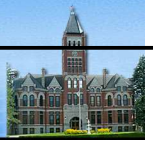




# Fillmore County Board Minutes



June 23, 2020

The Fillmore County Board of Supervisors convened in open and public session at 9:04 a.m., June 23, 2020, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Neiman presiding. Members present were Noel, Sluka, Graham, Harre, Cerny, and Lightwine. Cerny absent at 1:00 p.m. 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 4:04 p.m.

## MINUTES APPROVED

Chairman of the Board, Neiman declared the minutes from the June 9, 2020 meeting approved as presented.

## PRESENTATION FROM TEAM LAB

Dennis Odom, with Team Lab gave a presentation to the Board regarding a product they sell called "Base One" which is a base stabilizer for roads.

## CONCRETE BOX LETTING – FRANKLIN TOWNSHIP

Concrete Box letting between Sections 24 & 25, Franklin Township Project #C-30(353) was opened at 9:15 a.m. as advertised. The following bids were received:

<b><u>Bidder:</u></b>	<b><u>Price:</u></b>
Van Kirk Bros. Contracting, Sutton, NE	\$320,646.70
Reece Construction Co., Inc., Salina, KS	\$315,037.96
Wilke Contracting Corp., Kearney, NE	\$345,964.45

## SEALED ARMOR COAT APPLICATION LETTING

Sealed Armor Coat application letting Project #C-30(429) was opened at 9:30 a.m. as advertised. The following bid was received:

<b><u>Bidder:</u></b>	<b><u>Price:</u></b>
Topkote, Inc., Yankton, SD	\$82,224.60

## CONCRETE BOX BIDS – FRANKLIN TOWNSHIP

After discussion and numbers checked by Speece Lewis Engineers, Harre moved and Graham seconded the motion to accept all bids and award Project #C-30(353) to Van Kirk Bros. Contracting for \$320,646.70. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## SEALED ARMOR COAT APPLICATION BID

After Speece Lewis checked figures, Sluka moved and Noel seconded the motion to accept the bid and award Project #C30(429) to Topkote, Inc. for \$82,224.60. 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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## CULVERT PIPE PROJECTS LETTING – LIBERTY, FAIRMONT, AND EXETER TOWNSHIP

Culvert Pipe projects letting Project #C-30(421) Sections 20/29, Liberty Township, (422) Sections 7/17, Fairmont Township, and (428) Sections 2/3, Exeter Township was opened at 9:45 a.m. as advertised. The following bids were received:

### Project #C-30(421) Bidder:

Van Kirk Bros. Contracting, Sutton, NE  
Wilke Contracting Corp., Kearney, NE  
Geneva DirtWorks, Inc., Geneva, NE

### Price:

\$57,973.80  
\$82,282.00  
\$60,813.26

### Project #C-30(422) Bidder:

Van Kirk Bros. Contracting, Sutton, NE  
Wilke Contracting Corp., Kearney, NE  
Geneva DirtWorks, Inc., Geneva, NE

### Price:

\$39,867.00  
\$67,945.50  
\$45,269.40

### Project #C-30(428) Bidder:

Van Kirk Bros. Contracting, Sutton, NE  
Wilke Contracting Corp., Kearney, NE  
Geneva DirtWorks, Inc., Geneva, NE

### Price:

\$105,572.00  
\$125,132.50  
\$86,118.77

### Total for all three projects:

Van Kirk Bros. Contracting, Sutton, NE  
Wilke Contracting Corp., Kearney, NE  
Geneva DirtWorks, Inc., Geneva, NE

\$203,412.80  
\$275,360.00  
\$192,201.43

## CULVERT PIPE PROJECTS BIDS – LIBERTY, FAIRMONT, AND EXETER TOWNSHIP

After discussion and numbers checked by Speece Lewis, Sluka moved and Graham seconded the motion to accept all bids and award Projects #C-30(421), C30-(422) and C-30(428) to Geneva DirtWorks, Inc. for \$192,201.43. 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.

