

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., August 8, 2023, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Sluka presiding. Members present were Noel, Neiman, 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 1:03 p.m.

MINUTES CORRECTED

Neiman moved and Cerny seconded the motion to correct the minutes from the July 25, 2023 meeting regarding the motion for comp time that Sluka moved and Lightwine seconded the motion for Comp Time allowing forty (40) hours of comp time, which failed. 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.

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	Main, Rep	179.29
Applied Concepts, Inc.	Rep	397.00
Applied Connective Technologies	Ser	4,501.30
Barbur Floral Co.	Sup	38.50
Barco Products	Sup	602.58
Barnas Drug, Inc.	Sup	19.13
Paul Bauer	Ser	1,850.00
Black Hills Energy	Uti	120.17
Blue Cross Blue Shield of Nebraska	Insur	73,867.79
BTS Communications	Ser, Uti	2,628.58
Chaney Chemical, Inc.	Sup	1,695.00
Charm-Tex, Inc.	Sup	814.17
City of Geneva	Uti	1,888.15
Clearly	Uti	396.98
Cornerstone Bank	SS	5,593.66
Jill R. Cunningham	Rent	183.33
Diane Deepe	Ser	175.00
Eakes Office Solutions	Sup	1,583.64
Ken Ekeler	Ser	140.00
Exeter Senior Center	CASA funds	500.00
Fairmont Aging Services	CASA funds	2,210.00
Fillmore County Clerk of the District Court	Fees	252.00
Fillmore County Hospital	Ser	105.00
Fillmore County Medical Center, PC	Ser	121.09
Fillmore County Treasurer	Interest	1,906.09
First Concord Benefits Group, LLC	Ser	27.50
4 A Stables, LLC	Miscellaneous	49.50
Geneva Family Dentistry	Ser	355.00
Geneva Home Center	Sup	44.55
Geneva Senior Center Foundation	CASA funds	3,050.00
Geneva Tire and Auto, Inc.	Rep, Main	859.05
Glenwood	Uti	309.75
Dawn M. Henry	Rent	183.33
Kimberly J. Hirth	Rent	183.34
Hometown Leasing	Ser	1,739.16
Madeline Kamler	Mile	42.71
Kopchos Sanitation, Inc.	Uti	185.25
Stephen J. Kraviec	Ser, Post	1,878.67
L-Tron Corporation	Sup	91.20
Lancaster County Sheriff	Ser Fees	18.69
Lieske, Lieske & Ensz, PC, LLO	Ser	199.00
Mid-American Research Chemical	Sup	2,448.00
MIPS, Inc.	Ser	3,241.57
Brenda Motis	Mile	91.83
Murray Law PC, LLO	Ser	1,092.50
Nebraska Leafy Spurge Task Force	Wksh	50.00
The Nebraska Signal	Ads, Proc	926.34
North American Invasive Species Management Association	Wksh	215.00

August 8, 2023

PIP Marketing, Signs, Print	Sup	467.21
Postmaster	Post, Rent	814.20
PurFoods, LLC	Meals	381.25
Quadient Finance USA, Inc.	Post	700.00
Reeves Company, Inc.	Sup	61.19
Retirement Plans Division of Ameritas	Ret	3,641.41
Secretary of State	Ser	20.00
Sid Dillon Chrysler Dodge Jeep Ram Fiat	Rep	4,700.01
State of Nebraska DAS State Acctg OCIO	Ser	448.00
Thayer County Sheriff	Ser	51.00
Unifirst Corporation	Ser	607.90
US Bank CPS	Lodging, Sup, Meals, Post	2,235.14
Brandy VanDeWalle	Uti, Wksh	151.00
Van Diest Supply Company	Sup	1,658.80
Weaver Pharmacy	Supply Company	138.84
Woodward's Disposal Service, Inc.	Ser	50.00
Payroll	Salaries	82,028.20

ROAD/BRIDGE FUND:

