



# Fillmore County Board Minutes



January 25, 2022

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., January 25, 2022, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, Graham, Harre, and Cerny. Lightwine attended via zoom (did not vote). 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 11:31 a.m.

## MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the January 11, 2022 reorganization and regular meetings approved as presented.

## 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:

A-1 Body & Glass	Rep	308.40
Bixby Law Office	Ser	218.50
Blue Cross Blue Shield of Nebraska	Insur	60,124.93
Bockstadter & Glen Law, LLC	Ser	558.41
William L. Burgess	Prior Ser	84.00
Charm-Tex, Inc.	Sup	48.90
Chicago Motors, Inc.	Equip	23,990.00
Clerk of the Supreme Court	Court costs	126.00
Melinda Coetzee	Sup	68.40
Cornerstone Bank	SS	5,693.62
Patricia I. Engle	Meals	23.89
Fillmore County Court	Fees	497.00
Fillmore County Sheriff	Ser	37.68
Fillmore County Treasurer	Transfer	60,000.00
First Wireless, Inc.	Sup	643.17
Geneva Home Center	Sup, Equip	302.83
Geneva Super Foods	Sup	1,620.54
Barbara (Erdkamp) Hein	Prior Ser	96.00
Frances Heinrichs	Meal, Mile	30.72
Steve Julich	Sup	53.74
Kalkwarf & Smith Law Offices, LLC	Ser, Sup	3,183.50
Kelch Plumbing, Heating & Refrigeration, Inc	Rep	105.00
Stephen J. Kraviec	Ser, Post	1,777.11
Madison National Life Insurance Co.	Insur	22.70
Mid America Vision Center	Ser	175.00
Mid-States Organized Crime Information	Dues	100.00
MIPS, Inc.	Ser	375.00
NACO Planning & Zoning	Dues	40.00
National Pen Co., LLC	Sup	561.90
Nebraska Association of County Clerks, Register of Deeds & Election Comm.	Dues	75.00
Nebraska Public Power District	Uti	889.25
Otoe County Sheriff's Office	Ser	62.28
Region V Services	Budget request	2,621.00
Retirement Plans Division of Ameritas	Ret	5,401.23



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Seward County Detention Center	Boarding prisoners	1,694.69
Skalka & Baack Law Firm	Ser	142.50
State of Nebraska DAS State Accounting	Ser	43.88
State of Nebraska Health & Human Service	December patient care	186.00
Deanna Strothkamp	Prior Ser	72.00
Luetta Strothkamp	Prior Ser	96.00
Mary C. Tesar	Prior Ser	24.00
34 Electric, LLC	Rep	82.23
Carol Vejraska	Prior Ser	23.08
Verizon Wireless	Uti	319.92
WEX Bank	Fuel	2,768.91
Windstream	Uti	150.47
Payroll	Salaries	81,417.09

## ROAD/BRIDGE FUND:

Auto Value Parts Stores	Rep, Sup, Main	541.73
Paul Bauer	Ser	475.00
Richard T. Braden	Prior Ser	24.00
C & M Supply, Inc.	Fuel	1,863.43
Certified Truck & Trailer, Inc.	Sup	36.59
Cornerstone Bank	SS	2,709.03
Geneva Home Center	Sup, Parts	174.15
Geneva Super Foods	Sup	13.18
Grafton Mini-Mart	Fuel	147.52
Grafton Oil, Inc.	Fuel	1,197.27
Steven Jappert	Prior Ser	96.00
John Deere Financial	Sup	483.15
Kopchos Sanitation, Inc.	Uti	55.00
Gerald J. Lukes	Prior Ser	72.00
NE Association of Co. Engineers, Hwy Supt	Dues	50.00
Nebraska Dept.of Revenue	Sales tax	373.02
Nebraska Public Power District	Uti	388.21
NMC Exchange, LLC	Parts, Rep, Ser, Main	12,207.66
Perennial Public Power District	Uti	108.22
Protex Central, Inc.	Sup	96.00
Retirement Plans Division of Ameritas	Ret	2,401.71
Speece Lewis Engineers	Ser, Fees	4,325.75
US Bank CPS	Post, Uti	9.51
Verizon Connect NWF, Inc.	Ser	582.84
Village of Exeter	Uti	22.25
Village of Milligan	Uti	28.52
WEX Bank	Fuel	1,966.61
Payroll	Salaries	36,157.44

