



Fillmore County Board Minutes



September 8, 2020

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., September 8, 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 11:47 a.m.

MINUTES APPROVED

Chairman of the Board, Neiman declared the minutes from the August 25, 2020 meeting approved as presented.

FEE REPORTS

Cerny moved and Graham seconded the motion to approve the fee reports for August 2020 as presented:

County Clerk \$12,290.95 (State \$6,009.67 & County \$6,281.28)
Clerk of the District Court \$2,175.73
County Sheriff \$2,924.83

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

Wade Sluka, Mark Lightwine, Kenny Harre, Amy Nelson, and FCDC members Bryce Kassik, Marcus Ruhl, Derek Betka, and Kory Kahlandt met on September 1st and discussed having the new FCDC Director as a County employee in order to offer benefits.

Wade and Bryce gave an update from that meeting and after discussion, Sluka moved and Lightwine seconded the motion to authorize the FCDC Director to be a county employee with benefits and to change the County Board member to a voting member on the FCDC Board (still being appointed by the Chairman yearly). 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.

GENERAL FUND:

Black Hills Energy	Uti	61.71
Carquest of Geneva	Rep	10.10
Carrier Corporation	Main	3,050.00
Charm Tex	Sup	46.90
City of Geneva	Uti	988.60



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Clearlyfly	Uti	365.31
CSS Mindshare, LLC	Equip, Ser	3,606.00
Dollar General – Regions 410526	Sup	11.10
Eakes Office Solutions	Sup	595.41
Patricia I. Engle	Meals	40.76
FedEx	Post	38.53
Fillmore County Clerk of the District Court	Ser	108.00
Fillmore County Medical Center	Ser	70.29
Fillmore County Treasurer	Transfer	50,000.00
First Wireless, Inc.	Equip, Ser	40,923.01
Gall's, LLC	Sup	79.15
Geneva Home Center	Sup	35.85
Geneva Lumber Center	Sup	16.45
Geneva Tire and Auto, Inc.	Rep, Main	1,635.44
Glenwood	Uti	223.00
Heartland Bank	SS	4,722.06
The Home Depot Pro	Sup	412.34
Hometown Leasing	Ser	1,256.49
Intoximeters, Inc.	Sup	268.00
Kelch Plumbing, Heating, & Refrigeration	Rep	197.90
Kopchos Sanitation, Inc.	Uti	148.75
Madison National Life Insurance Co.	Insur	151.63
Marshall & Swift / Boeckh, LLC	Sup	656.20
Midwest Connect	Ser	1,784.70
MIPS, Inc.	Ser	3,217.35
Murray Law PC, LLO	Ser	408.50
Nebraska Assoc. of County Assessor	Dues	50.00
Nebraska Sheriff's Association	Wksh	15.00
The Nebraska Signal	Ads, Pro	1,568.09
Nick's Farm Store	Rep	26.99
Quadient Finance USA, Inc.	Post	700.00
Ramada Kearney	Lodging	156.00
Retirement Plans Division of Ameritas	Ret	4,579.13
Secretary of State	Ser	20.00
US Bank CPS	Main, Wksh, Sup	2,303.82
Woodward's Disposal Service, Inc.	Ser	20.00
Payroll	Salaries	68,852.31

ROAD/BRIDGE FUND:

Paul Bauer	Ser	475.00
Beatrice Concrete Co., Inc.	Gravel	17,139.56
Black Hills Energy	Uti	31.69
City of Geneva	Uti	58.25
Tim & Kay Due	Misc	69.51
Eakes Office Solutions	Ser	263.95
Farmers Cooperative	Fuel	4,981.84
Geneva Implement Co., Inc.	Parts, Rep	88.24
Geneva Milling Co., Inc.	Misc	33.50
Geneva Tire and Auto, Inc.	Rep	164.45
Geneva Welding & Supply, Inc.	Sup	20.00
Glenwood Telecommunications, Inc.	Uti	40.00
Heath, Inc.	Parts, Rep	349.35
Heartland Bank	SS	2,328.16
Hometown Leasing	Ser	139.00
Paul & Amy Jurgensen	Misc	63.19
MIPS, Inc.	Ser	137.42
The Nebraska Signal	Ads	198.20
Nichols Construction	Gravel	42,606.63
Nick's Farm Store Co.	Parts, Rep	57.86



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Perennial Public Power District	Uti	51.16
Power Plan	Parts	416.14
RDO Truck Centers	Parts, Rep	327.23
Retirement Plans Division of Ameritas	Ret	2,079.22
Speece Lewis Engineers	Ser	3,770.90
Village of Fairmont	Uti	44.48
Village of Shickley	Uti	23.69
Windstream	Uti	167.15
Payroll	Salaries	31,155.59

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	144.34
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INHERITANCE TAX FUND:

NIRMA	Ser	3,126.85
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911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.00
Precision Signs and Graphics	Sup	400.00

CLAIMS APPROVED

Noel moved and Lightwine 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.

SUBSTITUTING PLEDGE SECURITY

Lightwine moved and Harre seconded the introduction of the following resolution:

RESOLUTION 2020 – 22

RESOLVED, that Cornerstone Bank of Geneva, Nebraska be permitted to substitute the following security held by the Wells Fargo Bank, Trustee:

CUSIP #306581DE6, in the amount of \$200,000.00 and CUSIP #823017EQ7, in the amount of \$25,000.00

and that the following security be substituted:

CUSIP #986355BE4, in the amount of \$210,000.00

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 ROAD L BETWEEN ROAD 3 AND ROAD 4 &
ROAD 4 BETWEEN ROAD K AND HIGHWAY 41**

Assistant Highway Superintendent, Doug Motis informed the Board that after review of County Road 4 that it would cost approximately \$75,000.00 to \$85,000.00 to bring Road 4 between Road K and Highway 41 to county specifications, taking out trees and replacing culverts.



