



# Fillmore County Board Minutes



September 14, 2021

## COUNTY BUDGET HEARING

The hearing on the county's budget for 2021/2022 was opened at 8:45 a.m. as advertised. County Board and Clerk reviewed the budget documents and answered a couple questions. Greg Scellin with the Nebraska Signal was present for discussion.

Graham moved and Harre seconded the motion to close the budget hearing at 9:01 a.m. as no one appeared to testify for or against. Upon roll call, the vote was as follows:

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

Nays: None

Absent: Neiman

The Vice Chairman declared the motion carried.

## SPECIAL HEARING TO SET FINAL TAX REQUEST

The special hearing to set the final tax request at a different amount than the prior tax request opened at 9:02 a.m.

Graham moved and Lightwine seconded the motion to close the hearing to set the final tax request at 9:07 a.m. Upon roll call, the vote was as follows:

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

Nays: None

Absent: Neiman

The Vice Chairman declared the motion carried.

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The Fillmore County Board of Supervisors convened in open and public session at 9:08 a.m., September 14, 2021, in the Boardroom of the Courthouse in Geneva, Nebraska with Vice Chairman Sluka presiding. Members present were Noel, Graham, Harre, Cerny, and Lightwine. Neiman was absent and Harre was absent when recessed at 11:28 a.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 2:25 p.m.

## MINUTES APPROVED

Vice Chairman of the Board, Sluka declared the minutes from the August 24, 2021 and August 30, 2021, meetings approved as presented.

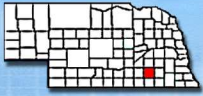
## SENIOR SERVICES UPDATE

Brenda Motis, Senior Services Director introduced Stacy McCoy as her new part time employee and gave an update on the Geneva Senior Center and the non-profit group they are working to create.

## CLAIMS

The claims were presented for payment. The following abbreviations describe the expenditures: Equip – equipment, HDM's – home delivered meals, Insur – insurance, Main – maintenance, Mtgs – meetings, Mile – mileage, Misc – miscellaneous, Post – postage, Pro – proceedings, Rep – repairs, Ret – retirement, Ser – service, SS – social security, Sup – supplies, Uti – utilities, Wksh – workshop expense.

## GENERAL FUND:



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Applied Connective Technologies	Ser	466.00
Bi-Versal Services, LLC	Ser	470.72
Black Hills Energy	Uti	92.04
Blue Cross Blue Shield of Nebraska	Insur	55,429.43
Carrier Corporation	Ser, Rep, Main	6,875.00
Chaney Chemical, Inc.	Sup	328.13
Charm-Tex, Inc.	Sup	73.80
City of Geneva	Uti	2,134.90
Clearly	Uti	397.71
Mel Coetzee	Sup, Comm	114.98
Combined Public Communications	Sup, Comm	150.00
Cornerstone Bank	SS	10,528.70
Jill R. Cunningham	Rent	183.33
Diane Deepe	Ser	320.00
Eakes Office Solutions	Sup	972.78
Fillmore County Clerk	Fees	48.00
Fillmore County Clerk of the District Court	Fees	71.00
Fillmore County Medical Center	Ser	47.43
Fillmore County Treasurer	Transfer	160,000.00
First Concord Benefits Group, LLC	Insur, Ser	2,172.85
Friesen Auto	Equip	520.00
Geneva Lumber Center	Sup	4.59
Geneva Super Foods	Sup	1,214.38
Geneva Tire and Auto, Inc.	Rep	51.00
Geneva Weldng & Supply, Inc.	Rep	26.00
Glenwood	Uti	128.00
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
Hometown Leasing	Ser	1,518.51
Kalkwarf & Smith Law Offices, LLC	Ser, Uti, Misc	3,196.61
Jerry Knoche	Mile	6.72
Kopchos Sanitation, Inc.	Uti	211.75
Stephen J. Kraviec	Ser, Post	1,778.76
Lichti Oil	Fuel	57.79
Madison National Life Insurance Co.	Insur	146.68
Midwest Card and ID Solutions, LLC	Sup	61.11
MIPS, Inc.	Ser	3,115.36
Murray Law PC, LLO	Ser, Mile	3,823.00
Nebraska Association of County Officials	Wksh	40.00
Nebraska Public Power District	Uti	2,838.81
Nebraska Sheriff's Association	Wksh, Dues	220.00
The Nebraska Signal	Ads, Proc	531.12
North American Invasive Species Management Association	Wksh	40.00
Office Depot Business Credit	Sup	89.57
Precision Signs and Graphics, LLC	Sup	50.00
PurFoods	Sup	264.44
Quill, LLC	Sup	62.99
Retirement Plans Division of Ameritas	Ret	10,049.90
Secretary of State	Sup	20.00
Seward County Detention Center	Boarding prisoners	910.00
State of Nebraska DAS Central Finance	Ser	448.00
Sullivan Shoemaker PC, LLO	Ser, Mile	1,069.27
Svehla Law Offices, PC	Ser	605.00
Thayer County Treasurer	Sup	214.10
34 Electric, LLC	Rep	90.56
Unifirst Corporation	Ser	624.15
US Bank CPS	Main, Lodging, Sup, Post	1,721.88
Verizon Wireless	Uti	735.15



