

The Fillmore County Board of Supervisors convened in open and public session at 9:10 a.m., October 8, 2024, in the Boardroom of the Courthouse in Geneva, Nebraska with Chairman Neiman presiding. The members present were Noel, Graham, Harre, Cerny, and Lightwine. Sluka was absent and Harre left at 11:18 a.m. 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 11:23 a.m.

#### **MINUTES APPROVED**

Chairman of the Board, Neiman declared the minutes from the September 23, 2024, meeting approved as presented.

#### **LAWNMOWER BIDS**

After discussion, the Board decided to send out requests for bids at the November 12, 2024, meeting at 9:15 a.m.

#### **ANNUAL CERTIFICATION OF YEAR END REPORT**

Lightwine moved and Graham seconded the motion to approve the annual certification of year-end report for period of July 1, 2023, and ending June 30, 2024. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

#### **ANNUAL CERTIFICATION OF PROGRAM COMPLIANCE TO NEBRASKA BOARD OF PUBLIC ROADS CLASSIFICATIONS AND STANDARDS**

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

#### **RESOLUTION 2024 – 20**

**WHEREAS:** State of Nebraska Statutes, sections 39-2115, 39-2119, 39-2120, 39-2121, and 39-2510(2), requires an annual certification of program compliance to the Nebraska Board of Public Roads Classifications and Standards; and

**WHEREAS:** State of Nebraska Statute, section 39-2120 also requires that the annual certification of program compliance by each county shall be signed by the County Board Chairperson and shall include the resolution of the governing body of the county authorizing the signing of the certification.

**BE IT RESOLVED,** that the County Board Chairperson of Fillmore County is hereby authorized to sign the County Annual Certification of Program Compliance form.

Upon roll call, the vote was as follows:

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

The Chairman declared the resolution adopted.

#### **CONSTRUCTION OF OUT-OF-TOWN BATHROOMS**

Assistant Highway Superintendent, Doug Motis informed the Board that he has a quote from Erb Plumbing to complete the addition of a bathroom in the Shickley county shop including electrical for approximately \$36,000.00.

After discussion, Harre moved and Cerny seconded the motion to approve the installation of a bathroom in the Shickley county shop including electrical with Erb Plumbing. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

#### **SAFETY AND SECURITY IMPROVEMENTS**

Safety Committee members Chief Deputy McFarland and Whitney Peppard presented to the Board a request to add safety and security improvements to the courthouse.

After discussion and review of the proposal, Lightwine moved and Cerny seconded the motion to approve the purchase of equipment for the additional safety and security improvements for the courthouse. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

**PURCHASE A VEHICLE FOR THE SHERIFF’S OFFICE**

After discussion, Graham moved and Noel seconded the motion to approve the purchase of a Ford Explorer for approximately \$36,000.00 using the inheritance tax fund. Upon roll call, the vote was as follows:

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

The Chairman declared the motion carried.

**PURCHASE A CAMERA FOR THE SHERIFF’S OFFICE VEHICLE**

After discussion, Harre moved and Cerny seconded the motion to purchase a camera system for the Sheriff’s office vehicle using the Federal drug fund. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Harre, Lightwine, Neiman, and Noel  
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 #2024 – 21**

**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, and Noel  
Nays: None

The Chairman declared the resolution adopted.

**QUARTERLY MEETING WITH APPOINTED DEPARTMENT HEADS**

Brenda Motis, Senior Services Director; Shaundee Graham, Zoning Administrator; and Todd Boller, Noxious Weed Superintendent; gave their quarterly update to the Board.