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After discussion, Cerny moved and Noel seconded the motion to close the west bridge on Road L between Road 3 and Road 4. 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 FOR ONE AND SIX YEAR PLAN

Opened public hearing for One and Six Year plan at 10:00 a.m. as advertised. Board discussed the one and six year plan and will make three changes.

After discussion, Sluka moved and Cerny seconded the motion to close the public hearing at 10:10 a.m. and there was no public present for discussion. 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.

ONE AND SIX YEAR PLAN

Sluka moved and Lightwine seconded the introduction of the following resolution:

RESOLUTION 2020 – 23

ACCEPTING THE ONE (1) & SIX (6) YEAR HIGHWAY IMPROVEMENT PROGRAM FOR THE COUNTY OF FILLMORE, NEBRASKA.

BE IT RESOLVED by the Chairman and Supervisors of Fillmore County that:

It is hereby found and determined that:

1. The program for distribution of the Highway Allocation Funds provide additional funds to counties for road related maintenance and construction.
2. In order to qualify for said funds the County must, among other things, prepare an annual One (1) and Six (6) Year Program for highway improvements, conduct a local public hearing and submit the results to the Board of Public Roads Classification and Standards.
3. The County of Fillmore, Nebraska does hereby adopt the 2020 – 2021 One (1) and Six (6) Year Program as proposed by the Fillmore County Highway Superintendent, with the following changes:
 - a. Add project number C30(435), road work on Road 4 between Road K and Highway 41
 - b. Add project number C30(436), replace bridge with culverts on Road X between Road 20 and Road 21
 - c. Add project number C30(437), replace bridge on Road D between Highway 81 and Road 14

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.

GENEVA TOWNSHIP BUDGET HEARING

Opened public hearing at 10:30 a.m. for the Geneva Township budget hearing.



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Graham moved and Lightwine seconded the motion to close the public hearing regarding Geneva Township 2020/2021 Budget at 10:33 a.m., as there was no one in attendance to testify for or against the budget. 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.

ADDITIONAL BUDGET AUTHORITY FOR GENEVA TOWNSHIP

Noel moved and Cerny seconded the motion to approve additional budget authority for Geneva 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.

GENEVA TOWNSHIP 2020/2021 BUDGET

Sluka moved and Harre seconded the motion to approve the 2020/2021 Geneva Township budget as advertised and 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.

AUDIT WAIVER FOR GENEVA TOWNSHIP

Noel moved and Cerny seconded the motion to request an audit waiver for the 2019/2020 fiscal year for Geneva 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.

2020/2021 BUDGET DISCUSSION

Board reviewed a few budget items prior to public hearing to adopt the budget on September 17, 2020 at 9:00 a.m.

BRYANT TOWNSHIP BUDGET HEARING

Opened public hearing at 10:45 a.m. for the Bryant Township budget hearing.

Sluka moved and Graham seconded the motion to close the public hearing regarding Bryant Township 2020/2021 Budget at 10:48 a.m., as there was no one in attendance to testify for or against the budget. 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.

ADDITIONAL BUDGET AUTHORITY FOR BRYANT TOWNSHIP



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Cerny moved and Sluka seconded the motion to approve additional budget authority for Bryant 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.

BRYANT TOWNSHIP 2020/2021 BUDGET

Sluka moved and Graham seconded the motion to approve the 2020/2021 Bryant Township budget as advertised and 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.

AUDIT WAIVER FOR BRYANT TOWNSHIP

Noel moved and Lightwine seconded the motion to request an audit waiver for the 2019/2020 fiscal year for Bryant 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.

DISCUSSION REGARDING FEE SCHEDULE FOR NOXIOUS WEED DEPARTMENT

Noxious Weed Superintendent, Todd Boller presented a fee schedule to the Board. After review and discussion, the Board requested that the County Attorney review prior to approval.

EXECUTIVE SESSION

Cerny 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 Noxious Weed Superintendent and County Clerk remain. Executive session began at 10:54 a.m.

RETURN TO REGULAR SESSION

Sluka moved and Noel seconded the motion to return to open session at 11:03 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.

EXECUTIVE SESSION



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Sluka moved and Graham 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 County Sheriff, Emergency Manager, Head Dispatcher, and County Clerk remain. Executive session began at 11:05 a.m.

RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 11:21 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.

EXECUTIVE SESSION

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

Nays: None

The Chairman declared the motion carried and requested that the County Sheriff and County Clerk remain. Executive session began at 11:23 a.m.

RETURN TO REGULAR SESSION

Sluka moved and Graham seconded the motion to return to open session at 11:31 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.

EXECUTIVE SESSION

Lightwine moved and Cerny 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 County Clerk remain. Executive session began at 11:36 a.m.

RETURN TO REGULAR SESSION



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Graham moved and Sluka seconded the motion to return to open session at 11:46 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.

ADJOURN

Agenda items "Annual Certification of Program Compliance, Annual Certification of Program Compliance to Nebraska Board of Public Roads Classifications and Standards, and Road Closure on Road B between Road 16 & Road 17 were tabled to the September 22, 2020 Board meeting. 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., September 17, 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.

Attest

Chairman