



Fillmore County Board Minutes



January 10, 2012

Reorganization Meeting

The Fillmore County Board of Supervisors convened to reorganize, as required by statute, in open and public session at 9:05 a.m. on January 10, 2012, in the Courthouse Boardroom in Geneva, Nebraska. Members present were Noel, Yates, Simacek, Capek, Mueller, Galusha, and Cerny. 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 reorganization meeting adjourned at as 9:32 a.m.

ELECTION OF CHAIRMAN

The County Clerk, acting as temporary Chairman, called the meeting to order at 9:05 a.m. The first order of business was the election of a Chairman for the year 2012. Capek nominated Simacek and Yates nominated Cerny. Mueller moved and Capek seconded that the nominations cease and that a paper ballot be cast.

After poll vote, the temporary Chairman stated Simacek will be the 2012 Chairman by a vote of 4 to 3 and Simacek assumed the Chair.

ELECTION OF VICE-CHAIRMAN

Chairman Simacek asked for nominations for Vice-Chairman. Yates nominated Noel. Mueller moved and Capek seconded the motion that nominations cease and that a unanimous ballot be cast.

The Chairman declared that Noel would be Vice-Chairman of the Board for 2012.

NAMING OFFICIAL BANK DEPOSITORIES

Yates moved and Noel seconded the introduction of the following resolution:

RESOLUTION 2012-01

BE IT RESOLVED by the Fillmore County Board of Supervisors that the First National Bank of Exeter, the Geneva State Bank of Geneva, Shickley, Grafton, and Fairmont, the York State Bank of York and Geneva, the Cornerstone Bank of York and Geneva, and the Farmers and Merchants Bank of Milligan, are hereby designated as bank depositories and the Fillmore County Treasurer is hereby authorized to deposit funds of the County that may come into her possession into these said depositories.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the resolution adopted.

AUTHORIZED INVESTMENTS

Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012-02

BE IT RESOLVED by the Fillmore County Board of Supervisors that the County Treasurer of Fillmore County be authorized to invest the surplus funds of said county in United States Government Bonds, United States Treasury Notes, Bills or Certificates of Indebtedness maturing within two years of the date of purchase; and in Certificates of Deposit, or Money Market Savings Accounts.



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Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the resolution adopted.

DEPOSIT OF SURPLUS FUNDS

Noel moved and Galusha seconded the introduction of the following resolution:

RESOLUTION 2012-03

WHEREAS, Section 77-2318, Revised Statutes of Nebraska, provides among other things that when County funds exceed 50% of the said capital of all banks of the County, then the Treasurer, with the consent of the County Board, may deposit an amount in excess thereof, but not exceeding capital in any one bank, and

WHEREAS, the County Board has by resolution informed the County Treasurer of Fillmore County that all of the banks in Fillmore County have been designated as depositories for monies that the County Treasurer may have in her possession, and

WHEREAS, under provisions of Section 77-2314, Revised Statutes of Nebraska, the County Treasurer shall not have a preference to any one of the banks in which she may so deposit. The County Treasurer may select one or more banks to be used for active accounts in which she may keep deposited in excess of these requirements only such funds as may be necessary for the transaction of ordinary day-to-day requirements.

WHEREAS, for the purpose of Section 77-2314, Revised Statutes of Nebraska, capital shall mean capital stock, surpluses, undivided profits, capital notes or debentures, and other unimpaired reserves, and

WHEREAS, paid up capital at Fillmore County Banks is as follows:

First National Bank of Exeter	\$ 3,592,573.09
Geneva State Bank of Geneva, Shickley, Grafton, and Fairmont	\$ 19,762,886.86
York State Bank & Trust Company of Geneva & York	\$ 14,531,540.57
Cornerstone Bank of York and Geneva	\$ 88,801,096.00
Farmers and Merchants Bank of Milligan	\$ 4,933,192.63

WHEREAS, from time to time, the County Treasurer has on hand and will have on hand for deposit, County money that should be deposited for safekeeping in excess of the amount permitted under the statute,

NOW THEREFORE, Be it Resolved, that the County Treasurer of Fillmore County be and hereby is, authorized to deposit in the aforesaid banks in Fillmore County during 2012, County funds in her possession in a sum equal to but not in excess of the said capital of said banks, provided that said depository bank or banks shall secure said deposits by pledges of the assets of said bank as provided in Section 77-2318, Revised Statutes of Nebraska, but shall not at any one time have in said bank County funds in excess of 90% of the bonds deposited by said bank as security plus the \$100,000.00 covered and protected by the Federal Deposit Insurance Corporation. Bonds shall be required of all banks and capital stock financial institutions for such excess deposit unless security is given in accordance with Section 77-2318.01, Revised Statutes of Nebraska.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the resolution adopted.

SECURITIES COMMITTEE



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Mueller moved and Capek seconded the motion to appoint the County Clerk, the County Treasurer, and Supervisor Yates to a committee to give temporary approval for securities deposited by banks for collateral on deposits of County funds, with Cerny to sign if Yates is unavailable. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

CLAIMS APPROVAL

Yates moved and Cerny seconded the motion to require the approval of the officer in charge of claims for his/her office before the allowance of any and all claims. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

EQUIPMENT PURCHASE

Cerny moved and Noel seconded the motion requiring all officials, elected or appointed, to notify the Board of Supervisors when purchasing any equipment regardless of price, all supplies costing \$750.00 or more, all lease agreements, maintenance contracts, and equipment rental agreements, even though the item is included in the budget. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

LEGAL NEWSPAPER AND WEBSITE

Noel moved and Mueller seconded the motion to declare The Nebraska Signal for the legal newspaper for Fillmore County and that the Fillmore County website (www.fillmorecounty.org) be declared as an official means of publication. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

PUBLIC HEALTH BOARD

Yates moved and Mueller seconded the motion to appoint the County Attorney, Jill Cunningham; County Sheriff, William Burgess; County Clerk, Amy Nelson; County Coroner, Shaun Farmer; County Supervisor Simacek, and Fillmore County Hospital Chief of Staff, to the Fillmore County Public Health Board for a one year term beginning January 1, 2012 and ending December 31, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

ROAD REPORTS TO SUPERVISORS



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Mueller moved and Galusha seconded the motion that the County Highway Superintendent shall inform the appropriate Supervisor of any work being done other than routine road maintenance in their district. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

CONTRACT WITH GENEVA WELDING & SUPPLY

After discussion, Galusha moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012-04

WHEREAS, Steven Yates is a member of the Board of Supervisors of Fillmore County, Nebraska;

WHEREAS, Steven Yates is the President of the business operated in Geneva, Fillmore County, Nebraska under the name of Geneva Welding and Supply, Inc.; and

WHEREAS, the County of Fillmore on a regular basis does business with Geneva Welding and Supply, Inc.;

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of Fillmore County, Nebraska does hereby approve the purchase of merchandise and material from Steven Yates doing business as Geneva Welding and Supply, Inc., and the sale by Steven Yates of merchandise and material to the County of Fillmore on a per invoice basis in an amount not to exceed \$5,000.00, without the prior approval by virtue of a resolution passed by the Board of Supervisors of Fillmore County, Nebraska;

BE IT FURTHER RESOLVED, the Board of Supervisors directs that the Clerk of Fillmore County, Nebraska, maintain a separate ledger relative to any purchases made by representative of the County of Fillmore from Geneva Welding and Supply, Inc., or contracts for the purchase of any material, which ledger contains the following information as provided for by Nebraska Revised Statute §49-14, 103.02:

- 1) Names of the contracting parties;
- 2) Nature of the interest of the officer in question;
- 3) Date that the contract was approved by the governing body;
- 4) Amount of the contract; and
- 5) Basic terms of the contract.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the resolution adopted.

COUNTY PHYSICIAN

Mueller moved and Noel seconded the motion to appoint the acting Hospital Chief of Staff as the County Physician. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE TO FILLMORE COUNTY HOSPITAL BOARD



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After discussion, Yates moved and Capek seconded the motion to appoint Merle Noel as a nonvoting member to the Fillmore County Hospital Board beginning January 1, 2012 and ending December 31, 2012. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

REPRESENTATIVE TO DEVELOPMENT CORPORATION MEETINGS

After discussion, Capek moved and Galusha seconded the motion to appoint Steve Yates as the representative and Larry Cerny as the alternate of the Fillmore County Board at meetings of the Fillmore County Development Corporation beginning January 1, 2012 and ending December 31, 2012. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

ADJOURNMENT

As there were no other items remaining on the agenda for the reorganization meeting, Mueller moved and Cerny seconded the motion to adjourn the reorganization portion of the meeting. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

Attest

Chairman

Regular Meeting

The Fillmore County Board of Supervisors convened in open and public session at 9:45 a.m., January 10, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 12:18 p.m.

MINUTES APPROVED

Chairman Simacek declared the minutes from the December 27, 2012 Board meeting approved as presented.

FEE REPORTS

Capek moved and Noel seconded the motion to approve the following fee reports for the month of December 2011:

County Clerk: \$14,567.06 (State \$8,935.76 & County \$5,631.30)
Clerk of District Court: \$272.70
Sheriff: \$1,445.05



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Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

MEMORANDUM OF UNDERSTANDING WITH VETERANS AFFAIRS

After discussion, Noel moved and Yates seconded the motion to approve the Memorandum of Understanding with the State of Nebraska Department of Veterans Affairs (NDVA) for a secure web-based application to track and assist veteran's assessing benefits. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Yates moved and Cerny 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 litigation items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried and requested that the Veteran's Service Officer and the County Clerk remain. Executive session began at 9:55 a.m.

RETURN TO REGULAR SESSION

Mueller moved and Galusha seconded the motion to return to open session at 10:00 a.m. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING BRIDGE ON ROAD S

Shirley Kamler, Mitchell Ozenbaugh, Wayne Houchin Jr., Larry Garland, Jerry Chapman, Kent Myers, Allan L. Garland, John Burt, Betty Remter and Roger R. Remter were all present for the discussion regarding replacing or closing the bridge on Road S between Road 18 and 19. Mark Timmerman, Highway Superintendent informed the Board that to place a Missouri Crossing with a thirty-six (36) inch culvert in the bottom of the creek would cost the County approximately \$6,800.00 or placing three sixty (60) inch culverts to replace the falling bridge.

After discussion, Capek moved and Noel seconded the motion to replace the bridge with two sixty (60) inch culverts. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.



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DISCUSSION REGARDING DITCH/WATERWAYS IN FAIRMONT TOWNSHIP

Jerry Chapman and John Burt submitted a letter to the Board requesting the ditch/waterways presently running across the SW $\frac{1}{4}$ and NW $\frac{1}{4}$ of Section 36-8-2 Fairmont Township be cleaned out per State Statute.

After discussion Noel moved and Mueller seconded the motion to request the County Attorney write a letter to the land owners requesting the ditch and natural drainage be cleaned out per State Statute. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Mueller moved and Capek seconded the motion to approve the following driveway permits:

Leonard Fiala – extend an existing driveway to 40 ft. on the south side of the SW $\frac{1}{4}$, Section 1-6-3, Stanton Township;

MHAH, LLC – extend an existing driveway to 40 ft. on the west side of the NW $\frac{1}{4}$, Section 25-8-2, Fairmont Township;

EB Farms – extend an existing driveway to 40 ft. on the west side of the NW $\frac{1}{4}$, Section 18-5-2, Belle Prairie Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Galusha moved and Noel seconded the motion to approve the following clean silt permit:

Robert Fessler – clean silt from the west side of the SW $\frac{1}{4}$, Section 20-7-4, Bennett Township

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

GRAFTON NW BRIDGE PROJECT

After discussion, Yates moved and Capek seconded the introduction of the following resolution:

RESOLUTION 2012 – 05

WHEREAS, certain transportation facilities in Fillmore County, Nebraska, have been designated as being eligible for Federal-Aid transportation funds by the State of Nebraska, Department of Roads (NDOR) in compliance with Federal laws pertaining thereto; and

WHEREAS, Fillmore County has previously entered into Agreements (Programs) with NDOR, for said Federal-Aid transportation funds for improvements on these transportation facilities; and



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WHEREAS, these projects are not included in NDOR's current long-range plan of projects; and

WHEREAS, the State of Nebraska, Department of Roads, recommends that Fillmore County withdraw these projects and cancel all agreements pertaining to such projects; and

WHEREAS, the State of Nebraska agrees to not seek reimbursement of State costs incurred on such projects.

BE IT RESOLVED: that Fillmore County is hereby requesting that the Nebraska Department of Roads withdraw the following projects from the Federal Aid list. Those projects are described as:

<u>Control #</u>	<u>Project #</u>	<u>Project Name</u>
42184	BRO-7030(29)	Grafton Northwest

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Capek
Nays: Galusha

The Chairman declared the resolution adopted.

BULK OIL TANKS

After discussion, Mueller moved and Noel seconded the motion to purchase the bulk oil tanks from Grafton Oil which have been located at the County Shop since 2006 for \$3,262.11 (which was the original invoice amount). Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

OIL USES IN MOTOR GRADERS

Highway Superintendent, Mark Timmerman presented a spreadsheet of what oil is currently being used in all the motor graders and the price differences. Mark also presented a list of motor graders that are requiring additional oil between changes.

After discussion, Mueller moved and Noel seconded the motion to purchase and use Sinclair oil until further notice or if a problem arises with a motor grader. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: Simacek

The Chairman declared the motion carried.

OTHER ROAD ISSUES

Mark Timmerman, Highway Superintendent informed the Board that he would be submitting the application to the State Fire Marshal for the new fuel tank at the Shickley shop.

Per Board request the County Clerk, Amy Nelson presented current budget figures as of December 31, 2011 for the Road Department. The Board and Highway Superintendent discussed options of what projects should be completed first. The Board requested to review the budget figures again the end of March.

"OLD" HOSPITAL DISCUSSION

Patt Lentfer, Director of the Fillmore County Development Corp. informed the Board that NPPD would not list the "old" Hospital site as premium if there was not a price listed.



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After discussion, the Board split the hospital up into three different sections with prices and then a price for the entire location.

MOBILE COMMAND CENTER

Donna Mainwaring, Emergency Manager informed the Board that the County has received \$20,000.00 from the Southeast Region for radio/paging equipment for the mobile command center. The County would need to make all the purchases and install the equipment prior to getting reimbursed. Donna has received one quote and waiting to receive a couple more.

After discussion, Yates moved and Capek seconded the motion to allow the emergency manager to purchase the equipment needed for the mobile command center not to exceed the funds received from the Southeast Region. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

Howard F. Ach	Rent, Post, Dues	3,932.69
Ameritas Life Insurance Corp.	Ret	3,201.72
Amsan	Sup	130.34
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	43.40
Todd Boller	Mile, Meals	146.39
Century Lumber Center	Sup	5.58
City of Geneva	Uti	148.90
Computer Depot	Sup	19.99
Constellation Energy	Uti	193.20
Gaylord Craddock	Mile	56.61
Dell Marketing, LP	Sup	146.99
Judy Dondlinger	Ser	108.00
Eakes Office Plus	Sup	1,253.81
Earls Window Service	Ser	6.00
Exeter Care Center	HDM's	341.25
Farmer & Son Funeral Home, Inc.	Ser	1,750.00
Fillmore County Development Corp.	HOME project	5,015.00
Fillmore County Treasurer	Interest	24.31
First Concord Benefits Group, LLC	Insur, Ser	1,529.13
Gambles	Sup	169.62
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,550.76
Geneva Tire Pros	Rep, Main	190.82
Geneva Welding & Supply, Inc.	Ser	136.64
Frances Heinrichs	Mile	56.61
Hilty's	Sup	216.28
Hometown Leasing	Ser	582.61
Ron Isley	Mile	43.29



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Knoche Appraisal & Consulting, LLC	Ser, Mile	3,013.50
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,741.31
Lehman Reporting Service	Ser, Mile	192.90
Lichti Oil	Fuel	4.99
Madison National Life	Insur	185.69
Elizabeth Mattox Manning	Ser	132.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	738.00
Mid-States Organized Crime Information	Dues	100.00
MIPS, Inc.	Ser	2,756.04
Brenda Motis	Mile	190.26
Nebraska Association of County Clerks, Register of Deeds, Election Comm.	Dues	75.00
Nebraska Association of County Officials	Dues	1,407.37
The Nebraska Signal	Pro, Ads, Subscription	316.27
Nebraska Weed Control Association	Wksh	85.00
Office Depot Credit Plan	Equip	379.98
Protex Central, Inc.	Ser	220.00
R & D Parts, LLC	Sup	2.03
Region V Services	Budget request	2,621.00
Saline County Sheriff	Ser	47.00
Secretary of State Rules & Regulations	Sup	20.00
Seiler & Parker, PC	Ser, Mile	448.14
Shell Fleet Plus	Fuel	3,275.89
Southeast Nebraska Development District	Ser, HOME project	2,893.88
State of Nebraska AS Central Finance	Ser	448.00
Telmate, LLC	Sup	10.00
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	8.02
US Bank, CPS	Meals, Sup	89.93
Windstream	Uti	186.18
York News Times	Ad	131.75
Payroll	Salaries	49,086.71

ROAD/BRIDGE FUND:

Action Auto Supply	Parts, Sup	39.14
Ameritas Life Insurance Corp.	Ret	1,674.94
Baum Hydraulics Co.	Parts	19.48
Black Hills Energy	Uti	857.29
BS Enterprises, Inc.	Parts, Sup	1,470.00
Casey's General Stores	Fuel	162.00
Century Lumber Center	Parts	29.31
City of Geneva	Uti	57.00
Dorchester Farmers Coop	Fuel	1,635.00
Filter Care of Nebraska	Parts	25.10
Friesen Chevrolet, Inc.	Parts	92.15
Gambles	Parts, Sup	105.52
Geneva Implement Co., Inc.	Parts	153.59
Geneva State Bank	SS	1,841.16
Geneva Tire Pros	Rep, Equip	1,625.67
Geneva Welding & Supply, Inc.	Parts, Rep, Sup	693.61
Grafton Oil, Inc.	Fuel, Main	2,782.80
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Fuel	4,544.32
Madison National Life	Insur	94.77
Medical Enterprises, Inc.	Ser	77.00
MIPS, Inc.	Ser	115.77



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Nebraska Iowa Industrial Fasteners Corp.	Sup	104.35
Nebraska Department of Revenue	Sales tax	139.43
Nichols Construction	Gravel	2,076.99
Nick's Farm Store Co.	Rep	35.55
Overland	Gravel	1,458.41
Perennial Public Power District	Uti	87.47
Power Plan	Parts	786.25
R & D Parts, LLC	Parts, Sup	439.16
Shell Fleet Plus	Fuel	799.10
State of Nebraska State Fire Marshal	Permit	50.00
Village of Grafton	Uti	23.63
Village of Milligan	Uti	23.15
Payroll	Salaries	24,886.49

SHERIFF – SPECIAL LAW ENFORCEMENT GRANT FUND:

Ameritas Life Insurance Corp.	Ret	86.31
Geneva State Bank	SS	85.20
Payroll	Salaries	1,113.75

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Dec. Taxes	17,583.07
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911 COMMUNICATIONS FUND:

Association of Public Safety Communications Officials International (APCO)	Wksh	299.00
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CLAIMS APPROVED

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

Ayes: Mueller, Galusha, Capek, Simacek, Noel, and Cerny
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

SURPLUS

After discussion, Yates moved and Noel seconded the motion to declare a Sony digital camera model #FD91, serial #107362 surplus from the County Extension office. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

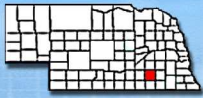
HOSPITAL STATUTES

Merle Noel informed the Board that there is a possibility of revisions to the State Statutes that govern County Hospitals. After discussion, the Board will be discussing these possible revisions with the NACO staff to be sure they are aware of the changes.

ADJOURNMENT

As there were no other items to come before the Board, Cerny moved and Noel seconded the motion to adjourn until 9:00 a.m. on January 24, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha



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Nays: None

The Chairman declared the motion carried.

Attest

Chairman



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January 24, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., January 24, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. Mueller absent at 2:45 p.m. 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 4:15 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek approved the minutes of the January 10, 2012 Reorganization and Board meetings.

EMERGENCY MANAGEMENT & 911 EQUIPMENT

Donna Mainwaring, Emergency Manager informed the Board that with narrow banding being mandated by the State by January 1, 2013. There is a need to purchase 200 pagers for approx. \$80,000.00 with an additional \$17,100.00 in additional expenses for reprogramming. Donna will be requesting bids with a deadline of 1:00 p.m. at the February 28, 2012 Board meeting.

Donna also informed the Board that the SE Region had been denied by the State to purchase an ID card system. Donna requested to purchase this system with County funds. After discussion, Mueller moved and Cerny seconded the motion to purchase the ID card system and printer. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

CEMETERY MOWING AND PEST CONTROL

Roddy Salmon requests when the cemetery mowing bids come up that the Board consider doing a three year contract instead of a year to year contract. Roddy also asked if the Board would consider going out for bids with the pest control. After discussion, the Board will consider the three year contract and will send out letters to get some bids on the pest control.

CLEAN SILT PERMITS

Galusha moved and Noel seconded the motion to approve the following application for clean silt permits:

Stuckey Grandchildren – clean silt from the south and west sides of the SW ¼, Section 27-8-3, West Blue Township;
Jim Lovegrove – clean silt from the south side of the SW ¼, Section 6-7-2, Madison Township;
Stuckey Grandchildren – clean silt from the south and east side of the SE ¼, Section 11-8-4, Grafton Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Yates moved and Mueller seconded the motion to approve the following applications for occupy county right-of-way permits:



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Dorothy Yaeger – install an electric line between the SE ¼, Section 25-8-4 Grafton Township and the SW ¼, Section 30-8-3 West Blue Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Rod Heinrichs – install an electric line between the SW ¼, Section 13-5-2 and SE ¼, Section 14-5-2, Belle Prairie Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Capek moved and Yates seconded the motion to approve the following applications for a driveway permits:

Darrel Mosier – install a new driveway on the north side of the SE ¼, Section 26-5-3, Hamilton Township;

Mark Vejraska/MDV Holdings, LLC – install a new driveway on the east side of the NE ¼, Section 14-6-1, Glengary Township;

John Nelson – install a new driveway on the east side of the NE ¼, Section 11-6-2, Chelsea Township;

Doane College – install a new driveway on the north side of the NE ¼, Section 33-8-3, West Blue Township;

Rod Heinrichs – extend existing driveway to 40 ft. on the south side of the SW ¼, Section 13-5-2, Belle Prairie Township;

Gayle Keller – remove an existing driveway and install a new 40 ft. driveway on the east side of the SE ¼, Section, 25-6-4, Momence Township;

Jerry Chapman – extend an existing driveway to 40 ft. on the west side of the SE ¼, Section 2-7-2, Madison Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

ONE & SIX YEAR HEARING

After discussion, the Board will hold a public hearing for the One and Six year plan on February 14, 2012 at 9:45 a.m.

