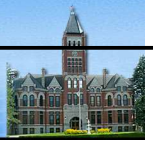




Fillmore County Board Minutes



July 28, 2020

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., July 28, 2020, in the Boardroom of the Courthouse 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 3:39 p.m.

MINUTES APPROVED

After discussion, Sluka moved and Noel seconded the motion to approve the July 14, 2020 minutes with the correction of the word "direction" with "discretion" in regards to the Assistant Highway Superintendent salary. 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.

2020 2nd QUARTER ACCOUNTABILITY STATEMENTS

After review, Cerny moved and Lightwine seconded the motion to approve the 2020 second (2nd) quarter accountability statements as presented from Clerk of the District Court, County Attorney, and County Clerk (Section 125 and Register of Deeds) accounts. 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 SHOULDER RECLAMATION PROJECT #C30(429)

After discussion, Sluka moved and Lightwine seconded the motion to approve the contract for shoulder reclamation, Project #C30(429) with Werner Construction, Inc. in the amount of \$75,400.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CONTRACT FOR BOX CULVERT PROJECT #C30(353)

After discussion, Harre moved and Graham seconded the motion to approve the contract for a box culvert, Project #C30(353) with Van Kirk Bros Contracting in the amount of \$320,646.70. 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.

WORKFIT EVALUATION OF JOBS

Per Attorney's recommendation, the County Clerk will be getting a quote to get a workfit evaluation of jobs.

DUMP TRUCK BIDS



Fillmore County Board Minutes



July 28, 2020

Opened dump truck bids at 10:00 a.m. as advertised, the following bids were received:

<u>Bidder:</u>	<u>Truck:</u>	<u>Price:</u>
Hansen International Truck, Inc.	2021 International HV513 with Mark E body	\$148,252.06
Hansen International Truck, Inc.	2021 International HV513 with WXL body	\$140,714.06
RDO Truck Center Co.	2021 Mack GR64F with BMT-s body	\$164,677.90
RDO Truck Center Co.	2021 Mack GR64F with BMT-s body & M drive	\$156,059.90
Freightliner Truck Center Co.	2021 Freightliner 114SD with Warren WXL body	\$138,995.00
Sahling Kenworth, Inc.	2021 Kenworth T800SFA w/ Warren WXL body	\$159,686.00

Each vendor in attendance gave a brief review of the equipment they bid and the Board could ask questions. After discussion, Sluka moved and Harre seconded the motion to accept all bids and award at the August 11, 2020 meeting in order for review of bids and warranty. 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.

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

The Chairman declared the motion carried and requested that the Highway Superintendent remain. Executive session began at 10:32 a.m.

RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 11:00 a.m. 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.

SENIOR SERVICES ANNUAL REVIEW

Randy Jones, Director of Aging Partners and Brenda Motis, Senior Services Director gave a brief overview of the services that were provided within Fillmore County as well as an Aging Partners dues request of \$19,216.00 for fiscal year 2020/2021. Jill Engel, Nutrition Coordinator with Aging Partners; Rhonda Stokebrand, Care Management; Shirley Kamler, Office Assistant; and Linda Heinisch, President of Aging Partners Area Wide Council were present for discussion.

INTERLOCAL AGREEMENT WITH CITY OF LINCOLN

After discussion, Cerny moved and Graham seconded the motion to approve the Interlocal Agreement with the City of Lincoln for assistance with planning, coordination, monitoring, and evaluation of community aging service programs. Upon roll call, the vote was as follows:

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



Fillmore County Board Minutes



July 28, 2020

The Chairman declared the motion carried.

SUBAWARD WITH CITY OF LINCOLN

Lightwine moved and Graham seconded the motion to approve the Subaward Agreement with the City of Lincoln regarding the Older Americans Act and Title 15 Services Regulations to assist with geographic, economic, population, and other factors influencing the needs and development of local communities. 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.

