

The Fillmore County Board of Supervisors convened in open and public session at 9:09 a.m., May 13, 2024, 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 and 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. The 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 was adjourned at 11:45 a.m.

**MINUTES APPROVED**

Chairman of the Board, Neiman declared the minutes from the April 23, 2024, meeting approved as presented.

**TRANSFER OF OWNERSHIP FOR NEW TECHNOLOGY EQUIPMENT IN COURTROOM**

Clerk of the District Court, Peggy Birky and Clerk Magistrate, Cindy Carrigan presented the transfer agreement from the State of Nebraska for the new technology equipment that has been installed within the courtroom.

After discussion, Harre moved and Lightwine seconded the motion to approve the Statement of Acceptance of Possession and Future Responsibility form from the State of Nebraska accepting the ownership of all equipment (per inventory on file in Clerk's office) with no exchange of funds. 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 WITH HARRE SEED AND SERVICES, LLC**

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

**RESOLUTION 2024 - 07**

**WHEREAS**, Kenny Harre is a member of the Board of Supervisors of Fillmore County, Nebraska;

**WHEREAS**, Kenny Harre is an owner of the business operated in Milligan, Fillmore County, Nebraska under the name of Harre Seed and Services, LLC; and

**WHEREAS**, the County of Fillmore on a regular basis does business with Harre Seed and Services;

**NOW, THEREFORE, BE IT RESOLVED**, that the Board of Supervisors of Fillmore County, Nebraska does hereby approve the purchase of merchandise and material from Kenny Harre doing business as Harre Seed and Services, and the sale by Kenny Harre of merchandise and material to the County of Fillmore on a per invoice basis in an amount not to exceed \$5,000.00, without the prior approval by virtue of a resolution passed by the Board of Supervisors of Fillmore County, Nebraska;

**BE IT FURTHER RESOLVED**, the Board of Supervisors directs that the Clerk of Fillmore County, Nebraska, maintain a separate ledger relative to any purchases made by representative of the County of Fillmore from Harre Seed and Services, or contracts for the purchase of any material, which ledger contains the following information as provided in Nebraska Revised Statute §49-14, 103.02:

- 1) Names of the contracting parties;
- 2) Nature of the interest of the officer in question;
- 3) Date that the contract was approved by the governing body;
- 4) Amount of the contract; and
- 5) Basic terms of the contract.

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, Noel, and Sluka  
Nays: None                      Abstaining due to conflict: Harre

The Chairman declared the resolution adopted.

**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:**

Action Auto Supply	Sup	14.81
Amazon Capital Services	Equip, Sup	1,227.50

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Applied Connective Technologies	Ser	4,879.80
AT & T Mobility	Uti	1,219.53
Auto Value Parts Stores	Sup, Rep	703.92
Axon Enterprises, Inc.	Main	4,854.60
Paul Bauer	Ser	1,480.00
Betka Plumbing, Heating & Air Conditioning	Rep	286.45
Black Hills Energy	Uti	754.31
Blue Cross Blue Shield of Nebraska	Insur	66,510.65
Blue to Gold, LLC	Wksh	395.00
Bockstadter & Glen Law, LLC	Ser	878.75
Carquest of Geneva	Main, Sup	46.55
Chaney Chemical, Inc.	Sup	754.05
City of Geneva	Uti	488.65
Clearly	Uti	399.40
Cornerstone Bank	SS	5,954.80
Jill R. Cunningham	Rent	183.33
Eakes Office Solutions	Sup	1,889.91
Election Systems & Software, Inc.	Sup	2,704.39
Patricia I. Engle	Meal	33.28
Erdkamp Motors	Main, Rep	1,601.13
Exeter Senior Center	CASA & USDA Reim	535.70
Fairmont Aging Services	CASA & USDA Reim	2,387.10
Fillmore County Clerk of the District Court	Fees	238.00
Fillmore County Hospital	Ser	135.70
Fillmore County Sheriff	Ser	150.00
Fillmore County Treasurer	Transfer	15,000.00
First Concord Benefits Group	Insur, Ser	368.00
Friesen Chevrolet	Rep	273.53
Galls	Sup	182.99
Geneva Home Center	Sup	27.42
Geneva Senior Center Foundation	CASA & USDA Reim	3,482.60
Geneva Super Foods	Sup	1,136.13
Geneva Tire & Auto, Inc.	Rep, Tires	735.86
Glenwood	Uti	369.70
Hamilton County Sheriff	boarding prisoners	3,850.00
Heartland Bank	Sup	16.00
Hebron Lawn Care, LLC	Ser	2,314.00
Helena Agri-Enterprises, LLC	Sup	2,355.00
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.34
Holiday Inn	Lodging	887.80
Hometown Leasing	Ser	1,512.47
Jefferson County Emergency Management	Main	1,713.90
Jim's U-Save Pharmacy	Sup	16.90
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Sup	6,511.90
Kopchos Sanitation, Inc.	Uti	251.00
Kraviec Maurstad Law, PC, LLO	Ser, Post	1,885.81
Lieske, Lieske and Ensz	Ser	391.00
MIPS, Inc.	Ser	3,163.12
Nebraska Clerks of the District Court Assoc	Wksh	75.00
Nebraska County Attorneys Association	Wksh	1,100.00
Nebraska Public Power District	Uti	475.34
The Nebraska Signal	Pro, Ads	1,263.41
Nick's Farm Store	Sup	121.33
911 Custom	Equip	1,499.53
PurFoods, LLC	Meals	360.64
Quadient Finance USA, Inc.	Post	700.00
Region V Systems	EPC billing	1,070.00
Retirement Plans Division of Ameritas	Ret	5,844.58
The Scarlet Hotel	Lodging	214.00
Alexis Schmidt	Mile	251.12
Lon Schoenholz DBA Water Worx	Rep	294.00
Security Equipment, Inc.	Equip	287.00
Superior Industries, LLC	Equip	3,837.00
Svehla Law Offices, LLC	Ser	125.50
Carley Swartzendruber	Meals, Parking	148.74
Thayer County Treasurer	Sup	296.38
Unifirst Corporation	Ser	742.90
US Bank CPS	Sup, Post, Lodging, Equip	2,643.56
Van Diest Supply Company	Sup	9,595.50
Weaver Pharmacy	Sup	170.41
Daniel Werner	Meal, Mile	231.18
Windstream	Uti	147.69
Woodward's Disposal Service, Inc.	Ser	110.00
Payroll	Salaries	85,563.22

