



# Fillmore County Board Minutes



February 12, 2019

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., February 12, 2019, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Neiman presiding. Members present were Noel, Sluka, Graham, Harre, Cerny, and Lightwine. 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 12:30 p.m.

## MINUTES APPROVED

Chairman of the Board, Neiman declared the minutes from the January 22, 2019 meetings approved as presented.

## FEE REPORTS

Noel moved and Graham seconded the motion to approve the January 2019 fee reports as presented:

**County Clerk \$12,967.72** (State \$7,843.72 & County \$5,124.00)  
**Clerk of the District Court \$1,139.37**  
**County Sheriff \$1,884.75**

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## RURAL TRANSIT FUNDING AND APPLICATION

Brenda Sherwin, Director of Fillmore County Rural Transit presented the application for public transportation operating assistance #5311 and request of \$20,000.00 from the county. Brenda also informed the Board that Blue Valley Community Action purchased two new vans, one having a lift in it and is delivering commodities within the County. Brenda submitted her proposed budget for 2019/2021 in the amount of \$172,884.00 with Federal paying \$126,124.00, State \$45,463.00 and County \$45,462.00.

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

### RESOLUTION 2019 – 10

**WHEREAS**, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

**WHEREAS**, Blue Valley Community Action Partnership desires to apply for said funds to be used to provide public transportation for Fillmore County,

**NOW THEREFORE, BE IT RESOLVED;** that the Fillmore County Board of Supervisors hereby commits \$20,000.00 a year for fiscal 2019 – 2021, to Blue Valley Community Action Partnership to be used as local share in providing the matching funds to operate the Fillmore County Rural Transit Service.

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the resolution adopted.



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## DRIVEWAY PERMITS

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

Corner D Farms – install a culvert in existing driveway on the east side of the SE ¼, Section 16, Geneva Township; and

Tallgrass Interstate Gas Transmission, LLC – install a new driveway on the south side of the SE ¼, Section 30, Fairmont Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

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

Windstream Nebraska, LLC – bury telecommunications line between the SW ¼, Section 18-6-1, Glengary Township and the SE ¼, Section 17-6-1, Glengary 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, Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

## DISCUSSION WITH JEO REGARDING CEILING IN THE NEW BUILDING

Justin Kurtzer, President of Cheever Construction; John Dybdal, Site Superintendent of Cheever Construction; and Adam Bellamy, Project Manager with JEO were present for discussion regarding the ceiling in the new building. Justin informed the Board that due to the weather since the project has started they had to install the roof before the insulation and they are having difficulty with the appearance. They believe that the functionality will not be affected. They are having a representative from the insulation company on site this Friday and will bring the results back to the Board. Highway Superintendent, Pat Halbur will inform the Board what time they will be there on Friday.

## DISCUSSION REGARDING BRIDGE ON ROAD 12 BETWEEN ROAD O & ROAD P

After February 12<sup>th</sup> meeting, Supervisor Harre requested the Highway Superintendent to research the cost of having this bridge repaired and what it would cost the County to remove. Pat Halbur, Highway Superintendent informed the Board that it would cost over \$20,000.00 to repair this bridge and approx. \$2,000.00 to remove.

After discussion, Harre moved and Sluka seconded the motion that after further review of the cost to repair the bridge and discussion with the landowner, to have the County remove the bridge and not provide another access. Upon roll call, the vote was as follows:

Ayes: Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: Cerny

The Chairman declared the motion carried.

## FLOORING BIDS FOR THE OFFICE AREA OF THE NEW BUILDING



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Highway Superintendent, Pat Halbur presented two bids for flooring in the office area: Geneva Home Center for Armstrong flooring with a twenty-five (25) year warranty for \$17,909.00, with possible additional cost if cement wasn't prepared for floor and Swartzendruber Construction for Mohawk flooring with sealer and twenty (20) year warranty for \$13,475.60.

After discussion, Sluka moved and Noel seconded the motion to award the bid to Swartzendruber Construction with the approval of JEO after they review bids. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## OTHER ROAD DEPARTMENT DISCUSSION

Pat Halbur, Highway Superintendent informed the Board that the 2008 Caterpillar 12M with approx. 13,000 hours is having performance issues and would like to take bids for a replacement prior to October 2019. After discussion, the Board authorized Pat to start the bid process for letting on March 12<sup>th</sup>. Pat also informed the Board that with the employees doing the rock road projects that she will have to pay overtime for some employees.