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Weaver Pharmacy	Sup	162.08
Windstream	Uti	165.53
Woodward's Disposal Service, Inc.	Ser	40.00
Payroll	Salaries	151,839.56

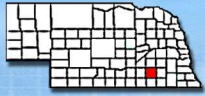
## ROAD/BRIDGE FUND:

Ace Agricultural Supply	Rep	340.07
Ace Irrigation & Manufacturing	Culverts	22,923.50
Action Auto Supply	Sup	5.71
Auto Value Parts Stores	Parts, Sup, Main	973.22
B's Enterprises, Inc.	Sup	1,392.00
Beatrice Concrete Co., Inc	Gravel	16,885.20
Paul Bauer	Ser	475.00
Bi-Versal Services, LLC	Ser	1,133.58
Black Hills Energy	Uti	59.45
The Boulder Company	Sup	197.86
C & M Supply, Inc.	Fuel	359.80
Carquest Geneva	Parts, Sup	265.40
Certified Truck & Trailer, Inc.	Parts	36.60
City of Geneva	Uti	58.95
Cornerstone Bank	SS	5,041.02
Eakes Office Solutions	Sup	220.88
Farmers Cooperative	Fuel	7,456.88
Gana Trucking & Excavating, Inc.	Gravel	3,797.03
Geneva Building Supply	Sup, Misc, Rep	197.53
Geneva Dirtworks, Inc.	Culvert project	61,784.15
Geneva Super Foods	Sup	15.87
Geneva Tire and Auto, Inc.	Rep, Tires, Main	4,396.99
Geneva Welding & Supply, Inc.	Sup	707.60
Grafton Oil, Inc.	Fuel	2,176.00
Hometown Leasing	Ser	139.00
Kopchos Sanitation, Inc.	Uti	55.00
LCL Truck Equipment, Inc.	Rep, Parts	1,436.39
Lichti Oil	Fuel	5,579.76
Medical Enterprises, Inc.	Ser	75.00
Mid-Nebraska Aggregate, Inc.	Gravel	12,929.75
MIPS, Inc.	Ser	142.92
Mussman Excavating	Main	1,296.00
Newman Traffic Signs	Sup	2,921.50
Nichols Construction	Gravel	75,734.70
Nick's Farm Store Co.	Rep, Sup	19.89
NMC Exchange, LLC	Parts, Ser, Main	8,190.92
Perennial Public Power District	Uti	146.82
Power Plan	Parts, Rep	3,809.39
Quill Corporation	Sup	40.66
Retirement Plans Division of Ameritas	Ret	4,468.51
US Bank CPS	Sup	137.58
Verizon Wireless	Uti	41.05
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	45.34
Village of Grafton	Uti	42.82
Village of Shickley	Uti	28.33
Windstream	Uti	174.33
Payroll	Salaries	67,353.45

## ECONOMIC DEVELOPMENT CORP FUND:

The Nebraska Signal	Misc	6.54
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## REGISTER OF DEEDS PRESERVATION FUND:



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145.48

MIPS, Inc.

Ser

**911 EMERGENCY MANAGEMENT FUND:**

Glenwood	Uti	64.00
Lichti Oil	Ser, Rep	75.60
Nebraska Public Power District	Uti	247.72
Platte Valley Communications of Hastings	Rep	160.00
Precision Signs and Graphics, LLC	Equip	1,077.80
Windstream	Uti	1,984.93

**ROAD/COURTHOUSE BUILDING FUND:**

Union Bank & Trust	Ser, Fees	1,274.00
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**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	August taxes	22,361.14
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**CLAIMS APPROVED**

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

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

The Vice Chairman declared the motion carried.