AGING PARTNERS AREA WIDE COUNCIL

Graham moved and Sluka seconded to reappoint Linda Heinisch to the Aging Partners Area Wide Council for a three-year term beginning July 1, 2020 and ending June 30, 2023. 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.

FILLMORE COUNTY DEVELOPMENT CORPORATION

Kacee Thompson, Executive Director for Fillmore County Development Corporation (FCDC) gave an over view of the last year since she started in November. Bryce Kassik and Kory Kahlandt with FCDC were present for the annual review and budget request of \$40,000.00 for fiscal year 2020/2021.

REDEMPTION OF COUNTY BUILDING BONDS DATED SEPTEMBER 18, 2012

Brad Slaughter, with Piper Sandler & Co. was present via conference call and discussed the possibility of refinancing the Ag Society Building bonds with an approximate \$20,000.00 savings.

After discussion, Noel moved and Lightwine seconded the introduction of the following resolution:

RESOLUTION #2020 – 16

BE IT RESOLVED BY THE CHAIRPERSON AND BOARD OF THE COUNTY OF FILLMORE, NEBRASKA, AS FOLLOWS:

Section 1. That the following bonds issued by Fillmore County, Nebraska (the "County"), are hereby called for redemption at par plus accrued interest on such date as set forth in the Designation of Call Date (as defined below):

County Building Bonds (Limited Obligation), dated September 18, 2012, in the outstanding principal amount of \$470,000, numbered as they are shown on the books and records of the Paying Agent and Registrar, maturing in the principal amount and bearing CUSIP numbers as follows:

<u>Principal Amount</u>	<u>Maturity Date</u>	<u>CUSIP No.</u>
\$ 60,000	June 15, 2021	317153 EV2
60,000	June 15, 2022	317153 EW0
65,000	June 15, 2023	317153 EX8
70,000	June 15, 2024	317153 EY6
70,000	June 15, 2025	317153 EZ3
70,000	June 15, 2026	317153 FA7
75,000	June 15, 2027	317153 FB5

Section 2. Said bonds are payable at the offices of the County Treasurer, as paying agent and registrar for the bonds, in Geneva, Nebraska.



Fillmore County Board Minutes



July 28, 2020

Section 3. The Chairperson or the County Clerk (each, an “Authorized Officer”) are hereby authorized at any time on or after the date of this resolution to determine the call date for said Bonds on behalf of the County and such determination, when made in writing (the “Designation of Call Date”), shall constitute the action of the County without further action of the Chairperson and Board. The Call Date shall be set for any time after the date of this resolution, provided, however, that after January 31, 2021, the Authorized Officers shall have no authority to make any such determination hereunder without further action of the Chairperson and Board of the County and this resolution shall be of no further force and effect.

Section 4. A copy of this resolution shall be filed with the Fillmore County Treasurer in Geneva, Nebraska, as Paying Agent and Registrar, and said Paying Agent and Registrar is hereby instructed to give notice of redemption in the manner provided for in the resolution authorizing said bonds and in accordance with the Designation of Call Date.

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.

AUTHORIZING ISSUANCE OF COUNTY BUILDING BONDS REFUNDING BONDS, SERIES 2020

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

RESOLUTION #2020 – 17

A RESOLUTION AUTHORIZING THE ISSUANCE OF COUNTY BUILDING REFUNDING BONDS, SERIES 2020, OF THE COUNTY OF FILLMORE, NEBRASKA, IN THE PRINCIPAL AMOUNT OF NOT TO EXCEED FOUR HUNDRED NINETY THOUSAND DOLLARS (\$490,000) TO REFUND CERTAIN OUTSTANDING BONDS OF THE COUNTY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A SINKING FUND AND FOR THE LEVY AND COLLECTION OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS AND AUTHORIZING THE COUNTY TO ENTER INTO A BOND PURCHASE AGREEMENT; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS AND ORDERING THE RESOLUTION PUBLISHED IN PAMPHLET FORM.