GENEVA ENGINEERING PROJECT CONTRACTS

After discussion, Yates moved and Noel seconded the motion to approve and sign the two contracts with Geneva Engineering for the culvert projects at five different sites. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

OBJECT MARKERS

Mark Timmerman, Highway Superintendent informed the Board that he is going to apply for a grant with the State to purchase object markers for bridges. It is cost share program but the Counties cost share is keeping the markers up on the bridges.



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ARMOR COATING PROJECT FOR MILLIGAN SOUTH

Mark informed the Board that Speece Lewis is working on the bid specifications for the armor coat project for the Milligan South road (Road 24 to Highway 74).

COUNTY BANK ACCOUNTS

Barbara Trapp, County Treasurer; Peggy Birky, Clerk of the District Court; and Amy Nelson, County Clerk were present for the discussion with the Board regarding going out for bid for all bank accounts in the County. Barb presented a list of banks including what accounts the County has and what is invested in each bank. John Wilkins and Ted Marek from Geneva State Bank were also present for the discussion.

After discussion, the Board decided at this time they will continue with Geneva State Bank as the main bank where the checking accounts are located.

AGRI STRATEGIES

Tim Johnson, Vice President of Sales and Marketing with Agri Strategies (Gas Rite) presented to the Board what his company could offer the County in purchasing fuel. The Board will review the information and discuss at a future meeting.

AG SOCIETY UPDATE

Dale Stengel, Deb Hoarty, Jean Engle, Blaine Richards, and Rex Mussman were present for discussion with the Board regarding updates that the Fair Board would like to see completed in the twenty-three year old Ag hall. Deb presented a possible layout of remodeling the kitchen area. They are also looking into remodeling the restrooms and insulating the entire building to save on heating costs. After discussion, the Fair Board will be contacting an architect to give a recommendation and assist with final drawings. When that is complete the Fair Board will come back to the Board with the information collected.

NEW HOSPITAL TOUR

Lisa Hopken, Director of Nursing; Amber Taylor, Marketing Coordinator; and Paul Utemark, CEO gave the Board, Amy Nelson, County Clerk; Lynn Mussman, County Assessor; Peggy Birky, Clerk of the District Court; and Donna Mainwaring, Emergency Manager a tour of the new hospital.

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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

Ameritas Life Insurance Corp.	Ret	3,273.47
Jon Anderson	Misc	44.00
Aramark Uniform Services, Inc.	Ser	562.42
B & J Automotive, LLC	Main, Rep	101.10
Lois Bernasek	Misc	44.00
Blue Cross Blue Shield of Nebraska	Insur	21,714.78
Bottorf & Maser, Atty	Ser	1,417.50
Burt County Sheriff	Ser	38.48
Daryl L. Callenius	Misc	44.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Brandie Conway	Misc	44.00
Corner Stop	Fuel	344.66
Dawg's Smokehouse Café	HDM's	199.50



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Eakes Office Plus	Sup, Ser	1,450.17
Merlin Ehmen	Ret	22.00
Executive Copier Services	Sup	46.23
First Concord Benefits Group	Insur, Ser	2,039.82
Gambles	Sup	15.07
Geneva Broadband, LLC	Sup, Uti	180.94
Geneva State Bank	SS	3,443.04
Geneva Super Foods	Sup	260.74
Norma Gregory	Ret	25.00
Heath, Inc.	Rep	110.00
Barbara (Erdkamp) Hein	Ret	96.00
Bob Hester	Misc	44.00
Bryce Jenkins	Ser	20.00
JEO Consulting Group, Inc.	Ser	200.00
Steve Julich	Misc	44.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post	2,792.71
Madison National Life	Insur	8.01
MailFinance	Ser	248.20
Donna Mainwaring	Misc	127.33
Ann H. McDonald	Ret	18.00
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Association of County Treasurers	Dues	75.00
Nebraska Association of Senior Centers	Dues	20.00
Nebraska Public Power District	Uti	1,188.56
Jim Nichols	Ser	20.00
Dawn Opfer	Misc	44.00
Vernon Pearson	Ret	48.00
Jeri Pedersen	Misc	44.00
Priscilla Pedersen	Misc	44.00
Platte Valley Communications	Rep	185.35
Proforma	Sup	131.94
Steven G. Roemmich	Misc	44.00
Secretary of State / Election Division	Sup	15.00
Lee Bauer Smith	Ret	108.00
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska Workforce Development		
Dept. of Labor Unemployment Insur.	Misc	201.08
Rhonda Stokebrand	Mile	99.90
Deanna Strothkamp	Ret	72.00
Luetta Strothkamp	Ret	96.00
Mary c. Tesar	Ret	24.00
Thayer County Treasurer	Sup	1,629.72
Brandy VanDeWalle	Uti, Meals	37.46
Bea Vavra	Ret	84.00
Carol Vejraska	Ret	23.08
Verizon Wireless	Uti	603.90
Weaver Pharmacy	Sup	22.44
Elizabeth Wendt	Misc	44.00
Daniel Werner	Ser	2,475.84
Anthony Whitmore	Misc	44.00
Williams Exterminating, Inc.	Ser	110.00
Windstream	Uti	1,231.45
Payroll	Salaries	47,766.60

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,693.68
Auto Value Parts Stores	Parts, Sup	149.69
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	13,412.07



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City of Geneva	Sup	777.52
Corner Stop	Fuel	2,302.88
Dorchester Farmers Coop	Fuel	410.33
Fillmore County Hospital	Ser	265.00
Geneva Broadband, LLC	Uti	39.99
Geneva State Bank	SS	1,856.81
Dale Goeking	Ret	96.00
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	76.28
Grafton Oil, Inc.	Fuel, Equip	4,792.63
Ronald Isley	Ret	103.86
Donovan Jirkovsky	Ret	25.00
Lichti Oil	Part, Fuel, Sup	211.14
M.E. Collins	Culvert project	30,004.86
Nebraska Department of Roads		
Controller Division	Sup	72.59
Nebraska Public Power District	Uti	484.01
MMC Exchange, LLC	Parts, Sup	1,195.60
Office Depot Credit Plan	Sup	180.90
Perennial Public Power District	Uti	137.26
Roit Repair	Rep	245.32
Sourcegas Distribution, LLC	Relocation	34,527.80
US Bank, CPS	Post, Sup	126.00
Verizon Wireless	Uti	70.20
Village of Exeter	Uti	15.00
Village of Fairmont	Uti	85.64
Weaver Repair, Inc.	Parts, Rep	312.81
Windstream	Uti	101.99
Donald D. Wittmack	Ret	12.00
Payroll	Salaries	25,091.37

SPECIAL SHERIFF GRANT FUND:

Sleuth Software	Sup	4,062.50
State of Nebraska Crime Commission	Refund	7,450.00

911 WIRELESS COMMUNICATIONS FUND:

Metro Leasing Company	Ser	794.89
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911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	176.47
Windstream	Uti	1,051.40

CLAIMS APPROVED

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

Ayes: Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None Absent: Mueller

The Chairman declared the motion carried.

COURT UPDATES

Peggy Birky, Clerk of the District Court and Cindy Carrigan, County Court Magistrate informed the Board that with the passing of LB669 they are working at putting together a cooperative agreement between the two courts by the deadline of March 31, 2012. When they have one that is agreed upon with both courts and judges they will bring it to the Board.



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They also informed the Board that the County Judge is requesting a conference phone in the courtroom. Amy will check with BTS Communications to see what will be compatible with our current phone system.

PLANNING & ZONING UPDATES

Donna Mainwaring, Planning & Zoning Administrator requested additional assistance in her office with clerical duties. After discussion, the Board authorized her to advertise for a part-time clerical person.

Donna informed the Board that JEO Consulting Group had been at the last two zoning meetings with drafts of the Zoning regulations. JEO is hopeful that a final draft will be completed in the next couple months.

ADJOURN

Agenda items "Employee Recognition Dinner, Lease with Fillmore County Wellness, Inc., and County Car repairs" were tabled until a future board meeting. As there was no other business to come before the Board, Noel moved and Capek seconded the motion to adjourn until 9:10 a.m., February 14, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Galusha

Nays: None Absent: Mueller

The Chairman declared the motion carried.

Attest

Chairman



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The Fillmore County Board of Supervisors convened in open and public session at 9:28 a.m., February 14, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. Simacek absent at 1:00 p.m. and returned at 2:08 p.m. 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 2:10 p.m.

NOXIOUS WEED UPDATE

Todd Boller, Noxious Weed Superintendent informed the Board that he will be holding four informational meetings in March in several communities. All meetings will be held from 1:00 p.m. to 5:00 p.m., March 5th Grafton Village Hall, March 7th Milligan Auditorium basement, March 8th Geneva State Bank in Shickley meeting room, and March 9th Fillmore County Road Department Shop in Geneva.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the January 24, 2012 Board meeting approved as presented.

DRIVEWAY PERMITS

Noel moved and Mueller seconded the motion to approve the following applications for a driveway permits:

Kris Stengel – install a new 40' driveway on the east side of the SE $\frac{1}{4}$, Section 29-7-4, Bennett Township;
Richard Yaeger – install a new driveway on the north side of the NW $\frac{1}{4}$, Section 29-8-4, Grafton Township;
Francis Keenan – install a new driveway on the south side of the SW $\frac{1}{4}$, Section 14-8-4, Grafton Township;
Arlene Softley – extend existing driveway on the north side of the NW $\frac{1}{4}$, Section 23-8-4, Grafton Township.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

Yates moved and Cerny seconded the motion to approve the following application for clean silt permits:

Helen Ewalt Trust – clean silt from the road ditch between Section 14 and 15-6-3, Stanton Township;
Keith Burt – clean silt from the road ditch between Section 21 and 28-7-4, Bennett Township;
Arlene Softley – clean silt from the road ditch between Section 22 and 23-8-4, Grafton Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Capek moved and Mueller seconded the motion to approve the following applications for occupy county right-of-way permits:



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Windstream Nebraska, Inc. – bury communications facilities between Section 5 and 4-7-2, Madison Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Kris Stengel – bore under the road for irrigation between Section 16 and 21-7-4, Bennett Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Jean E. Crays – bury an electric line between the NE ¼, Section 24-6-2, Chelsea Township and the NW ¼, Section 19-6-1, Glengary Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

FRACTURE CRITICAL BRIDGE INSPECTIONS

After discussion, Mueller moved and Yates seconded the introduction of the following resolutions using soft match funds:

RESOLUTION 2012-06

WHEREAS, the Nebraska Department of Roads (NDOR) is developing a transportation project, on the behalf of the county, for which it intends to obtain Federal funds;

WHEREAS, Fillmore County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS, Fillmore County and the NDOR wish to enter into an Engineering Services Agreement to provide fracture critical bridge inspection and re-load rating (if necessary) services for the Federal-aid project.

BE IT RESOLVED, by the Board of Supervisors of Fillmore County that:

Albert Simacek, Chairperson of the Board is hereby authorized to sign the attached Engineering Services Agreement between Fillmore County and the NDOR. Project No. BR-NBIS(95), Control No. 00872, Project Name: 2012 Statewide Fracture Critical Bridge Inspections.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the resolution adopted.

ONE & SIX YEAR PROGRAM

Public hearing for the One and Six year program for the Highway Department was opened at 9:45 a.m. as advertised.

CERTIFICATE OF RECEIPT FOR BARRICADES

After discussion, Cerny moved and Capek seconded the motion to approve and sign the Certification of Receipt for Project # HRRR-STWD (108) – Work Zone and Road Closure Traffic Control Devices from Resolution 2011-13. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha



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Nays: None

The Chairman declared the motion carried.

ENVIRONMENTAL ENGINEERING SERVICES

After discussion, Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012-07

WHEREAS, Fillmore County is developing a transportation project for which it intends to obtain Federal funds;

WHEREAS, Fillmore County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State, and local laws, rules, regulations, policies and guidelines applicable to the funding of the Federal-aid project;

WHEREAS, Fillmore County and Olsson Associates wish to enter into an Engineering Services Agreement to provide Environmental Services for the Federal-aid project.

BE IT RESOLVED, by the Board of Supervisors of Fillmore County that:

Albert Simacek, Chairperson of the Board of Fillmore County is hereby authorized to sign the attached Engineering Services Agreement between Fillmore County and Olsson Associates. NDOR Project No.: BRO-7030(30), NDOR Control No.: 42435, and NDOR Project Description: Bridge Replacement.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Mueller, Galusha, and Capek

Nays: Cerny

The Chairman declared the resolution adopted.

INSURANCE CLAIM WITH STENGEL'S

Nebraska Intergovernmental Risk Management Association (NIRMA) the counties insurance carrier submitted a letter reporting the finding of their investigation conducted regarding the claim submitted from Stengel's due property damage on County Road 3, between Road N & O.

After reading the letter and discussion, Noel moved and Capek seconded the motion to pay \$500.00 to Stengel's for the damaged valve, but not paying the entire claim submitted due to the fact that the insurance carrier says the county is not liable. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Mueller, Galusha, and Capek

Nays: Cerny and Yates

The Chairman declared the motion carried.

ONE & SIX YEAR HIGHWAY IMPROVEMENT PROGRAM

Chairman, Simacek closed the public hearing for the One and Six year Highway Program at 10:15 a.m.

Noel moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012-08

Accepting the One (1) & Six (6) year Highway Improvement Program for the County of Fillmore, Nebraska.

BE IT RESOLVED by the Chairman and Supervisors of Fillmore County that:

It is hereby found and determined that:



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- 1) The program for distribution of the Highway Allocation Funds provide additional funds to counties for road related maintenance and construction.
- 2) In order to qualify for said funds the County must, among other things, prepare an annual One (1) and Six (6) Year Program for highway improvements, conduct a local public hearing and submit the results to the Board of Public Road Classification and Standards.
- 3) The County of Fillmore, Nebraska does hereby adopt the 2012-2013 One (1) and Six (6) Year Program as proposed by the Fillmore County Highway Superintendent.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the resolution adopted.

OTHER ROAD ISSUES

Chairman, Simacek received and read a letter from Galen Kuska regarding current road conditions, a copy of this letter will be given to all operators.

The Board also requested that Mark Timmerman, Highway Superintendent inform all road department employees that they are not allowed to take home or use any County equipment, tools, supplies, or County buildings/shops for personal use.

FEE REPORTS

Mueller moved and Yates seconded the motion to approve the following fee reports for the month of January 2012:

County Clerk: \$16,013.41 (State \$10,610.55 & County \$5,402.86)
Clerk of the District Court: \$587.30
County Sheriff: \$1,941.81

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

FILLMORE COUNTY WELLNESS

Lori Rasmussen, Jenni Hoarty, Joni Ewalt, Jenny Hoarty, and Kathleen Harre were present to inform the Board of their vision of the new Fillmore County Wellness center as well as request a lease for the space at the current location.

Cerny moved and Noel seconded the motion to approve and sign the lease with the Fillmore County Wellness, Inc. beginning March 1, 2012 for \$350.00 a month. Lease will continue month to month until one of the parties terminates the lease or the hospital is sold. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

GRAFTON RURAL FIRE BOND



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Yates moved and Galusha seconded the motion to approve the Grafton Rural Fire Protection District Bond for Jerry L. Otte beginning February 9, 2012 and ending February 09, 2013. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

CHELSEA TOWNSHIP BOND

Capek moved and Yates seconded the motion to approve the Chelsea Township Bond for Jerry Engle, Larry Nun, and Kent W. Myers. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

ADDING PLEDGE SECURITY

Mueller moved and Noel seconded the introduction of the following resolution:

RESOLUTION 2012-09

BE IT RESOLVED, that the Geneva State Bank of Geneva, Nebraska, be allowed to add the following security held by Midwest Independent Bank to-wit:

CUSIP #212544DP2 in the amount of \$200,000.00

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the resolution adopted.

SUBSTITUTING SECURITIES

Galusha moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012-10

BE IT RESOLVED, that Cornerstone Bank of Geneva, Nebraska be permitted to substitute the following security held by Federal Home Loan Bank:

CUSIP #313372JA3 in the amount of \$500,000.00

and that the following security be substituted:

CUSIP #313376RK3 in the amount of \$500,000.00

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the resolution adopted.

CLAIMS



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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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

A-1 Body & Glass	Rep	250.00
Howard F. Ach	Rent, Post, Wksh	3,564.64
Action Auto Supply	Sup	34.79
Adams County Sheriff's Department	Ser	19.00
All Around Lawn Care	Ser	30.00
Ameritas Life Insurance Corp.	Ret	6,499.80
Jon Anderson	Meals	6.30
Aramark Uniform Services, Inc.	Ser	451.04
Axis Capital, Inc.	Sup	249.00
Black Hills Energy	Uti	1,033.50
Bottorf & Maser, Attorney	Ser, Mile	748.75
William L. Burgess	Meals	7.91
Burt County Sheriff	Ser	38.48
Century Lumber Center	Sup	5.38
City of Geneva	Uti	138.70
Constellation Energy	Uti	157.32
Jim Cossaart, DDS	Ser	211.00
Cottonwood Title Company	Ser	200.00
Dawg's Smokehouse Café	HDM's	252.00
Judy Dondlinger	Ser	156.00
Eakes Office Plus	Sup	832.62
Earls Window Service	Ser	6.00
Econo Lodge	Lodging	60.53
Executive Copier Systems, Inc.	Sup	60.99
Exeter Care Center	HDM's	362.25
Exeter Senior Center	Misc	300.00
Fairmont Aging Services	Misc	1,750.00
Fillmore County Clerk of District Court	Fees	166.00
Fillmore County Development Corp.	HOME project	2,783.00
Fillmore County Hospital	Ser	1,249.99
Fillmore County Medical Center	Ser	79.29
Fillmore County Sheriff	Fees	341.53
First Concord Benefits Group	Insur	2,859.82
Geneva Broadband, LLC	Uti	87.97
Geneva Floral	Ser	11.00
Geneva Senior Center	Misc., Rent	2,410.00
Geneva State Bank	Ser, SS	6,881.49
Geneva Tire Pros	Rep, Main	150.93
Geneva TV & Appliance, Inc.	Rep	64.90
Harlan County Sheriff	Ser	21.50
Hilty's	Sup	476.21
Jennifer Hoarty	Ser	120.00
Holiday Inn	Lodging	158.00
Hometown Leasing	Ser	741.65
Jefferson County Sheriff	Ser	38.00
Jim's Repair	Rep	256.50
Knoche Appraisal & Consulting, LLC	Ser, Mile	3,013.50
Kopchos Sanitation, Inc.	Uti	81.50
Stephen J. Kraviec	Ser, Post	1,714.07
Madison National Life	Insur	185.69
MailFinance	Ser	248.20
Elizabeth Mattox Manning	Ser	144.00



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Maximus, Inc.	Ser	2,537.50
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser, Sup	3,056.04
Brenda Motis	Mile	119.33
National Sheriff's Association	Dues	50.00
Nebraska Association of County Officials	Wksh	320.00
Nebraska Fire Sprinkler Corp.	Rep, Main	930.00
The Nebraska Signal	Pro, Sup, Ads	1,202.63
Dawn Opfer	Sup	86.14
Platte Valley Communications of Hastings	Rep	504.90
Lyndsey Pohlmeier	Lodging, Dues, Meals	107.15
Postmaster	Post	693.00
R & D Parts, LLC	Main	11.21
Ramada Inn	Lodging	75.00
Steven G. Roemmich	Meals	5.23
Saline County Sheriff	Ser	49.00
Schaben Industries	Equip	835.66
Shell Fleet Plus	Fuel	2,647.64
Southeast Nebraska Development District	HOME project	2,715.91
State of Nebraska AS Central Finance	Ser	448.00
Trailblazer Resources Conservation & Dev.	Dues	200.00
UN-L IS-Telecommunications	Uti	2.47
US Bank CPS	Sup	220.60
Brandy VanDeWalle	Dues, Uti, Meals, Equip	249.35
Carroll L. Verhage	Ser	235.00
Warne Chemical & Equipment Co.	Sup	109.95
Weaver Pharmacy	Sup	405.21
Daniel L. Werner, PC, LLO	Ser, Post, Mile	1,230.85
Windstream	Uti	187.42
York County Sheriff	Ser, Mile	38.50
Payroll	Salaries	94,540.48

ROAD/BRIDGE FUND:

All Road Barricade, Inc.	Sup	136.54
Ameritas Life Insurance Corp	Ret	3,392.33
Andrews Electric Co., Inc.	Rep	92.50
Auto Value Parts Stores	Parts, Sup	362.69
Black Hills Energy	Uti	791.43
Casey's General Stores	Fuel	2,336.82
Century Lumber Center	Rep, Sup	144.56
City of Geneva	Uti	60.20
Dorchester Farmers Coop	Fuel	4,219.54
Erdkamp Motors	Rep	88.85
Filter Care of Nebraska	Parts	83.85
Friesen Chevrolet, Inc.	Parts	85.54
Geneva Broadband, LLC	Uti	39.99
Geneva Implement Co., Inc.	Rep, Parts	354.52
Geneva State Bank	SS	3,719.22
Geneva Super Foods	Sup	34.03
Geneva Tire Pros	Rep, Main	421.31
Geneva Welding & Supply, Inc.	Parts, Sup	4,672.92
Heath, Inc.	Rep	110.00
John Deere Financial	Parts, Sup	60.16
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel	8,128.17
Madison National Life	Insur	94.77
MIPS, Inc.	Ser	115.77
Nebraska Association of County Engineers, Highway Superintendent	Dues	25.00



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Nebraska Iowa Industrial Fasteners Corp.	Sup	205.39
The Nebraska Signal	Ad	18.91
Nick's Farm Store Co.	Rep	43.99
NMC Exchange, LLC	Parts	848.09
Perennial Public Power District	Uti	97.88
Power Plan	Parts	21.76
R & D Parts LLC	Parts, Rep, Sup	202.38
Roit Repair	Rep	88.16
Shell Fleet Plus	Fuel	1,391.97
Speece Lewis Engineers	Ser	7,600.00
US Bank CPS	Post	8.85
Village of Exeter	Uti	15.00
Village of Fairmont	Uti	70.82
Village of Grafton	Uti	26.19
Payroll	Salaries	50,256.15

INHERITANCE TAX FUND:

JEO Consulting Group, Inc.	Ser	1,922.80
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	January Taxes	4,998.90
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911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Platte Valley Communications of Hastings	Ser	182.00

CLAIMS APPROVED

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

Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Simacek
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

EMPLOYEE RECOGNITION DINNER

After discussion, Noel moved and Capek seconded the motion to approve the Employee Recognition Dinner to be March 24, 2012 starting at 6:00 p.m. at the Fairmont Legion. All employees will receive an invitation in their February 24th paycheck. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

MILLIGAN CO-OP ADDITION SUBDIVISION

Donna Mainwaring, Planning & Zoning Administrator submitted a plat for the Milligan Co-Op Addition subdivision located in the SW ¼, Section 12-6-1, Glengary Township.