## INHERIANCE TAX FUND:

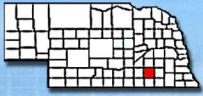
gWorks	Ser	2,275.00
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## 911 EMERGENCY MANAGEMENT FUND:

Geneva Home Center	Sup	7.99
Midwest Cards and ID Solutions, LLC	Main	1,750.00
National Emergency Number Association	Wksh	299.00
Nebraska Emergency Services Communications Association	Dues	90.00
Nemaha County Sheriff's Office	Ser	32.04
Precision Signs and Graphics, LLC	Equip	136.00
Windstream	Uti	1,965.36

## 911 WIRELESS SERVICE FUND:

Nemaha County Sheriff's Office	Ser	74.74
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## 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, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## SURPLUS

After discussion, Cerny moved and Graham seconded the motion to surplus 2014 Dodge Charger and a 2016 Dodge Ram pickup and will be trading in both. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## CARRIER BID FOR REPAIRS TO CHILLER AT COURTHOUSE

After discussion, Neiman moved and Cerny seconded the motion to approve the quote from Carrier Corporation to have the leak repaired on the chiller at the courthouse in the amount of \$4,575.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## PRIBYL THIRD SUBDIVISION

Planning and Zoning Administrator, Jennifer Slezek submitted the Pribyl Third Subdivision located in the Southeast Quarter of Section 30, Glengary Township.

After review, Graham moved and Neiman seconded the motion to approve the Pribyl Third Subdivision located in the Southeast Quarter of Section 30 as presented with the following legal description: a tract of land located in the Southeast Quarter of Section 30, Township 6 North, Range 1 West of the 6<sup>th</sup> P.M., Fillmore County, Nebraska, being described as follows: commencing at the Southeast corner of the Southeast Quarter of said Section 30; thence N01°14'30"W (assumed bearing) on the east line of said Southeast Quarter, a distance of 1315.00 feet to the point of beginning; thence S88°45'30"W, perpendicular to said East line, a distance of 575.00 feet; thence N01°14'30"W, parallel with said East line, a distance of 545.00 feet; thence N88°45'30"E, perpendicular to said East line a distance of 575.00 feet to said East line; thence S01°14'30"E, on said East line, a distance of 545.00 feet to the point of beginning containing 7.19 acres, more or less, including 0.41 acres, more or less, of County Road Right-of-Way.

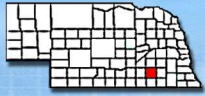
Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## 2021 4<sup>th</sup> QUARTER ACCOUNTABILITY STATEMENTS

After review, Neiman moved and Noel seconded the motion to approve the 2021 fourth (4<sup>th</sup>) quarter accountability statements as presented from Clerk of the District Court, County Attorney, County Clerk (Section 125 and Register of Deeds), and County Sheriff accounts. Upon roll call, the vote was as follows:



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

The Chairman declared the motion carried.

## MOTOR GRADER BIDS

Murphy Tractor & Equipment and NMC Cat presented the following bids for a motor grader:

<u>Bidder:</u>	<u>Equipment:</u>	<u>Price:</u>
Murphy Tractor & Equipment	John Deere 670GP	\$289,100.00 (additional warranty \$6,332.00)
Murphy Tractor & Equipment	John Deere 770GP	\$312,127.00 (additional warranty \$10,724.00)
NMC CAT	Caterpillar 140	\$317,700.00 (includes a 7 year warranty)
NMC CAT	Caterpillar 140	\$312,800.00 (includes a 5 year warranty)

## MOTOR GRADER LETTING

After discussion, Harre moved and Neiman seconded the motion to accept all bids and award to Murphy Tractor & Equipment for the 670GP with the extended warranty for \$295,432.00. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## PUBLIC HEARING FOR BRIDGE CLOSURE ON ROAD L BETWEEN ROAD 20 AND ROAD 21, LIBERTY TOWNSHIP

Opened hearing for bridge closure on Road L between Road 20 and Road 21, Liberty Township at 9:45 a.m. as advertised. Dave Zeleny, Justin White, and Dave Kubicek were present for the discussion and asked several questions.