BE IT RESOLVED BY THE CHAIRPERSON AND BOARD OF SUPERVISORS OF THE COUNTY OF FILLMORE, NEBRASKA:

Section 1. The Chairperson and County Board of Supervisors (the “Board”) of the County of Fillmore, Nebraska (the “County”), hereby find and determine:

(a) That the County has heretofore issued interest bearing bonds which remain unpaid and constitute a legal liability of the County as follows:

County Building Bonds (Limited Obligation), dated September 18, 2012, in the outstanding principal amount of \$470,000, maturing June 15, 2021 through June 15, 2027 (the “Outstanding Bonds”);

(b) That the Outstanding Bonds were issued to fund the cost of constructing a building in and for the County, all in accordance with Section 23-120 R.R.S. Nebraska 2012;

(c) That by taking up and paying off the Outstanding Bonds by an issue of County Building Refunding Bonds, a substantial savings in the amount of yearly running interest will be made to the County;

(d) That by issuing its refunding bonds in the amount of not to exceed \$490,000, in pursuance of Sections 10-142 and 23-120, R.R.S. Nebraska 2012, the Outstanding Bonds can be called for redemption and paid off on a date designated as set forth herein;



Fillmore County Board Minutes



July 28, 2020

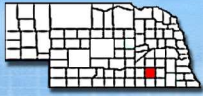
(e) That all conditions, acts and things required by law to exist or to be done precedent to the issuance of County Building Refunding Bonds, Series 2020, of the County of Fillmore, Nebraska, in the principal amount of not to exceed \$490,000 have been done in due form and time as required by law.

Section 2. For purposes as set out in Section 1 hereof, bonds to be designated County Building Refunding Bonds, Series 2020 (the "Bonds"), in the principal amount of not to exceed \$490,000, which shall be in denominations of \$5,000 each or any integral multiple thereof as determined by the County Treasurer prior to delivery, are hereby authorized to be issued. The Bonds shall be dated as of their date of delivery and shall mature on the dates, be issued in the principal amount and shall bear interest at the rates per annum all as determined in the Bond Purchase Agreement (the "Agreement") signed by the Chairperson or County Clerk (each an "Authorized Officer", and together, the "Authorized Officers") on behalf of the County and agreed to by Piper Sandler & Co., which Agreement may also set the pricing terms and the terms pursuant to which the Bonds may be redeemed prior to maturity, all within the following limitations:

- (a) the aggregate principal amount of the Bonds shall not exceed \$490,000;
- (b) the true interest cost (TIC) of the Bonds shall not exceed 2.50%;
- (c) the underwriter's discount shall not exceed 1.25%; and
- (e) the longest maturity of the Bonds shall mature no later than June 15, 2027.

