

The Fillmore County Board of Supervisors convened in open and public session at 9:05 a.m., December 23, 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 adjourned at 10:32 a.m.

### MINUTES APPROVED

Chairman of the Board, Sluka declared the minutes from the December 12, 2023, meeting 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:

|  |                         |            |
|--|-------------------------|------------|
| Applied Connective Technologies              | Equip                   | 179.95     |
| AT & T Mobility                              | Uti                     | 1,219.75   |
| Axlighting                                   | Equip, Ser              | 444.00     |
| Bixby Law Office                             | Ser                     | 1,030.00   |
| Blue Valley Community Action Partnership     | budget request          | 5,000.00   |
| Mel Coetzee                                  | Meals                   | 52.35      |
| Contryman Associates, PC                     | Ser                     | 16,000.00  |
| Cornerstone Bank                             | SS                      | 5,629.09   |
| Jill R. Cunningham                           | Dues                    | 280.00     |
| Emergency Vehicle Resources, LLC             | Equip, Ser              | 5,391.92   |
| Exeter Community Club                        | Misc                    | 175.00     |
| Exeter Senior Center                         | USDA Reim               | 53.90      |
| Fairmont Aging Services                      | USDA Reim               | 145.60     |
| Fillmore County Treasurer                    | Transfer                | 200,000.00 |
| First Concord Benefits Group                 | Ser                     | 294.50     |
| Geneva Home Center                           | Sup                     | 505.42     |
| Geneva Senior Center Foundation              | USDA Reim               | 393.40     |
| Geneva Tire and Auto, Inc.                   | Rep                     | 258.59     |
| Hamilton County Sheriff's Office             | Boarding prisoners      | 2,550.00   |
| Deborah Hoarty                               | Mile                    | 82.53      |
| The Home Depot Pro                           | Sup                     | 514.27     |
| Johnson Controls                             | Ser                     | 8,752.28   |
| Taylor Kahlandt                              | Mile                    | 125.76     |
| Kalkwarf & Smith Law Offices, LLC            | Ser, Post, Sup          | 3,285.97   |
| Madison National Life Insurance Co.          | Ins                     | 168.88     |
| Murray Law PC, LLO                           | Ser                     | 1,773.00   |
| National Association of Counties             | Dues                    | 450.00     |
| National Emergency Number Assoc.             | Wksh                    | 645.00     |
| Nebraska Assoc. of Emergency Mngt.           | Dues                    | 50.00      |
| Nebraska Public Power District               | Uti                     | 832.23     |
| Postmaster                                   | Post                    | 350.00     |
| Pulliam Plumbing, Inc.                       | Rep                     | 96.00      |
| Quadient Finance USA, Inc.                   | Post                    | 700.00     |
| Region V Systems                             | EPC Billing             | 5,350.00   |
| Retirement Plans Division of Ameritas        | Ret                     | 5,574.59   |
| Saunders County Sheriff                      | Mile                    | 53.62      |
| State of Nebraska DAS State Accounting       | Ser                     | 218.00     |
| State of Nebraska Dept. of Correctional Int. | Boarding prisoners, Med | 8,996.00   |
| State of Nebraska Health & Human Serv.       | Nov. patient care       | 93.00      |
| Sullivan Shoemaker, PC, LLO                  | Ser                     | 2,004.05   |
| Svehla Law Offices                           | Ser                     | 46.00      |
| 34 Electric, LLC                             | Rep                     | 85.00      |
| Trailblazer RC & D Council                   | Dues                    | 400.00     |
| Richard Walter                               | Mile                    | 117.90     |
| Washington County Sheriff Office             | Boarding prisoners      | 975.00     |
| WEX Bank                                     | Fuel                    | 2,653.60   |
| York County Sheriff                          | Mile                    | 44.32      |
| Payroll                                      | Salaries                | 81,920.14  |

#### ROAD/BRIDGE FUND:

|                                 |            |           |
|---------------------------------|------------|-----------|
| AT & T Mobility                 | Uti        | 46.84     |
| Beatrice Sand and Gravel        | Gravel     | 15,385.11 |
| C & M Supply, Inc.              | Fuel       | 249.07    |
| Certified Truck & Trailer, Inc. | Rep, Parts | 9,649.91  |
| Cornerstone Bank                | SS         | 2,522.01  |

December 26, 2023

|                                       |                   |            |
|---------------------------------------|-------------------|------------|
| Grafton Mini-Mart                     | Fuel              | 334.51     |
| Grafton Oil, Inc.                     | Fuel              | 1,399.92   |
| John Deere Financial                  | Main, Sup         | 774.80     |
| Kopchos Sanitation, Inc.              | Uti               | 70.00      |
| Meyer Supply                          | Rep               | 18.74      |
| Nebraska Public Power District        | Uti               | 394.63     |
| Northern Safety Co., Inc.             | Equip             | 99.65      |
| Perennial Public Power District       | Uti               | 89.71      |
| Protex Central, Inc.                  | Equip, Main       | 450.00     |
| Retirement Plans Division of Ameritas | Retirement        | 2,202.54   |
| Riverside Portables, LLC              | Main              | 240.00     |
| Speece Lewis Engineers                | Ser               | 10,857.59  |
| 34 Electric, LLC                      | Rep               | 280.44     |
| Uline                                 | Sup               | 22.80      |
| VanKirk Bros Contracting              | Ser (Box Culvert) | 132,979.10 |
| WEX Bank                              | Fuel              | 1,874.00   |
| Payroll                               | Salaries          | 33,326.65  |

