



# Fillmore County Board Minutes



June 11, 2019

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., June 11, 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 12:02 p.m.

## MINUTES APPROVED

Chairman of the Board, Neiman declared the minutes from the May 28, 2019 meeting approved as presented.

## FEE REPORTS

Sluka moved and Harre seconded the motion to approve the Fee Reports for May 2019 as follows:

**County Clerk \$12,505.09** (State \$6,909.20 & County \$5,595.89)  
**Clerk of the District Court \$1,314.42**  
**County Sheriff \$1,740.99**

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.

## HOPE CRISIS CENTER

Carmen Hinman, Executive Director of Hope Crisis Center, Mandy VanLaningham and Natalie Julin-McCleary gave an annual report and budget request of \$6,772.00 for fiscal year 2019/2020, further discussion will take place during the budget process.

## DISCUSSION REGARDING WATER ISSUE IN SECTION 8, BELLE PRAIRIE TOWNSHIP

Stuart Luttich informed the Board that he would be willing to work with the adjacent landowner regarding the water issue in Section 8, Belle Prairie Township. After discussion, the Board will discuss with County Attorney and have her contact both landowners.

## DRIVEWAY PERMITS

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

CEL Trust by Brad A. Lauber – replace and extend two driveways to 40 ft. on the south side of the SW  $\frac{1}{4}$ , Section 22, Geneva Township;

Jerry Boeck – install a new 40 ft. driveway on the west side of the NW  $\frac{1}{4}$ , Section 10, Exeter Township; and

Joan Sloan – replace two existing driveways on the west side of the NW  $\frac{1}{4}$ , Section 20, Madison 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.

## CLEAN SILT PERMITS



# Fillmore County Board Minutes



June 11, 2019

Sluka moved and Graham seconded the motion to approve the following clean silt permits as presented by the Highway Superintendent:

CEL Trust – clean silt from the ditch and use for driveway on the south side of the SW ¼, Section 22, Geneva Township; and

Jerry Boeck – remove old driveway and use for new driveway on the west side of the NW ¼, Section 10, Exeter 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 PERMITS

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

Windstream Nebraska, LLC – bury telecommunications line between the NW ¼, Section 12 to the NE ¼, Section 11, Belle Prairie 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.

Black Hills Gas Distribution, LLC – bury a natural gas pipeline between the S ½ of the NE ¼, and the E ½ of the NE ¼, Section 28, Momence 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.

Black Hills/Nebraska Gas Utility Company, LLC – bury a natural gas distribution line between the NE ¼ of the NE ¼ of Section 28 and the SE ¼ of the SE ¼, Section 21, Momence 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.

Black Hills/Nebraska Gas Utility Company, LLC – bury a natural gas distribution line between the NE ¼ of the NE ¼, Section 33 and the SE ¼ of the SE ¼, Section 28, Momence 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.

## NEW COUNTY SHOP UPDATE

Highway Superintendent, Pat Halbur updated the Board that they are still waiting for the punch list items to be completed. Pat is working with JEO and Diode Communications on the doors that are needing new hardware to have key fobs on them. After discussion, all road department employees will have a key fob to enter the building.

## DISCUSSION REGARDING BRIDGE ON ROAD 16 BETWEEN ROAD V AND ROAD W

Pat Halbur, Highway Superintendent informed the Board that the bridge on Road 16 between Road V and Road W will need to be replaced or that the north half of the mile will need to be closed. After discussion, the Board requested that Pat talk to the engineers to determine culvert size and get estimated cost of fixing this bridge.

### KYLE & LACY KIMBROUGH 2<sup>ND</sup> SUBDIVISION

Zoning Administrator, Jennifer Slezak submitted the Kyle & Lacy Kimbrough 2<sup>nd</sup> Subdivision to the Board which is located in the S ½ of the NE ¼, Section 26, Stanton Township.



# Fillmore County Board Minutes



June 11, 2019

After discussion, Noel moved and Sluka seconded the motion to approve the Kyle & Lacy Kimbrough 2<sup>nd</sup> Subdivision as submitted, a tract of land comprising a part of the south half of the northeast quarter (S ½, NE ¼), Section twenty-six (26), Township six (6) North, Range three (3) West of the 6<sup>th</sup> PM, Fillmore County, Nebraska. More particularly described as follows: beginning at the northeast corner of said S ½, NE ¼; thence S89°43'37"W on and upon the north line of said S ½, NE ¼ a distance of 696.00 feet to a point; thence S00°11'34"W and parallel with the east line of said S ½, NE ¼ a distance of 435.00 feet to a point; thence N89°43'37"E and parallel with the north line of said S ½, NE ¼ a distance of 153.00 feet to a point; thence S00°11'34"W and parallel with the east line of said S ½, NE ¼ a distance of 427.76 feet to a point; thence N89°43'37"E and parallel with the north line of said S ½, NE ¼ a distance of 543.00 feet to a point on the east line of said S ½, NE ¼; thence N00°11'34"E on and upon the east line of said S ½, NE ¼ a distance of 862.76 feet to the point of beginning. Said tract contains 12.282 acres more or less of which 0.654 acres are occupied by County Road 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.