The Authorized Officers are authorized to establish the final terms for the Bonds and arrange for issuance of the Bonds without further action by the Board, provided, however, that the bonds shall not be issued prior to the date of redemption of the Outstanding Note, and provided, further that the authority of the Authorized Officers to act without further action by the Board shall lapse if not exercised on or before January 31, 2021. The Bonds shall be issued in the denomination of \$5,000 or any integral multiple thereof and shall be numbered from 1 upwards in the order of their issuance. No Bond shall be issued originally or upon transfer or partial redemption having more than one principal maturity. The initial bond numbering and principal amounts for each of the Bonds issued shall be as directed by the initial purchasers thereof. Interest on the Bonds shall be computed on the basis of a three hundred sixty-day year consisting of twelve thirty-day months. Interest on the Bonds shall be payable semiannually on the dates designated by the Authorized Officers in the Agreement (each such date, an "Interest Payment Date"). The interest due on each Interest Payment Date shall be payable to the registered owners of record as of the close of business on the fifteenth day (whether or not a business day) immediately preceding the Interest Payment Date (the "Record Date"), subject to the provisions of Section 3 hereof. Payment of interest due on the bonds prior to maturity or redemption shall be made by the Paying Agent and Registrar, as designated pursuant to Section 3 hereof, by mailing a check in the amount due for such interest on each Interest Payment Date to the registered owner of each Bond, as of the applicable Record Date, to such owner's registered address as shown on the books of registration, as required to be maintained in Section 3 hereof. Payment of principal due at maturity or at any date fixed for redemption, together with any accrued interest then due, shall be made by said Paying Agent and Registrar to the registered owners upon presentation and surrender of the Bonds to said Paying Agent and Registrar. In the event that Bonds of this issue are held in the nominee name of a national clearinghouse or depository, payment of principal or interest shall be made by wire transfer of funds in accordance with any applicable regulations governing "Depository Eligible Securities". The County and said Paying Agent and Registrar may treat the registered owner of any Bond as the absolute owner of such Bond for the purpose of making payments thereon and for all other purposes and neither the County nor the Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary whether such Bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any Bond shall be valid and effectual and shall be a discharge of the County and said Paying Agent and Registrar, in respect of the liability upon the bonds or claims for interest to the extent of the sum or sums so paid. If any Bond is not paid upon presentation of the Bond at maturity or any interest installment is not paid when due, the delinquent Bond or delinquent interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska, 2010, as now existing or as the same may be amended from time to time by the Nebraska Legislature.

Section 3. The County Treasurer is hereby designated as Paying Agent and Registrar for the Bonds, provided that the Chairperson may, in his or her discretion, appoint a bank with trust powers or trust company to serve as Paying Agent and Registrar under the terms of this Resolution as may be determined from time to time. The Authorized Officers, or either of them, is authorized to sign an agreement with said Paying Agent and Registrar for the provisions of such services. The Paying Agent and Registrar shall keep and maintain for the County books for the registration and transfer of the Bonds at the office of the Paying Agent and Registrar in Geneva, Nebraska, or the office of any duly appointed successor, as applicable. The names and registered addresses of the registered owner or owners of the Bonds shall at all times be recorded in such books. Any Bond may be transferred pursuant to its provisions at the office of the Paying Agent and Registrar upon surrender of such Bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to such Paying Agent and Registrar, duly executed by the registered owner in person or by such owner's duly



Fillmore County Board Minutes



July 28, 2020

authorized agent, and thereupon the Paying Agent and Registrar will register such transfer upon said registration books and deliver to the transferee registered owner or owners (or send by registered mail to the transferee owner or owners at such owner's or owners' risk and expense), registered in the name of such transferee owner or owners, a new Bond or Bonds of the same interest rate, aggregate principal amount and maturity. To the extent of the denominations authorized for the Bonds by this Resolution, one Bond may be transferred for several such Bonds of the same interest rate and maturity and for a like aggregate principal amount, and several such Bonds may be transferred for one or several such Bonds, respectively, of the same interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a Bond, the surrendered Bond or Bonds shall be cancelled and destroyed. All Bonds issued upon transfer of the Bonds so surrendered shall be valid obligations of the County evidencing the same obligations as the Bonds surrendered and shall be entitled to all benefits and protection of this Resolution to the same extent as the Bonds upon transfer of which they were delivered. The County and the Paying Agent and Registrar shall not be required to transfer Bonds during any period from any Record Date until its immediately following interest payment. In the event that payments of interest due on the Bonds on an interest payment date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such interest payment date and shall be payable to the registered owners of the Bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Paying Agent and Registrar whenever monies for the purpose of paying such defaulted interest become available.

