervisors shall be \$19,180.75 for the calendar years 2019. For each year, thereafter 3% cost of living increase shall be added to the previous year's salary so the total amount for the calendar year 2020 shall be \$19,726.17, for the calendar year 2021 shall be \$20,287.96, and for the calendar year 2022 shall be \$20,866.60.



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Budget Making Authority: The annual salary for the budget making authority shall be established at \$3,000.00 for the calendar year 2019, 2020, 2021, and 2022.

Benefits: In addition to the above salary each Elected Official shall receive during his or her term of office a single health insurance coverage policy and 50% of any coverage above single, and \$5,000.00 life insurance policy. Elected officials shall be enrolled in and shall receive benefits of the County Employee's Retirement Systems, to participate in such programs on the effective date of such programs as approved by the County Board. In the event, additional fringe benefits are subsequently extended to county employees generally, the above designated elected officials shall be entitled to benefit and receive such additional fringe benefits.

Cash in Lieu of Health Insurance: In addition to the above stated salary, an elected official shall receive during his or her term of office at the county expense an opt-out provision (aka "cash in lieu of" provisions) if an elected official opts out of the health and medical plan. This option will be available as permitted by Federal and State statutes and rules and regulations of agencies, including US Department of Treasury, US Internal Revenue Service, Center of Medicare and Medicaid Services (CMS), and US Department of Health and Human Services (HHS). Pursuant to the "cash in lieu of" program, an elected official shall receive "cash in lieu" of health insurance.

BE IT FURTHER RESOLVED, if notice of the same be necessary, the county reserves the right to enter into any program for the benefit of employees of the county, any other programs as may be approved, with the right of elected officials and deputies granted to participate in such programs on the effective date of such programs as approved by the Board. It is the intent of the Fillmore County Board of Supervisors that participation in such programs shall not constitute an increase in the herein adopted salary but shall be and is part of such salary as adopted by this resolution.

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.

ADJOURN

As there was no other business to come before the Board, Risseeuw moved and Sluka seconded the motion to adjourn sine die until 9:10 a.m., on January 23, 2018. 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