**ROAD/BRIDGE FUND:**

Action Auto Supply	Parts	180.66
Amazon Capital Services	Sup, Misc	157.89

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APS "Axline Power Shine"	Parts	336.20
AT & T Mobility	Uti	46.86
Auto Value Parts Stores	Parts, Main, Sup	620.33
Paul Bauer	Ser	510.00
Beatrice Sand and Gravel	Gravel	11,962.80
Bi-Versal Services, LLC	Ser	115.00
Black Hills Energy	Uti	300.51
City of Geneva	Uti	82.90
Heather Clark	Ser	137.00
Cornerstone Bank	SS	2,607.36
Exeter Lumber, LLC	Sup	174.92
Galyen Energy Supply, LLC	Fuel	8,162.42
Geneva Implement Co., Inc.	Parts, Main	438.64
Geneva Tire and Auto, Inc.	Rep, Tires	1,377.50
Geneva Welding & Supply, Inc.	Parts, Equip, Sup	197.68
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,068.12
Hometown Leasing	Ser	161.00
Kopchos Sanitation, Inc.	Uti	70.00
Martin Marietta	Rock/gravel	15,738.57
Medical Enterprises, Inc.	Sup	35.00
Midwest Service & Sales	Parts	1,050.00
MIPS, Inc.	Ser	147.20
The Nebraska Signal	Ads	266.00
Nichols Construction	Gravel	28,443.19
Nick's Farm Store Co.	Rep	278.55
NMC Exchange, LLC	Parts, Ser	5,163.41
Overland Ready Mixed	Bridges	2,118.00
Perennial Public Power District	Uti	89.73
Retirement Plans Division of Ameritas	Ret	2,266.77
US Bank CPS	Parts	61.37
Verizon	Uti	504.30
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	26.88
Village of Grafton	Uti	42.52
Village of Shickley	Uti	77.74
Westover Rock & Sand, Inc.	Rock	14,223.57
Windstream	Uti	175.43
Payroll	Salaries	34,038.00

**ECONOMIC DEVELOPMENT – TOURISM FUND:**

Provicus, LLC	Ser	195.00
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**REGISTER OF DEEDS PRESERVATION FUND:**

MIPS, Inc.	Ser	148.48
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**911 EMERGENCY MANAGEMENT FUND:**

Galyen Energy Supply dba Lichti Oil	Rep	159.00
Glenwood	Uti	64.95

**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	April taxes	33,267.18
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**CLAIMS APPROVED**

Graham moved and Cerny 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.

**FEE REPORTS FOR APRIL 2024**

After review, Lightwine moved and Harre seconded the motion to approve the April 2024 fee reports as presented:

**County Clerk \$10,108.21** (State \$5,358.65 & County \$4,749.56)  
**Clerk of the District Court \$542.97**  
**County Sheriff \$1,305.66**

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.

**APPOINTMENT OF COUNTY ASSESSOR**

Lightwine moved and Cerny seconded the motion to appoint Melissa Houchin as the Fillmore County Assessor effective May 13, 2024, to fulfill the term due to the retirement of Lynn Mussman. 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.