Section 4. Bonds maturing more than five (5) years after their date of issue shall be subject to redemption, in whole or in part, prior to maturity at any time on or after the fifth anniversary of the date of delivery of such Bonds at a redemption price equal to 100% of the par amount thereof plus accrued interest on the principal amount redeemed to the date fixed for redemption. The County may select the Bonds to be redeemed from such optional redemption in its sole discretion, but Bonds shall be redeemed only in the amount of \$5,000 or integral multiples thereof. Any Bond redeemed in part only shall be surrendered to the Paying Agent and Registrar in exchange for a new Bond evidencing the unredeemed principal thereof. Notice of redemption of any Bond called for redemption shall be given at the direction of the Chairperson and Board by the Paying Agent and Registrar by mail not less than thirty days prior to the date fixed for redemption, first class postage prepaid, sent to the registered owner of such Bond at said owner's registered address. Such notice shall designate the Bond or Bonds to be redeemed by number and maturity, the date of original issue, the date fixed for redemption and state that such Bond or Bonds are to be presented for prepayment at the office of the Paying Agent and Registrar. In case of any Bond partially redeemed, such notice shall specify the portion of the principal amount of such Bond to be redeemed. No defect in the mailing of notice for any Bond shall affect the sufficiency of the proceedings of the Chairperson and Board designating the Bonds called for redemption or the effectiveness of such call for Bonds for which notice by mail has been properly given and the Chairperson and Board shall have the right to further direct notice of redemption for any such Bond for which defective notice has been given.

Section 5. If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the office of the Paying Agent is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

Section 6. The Bonds shall be executed on behalf of the County by being signed by the Chairperson and the County Clerk, both of which signatures may be facsimile signatures, and shall have the County seal impressed on each Bond, which may be a facsimile seal. After being executed by the Chairperson and County Clerk, said Bonds shall be delivered to the Treasurer of the County who shall be responsible therefor under his/her official Bond. Such Treasurer shall maintain a record of information with respect to said Bonds in accordance with the requirements of Section 10-140, R.R.S. Nebraska 2012, as amended, and shall cause the same to be filed with the office of the Auditor of Public Accounts of the State of Nebraska. The Paying Agent and Registrar shall register each Bond in the name of its initial registered owner as designated by the initial purchaser. Each Bond shall be authenticated on behalf of the County by the Paying Agent and Registrar. The Bonds shall be issued initially as "book-entry only" bonds using the services of The Depository Trust Company (the "Depository"), with one typewritten Bond per maturity being issued to the Depository. In such connection said officers of the County are authorized to execute and deliver a letter of representations and inducement (the "Letter of Representations") in the form required by the Depository (which may include any "blanket" letter previously executed and delivered), for and on behalf of the County, which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the Bonds. Upon issuance of the Bonds as "book-entry-only" bonds, the following provisions shall apply:

(a) The County and the Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds Bonds as securities depository (each, a "Bond



Fillmore County Board Minutes



July 28, 2020

Participant”) or to any person who is an actual purchaser of a Bond from a Bond Participant while the Bonds are in book-entry form (each a “Beneficial Owner”) with respect to the following:

- (i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the Bonds;
- (ii) the delivery to any Bond Participant, any Beneficial Owner, or any other person, other than the Depository, of any notice with respect to the Bonds, including any notice of redemption, or
- (iii) the payment to any Bond Participant, any Beneficial Owner, or any other person, other than the Depository, of any amount with respect to the Bonds.

The Paying Agent and Registrar shall make payments with respect to the Bonds only to or upon the order of the Depository or its nominee, and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such Bonds to the extent of the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (e) below.

(b) Upon receipt by the Paying Agent and Registrar of written notice from the Depository to the effect that the Depository is unable to or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange Bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the Paying Agent and Registrar to do so, the Paying Agent and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the County, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the Bonds or (ii) to make available Bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such Bonds shall designate.

(c) If the County determines that it is desirable that certificates representing the Bonds be delivered to the ultimate Beneficial Owners of the Bonds and so notifies the Paying Agent and Registrar in writing, the Paying Agent and Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bond certificates representing the Bonds. In such event, the Paying Agent and Registrar shall issue, transfer and exchange bond certificates representing the Bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Resolution to the contrary, so long as any Bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such Bond and all notices with respect to such Bond shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the Bonds may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the Bonds may be delivered in physical form to the following:

- (i) any successor securities depository or its nominee;
- (ii) any person, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section and the terms of the Paying Agent and Registrar’s Agreement (if any).

