

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., March 14, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Graham, Harre, Cerny, and Lightwine. Neiman was absent. 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 11:13 a.m.

MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the February 28, 2023, meeting approved as presented.

SECOND (2ND) AMENDMENT DISCUSSION

Michael Schoop presented information to the Board regarding some changes that the ATF has implemented and a resolution for the Board to consider regarding upholding the oath of the County Sheriff. After discussion, the Board will forward the resolution to the County Attorney to review. Sheriff Roemmich was present for discussion.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

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

Lorraine Hofmann – bore under county Road 1 between Road B and Road C from the SW ¼, Section 7, Grafton Township into Clay County. 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; and

William Kleinschmidt – bury an electrical line from the NE ¼ of Section 2 to the NW ¼ of Section 1, Momence Township on Road 6 between Hwy 41 and Road N. 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; and

Glenwood – install a fiber optic line from the intersection of R Street and 1st Street in Geneva and bore under 1st Street. 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 Chairman declared the motion carried.

RECLASSIFICATION OF ROADS TO MINIMUM MAINTENANCE

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

RESOLUTION #2023 – 09

WHEREAS, the following roads, listed on the attached pages, are not mail routes, are not school bus routes, and are no the only access to an occupied dwelling, and

WHEREAS, said roads serve existing property owners so that no existing property shall be land-locked, and

WHEREAS, the functional classification of Minimum Maintenance Roads has been authorized by section 39-2,103 et seq R.R.S. Nebr. And the Rules and Regulations of the Board of Public Roads Classifications and Standards.

NOW THEREFORE, in view of the above facts, the Fillmore County Board of Supervisors hereby declares that said roads shall be re-classified to Minimum Maintenance to become effective as soon as concurrence and approval is received from the State of Nebraska Department of Roads.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

GRAVEL BIDS

The gravel bids were opened at 9:45 a.m. The following bids were received:

REGULAR ROAD GRAVEL

Central Sand & Gravel Company: Stockpile \$16.35, did not bid any townships.

Overland Sand & Gravel Company: Exeter \$29.89, Fairmont \$28.50, Grafton \$28.87, West Blue \$31.07, and Stockpile \$16.00. Did not bid any of the other townships.

Johnson Sand & Gravel Corp.: Stockpile \$14.50, did not bid any townships.

DPL Enterprises, Inc., DBA Nichols Construction: Belle Prairie \$17.25, Bennett \$18.90, Bryant \$18.95, Chelsea \$18.00, Exeter \$18.00, Fairmont \$18.50, Franklin \$18.00, Geneva \$18.74, Glengary \$18.40, Grafton \$18.50, Hamilton \$18.25, Liberty \$18.25, Madison \$18.70, Momence \$18.70, Stanton \$18.70, West Blue \$18.70, and Stockpile \$14.65.

Beatrice Sand & Gravel: Belle Prairie \$21.70, Bennett \$25.10, Bryant \$23.70, Chelsea \$23.05, Exeter \$25.10, Fairmont \$24.45, Franklin \$21.70, Geneva \$23.70, Glengary \$22.35, Grafton \$25.80, Hamilton \$22.35, Liberty \$23.70, Madison \$23.70, Momence \$23.70, Stanton \$23.05, West Blue \$24.45, and Stockpile \$16.90.

COARSE ROAD GRAVEL

DPL Enterprises, Inc., DBA Nichols Construction: Belle Prairie \$19.15, Bennett \$21.35, Bryant \$21.00, Chelsea \$20.10, Exeter \$20.10, Fairmont \$20.95, Franklin \$18.50, Geneva \$22.25, Glengary \$19.60, Grafton \$19.10, Hamilton \$19.70, Liberty \$21.00, Madison \$20.95, Momence \$21.00, Stanton \$20.45, West Blue \$19.95, and Stockpile \$14.65.

Beatrice Sand & Gravel: Belle Prairie \$21.70, Bennett \$25.10, Bryant \$23.70, Chelsea \$23.05, Exeter \$25.10, Fairmont \$24.45, Franklin \$21.70, Geneva \$23.70, Glengary \$22.35, Grafton \$25.80, Hamilton \$22.35, Liberty \$23.70, Madison \$23.70, Momence \$23.70, Stanton \$23.05, West Blue \$24.45, and Stockpile \$16.90.