Capek moved and Yates seconded the motion to approve the plat for the Milligan Co-Op Addition subdivision located in the SW ¼ of Section 12, T6N, R1W, Fillmore County, Nebraska, described as follows: Commencing at the SW corner of said SW 1/4; thence N88°07'54"E (assumed bearing) on the south line of said SW ¼, 183.0 feet; thence N01°50'43"W parallel with the west line of said SW ¼, 33.0 feet to the point of beginning, said point being on the northerly R.O.W. line of Road O, thence continuing N01°50'43"W, 660.29 feet; thence N88°09'17"E 330.00 feet; thence S01°50'43"E parallel with the west line of said SW ¼, 660.16 feet to the northerly R.O.W. line of Road O; thence S88°07'54"W, 330.00 feet to the point of beginning, containing 5.00 acres more or less.



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Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

EQUIPMENT LEASE FOR HOSPITAL

Paul Utemark, CEO and Jeannie Ackland, CFO with Fillmore County Hospital requested the Board approve the following resolution to purchase an X-Ray machine (GE Precision 500D).

After discussion, Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012-11

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS (THE "COUNTY BOARD") OF THE COUNTY OF FILLMORE, IN THE STATE OF NEBRASKA (THE "COUNTY"), AS FOLLOWS:

Section 1. The Chairperson and members of the County Board hereby find and determine: that the County owns and operates a hospital, including real and personal property, as provided in Section 23-3501, R.R.S. Neb. 2007, as amended, which is known as Fillmore County Hospital (the "Facility"); that it is necessary and advisable that the County acquire certain equipment for the Facility described on Exhibit "A" attached hereto (the "Equipment"); that pursuant to Section 23-3114, R.R.S. Neb. 2007, as amended, the County Board has the power and authority to enter into contracts for lease of real or personal property for authorized purposes; that such leases are not restricted to a single year and may provide for the purchase of property in installment payments; that the acquisition of the Equipment for the Facility is an authorized purpose; that pursuant to Section 23-3553, R.R.S. Neb. 2007, as amended, the Board of Trustees of the Hospital (the "Hospital Board") may establish depreciation funds (the "Fund") from patient or other revenue income for the purpose of purchasing equipment; that it is necessary and advisable for the County to provide for the financing of the Equipment over a period of years through a lease-purchase agreement with GE Government Finance, Inc., or an affiliate (the "Lessor") in substantially the form attached hereto as Exhibit "B" (the "Agreement"); that it is the understanding of this County Board that the Hospital Board has or will establish the Fund in amounts from time to time sufficient to satisfy the obligations of the County under the Agreement (although it is also understood that amounts on deposit in the Fund are not pledged for payment of amounts due under the Agreement and may be used for any lawful purpose, and any amounts on deposit in the Fund which are expected to be used to make payments under the agreement shall in no event exceed the amount permitted to be maintained in a "bona fide debt service fund" as defined in Section 148 of the Internal Revenue Code of 1986, as amended, and related regulations); and that all conditions, acts and things required by law to exist or to be done precedent to entering into the Agreement for acquisition of the Equipment by the County for the Facility do exist and have been done as required by law.

Section 2. The County is hereby authorized to enter into the Agreement (as approved by the County Attorney and executed as provided in Section 3 below), and provide the payment of up to \$225,000 for the purchase price attributable to such Equipment to be payable in rental payments over a period of approximately five (5) years with interest (computed at a per annum rate not to exceed four percent (4%)), as lease-purchase rentals. The Agreement is hereby approved in substantially the form presented at this meeting, subject to the provisions of Section 3 below. It is hereby determined that the Agreement and the County's obligations thereunder shall be issued and delivered by the County to the Lessor as the County's lease-purchase obligation pursuant to and as described in Section 23-3114, R.R.S. Neb. 2007.

Section 3. The execution and delivery of the Agreement by the County is hereby authorized and approved by the County Board subject to the further approval by the County Attorney of Exhibit B and any attachments. Subject to the approval of Exhibit B by the County Attorney, the Chairperson of the County Board and County Clerk of the County are hereby authorized and directed to execute and deliver on behalf of the County said Agreement, including necessary counterparts, in substantially the form and content as presented to this meeting, but with such changes or modifications therein as to them seem necessary, desirable or appropriate for and on behalf of the County and subject to the approval of the County Attorney.

Section 4. That the Treasurer of the County is hereby appointed as registrar for the Agreement and shall keep books and records for such registration at the offices of the County in accordance with the terms of the Agreement.



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Section 5. That the County Board hereby states that it is the intention of the County that the amount of basic rent due under said Agreement attributable to interest under the Agreement shall be excludable from the gross income of the registered owner thereof under the Federal Income Tax by virtue of Section 103(a) of the Internal Revenue Code of 1986, as amended and sections related thereto, and the Chairperson of the County Board, County Clerk and County Treasurer each are hereby authorized to take all actions necessary and appropriate to carry out said intention.

Section 6. Subject to the approval of the final form of the Agreement by County Attorney and execution thereof as provided in Section 3 above, the County Board hereby agrees, in accordance with the terms of the Agreement, that it shall make appropriations for payment of rental payment under the Agreement, as provided to and subject to the terms of the Agreement, for the purpose of paying and sufficient to make all payments under the Agreement as and when such payments become due according to the terms thereof. It is the understanding of the County that the source of funds for such appropriations will be the Fund established by the Hospital Board or such other funds as may be made available by the Hospital. The County further covenants and agrees that it will during the term of such agreement observe and comply with the terms of the Agreement in such manner that a monies shall be lawfully available to pay all rentals due under said Agreement.

Section 7. That all actions previously taken by the County Board in connection with ordering the Equipment subject to said Agreement (as approved by the County Attorney and executed as provided in Section 3 above) for any items of such equipment be and they are hereby confirmed and ratified in all respects.

Section 8. That this resolution shall be in force and effect from and after its adoption.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Noel, Cerny, and Mueller
Nays: None Absent: Simacek

The Vice Chairman declared the resolution adopted.

HOSPITAL UPDATE

Paul Utemark, CEO Fillmore County Hospital presented the current relocation plan for all departments of the Hospital move. Other items discussed were what items will be left at the current hospital and how does the County want to continue with the sale of the hospital. Paul informed the Board that by the end of March they should be able to get a list of items that will be left at the old hospital. At that point the Board will have to make the decision to continue with the hospital listed for sale on the Fillmore County Development website or whether to advertise and take bids.

RECORD STORAGE

Cindy Carrigan, Clerk Magistrate for County Court requested to use the old probation office for storage. The Board agreed to allow her to have storage in that office space.

ADJOURN

As there was no other business to come before the Board, Capek moved and Mueller seconded the motion to adjourn until 9:20 a.m., February 28, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



February 28, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:20 a.m., February 28, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 2:06 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the February 14, 2012 Board meeting approved as presented.

SAFETY COMMITTEE

Yates moved and Capek seconded the motion to appoint Todd Boller, Richard Ellison, Kristina Walker, and Donna Mainwaring to the safety committee for a two year term beginning January 1, 2012 and ending December 31, 2013. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

U.S. DEPARTMENT OF AGRICULTURE FORM CCC-505

After discussion, Capek moved and Noel seconded the motion to authorize the Chairman to sign Form CCC-505 with the U. S. Department of Agriculture for Voluntary Permanent Direct and Counter-Cyclical Program (DPC) Base Acres Reduction on 3.1 acres in Block 5, James H. Bigelow's 2nd Addition, Geneva. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

All Around Lawn Care	Ser	30.00
Ameritas Life Insurance Corp.	Ret	3,184.20
Bev Barthule	Mile	8.33
Bear Graphics, Inc.	Sup	174.66
Black Hill Energy	Uti	1,106.75
Blue Cross Blue Shield of Nebraska	Insur	22,353.45
Glen Capek	Mile	8.33
Randall Capek	Mile	15.54
Helen Cellar	Ser	50.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Constellation Energy	Uti	105.57
Corner Stop	Fuel	336.95
Jane Cronk	Mile	8.33



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Dell Marketing, LP	Equip	1,363.82
Dodge County Sheriff	Ser	19.76
Merlin Ehmen	Ret	22.00
Election Systems & Software, Inc.	Sup	1,782.09
Erdkamp Motors	Main	36.00
Exeter Senior Center	USDA, Misc	255.37
Fairmont Aging Services	USDA	1,084.12
Fillmore County Hospital	Ser	25.00
Fillmore County Medical Center	Ser	84.00
Fillmore County Treasurer	Title	10.00
First Concord Benefits Group, LLC	Insur, Ser	2,835.11
Geneva Broadband, LLC	Sup	19.99
Geneva Home Center	Sup	82.70
Geneva Senior Center	UDSA, Misc	3,111.10
Geneva State Bank	SS	3,342.16
Geneva Super Foods	Sup	662.87
Norma Gregory	Ret	25.00
Holiday Inn	Lodging	323.80
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Wksh	2,950.76
Lancaster County Sheriff	Ser	19.76
Harold Long	Mile	10.55
Loup Valley Lighting, Inc.	Sup	187.00
Madison National Life	Insur	8.01
Ann H. McDonald	Ret	18.00
Merrick County Sheriff	Ser	19.08
Midwest Card & ID Solutions	Equip, Sup	6,112.50
MIPS, Inc.	Ser, Sup	496.35
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Association of Emergency Management	Wksh	144.00
Nebraska Public Power District	Uti	1,244.81
Sherri Nun	Ser	100.00
Robbie Petersen	Mile	49.95
Lyndsey Pohlmeier	Lodging, Meals	115.79
Postmaster	Sup	96.00
Proforma	Sup	131.94
Southeast District County Officials Assoc.	Wksh	125.00
Shell Fleet Plus	Fuel	3,141.54
Jason Shiley	Ser	36.00
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska Department of Correctional Services	Boarding Prisoners	886.16
Carol Strothkamp	Ser	50.00
Thayer County Sheriff	Ser	45.00
Total Funds by Hasler	Post	2,100.00
US Bank CPS	Post	448.00
Carroll Verhage	Ser	125.00
Verizon Wireless	Uti	699.68
Daniel Werner, PC, LLO	Ser, Mile	314.16
West Payment Center	Sup	209.50
Tim Wilbeck	Mile	17.76
Williams Exterminating, Inc.	Ser	45.00
Tyler Williams	Mile	8.33
Windstream	Uti	1,231.43
Lynn Yates	Mile	19.43
Payroll	Salaries	46,447.74

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,729.26
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February 28, 2012

Rex Bahe	Ret	25.00
Black Hills Energy	Uti	931.55
Blue Cross Blue Shield of Nebraska	Insur	13,412.07
City of Geneva	Sup	293.20
Geneva Home Center	Sup, Misc	59.18
Geneva State Bank	SS	1,897.13
Ralph Gould	Ret	18.00
Jill's Sweet Shop	Misc	30.00
John Deere Financial	Parts	50.67
Lichti Oil	Fuel	7,018.14
Nebraska Public Power District	Uti	561.99
Perennial Public Power District	Uti	183.94
Southeast District County Officials Assoc.	Wksh	25.00
Shickley Lumber Company	Rep, Sup	49.66
Speece Lewis Engineers	Ser	4,856.99
Gerald Stengel	Misc	500.00
US Bank CPS	Post	5.87
Verizon Wireless	Uti	70.20
Weaver Repair, Inc.	Rep, Parts	214.69
Windstream	Uti	233.54
Payroll	Salaries	25,618.53

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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911 COMMUNICATIONS FUND:

Nebraska Public Power District	Uti	196.42
Windstream	Uti	1,019.77

CLAIMS APPROVED

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

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Capek seconded the motion to approve the following applications for a driveway permits:

Farmers Cooperative – widen an existing driveway on the north side of the NW ¼, Section 29-8-2, Fairmont Township;

Four M Farms – move existing driveway 30' south on the west side of the SW ¼, Section 33-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS



Fillmore County Board Minutes



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Yates moved and Cerny seconded the motion to approve the following applications for occupy county right-of-way permits:

Windstream Nebraska, Inc. - bury communications facilities between Sections 26 & 35-7-4, Bennett Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Windstream Nebraska, Inc. – bury communications facilities between Section 33-7-1, Liberty Township and Section 4-6-1, Glengary Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Windstream Nebraska, Inc. – bury communications facilities between Sections 14 & 23-6-3, Stanton Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

VACATING STREETS & ALLEYS IN BURRESS

Don Manning requested that the Board vacate streets and alleys around and within Block 4, 15, and 19 in Burress. After discussion the Board will hold a hearing for this request at the March 27th Board meeting at 1:00 p.m.

ARMOR COATING BIDS

Bids for Armor Coating the Milligan South road were opened at 9:45 a.m. as advertised. The following bids were received:

<u>Bidder</u>	<u>Base Bid</u>	<u>Alt. #1</u>	<u>Alt. #2</u>	<u>Alt. #3</u>
Micheels Construction Co, Omaha, NE	\$98,034.48	\$105,976.48	\$148,382.97	\$162,500.97
Sta-bilt Construction Co, Harlen, IA	\$82,388.98	\$ 86,568.98	\$132,332.54	\$143,192.54

Stat-bilt also included bids for microsurfacing surface course for 3 miles at \$76,428.50 and for 5.2 miles at \$108,220.65 and then another bid for microsurfacing scratch and surface course for 3 miles at \$130,357.76 and for 5.2 miles at \$199,875.52. A representative was present to explain the difference between all of their bids.

ARMOR COATING LETTING

After discussion and verification of the bids by Tim Farmer with Speece Lewis Engineers, Mueller moved and Capek seconded the motion to have Sta-bilt Construction Co. do the microsurfacing scratch and surface course for the 5.2 miles at \$199,875.52. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

OTHER ROAD ISSUES

Mark Timmerman, Highway Superintendent informed the Board that he would like to imbed more crushed rock in some of the gravel roads. After discussion, there will be a crushed rock letting at a future Board meeting.

Simacek questioned whether the cameras at the County Shop were working properly. Currently the cameras are set to record when there is motion and are working as programmed.

TRANSCANADA PIPELINE



Fillmore County Board Minutes



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Jeff Rauh with Trans Canada presented an update to the Board regarding where the pipeline is at currently. Patt Lentfer with Fillmore County Development Corp. was present for the discussion.

AGRICULTURE SOCIETY UPDATE

Ayars and Ayars, Inc. were present with members of the Agriculture Society to inform the Board of the progress they have made since the last meeting. Ayars & Ayars presented drawings of the addition and upgrades to the current Ag hall that the Agriculture Society wishes to have. The addition would be 150 x 24 with new restrooms, kitchen, office, and storage for \$544,778.00, Fire Sprinkler System for \$82,894.00, Insulation for \$48,838.00, Remodel / upgrades which include change to entrance, bar, and storage for \$88,847.00, and appliances for \$29,105.00. Members were Kari Jo Alfs, Jean Engle, Rex Mussman, Deb Hoarty, Dale Stengel, Mark Becker, and Dan Hendrickson. Ronald Roth, Rob Mierau, and Gary Tucker with Ayars and Ayars, Inc. and Patt Lentfer with Fillmore County Development Corp. were also present.

After discussion, the Board requested that the Agriculture Society get information regarding bonding this issue.

MASTER LEASE WITH GE FOR HOSPITAL

Jill Cunningham, County Attorney informed the Board that she had reviewed the lease with GE for the new X-Ray machine at the hospital and has her normal concerns with lease agreements. Paul Utemark, CEO and Jeanne Ackland, CFO with the Fillmore County Hospital were also present for discussion.

After discussion, Yates moved and Mueller seconded the motion to authorize the Chairman to sign the Master Lease with GE for the new X-Ray machine at the new hospital. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

PAGER BIDS

Opened Pager bids at 1:03 p.m. as advertised. Brad Stark with Platte Valley Communications was present for the bid opening. The following bids were received (both were for the Motorola Minitor V pagers):

<u>Bidder:</u>	<u>200 Pagers</u>	<u>250 Pagers</u>
Platte Valley Communications, Hastings, NE	\$73,600.00 (\$368.00 each)	\$91,500.00 (\$366.00 each)
Midland Telecom, Inc., Grand Island, NE	\$79,800.00 (\$399.00 each)	\$99,750.00 (\$399.00 each)

PAGER BID LETTING

After discussion, Mueller moved and Cerny seconded the motion to purchase the pagers from Platte Valley Communications accepting both quantities which will be determined by the Emergency Manager. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

EMERGENCY MANAGEMENT UPDATES

Donna Mainwaring, Emergency Manager informed the Board that she toured the space at the old hospital as requested for an Emergency Operations Center (EOC). The space would work for an EOC if the Board maintains the hospital space. Donna also informed the Board that Fillmore County will be receiving 5 x 8 enclosed trailer from SEMRS. She has also received additional grant funds in the amount \$2,900.00 which she purchased a radio or charger for six (6) pagers for each fire department.

EXECUTIVE SESSION



Fillmore County Board Minutes



February 28, 2012

Yates moved and Mueller 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried and requested that the County Sheriff and County Clerk remain. Executive session began at 1:36 p.m.

RETURN TO REGULAR SESSION

Galusha moved and Capek seconded the motion to return to open session at 1:43 p.m. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

ADJOURN

Agenda item "Melvin Griess Subdivision" was tabled for a future Board meeting. As there was no other business to come before the Board, Yates moved and Cerny seconded the motion to adjourn until 9:10 a.m., March 13, 2012. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



March 13, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., March 13, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 11:08 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the February 28, 2012 Board meeting approved as presented.

REGION V SERVICES

Dave Merrill, Executive Director of Region V Services presented the annual report and budget request of \$9,603.00 for fiscal year 2012/2013, which is the 17th year of no increase. Further discussion will be held later this year during the budget process.

REGION V SYSTEMS

C. J. Johnson, Regional Administrator with Region V Systems presented the annual report and budget request of \$8,688.00 for mental health and \$1,563.00 for substance abuse for fiscal year 2012/2013. Further discussion will be held later this year during the budget process.

DRIVEWAY PERMITS

Galusha moved and Capek seconded the motion to approve the following applications for a driveway permit:

Gerald Slezak – install a new driveway on the north side of the W ½ NE ¼, Section 33-7-1, Liberty Township;

Kurt & Kent Myers – install a new driveway in the SE ¼, Section 12-5-2, Belle Prairie Township;

Jamey Myers – install a new driveway on the east side of the NE ¼, Section 12-5-2, Belle Prairie Township;

Donna Richardson – extend a driveway and install a new driveway on the south side of the SW ¼, Section 24-6-4, Momence Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

STA-BILT CONSTRUCTION CONTRACT

After discussion, Capek moved and Mueller seconded the motion to approve and sign the contract with Sta-Bilt construction to micro-surface the Milligan South road for the amount \$199,875.52. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ADD PLEDGE SECURITY

Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012-12



Fillmore County Board Minutes



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RESOLVED, that the Cornerstone Bank of Geneva, Nebraska, be allowed to add the following security held by Wells Fargo to-wit:

CUSIP #698873UB0 in the amount of \$100,000.00

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the resolution adopted.

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, Uni – uniform allowance, Uti – utilities, Wksh – workshop expense.

GENERAL FUND:

Ace Agri Supply	Sup	112.65
Howard F. Ach	Rent, Post	3,277.68
Action Auto Supply	Sup	37.78
Ameritas Life Insurance Corp.	Ret	3,736.48
Aramark Uniform Services, Inc.	Ser	488.84
Auto Value Parts Stores	Rep	14.99
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	85.61
Todd Boller	Meals	20.59
Central Community College	Wksh	170.00
Century Lumber Center	Sup	2.88
City of Geneva	Uti	148.90
Constellation Energy	Uti	84.18
Corner Stop	Fuel	868.55
DataSpec, LLC	Main	399.00
Dawg's Smokehouse Café	HDM's	228.00
Judy Dondlinger	Ser	132.00
Eakes Office Plus	Sup	925.70
Earls Window Service	Ser	6.00
Election Systems & Software, Inc.	Sup	85.79
Executive Copier Services	Sup	77.90
Exeter Care Center	HDM's	336.00
Fillmore County Clerk	Misc	15.50
Fillmore County Clerk of the District Court	Fees	166.00
Fillmore County Court	Fees	1,036.36
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Sheriff	Fees	186.86
Fillmore County Treasurer	Transfer	300,000.00
First Concord Benefits Group	Insur, Ser	4,655.23
Jerry Galusha	Miles	210.90
Geneva Home Center	Sup	48.79
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,918.89
Geneva Super Foods	Sup	452.42
Geneva Tire Pros	Rep, Main	353.48



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GIS Workshop	Sup	80.00
Hilty's	Sup	63.29
Jennifer Hoarty	Ser	156.00
Hometown Leasing	Ser	582.61
Knoche Appraisal & Consulting, LLC	Ser, Mile	5,019.18
Kopchos Sanitation, Inc.	Ser	16.50
Stephen J. Kraviec	Ser, Post	1,725.36
Lynn Peavey Company	Sup	52.35
Madison National Life	Insur	180.94
Mailfinance	Ser	248.20
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid- American Research Chemical	Sup	770.50
MIPS, Inc.	Ser	2,756.04
Brenda Motis	Mile	86.05
Nebraska Sheriff's Association	Sup	170.00
The Nebraska Signal	Ads, Pro	1,552.05
O'Keefe Elevator Company, Inc.	Main	237.45
Paper Tiger Shredding	Misc	75.00
Platte Valley Communications of Hastings	Equip	3,396.54
Quality Inn & Suites	Lodging	126.00
Secretary of State – Election Division	Sup	10.00
Seiler & Parker, PC	Ser	47.50
Service Press	Sup	320.00
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. of Labor	Ser	36.00
State of Nebraska Health & Human Service	Febr. Patient Care	138.00
State of Nebraska Public Health Envir. Lab	Ser	168.00
Total Funds by Hasler	Post	700.00
UN-L IS Communications Center	Uti	6.05
US Bank CPS	Sup, Equip	157.10
Weaver Pharmacy	Sup	141.76
Joseph Wilkins	Ser, Mile	1,769.00
Windstream	Uti	225.04
York County Sheriff	Ser	18.50
Payroll	Salaries	53,987.04

ROAD/BRIDGE FUND:

Action Auto Supply	Sup, Parts	96.89
Ameritas Life Insurance Corp.	Ret	1,697.22
Auto Value Parts Stores	Parts, Sup	49.96
Casey's General Stores	Fuel	2,802.29
Century Lumber Center	Sup, Parts	153.44
City of Geneva	Uti	69.80
Dorchester Farmers Coop	Fuel	2,267.66
EDT	Misc	94.60
Filter Care of Nebraska	Parts	18.05
Geneva Implement Co., Inc.	Parts	38.45
Geneva State Bank	SS	1,860.81
Geneva Tire Pros	Rep	149.95
Geneva Welding & Supply, Inc.	Parts, Sup	162.27
Grafton Oil, Inc.	Fuel, Sup	766.28
Heath Machine Shop	Rep	15.00
Kerry's Auto Repair & Service	Rep	15.00
Kopcho's Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Parts, Equip	14,720.19
Madison National Life	Insur	94.77
Matt Friend Truck Equipment, Inc.	Parts	184.50
Midwest Steel Fabricators, Inc.	Parts	89.25
Mike's Radiator & Tire	Rep	20.00



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MIPS, Inc.	Ser	115.77
Nebraska Iowa Industrial Fasteners Corp.	Sup	150.23
NMC Exchange, LLC	Parts	1,972.64
Overland Sand & Gravel	Gravel	333.45
Perennial Public Power District	Uti	94.67
Power Plan	Parts	340.50
R & D Parts, LLC	Parts, Sup, Equip	884.15
Shell Fleet Plus	Fuel	1,127.82
The Nebraska Signal	Ads	102.79
US Bank CPS	Post, Sup	260.60
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Village of Ohioa	Uti	20.00
Payroll	Salaries	25,143.74

EMERGENCY MANAGEMENT GRANT FUND:

Platte Valley Communications of Hastings	Equip	19,700.00
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INHERITANCE TAX FUND:

JEO Consulting Group, Inc.	Ser	3,334.80
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	February Taxes	1,250.07
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911 COMMUNICATIONS FUND:

Platte Valley Communications of Hastings	Ser	177.50
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CLAIMS APPROVED

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

Ayes: Cerny, Mueller, Galusha, Capek, Simacek, and Noel
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

FEE REPORTS

Yates moved and Mueller seconded the motion to approve the fee reports for the month of February 2012:

County Clerk: \$16,935.65 (State \$11,336.82 & County \$5,598.83)
Clerk of the District Court: \$1,001.28
County Sheriff: \$1,999.59

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

GRAVEL BIDS

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

REGULAR ROAD GRAVEL



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DPL Enterprises, Inc., DBA Nichols Construction: Belle Prairie \$11.79, Bennett \$12.19, Bryant \$13.04, Chelsea \$12.04, Exeter \$10.99, Fairmont \$10.29, Franklin \$11.64, Geneva \$12.14, Glengary \$11.64, Grafton \$11.84, Hamilton \$12.59, Liberty \$11.13, Madison \$11.13, Momence \$12.84, Stanton \$12.57, West Blue \$11.09, and Stockpile \$8.75.