**BILL FOR GENEVA TOWNSHIP FOR THE LIBRARY**

After discussion, Noel moved and Harre seconded the motion to pay the bill submitted from the Geneva Library in the amount of \$150.00 to allow residents in Geneva Township access to the library and direct the County Treasurer to pay the bill. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

**OCCUPY COUNTY RIGHT-OF-WAY PERMIT**

Lightwine moved and Cerny seconded the motion to approve the following occupy county right-of-way permits as presented by the Assistant Highway Superintendent:

Rod Heinrichs – bury electric line on Road X between Road 14 and Road 15, SE ¼, Section 29 to NE ¼, Section 32, 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. Upon roll call, the vote was as follows:

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

The Vice 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 with the Assistant Highway Superintendent.

After discussion, Lightwine moved and Harre seconded the motion to close the public hearing at 10:06 a.m. and there was no public present for discussion. Upon roll call, the vote was as follows:



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

The Vice Chairman declared the motion carried.

## **ONE- AND SIX-YEAR PLAN**

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

### **RESOLUTION 2021 – 35**

**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 2021 – 2022 One (1) and Six (6) Year Program as proposed by the Fillmore County Highway Superintendent.

Upon roll call, the vote was as follows:

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

The Vice Chairman declared the resolution adopted.

## **FEE REPORTS FOR AUGUST 2021**

After review, Cerny moved and Noel seconded the motion to approve the fee reports as submitted for August 2021 as follows:

**Clerk \$14,577.62** (State \$7,619.72 & County \$6,957.90)  
**Clerk of the District Court \$2,836.54**  
**Sheriff \$5,293.74**

Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

## **DISCUSSION REGARDING EAST BUILDING ROOF AND A/C UNITS**

Supervisor Lightwine had a meeting with Chappell Roofing and Kelch Plumbing & Heating regarding the roof or A/C unit that is leaking when it rains. Discovered that the A/C unit pan is leaking, both A/C units were installed in 1998. Supervisor Lightwine and Cerny will be looking into the possibility of replacing them and if they can be placed on the ground versus on the roof. Will also be working with Chappell Roofing to be sure that the roof gets repaired, or the new units get wrapped before they are installed on the roof.

## **COUNTY SHERIFF APPOINTMENT**





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Noel moved and Lightwine seconded the motion to approve the appointment of Ryan Smith as County Sheriff, effective October 30, 2021, succeeding William (Bill) Burgess, whose resignation takes effect October 29, 2021. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

## **TRAINING PERIOD RATE OF PAY**

Lightwine moved and Cerny seconded the motion to pay Ryan Smith beginning September 14, 2021 for training at the regular County Sheriff's salary, including benefits as provided other employees. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

## **CONSERVATION EASEMENT FROM UPPER BIG BLUE NATURAL RESOURCES DISTRICT**

Jennifer Slezak, Zoning Administrator presented the recommendation to approve the proposed conservation easement that was submitted to the Board and Planning Commission at the July 27, 2021 Board meeting located in the NW ¼, Section 8, Fairmont Township.

After discussion, Harre moved and Lightwine seconded the motion to approve the conservation easement submitted from Upper Big Blue Natural Resources District located in a tract of land being part of the Northwest Quarter of Section Eight (8), Township Eight (8) North, Range Two (2) West of the 6<sup>th</sup> P.M. containing 89.00 acres. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

## **ENGAGEMENT LETTER WITH LUTZ & COMPANY, PC FOR ARPA FUNDS**

After discussion, Lightwine moved and Cerny seconded the motion to approve the engagement letter with Lutz & Company, PC for consulting related to the American Rescue Plan Act (ARPA) funds. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

## **ADDITIONAL BUDGET AUTHORITY**

Cerny moved and Graham seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2021/2022 as allowed by statute. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

**BUDGET ADOPTED**



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

## **RESOLUTION 2021 – 36**

**WHEREAS**, a proposed County Budget for the Fiscal Year July 1, 2021 to June 30, 2022, prepared by the Budget Making Authority, was transmitted to the County Board on the 14<sup>th</sup> day of September, 2021.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Fillmore County, Nebraska as follows:

Section 1: That the budget for the Fiscal Year July 1, 2021 to June 30, 2022, as categorically evidenced by the Budget Document be, and the same hereby is, adopted as the budget for Fillmore County for said fiscal year.

Section 2: That the offices, departments, activities, and institutions herein named are hereby authorized to expend the amounts herein appropriated to them during the fiscal year beginning July 1, 2021 and ending June 30, 2022.

Section 3: That the income necessary to finance the appropriations made and expenditures authorized shall be provided out of the unencumbered cash balance in each fund, revenues other than taxation to be collected during the fiscal year in each fund, and tax levy requirements for each fund.

Upon roll call, the vote was as follows:

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

The Vice Chairman declared the resolution adopted.