## DISCUSSION WITH COMMUNITY CENTER COMMITTEE REGARDING OLD HOSPITAL GROUNDS

Kyle Svec, Kelly Stroh-Heath, Rod Renken, Joe Miller, Bob Higel, Brenda Motis, Mary Stoner, Victoria Verhage, Jane Cronk, Heather Miller, Nancy Meyer, Josh Turner, Eric M. Kamler, and Jennifer Slezak were present for discussion. The committee presented the Board with a pamphlet of the proposed building layout, they currently have 1.5 million in pledged donations and grants, and would like to get the negotiations started to acquire the land for the new Community Center. After discussion, Sluka, Graham, and Noel will be the committee for the County along with two City council members and the Mayor, who will report back to each Board for approval.

## 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:

A1 Body & Glass	Rep	250.00
Howard F. Ach	Rent, Post, Uti	554.55
Baird & Griess	Ser	1,591.24
Bear Graphics, Inc.	Sup	298.18
Black Hills Energy	Uti	1,753.00
Blue Cross Blue Shield of Nebraska	Insur	62,192.24
Bob Barker Company, Inc.	Sup	9.30
Don C. Bottorf, PC	Ser	142.50
City of Geneva	Uti	364.10
Combined Public Communications	Sup	245.00
Crossroad Awards	Sup	88.00
Des Moines Stamp Mfg. Co.	Sup	49.55
Diode Technologies	Ser	85.00
Dollar General – Regions 410526	Sup	55.87
Eakes Office Solutions	Sup, Ser	757.76
Exeter Senior Center	USDA – Nov	57.40
Fairmont Aging Services	USDA – Nov	151.20
Farmer & Son Funeral Home	Ser	75.00
Fillmore County Hospital	Ser	55.35
Fillmore County Treasurer	Int, Transfer	55,219.30



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First Concord Benefits Group, LLC	Ser, Insur	369.00
Geneva Broadband, LLC	Uti	88.00
Geneva Milling Co., Inc.	Sup	36.75
Geneva Senior Center	USDA – Nov	447.30
Geneva Tire	Rep. Main	250.05
Heartland Bank	Ser, SS	4,808.66
Hillyard/Sioux Falls	Sup	262.96
Holiday Inn	Lodging	209.90
Hometown Leasing	Ser	1,198.43
Kaiser Auto Supply, LLC	Main	6.10
Jerry Knoche	Mile	62.64
Kopchos Sanitation, Inc.	Uti	148.75
Stephen J. Kraviec	Ser, Post	1,763.12
Krueger Land Surveying	Ser	1,360.00
Madison National Life Insurance Co.	Insur	133.58
Mid-American Research Chemical	Sup	225.00
Midwest Card and ID Solutions	Rep	134.33
MIPS, Inc.	Ser	3,295.62
Nebraska Assoc. of County Extension Bds	Wksh	50.00
Nebraska Association of County Officials	Wksh	140.00
Nebraska Public Power District	Uti	1,080.49
The Nebraska Signal	Ads, Proc, Sup	1,344.62
Neo Funds by NeoPost	Post	1,400.00
Nick's Farm Store	Rep	8.82
O'Keefe Elevator Company, Inc.	Ser	260.00
Platte Valley Communications of Hastings	Rep	229.57
Precision Signs & Graphics	Sup	65.00
Retirement Plans Division of Ameritas	Ret	4,641.72
Secretary of State	Sup	20.00
Shell Fleet Plus	Fuel	2,007.08
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Public Health Env. Lab	Ser	105.00
Sullivan Shoemaker PC, LLO	Ser	468.00
SupplyWorks	Sup	786.64
Unifirst Corporation	Ser	257.23
University of Nebraska – Lincoln	Sal	2,561.21
US Bank CPS	Sup, Post, Wksh, Sup, Mile	1,439.27
USDA, APHIS, General	Ser	2,256.68
Brandy VanDeWalle	Mile, Uti	80.61
Reid Velte	Ser	175.00
Wayne County Sheriff	Ser	18.50
Windstream	Uti	1,333.02
Woodward's Disposal Service, Inc.	Ser	20.00
York County Sheriff	Ser	8.50
Payroll	Salaries	68,984.85

## **ROAD/BRIDGE FUND:**

A-1 Body & Glass	Parts	85.00
Action Auto Supply	Parts, Sup	218.89
Auto Value Parts Stores	Parts, Sup	173.72
Black Hills Energy	Uti	1,795.52
Casey's General Stores	Fuel	179.39
City of Geneva	Uti	64.70
Exeter Lumber, LLC	Sup	5.00
Farmers Cooperative	Fuel	9,178.06
Geneva Broadband, LLC	Uti	40.00
Geneva Building Supply	Rep, Sup	125.41
Geneva Home Center	Sup, Parts	89.38