Beatrice Concrete Co.: Belle Prairie \$12.44, Chelsea \$13.27, Franklin \$12.16, Glengary \$13.00, Liberty \$13.83, and Stockpile \$9.20;

Overland Sand & Gravel Co.: Belle Prairie \$14.10, Bennett \$13.75, Bryant \$15.67, Chelsea \$12.69, Exeter \$10.39, Fairmont \$10.71, Franklin \$12.79, Geneva \$12.79, Glengary \$12.31, Grafton \$13.11, Hamilton \$14.71, Liberty \$10.77, Madison \$12.31, Momence \$14.71, Stanton \$13.45, West Blue \$11.99, and Stockpile \$8.95.

GRAVEL LETTING

After discussion, Capek moved and Noel seconded the motion to accept all bids and then purchase from the lowest bidder as available. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

RURAL TRANSIT FEDERAL FUNDS APPLICATION

Brenda Sherwin, Manager of Fillmore County Rural Transit presented the application paperwork to the Board. This application will allow \$42,647.00 from Federal, \$21,323.00 from State, and \$21,324.00 as a match from the County. Brenda also informed the Board that Fillmore County Rural Transit will be celebrating 30 years of service this summer.

After discussion, Yates moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012-13

WHEREAS, there are federal funds available under Section 5311 of the Federal Transit Act and for the Nebraska Public Transportation Assistance Program, and

WHEREAS, Fillmore County desires to apply for said funds to be used to provide public transportation in Fillmore County.

NOW THEREFORE, BE IT RESOLVED; that the Fillmore County Board of Supervisors hereby instructs the Fillmore County Clerk to apply for the above said funds. Said funds are to be used for Fillmore County Rural Transit Transportation operations in the Fiscal Year 2012-2013 Application for Public Transportation Assistance.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the resolution adopted.

PUBLIC TRANSPORTATION OPERATING ASSISTANCE APPLICATION

Mueller moved and Yates seconded the motion to approve and sign the application for Public Transportation Operating Assistance for fiscal year 2012-2013. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

RURAL TRANSIT SERVICE CONTRACT



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Capek moved and Mueller seconded the motion to approve and sign the contract with Blue Valley Community Action to provide Fillmore County Rural Transit Service beginning July 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

PAGER DISCUSSION

Donna Mainwaring, Emergency Manager informed the Board that purchasing 200 pagers would give each department twenty-five (25) pagers with each department being able to purchase additional pagers at their own cost. After discussion, the Board agreed with Donna and she will purchase 200 pagers for the County.

COMPUTER PURCHASE

Deputy County Attorney, Howard Ach requested to purchase a computer for the County Attorney in the amount of \$986.00. After discussion, the Board agreed as long as they have the funds in the County Attorney's budget.

ADJOURN

Agenda item "Repainting stripping on Milligan South and E-Dispatch" was tabled for a future Board meeting. As there was no other business to come before the Board, Mueller moved and Cerny seconded the motion to adjourn until 9:00 a.m., March 27, 2012. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



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March 27, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., March 27, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 2:37 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the March 13, 2012 Board meeting approved as presented.

REMOVE PLEDGE SECURITY

Cerny moved and Noel seconded the introduction of the following resolution:

RESOLUTION 2012-14

RESOLVED, that the Geneva State Bank of Geneva, Nebraska, be allowed to release the following security held by Midwest Independent Bank to-wit:

CUSIP #2592874C1 in the amount of \$30,000.00

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the resolution adopted.

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:

Ameritas Life Insurance Corp.	Ret	3,148.68
B & J Automotive, LLC	Rep	225.00
Bear Graphics, Inc.	Sup	258.25
Blue Cross Blue Shield of Nebraska	Insur	21,714.78
Blue Valley Community Action Partnership	Budget request	3,759.00
Central Nebraska Refrigeration	Rep	1,388.39
Chaney Chemical, Inc.	Sup	73.75
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Corner Stop	Fuel	527.17
Dugan Business Forms	Sup	399.17
Merlin Ehmen	Ret	22.00
Fillmore County Hospital	Ser	70.00
First Concord Benefits Group, LLC	Ser	38.00
Geneva Broadband, LLC	Uti	127.96
Geneva Home Center	Sup, Rep	194.73
Geneva State Bank	SS	3,284.67
Geneva TV & Appliance, Inc.	Rep	125.08



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Norma Gregory	Ret	25.00
Dean N. Hansen	Ser	730.00
Hometown Leasing	Ser	277.02
Jim's Repair	Main	42.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Misc.	2,780.10
Kopchos Sanitation, Inc.	Ser	65.00
Lincoln Journal Star	Ads	29.54
Lynn Peavey Company	Sup	47.88
Madison National Life	Insur	8.01
Elizabeth Mattox Manning	Ser	132.00
Ann H. McDonald	Ret	18.00
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Association of County Officials	Wksh	250.00
Nebraska Dept. of Revenue	Wksh	140.00
Nebraska Law Enforcement Training Center	Wksh	50.00
Nebraska Public Power District	Uti	1,081.39
Nebraska Signal	Ads	51.80
Jeri Pedersen	Meals, Mile	72.31
Lyndsey Pohlmeier	Mile	9.99
Radiology Associates, PC	Ser	62.00
Region V Systems	EPC	484.00
Secretary of State Rules & Regulations	Sup	20.00
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska Dept. Correctional Svcs	Boarding Prisoners	2,960.86
Sullivan Shoemaker, PC, LLO	Ser, Mile	381.00
Thayer County Court	Sup	2.00
University of Nebraska – Lincoln	Salary	2,614.37
Brandy VanDeWalle	Uti	20.00
US Bank, CPS	Meal, Fuel	37.55
Verizon Wireless	Uti	501.42
Windstream	Uti	1,224.90
York Jewelry, Inc.	Ser	6.60
Election Workers Payroll	Salaries	1,443.29
Payroll	Salaries	45,686.45

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,717.09
B's Enterprises, Inc.	Equip, Sup	8,740.00
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	13,412.07
Contech Construction Products, Inc.	Equip	36,259.10
Dorchester Farmers Coop	Fuel	3,916.00
Fairfield Inn	Lodging	142.00
Geneva Broadband, LLC	Ser	39.99
Geneva Home Center	Sup	285.74
Geneva State Bank	SS	1,900.06
Ralph Gould	Ret	18.00
Grafton Mini-Mart	Fuel	222.91
Pat Halbur	Mile	113.22
John Deere Financial	Parts, Sup	181.76
Kerry's Auto Repair & Service	Main, Tires	425.29
Lichti Oil	Fuel	7,267.72
Nebraska Public Power District	Uti	441.78
Perennial Public Power District	Uti	177.27
Ruhl's Well Service	Rep	230.00
Verizon Wireless	Uti	70.20
Village of Fairmont	Uti	66.13
Weaver Repair	Rep	58.10
Windstream	Uti	99.98



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Zep Manufacturing Company
Payroll

Sup
Salaries

111.07
25,656.71

ECONOMIC DEVELOPMENT - TOURISM FUND:

Fillmore County Development Corp.

Sup, Mile, Misc

282.60

911 WIRELESS FUND:

Metro Leasing Company

Ser

794.89

COURTHOUSE BOND FUND:

Cornerstone Bank

Ser

175.00

ROAD BOND FUND:

Cornerstone Bank

Ser

175.00

911 COMMUNICATIONS FUND:

Geneva Broadband, LLC

Uti

63.98

Nebraska Public Power District

Uti

168.90

US Bank, CPS

Misc

200.00

Windstream

Uti

1,020.42

CLAIMS APPROVED

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

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

E-DISPATCH

Donna Mainwaring, Emergency Manager informed the Board that several departments have been receiving E-Dispatch to their cell phones during a trial period. Overall everyone has really liked having the dispatch call received on their cell phone. E-Dispatch would cost \$3,636.00 a year with a one-time set-up fee of \$199.00.

After discussion, Mueller moved and Cerny seconded the motion to purchase the E-Dispatch for the entire County. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

MELVIN GRIESS SUBDIVISION

Donna Mainwaring, Planning & Zoning Administrator submitted a plat for the Melvin Griess Subdivision located in the NW 1/4/ Section 4-8-4, Grafton Township.

After discussion, Noel moved and Cerny seconded the motion to approve the plat for the Melvin Griess Subdivision in the west aliquot part of Government Lot 2 in the northwest quarter (AKA northwest quarter of the northwest quarter) of Section 4, Township 8 North, Range 4 West of the 6th principal meridian, more fully described below:

Commencing at the closing corner common to Section 3 and 4 (AKA northwest corner Section 4); thence north 89°57'05" (assumed bearing), on section line, a distance of 264.63 feet to the point of beginning; thence north 89°57'05" east a distance of 474.50 feet to a point; thence south 1°11'44" east a distance of 249.00 feet to a ¾ inch pipe; thence south 50°50'59" west a distance of 323.27 feet to a ¾ inch pipe; thence south 88°22'26" west a distance of 222.43 feet to a



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¾ inch pipe; thence north 0°49'55" west a distance of 459.00 feet to the point of beginning. Containing a calculated area of 4.37 acres, more or less, of which 0.34 acres if roadway.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY

Galusha moved and Mueller seconded the motion to approve the application for an occupy right-of-way permit:

Brad White – bury a gas line between Section 29 and 30-8-1, Exeter Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Public Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Yates moved and Capek seconded the motion to approve the following applications for a driveway permit:

Schepers Farms – extend existing driveway to 40 feet on the east side of the SE ¼, Section 19-8-2, Fairmont Township;

Nona Shaner – replace an existing driveway on the east side of the NE ¼, Section 30-6-3, Stanton Township;

John Brower – install a new driveway to 40 feet on the west side of the SW ¼, Section 17-7-2, Madison Township;

Russell Merrill Trust & Elinor Merrill Trust – extend two existing driveways on the south of the W ½ of the SE ¼, Section 9-5-3, Hamilton Township; and

Farmers Cooperative – new driveway on the south side of the SW ¼, Section 12-6-1, Glengary Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

REPAINTING STRIPING MILLIGAN SOUTH ROAD

After discussion, Cerny moved and Noel seconded the motion to approve and sign the contract with Summit Safety to repaint the striping on the Milligan South road for \$4,232.25. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

CULVERT PIPE BIDS

Opened culvert pipe bids at 9:45 a.m. as advertised. The following bids were received:

ROUND HELICAL (SPIRAL)



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	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	9.60	11.40	15.10	23.80	27.90	45.90	52.80	60.70	84.10	100.70	142.80
Contech	8.20	9.70	13.10	20.30	24.30	39.70	45.20	51.60	72.60	86.80	124.10
Metal Culverts	9.07	10.77	14.42	22.14	26.40	43.12	49.12	56.00	78.31	93.49	134.91

ELLIPTICAL HELICAL SQUASH PIPE

	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	10.00	11.80	15.50	24.20	28.20	46.90	54.80	61.70	86.10	102.70	146.80
Contech	8.80	10.30	13.80	21.10	25.20	40.60	46.40	52.90	74.00	88.50	128.80
Metal Culverts	9.72	11.42	15.39	23.10	27.53	44.84	51.08	58.24	82.48	97.23	140.30

ROUND CMP

	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	9.20	10.90	14.55	22.95	26.90	44.00	50.85	58.15	80.70	96.70	135.40
Contech	9.50	11.30	15.00	23.00	27.60	45.70	52.10	59.00	83.50	98.50	142.00
Metal Culverts	9.07	10.77	14.42	22.14	26.40	43.12	49.12	56.00	78.31	93.49	134.91

ELLIPTICAL SQUASH PIPE

	15"	18"	24"	30"	36"	42"	48"	54"	60"	72"	84"
Ace Eaton	9.60	11.30	14.95	23.35	27.20	45.00	52.85	59.15	82.70	98.70	139.40
Contech	9.90	11.70	15.50	24.10	28.20	46.70	54.30	61.20	85.80	101.90	146.00
Metal Culverts	9.72	11.42	15.39	23.10	27.53	44.84	51.08	58.24	82.48	97.23	140.30

CULVERT PIPE LETTING

After discussion, Cerny moved and Yates seconded the motion to accept all bids with the Highway Superintendent selecting the lowest bid depending upon availability. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

CRUSHED ROCK BIDS

Opened crushed rock bids at 10:30 a.m. as advertised. (Project 1 is for 25, 26, 35, & 26, Liberty and 1 & 2, Glengary – total 2,100 tons; Project 2 is for 33 & 34, West Blue and 3 & 4, Geneva – total 700 tons; and Project 3 is for 25 & 26, West Blue – total 200 tons.) The following bids were received (listed per ton):

<u>Bidder:</u>	<u>Type</u>	<u>Project 1</u>	<u>Project 2</u>	<u>Project 3</u>
Westover Truck & Sand	1	\$23.85	\$25.20	\$25.20
	2	\$26.60	\$25.20	\$27.95
Nebraska Salt & Grain	1	No Bid	No Bid	No Bid
	2	No Bid	No Bid	No Bid
Theobald Trucking	1	No Bid	No Bid	\$25.00
	2	No Bid	No Bid	\$25.00
Gana Trucking & Excavating	1	\$23.04	\$23.26	\$22.59
	2	\$27.74	\$27.96	\$27.29

CRUSHED ROCK LETTING

After discussion, Yates moved and Noel seconded the motion to accept the lowest bid on each project with the Highway Superintendent selecting which type best fits the project. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None



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The Chairman declared the motion carried.

TOUR OF OLD HOSPITAL

Paul Utemark, CEO Fillmore County Hospital gave a tour of the inside of the old hospital/clinic building showing the Board of what equipment and furnishings will be left when the hospital turns it over to the County.

PUBLIC HEARING TO VACATE BLOCKS IN BURRESS

Opened the public hearing to vacated blocks 4, 15, and 19 in Burress including the adjoining streets and alleys was opened at 1:00 p.m. as advertised. Don Manning was present. With no one appearing to testify for or against vacating these blocks, Yates moved and Cerny seconded the motion to close the public hearing at 1:07 p.m. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

VACATING BLOCKS IN BURRESS

Cerny moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012-15

WHEREAS, a request was filed with the Fillmore County Clerk requesting vacation of the east half of the street between Blocks 15 and 16, Burress (Madison Ave.), vacation of the street between Blocks 3 and 4, Burress (Madison Ave.), vacation of the street between Blocks 10 and 15, Burress (Gay Street), vacation of the street between Block 15 and 19, Burress (Race Street), vacation of the north half of the street between Blocks 4 and 9, Burress (State Street), and the alley running north and south through Blocks, 4, 15, and 19, Burress, Fillmore County, Nebraska as provided by Section 39-1722, Nebraska Statutes, and

WHEREAS, a public hearing was held at 1:00 p.m., March 27, 2012 in the Board room of the Courthouse in Geneva and no persons present at the hearing objected to the proposal to vacate said streets and alleys,

NOW THEREFORE BE it Resolved that the vacation of the streets and alleys described above is approved and ownership of said vacated block, streets, and alleys shall revert to the adjacent property owners.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the resolution adopted.

AUDIT REPORT

Ron Willnerd and Mark Hemje with Contryman Associates, PC presented the annual audit for fiscal year ending June 30, 2011. Ron reviewed the audit and reported new regulations in reporting the audit with the Board.

After discussion, Mueller moved and Yates seconded the motion to accept the audit report for Fillmore County's fiscal year ending June 30, 2011 as presented and requested a copy be made available in the County Clerk's office. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.



Fillmore County Board Minutes



March 27, 2012

AGRICULTURE SOCIETY

Deb Hoarty, Dale Stengel, Jean Engle, and Angela Hiatt Agriculture Society members and Brad Slaughter, Underwriter with Ameritas Investment Corp. were present for discussion regarding the possible addition to the Ag Hall. Deb Hoarty informed the Board that they were getting two more bids for the addition and introduced Brad. Brad Slaughter presented the figures to the Board if they were to do a fifteen (15) year and a twenty (20) year bond for the project. After discussion, the Board requested that the Agriculture Society get the other bids and decide what they like out of each and then come back to the Board with final bids for the project.

ADJOURN

Agenda item "Policy & Procedures Federal Tax Law & Disclosure Requirements for Tax-Exempt bonds" was tabled for a future Board meeting. As there was no other business to come before the Board, Capek moved and Noel seconded the motion to adjourn until 9:15 a.m., April 10, 2012. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



April 10, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:25 a.m., April 10, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 1:28 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the March 27, 2012 Board meeting approved as presented.

DRIVEWAY PERMITS

Mueller moved and Capek seconded the motion to approve the following applications for a driveway permit:

Warren Williams – widen two existing driveways and move a driveway on the south side of the E ½ of the SW ¼ and the S ½ of the SE ¼, Section 20-5-1, Franklin Township;

Rex Biegert – move an existing driveway to the north side of the NW ¼, Section 19-5-3, Hamilton Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

Yates moved and Noel seconded the motion to approve the following application for a clean silt permit:

John Brower – clean silt from the ditch between Sections 17 and 18-7-2, Madison Township

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

CONTRACT WITH STATE OF NEBRASKA

The Board requested to review the contract with the State of Nebraska signed in 1997 regarding “old Hwy. 81” to the north of Geneva and the bridge located there. This contract was signed by the Vice-Chairman of the County Board and the Mayor of the City of Geneva. Kyle Svec was present for this discussion.

After discussion, Yates moved and Cerny seconded the motion to send a letter to the State of Nebraska from the County and the City of Geneva requesting the State to follow through with their contract regarding the bridge and the overlay of the road at the same time as Hwy. 41. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

CEMETERY MOWING BIDS



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Cemetery mowing bids were opened at 9:45 a.m. as advertised. The following bids were received:

<u>Bidder</u>	<u>Horton</u>	<u>Antioch</u>	<u>Franklin Union</u>	<u>Pleasant Ridge</u>	<u>All Cemeteries</u>	<u>2013 for all Cemeteries</u>	<u>2014</u>
R & R Services	\$250.00	\$165.00	\$250.00	\$440.00	\$1,075.00	\$1,118.00	\$1,163.00
Jack Matthies	\$250.00	\$150.00	\$300.00	\$400.00	\$1,100.00	\$1,144.00	\$1,190.00

CEMETERY BID LETTING

After discussion, Mueller moved and Yates seconded the motion to accept all bids and to award R & R Services for the three year contract to mow all the cemeteries as the low bid. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ROAD Q BETWEEN ROAD 14 & 15

Mark Timmerman, Highway Superintendent informed the Board that the bridge project on Road Q, between Road 14 & 15 needs Speece Lewis to complete a Wetlands Delineation study before the Corp will issue the permit needed to start this project.

BENEFIT MANAGEMENT

Dustin Will and Dan Duren with Benefit Management gave a presentation to the Board regarding what health insurance options they could provide to the County. After discussion, the Board requested that they work with the employees to get all information so that Benefit Management could give the County an estimate on what this health insurance option would cost the County.

PUBLIC HEALTH SOLUTIONS

Jane Ford Witthoff, Director of Public Health Solutions gave the Board a quarterly update and informed them that they received a grant for Care Management that would be shared by the six county hospitals.

