



Fillmore County Board Minutes



November 25, 2014

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., November 25, 2014, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Cerny presiding. Members present were Capek, Yates, Galusha, Mueller, Neiman, and Noel. Galusha left at 10:37 a.m. and Steve Yates left at 11:41 a.m. The County Clerk was present to record the minutes of the meeting. Susan Johnson was present for a portion 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 12:11 p.m.

MINUTES APPROVED

Chairman of the Board, Cerny declared the minutes of the November 10, 2014 Board meeting were approved as presented.

ADDITION TO AGENDA

Neiman moved and Mueller seconded the motion to add item WAT Subdivision to the November 25, 2014 agenda. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Neiman, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

INTERLOCAL AGREEMENT WITH SOUTHEAST REGION FOR 911 COMMUNICATIONS

Neiman moved and Noel seconded the motion to approve the Interlocal Agreement with the Southeast Region for 911 Emergency Communications Study with the following counties Cass, Fillmore, Gage, Jefferson, Johnson, Lancaster, Nemaha, Nuckolls, Otoe, Pawnee, Richardson, Saline, Seward, Thayer, and York. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Neiman, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

SAFETY COMMITTEE

Yates moved and Neiman seconded the motion to appoint Darcy Nun to replace Diane Heath beginning December 1, 2014 and ending December 31, 2014. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

CHRISTMAS HOLIDAY

After discussion, Mueller moved and Yates seconded the motion to close the Courthouse at noon on Christmas Eve (December 24, 2014) and Christmas Day (December 25, 2014). Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, and Capek
Nays: Galusha

The Chairman declared the motion carried.

CLAIMS



Fillmore County Board Minutes



November 25, 2014

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:

AMSAN	Sup	344.53
B & J Automotive	Main	91.60
Ruth (Peg) Becker	Ser	168.00
Thomas E. Biegert	Rent	350.00
Blue Cross Blue Shield of Nebraska	Insur	29,292.12
Megan Burda	Uti, Mile, Lodging, Meals	650.55
Capital Business Systems, Inc.	Ser	135.86
Marilyn Christianity	Ret	25.00
Consolidated Management Company	Meals	85.50
Corner Stop	Fuel	349.84
Judy Dondlinger	Ser	168.00
Eakes Office Plus	Sup	691.90
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Farmer & Son Funeral Homes, Inc.	Ser	3,296.25
Fillmore County Court	Fees	551.00
First Concord Benefits Group	Insur	1,224.04
GALLS	Sup	27.47
Geneva Home Center	Sup	238.50
Geneva Super Foods	Sup	696.14
Norma Gregory	Ret	25.00
Heartland Bank	SS, Rent	4,415.64
Hillyard/Sioux Falls	Rep	122.55
Hometown Leasing	Ser	222.91
Kaeser & Blair Inc.	Sup	463.70
Kopchos Sanitation, Inc.	Uti	18.00
Stephen J. Kraviec	Ser, Post	1,683.26
Madison National Life Insurance Co.	Insur	2.27
MailFinance	Ser	302.24
Ann H. McDonald	Ret	18.00
Brenda Motis	Sup, Mile	42.99
Richard R. Mueller	Rent	350.00
Nebraska Public Power District	Uti	1,663.56
Nichols Collision Center	Rep	50.00
O'Keefe Elevator Company, Inc.	Main	246.94
Dawn Opfer	Misc	7.66
Physicians Laboratory, PC	Ser	940.00
Platte Valley Communications of Hastings	Rep	511.60
Retirement Plans Division of Ameritas	Ret	3,895.51
SE District Assessor Association	Dues	25.00
Sleuth Software	Main	3,480.16
State of Nebraska – AS Central Services	Ser	51.60
State of Nebraska Health & Human Services	Oct. Patient Care	186.00
Sunflower Marketing	Sup	390.65
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	92.79
US Bank	Sup	334.42
Brandy VanDeWalle	Uti	25.00
Verizon Wireless	Uti	583.46
Village of Grafton	Rent, Ser	55.00
Daniel L. Werner, PC, LLO	Ser	819.04
Windstream	Uti	264.06
Election Worker Payroll	Salaries	5,866.23



Fillmore County Board Minutes



November 25, 2014
64,433.38

Payroll

Salaries

ROAD/BRIDGE FUND:

Rex Bahe	Ret	25.00
Beatrice Concrete Co, Inc.	Gravel	47,552.97
Blue Cross Blue Shield of Nebraska	Insur	14,270.52
DMC's Computer Depot	Sup	22.99
Dorchester Farmers Coop	Fuel	3,776.58
Geneva Home Center	Sup	171.49
Geneva Super Foods	Sup	18.45
Grafton Oil, Inc.	Fuel	1,501.64
Grainger	Sup	87.68
Heartland Bank	SS	2,128.58
Jill's Sweet Shop	Misc	24.00
John Deere Financial	Sup, Parts	178.86
Lichti Oil	Fuel	6,207.98
M & B Business Machine Service	Rep	459.00
Medical Enterprises, Inc.	Ser	93.00
Metalworks & More	Sup	53.48
MIPS, Inc.	Equip	1,375.00
Nebraska Public Power District	Uti	204.55
Perennial Public Power District	Uti	74.61
R & R Services	Ser	455.00
Retirement Plans Division of Ameritas	Ret	1,893.78
Roit Repair	Rep	39.56
Rowekamp	Software	2,500.00
Sioux City Foundry Co.	Equip	1,372.00
Speece Lewis Engineers	Ser	6,195.00
Topkote, Inc.	Main	17,106.84
US Bank, CPS	Post	1.61
Verizon Wireless	Uti	88.45
Village of Fairmont	Uti	44.11
Payroll	Salaries	28,040.79

SHERIFF – SPECIAL LAW ENFORCEMENT GRANTS FUND:

Heartland Bank	SS	123.55
Retirement Plans Division of Ameritas	Ret	125.16
Payroll	Salaries	1,690.00

INHERITANCE TAX FUND:

Plains Tree Farm, Inc.	Trees	1,070.00
Fillmore County Treasurer	Transfer	1,500.00

E911 COMMUNICATIONS FUND:

Nebraska Public Power District	Uti	166.90
Windstream	Uti	1,065.53

CLAIMS APPROVED

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

Ayes: Neiman, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT



Fillmore County Board Minutes



November 25, 2014

Doug Douglas, District Manager with Source Gas and Don Manning were present for discussion regarding an Occupy County Right-of-way permit located in Madison Township that was approved at the November 10, 2014 Board meeting.

After discussion, Noel moved and Mueller seconded the motion to withdraw the Source Gas Occupy County ROW permit that was approved at the November 10, 2014 Board meeting to bury a gas line between the NW ¼ of Section 13-7-2 to the SW ¼ of Section 12-7-2, Madison Township. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Neiman

Nays: None

The Chairman declared the motion carried.

CONSULTANT AGREEMENT WITH SPEECE LEWIS

After discussion, Galusha moved and Capek seconded the introduction of the following resolution:

RESOLUTION 2014 - 31

WHEREAS, Fillmore County is developing a transportation project for which it intends to obtain Federal funds;

WHEREAS, Fillmore County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State, and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS, Fillmore County and Speece Lewis Engineering, Inc., wish to enter into Professional Services Agreement to provide construction engineering services for the Federal-aid project.

BE IT RESOLVED, by the Board of Supervisors of Fillmore County that Larry Cerny, Chair of the Fillmore County Board of Supervisors, is hereby authorized to sign the attached construction engineering services agreement between Fillmore County, Nebraska and Speece Lewis Engineers, Inc.

NDOR Project Number: BRO-7030(30)

NDOR Control Number: 42226

NDOR Project Description: Geneva Northwest

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Neiman, and Noel

Nays: None

The Chairman declared the resolution adopted.

GENEVA NORTHWEST CONTRACT

After discussion, Mueller moved and Neiman seconded the motion approve the contract with A.M. Cohron & Son, Inc. for the Geneva NW Federal-aid project. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Neiman, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

APPOINT PURCHASING AGENT

Yates moved and Noel seconded the motion to appoint A.M. Cohron & Son, Inc. as the purchasing agent for the Geneva NW Project. Upon roll call, the vote was as follows:



Fillmore County Board Minutes



November 25, 2014

Ayes: Galusha, Capek, Yates, Neiman, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

PUBLIC AUCTION FOR LAND BETWEEN SECTIONS 27 & 34 AND SECTIONS 28 & 33, GENEVA TOWNSHIP

Chairman, Larry Cerny opened the public auction to sell county right-of-way between Sections 27 & 34 and Sections 28 & 33, Geneva Township at 10:12 a.m. as advertised. Dale Stengel, Dale Richards, Max Miller, and Jan O'Brien were present for the discussion.