Mid-NE Aggregate: Bennett \$23.25, Fairmont \$25.50, Geneva \$24.50, Grafton \$21.00, West Blue \$21.00, and Stockpile \$12.00. Did not bid any of the other townships.

GRAVEL LETTING

Graham moved and Lightwine seconded the motion to accept all gravel bids, authorize the Highway Superintendent to purchase from the lowest bidder as available. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT DISCUSSION

Pat Halbur, Highway Superintendent informed the Board that the new home construction on Road 22 between Road C and Road D will now be located closer to Road D instead of in the middle of the mile.

Pat also informed the Board that she is having a lot of issues with the Verizon asset tracking services and will be trying another company to see if there is better service.

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	Rep, Parts	179.51
Amazon Capital Services	Sup	652.70
Applied Connective Technologies	Equip, Ser	14,611.42
Auto Value Parts Stores	Rep	270.46
Carquest of Geneva	Sup	3.99
Carrier Corporation	Main	3,050.00
Charm-Tex, Inc.	Sup	401.53
Clearly	Uti	401.26
Cornerstone Bank	SS	5,832.95
Jill R. Cunningham	Rent	183.33
Diesel Pickup Shop	Main	65.94
Eakes Office Solutions	Equip, Sup	1,966.09
Encartel, Inc.	Sup	300.00
Farmers Cooperative	Fuel	395.27
Fillmore County Clerk of the District Court	Fees	209.00
Fillmore County Hospital	Ser	381.36
Fillmore County Medical Center	Ser	48.42
Fillmore County Treasurer	Misc	20.00
First Concord Group, Inc.	Insur	7,504.84
First Wireless, Inc.	Equip	139.60
Geneva Home Center	Sup	9.28
Geneva Super Foods	Sup	1,732.46

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Geneva Tire and Auto, Inc.	Rep, Main	1,175.92
Glenwood	Uti	369.70
Great Plains Uniforms	Sup	109.00
Greg's Market	Misc	1,048.64
Dawn M. Henry	Rent	183.34
Kimberly J. Hirth	Rent	183.33
The Home Depot Pro	Sup	569.98
Hometown Leasing	Ser	1,549.75
Kopchos Sanitation, Inc.	Uti	206.25
Stephen J. Kraviec	Ser, Post	1,869.17
Krueger Land Surveying	Ser	3,182.50
Midwest Cards and ID Solutions, LLC	Main	2,250.00
MIPS, Inc.	Ser	3,165.20
MPH Industries, Inc.	Equip	1,491.75
Murray Law PC, LLO	Ser	2,441.50
Nebraska Association of County Clerks, Register of Deeds & Election Comm.	Dues	50.00
Nebraska Association of County Officials	Wksh	120.00
Nebraska Emergency Services Communications Association	Wksh	125.00
Nebraska Public Power District	Uti	1,532.29
The Nebraska Signal	Ads	87.50
Nebraska Weed Control Association	Wksh	150.00
Nebraska Intergovernmental Risk Management Association	Wksh	50.00
Precision Signs & Graphics, LLC	Ser, Sup	820.00
Protex Central, Inc.	Ser, Rep	832.19
PurFoods, LLC	Meals	150.00
Quadient Finance USA, Inc.	Post	1,400.00
Retirement Plans Division of Ameritas	Ret	5,679.38
The Scarlet Hotel, a Tribute Portfolio	Lodging	298.00
Seward County Detention Center	Boarding prisoner	390.00
Skalka & Baack Law Firm	Ser	1,733.76
State of Nebraska Health & Human Services	February Patient Care	84.00
34 Electric, LLC	Ser, Rep	456.00
Tvrdik Law Office	Ser	1,752.75
Unifirst Corporation	Ser	473.64
US Bank CPS	Sup, Meals, Lodging, Post	1,803.42
Van Diest Supply Company	Sup	652.00
Reid Velte	Ser	212.50
Weaver Pharmacy	Sup	117.86
Western Oil II, LLC	Fuel	129.95
Windstream	Uti	147.00
Woodward's Disposal Service, Inc.	Ser	105.00
York General Hospital	Ser	112.50
Payroll	Salaries	85,227.81

ROAD/BRIDGE FUND:

AFC Industries	Sup	211.80
Applied Connective Technologies	Equip	1,175.99
Aurora Cooperative Elevator Co.	Fuel	1,504.14
Auto Value Parts Stores	Parts, Sup, Main	989.24
Paul Bauer	Ser	475.00
Black Hills Energy	Uti	1,710.91
C & M Supply, Inc.	Fuel	1,095.13
Carquest of Geneva	Sup, Rep	56.47
City of Geneva	Uti	68.35
Heather Clark	Ser	130.00
Cornerstone Bank	SS	2,581.00
Eakes Office Solutions	Sup	76.96
Exeter Lumber, LLC	Sup	402.80
Farmers Cooperative	Fuel	397.83
Geneva Implement Co., Inc.	Rep, Main	181.31
Geneva Super Foods	Sup	23.02
Geneva Tire and Auto, Inc.	Rep	124.48
Geneva Welding & Supply, Inc.	Parts, Sup	315.00
Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel, Main	2,792.68
Hometown Leasing	Ser	156.13
Hwy 41 Express Stop	Fuel	151.67
John Deere Financial	Main, Parts	194.22
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	4,812.55
Midwest Service & Sales	Parts, Rep	2,625.00
MIPS, Inc.	Ser	147.20
Nebraska Industrial Fasteners Corp.	Sup	166.53
The Nebraska Signal	Ads	269.87
Newman Signs, Inc.	Sup	1,096.21
Nick's Farm Store Co.	Rep	16.59

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NMC Exchange, LLC	Parts, Ser, Main	9,073.06
Perennial Public Power District	Uti	191.85
Power Plan	Parts, Rep	2,964.85
Quill, LLC	Sup	40.94
Retirement Plans Division of Ameritas	Ret	2,256.61
Roit Repair	Rep	21.00
Sapp Bros. Inc. – York	Fuel	625.50
Verizon	Ser	547.11
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	25.31
Village of Grafton	Uti	42.65
Village of Shickley	Uti	171.97
Windstream	Uti	173.52
Payroll	Salaries	34,145.22

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc.	Ser	148.48
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INHERITANCE TAX FUND:

34 Electric, LLC	Ser, Rep	4,781.25
Woods Aitken, LLP	Ser	7,147.10

911 EMERGENCY MANGEMENT FUND:

Glenwood	Uti	64.95
Nebraska Public Power District	Uti	175.55
Platte Valley Communications of Hastings	Ser, Rep, Main	1,016.35
Windstream	Uti	1,767.90

HOSPITAL OPERATING FUND:

Fillmore County Hospital	February taxes	1,796.45
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CLAIMS

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

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

The Chairman declared the motion carried.

BRYANT TOWNSHIP BILL FOR MANNING & ASSOCIATES

Graham moved and Lightwine seconded the motion to authorize the County Treasurer to pay the bill for Bryant Township submitted from Manning & Associates, PC for 2022/2023 budget preparation in the amount of \$617.50. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

GENEVA TOWNSHIP BILL FOR MANNING & ASSOCIATES

Harre moved and Cerny seconded the motion to authorize the County Treasurer to pay the bill for Geneva Township submitted from Manning & Associates, PC for 2022/2023 budget preparation in the amount of \$617.50. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FEE REPORTS FEBRUARY 2023

After review, Lightwine moved and Graham seconded the motion to approve the fee reports for February 2023 as presented:

County Clerk \$17,878.58 (State \$2,450.07 & County \$15,428.51)
Clerk of the District Court \$448.55
County Sheriff \$1,770.86

Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

FILLMORE COUNTY DEVELOPMENT CORP. UPDATE

Eric Johnson, Director of Fillmore County Development Corp. gave an update to the Board on their annual meeting, upcoming projects, and upcoming speakers.

DISCUSSION REGARDING K-9 PAY

Deputy Kegin had presented documentation prior to the meeting for the Board to review regarding the current Fair Labor Standards Act (FLSA) regarding K-9 handlers.

After review and discussion, Harre moved and Cerny seconded the motion to add three and a half (3.5) overtime (OT) hours per week as K-9 pay for Deputy Kegin unless work hours do not allow for OT. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

DISCUSSION REGARDING NIRMA TRAINING

NIRMA training at the February 28th meeting regarding de-escalation and 1st amendment was well received by all employees. After discussion, it was approved to order a few signs for offices as well as the possibility of adding some counter extensions or gates.

ADJOURN

As there was no other business to come before the Board, Harre moved and Lightwine seconded the motion to adjourn until 9:00 a.m., March 28, 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

Attest

Chairman