## ANNUAL REPORT AND BUDGET REQUEST FROM USDA WILDLIFE SERVICES

Jared Fullerton, Wildlife Specialist with USDA/APHIS Wildlife Services presented the annual report and budget request of \$9,184.10 for fiscal year 2019/2020. Jared Fullerton spent approx. 135 hours in Fillmore County this past year.

## CONTRACT FOR USDA WILDLIFE SERVICES

After discussion, Cerny moved and Noel seconded the motion to approve the USDA Wildlife Services beginning July 1, 2019 and ending June 30, 2020 in the amount of \$9,184.10. 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.

## 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.

### GENERARL FUND:

A-1 Body & Glass	Rep	67.50
Ace Agricultural	Rep, Sup	161.24
Howard F. Ach	Rent	550.00
AlertSense, Inc.	Main	3,700.00
Peggy Birky	Meals, Parking	39.99
Black Hills Energy	Uti	234.20
Blue Valley Community Action Partnership	budget request	5,000.00
Carrier Corporation	Main	3,050.00
Chaney Chemical	Sup	11,152.50
City of Geneva	Uti	534.45
Consolidated Management Co.	Meals, Lodging	503.67
Jill R. Cunningham	Ser	1,741.05
Diane Deepe	Ser	160.00
Dollar General – Regions 410526	Sup	55.80
Eakes Office Solutions	Sup, Copies	1,522.20
Embassy Suites Lincoln	Lodging	238.00
Erdkamp Motors	Rep, Main	197.10



# Fillmore County Board Minutes

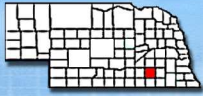


June 11, 2019

Exeter Senior Center	USDA Reim	44.10
Fairmont Aging Services	USDA Reim	150.50
Fillmore County Clerk of the District Court	Fees	138.00
Fillmore County Development Corp.	budget request	10,000.00
Fillmore County Sheriff	Fees	300.15
Fillmore County Treasurer	Transfers, Interest	295,245.25
First Concord Benefits Group, LLC	Ser	339.00
Galls, LLC	Sup	65.94
Geneva Broadband, LLC	Uti	88.00
Geneva Home Center	Sup, Rep	439.92
Geneva Senior Center	USDA Reim	464.80
Geneva Super Foods	Sup	569.65
Geneva Tire & Auto, Inc.	Rep, Main	405.25
Geneva Welding & Supply, Inc.	Equip	3,000.00
Heartland Bank	Ser	4,844.10
Frances Heinrichs	Mile	41.76
Deborah Hoarty	Mile	73.08
Hometown Leasing	Ser	1,198.53
Taylor Kahlandt	Mile	111.36
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	3,023.13
Pat Kamler	Mile, Mtgs	48.72
Miranda Kempf	Mile, Mtgs	32.48
Jerry Knoche	Mile	29.00
Kopchos Sanitation, Inc.	Uti	148.75
Stephen J. Kraviec	Ser, Post	1,728.97
LaQuinta by Wyndham Kearney	Lodging	299.85
Loup Valley Lighting, Inc.	Sup	254.88
Madison National Life Insurance Co.	Insur	167.86
Midwest Process Service	Ser	20.44
MIPS, Inc.	Ser	3,297.62
Kim Mussman	Mile, Mtgs	27.84
Nebraska Notary Association	Misc	100.00
Nebraska Public Power District	Uti	705.97
The Nebraska Signal	Pro, Ads	662.55
Nebraska Weed Control Association	Sup	100.00
NeoFunds by NeoPost	Post	700.00
Postmaster	Sup, rent	1,643.00
Protex Central, Inc.	Ser, Rep	258.36
Brandon Reinsch	Ser	394.46
Retirement Plans Division of Ameritas	Ret	4,597.10
Service Press	Sup	144.50
Paul Sheffield	Mile, Mtgs	55.68
State of Nebraska AS Central Finance	Ser	448.00
Thayer County Treasurer	Sup	201.81
Unifirst Corp.	Ser	354.01
University of Nebraska – Lincoln	Wksh	100.00
UNL – Printing & Copying Services	Sup	147.97
US Bank CPS	Post, Sup	347.86
Van Diest Supply Company	Sup	2,026.80
Richard Walter	Mile	87.00
Windstream	Uti	272.19
Woods & Aitken, LLP	Ser	1,788.72
Woodward's Disposal Service, Inc.	Ser	20.00
York County Sheriff	Ser, Mile	18.50
York County Treasurer	VSO Ser	10,000.00
Payroll	Salaries	69,444.37