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:

Ace Agri Supply	Sup	435.05
Howard F. Ach	Rent, Post	3,270.93
Action Auto Supply	Rep	79.37
Ameritas Life Insurance Corp.	Ret	3,247.24
Jon Anderson	Post	7.59
Apex Software	Main	645.00
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	621.13
Todd Boller	Post, Sup	54.82
Bottorf & Maser, Atty.	Ser, Mile	832.50
City of Geneva	Uti	141.90
Computer Depot	Equip, Sup, Rep	1,138.97
Constellation Energy	Uti	97.98
Corner Stop	Fuel	300.05
Gaylord Craddock	Mile	56.61



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Dawg's Smokehouse Café	HDM's	240.00
Judy Dondlinger	Ser	156.00
Dugan Business Forms	Sup	283.48
Eakes Office Plus	Sup, Equip	2,413.26
Earls Window Service	Ser	6.00
Election Systems & Software, Inc.	Ser	1,290.00
Executive Copier Systems, Inc.	Sup	55.45
Exeter Care Center	HDM's	399.00
Fillmore Count Clerk of the District Court	Fees	209.00
Fillmore County Treasurer	Ser	50.00
First Concord Benefits Group	Insur, Ser	3,282.39
Geneva Home Center	Sup	59.75
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,328.98
Geneva Super Foods	Sup	55.77
Geneva Tire Pros	Rep, Main	278.98
Geneva TV & Appliance, Inc.	Rep	87.45
GIS Workshop	Ser	8,000.00
Frances Heinrichs	Mile	37.74
Hilty's of Geneva	Sup	7.98
Hometown Leasing	Ser	623.97
Ron Isley	Mile	43.29
Jill's Sweet Shop	Misc.	120.00
Kerry's Auto Repair & Service	Main	52.95
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,216.50
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,697.03
Madison National Life	Insur	161.94
Elizabeth Mattox Manning	Ser	132.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Milligan Auditorium Corp.	Rent	75.00
MIPS, Inc.	Ser	2,756.04
Brenda Motis	Mile	182.04
The Nebraska Signal	Ads, Pro, Misc	670.34
Nebraska Supreme Court	Ser	250.00
Nebraska.gov	Sup	4.00
Leonard Oldehoeft	Mile	13.32
Lyndsey Pohlmeier	Mile	16.65
R. C. Booth Enterprises	Sup	120.00
Region V Services	Budget request	2,621.00
Seiler & Parker, P.C.	Ser, Mile	449.10
Shell Fleet Plus	Fuel	3,048.75
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Public Health Envir. Lab.	Ser	84.00
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	10.88
US Bank, CPS	Sup	18.48
USDA, APHIS	Budget request	5,727.75
Village of Grafton	Rent	75.00
Anthony Whitmore	Meals, Post	25.47
Williams Exterminating, Inc.	Ser	110.00
Windstream	Uti	187.03
Woodward's Disposal Service, Inc.	Ser	25.00
York News-Times	Ads	396.80
Payroll	Salaries	46,265.22

ROAD/BRIDGE FUND:

Action Auto Supply	Rep, Parts	53.65
All Roads Barricade, Inc.	Sup	136.40



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Ameritas Life Insurance Corp.	Ret	1,686.78
Auto Value Parts Stores	Parts	241.83
Black Hills Energy	Uti	527.85
Brothers Equipment, Inc.	Parts	162.39
Casey's General Stores	Fuel	4,156.78
Century Lumber Center	Rep, Parts, Sup	130.89
Chaney Chemical, Inc.	Sup	157.80
City of Geneva	Uti	66.60
Dorchester Farmers Coop	Fuel, Rep	2,852.89
Exeter Lumber Company	Sup	9.68
Filter Care of Nebraska	Parts	155.65
Friesen Chevrolet, Inc.	Parts	96.54
Geneva Implement Co., Inc.	Parts	17.46
Geneva State Bank	SS	1,860.81
Geneva Super Foods	Sup	31.96
Geneva Tire Pros	Rep	117.97
Geneva Welding & Supply, Inc.	Rep, Sup	470.25
Grafton Oil, Inc.	Fuel	1,210.79
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Fuel, Parts, Sup	25,834.02
Madison National Life	Insur	94.77
Midwest Service & Sales	Rep, Sup	825.00
MIPS, Inc.	Ser	115.77
Nebraska Iowa Industrial Fasteners Corp.	Sup	104.85
The Nebraska Signal	Ads	58.05
Nebraska Truck & Equipment	Parts	331.14
Newman Traffic Signs	Sup	2,266.46
Nichols Construction	Gravel	10,979.93
Office Depot Credit Plan	Sup	139.24
Perennial Public Power District	Uti	80.83
Power Plan	Parts	321.78
R & D Parts, LLC	Parts, Sup, Main	309.65
Roit Repair	Rep	60.55
Shell Fleet Plus	Fuel	878.84
Shickley Lumber Company	Sup	36.99
Speece Lewis Engineers	Ser	8,138.68
Sutton Electric, Inc.	Rep	459.45
Theobald Trucking, LLC	Gravel	4,298.84
US Bank, CPS	Post	2.29
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Village of Milligan	Uti	23.12
Payroll	Salaries	25,143.74

INHERITANCE TAX FUND:

Pedersen Restoration, Inc.	Rep, Sup	691.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	March taxes	5,034.12
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CLAIMS APPROVED

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

Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Simacek
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.



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FEE REPORTS

Yates moved and Galusha seconded the motion to approve the fee reports for the month of March 2012:

County Clerk: \$12,281.67 (State \$7,771.97 & County \$4,509.70)

Clerk of the District Court: \$333.50

County Sheriff: \$1,754.23

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

USDA LOAN

Lauren Wismer, Attorney for Gilmore & Bell, PC assisting with the closing of the USDA bonds for the Hospital gave an overview to the Board of the three USDA Bond resolutions and the Tax-Exempt Financing Compliance procedure that the Board is being requested to adopt.

Paul Utemark, CEO and Jeanne Ackland, CFO with the Fillmore County Hospital along with Patt Lentfer, Director of Fillmore County Development Corp. were present for this discussion.

After discussion, Yates moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012-16

A RESOLUTION OF THE COUNTY BOARD OF SUPERVISORS OF THE FILLMORE COUNTY, NEBRASKA AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS FILLMORE COUNTY HOSPITAL (REPLACEMENT HOSPITAL / MEDICAL OFFICE BUILDING) FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Fillmore County, Nebraska (*Public Body*) (herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of **Nine Million Dollars (\$9,000,000.00)** pursuant to the provisions of Sections 23-3501 to 23-3527, inclusive, R.R.S of NE, as amended; and

WHEREAS, the Association intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such item and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U. S. C. 1983 (c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$ 10,000.



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4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contract or agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by the Government. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions here of and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established and maintained, disbursements from that account may be used when necessary for payments due on the bond if sufficient funds are not otherwise available. With the prior written approval of the Government, funds may be withdrawn for:
 - (a) Paying the cost of repairing or replacing any damage to the facility caused by catastrophe.
 - (b) Repairing or replacing short-lived assets.
 - (c) Making extensions or improvements to the facility.Any time funds are disbursed from the reserve account; additional deposits will be required until the reserve account has reached the required funded level.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain the Government's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. ~~To accept a grant in an amount not to exceed \$ 0.00 under the terms offered by the Government; that the of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).~~ See Attachment A, which is incorporated herein by reference.
and

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan,



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unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the resolution adopted.

USDA LOAN

After discussion, Cerny moved and Capek seconded the introduction of the following resolution:

RESOLUTION 2012-17

A RESOLUTION OF THE COUNTY BOARD OF SUPERVISORS OF THE FILLMORE COUNTY, NEBRASKA AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS FILLMORE COUNTY HOSPITAL (REPLACEMENT HOSPITAL / MEDICAL OFFICE BUILDING) FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Fillmore County, Nebraska (*Public Body*) (herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of **One Million Eight Hundred Ten Thousand Dollars (\$1,810,000.00)** pursuant to the provisions of Sections 23-3501 to 23-3527, inclusive, R.R.S of NE, as amended; and

WHEREAS, the Association intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such item and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U. S. C. 1983 (c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$ 10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to



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pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.

6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit others to do so without the prior written consent of the Government.
7. Not to defease the bonds, or to borrow money, enter into any contract or agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by the Government. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions here of and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established and maintained, disbursements from that account may be used when necessary for payments due on the bond if sufficient funds are not otherwise available. With the prior written approval of the Government, funds may be withdrawn for:
 - (a) Paying the cost of repairing or replacing any damage to the facility caused by catastrophe.
 - (b) Repairing or replacing short-lived assets.
 - (c) Making extensions or improvements to the facility.Any time funds are disbursed from the reserve account; additional deposits will be required until the reserve account has reached the required funded level.
15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain the Government's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. ~~To accept a grant in an amount not to exceed \$ 0.00 under the terms offered by the Government; that the of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s). See Attachment A, which is incorporated herein by reference.~~
and

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.



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Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the resolution adopted.

USDA LOAN

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

RESOLUTION 2012-18

A RESOLUTION OF THE COUNTY BOARD OF SUPERVISORS OF THE FILLMORE COUNTY, NEBRASKA AUTHORIZING AND PROVIDING FOR THE INCURRENCE OF INDEBTEDNESS FOR THE PURPOSE OF PROVIDING A PORTION OF THE COST OF ACQUIRING, CONSTRUCTING, ENLARGING, IMPROVING, AND/OR EXTENDING ITS FILLMORE COUNTY HOSPITAL (REPLACEMENT HOSPITAL / MEDICAL OFFICE BUILDING) FACILITY TO SERVE AN AREA LAWFULLY WITHIN ITS JURISDICTION TO SERVE.

WHEREAS, it is necessary for the Fillmore County, Nebraska (*Public Body*) (herein after called Association) to raise a portion of the cost of such undertaking by issuance of its bonds in the principal amount of **One Million Seven Hundred Ninety Thousand Dollars (\$1,790,000.00)** pursuant to the provisions of Sections 23-3501 to 23-3527, inclusive, R.R.S of NE, as amended; and

WHEREAS, the Association intends to obtain assistance from the Rural Housing Service, Rural Business - Cooperative Service, Rural Utilities Service, or their successor Agencies with the United States Department of Agriculture, (herein called the Government) acting under the provisions of the Consolidated Farm and Rural Development Act (7 U.S.C. 1921 et seq.) in the planning, financing, and supervision of such undertaking and the purchasing of bonds lawfully issued, in the event that no other acceptable purchaser for such bonds is found by the Association:

NOW THEREFORE in consideration of the premises the Association hereby resolves:

1. To have prepared on its behalf and to adopt an ordinance or resolution for the issuance of its bonds containing such item and in such forms as are required by State statutes and as are agreeable and acceptable to the Government.
2. To refinance the unpaid balance, in whole or in part, of its bonds upon the request of the Government if at any time it shall appear to the Government that the Association is able to refinance its bonds by obtaining a loan for such purposes from responsible cooperative or private sources at reasonable rates and terms for loans for similar purposes and periods of time as required by section 333(c) of said Consolidated Farm and Rural Development Act (7 U. S. C. 1983 (c)).
3. To provide for, execute, and comply with Form RD 400-4, "Assurance Agreement," and Form RD 400-1, "Equal Opportunity Agreement," including an "Equal Opportunity Clause," which clause is to be incorporated in, or attached as a rider to, each construction contract and subcontract involving in excess of \$ 10,000.
4. To indemnify the Government for any payments made or losses suffered by the Government on behalf of the Association. Such indemnification shall be payable from the same source of funds pledged to pay the bonds or any other legal permissible source.
5. That upon default in the payments of any principal and accrued interest on the bonds or in the performance of any covenant or agreement contained herein or in the instruments incident to making or insuring the loan, the Government at its option may (a) declare the entire principal amount then outstanding and accrued interest immediately due and payable, (b) for the account of the Association (payable from the source of funds pledged to pay the bonds or any other legally permissible source), incur and pay reasonable expenses for repair, maintenance, and operation of the facility and such other reasonable expenses as may be necessary to cure the cause of default, and/or (c) take possession of the facility, repair, maintain, and operate or rent it. Default under the provisions of this resolution or any instrument incident to the making or insuring of the loan may be construed by the Government to constitute default under any other instrument held by the Government and executed or assumed by the Association, and default under any such instrument may be construed by the Government to constitute default hereunder.
6. Not to sell, transfer, lease, or otherwise encumber the facility or any portion thereof, or interest therein, or permit



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others to do so without the prior written consent of the Government.

7. Not to defease the bonds, or to borrow money, enter into any contract or agreement, or otherwise incur any liabilities for any purpose in connection with the facility (exclusive of normal maintenance) without the prior written consent of the Government if such undertaking would involve the source of funds pledged to pay the bonds.
8. To place the proceeds of the bonds on deposit in an account and in a manner approved by the Government. Funds may be deposited in institutions insured by the State or Federal Government or invested in readily marketable securities backed by the full faith and credit of the United States. Any income from these accounts will be considered as revenues of the system.
9. To comply with all applicable State and Federal laws and regulations and to continually operate and maintain the facility in good condition.
10. To provide for the receipt of adequate revenues to meet the requirements of debt service, operation and maintenance, and the establishment of adequate reserves. Revenue accumulated over and above that needed to pay operating and maintenance, debt service and reserves may only be retained or used to make prepayments on the loan. Revenue cannot be used to pay any expenses which are not directly incurred for the facility financed by the Government. No free service or use of the facility will be permitted.
11. To acquire and maintain such insurance and fidelity bond coverage as may be required by the Government.
12. To establish and maintain such books and records relating to the operation of the facility and its financial affairs and to provide for required audit thereof as required by the Government, to provide the Government a copy of each such audit without its request, and to forward to the Government such additional information and reports as it may from time to time require.
13. To provide the Government at all reasonable times access to all books and records relating to the facility and access to the property of the system so that the Government may ascertain that the Association is complying with the provisions here of and of the instruments incident to the making or insuring of the loan.
14. That if the Government requires that a reserve account be established and maintained, disbursements from that account may be used when necessary for payments due on the bond if sufficient funds are not otherwise available. With the prior written approval of the Government, funds may be withdrawn for:
 - (a) Paying the cost of repairing or replacing any damage to the facility caused by catastrophe.
 - (b) Repairing or replacing short-lived assets.
 - (c) Making extensions or improvements to the facility.

Any time funds are disbursed from the reserve account; additional deposits will be required until the reserve account has reached the required funded level.

15. To provide adequate service to all persons within the service area who can feasibly and legally be served and to obtain the Government's concurrence prior to refusing new or adequate services to such persons. Upon failure to provide services which are feasible and legal, such person shall have a direct right of action against the Association or public body.
16. To comply with the measures identified in the Government's environmental impact analysis for this facility for the purpose of avoiding or reducing the adverse environmental impacts of the facility's construction or operation.
17. ~~To accept a grant in an amount not to exceed \$0.00 under the terms offered by the Government; that the of the Association are hereby authorized and empowered to take all action necessary or appropriate in the execution of all written instruments as may be required in regard to or as evidence of such grant; and to operate the facility under the terms offered in said grant agreement(s).~~ See Attachment A, which is incorporated herein by reference.
and

The provisions hereof and the provisions of all instruments incident to the making or the insuring of the loan, unless otherwise specifically provided by the terms of such instrument, shall be binding upon the Association as long as the bonds are held or insured by the Government or assignee. The provisions of sections 6 through 17 hereof may be provided for in more specific detail in the bond resolution or ordinance; to the extent that the provisions contained in such bond resolution or ordinance should be found to be inconsistent with the provisions hereof, these provisions shall be construed as controlling between the Association and the Government or assignee.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the resolution adopted.



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TAX-EXEMPT FINANCING COMPLIANCE PROCEDURE

After discussion, Cerny moved and Yates seconded the motion to adopt the Tax-Exempt Financing Compliance Procedure. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

OLD HOSPITAL GROUNDS

After discussion, Yates moved and Cerny seconded the motion beginning May 1, 2012 to hire Warren Kennel to mow the old hospital grounds not more than once a week for \$200.00 per mowing. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Capek moved and Mueller seconded the motion to adjourn until 9:00 a.m., April 24, 2012. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



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April 24, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., April 24, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Cerny, Yates, Capek, Mueller, Galusha, and Noel. 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 10:48 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the April 10, 2012 Board meeting approved as presented.

TREASURER'S OFFICE FURNITURE

Barbara Trapp, County Treasurer requested of the Board to purchase new desks for her office in the amount of \$3,280.00 as budgeted.

2012/2013 SALARY COMMITTEE

Chairman Simacek appointed Bob Mueller, Ray Capek, and Steve Yates to the 2012/2013 Salary Committee.

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:

Ameritas Life Insurance Corp.	Ret	3,314.67
AmSan	Sup	194.96
Aramark Uniform Services, Inc.	Ser	602.96
B & J Automotive	Rep, Main	113.10
Blue Cross Blue Shield of Nebraska	Insur	22,353.45
Blue Valley Behavioral Health – Geneva	Ser	50.00
Business Telecomm Systems, Inc.	Ser	279.00
Business World Products	Main	288.00
Butler County Sheriff	Ser	76.32
Larry Cerny	Mile	310.80
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Des Moines Stamp Mfg. Co.	Sup	176.00
Merlin Ehmen	Ret	22.00
Election Systems & Software, Inc.	Sup	1,697.58
Sharon Elznic	Mtgs, Mile	91.62
Fillmore County Development Corp.	HOME project	15,900.00
Fillmore County Treasurer	Meals, Sup, Interest	826.70
First Concord Group, Inc.	Insur	3,288.10
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	250.70
Geneva State Bank	SS, Ser	3,485.16
Richard Girmus	Mtgs, Mile	114.99
Norma Gregory	Ret	25.00
Matt Harre	Mtgs, Mile	65.52
Hastings Motor Sales, Inc.	Equip	391.95
Hillyard/Sioux Falls	Rep	173.26



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Jennifer Lovegrove Hoarty	Ser	132.00
Holiday Inn	Lodging	278.00
Home Town Leasing	Ser	117.98
JEO Consulting Group, Inc.	Ser	1,287.50
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Misc	2,811.45
Madison National Life	Insur	8.01
MailFinance	Ser	248.20
Dan Mainwaring	Mtgs, Mile	58.32
Donna Mainwaring	Misc	150.00
Ann H. McDonald	Ret	18.00
Midwest Court Reporting, Inc.	Ser	75.00
MIPS, Inc.	Sup	22.97
Mark Morgan	Mtgs, Mile	24.99
Morley Most	Mtgs, Mile	131.04
Rich Mueller / Thomas Biegert	Rent	650.00
Marvin Nadherny	Mtgs, Mile	29.43
Nebraska Clerk of the District Court Assoc.	Wksh	100.00
Nebraska Public Power District	Uti	1,077.04
Reg Noel	Mtgs, Mile	126.60
Dawn Opfer	Meals, Mile	64.84
Overland Ready Mixed	Sup	202.98
Platte Valley Communications	Equip	38,600.00
Primetime Catering	Misc	643.25
Priority Printing	Sup	79.91
Protex Central, Inc.	Main, Rep	92.39
Service Press	Sup	416.00
Sioux Sales Company	Sup	143.25
Southeast Nebraska Development District	Ser	5,883.90
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska Health & Human Services System	March Patient Care	186.00
Rhonda Stokebrand	Mile	280.29
Allan Stuckey	Mtgs, Mile	94.95
Sullivan Shoemaker PC, LLO	Ser, Mile	256.50
University of Nebraska – Lincoln	Ser	2,611.05
US Bank CPS	Sup	16.88
Brandy VanDeWalle	Uti, Mile	128.78
Dr. Carroll Verhage	Ser, Sup	839.00
Verizon Wireless	Uti	507.01
Dan Votipka	Mtgs, Mile	98.28
Robert Waltrip	Mtgs, Mile	94.95
Eric Williams	Meals, Post	143.85
Williams Exterminating, Inc.	Ser	110.00
Windstream	Uti	1,218.48
Payroll	Salaries	46,265.22

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,677.93
Aurora Cooperative Elevator Co.	Tires	552.00
Rex Bahe	Ret	25.00
Baum Hydraulics Co.	Parts	34.94
Blue Cross Blue Shield of Nebraska	Insur	13,412.07
Dorchester Farmers Coop	Fuel	6,007.42
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	82.67
Geneva State Bank	SS	1,850.77
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	107.29
Grafton Oil, Inc.	Fuel	1,498.00



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Lawson Products, Inc.	Sup	138.59
Lichti Oil	Fuel	4,221.93
Medical Enterprises, Inc.	Sup	93.00
Nebraska Public Power District	Uti	279.48
NMC Exchange, LLC	Parts, Main	1,763.76
Perennial Public Power District	Uti	149.16
Roit Repair	Equip	309.95
Speece Lewis Engineers	Ser	1,066.03
Theobald Trucking, LLC	Rock	6,306.75
US Bank CPS	Post	1.95
Verizon Wireless	Uti	70.12
Village of Fairmont	Uti	36.20
Weaver Repair, Inc.	Parts, Main	325.21
Windstream	Uti	104.91
Payroll	Salaries	25,143.74

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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COURTHOUSE BOND FUND:

Fillmore County Treasurer	Interest, Misc	2,844.96
UMB Bank, NA	Interest	9,195.00

ROAD BOND FUND:

Fillmore County Treasurer	Interest, Misc	2,509.09
UMB Bank, NA	Interest	5,610.00

ETHANOL PLANT BOND FUND:

Cornerstone Bank	Principal, Interest, Fees	46,358.75
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E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	176.28
Penguin Communications, LLC	Ser, Setup	3,835.00
Platte Valley Communications	Equip	35,000.00
Windstream	Uti	1,016.99

CLAIMS APPROVED

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

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

T J SUBDIVISION

Planning and Zoning Administrator, Donna Mainwaring submitted the T J Subdivision plat located in the NW ¼, Section 29-5-1, Franklin Township.

After discussion, Capek moved and Mueller seconded the motion to approve the T J Subdivision plat located in a tract of land in the SW ¼ of the NW ¼ of Section 29, Township 5 north, Range 1 west of the 6th P. M., Fillmore County, Nebraska, being more particularly described as follows: beginning at the SW corner of said NW ¼; thence N00°41'23"E, 335.07 feet on the west line of said NW ¼; thence S88°53'00"E, 588.04 feet; thence S37°17'58"E, 410.96 feet to the south line of said NW ¼; thence N89°46'25"W, 841.00 feet on said south line to the point of beginning, containing 5.41 acres more or less, which includes 0.25 acres more or less used for County Road purposes.



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Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY

After discussion, Mueller moved and Galusha seconded the motion to approve the Occupy County Right-of-Way application as follows:

Tom & Marilyn Harre – bury electrical line from the NW ¼, Section 11 and the SW ¼, Section 2-7-1, Liberty Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

MOTOR GRADER HOURS ON ROAD

Richard Braden, employee and motor grader operator shared his concerns with the Board only allowing the motor grader operator to be on the roads three days a week. After discussion, the Board is still requesting that the motor grader operators only be out on the roads three days a week unless there is a need due to weather/conditions.

