



Fillmore County Board Minutes



October 23, 2018

The Fillmore County Board of Supervisors convened in open and public session at 9:09 a.m., October 23, 2018, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Neiman presiding. Members present were Noel, Risseeuw, Mueller, Cerny, and Johnson. Sluka was absent. The County Clerk was present to record the minutes of the meeting. Ralph Graham was present for a portion 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 11:57 a.m.

EMERGENCY ACTION ITEM ADDED TO AGENDA

Mueller moved and Risseeuw seconded the motion to add an emergency action item of Bruns Subdivision to the agenda as requested by the Zoning Administrator. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

MINUTES APPROVED

Chairman of the Board, Neiman approved the minutes of the October 9, 2018 Board meeting.

3rd QUARTER ACCOUNTABILITY STATEMENTS FOR 2018

After review, Risseeuw moved and Mueller seconded the motion to approve the 3rd Quarter Accountability Statements for 2018 from the following accounts: Register of Deeds, Section 125, Clerk of the District Court, Soldiers & Sailors, and County Attorney. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

JAIL INSPECTION REPORT

Jail inspection was completed after the October 9, 2018 Board meeting and everything was good and in order.

DRIVEWAY PERMITS

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

James Lovegrove – remove existing driveway on the north side of the NE ¼, Section 33, West Blue Township;
Joe Hoarty / ABR Farms, LLC – install a new 60 ft. temporary driveway and will reduce to a 40 ft. after work is completed on the west side of the NW ¼, Section 23, Bennett Township.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Mueller moved and Risseeuw seconded the motion to approve the following clean silt permit as presented by the Highway Superintendent:



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James Lovegrove – clean silt from road ditch and place back into the field along the north side of the NE ¼, Section 33, West Blue Township.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Risseeuw moved and Neiman seconded the motion to approve the following occupy county right-of-way permit as presented by the Highway Superintendent:

Array Environmental, Inc. – County Right-of-Way on Road 5 between Road H and Road L and Road J between Road 3 and Road 8 in Bennett and Geneva Township. The owner will cooperate fully with the officials of Fillmore County and keep them fully and immediately informed of all construction or maintenance work required in the county right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

NEW SHOP/OFFICE BUILDING CHANGE ORDER #1

After discussion, Cerny moved and Risseeuw seconded the motion to pay \$583.00 of Change Order #1 for the door hardware but not any of the labor. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

BOX CULVERT BIDS FOR PROJECT IN LIBERTY TOWNSHIP

Box Culvert bids were opened at 9:45 a.m. as advertised and the following were received:

<u>BIDDER:</u>	<u>BID:</u>
Vogtsapes, Inc., Bennet, NE	\$171,500.00
JJK Construction, LLC, Ceresco, NE	\$229,017.33
Van Kirk Bros Contracting, Sutton, NE	\$200,199.35

NEW SHOP/OFFICE BUILDING CHANGE ORDER #2

After discussion, Mueller moved and Cerny seconded the motion to approve Change Order #2 for \$4,120.00 for connecting the downspouts from the old shop to the new shop. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING THE POSSIBILITY OF TAKING OVER A PORTION OF A COUPLE ROADS



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Highway Superintendent, Pat Halbur informed the Board that there is a possibility of taking over a portion of a couple township roads due to new houses being built. Roads are a portion of Road B between Road 1 and Road 2 and Road B between Road 10 and Road 11.

BOX CULVERT LETTING

After review of bids by Chris from Speece Lewis Engineers, Cerny moved and Noel seconded the motion to accept all bids with correction of (-\$.80) to Vogtscapes, Inc. bid and award to Vogtscapes, Inc. for \$171,499.20. Upon roll call, the vote was as follows:

Ayes: Cerny, Neiman, and Noel

Nays: Johnson, Mueller, and Risseeuw

The Chairman declared the motion failed.