Amazon Capital Services	Sup	66.93
Auto Value Parts Stores	Parts, Sup, Main	212.21
Paul Bauer	Ser	510.00
Black Hills Energy	Uti	76.58
City of Geneva	Uti	72.75
Cornerstone Bank	SS	2,640.07
Geneva Implement Co., Inc.	Parts	102.02
Geneva Tire and Auto, Inc.	Rep	129.25
Geneva Welding & Supply, Inc.	Sup	51.00
Glenwood Telecommunications, Inc.	Uti	64.95
Hometown Leasing	Ser	156.13
Kopchos Sanitation, Inc.	Uti	55.00
Lichti Oil	Fuel	6,234.26
MIPS, Inc.	Ser	147.20
Mussman Excavating	Ser	1,145.50
Nebraska Industrial Fasteners Corp.	Sup	239.61
The Nebraska Signal	Ads	398.61
Nichols Construction	Gravel	6,798.40
Nick's Farm Store Co.	Rep	116.66
Perennial Public Power District	Uti	66.56
Power Plan	Parts, Ser	26,652.62
RDO Truck Centers	Parts, Rep	994.49
Retirement Plans Division of Ameritas	Ret	2,308.62
Sapp Bros, Inc. – York	Fuel	4,839.42
Speece Lewis Engineers	Ser	3,705.00
US Bank CPS	Uti, Equip	496.53
Verizon	Uti	527.75
Village of Exeter	Uti	22.25
Village of Fairmont	Uti	47.82
Village of Shickley	Uti	77.04
Westover Rock & Sand, Inc.	Rock	3,915.59
Windstream	Uti	172.70
Payroll	Salaries	34,910.64

REGISTER OF DEEDS PRESERVATION FUND:

MIPS, Inc	Ser	148.48
-----------	-----	--------

911 EMERGENCY MANAGEMENT FUND:

Glenwood	Uti	64.95
Lichti Oil	Rep	131.08

HOSPITAL OPERATING FUND:

Fillmore County Hospital	July taxes	529.16
--------------------------	------------	--------

CLAIMS

Neiman 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, Neiman, Noel, and Sluka
 Nays: None

The Chairman declared the motion carried.

FEE REPORTS FOR JULY 2023

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

County Clerk \$8,058.31 (State \$5,022.64 & County \$3,035.67)

**Clerk of the District Court \$917.65
County Sheriff \$1,518.14**

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.

AMENDING CHILLER MOTION FROM JULY 25, 2023

After discussion, Harre moved and Neiman seconded the motion to amend the motion from July 25, 2023 regarding awarding the chiller bid by not purchasing two variable speed drives for \$14,258.25 and purchase the control replacement for \$23,799.78. 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.

FILLMORE COUNTY HOSPITAL UPDATE

Chris Nichols, Chief Executive Officer presented the 2023/2024 budget to the Board and reviewed the capital expenditures. Chris also gave an update on the hospital.

TAKING OVER A PORTION OF ROAD E FROM GRAFTON TOWNSHIP

After discussion, Neiman moved and Graham seconded the motion to take over the east 2270 feet of Road E, between Road 1 and Road 2 from that Grafton Township (new residence) with the township putting an additional layer of gravel on the road. 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.

ANNUAL CERTIFICATION FORM FOR HIGHWAY STREET AND BRIDGE BUYBACK PROGRAM

After review, Neiman moved and Graham seconded the motion to approve the annual certification form for the Highway Street and Bridge Buyback program as submitted by the Highway Superintendent. 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 COMPENSATION FOR EMPLOYEE'S WITH CDL'S

After discussion, Lightwine moved and Noel seconded the motion that employees who are participating in the CDL drug program (per DOT regulations) will receive an additional \$.50 per hour (this was included in the raises given to those employees in July 2023). 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.

OTHER ROAD DEPARTMENT DISCUSSION

Highway Superintendent, Pat Halbur informed the Board that she had a member of the Glengary Township request that the County take over Road Q between Road 19 and Road 20. After discussion, it was tabled to a future meeting. There was further discussion pertaining to rock portions of Roads 6, 9, 18, and 24. The funds within the budget were moved to adding an additional \$200,000.00 to rock roads instead of purchasing a loader.

FILLMORE COUNTY DEVELOPMENT CORPORATION UPDATE

Eric Johnson, Director of the Fillmore County Development Corporation gave an update to the Board of new, current, and past projects he is working on.

PROMOTE GENEVA, GENEVA RETAIL & SERVICES EVENTS COMMITTEE

Rachel Buller and Lori Loontjer were present to request permission to use electrical power for this year's "Light up the Holidays" Christmas theme on south side of courthouse square and by the fountain. After discussion, the Board agreed to their request.