After discussion, Harre moved and Graham seconded the motion to close the hearing at 9:54 a.m. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## BRIDGE CLOSURE ON ROAD L BETWEEN ROAD 20 AND ROAD 21, LIBERTY TOWNSHIP

Neiman moved and Noel seconded the motion to approve the closure of the west bridge and replace the east bridge with a box culvert (working on plans and will be put out to bid). Upon roll call, the vote was as follows:

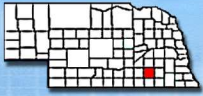
Ayes: Cerny, Graham, Harre, Neiman, Noel, and Sluka  
Nays: None

The Chairman declared the motion carried.

## OCCUPY COUNTY RIGHT-OF-WAY PERMIT

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

Darrel Saltzman – bury electric line on Road X between Road 8 and Road 9, SE ¼, Section 29 to NE 1/4, Section 32, Hamilton 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:



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

The Chairman declared the motion carried.

## **ENGINEERING AGREEMENT FOR C30(445) PROJECT BETWEEN SECTION 29 AND SECTION 30, LIBERTY TOWNSHIP**

After discussion, Neiman moved and Graham seconded the motion to approve the engineering agreement with Speece Lewis Engineers for Project C30(445), between Section 29 and Section 30, Liberty Township in the amount of \$13,510.00. Upon the roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **AGREEMENT WITH STATE OF NEBRASKA FOR SURVEYING ON PROJECT NH-81-1(125) STRANG NORTH**

After discussion, Graham moved and Harre seconded the introduction of the following resolution:

### **RESOLUTION 2022 - 08**

**A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF AN AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF NEBRASKA FOR PROJECT NO. HN-81-1(125) CONTROL NO. 42871 AGREEMENT NO. KY2203, PROJECT NAME: STRANG NORTH**

Be it resolved by the Chairperson of the Board of the County of Fillmore Nebraska, that:

1. The County shall enter into an Agency Agreement with the Nebraska Department of Transportation for Project No. NH-81-1(125) for the purpose of highway improvements on Highway 81 within the boundaries of Fillmore County.
2. The Chairperson of the Board is hereby authorized and directed to execute said agreement on behalf of the County of Fillmore and the County Clerk is authorized to attest said execution.
3. This resolution will be marked Exhibit "B" and a copy attached to each Original Agreement.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **AGREEMENT WITH STATE OF NEBRASKA FOR SURVEYING ON PROJECT STP-6-5(116) SUTTON - GRAFTON**

After discussion, Neiman moved and Graham seconded the introduction of the following resolution:

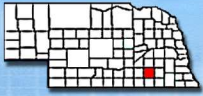
### **RESOLUTION 2022 - 09**

**A RESOLUTION ADOPTING AND APPROVING THE EXECUTION OF AN AGREEMENT WITH THE DEPARTMENT OF TRANSPORTATION OF THE STATE OF NEBRASKA FOR PROJECT NO. STP-6-5(116) CONTROL NO. 42779 AGREEMENT NO. KY2202, PROJECT NAME: SUTTON - GRAFTON**

Be it resolved by the Chairperson of the Board of the County of Fillmore Nebraska, that:

4. The County shall enter into an Agency Agreement with the Nebraska Department of Transportation for Project No. STP-6-5(116) for the purpose of highway improvements on Highway 6 within the boundaries of Fillmore County.





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5. The Chairperson of the Board is hereby authorized and directed to execute said agreement on behalf of the County of Fillmore and the County Clerk is authorized to attest said execution.
6. This resolution will be marked Exhibit "B" and a copy attached to each Original Agreement.

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **SURPLUS CELLULAR PHONE AND POSSIBLE PURCHASE**

After discussion, Noel moved and Harre seconded the motion to surplus the Highway Superintendent cellular phone from Verizon as we have moved all cellular services to First Net and allow the phone to be purchased by the Highway Superintendent. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

## **QUARTERLY ELECTED OFFICIALS' UPDATES**

County Treasurer, Darcy Nun; Clerk of the District Court, Peggy Birky; County Assessor, Lynn Mussman; County Sheriff, Steve Julich; and County Clerk, Amy Nelson gave an update to the Board regarding each office over the last quarter.

## **SEMI-ANNUAL REPORT**

County Treasurer, Darcy Nun submitted the semi-annual report for the Board to review

## **ADJOURN**

As there was no other business to come before the Board, Graham moved and Neiman seconded the motion to adjourn until 9:05 a.m., February 8, 2022. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

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Attest

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Chairman