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Geneva Implement Co., Inc.	Parts, Main	213.51	
Geneva Lumber Center	Sup	25.98	
Geneva Super Foods	Sup	19.45	
Geneva Tire	Rep, Main	363.02	
Geneva Welding & Supply, Inc.	Parts, Rep	3,999.27	
Grafton Mini-Mart	Fuel	127.93	
Grafton Oil, Inc.	Fuel, Main	2,470.38	
Heartland Bank	SS	2,254.30	
Hometown Leasing	Ser	139.00	
John Deere Financial	Parts	288.99	
K & S Tool Service	Sup	99.99	
Kaiser Auto Supply, LLC	Parts, Sup, Main	1,079.32	
Kopchas Sanitation, Inc.	Uti	55.00	
Lichti Oil	Fuel, Parts	2,958.06	
MIPS, Inc.	Ser	134.73	
The Nebraska Signal	Ads	195.51	
Nick's Store Co.	Rep, Equip	549.26	
NMC Exchange, LLC	Parts, Ser	15,218.95	
Perennial Public Power District	Uti	256.06	
Power Plan	Parts	206.84	
Productivity Plus Account	Parts	155.03	
Retirement Plans Division of Ameritas	Ret	2,050.02	
Shell Fleet Plus	Fuel	1,540.10	
VanKirk Bros Contracting	Culverts	91,798.26	
Village of Exeter	Uti	18.75	
Village of Grafton	Uti	40.02	
Village of Shickley	Uti	154.47	Payroll
Salaries		30,667.54	

**REGISTER OF DEEDS PRESERVATION FUND:**

MIPS, Inc.	Ser	137.06	
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**911 EMERGENCY MANAGEMENT FUND:**

APCO International	Dues	92.00	
Geneva Broadband, LLC	Uti	64.00	
Nemaha County Sheriff	Insur	51.56	
Windstream	Uti	1,737.05	

**ROAD DEPT./COURTHOUSE BUILDING BOND FUND:**

Union Bank & Trust	Interest	28,218.50	
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**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	January 2019 taxes	8,273.63	
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**CLAIMS APPROVED**

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

Ayes: Cerny, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None                      Abstaining due to conflict of interest: Graham

The Chairman declared the motion carried.

**TRAILBLAZER RESOURCE CONSERVATION & DEVELOPMENT ANNUAL SUPPORT REQUEST**

After discussion, Sluka moved and Graham seconded the motion to pay the 2019 Trailblazer Resource Conservation & Development in the amount of \$350.00 and to submit with the February 26<sup>th</sup> claims. Upon roll call, the vote was as follows:



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Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## HOSPITAL BOARD

Lightwine moved and Sluka seconded the motion to reappoint Deb Hoarty to the Hospital Board beginning July 2018 and ending June 2024. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## MAINTENANCE AGREEMENT RENEWAL WITH CARRIER COMMERCIAL SERVICES FOR COURTHOUSE

After discussion, Harre moved and Sluka seconded the motion to approve the maintenance agreement renewal with Carrier Commercial Services for the Courthouse HVAC systems quarterly for \$12,200.00 annually. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## EXTENSION BOARD APPOINTMENTS

Graham moved and Cerny seconded the motion to appoint Ashley Hughes, Miranda Kempf, and Hailey Steider to the Extension Board beginning January 1, 2019 and ending December 31, 2021. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## WINDOW REPLACEMENT PROPOSAL FROM CHICAGO LUMBER

Chicago Lumber submitted a proposal of replacing forty-two (42) windows with majority in the clock tower. After review and amount of proposal, the Board agreed they would have to get other bids for this project.

## DISCUSSION REGARDING FENCE AROUND CHILLER

After discussion, Lightwine moved and Sluka seconded the motion to approve the proposal from Flo-Rite to install an eight (8) foot tall fence around the outside chiller unit for \$4,934.51. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## EMPLOYEE APPRECIATION DINNER

After discussion, Sluka moved and Graham seconded the motion to approve the employee appreciation dinner on March 15, 2019 at Gary's Brickhouse in Grafton and to authorize the additional funds per Nebraska Statute §13-2203 revised July 2018. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka



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Nays: None

The Chairman declared the motion carried.

## **DISCUSSION REGARDING SCHOLARSHIP FOR NEW ROAD DEPARTMENT EMPLOYEES**

Larry Cerny informed the Board that tuition is \$9,800.00 and \$6,000.00 for room/meals. If there was a student interested the tuition and room/meals would be paid with a two-year contract being signed. If they resigned the amount would be pro-rated back. After discussion, Board would like to research a few things and discuss at the February 26<sup>th</sup> meeting.

## **PIVOT PAD IN THE COUNTY RIGHT-OF-WAY**

County Attorney, Jill Cunningham informed the Board that charges have been placed and a court date of March 6, 2019 has been set. Jennifer Slezak was present for the discussion.

## **ADJOURN**

As there was no other business to come before the Board, Sluka moved and Graham seconded the motion to adjourn until 9:00 a.m., February 26, 2019. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, Noel, and Sluka

Nays: None

The Chairman declared the motion carried.

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Attest

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Chairman