BOX CULVERT LETTING

After discussion, Risseeuw moved and Johnson seconded the motion to accept all bids with correction of (-\$.80) to Vogtscapes, Inc. bid and award to Van Kirk Bros Contracting, Inc. for \$200,199.35. Upon roll call, the vote was as follows:

Ayes: Johnson, Mueller, and Risseeuw

Nays: Cerny, Neiman, and Noel

The Chairman declared the motion failed.

ACCEPT BIDS FOR BOX CULVERT

Risseeuw moved and Noel seconded the motion to accept all bids with the correction of (-\$.80) to Vogtscapes, Inc. bid and award at the November 13, 2018 meeting. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING BRYANT AND GENEVA TOWNSHIP ROADS

Pat Halbur, Highway Superintendent presented a video of County Road W between Road 4 and Road 6 as reported that it needed to be fixed. After review and discussion, the Board agreed that there are several roads that are in the same condition and that they will remain as is and maintained.

DISCUSSION REGARDING NEW SHOP/OFFICE BUILDING

Board held a conference call with Brian Clinton from Cheever Construction to discuss an issue with the new building being between 10 and 12 inches shorter than the existing building. After discussion, the Board agreed to keep the difference between the new and old shop and not add additional concrete to the current foundation to make it match the existing building. The Board also agreed to accept the credit from Cheever Construction of \$5,000.00 for their error.

NOXIOUS WEED SUPERINTENDENT UPDATE

Todd Boller, Noxious Weed Superintendent updated the Board on a conference he had just attended and that this National Conference will be in Nebraska in 2020.

EMERGENCY MANAGER UPDATE

Jim Dunker, Emergency Manager informed the Board that Fortigen is offering training for him and the Sheriff's office. Jim also informed the Board of other training that he is taking.



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ELECTED OFFICIALS UPDATES

County Attorney, Jill Cunningham; County Treasurer, Barb Trapp; County Assessor, Lynn Mussman; Clerk of the District Court, Peggy Birky; and County Clerk, Amy Nelson gave an update to the Board regarding each office over the last quarter. Darcy Nun also informed the Board of training she received for a new system that the Treasurer's office will be getting in October 2019.

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	Fees	13.73
Holly Ackland	Fuel	74.04
Rachel Adam	Wksh	205.00
Betka Plumbing, Heating & Air Conditioning	Rep	231.50
Bixby Law Office	Ser	3,146.38
Blue Cross Blue Shield of Nebraska	Insur	59,911.71
Blue Valley Community Action	Budget request	4,326.00
Don C. Bottorf, PC	Ser	142.50
Butler County Sheriff	Ser	6.00
Central Nebraska Cremation & Mortuary	Ser	375.00
James Dunker	Wksh	150.00
Eakes Office Solutions	Sup	969.05
Erdkamp Motors	Rep	575.31
Exeter Senior Center	USDA reimbursement	471.20
Fairmont Aging Services	USDA reimbursement	2,176.40
Farmer & Son Funeral Homes, Inc.	Ser, Mile	509.50
Fillmore County Court	Fees	1,130.07
Fillmore County Medical Center	Ser	212.09
Fillmore County Sheriff	Fees	569.20
Fillmore County Treasurer	Transfer	150,000.00
Geneva Home Center	Sup	312.69
Geneva Senior Center	USDA reimbursement	3,020.10
Geneva Super Foods	Sup	788.66
Heartland Bank	Ser, SS	4,925.75
Frances Heinrichs	Meal, Mile	27.13
Holiday Inn	Lodging	209.90
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Sup	3,084.23
LaQuinta Inns & Suites of Kearney	Lodging	293.85
Loup Valley Lighting, Inc.	Sup	485.26
Madison National Life Insurance Co.	Insur	20.43
Maximus, Inc.	Ser	2,100.00
Mid-American Research Chemical	Sup	1,388.84
Midwest Court Reporting, Inc.	Ser	285.00
Nebraska Institute of Forensic Sciences	Ser	2,000.00
Nebraska Public Power District	Uti	2,179.99
Noel Lawn Care	Ser	535.30
Norrie Construction	Rep	147.99
Pelican Products, Inc.	Rep	80.00
Progressive Agriculture Foundation	Wksh	75.00
Region V Services	budget request	2,621.00
Region V Systems	budget request	15,487.00
Reinsch Lawn Services	Ser	771.42
Retirement Plans Division of Ameritas	Ret	4,634.37
Saline County Law Enforcement	boarding prisoners	660.00