## SHOULDER RECLAMATION PROJECT LETTING – GENEVA NORTH

Shoulder Reclamation letting Project #C-30(430) was opened at 10:00 a.m. as advertised. The following bids were received:

### Bidder:

Van Kirk Bros. Contracting, Sutton, NE  
Werner Construction, Inc., Hastings, NE

### Price:

\$107,300.00  
\$ 75,400.00

## SHOULDER RECLAMATION PROJECT BID – GENEVA NORTH

After discussion and figures checked by Speece Lewis, Sluka moved and Lightwine seconded the motion to accept all bids and award Project #C-30(430) to Werner Construction, Inc. for \$75,400.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## CRACK SEAL PROJECT LETTING – MILLIGAN SOUTH



# Fillmore County Board Minutes



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Crack Seal letting Project #C30(431) was opened at 10:15 a.m. as advertised. The following bid was received:

**Bidder:**

Bader's Highway & Street Maintenance, Inc., Norfolk, NE

**Price:**

\$13,437.50

### **CRACK SEAL PROJECT BID – MILLIGAN SOUTH**

After figures were checked by Speece Lewis, Graham moved and Sluka seconded the motion to accept the bid and award Project #C-30(431) to Bader's Highway & Street Maintenance, Inc. for \$13,437.50. 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 DISCUSSION**

Pat Halbur, Highway Superintendent informed the Board that the bridge located on Road 20 between Road G and Road H would need to have three (3) fifty-four (54) inch culverts or three (3) sixty-six (66) inch culverts with head walls. After discussion, the Board would like three (3) seventy-two (72) inch culverts with head walls due to the amount of water. Bridge on Road G between Road 4 and Road 5 would need to have either an eighty-four (84) inch culvert, two (2) eighty-four (84) inch culverts with head walls or three (3) eighty-four (84) inch culverts with head walls. After discussion, the Board decided on two (2) eighty-four (84) inch culverts with head walls. Board will discuss Road L between Road 3 and Road 4 at the July 14<sup>th</sup> meeting. Pat informed the Board that the 2003 dump truck is not working properly, would like to put a new dump truck in the 2020/2021 budget. Speece Lewis will be testing the gravel samples she has received.

### **SOUTHEAST NEBRASKA ADULT DRUG COURT**

Amanda Vanasperen gave an update to the Board (via zoom) and budget request of \$4,261.46 for fiscal year 2020/2021. Currently they have fifty-one (51) participants in adult drug court. Each participant must plead guilty to their charge in court, complete an application and have the County Attorney sign off before the drug court team will review the application. The process can take eighteen (18) to twenty-two (22) months to complete all the requirements. If all requirements are met then charges are dropped, if they do not complete the process, they will be charged with the felony they plead guilty to. Counties included are Fillmore, Gage, Jefferson, Thayer, and Saline.

After discussion, Lightwine moved and Noel seconded the motion to approve and sign the Interlocal Agreement with Southeast Nebraska Adult Drug Court beginning July 1, 2020 and ending June 30, 2021 with Gage, Jefferson, Thayer, and Saline. 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 – 56, social security, Sup – supplies, Uti – utilities, Wksh – workshop expense.

**GENERARL FUND:**

Howard Ach Memorial	Misc	150.00
All Makes	Equip	4,319.57
American Society on Aging	Dues	268.00
Baird & Griess Attorney	Ser	498.74
Bear Graphics, Inc.	Sup	993.36



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Blue Valley Community Action Partnership	Budget request	5,000.00
Cen Tec Cast Metal Products	Sup	399.46
Charm Tex	Sup	33.48
Communications Engineering, Inc.	Equip, Ser	10,679.00
Eakes Office Solutions	Misc	55.00
Farm & Home Publishers, LTD	Sup	290.00
Fillmore County Medical Center	Ser	55.20
Fillmore County Sheriff	Ser	50.00
Fillmore County Treasurer	Transfer	400,000.00
First Concord Benefits Group, LLC	Insur, Ser	1,602.35
Anthony Gann	Misc	42.79
Geneva Family Dentistry	Ser	250.00
Geneva Floral	Misc	65.00
Geneva Home Center	Sup	227.85
Geneva Super Foods	Sup	855.02
Geneva Tree Service	Ser	600.00
Grafton Mini-Mart	Fuel	95.77
gWorks	Main	16,720.25
Heartland Bank	Ser, SS	5,005.55
Deborah Hoarty	Mile	72.45
Jefferson County Sheriff	Ser	7.00
Taylor Kahlandt	Mile	55.20
Madison National Life Insurance Co.	Insur	24.97
Mid- American Research Chemical	Sup	1,560.40
MIPS, Inc.	Ser, Mile	440.25
Nebraska Public Power District	Uti	939.82
Platte Valley Communications of Hastings	Ser, Equip	3,672.69
Quadient Leasing USA, Inc.	Ser	850.50
Brandon Reinsch	Ser	726.22
Retirement Plans Division of Ameritas	Ret	4,464.00
Lon Schoenholz	Rep	197.50
State of Nebraska, DAS State Accounting	Ser	65.88
State of Nebraska Health & Human Serv	May Patient Care	93.00
Sullivan Shoemaker PC, LLO	Ser	756.15
Thayer County Treasurer	Sup	207.87
34 Electric, LLC	Rep	169.55
Unifirst Corporation	Ser	462.25
Brandy VanDeWalle	Uti	100.00
Verizon Wireless	Uti	1,057.06
Richard Walter	Mile	69.00
WEX Bank	Fuel	2,001.09
York Animal Clinic	Ser	256.68
Payroll	Salaries	71,090.53