**EAST BUILDING SIGN REPAIR**

The sign at the East Building showing which offices are in the building is in need of repair. County Clerk, Amy Nelson informed the Board that Precision Signs gave an estimate of \$600.00 to \$700.00 to replace the panel of this sign. After discussion, the Board agreed that the panel needs to be replaced.

**STEEL OX SUBDIVISION**

Zoning Administrator, Shaundee Graham submitted the Steel Ox Subdivision located in the SE ¼, Section 6, Geneva Township to the Board for approval.

After discussion, Sluka moved and Graham seconded the motion to approve the Steel Ox Subdivision located in the SE ¼ of Section 6, Geneva Township described as follows: a parcel of land located in the Southeast Quarter of Section 6, Township 7 North, Range 3 West of the Sixth P.M., Fillmore County, Nebraska more particularly described as follows: referring to the Northeast corner of said Southeast Quarter; thence S00°16'01"W (assumed bearing) on the East line of said Southeast Quarter, a distance of 720.06 feet to the point of beginning; thence continuing S00°16'01"W on said East line, a distance of 555.06 feet; thence N89°44'03"W, a distance of 210.14 feet; thence N39°18'41"W, a distance of 137.16 feet; thence N46°33'28"W, a distance of 200.04 feet; thence N55°14'16"W, a distance of 199.96 feet; thence N00°19'48"E, a distance of 200.01 feet to the South line of Wilkins Lagoon National Wildlife Management Area; thence S89°39'35"E on said South line; a distance of 608.00 feet to the point of beginning, containing 5.93 acres, of which 0.42 acres is existing County road right-of-way.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

**EXECUTIVE SESSION**

Harre 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 executive session began at 9:34 a.m.

**RETURN TO REGULAR SESSION**

Lightwine moved and Sluka seconded the motion to return to open session at 10:04 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.

**ROAD DEPARTMENT DISCUSSION**

The Board authorized the Road Department to start advertising for an additional employee to help in the office.

**INTERLOCAL AGREEMENT FOR SOUTHEAST NEBRASKA ADULT DRUG COURT**

Chris Reece, Problem Solving Court Coordinator with Southeast Nebraska Adult Drug Court gave an update to the Board of what the drug court does and how individuals are allowed into the program as well as a budget request of \$2,229.03 for 2024/2025.

After discussion, Harre moved and Sluka seconded the motion to approve the interlocal agreement for Southeast Nebraska Adult Drug Court with Saline, Jefferson, Thayer, Fillmore, and Gage counties beginning July 1, 2024, and ending June 30, 2025. 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.

#### **EXTENSION OFFICE UPDATE**

Alexis Schmidt, Extension 4-H Assistant gave an update to the Board of the programs that she has been doing with all the schools as well as what will be happening this summer.

#### **DISCUSSION WITH BENEFIT MANAGEMENT**

Dan Duren, Registered Representative with Benefit Management requested that the Board allow him to get an employee census and see if there were other health insurance options. After discussion, the Board agreed to allow Benefit Management to start this process.

#### **EXECUTIVE SESSION**

Neiman 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 pending litigation 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 11:12 a.m.

#### **RETURN TO REGULAR SESSION**

Harre moved and Sluka seconded the motion to return to open session at 11:37 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.

#### **COMMITTEE TO WORK WITH UNION REPRESENTATIVES**

Chairman Neiman asked for Board members to sit on the committee to work with the union representatives and report back to the full board for final approval. After discussion, the committee will be Jeff Neiman, Kenny Harre, Wade Sluka, and the County Clerk.

#### **HEALTH INSURANCE FOR 2024 / 2025**

After discussion, Noel moved and Graham seconded the motion to remain with Blue Cross Blue Shield of Nebraska for fiscal year 2024/2025 selecting the \$1,600.00 deductible plan. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

#### **DISCUSSION REGARDING CASH-IN-LIEU PROGRAM FOR HEALTH INSURANCE**

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

#### **RESOLUTION #2024 - 08**

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

**WHEREAS**, those elected officials and full time employees of Fillmore County, Nebraska electing to participate in the Cash-In-Lieu option, after presenting notice of Proof of Coverage and submitting a signed Affidavit of Other Coverage to the Supervisors of Fillmore County, Nebraska be eligible for said cash-in-lieu benefits in the amount of \$650.00 monthly, beginning July 1, 2024.

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

Upon roll call, the vote was as follows:

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

Nays: None

The Chairman declared the resolution adopted.

**ADJOURN**

As there was no other business to come before the Board, Harre moved and Graham seconded the motion to adjourn until 9:00 a.m., May 28, 2024. 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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Attest

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Chairman