GENERAL OBLIGATION HOSPITAL BOND ANTICIPATION NOTES

Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION #2012-19

RESOLUTION OF THE COUNTY OF FILLMORE, NEBRASKA CALLING ALL OF THE COUNTY'S GENERAL OBLIGATION HOSPITAL BOND ANTICIPATION NOTES, CONSISTING OF (A) \$10,790,000 OUTSTANDING PRINCIPAL AMOUNT OF TAXABLE SERIES 2010A NOTES (BUILD AMERICA BONDS – DIRECT PAY), AND (B) \$1,810,000 OUTSTANDING PRINCIPAL AMOUNT OF TAXABLE SERIES 2010B NOTES, DATED NOVEMBER 18, 2010, FOR PAYMENT AND REDEMPTION PRIOR TO MATURITY

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF FILLMORE, NEBRASKA:

Section 1. The Board of Supervisors (the “**Board**”) of The County of Fillmore, Nebraska (the “**County**”) hereby finds and determines that the County has previously issued general obligation hospital bond anticipation notes as follows:

(a) \$10,790,000 principal amount of Taxable Series 2010A Notes (Build America Bonds – Direct Pay) (the “**Series 2010A Notes**”), and (b) \$1,810,000 principal amount of its Taxable Series 2010B Notes (the “**Series 2010B Notes**”), each dated November 18, 2010, pursuant to a resolution duly passed by the Board on October 26, 2010 (the “**2010 Resolution**”), which are outstanding, bear interest and mature as follows:

<u>Series</u>	<u>Interest Rate</u>	<u>Maturity Date</u>
Taxable Series 2010A	1.15%	November 1, 2012
Taxable Series 2010B	1.15	November 1, 2012



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The Series 2010A Notes and the Series 2010B Notes (collectively, the “**Notes**”) are redeemable at the option of the County at any time at a redemption price equal to 100% of the principal amount to be redeemed, plus accrued interest to the date fixed for redemption.

Section 2. All of the Notes are hereby irrevocably called for redemption and payment on June 1, 2012, or such other date as may be required by UMB Bank, N.A., Kansas City, Missouri, Trustee for the Notes (the “**Trustee**”), not later than June 8, 2012 (the “**Redemption Date**”) at a redemption price equal to the principal amount thereof plus accrued interest thereon to the Redemption Date.

Notice of the call for redemption, identifying the Notes to be redeemed, shall be given by the Trustee upon mailing a copy of the redemption notice by first-class mail, postage prepaid, at least thirty days prior to the date fixed for redemption to the registered owner of each Note to be redeemed at the address shown on the registration books; provided, however, that failure to give such notice by mailing, or any defect therein, shall not affect the validity of any proceedings for the redemption of any Note with respect to which no such failure has occurred. Any notice mailed as provided in the 2010 Resolution authorizing the issuance of the Notes shall be conclusively presumed to have been duly given, whether or not the registered owner of such Note receives the notice.

Holders of the Notes shall present the same for payment and redemption on the Redemption Date at the office of the Trustee, the place of payment thereof, and interest on the Notes shall cease on and after the Redemption Date.

Section 3. A true copy of this resolution shall be filed with the Trustee as promptly as possible.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the resolution adopted.

ADJOURN

Agenda item “Policy on Road Maintenance Against Traffic” was tabled to a future Board meeting. As there was no other business to come before the Board, Yates moved and Mueller seconded the motion to adjourn until 9:10 a.m., May 8, 2012. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



May 8, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:34 a.m., May 8, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Yates, Cerny, Mueller, Galusha, and Noel. Capek 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 11:20 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the April 24, 2012 Board meeting approved as presented.

OCCUPY COUNTY RIGHT-OF-WAY

After discussion, Cerny moved and Noel seconded the motion to approve the Occupy County Right-of-Way applications as follows:

Mitch Hedden – bury a gas line between Section 14 and 15-7-3, Geneva Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Steve Kamler – bury a natural gas line between the S ½ of the SE ¼, Section 30 and the NE ¼, Section 31-6-3, Stanton Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on the Fillmore County Right-of-Way.

Upon roll call, the vote was as follows:

Ayes: Mueller, Yates, Simacek, Noel, and Cerny
Nays: None Abstaining: Galusha

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Yates moved and Noel seconded the motion to approve the following driveway permits as follows:

Aaron Freese – remove two on the east side of the SE ¼ and install a driveway on the south side of the SE ¼, Section 7-5-1, Franklin Township; and

Doris Little & Kent & Kurt Myers – move an existing driveway to the north on the east side of the NE ¼, Section 2-6-3, Stanton Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

OTHER ROAD ISSUES

Mark Timmerman, Highway Superintendent presented a copy of a letter from the State of Nebraska Department of Roads regarding old Hwy. 81. City Administrator Kyle Svec was present for this discussion.

After discussion, the Board requested that Mark notify the State and request that someone appear at a future Board meeting for discussion regarding old Hwy. 81.

INSURANCE OLD HOSPITAL



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The Board conducted a telephone conference with Larry Pelan, Underwriter & Risk Manager with NIRMA (Nebraska Intergovernmental Risk Management Association) the counties insurance carrier regarding insuring the old hospital. Effective May 7, 2012 the County took over the insurance on the old hospital and after discussion, the Board agreed to insure the old hospital for approximately Eleven million dollars.

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:

Howard F. Ach	Rent, Post	3,268.97
Ameritas Life Insurance Corp.	Ret	3,372.17
Axis Capital, Inc.	Ser	249.00
Black Hill Energy	Uti	44.79
Business Telecomm. Systems, Inc.	Ser	279.00
Chaney Chemical, Inc.	Sup	14,892.75
City of Geneva	Uti	140.30
Constellation Energy	Uti	2.07
Cornhusker State Industries	Sup	140.00
Dell Marketing, LP	Sup	276.04
Dugan Business Forms	Sup	315.28
Eakes Office Plus	Sup, Ser	1,183.02
Earls Window Service	Ser	6.00
Election Systems & Software, Inc.	Sup	4,548.72
Erdkamp Motors	Main	36.00
Fillmore County Hospital	Ser	35.00
Fillmore County Clerk of District Court	Fees	65.00
First Concord Benefits Group, LLC	Insur	1,381.13
Friesen Chevrolet, Inc.	Main	38.96
Geneva Home Center	Sup	43.23
Geneva Senior Center	Rent, Sup	50.69
Geneva State Bank	SS	3,453.94
Geneva Tire Pros	Rep, Main	154.50
Jennifer Hoarty	Ser	120.00
Hometown Leasing	Ser	464.63
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,706.83
Law Enforcement Coordination Unit	Wksh	100.00
Lichti Oil	Fuel	38.25
Marvco Enterprises, Inc.	Equip	942.41
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	229.33
MIPS, Inc.	Ser	2,831.04
Brenda Motis	Mile, Sup	176.81
NE Assoc. of County Extension Board	Wksh	100.00
Nebraska Association of County Officials	Wksh	80.00
Nebraska County Attorneys Assoc.	Wksh, Dues	857.00
Nebraska Emergency Services Communications Association	Wksh	65.00
The Nebraska Signal	Ads, Pro	1,718.40
Nick's Farm Store	Rep	177.00
Noel Lawn Care	Ser	262.50
Shell Fleet Plus	Fuel	3,622.30
State of Nebraska Dept. Correctional Svcs	Boarding Prisoners	402.02
State of Nebraska Dept. of HHS	Fee	18.00



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Sutton Body Shop	Rep	250.00
Total Funds by Hasler	Post	700.00
University of Nebraska – Lincoln	Equip	600.00
Un-L IS-Telecommunications	Uti	4.17
US Bank CPS	Sup, Meals, Misc	178.53
Brandy VanDeWalle	Uti, Mile	24.44
West Payment Center	Dues	183.00
Windstream	Uti	186.80
Payroll	Salaries	47,898.53

ROAD/BRIDGE FUND:

Action Auto Supply	Parts, Sup	674.81
Ameritas Life Insurance Corp.	Ret	1,691.36
Baum Hydraulics Co.	Parts	21.04
Black Hills Energy	Uti	161.59
Casey's General Stores	Fuel	116.32
Century Lumber Center	Sup	161.41
City of Geneva	Uti	60.20
Dorchester Farmers Coop	Fuel	3,729.61
Fillmore County Hospital	Ser	170.00
Filter Care of Nebraska	Parts	105.35
Friesen Chevrolet, Inc.	Rep	45.80
Geneva Implement Co., Inc.	Parts	50.15
Geneva State Bank	SS	1,866.02
Geneva Tire Pros	Rep	709.32
Geneva Welding & Supply, Inc.	Parts, Sup	491.10
Grafton Oil, Inc.	Fuel	3,687.79
John Deere Financial	Parts, Rep	811.89
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Parts, Fuel	253.51
MIPS, Inc.	Ser	177.47
NE Assoc. of Co. Engineers, Hwy. Supt.	Wksh	85.00
Nebraska Dept. of Road Controller Div.	Equip	840.97
Newman Traffic Signs	Equip	264.75
Nichols Construction	Gravel	106,642.28
Omaha Truck Center, Inc.	Parts, Rep	2,414.18
Perennial Public Power District	Uti	47.33
Power Plan	Parts	479.24
R & D Parts, LLC	Parts, Sup	179.64
Shell Fleet Plus	Fuel	3,671.75
Village of Grafton	Uti	26.19
Payroll	Salaries	25,211.49

COURTHOUSE BOND FUND:

Cornerstone Bank	Interest, Fees	673.25
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ROAD BOND FUND:

Cornerstone Bank	Interest, Fees	539.04
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	April taxes	26,300.17
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911 COMMUNICATIONS FUND:

Valcom Wireless Construction	Rep	3,167.85
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CLAIMS APPROVED



Fillmore County Board Minutes



May 8, 2012

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

Ayes: Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

FEE REPORTS

Yates moved and Cerny seconded the motion to approve the following fee reports for the month of April 2012 and noted that there was no report from the Sheriff's office:

County Clerk: \$7,132.27 (State \$2,730.08 & County \$4,402.19)
Clerk of the District Court: \$280.45

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

ADJOURN

Agenda item "NUSTAR Agreement" was tabled to a future Board meeting. As there was no other business to come before the Board, Mueller moved and Yates seconded the motion to adjourn until 9:00 a.m., May 22, 2012. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, and Yates
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



May 22, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., May 22, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Yates, Cerny, Mueller, Galusha, Noel, and Capek. Galusha left the meeting at 11:20 a.m. 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 11:33 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the May 8, 2012 Board meeting approved as presented.

FEE REPORT

After discussion, Capek moved and Yates seconded the motion to approve the fee report for April 2012:

County Sheriff \$4,371.56

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

ADDING PLEDGE SECURITY

Cerny moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 20

BE IT RESOLVED, that Geneva State Bank of Geneva, Nebraska, be allowed to add the following security held by Midwest Independent Bank to-wit:

CUSIP #982687FT7 for \$300,000.00

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the resolution adopted.

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:

Ameritas Life Insurance Corp.	Ret	3,322.78
Aramark Uniform Services, Inc.	Ser	495.02
Auto Value Parts Stores	Sup	7.09
Daryl L. Callenius	Meals, Post	54.16
Marilyn Christiancy	Ret	25.00



Fillmore County Board Minutes



May 22, 2012

City of Geneva	Rent	484.00
Computer Depot	Sup	34.00
CornerStop	Fuel	350.29
Cornhusker State Industries	Equip	3,280.00
Dawg's Smokehouse Café	HDM's	204.00
Dell Marketing, LP	Equip, Sup	469.97
Judy Dondlinger	Ser	228.00
Dugan Business Forms	Sup	357.45
Eakes Office Plus	Sup, Equip	190.90
Merlin Ehmen	Ret	22.00
Erdkamp Motors	Main	56.00
Executive Copier Services	Sup	43.10
Exeter Care Center	HDM's	173.25
Fillmore County Hospital	Ser, Sup	213.58
First Concord Group, Inc.	Insur	2,297.71
Geneva Broadband, LLC	Uti	127.96
Geneva Floral	Misc	15.75
Geneva State Bank	SS	3,398.67
Geneva Super Foods	Sup	306.48
Norma Gregory	Ret	25.00
Linda Heinisch	Sup	41.70
Hillyard/Sioux Falls	Equip	610.67
Hilty's	Sup	12.93
Hometown Leasing	Ser	277.02
JEO Consulting Group, Inc.	Ser	1,445.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Wksh	3,173.29
Madison National Life	Insur	8.01
Ann H. McDonald	Ret	18.00
Rich Mueller/Thomas Biegert	Rent	650.00
Nebraska Public Power District	Uti	1,350.76
The Nebraska Signal	Ad	10.00
Nebraska Supreme Court	Sup	365.00
Nuckolls County Sheriff	Ser	31.00
Dawn Opfer	Sup	43.61
R & D Parts, LLC	Main	44.13
Ramada Inn	Lodging	418.00
Region V Systems	EPC	484.00
Steven G. Roemmich	Meals	5.73
Service Press	Sup	133.00
Sioux Sales Company	Sup	34.94
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Health & Human Serv.	April Patient Care	180.00
State of Nebraska Public Health Envir. Lab	Ser	84.00
Text & Data Technologies Inc.	Main	1,000.00
Thayer County Sherriff	Ser	33.21
Barbara L. Trapp	Sup	49.98
Carroll L. Verhage	Ser	215.00
Verizon Wireless	Uti	509.22
Weaver Pharmacy	Sup	18.96
Williams Exterminating, Inc.	Ser	110.00
Windstream	Uti	1,326.15
Payroll	Salaries	47,176.10

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,721.70
Auto Value Parts Stores	Parts, Sup	7.98
Rex Bahe	Ret	25.00
Dorchester Farmers Coop	Fuel, Rep	5,278.99



Fillmore County Board Minutes



May 22, 2012

Gana Trucking & Excavating, Inc.	Gravel	64,523.09
Geneva Broadband, LLC	Uti	39.99
Geneva State Bank	SS	1,900.38
Ralph Gould	Ret	18.00
Grafton Oil	Fuel	1,512.81
Lichti Oil	Fuel	5,596.49
Nebraska Public Power District	Uti	287.13
NMC, Exchange, LLC	Rep, Parts	723.59
Office Depot Credit Plan	Sup	106.24
US Bank, CPS	Post	5.20
Verizon Wireless	Uti	70.12
Village of Exeter	Uti	15.00
Village of Fairmont	Uti	21.21
Weaver Repair, Inc.	Parts, Rep	291.76
Windstream	Uti	102.73
Payroll	Salaries	25,661.06

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	186.69
Windstream	Uti	1,105.19

CLAIMS APPROVED

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

Ayes: Mueller, Capek, Yates, Simacek, Noel, Cerny

Nays: None Abstaining: Galusha

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Mueller moved and Noel seconded the motion to approve the following driveway permit as follows:

Kleinschmidt Farms – install a new 40 ft. driveway on the west side of the SW ¼, Section 1-6-4, Momence Township

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

PROFESSIONAL SERVICES AGREEMENT

After discussion, Cerny moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 21

WHEREAS, Fillmore County is developing a transportation project for which it intends to obtain Federal funds;



Fillmore County Board Minutes



May 22, 2012

WHEREAS, Fillmore County as a sub-recipient of Federal-Aid funding is charged with the responsibility of expending said funds in accordance with Federal, State, and local laws, rules regulations, policies and guidelines applicable to the funding of the Federal-Aid project;

WHEREAS, Fillmore County and Olsson Associates, Inc. wish to enter into a Professional Services Agreement to provide environmental documentation services for the Federal-Aid project.

BE IT RESOLVED: by the Board of Supervisors, Fillmore County, Nebraska that:

Albert Simacek, Chair, Fillmore County Board of Supervisors, Nebraska, is hereby authorized to sign the attached On-Call Environmental Services Agreement between Fillmore County, Nebraska and Olsson Associates, Inc.

NDOR Project Number: BRO-7030(32)

NDOR Control Number: 42435

NDOR Project Description: Geneva West

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the resolution adopted.

CONTRACT WITH OLSSON ASSOCIATES FOR PROFESSIONAL SERVICES

After discussion, Yates moved and Capek seconded the motion to allow the Chairman to sign the contract with Olsson Associates for On-Call National Environmental Policy Act Services on the Geneva West project located between Section 28 & 29-7-3, Geneva Township. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

AGREEMENT WITH NUSTAR PIPELINE COMPANY, LLC

After discussion, Noel moved and Cerny seconded the motion to approve the agreement with NuStar Pipeline Company, LLC allowing them to occupy approximately 2,685 feet of Old Highway 81 right-of-way allowing the trucks a place to park while waiting to load or unload at NuStar. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

MOTOR GRADER OPERATOR AREAS

After a lengthy discussion, Mueller moved and Capek seconded the motion to go down to eleven (11) motor grader operator areas and working on the roads four (4) days a week. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried.

PLANS FOR OLD HOSPITAL



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After discussion, the Board decided to hold a public hearing on June 12, 2012 at 1:00 p.m. in the Fillmore County Courthouse Courtroom to hear the public's ideas of future needs and/or plans for the old hospital.

ADJOURN

Agenda item "EMPG grant application" was tabled to a future Board meeting. As there was no other business to come before the Board, Cerny moved and Yates seconded the motion to adjourn until 9:10 a.m., June 12, 2012. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Capek, Yates, Simacek, and Noel
Nays: None Absent: Galusha

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



Special Mtg. May 30, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., May 30, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Mueller, Galusha, and Noel. Cerny was absent. The County Clerk was present to record the minutes of the meeting. Jeff Neiman and Mark Timmerman were present for the discussion.

Notice of the meeting was given by posting in three locations. 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 9:52 a.m.

ROAD DEPARTMENT BUDGET

County Clerk, Amy Nelson presented previous actual expenses for the last three (3) years for the Road Department and then current year to date figures versus 2011/2012 budget.

After a lengthy discussion, Noel moved and Mueller seconded the motion to expend \$40,000.00 to rock Road 24 between Road I and K this fiscal year. Upon roll call, the vote was as follows:

Ayes: Noel, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

GRAVEL

Mueller moved and Capek seconded the motion to expend \$40,000.00 in gravel as long as the provider can haul it by the end of fiscal year. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there were no other business to come before the Board, Yates moved and Capek seconded the motion to adjourn until 9:10 a.m., June 12, 2012. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



June 12, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:19 a.m., June 12, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 3:27 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the May 22, 2012 and the May 30, 2012 Board meetings were approved as presented.

STATE OF NEBRASKA DISCUSSION REGARDING OLD HIGHWAY 81

Wes Wahlgren, Keith Meyer, and Dan Nichols with the State of Nebraska Department of Roads were present for discussion regarding old Highway 81 north of Geneva being turned over to the County. The Board was questioning the roughness of the road surface. In 2002 when the traffic was removed from the road a test was taken and it exceeded the minimum requirements for Nebraska Serviceability Index (NSI) and Present Serviceability Index (PSI).

Currently the bridge north of Geneva is scheduled for letting in December of 2012 and replacement construction to begin in 2013.

BRIDGE REPLACEMENT ON OLD HIGHWAY 81

After discussion, Yates moved and Noel seconded the motion to authorize Highway Superintendent to send a letter to the State of Nebraska Department of Roads letting them know that Fillmore County agrees to close old Highway 81 north of Geneva to replace the bridge and provide a detour around the bridge. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Mueller moved and Capek seconded the motion to approve the following clean silt permit as follows:

Bruce Rocolo – clean silt from the north side of the NW ¼, Section 23-8-1 and the north side of the NE ¼, Section 22-8-1, Exeter Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Noel moved and Mueller seconded the motion to approve the following driveway permit as follows:

Perennial Public Power District – install a new driveway on the east side of the NE ¼, Section 26-8-3, West Blue Township.

Upon roll call, the vote was as follows:



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Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried.

PLANNING COMMISSION

Mueller moved and Cerny seconded the motion to appoint Dean Kassik to the Planning Commission beginning June 1, 2012 and ending June 30, 2013 to replace Marvin Nadherny. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Simacek, and Noel
Nays: None Absent: Capek

The Chairman declared the motion carried.

REPLACING SECURITIES

Yates moved and Mueller seconded the introduction of the following resolution:

RESOLUTION NO. 2012 - 22

RESOLVED, that Cornerstone Bank of Geneva, Nebraska be permitted to substitute the following security held by US Bank:

CUSIP #313378FJ5 in the amount of \$500,000.00

and that the following security held by Federal Home Loan Bank be substituted:

CUSIP #13376RK3 in the amount of \$500,000.00

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Yates, Simacek, Noel, and Cerny
Nays: None Absent: Capek

The Chairman declared the resolution adopted.

ODEGEO LEADERSHIP

Yates moved and Galusha seconded the motion to sponsor two employees for the new ODEGEO Leadership committee for the 2012/2013 session. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

CHILD SUPPORT AGREEMENT

After discussion, Mueller moved and Yates seconded the motion to approve the contract with Stephen Kraviec for Child Support Enforcement Contract beginning July 1, 2012 and ending June 30, 2013 for \$20,095.00 for the year. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.



Fillmore County Board Minutes



June 12, 2012

TIRE RECYCLING GRANT

Larry Cerny informed the Board that Trailblazer RC & D will be having a Tire Recycling Grant in Geneva on August 22, 2012 location yet to be determined.

USDA ANNUAL REPORT

Spencer Nelson and Chad Richardson with the USDA Wildlife Services presented the annual report to the Board. Requested that the Board approve the annual contract be renewed at the same rate as previous year of \$7,637.00, which will be discussed at the next Board meeting.

AG SOCIETY UPDATE REGARDING AG HALL

Dale Stengel, Blaine Richards, Angela Hiatt, Jean Engle, and Rex Mussman Ag Society Board members, Gary Tucker and John Huffer with Ayers & Ayers, and Brad Slaughter with Ameritas were present for discussion.

Gary presented the Board with a complete documentation of the accepted bid with several add on options. Brad presented what the bond payments would be for a 10 year and 15 year payoff. After discussion, the Board and Ag Society Board went through the additional options to determine what needed to be included for a total price of \$804,649.00. After further discussion, the Board will discuss again at the June 26th meeting.

PUBLIC HEARING FOR OLD HOSPITAL

Public hearing for discussion on the old hospital opened at 1:10 p.m. Chairman opened up the floor for discussion, Brenda Motis and Eric Williams read letters from committees that had been submitted to the Board. Ideas from committees were community center, senior center, fitness center, office complex, dialysis center, sleep study, health education center/public health information center, WIC clinic, Alzheimer/Dementia unit, and service center. Several others in attendance spoke with ideas and agreed with the suggestions that were already given.