MANAGEMENT LETTER FOR SINGLE AUDIT WITH CONTRYMAN ASSOCIATES, PC

After discussion, Cerny moved and Neiman seconded the motion to approve the management letter with Contryman Associates, PC to perform a single audit for fiscal year 2022/2023. 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.

TAX SALE RESOLUTION

Darcy Nun, County Treasurer presented to the Board a listing of delinquent and unsold parcels.

At the request of the County Treasurer, Graham moved and Lightwine seconded the introduction of the following resolution:

RESOLUTION #2023 – 16

WHEREAS, the County Treasurer of Fillmore County has reported in writing to the County Board setting out a complete list of all parcels of real estate in the county on which taxes are delinquent and which were not sold for want of bidders at the last annual tax sale held in Fillmore County and said real estate taxes have been delinquent for a period of three or more years.

WHEREAS, the County Board has examined the same and while it may direct the issuance of tax sale certificates to the county upon any parcel of real estate upon which there are any delinquent taxes, it shall, as to all parcels of real estate upon which taxes are delinquent for three or more years, either enter an order directing the foreclosure of the lien of such taxes or shall enter an order for the County Treasurer to issue tax sale certificates to the county covering the delinquent taxes upon such parcels for real estate, to be foreclosed in the manner provided in Section 77-1901 to 77-1918, Nebraska Revised Statutes.

WHEREAS, more than two consecutive years have elapsed upon real estate which has been offered for sale and not sold for want of bidders; and

WHEREAS, more than three years will have elapsed since the issuance of such respective certificates of tax sale and by reason thereof the right of redemption of the owners or claimants of such respective tract has expired;

BE IT NOW RESOLVED, that the County Board shall direct the County Attorney to commence foreclosure on such liens or certificates on all real estate which has heretofore been advertised and offered for sale and remains unsold for want of bidders and certificates of tax sale issued thereupon.

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.

SOUTHEAST NEBRASKA DEVELOPMENT DISTRICT BUDGET REQUEST

Southeast Nebraska Development District (SEND) submitted a budget request of \$5,852.00 for membership dues and \$436.00 for housing dues.

DISCUSSION REGARDING HANDBOOK CHANGES MADE AT THE JULY 25, 2023 MEETING

The following employees were present for the discussion: Clint Foutch, Mike Rath, Patrick Houser, Brant Schwisow, Lane Strate, Darth Kanode, John Miller, Brian Moor, Mike Hosack, Doug Motis, Pat Halbur, Shaundee Graham, Jean Engle, Whitney Peppard, Melissa Houchin, Dan Strothkamp, Josh Godin, Mark Votipka, Don Swartzendruber, Lynn Mussman, Stacy McCoy, Rhonda Stokebrand, Cantrell Harrison, Darcy Nun, and Madelyne Hughes with Zelle Human Resources.

After a lengthy discussion, Cerny moved and Lightwine seconded the motion to rescind the motion from the July 25, 2023 meeting regarding the removal of comp time. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

COMP TIME

After further discussion, Graham moved and Neiman seconded the motion to allow comp time for all departments (with approval from department head for working overtime) with a maximum accumulation of eighty (80) hours which can be carried over, if employees currently has over 80 hours it must be used by December 31, 2023 or will be paid out on the last check in December 2023. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

CALL OUT TIME

After further discussion with employees, Cerny moved and Noel seconded the motion that employees who are called out for work will be compensated two (2) hours of paid time if the call out reason took less than two hours. 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 911 COMMUNICATIONS COMMITTEE

Sheriff Steve Roemmich and Emergency Manager Jean Engle were present to discuss the 911 Communications Committee.

EXECUTIVE SESSION

Graham moved and Lightwine 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 a personnel matter 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 County Sheriff, Emergency Manager, and County Clerk remain. Executive session began at 12:31 p.m.

RETURN TO REGULAR SESSION

Sluka moved and Harre seconded the motion to return to open session at 12:56 p.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.

ADJOURN

Agenda items "Contract with City of Geneva and Employee Handbook" were tabled to a future meeting. As there was no other business to come before the Board, Sluka moved and Graham seconded the motion to adjourn until 9:05 a.m., August 22, 2023. 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.

Attest

Chairman