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State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Health & Human Service	Sept. patient care	180.00
State of Nebraska Public Health Env. Lab	Ser	105.00
SupplyWorks	Sup	240.39
UniFirst	Ser	257.23
UNL Greater NE Business Center	Lodging	93.00
USDA, APHIS, General	Ser	2,077.61
Verizon Wireless	Uti	942.46
Weaver Pharmacy	Sup	44.30
Windstream	Uti	1,310.94
Payroll	Salaries	69,870.97

ROAD/BRIDGE FUND:

Ackland Construction, Inc.	Ser, Rep	3,725.00
C & M Supply, Inc.	Fuel	1,317.47
Diode Technologies	Rep	85.00
Geneva Home Center	Sup	10.28
Geneva Super Foods	Sup	15.87
Grafton Oil, Inc.	Fuel	1,110.72
Heartland Bank	SS	2,149.55
Holiday Inn	Lodging	104.95
Metal Culverts, Inc.	Equip	15,046.00
Nebraska Assoc. of County Officials	Wksh	125.00
Nebraska Dept. of Transportation	Project	44,154.99
Nebraska Public Power District	Uti	375.71
Brandon Reinsch DBA Reinsch Lawn Serv.	Ser	2,021.71
Retirement Plans Division of Ameritas	Ret	1,952.82
Speece Lewis Engineers	Ser, Fees	7,140.00
Verizon Wireless	Uti	79.12
Village of Ohiowa	Uti	40.00
Payroll	Salaries	29,227.58

INHERITANCE TAX FUND FUND:

RJ Joint Property Ventures, LLC	Rent	700.00
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911 EMERGENCY MANAGEMENT FUND:

Geneva Home Center	Sup	15.98
Nebraska Public Power District	Uti	205.25
Windstream	Uti	1,855.21

ROAD DEPT./COURTHOUSE BUILDING BOND FUND:

Cheever Construction Company	Building	108,450.90
JEO Consulting Group, Inc.	Ser	2,996.00

CLAIMS APPROVED

Risseeuw 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, and Risseeuw
Nays: None

The Chairman declared the motion carried.

COURTHOUSE REPAIRS

After discussion, the Board would like to receive bids for tuck pointing of the entire Courthouse and requested the County Clerk to start this process.



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BRUNS SUBDIVISION

Planning & Zoning Administrator, Jennifer Slezak submitted the Bruns Subdivision located in the NW ¼ of the SW ¼, Section 21-8-2, Fairmont Township.

After discussion, Risseeuw moved and Noel seconded the motion to approve the Bruns Subdivision located in the NW ¼ of the SW ¼, Section 21, Fairmont Township described as follows: a tract of land in the NW ¼ of the SW ¼ of Section 21, Township 8 North, Range 2 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as follows: beginning at the NW corner of said SW ¼; thence N 88°21'32" E, 384.11 ft. on the north line of said SW ¼; thence S 01°33'14" E, 134.50 ft.; thence S 24°06'33" W, 351.30 ft.; thence S 35°40'15" W, 251.22 ft.; thence S 88°26'46" W, 80.00 ft. to the west line of said SW ¼; thence N 01°33'14" W, 650.60 ft. on said west line to the point of beginning. Containing 4.14 acres more or less, which includes 0.49 acres more or less used for County Road purposes.

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Johnson moved and Mueller seconded the motion to adjourn until 9:10 a.m., November 14, 2018. Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the motion carried.

Attest

Chairman