Attending the hearing were: Ray Gough, Herb Stoldorf, Dick Schoenholz, Homer and Elinor Brauning, Darrel L. Hughes, Carlene Whitehead, Warren Kennel, Larry and Emily Westerbuhr, Donna Brabec, Evalyn Slepicka, Ramona Watmore, Peg Whitley, Doris M. Launer, Marilyn Widler, Marilyn Christianity, Gertrude Schneider, Lorelei Edwards, Judy Glassburner, Ruth Sorge, LuEtta Strothkamp, Diane Dailey, Shirley Kaderabek, Laura Robbins, Rex & Lynn Mussman, Mel Motis, Kendra Jansky, Karla Jacobson, Patt Lentfer, Carol Vejraska, Hugh Wilkins, Tony Hermen, June Rozanek, Eric Williams, Lori Scott, Nancy Kohler, Dr. David Portwood, Greg Scellin, Donna Mainwaring, Tom Ortgies, Jane Cronk, Brenda Motis, Rhonda Stokebrand, Merlin Ehmen, Pat Birch, Dale Stengel, Chad & Joni Karcher, Jenny Hoarty, Lori Rasmussen, Jenni Hoarty, Christin Lovegrove, E V Pence, Kyle Svec, Mike Haumont, and Linda Nunns.

After discussion, the Board will be setting up a meeting with the City of Geneva to discuss options and then determine what action will be taken.

COLONIAL LIFE PRESENTATION

Paul Stec and Dale Malleck presented what Colonial Life has to offer for benefits for the employees. After presentation the County Clerk will review with what the County currently offers employees and report back to the Board at the next meeting.

SETTING UP NEW FUND

After discussion, Yates moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012 - 23

WHEREAS, Fillmore County has determined there is a need to have a separate fund for 911 Wireless set aside funds per the Public Service Commission,

WHEREAS, Fillmore County will name this fund 911 Wireless Service Holding Fund #2914,

WHEREAS, the fund will be used for future equipment or software purchases,



Fillmore County Board Minutes



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THEREFORE BE IT HEREBY RESOLVED, the 911 Wireless Service Holding fund will be set up on June 12, 2012. The County Treasurer is directed to set up this fund.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the resolution adopted.

TRANSFER FUNDS

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

RESOLUTION 2012 - 24

WHEREAS, Fillmore County has determined there is a need to have a separate fund for 911 Wireless Service Holding Fund #2914,

WHEREAS, Fillmore County Board of Supervisors determined a need to set aside the remaining funds from fiscal year 2010/2011 from the 911 Wireless Fund #2913,

THEREFORE BE IT HEREBY RESOLVED, the Fillmore County Board of Supervisors determines there was \$6,236.45 remaining in the 911 Wireless Fund #2913 from fiscal year 2010/2011. The Board of Supervisors directs the County Treasurer to transfer \$6,236.45 from 911 Wireless Fund #2913 to the 911 Wireless Service Holding Fund #2914 on June 12, 2012.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the resolution adopted.

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:

Ace Agricultural Supply	Sup	280.99
Howard F. Ach	Rent, Post, Mile, Meals	3,524.42
Action Auto Supply	Sup	53.77
Ameritas Life Insurance Corp.	Ret	3,343.73
Andrews Electric Co., Inc.	Rep	36.54
Axis Capital, Inc.	Ser	249.00
Joseph N. Bixby DR.	Ser	275.50
Black Hills Energy	Uti	120.25
Blue Cross Blue Shield of Nebraska	Insur	21,714.78
Bottorf & Maser Attorney	Ser, Mile	1,345.00
Central Nebraska Cremation & Mortuary Service	Ser	250.00
Century Lumber Center	Sup	3.18
CIMA	Insur	486.74
City of Geneva	Uti	257.62
Computer Depot	Sup	28.99



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Constellation Energy	Uti	2.26
Crossroads Awards	Sup	14.00
Dawg's Smokehouse Café	HDM's	252.00
Eakes Office Plus	Sup, Ser, Equip	1,252.60
Earls Window Service	Ser	6.00
Exeter Care Center	HDM's	210.00
Exeter Senior Center	Pass Thru	300.00
Fairmont Aging Services	Pass Thru	1,750.00
Farmer & Son Funeral Home, Inc.	Ser	1,743.35
Fillmore County Clerk of the District Court	Fees	35.00
Fillmore County Hospital	Ser	248.58
Fillmore County Treasurer	Transfer, Ser	200,050.00
First Concord Benefits Group, LLC	Insur, Ser	2,004.56
Geneva Home Center	Sup	192.02
Geneva Senior Center	Rent, Pass Thru	2,410.00
Geneva State Bank	Ser, SS	3,606.68
Geneva Tire Pros	Rep, Main, Tires	1,267.94
Geneva Welding & Supply, Inc.	Sup	35.98
Grafton Mini Mart	Fuel	251.01
Hilty's	Sup	208.74
Heath, Inc.	Rep	250.00
Jennifer Hoarty	Ser	108.00
Hometown Leasing	Ser	623.67
Warren Kennel	Ser	1,000.00
Knoche Appraisal & Consulting, LLC	Ser, Mile	602.70
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,681.53
LCL Truck Equipment, Inc.	Equip, Sup	180.85
Lichti Oil	Fuel	254.50
Madison National Life	Insur	168.83
Elizabeth M. Manning	Ser	240.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	117.40
Midwest Motorsports	Main, Rep	71.96
MIPS, Inc.	Ser, Sup, Software	3,769.35
Brenda Motis	Mile	139.86
National Assoc. of County Recorders, Election Officials & Clerk	Dues	55.00
Nebraska County Attorneys Assoc.	Sup	104.00
Nebraska Fire Sprinkler Corp.	Main	378.00
Nebraska Institute of Forensic Sciences, Inc	Ser	1,800.00
The Nebraska Signal	Ads, Pro	1,389.11
O'Keefe Elevator Company, Inc.	Main	237.45
Office Depot Credit Plan	Sup	85.37
Omaha World Herald	Sup	221.52
Region V Systems	EPC	726.00
Schaben Industries	Equip	2,596.63
Seiler & Parker, PC	Ser	38.00
Service Press	Sup	295.85
Shell Fleet Plus	Fuel	3,500.19
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Crime Commission	Sup	15.00
State of Nebraska Public Health Envir. Lab.	Ser	84.00
Sullivan Family Dentistry	Ser	299.00
Sullivan Shoemaker PC, LLO	Ser	342.00
Thayer County Sheriff	Ser	19.00
Thayer County Treasurer	Sup	1,069.50
Total Funds by Hasler	Post	1,700.00
UN-L IS-Telecommunications	Uti	12.02



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US Bank CPS	Equip, Meals, Fuel, Sup	852.20
Village of Grafton	Rent	55.00
Weaver Pharmacy	Sup	36.77
Windstream	Uti	186.86
Wingate by Wyndham	Lodging	461.70
Election Payroll	Salaries	5,945.94
Payroll	Salaries	48,969.59

ROAD/BRIDGE FUND:

Action Auto Supply	Parts,	88.30
Ameritas Life Insurance Corp.	Ret	1,707.15
Auto Value Parts Stores	Sup	109.38
Black Hills Energy	Uti	78.12
Blue Cross Blue Shield of Nebraska	Insur	13,412.07
BMS Equipment & Parts, LLC	Rep	2,731.52
B's Enterprises, Inc.	Equip	378.00
Casey's General Stores	Fuel	185.06
Century Lumber Center	Rep	183.46
City of Geneva	Uti	57.00
Dorchester Farmers Coop	Fuel	304.81
Erb Plumbing, Inc.	Ser	2,947.72
Filter Care of Nebraska	Parts	92.00
Friesen Chevrolet, Inc.	Parts	15.62
Geneva Home Center	Sup	58.86
Geneva Implement Co., Inc.	Parts	46.57
Geneva State Bank	SS	1,883.90
Geneva Tire Pros	Rep	368.31
Geneva Welding & Supply, Inc.	Rep, Sup	184.25
Grafton Mini-Mart	Fuel	100.01
John Deere Financial	Parts, Rep	324.12
Kopchos Sanitation, Inc.	Ser	45.00
Lichti Oil	Fuel, Parts	472.32
Madison National Life	Insur	94.77
Mike's Radiator & Tire	Rep	33.27
MIPS, Inc.	Ser	115.77
Nebraska Truck & Equipment	Parts	77.05
Nichols Construction	Gravel	61,984.97
Perennial Public Power District	Uti	118.72
Power Plan	Parts	243.35
R & D Parts, LLC	Sup, Parts	251.95
Roit Repair	Rep	75.38
Shell Fleet Plus	Fuel	3,648.94
Speece Lewis Engineers	Ser	6,450.00
Sta-Bilt Construction Co.	Ser	199,875.52
Summit Safety	Ser	4,232.25
US Bank, CPS	Post	5.20
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Village of Ohioa	Uti	20.00
Weller Tractor	Parts	396.00
Payroll	Salaries	25,445.50

SHERIFF – SPECIAL LAW ENFORCEMENT GRANTS:

Ameritas Life Insurance Corp.	Ret	95.62
Geneva State Bank	SS	94.39
Payroll	Salaries	1,233.96

INHERITANCE TAX FUND:

Fillmore County Veteran's Relief Fund	Misc	3,000.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	May taxes	13,533.63
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911 COMMUNICATIONS FUND:

Platte Valley Communications	Equip, Rep	1,732.50
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CLAIMS APPROVED

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

Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Simacek
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

FEE REPORT

Yates moved and Cerny seconded the motion to approve the fee report for May 2012:

County Clerk: \$12,866.45 (State: \$7,990.73 & County \$4,875.72)
County Sheriff: \$1,725.60
Clerk of the District Court: \$5,920.40

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

SALARY COMMITTEE RECOMMENDATION

Bob Mueller, Chairman of the Salary committee informed the Board that the Salary committee is recommending a two (2%) percent an hour increase for hourly employees (except seasonal employees) with an additional 1% at the discretion of the department head.

After discussion Yates moved and Noel seconded the motion to approve the recommendation of the salary committee of a two (2%) percent an hour increase for hourly employees (except seasonal employees) with an additional 1% at the discretion of the department head starting on June 25th. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

SURPLUS ITEMS

After discussion, Yates moved and Mueller seconded the motion to declare three (3) desks as surplus. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Noel, Cerny, and Mueller
Nays: Simacek

The Chairman declared the motion carried

ADJOURN



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June 12, 2012

Agenda item "Engineering Contract and Verizon Wireless & 911 Tower" was tabled to a future Board meeting. As there was no other business to come before the Board, Cerny moved and Yates seconded the motion to adjourn until 9:15 a.m., June 26, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



June 26, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:23 a.m., June 26, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 3:14 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the June 12, 2012 Board meeting were approved as presented.

HOPE CRISIS CENTER

Carmen Hinman, Executive Director of Hope Crisis Center presented the annual report and budget request of \$2,772.00 for fiscal year 2012/2013 which is an increase of \$500.00 from previous year. More discussion will be held this summer during budget approval process.

DRIVEWAY PERMIT

Galusha moved and Capek seconded the motion to approve the following driveway permit as follows:

Howard Lefler – widen an existing driveway to 40 ft. on the south side of the SE ¼, Section 26-8-3, West Blue Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ROAD 24 DISCUSSIONS

Kathleen Harre presented the Board with Six Hundred Twenty-Three (623) petition signatures requesting that Road 24 from Highway 6 south to Highway 41 be paved. Several individuals spoke to the Board in favor of this option and the possibility of also paving Road 6 from Highway 6 north to the County line and Road 6 from Highway 74 south to County line. After discussion, the Board will look into what the cost would be for engineering and what the yearly cost would be for the bond payment.

Michael Kassik, Mel Taylor, Frances Becwar, Bob & Kathleen Harre, Paul Sheffield, and Eric Melton were also present for this discussion.

ENGINEERING CONTRACT

After discussion, Capek moved and Galusha seconded the motion to approve and sign the Speece Lewis Contract beginning July 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

BIG IRON AUCTION DISCUSSION



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Roy Vap with Big Iron Auction (Stock Auction Company) presented the Board with selling the two trailers from the Road Department at the August 2012 sale. After discussion, the Board agreed to sell those two trailers with Big Iron Auction.

OTHER ROAD ISSUES

Mark Timmerman, Highway Superintendent informed the Board that the culvert project on Road Q between Road 14 & 15 was complete and that Ewalt's crew would be starting on the turnaround project with NuStar north of Geneva. Mark also informed the Board that the Keystone Pipeline project is scheduled to start in May 2013. There was discussion regarding the pull type grader and Mark informed the Board that each motor grader operator would be using this machine one day a week in their area.

BLUE VALLEY COMMUNITY ACTION

Richard Nation, Chief Executive Officer presented the annual report and budget request of \$3,924.00 for fiscal year 2012/2013 which is the same as the previous year. More discussion will be held this summer during budget approval process.

PUBLIC DEFENDER CONTRACT

Brad Kalkwarf, with Kalkwarf & Smith, LLC presented the new two year contract to the Board with no changes from previous years.

After discussion, Mueller moved and Cerny seconded the motion to approve the Public Defender contract with Kalkwarf & Smith, LLC beginning July 1, 2012 and ending June 30, 2014. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

AG SOCIETY PROJECT

Dale Stengel, Deb Hoarty, Jean Engel, Rex Mussman Board members for the Ag Society, County Assessor, Lynn Mussman, Paul Utemark, CEO Fillmore County Hospital and Gary Tucker with Ayers & Ayers were present for discussion.

Gary Tucker presented to the Board a report of the base proposal for the addition and remodel of the Ag Hall totaling \$798,583.00. The remodel portion to the current building is approximately \$331,595.00 and the addition is \$466,988.00.

After discussion, Cerny moved and Mueller seconded the motion to proceed with bonding the issue for fifteen (15) years. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

SENIOR SERVICES UPDATE

Brenda Motis, Senior Services Director informed the Board of the accomplishments and highlights that have taken place since July of 2011.

AGING PARTNERS

June Pederson and Denise Boyd presented the annual report and budget request of \$13,749.00 for fiscal year 2012/2013 which is an increase of \$1,249.00 from last year. More discussion will be held this summer during budget approval process.



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COURT APPOINTED SPECIAL ADVOCATES

Cathy Wismer, Director of Court Appointed Special Advocates (CASA) presented the annual report and budget request of \$8,000.00 which is the same as the previous year. Frank Heinisch, Marilyn Christiancy, and Jeannette Stengel, CASA Board members and Wes Robotham with Southeast Nebraska CASA were present for the discussion. More discussion will be held this summer during budget approval process.

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:

Aging Partners	Wksh	25.00
American Legion Emblems	Sup	131.70
Ameritas Life Insurance Corp.	Ret	3,392.97
ANDAX	Equip	3,098.14
Aramark Uniform Services, Inc.	Ser	494.89
Peggy Birky	Mile, Meal	241.51
Joseph N. Bixby DR	Ser	722.00
Black Hills Energy	Uti	141.40
Bottorf & Maser, Atty	Ser, Mile	487.50
Charles Brabec	Fuel	20.01
Lucille Capek	Mile	151.52
Randall Capek	Mile	15.54
Chaney Chemical, Inc.	Sup	484.50
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Corner Stop	Fuel	465.57
Eakes Office Plus	Sup	652.30
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Sharon Elznic	Mtgs, Mile	91.62
Alan Emshoff	Mile	106.56
Executive Copier Services	Sup	46.08
Exeter Senior Center	USDA	287.28
Fairmont Aging Services	USDA	1,250.01
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Treasurer	Transfer	200,000.00
First Concord Group, Inc.	Insur	1,423.27
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	126.45
Geneva Senior Center	USDA	3,750.60
Geneva State Bank	SS	3,654.80
Geneva Super Foods	Sup	740.53
Geneva Welding & Supply, Inc.	Equip	1,500.00
Richard Girmus	Mtgs, Mile	43.32
GIS Workshop	Ser	19,625.00
Norma Gregory	Ret	25.00
Matt Harre	Mtgs, Mile	65.52
Hastings Honda	Equip	8,165.00
Deborah Hoarty	Mile	81.59
Holiday Inn	Lodging	303.80
Howard Johnson	Mile	99.90
Kalkwarf & Smith Law Offices	Ser, Post, Uti	3,232.49
Kerry's Auto Repair & Service	Rep, Main	271.15
Dennis Kimbrough	Mile	26.64



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Richard Kleinschmidt	Mile	8.88
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,205.40
Madison National Life	Insur	8.01
MailFinance	Ser	1.00
Dan Mainwaring	Mtgs, Mile	38.88
Donna Mainwaring	Sup, Misc	193.63
Ann H. McDonald	Ret	18.00
Mel's Automotive, Inc.	Misc	45.00
MIPS, Inc.	Ser, Sup	3,026.90
Mark Morgan	Mtgs, Mile	24.99
Morley Most	Mtgs, Mile	65.52
Rich Mueller/Thomas Biegert	Rent	650.00
Nebraska Assoc. of County Officials	Wksh	165.00
Nebraska Public Power District	Uti	3,481.00
Amy Nelson	Mile, Meal	152.25
Noel Lawn Care	Ser	262.50
Reg Noel	Mtgs, Mile	63.30
Robbie Petersen	Mile	26.64
Platte Valley Communications of Hastings	Equip, Ser	807.60
Postmaster	Post, Rent	1,461.00
Quality Inn & Suites	Lodging	154.00
Service Press	Sup	95.00
State of Nebraska AS Central Service	Ser	48.25
State of Nebraska Health & Human Service	May Patient Care	186.00
Rhonda Stokebrand	Mile	203.97
Allan Stuckey	Mtgs, Mile	63.30
US Bank, CPS	Lodging, Post, Sup	739.50
Brandy VanDeWalle	Mile, Meals	84.95
Verizon Wireless	Uti	482.22
Dan Votipka	Mtgs, Mile	32.76
Robert Waltrip	Mtgs, Mile	63.30
Weaver Pharmacy	Sup	14.32
Tim Wilbeck	Mile	17.76
Eric Williams	Post	171.05
Williams Exterminating, Inc.	Ser	110.00
Windstream	Uti	1,299.84
Lynn Yates	Mile	16.65
Payroll	Salaries	50,226.71

ROAD/BRIDGE FUND:

Ackland Construction, Inc.	Ser	8,459.00
Ameritas Life Insurance Corp.	Ret	1,691.42
Rex Bahe	Ret	25.00
Barco Municipal Products, Inc.	Sup	316.96
Gana Trucking & Excavating, Inc.	Crushed rock	31,915.24
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	68.85
Geneva State Bank	SS	1,866.07
Ralph Gould	Ret	18.00
Grafton Mini-Mart	Fuel	178.60
John Deere Financial	Parts	190.17
Nebraska Public Power District	Uti	280.37
Newman Traffic Signs	Sup	563.58
Nichols Construction	Gravel	7,401.59
NMC Exchange, LLC	Parts, Rep	919.01
Perennial Public Power District	Uti	70.83
Postmaster	Rent	110.00
R & R Services	Ser	358.33
Donna Saltzman	Ser	75.00



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Shickley Lumber Company	Sup	23.99
Surplus Center	Parts, Rep	265.54
US Bank CPS	Post	2.46
Verizon Wireless	Ser	70.12
Village of Fairmont	Uti	41.07
Windstream	Uti	104.82
Payroll	Salaries	25,212.51

ECONOMIC DEVELOPMENT – TOURISM FUND:

Fillmore County Development Corp.	Ser, Sup, Mile	470.31
Omaha Magazine, LTD	Ad	161.00

SHERIFF – SPECIAL LAW ENFORCEMENT GRANT FUND:

Ameritas Life Insurance Corp.	Ret	75.28
Geneva State Bank	SS	74.31
Payroll	Salaries	971.37

911 WIRELESS FUND:

Fillmore County Treasurer	Transfer	10,842.92
Metro Leasing Company	Ser	794.89
Police Legal Services, Inc.	Dues	480.00

911 COMMUNICATIONS FUND:

Fillmore County Treasurer	Transfer	4,508.41
Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	193.46
Platte Valley Communications of Hastings	Equip, Rep	9,550.85
Windstream	Uti	1,023.43

CLAIMS APPROVED

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

Ayes: Galusha, Capek, Simacek, Noel, Cerny, and Mueller
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

TERMINATING GENEVA AND BRYANT TOWNSHIP BOARDS

After discussion, Yates moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 30

WHEREAS, all members of the Geneva and Bryant Township Boards tendered their resignation after the November 2010 General election and the Fillmore County Board of Supervisors tried to find replacements for the Geneva and Bryant Township Boards;

WHEREAS, on August 9, 2011 the Fillmore County Board held a public hearing to terminate the Geneva and Bryant Townships pursuant to Nebraska State Statute §23-2,100;

WHEREAS, the Board of Supervisors of Fillmore County, Nebraska, pursuant to Nebraska State Statute §23-2,100 have the authority to terminated/dissolve the Geneva and Bryant Township Boards effective June 26, 2012;

NOW, THEREFORE, BE IT RESOLVED, the Board of Supervisors of Fillmore County, Nebraska does:

1. Direct the County Clerk to close the Geneva Township bank account with Geneva State Bank effective immediately. Account #313 376 6;



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2. Direct the County Clerk to close the Bryant Township bank account with Geneva State Bank effective immediately. Account #222 240;
3. Direct the County Clerk to deposit the cashier's check from both accounts with the Fillmore County Treasurer into each of their specific accounts;
4. Direct the County Treasurer to transfer all funds from the Geneva and Bryant Township accounts into the Road Fund effective immediately.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the resolution adopted.

AMENDMENT TO SUBGRANT APPLICATION FOR CHILD SUPPORT ENFORCEMENT SERVICES

Peggy Birky, Clerk of the District Court submitted an amendment to the subgrant application for child support enforcement services from the Department of Health & Human Services.

After discussion, Cerny moved and Mueller seconded the motion to approve and sign the contract to extend the service period three months to September 30, 2012 to coincide with the Federal Fiscal Year. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

USDA WILDLIFE SERVICES CONTRACT

After discussion, Yates moved and Noel seconded the motion to approve the contract with the United States Department of Agriculture Animal & Plant Health Inspection Service, Wildlife Services beginning July 1, 2012 and ending June 30, 2013 for the amount of \$7,637.00. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

VETERAN'S SERVICE SALARY

After discussion, Yates moved and Mueller seconded the motion to increase the Veteran's Service Officer's salary \$1.00 an hour. Upon roll call, the vote was as follows:

Ayes: Galusha and Yates

Nays: Noel, Cerny, Mueller, Capek, and Simacek

The Chairman declared the motion failed.

VETERAN'S SERVICE SALARY

Yates moved and Noel seconded the motion to increase the Veteran's Service Officer's salary 3% an hour. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel



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Nays: None

The Chairman declared the motion carried.

NOXIOUS WEED SUPERINTENDENT SALARY

After discussion, Noel moved and Capek seconded the motion to increase the Noxious Weed Superintendent's salary \$.95 an hour. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, and Noel

Nays: Yates, Simacek, and Cerny

The Chairman declared the motion carried.