(f) In the event of any partial redemption of a Bond unless and until such partially redeemed Bond has been replaced in accordance with the provisions of this Resolution, the books and records of the Paying Agent and Registrar shall govern and establish the principal amount of such Bond as is then outstanding and all of the Bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced or upon termination by the County of book-entry-only form, the County shall immediately provide a supply of bond certificates for issuance upon subsequent transfers or in the event of partial redemption. In the event that such supply of certificates shall be insufficient to meet the requirements of the Paying Agent and Registrar for issuance of replacement bond certificates upon transfer or partial redemption, the County agrees to order printed an additional supply of bond certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting officers. In case any officer whose signature or facsimile thereof shall appear on any Bond shall cease to be such officer before the delivery of such Bond (including any bond certificates delivered to the Paying Agent and Registrar for issuance upon transfer or partial redemption) such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in



Fillmore County Board Minutes



July 28, 2020

all in strict compliance with Sections 10-142 and 23-120, R.R.S. Nebraska, 2012. The bonds are payable from an annual levy of taxes not to exceed 5.2¢ per \$100 of taxable valuation on all the taxable property located in the County pursuant to Section 23-120(3)(b), R.R.S. Nebraska 2012, in addition to all other taxes, and subject to certain constitutional limitations.

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the Resolution authorizing said issue of bonds, subject to the limitations therein prescribed. The County, its Paying Agent and Registrar and any other person may treat the person in whose name this bond is registered as the absolute owner hereof for the purpose of receiving payment hereof and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

AS PROVIDED IN THE RESOLUTION REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE RESOLUTION, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE RESOLUTION TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE PAYING AGENT AND REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE RESOLUTION.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE PAYING AGENT AND REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE PAYING AGENT AND REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

This bond shall not be valid and binding on the County until authenticated by the Paying Agent and Registrar.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond did exist, did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of said County, including this bond, does not exceed any limitations imposed by law. The County covenants and agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in said County, in addition to all other taxes, sufficient in rate and amount to pay the interest on this bond when and as the same becomes due and to create a sinking fund to pay the principal of this bond when the same becomes due, subject to the Constitutional maximum levy applicable to the County for all purposes of \$0.50 per \$100 of taxable valuation of the County, and also subject to the limitations provided in Section 23-120, R.R.S. Nebraska 2012 (which provides that the annual levy for bonds issued by the County under said section may not exceed \$150,000), all as set out in the Statutes of Nebraska, as amended.

IN WITNESS WHEREOF, the Chairperson and Board of the County of Fillmore, Nebraska, have caused this bond to be executed on behalf of the County by being signed by the Chairperson and Clerk of the County, both of which signatures may be facsimile signatures, and by causing the official seal of the County to be affixed hereto which may be a facsimile seal, all as of the date of original issue shown above.

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.

LAW ENFORCEMENT CONTRACT WITH CITY OF GENEVA



Fillmore County Board Minutes



July 28, 2020

Supervisors Neiman and Cerny along with Sheriff Burgess; County Clerk, Amy Nelson; City Council members Chuck Udell and Cody Lightwine had a meeting July 27th and will get a revised contract drawn up for the City Council and Board to approve.

DISCUSSION REGARDING BUILDING LOCATED AT YRTC

Sheriff Burgess informed the Board that he would be interested in looking at the possibility of moving the jail to the LaFlesche building if the State and YRTC will not be using the same any longer.

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.