Max Miller placed a bid of a \$1.00 for the tract of land between Sections 27 & 34, Geneva Township.

Dale Stengel placed a bid of a \$1.00 for the tract of land between Sections 28 & 33, Geneva Township.

SELLING LAND BETWEEN SECTION 27 & 34, GENEVA TOWNSHIP

After discussion, Yates moved and Neiman seconded the motion to accept the bid of \$1.00 from Max Miller for the tract of land between Section 27 & 34, Geneva Township with the County being responsible for removing the bridge. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Neiman, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

SELLING LAND BETWEEN SECTION 28 & 33, GENEVA TOWNSHIP

Mueller moved and Capek seconded the motion to accept the bid of \$1.00 from Dale Stengel for the tract of land between Section 28 & 33, Geneva Township. Upon roll call, the vote was as follows:

Ayes: Yates, Neiman, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

OTHER ROAD ISSUES

The Board set a public hearing to close the road between Sections 27 & 34 and Sections 28, & 33, Geneva Township for December 23, 2014 at 10:15 a.m.

The Board also set a public auction for December 23, 2014 at 10:30 a.m. to sell land between Sections 30 & 31, Glengary Township.

PUBLIC HEARING FOR GLENGARY TOWNSHIP

Public hearing for selling land between Sections 30 & 31, Glengary Township was opened at 10:30 a.m. as advertised. Dorothy Stych and Glenn Stych were present for the hearing.

CLOSE PUBLIC HEARING

After discussion, Neiman moved and Yates seconded the motion to close the public hearing at 10:43 a.m. regarding selling land between Section 30 & 31, Glengary Township. Upon roll call, the vote was as follows:

Ayes: Neiman, Noel, Cerny, Mueller, Capek, and Yates
Nays: None Absent: Galusha

The Chairman declared the motion carried.



Fillmore County Board Minutes



November 25, 2014

EXECUTIVE SESSION

Noel moved and Mueller 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: Noel, Cerny, Mueller, Capek, Yates, and Neiman

Nays: None

The Chairman declared the motion carried and requested that the Highway Superintendent, Brian Jackson, and County Clerk remain. Executive session began at 10:52 a.m.

RETURN TO REGULAR SESSION

Noel moved and Capek seconded the motion to return to open session at 11:30 a.m. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Capek, Yates, Neiman, and Noel

Nays: None

The Chairman declared the motion carried.

WAT SUBDIVISION

Planning & Zoning Administrator, Jennifer Slezak submitted the WAT Subdivision located in the NW $\frac{1}{4}$ of Section 3, Township 8 North, Range 2 West.

After discussion, Yates moved and Neiman seconded the motion to approve the WAT Subdivision located in the NW $\frac{1}{4}$ of Section 3, Township 8 North, Range 2 West.

A tract of land in the NW $\frac{1}{4}$ of Section 3, Township 8 North, Range 2 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as follows: beginning at the NW corner of said NW $\frac{1}{4}$; thence S89°53'14"E, 655.16 ft. on the north line of said NW $\frac{1}{4}$; thence S 47°01'15"W, 896.91 ft. to the west line of said NW $\frac{1}{4}$; thence N 00°05'45"E, 612.74 ft. on said west line to the point of beginning, containing 4.61 acres more or less, which includes 0.45 acres more or less used for county road purposes.

Upon roll call, the vote was as follows:

Ayes: Mueller, Capek, Yates, Neiman, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

OTHER ROAD DISCUSSION

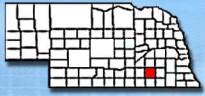
Brian Jackson gave a presentation to the Board regarding different crowns in the roadway and the techniques that he uses to maintain roads. The Board requested that Brian attend a future Board meeting to complete his presentation when all Board members were present.

ADJOURN

As there was no other business to come before the Board, Mueller moved and Capek seconded the motion to adjourn until 9:00 a.m., December 9, 2014. Upon roll call, the vote was as follows:

Ayes: Capek, Neiman, Noel, Cerny, and Mueller

Nays: None Absent: Yates



Fillmore County Board Minutes



November 25, 2014

The Chairman declared the motion carried.

Attest

Chairman