**ROAD/BRIDGE FUND:**

Action Auto Supply	Parts	80.71
--------------------	-------	-------



# Fillmore County Board Minutes



June 11, 2019

Auto Value Parts Stores	Parts, Equip	589.15
Black Hills Energy	Uti	576.16
Cheever Construction Company	Building	226,233.00
City of Geneva	Uti	72.40
Eakes Office Solutions	copies	160.29
Geneva Broadband, LLC	Uti	40.00
Geneva Home Center	Parts, Sup	82.84
Geneva Implement Co., Inc.	Parts	44.52
Geneva Lumber Center	Parts, Sup	59.12
Geneva Super Foods	Sup	12.88
Geneva Tire and Auto, Inc.	Rep, Tires	6,066.20
Geneva Welding & Supply, Inc.	Parts, Sup	646.31
Grafton Oil	Fuel	2,175.63
Heartland Bank	SS	2,376.85
Hometown Leasing	Ser	145.19
Kaiser Auto Supply, LLC	Parts, Sup	196.61
Ryan Kness	Misc	165.00
Lichti Oil	Fuel, Parts	1,915.53
McInay & Company	Building	1,344.00
MIPS, Inc.	Ser	134.73
Nebraska Iowa Industrial Fasteners Corp	Sup	747.92
Nebraska Public Power District	Uti	280.18
The Nebraska Signal	Ads	412.50
Newman Traffic Signs	Sup, Building	4,930.39
NMC Exchange, LLC	Parts, Ser	11,974.32
Perennial Public Power District	Uti	50.69
Postmaster	Post	150.00
Power Plan	Parts	31,994.37
Brandon Reinsch/DBA Reinsch Lawn Ser.	Ser	822.19
Retirement Plans Division of Ameritas	Ret	2,127.91
Swartzendruber Floor Covering, LLC	Flooring	6,975.60
US Bank CPS	Post, Sup	324.86
US Postal Service – Stamp Fulfillment	Post, Sup	332.00
Village of Grafton	Uti	40.00
Village of Shickley	Uti	23.87
WEX Bank	Fuel	2,023.41
Windstream	Uti	156.67
Payroll	Salaries	32,007.97

**REGISTER OF DEEDS PRESERVATION FUND:**

MIPS, Inc.	Ser	137.06
------------	-----	--------

**INHERITANCE TAX FUND:**

NMC, Inc.	Equip	257,950.00
-----------	-------	------------

**911 EMERGENCY MANAGEMENT FUND:**

Geneva Broadband, LLC	Uti	64.00
Platte Valley Communications of Hastings	Rep	412.25
Windstream	Uti	1,853.21

**AG SOCIETY BOND FUND:**

Chase NYC Bank	Principal & Interest	66,945.75
----------------	----------------------	-----------

**Hospital Operating Fund:**

Fillmore County Hospital	May taxes	9900.87
--------------------------	-----------	---------

**CLAIMS APPROVED**



# Fillmore County Board Minutes



June 11, 2019

Lightwine moved and Cerny seconded the motion to approve the claims as presented, but withhold the claim to Cheever Construction Company for \$226,233.00 due to the punch list and other items that are not completed. 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 REGARDING CASH-IN-LIEU PROGRAM FOR HEALTH INSURANCE**

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

### **RESOLUTION #2019 - 15**

**WHEREAS**, the Supervisors of Fillmore County consent to adoption of Cash-In-Lieu as an option to our group medical insurance available to the elected officials and full time employees of Fillmore County, Nebraska, and

**WHEREAS**, those elected officials and full time employees of Fillmore County, Nebraska electing to participate in the Cash-In-Lieu option, after presenting notice of Proof of Coverage and submitting a signed Affidavit of Other Coverage to the Supervisors of Fillmore County, Nebraska be eligible for said cash-in-lieu benefits in the amount of \$460.00 monthly, beginning July 1, 2019.

**THEREFORE, IT IS RESOLVED BY THE FILLMORE COUNTY BOARD OF SUPERVISORS** that the Cash-In-Lieu Option offered by First Concord Benefits Group be offered to those elected officials and full time Fillmore County employees wishing to participate according to the above requirements. Said Cash-In-Lieu payment shall be addressed as monthly income and all withholding requirements will be administered accordingly.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

## **NIRMA INSURANCE FOR 2019/2020**

After discussion, Noel moved and Sluka seconded the motion to approve the NIRMA Insurance for fiscal year 2019/2020 with the same deductibles as previous year. 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.

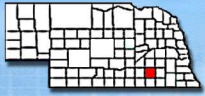
## **ENGAGEMENT LETTER WITH HACKSTAFF AND SNOW LAW OFFICE**

After discussion with the County Attorney, Lightwine moved and Graham seconded the motion to approve the engagement letter and fee agreement with Hackstaff and Snow Attorneys at Law. 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

**ADJOURN**



# Fillmore County Board Minutes



June 11, 2019

As there was no other business to come before the Board, Sluka moved and Graham seconded the motion to adjourn until 9:05 a.m., June 25, 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.

---

Attest

---

Chairman