**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:**

Amazon Capital Services	Sup, Equip	1,275.90
Applied Connective Technologies	Ser	4,947.86

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Paul Bauer	Ser	1,480.00
Black Hills Energy	Uti	123.02
Blue Valley Community Action Partnership	budget request	5,000.00
BraveBe Child Advocacy Center	budget request	2,250.00
CASA of South-Central Nebraska	budget request	13,500.00
City of Geneva	Uti	1,435.70
Clearly	Uti	401.76
Cornerstone Bank	SS	6,810.09
Cottonwood Title Company, LLC	Ser	500.00
Gaylord Craddock	Mile	68.34
Jill R. Cunningham	Rent	183.34
Dianne Deepe	Ser	200.00
Dollar General – Regions 410526	Sup	35.00
Eakes Office Solutions	Sup	1,557.85
Election Systems & Software, Inc.	Sup, Ser	4,405.91
Patricia I. Engle	Meals	16.65
Erdkamp Motors	Main	109.11
Exeter Senior Center	USDA Reim	60.20
Fairmont Aging Services	USDA Reim	168.70
Fillmore County Clerk of the District Court	Fees	252.00
Fillmore County Hospital	Ser	124.20
Fillmore County Sheriff	Fees	147.40
Fillmore County Treasurer	Transfer	300,000.00
First Concord Group, Inc.	Insur	1,470.23
Gage County Clerk	budget request	4,651.57
Geneva Home Center	Sup	249.76
Geneva Senior Center Foundation	USDA Reim	420.00
Geneva Super Foods	Sup	824.21
Geneva Tire and Auto, Inc.	Rep, Main	195.34
Glenwood	Uti	369.70
Great Plains Uniforms, LLC	Sup	1,577.00
Kimberly J. Hirth	Rent	183.33
Holiday Inn Express	Lodging	512.00
Hometown Leasing	Ser	1,788.45
Kalkwarf & Smith Law Offices, LLC	Ser, Mile, Uti, Sup	4,141.24
Kopchos Sanitation, Inc.	Uti	224.00
Maximus US Services, Inc.	Ser	2,100.00
Mark McFarland	Misc	300.00
Mid-American Benefits, LLC	Insur, Ser	841.00
MIPS, Inc.	Ser	3,295.30
Murray Law PC, LLO	Ser	2,356.00
Tina Mussman	Misc	45.00
Nebraska Association of County Officials	Dues	2,221.14
The Nebraska Signal	Pro, Ads	1,861.06
911 Custom	Equip	383.00
Henry C. Nipper, PhD	Ser	450.00
Penguin Management, Inc.	Ser	3,840.00
Protext Central	Rep	200.00
Public Health Solutions	budget request	866.56
Quadient Finance USA, Inc.	Post	700.00
Region V Systems	budget request	13,875.00
Retirement Plans Division of Ameritas	Ret	6,612.55
Blaine Richards	Mile	32.16
Saline County Clerk	budget request	18,029.91
Saline County Treasurer	budget request	2,229.03
State of Nebraska Dept. of Correctional	boarding prisoners	2,817.85
Dawn M. Stites	Rent	183.33
Sullivan Shoemaker PC, LLO	Ser	2,865.29
Thayer County Treasurer	Sup	314.17
Uline	Equip	513.86
Unifirst Corporation	Ser	712.93
US Bank CPS	Fuel, Sup, Post	3,249.80
USDA, APHIS, General	Ser	3,505.06
Van Diest Supply Company	Sup	261.45
Gary Warren	Mile	13.40
Woodward's Disposal Service, Inc.	Ser	80.00
Payroll	Salaries	96,304.41

**ROAD/BRIDGE FUND:**

Amazon Capital Services	Sup, Rep	145.16
Auto Value Parts Stores	Parts, Sup	2,594.49
Paul Bauer	Ser	510.00
Beatrice Sand and Gravel	Gravel	43,625.52
Black Hills Energy	Uti	67.56
City of Geneva	Uti	78.25
Cornerstone Bank	SS	2,828.90
Fortify Group	Misc	40.00
Geneva Tire and Auto, Inc.	Rep, Main, Tires	1,716.52
Geneva Welding and Supply, Inc.	Sup	268.00