## ROAD/BRIDGE FUND:

All Makes	Equip	444.36
B's Enterprises, Inc.	Equip	3,360.00
Paul Bauer	Ser	475.00
Beatrice Concrete Co., Inc.	Gravel	12,465.17
Blue Valley Door Co., Inc.	Rep	298.00
Carquest Geneva	Parts, Sup	184.38
Casey's Business Mastercard	Fuel	46.63
Certified Truck & Trailer, Inc.	Rep	370.95
Farmers Cooperative	Fuel, Rep	1,500.19
Geneva Home Center	Rep, Sup	535.20
Geneva Super Foods	Sup	15.98
Geneva Tire and Auto, Inc.	Parts, Rep	1,264.50
Grafton Mini-Mart	Fuel, Main	125.47
Grafton Oil, Inc.	Fuel	600.32



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gWorks	Ser	3,451.40
Heartland Bank	SS	2,264.59
Heath, Inc.	Rep	100.00
John Deere Financial	Rep, Parts	768.91
Kopchos Sanitation, Inc.	Uti	55.00
Levrack	Equip	427.00
Mid-Nebraska Aggregate, Inc.	Gravel	3,127.80
Midwest Service & Sales	Parts	5,645.00
Preston Motis	Equip	800.00
Nebraska Public Power District	Uti	300.30
Nichols Construction	Gravel	135,139.04
NMC Exchange, LLC	Parts, Ser, Rep	19,029.28
PetroChoice	Main, Sup	912.45
Brandon Reinsch	Ser	1,331.60
Retirement Plans Division of Ameritas	Ret	2,024.26
Donna Saltzman	Ser	105.00
Speece Lewis Engineers	Ser	3,136.43
34 Electric, LLC	Ser, Rep	2,440.91
US Bank CPS	Post, Parts	64.18
Verizon Connect NWF, Inc.	Ser	399.61
Verizon Wireless	Uti	86.56
Village of Grafton	Uti	40.00
WEX Bank	Fuel	1,440.49
Payroll	Salaries	30,318.11

**INHERITANCE TAX FUND:**

Fillmore County Treasurer	Transfer	290,000.00
Woods Aitken, LLP	Ser	281.00

**911 EMERGENCY MANAGEMENT FUND:**

Fillmore County Treasurer	Transfer	1,096.20
Nebraska Public Power District	Uti	203.00
Windstream	Uti	102.52

**911 WIRELESS FUND:**

Fillmore County Treasurer	Transfers	31,627.03
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**CLAIMS APPROVED**

Sluka moved and Noel seconded the motion to approve the claims as presented. 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.

**PROTEX CENTRAL AGREEMENT FOR FIRE ALARM AND EXTINGUISHERS FOR THE EAST BUILDING**

Noel moved and Lightwine seconded the motion to approve the three-year agreements with Protex Central beginning September 2020 and ending March 2023 for fire alarm testing (twice a year) and annual fire extinguisher testing. 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.

**CONTRACT FOR USDA WILDLIFE SERVICES**



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After discussion, Lightwine moved and Cerny seconded the motion to approve the USDA Wildlife Services beginning July 1, 2020 and ending June 30, 2021 in the amount of \$9,551.18. 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.

## **BRYANT TOWNSHIP CLAIM**

Harre moved and Lightwine seconded the motion to approve the claim from Fillmore County Road Department in the amount of \$6,187.50 for Bryant Township and to direct the County Treasurer to pay the bill as presented. 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.

## **GENEVA TOWNSHIP CLAIM**

Graham moved and Sluka seconded the motion to approve the claim from Fillmore County Road Department in the amount of \$1,650.00 for Geneva Township and to direct the County Treasurer to pay the bill as presented. 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.

## **PUBLIC HEARING TO AMEND 2019/2020 BUDGET – COUNTY DRUG LAW ENFORCEMENT FUND**

Opened public hearing to amend 2019/2020 budget, fund #2360 for County Drug Law Enforcement at 11:15 a.m. as advertised.