GENERAL FUND:

Barks and Bubbles	Ser	37.50
Blue Cross Blue Shield of Nebraska	Insur	56,528.50
Bob Barker Company, Inc.	Sup	289.82
Carrier Corporation	Ser	3,050.00
Child Advocacy Center	Budget request	2,107.00
Combined Public Communications	Sup	150.00
Diode Technologies	Rep, Equip	95.00
Eakes Office Solutions	Sup	38.69
Larry Eichelberger	Sup	41.62
Fillmore County Court	Fees	307.11
Fillmore County Hospital	Misc	50.00
First Concord Group, Inc.	Insur	3,936.80
Anthony Gann	Sup	68.37
Geneva Home Center	Sup, Rep	290.60
Geneva Super Foods	Sup	1,238.75
Hall County Sheriff	Ser, Mile	21.63
HD Arms, LLC	Sup	175.00
Heartland Bank	SS	4,816.12
The Home Depot Pro	Sup	702.90
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti	3,180.98
Kelch Plumbing, Heating, & Refrigeration	Ser, Rep	257.00
Madison National Life Insurance Co.	Insur	29.51
Murray Law, PC, LLO	Ser	1,121.00
The Nebraska Signal	Subscription	44.00
Noel Lawn Care	Ser	202.80
Quadient Finance USA, Inc.	Post	700.00
Region V Services	Budget request	2,621.00
Retirement Plans Division of Ameritas	Ret	4,508.16
Rural Apprehension Program	Budget request	11,542.00
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Health & Human Service	Patient Care	90.00
University of Nebraska	Equip	1,594.78
Weaver Pharmacy	Sup	15.37
WEX Bank	Fuel	2,235.35
Joshua Williamson	Rep	385.19
Payroll	Salaries	70,148.98

ROAD/BRIDGE FUND:

Beatrice Concrete Co., Inc.	Gravel	14,308.81
Farmers Cooperative	Fuel	626.06
Geneva Home Center	Sup	89.51
Grafton Oil, Inc.	Fuel	1,274.36



Fillmore County Board Minutes



July 28, 2020

Grainger	Sup	123.92
Heartland Bank	SS	2,262.82
John Deere Financial	Rep, Sup	229.22
Nebraska Public Power District	Uti	422.95
Perennial Public Power District	Uti	153.06
Retirement Plans Division of Ameritas	Ret	2,021.51
US Bank CPS	Post	58.25
WEX Bank	Fuel	2,166.50
Woods & Aitken, LLP	Ser	413.00
Payroll	Salaries	30,300.35

911 EMERGENCY MANAGEMENT FUND:

Geneva Home Center	Sup	15.98
--------------------	-----	-------

CLAIMS APPROVED

Graham moved and Harre seconded the motion to approve the claims 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.

DEPUTY COUNTY ATTORNEY DISCUSSION

County Attorney, Jill Cunningham informed the Board that she would like to have Dan Werner appointed to be the Fillmore County Deputy County Attorney.

After discussion, Cerny moved and Graham seconded the motion to appoint Dan Werner as the Fillmore County Deputy County Attorney beginning August 1, 2020.

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.

BUDGET REVIEWS

The following budgets were reviewed throughout the day: Road Dept, Clerk of the District Court, District Judge, Attorney, Noxious Weed, Sheriff, Jail, Investigator – RAP, Law Enforcement Grant, Extension, Senior Services, County Court, Assessor, Treasurer, Planning & Zoning, East Office Building, Board, Clerk, Register of Deeds, Elections, Data Processing, Employment Security, Insurance, Surveyor, County Medical Relief & Assistance, Institutions, Miscellaneous, ROD Preservation & Modernization, Friends of the Courthouse, Inheritance Tax, Road Dept/Courthouse Bond, and Ag Society Building Bond.

ADJOURN

As there was no other business to come before the Board, Harre moved and Cerny seconded the motion to adjourn until 9:05 a.m., August 11, 2020. 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.



Fillmore County Board Minutes



July 28, 2020

Attest

Chairman