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Glenwood Telecommunications, Inc.	Uti	64.95
Grafton Oil, Inc.	Fuel	1,095.60
Hometown Leasing	Ser	161.00
Kopchos Sanitation, Inc.	Uti	70.00
Mid-Nebraska Aggregate, Inc.	Gravel	42,761.30
Midwest Unlimited	Parts	463.50
MIPS, Inc.	Ser	147.20
Murphy Tractor & Equipment Co., Inc.	Equip	226,820.00
The Nebraska Signal	Ads	228.00
Nichols Construction	Gravel	87,032.78
Perennial Public Power District	Uti	78.89
Power Plan	Parts, Rep	120.57
Protex Central, Inc.	Main, Rep	1,515.87
Retirement Plans Division of Ameritas	Ret	2,409.04
Sapp Bros, Inc – York	Fuel	976.00
Strobel Manufacturing, Inc.	Tire	880.00
Truck Center Companies	Parts, Sup	67.60
Verizon	Uti	504.30
Village of Exeter	Uti	27.15
Village of Fairmont	Uti	22.98
Village of Milligan	Uti	45.00
Village of Shickley	Uti	78.70
Windstream	Uti	174.75
Woods Aitken, LLP	Legal Assist	5,991.52
Payroll	Salaries	37,589.51

**REGISTER OF DEEDS PRESERVATION FUND:**

MIPS, Inc.	Ser	148.48
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**INHERITANCE TAX FUND:**

Glenwood	Broadband grant	62,500.00
Woods Aitken, LLP	Legal Assist	8,242.55

**911 EMERGENCY MANAGEMENT FUND:**

Glenwood	Uti	64.95
Nebraska APCO/NENA	Wksh	600.00

**HOSPITAL OPERATING FUND:**

Fillmore County Hospital	Sept Taxes	4,502.61
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**CLAIMS APPROVED**

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

Ayes: Cerny, Graham, Lightwine, Neiman, and Noel  
Nays: None                                      Absent: Harre

The Chairman declared the motion carried.

**FEE REPORTS FOR SEPTEMBER 2024**

After review, Cerny moved and Graham seconded the motion to approve the fee reports for September 2024 as presented:

**County Clerk \$11,008.67** (State \$4,756.64 & County \$6,252.03)  
**Clerk of the District Court \$1,237.19**  
**County Sheriff \$1,633.56**

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, and Noel  
Nays: None                                      Absent: Harre

The Chairman declared the motion carried.

**JAIL INSPECTION**

After inspection, the board reported that the jail was in order. The department is still waiting for quotes to remodel the kitchen. They were able to purchase/replace a few appliances.

**NUNNS SUBDIVISION**

Shaundee Graham, Zoning Administrator submitted a plat for Nunns Subdivision located in the SW ¼, Section 10, Chelsea Township.

After review, Lightwine moved and Graham seconded the motion to approve the Nunns Subdivision located in the SW ¼, Section 10, Chelsea Township as follows: a tract of land located in the Southwest Quarter of Section 10, Township 6 North, Range 2 West of the 6<sup>th</sup> P.M., Fillmore County, Nebraska, being described as

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follows: commencing at the Southwest corner of said Section 10; thence N89°27'58"E (assumed bearing) on the South line of the Southwest Quarter of said Section 10, a distance of 1200.00 feet to the point of beginning; thence N02°46'38"W, a distance of 375.00 feet; thence N23°34'55"E, a distance of 325.00 feet; thence S83°50'41"E, a distance of 335.00 feet; thence S03°10'30"E, a distance of 633.00 feet to the South line of the said Southwest Quarter; thence S89°27'58"W, on said South line, a distance of 480.00 feet to the point of beginning containing 6.72 acres, more or less, including 0.36 acres, more or less, of County right-of-way.

Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, and Noel  
Nays: None                                      Absent: Harre

The Chairman declared the motion carried.

**NACO ANNUAL CONFERENCE VOTER REGISTRATION FORM FOR DECEMBER 2024**

Lightwine moved and Graham seconded the motion that Chairman Neiman and Vice Chairman Cerny be placed on the NACO Voter Registration form for December 2024 allowing them to vote for Fillmore County. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, and Noel  
Nays: None                                      Absent: Harre

The Chairman declared the motion carried.

**ADJOURN**

As there was no other business to come before the Board, Graham moved and Lightwine seconded the motion to adjourn until 9:05 a.m., October 22, 2024. Upon roll call, the vote was as follows:

Ayes: Cerny, Graham, Lightwine, Neiman, and Noel  
Nays: None                                      Absent: Harre

The Chairman declared the motion carried.

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Attest

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Chairman