**HIGHWAY BRIDGE BUYBACK PROGRAM FUND:**

|                    |        |           |
|--------------------|--------|-----------|
| A & R Construction | Bridge | 39,060.20 |
|--------------------|--------|-----------|

**INHERITANCE TAX FUND:**

|                                 |       |          |
|---------------------------------|-------|----------|
| Applied Connective Technologies | Equip | 1,208.97 |
| Woods Aitken, LLP               | Ser   | 8,610.79 |

**911 EMERGENCY MANAGEMENT FUND:**

|                                   |           |          |
|-----------------------------------|-----------|----------|
| Andrews Electric Co., Inc.        | Rep, Main | 1,096.51 |
| First Wireless, Inc.              | Equip     | 394.00   |
| Nebraska Public Power District    | Uti       | 168.73   |
| Platte Valley Communications      | Rep       | 1,302.50 |
| Precision Signs and Graphics, LLC | Equip     | 720.00   |

**CLAIMS APPROVED**

Neiman moved and Lightwine 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.

**M & J SUBDIVISION**

After review, Lightwine moved and Graham seconded the motion to approve the M & J Subdivision located in the East Half of the Northeast Quarter, Section 19, Madison Township with the following legal description: a tract of land located in the East half of the Northeast quarter of Section 19, Township 7 North, Range 2 West of the 6<sup>th</sup> P.M., Fillmore County, Nebraska, being described as follows: commencing at the Northeast corner of the East half of the Northeast Quarter of said Section 19; thence S00°15'18"E (assumed bearing), on the East line of the said Northeast quarter, a distance of 1480.00 feet to the point of beginning; thence S89°44'42"W, perpendicular to said East line, a distance of 390.00 feet; thence S00°15'18"E, parallel with said East line, a distance of 327.00 feet; thence S63°06'19"E, a distance of 438.29 feet to the East line of said Northeast quarter; thence N00°15'18"W, on said East line, a distance of 527.00 feet to the point of beginning containing 3.82 acres, more or less, including 0.39 acres, more or less, of County 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.

**LOCAL EMERGENCY OPERATIONS PLAN**

Jean Engle, Emergency Manager submitted to the Board the revised Local Emergency Operations Plan (LEOP). The LEOP has to be updated every five (5) years.

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

**RESOLUTION #2023 - 30**

**WHEREAS**, the Board of Supervisors of Fillmore County, Nebraska, pursuant to Nebraska Statute, is vested with the authority of administering the affairs of Fillmore County, Nebraska; and

**WHEREAS**, it has been determined that a Fillmore County Local Emergency Operations Plan has been developed in order to provide for a coordinated response to a disaster or emergency in Fillmore County, the City of Geneva and Villages of Exeter, Fairmont, Grafton, Milligan, Ohiova, Shickley and Strang in Fillmore County; and

December 26, 2023

**WHEREAS**, the Board of Supervisors of Fillmore County, deems it advisable and in the best interest of Fillmore County to approve said Local Emergency Operations Plan;

**WHEREAS**, the acceptance of this 2023 Local Emergency Operations Plan supersedes all previous approved Fillmore County Local Emergency Operations Plans;

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Fillmore County, Nebraska, that the Fillmore County Local Emergency Operations Plan be, and hereby is, approved.

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.

#### **FIREWORKS STAND IN EAST BULL PEN**

After discussion, Harre moved and Noel seconded the motion to approve the fireworks stand to be located in the East bull pen for July 4<sup>th</sup> as requested by Lori Scott. 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.

#### **OCCUPY COUNTY RIGHT-OF-WAY PERMITS**

After review, Graham moved and Lightwine seconded the motion to approve the following occupy county right-of-way permit as presented by the Assistant Highway Superintendent:

Brad Heinrichs – bury electric line between the SE ¼, Section 16 and NE ¼, Section 21 on Road V between Road 15 and Road 16, Belle Prairie 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; and

Steven & Lyle Heinrichs – bury electrical line between the NE ¼ of Section 14 and the NW ¼ of Section 13 on Road 6 between Road O and Road P, Momence 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; and

Steven & Lyle Heinrichs – bury electrical line between the SE ¼ of Section 14 and the SW ¼ of Section 13 on Road 6 between Road O and Road P, Momence 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; and

Steve Heinrichs – bury electrical line between the NW ¼, Section 17 and the NE ¼ of Section 20 on Road V between Road 3 and Road 3, Bryant 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:

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

Nays: None

The Chairman declared the motion carried.

#### **OTHER ROAD DEPARTMENT DISCUSSION**

Discussion regarding surplus items, purchase of a dump truck in next years budget, advertising to receive bids for a new or used backhoe, and service agreement with John Deere (Murphy Tractor).

#### **EMPLOYEE APPRECIATION DINNER**

After discussion, the employee appreciation dinner will be February 23, 2024 at the Fillmore County Fairgrounds.

#### **AUDIT FOR FISCAL YEAR ENDING JUNE 30, 2023**

After review, Graham moved and Harre seconded the motion to approve the audit completed by Contryman Associates for fiscal year ending June 30, 2023 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.

#### **ADJOURN SINE DIE**

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn sine die until 9:05 a.m., January 12, 2024. Upon roll call, the vote was as follows:

December 26, 2023

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