## **SKIP FLU WITH PUBLIC HEALTH SOLUTIONS**

After discussion, Noel moved and Sluka seconded the motion to assist with funding the SKIP Flu vaccine for Fillmore County schools in the amount of \$1,900.00 with Public Health Solutions. 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.

## **CLOSE PUBLIC HEARING TO AMEND BUDGET**

After discussion, Sluka moved and Graham seconded the motion to close the public hearing to amend the budget at 11:20 a.m., no one appeared to testify for or against the amendment. 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.

## **APPROVE 2019/2020 BUDGET AMENDMENT FOR COUNTY DRUG LAW ENFORCEMENT FUND**

Graham moved and Noel seconded the introduction of the following resolution:



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## RESOLUTION #2020 – 15

**WHEREAS**, the proposed County Budget for the Fiscal Year July 1, 2019 to June 30, 2020 as prepared by Amy Nelson, Budget Making Authority, was adopted on September 10, 2019 by Resolution #2019-32, and

**WHEREAS**, the County Drug Law Enforcement Fund received monies in excess of what was originally budgeted. In order to utilize the monies, the budget must be amended.

**WHEREAS**, the Fillmore County Board of Supervisors desire to amend the budget to increase the County Drug Law Enforcement Fund in the sum of \$9,750.00 with the income needed to fund this Amended Budget to be paid out of funds from the County Drug Law Enforcement Fund. No additional tax monies are needed, and

**NOW, THEREFORE BE IT RESOLVED**, by the Board of Supervisors of Fillmore County, Nebraska as follows: that the budget for the Fiscal Year July 1, 2019 to June 30, 2020, is amended to increase the County Drug Law Enforcement Fund in the sum of \$9,750.00 with the income needed to fund this amendment to be paid out of funds from the County Drug Law Enforcement Fund. A copy of the Fillmore County Amended Budget is available for public inspection at the Fillmore County Clerk's office and is adopted as the Amended Budget for Fillmore County for Fiscal Year 2019-2020.

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.

## DISCUSSION REGARDING RADIO EQUIPMENT

Sheriff, William Burgess informed the Board that Moto Turbo will be bringing out demo equipment this week and they will be budgeting for these new radios in the 2020/2021 budget.

## SENIOR SERVICES UPDATE

Brenda Motis, Senior Services Director updated the Board regarding the meeting on June 22<sup>nd</sup> with Mayor of Geneva, Eric Kamler; City Administrator, Kyle Svec; City Clerk, Kelly Stroh-Heath; Senior Center Director, Victoria Verhage; County Board members Neiman, Lightwine, and Graham along with Randy Jones, Executive Director; and Jill Engel, Nutrition Coordinator with Aging Partners. Board members and Brenda informed the Board that the City will be offering weekday congregate meals at the Senior Center. Home delivered meals will be provided by the MOMS Meal program, which offers a variety of meal choices and also offers meal selections to meet different dietary needs.

## EMPLOYEE EVALUATIONS

Board performed employee evaluations for the following: Custodians, Noxious Weed Superintendent, Emergency Manager, Senior Services Director, and Highway Superintendent.

## EXECUTIVE SESSION

Sluka moved and Lightwine seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that the Senior Services Director remain. Executive session began at 1:42 p.m.



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## RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 2:14 p.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## EXECUTIVE SESSION

Lightwine moved and Sluka seconded the motion that the Fillmore County Board of Supervisors hold an executive session at this time pursuant to Section 84-1401, Reissue, Revised Statutes of Nebraska, 1943, for the protection of the public interest and consider in executive session personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried and requested that the Highway Superintendent remain. Executive session began at 2:16 p.m.

## RETURN TO REGULAR SESSION

Graham moved and Lightwine seconded the motion to return to open session at 3:39 p.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## SALARY COMMITTEE RECOMMENDATION

Larry Cerny (absent), Mark Lightwine, and Merle Noel members of the Salary committee informed the Board that the Salary committee is recommending a three (3%) percent per department annual salary increase at the discretion of the department head for hourly employees (except seasonal employees) based on merit and performance.

After discussion, Lightwine moved and Sluka seconded the motion to approve a three (3%) percent per office current total hourly employee wages at the discretion of the department head for hourly employees (except seasonal employees) based on performance, with no employee getting more than a 3% raise starting on July 12<sup>th</sup>. Upon roll call, the vote was as follows

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

The Chairman declared the motion carried.

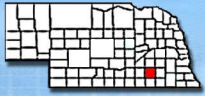
## ADJOURN

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., July 14, 2020. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.





# Fillmore County Board Minutes



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Attest

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Chairman