## **SETTING THE PROPERTY TAX REQUEST**

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

## **RESOLUTION 2021 – 37**

**WHEREAS**, Nebraska Revised Statute 77-1601.02 provides that the Governing Body of the Fillmore County Board of Supervisors passes by a majority vote a resolution setting the tax request; and

**WHEREAS**, a special public hearing was held as required by law to hear and consider comments concerning the property tax request;

**NOW THEREFORE**, the Governing Body of the Fillmore County, resolves that:

1. The 2021 – 2022 property tax request be set at:
 

i. General Fund	\$ 4,629,797.65
ii. Road Building Fund	\$ 206,103.66
iii. Ag Society Building Fund	\$ 68,675.40
iv. Hospital Operating Fund	\$ 100,000.00
2. The total assessed value of property differs from last year's total assessed value by -1.11 percent.
3. The tax rate which would levy the same amount of property taxes from last year, when multiplied by the new total assessed value of property, would be \$0.207276 per \$100 of assessed value.
4. The Fillmore County proposes to adopt a property tax request that will cause its tax rate to be \$0.210535 per \$100 of assessed value.
5. Based on the proposed property tax request and changes in other revenue, the total operating budget of Fillmore County will increase or decrease last year's budget by 8.93 percent



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6. A copy of this resolution be certified and forwarded to the County Clerk on or before October 13, 2021.

Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the resolution adopted.

## **FILLMORE COUNTY DEVELOPEMT CORPORATION UPDATE**

Eric Johnson, Fillmore County Development Corp. (FCDC) Director and Bryce Kassik, FCDC member were present to give an update to the Board. Eric informed the Board that he is all moved to the East Office Building and thanked them for the additional space. Also informed the Board of a couple business projects that he is working on.

## **DISCUSSION REGARDING ARPA FUNDS**

Jennifer Reiman with Glenwood was present for discussion regarding the American Rescue Plan Act (ARPA) funds that the county is receiving. After discussion, a meeting will be set up with the committee and our Deputy County Attorney to review material and report at the next meeting.

## **RECESS UNTIL AFTER PUBLIC HEARINGS**

Harre moved and Lightwine seconded the motion to recess as County Board of Supervisors at 11:28 a.m. until after the budget hearings. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **BRYANT TOWNSHIP BUDGET HEARING**

Opened public hearing at 1:00 p.m. for the Bryant Township budget hearing. The Board reviewed the budget documents and had some discussion among them.

Lightwine moved and Cerny seconded the motion to close the public hearing regarding Bryant Township 2021/2022 Budget at 1:16 p.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, Lightwine, Noel, and Sluka

Nays: None

Absent: Harre and Neiman

The Vice Chairman declared the motion carried.

## **GENEVA TOWNSHIP BUDGET HEARING**

Opened public hearing at 1:30 p.m. for the Geneva Township budget hearing. The Board reviewed the budget documents and had some discussion among them.

Cerny moved and Graham seconded the motion to close the public hearing regarding Geneva Township 2021/2022 Budget at 1:37 p.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

Absent: Harre and Neiman





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The Chairman declared the motion carried.

**Reconvened as Fillmore County Board of Supervisors at 1:38 p.m.**

## **ADDITIONAL BUDGET AUTHORITY FOR BRYANT TOWNSHIP**

Cerny moved and Lightwine seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2021/2022 as allowed by statute for Bryant Township. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **BRYANT TOWNSHIP 2021/2022 BUDGET**

Graham moved and Noel seconded the motion to approve the 2021/2022 Bryant Township budget as advertised and presented. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **AUDIT WAIVER FOR BRYANT TOWNSHIP**

Lightwine moved and Graham seconded the motion to request an audit waiver for the 2020/2021 fiscal year for Bryant Township. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **ADDITIONAL BUDGET AUTHORITY FOR GENEVA TOWNSHIP**

Graham moved and Lightwine seconded the motion to authorize up to one percent (1%) additional budget authority for fiscal year 2021/2022 as allowed by statute for Geneva Township. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **GENEVA TOWNSHIP 2021/2022 BUDGET**

Lightwine moved and Cerny seconded the motion to approve the 2021/2022 Geneva Township budget as advertised and presented. Upon roll call, the vote was as follows:

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

Nays: None

The Vice Chairman declared the motion carried.

## **AUDIT WAIVER FOR GENEVA TOWNSHIP**

Cerny moved and Graham seconded the motion to request an audit waiver for the 2020/2021 fiscal year for Geneva Township. Upon roll call, the vote was as follows:



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

The Vice Chairman declared the motion carried.

## **ADJOURN**

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., September 28, 2021. Upon roll call, the vote was as follows:

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

The Vice Chairman declared the motion carried.

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Attest

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Chairman