PLANNING & ZONING ADMINISTRATOR SALARY

After discussion, Yates moved and Mueller seconded the motion to increase the Planning & Zoning Administrator's salary 3% a month. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: Simacek

The Chairman declared the motion carried.

EMERGENCY MANAGER SALARY

After discussion, Yates moved and Capek seconded the motion to increase the Emergency Manager's salary 3% an hour. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Galusha

Nays: Mueller

The Chairman declared the motion carried.

SENIOR SERVICES SALARY

After discussion, Noel moved and Cerny seconded the motion to increase the Senior Services Director's salary 3% an hour. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

DEPUTY EMERGENCY MANAGER SALARY

After discussion, Cerny moved and Noel seconded the motion to increase the Deputy Emergency Manager's salary 3% a month. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

CUSTODIAN/GROUNDSKEEPER SALARY

After discussion, Yates moved and Mueller seconded the motion to increase the Custodian/Groundskeeper's salary 3% an hour. Upon roll call, the vote was as follows:



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Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried.

HIGHWAY SUPERINTENDENT SALARY

After discussion, Yates moved and Mueller seconded the motion to have no change in the Highway Superintendent's salary. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Capek, Yates, and Noel
Nays: Galusha and Simacek

The Chairman declared the motion carried.

DISCUSSION REGARDING OLD HOSPITAL

After public hearing at the June 12th Board meeting, the Board decided they needed to have a joint meeting with the City of Geneva. This meeting will take place on July 9, 2012 at 7:00 p.m. in the Fillmore County Courthouse Courtroom.

ADJOURN

As there was no other business to come before the Board, Capek moved and Noel seconded the motion to adjourn until 9:45 a.m., July 10, 2012. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



July 10, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:57 a.m., July 10, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 4:40 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the June 26, 2012 Board meeting were approved as presented.

DRIVEWAY PERMITS

Noel moved and Capek seconded the motion to approve the following driveway permits as follows:

Jeff Huber – widen an existing driveway to 40 ft. on the south side of the SE ¼, Section 7-8-4, Grafton Township;
Tom Pribyl – widen an existing driveway to 40 ft. in the SW ¼, Section 1-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

RELAXATION OF STANDARDS FOR GENEVA NORTHWEST

After discussion, Yates moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 33

WHEREAS, Bridge project, #BRO-7030 (30) between Section 25 and 26-7-3, in Fillmore County Nebraska,

WHEREAS, the bridge was programmed for replacement utilizing federal aid bridge replacement funds and the bridge was designed prior to September 2008,

NOW THEREFORE, in consideration of these facts, the Fillmore County Board of Supervisors directs the County Highway Superintendent to submit a request for a Relaxation of Standards to the Board of Classifications and Standards from HL-93 loading to HS-20 loading for the design of the structure.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the resolution adopted.

RELAXATION OF STANDARDS FOR GENEVA WEST

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

RESOLUTION 2012 - 34

WHEREAS, Bridge project, #BRO-7030 (32) between Section 32 and 33-7-3, in Fillmore County Nebraska,



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WHEREAS, the bridge was programmed for replacement utilizing federal aid bridge replacement funds and the bridge was designed prior to September 2008,

NOW THEREFORE, in consideration of these facts, the Fillmore County Board of Supervisors directs the County Highway Superintendent to submit a request for a Relaxation of Standards to the Board of Classifications and Standards from HL-93 loading to HS-20 loading for the design of the structure.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the resolution adopted.

AGREEMENT WITH STATE FOR GENEVA WEST PROJECT

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

RESOLUTION 2012 - 35

WHEREAS, Fillmore County is proposing a transportation project for which it would like to obtain Federal funds;

WHEREAS, Fillmore County understands that it must strictly follow all Federal, State and local laws, rules, regulations, policies, and guidelines applicable to the funding of the Federal-aid project; and

WHEREAS, Fillmore County and Nebraska Department of Roads (NDOR) wish to enter into a new Project Program Agreement setting out the various duties and funding responsibilities for the Federal-aid project,

BE IT RESOLVED, by the Board of Supervisors of Fillmore County that Albert Simacek, Chairman of the Fillmore County Board of Supervisors is hereby authorized to sign the attached Project Program Agreement between the Fillmore County and the NDOR. Fillmore County is committed to providing local funds for the project as required by the Project Program Agreement. NDOR Project Number: BRO-7030 (32), NDOR Control Number: 42435, and NDOR Project Name: Geneva West.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the resolution adopted.

INTERLOCAL AGREEMENT WITH FRANKLIN TOWNSHIP

After discussion, Capek moved and Noel seconded the motion to approve and sign the interlocal agreement with Franklin Township beginning July 10, 2012 and ending June 30, 2013 for the Roads Department to maintain the township roads in Franklin Township. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

CONTRACT WITH BRIAN MUSSMAN

Yates moved and Capek seconded the motion to approve the contract for equipment rental with Brian Mussman to maintain the township road in Franklin Township beginning July 10, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek



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Nays: None

The Chairman declared the motion carried.

TRAFFIC STUDY

After discussion, Capek moved and Yates seconded the motion to direct the Highway Superintendent to conduct a traffic study at the intersection of County Road 22 and Road O. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

SURPLUS ITEMS

After discussion, Yates moved and Galusha seconded the motion to surplus a 1996 John Deere Motor Grader, a 1977 Tilt bed trailer, and a Cook Challenger belly dump trailer. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

ADULT DRUG COURT

Cristy Rivers, Drug Court Coordinator and Sarah Rinne, Chief Probation Officer presented an annual report and budget request of \$2,280.00 for fiscal year 2012/2013. Further discussion will be held this summer during the budget approval process.

BRYANT TOWNSHIP

After discussion, Noel moved and Mueller seconded the motion to close the CD that Bryant Township held with Geneva State Bank effective immediately instead of waiting until September 30, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

PUBLIC TRANSPORTATION OPERATING AGREEMENT

Capek moved and Galusha seconded the motion to approve and sign the letter of agreement with the State of Nebraska for public transportation services to provide Federal and State reimbursement funds beginning July 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

FILLMORE COUNTY DEVELOPMENT CORPORATION

Fillmore County Development Corporation (FCDC) members Gary Dick, Carol Vejraska, Mary Johnson, Mel Taylor, Carla Jacobson, and Alan Emshoff presented the budget request of \$40,000.00 for fiscal year 2012/2013 which is the same as the previous year. Further discussion will be held at a future Board meeting.

EMERGENCY PROTECTIVE CUSTODY SERVICES



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After discussion, Yates moved and Mueller seconded the motion to approve the agreement for Emergency Protective Custody Services (EPC) beginning July 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

RBB KASSIK SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the RBB Kassik Subdivision plat located in the NE ¼, Section 22-6-1, Glengary Township.

After discussion, Capek moved and Cerny seconded the motion to approve the RBB Kassik Subdivision plat located in the NE ¼, Section 22, Township 6 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as follows: beginning at the NE corner of said NE ¼; thence S00°15'39"W, 460.00 feet on the east line of said NE ¼; thence S88°53'43"W, 455.85 feet; thence N03°54'34"W, 471.34 feet to the north line of said NE ¼; thence S89°49'46"E, 490.00 feet on said north line to the point of beginning, containing 5.05 acres more or less, which includes 0.69 acres more or less used for County road purposes.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

BULWAN SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the Bulwan Subdivision plat located in the SW ¼, Section 13-8-1, Exeter Township.

After discussion, Mueller moved and Yates seconded the motion to approve the Bulwan Subdivision plat located in the SW ¼, Section 13, Township 8 North, Range 1 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as: beginning at the SW corner of said SW ¼; thence N01°58'59"W (assumed bearing) on the west line of said SW ¼, 500.00 feet; thence N88°11'07"E parallel with the south line of said SW ¼, 406.00 feet; thence S12°53'48"E, 475.87 feet; thence S01°48'53"E, 33.00 feet to the south line of said SW ¼; thence S88°11'07"W on said south line, 496.00 feet to the point of beginning. Containing 5.21 acres more or less.

Upon roll call, the vote was as follow:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

GENERAL ASSISTANCE

After discussion, Mueller moved and Capek seconded the motion to deny general assistance #2012-01. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

CLAIMS



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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:

Howard F. Ach	Rent, Uti, Misc	3,277.15
Action Auto Supply	Sup, Rep	122.17
Ameritas Life Insurance Corp.	Ret	3,434.30
Andrews Electric Co., Inc.	Rep	130.00
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	18.60
Blue Valley Community Action Partnership	Budget request	3,759.00
Todd Boller	Post	58.25
Brothers Equipment, Inc.	Equip	766.15
Chaney Chemical, Inc.	Sup	1,970.10
City Clock Co.	Rep	258.00
City of Geneva	Uti	980.40
Computer Depot	Sup	32.00
Constellation Energy	Uti	1.70
Corner Stop	Fuel	405.09
Gaylord Craddock	Mile	56.61
Dawg's Smokehouse Café	HDM's	207.96
Eakes Office Plus	Sup	1,018.55
Erdkamp Motors	Main	56.00
Exeter Care Center	HDM's	236.25
Fillmore County Clerk of District Court	Fees	99.00
First Concord Benefits Group, LLC	Insur, Ser	3,347.51
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,855.54
Geneva Super Foods	Sup	508.63
Geneva Tire Pros	Main, Rep	91.11
Geneva Welding & Supply, Inc.	Sup	47.66
GIS Workshop	Main, Misc.	6,500.00
Grafton Mini Mart	Fuel	92.01
Frances Heinrichs	Mile	56.61
Hometown Leasing	Ser	582.61
Ron Isley	Mile	43.29
Jim's Repair	Main, Rep	583.89
Warren Kennel	Ser	600.00
Kopchos Sanitation, Inc.	Uti	65.00
Stephen J. Kraviec	Ser, Post	1,716.38
Lichti Oil	Fuel	331.68
Madison National Life	Insur	168.83
MIPS, Inc.	Ser	2,825.61
Brenda Motis	Mile	70.84
Nebraska Association of County Officials	Dues	1,514.53
Nebraska Leafy Spurge Task Force	Dues	45.00
The Nebraska Signal	Pro, Ads	839.57
Nick's Farm Store, Co.	Rep	66.54
Northeast Nebraska Juvenile Services	Boarding Prisoner	175.00
Leonard Oldehoef	Mile	26.64
Paper Tiger Shredding	Misc	75.00
R & D Parts, LLC	Rep	4.06
Region V Services	Budget request	2,621.00
Secretary of State – Election Division	Sup	10.00
Seiler & Parker, PC	Ser, Mile	1,500.98
Shell Fleet Plus	Fuel	3,827.96



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State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. of Correctional Svc	Boarding Prisoner	80.56
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	8.50
US BANK, CPS	Meals, Sup, Fuel	367.96
Weaver Pharmacy	Sup	32.61
Windstream	Uti	186.86
Payroll	Salaries	52,851.17

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,667.86
Black Hills Energy	Uti	61.44
Casey's General Stores, Inc.	Fuel	90.79
Century Lumber Center	Sup	34.60
City of Geneva	Uti	60.20
Dorchester Farmers Co-Op	Fuel	5,504.62
Exeter Lumber Co.	Sup	4.85
Filter Care of Nebraska	Ser	23.25
Geneva Implement Co., Inc.	Sup	46.20
Geneva State Bank	SS	1,839.74
Geneva Super Foods	Sup	20.90
Geneva Tire Pros	Rep	216.60
Geneva Welding & Supply, Inc.	Sup, Rep	1,199.73
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Sup	3,895.28
Madison National Life	Insur	85.27
Medical Enterprises, Inc.	Sup, Ser	103.00
MIPS, Inc.	Ser	118.64
Nichols Collision Center, Inc.	Rep	353.88
Office Depot Credit Plan	Sup	153.94
Perennial Public Power District	Uti	46.69
Power Plan	Parts	291.03
R & D Parts, LLC	Parts	334.99
R & R Services	Ser	358.33
Shell Fleet Plus	Fuel	4,000.35
Speece Lewis Engineers	Ser	3,700.00
Sutton Lumber Co.	Sup, Rep	1,713.60
US Bank, CPS	Post	2.50
Village of Exeter	Uti	16.00
Village of Grafton	Uti	26.19
Village of Milligan	Uti	23.33
Payroll	Salaries	24,863.43

ECONOMIC DEVELOPMENT – TOURISM FUND:

Enterprise Publishing Company	Ad	510.00
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INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	79,858.00
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AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Down payment	79,858.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	June Taxes	650.74
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CLAIMS APPROVED

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



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Ayes: Galusha, Capek, Simacek, Noel, Cerny, and Mueller
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

FEE REPORTS

Yates moved and Galusha seconded the motion to approve the fee reports for the month of June 2012:

County Clerk: \$6,858.07 (State \$2,978.59 & County \$3,879.48)
Clerk of the District Court: \$756.05
County Sheriff: \$1,542.79

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Mueller moved and Cerny 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried and requested that the Highway Superintendent and the County Clerk remain. Executive session began at 1:15 p.m.

RETURN TO REGULAR SESSION

Yates moved and Cerny seconded the motion to return to open session at 2:15 p.m. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Mueller moved and Cerny 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried and requested that the Assistant Highway Superintendent and the County Clerk remain. Executive session began at 2:22 p.m.

RETURN TO REGULAR SESSION



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Cerny moved and Noel seconded the motion to return to open session at 2:48 p.m. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Yates moved and Mueller 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried and requested that the Bridge Foreman and the County Clerk remain. Executive session began at 2:53 p.m.

RETURN TO REGULAR SESSION

Cerny moved and Mueller seconded the motion to return to open session at 3:26 p.m. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Mueller moved and Yates 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried and requested that the Secretary for Road's Department and the County Clerk remain. Executive session began at 3:32 p.m.

RETURN TO REGULAR SESSION

Cerny moved and Mueller seconded the motion to return to open session at 4:16 p.m. Upon roll call, the vote was as follows:

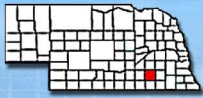
Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Yates moved and Noel seconded the motion to adjourn until 9:00 a.m., July 24, 2012. Upon roll call, the vote was as follows:



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Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



Special Mtg. July 13, 2012

The Fillmore County Board of Supervisors convened in open and public session at 1:00 p.m., July 13, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Yates, Cerny, Mueller, Galusha, and Noel. Capek was absent. The County Clerk was present to record the minutes of the meeting. Mark Timmerman was present for the discussion.

Notice of the meeting was given by posting in three locations. 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 2:03 p.m.

EXECUTIVE SESSION

Mueller moved and Yates 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Galusha, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried and requested that the Highway Superintendent and the County Clerk remain. Executive session began at 1:10 p.m.

RETURN TO REGULAR SESSION

Yates moved and Noel seconded the motion to return to open session at 2:01 p.m. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Mueller moved and Yates seconded the motion to adjourn until 9:00 a.m., July 24, 2012. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



July 24, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., July 24, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Yates, Cerny, Galusha, and Noel. Capek and Mueller were 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 11:48 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the July 9th, 10th, and 13th, 2012 Board meetings were 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:

Aging Partners	Wksh	25.00
Ameritas Life Insurance Corp.	Ret	3,400.61
Jon Anderson	Post	7.59
Aramark Uniform Services, Inc.	Ser	652.46
Blue Cross Blue Shield of Nebraska	Insur	45,345.57
Bob Parker Company, Inc.	Sup	56.37
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Dell Marketing, LP	Sup	221.98
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Geneva Broadband, LLC	Uti	127.96
Geneva Home Center	Sup	238.13
Geneva State Bank	SS	3,744.42
Norma Gregory	Ret	25.00
JEO Consulting Group, Inc.	Ser	900.00
Steve Julich	Post	22.77
Lawson Products, Inc.	Sup	185.98
Madison National Life	Insur	8.01
Ann H. McDonald	Ret	18.00
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	1,071.00
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Association of County Assessors	Dues	50.00
Nebraska Association of County Officials	Sup	17.00
Nebraska Public Power District	Uti	4,973.31
Nebraska Sheriff's Association	Wksh	95.00
NIRMA	Insur	61,865.00
Noel Lawn Care	Ser	262.50
Steven G. Roemmich	Meal	6.97
Saint Louis University Dept. of Pathology	Ser	125.00
Service Press	Sup	120.00
Southeast Nebraska Development District	Ser, HOME project	11,300.32
State of Nebraska AS Central Services	Ser	48.25
State of Nebraska Health & Human Service	June Patient care	180.00



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State of Nebraska Public Health Envir. Lab.	Ser	84.00
Sullivan Family Dentistry	Ser	551.00
Sullivan Shoemaker, PC, LLO	Ser, Mile	2,673.50
US Bank CPS	Meal	9.79
Brandy VanDeWalle	Mile, Meals	81.27
Verizon Wireless	Uti	618.31
Weaver Pharmacy	Sup	13.45
Whelan, Scherr, Glen & Mead, PC, LLO	Ser, Mile	452.47
Windstream	Uti	1,296.73
York County Sheriff	Ser	39.00
Payroll	Salaries	51,408.87

ROAD/BRIDGE FUND:

Ace Agricultural Supply	Rep	64.95
Ameritas Life Insurance Corp.	Ret	1,682.15
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	25,546.80
The Boulder Company	Parts	199.88
Chaney Chemical, Inc.	Sup	114.63
Dorchester Farmers Coop	Fuel	3,574.54
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup	25.21
Geneva State Bank	SS	1,856.54
Ralph Gould	Ret	18.00
Grafton Mini-Mart	Fuel	58.16
Heath, Inc.	Rep	50.00
Lichti Oil	Fuel	6,772.75
Nebraska Public Power District	Uti	401.02
Newman Traffic Signs	Sup	208.58
Nichols Construction	Gravel	44,013.17
NIRMA	Insur	71,791.00
NMC Exchange, LLC	Parts, Rep	979.87
Perennial Public Power District	Uti	71.36
Sa-So	Sup	659.03
Surplus Center	Parts	265.54
US Bank CPS	Post	5.20
Verizon Wireless	Uti	69.94
Village of Fairmont	Uti	40.58
Windstream	Uti	100.21
Payroll	Salaries	25,083.05

91 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	216.61
Windstream	Uti	1,024.92

CLAIMS APPROVED

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

Ayes: Simacek, Noel, Cerny, Galusha, and Yates

Nays: None

The Chairman declared the motion carried.



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BUDGET MAKING AUTHORITY

After discussion, Cerny moved and Yates seconded the motion to appoint County Clerk, Amy Nelson the budget making authority for the county for the current fiscal year as provided by a resolution adopted December 8, 2009. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Galusha, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

REPLACING SECURITIES

Cerny moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012 - 36

RESOLVED, that Cornerstone Bank of Geneva, Nebraska be permitted to substitute the following security held by US Bank, Trustee:

CUPIS #313378FJ5 in the amount of \$500,000.00

and that the following security be substituted:

CUPIS #313379ST7 in the amount of \$500,000.00

Upon roll call, the vote was as follows:

Ayes: Cerny, Galusha, Yates, Simacek, and Noel

Nays: None

The Chairman declared the resolution adopted.

TIRE RECYCLING GRANT

Larry Cerny informed the Board that we were only allotted eighty (80) ton of tires this year from the grant. Larry asked the Board if they only wanted to accept the 80 ton or if they would like to accept more and request individuals to pay a fee per tire. After discussion, it was decided to accept more tons and charge a fee per tire for the August 22, 2012 Tire Recycling Day.

TAX SALE RESOLUTION

Barbara Trapp, County Treasurer presented to the Board a listing of delinquent and unsold parcels.

At the request of the County Treasurer, Cerny moved and Noel seconded the introduction of the following resolution:

RESOLUTION 2012 - 37

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



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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: Galusha, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the resolution adopted.

REIMBURSEMENT FOR AG SOCIETY BUILDING IMPROVEMENTS

After discussion, Yates moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012 - 38

BE IT RESOLVED BY THE CHAIRPERSON AND COUNTY BOARD OF SUPERVISORS OF THE COUNTY OF FILLMORE, NEBRASKA, as follows:

Section 1. That the Chairperson and Board of Supervisors of Fillmore County, Nebraska, do hereby declare this resolution to be the County's official declaration of intent under Internal Revenue Code Regulation Section 1.150-2 to provide for the incurring of indebtedness which may include reimbursements of expenditures made by the County in connection with the construction of additions and improvements to the Ag building within the County and all necessary appurtenances to said improvements. The preliminary estimate of debt contemplated to be issued for such projects is currently \$100,000.

Section 2. That up to the expenditure of the full amounts of such project described within this resolution, the County may advance funds as may be necessary for meeting the immediate costs of such improvements. It is the intent of the Chairperson and Board and the County's reasonable expectation that the County shall reimburse such expenditures as may be made from general funds on hand from the proceeds of the issuance of its debt obligations.

Section 3. That the County Clerk shall make a copy of this resolution available for public inspection at the main office of the County at all times during normal business hours within ten days after the adoption hereof. Such copies shall remain available for public inspection at all such times until the bonds or such other tax-exempt obligations contemplated herein are issued.

Upon roll call, the vote was as follows:

Ayes: Galusha, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the resolution adopted.

BUDGET REQUESTS

The following budget requests were received for the 2012/2013 fiscal year: **Southeast Nebraska Development District (SEND)** for \$7,094.00 membership dues & \$488.00 Housing dues, which is a decrease of \$211.00 from last fiscal year; **Public Health Solutions** for \$1,000.00 for the School Kids Immunization Program-Flu (SKIP-Flu) request is same as last year; **First Probation District** request is for \$2,820.80; and **District Court Bailiff** for \$5,646.06 which is a decrease of \$963.94 from last fiscal year. All budget requests will be handled during the budget process later this summer.



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DRIVEWAY PERMIT

Yates moved and Galusha seconded the motion to approve the following driveway permit as follows:

Naomi Fasshacht – install a new 40 ft. driveway in the NW ¼, Section 3-8-3, West Blue Township

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, and Galusha

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Galusha moved and Noel seconded the motion to approve the following clean silt permit as follows:

Steve Ewalt – clean silt from the road ditch on the north side of the NE ¼, Section 10-6-3, Stanton Township

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, and Galusha

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Noel moved and Yates seconded the motion to approve the following Occupy County Right-of-Way permit as follows:

Windstream Nebraska, Inc. – bury communications facilities between Sections 25 & 26-6-3, Geneva Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Galusha, and Yates

Nays: None

The Chairman declared the motion carried.

WASTE OIL COLLECTION

After discussion, Noel moved and Yates seconded the motion to stop collecting oil in each town, residents can bring oil to the County Shop and if a resident has a minimum of two hundred (200) gallons can request to be picked up. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Galusha, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

PULL TYPE MOTOR GRADER

After discussion, Galusha moved and Cerny seconded the motion to send a letter to Jet Plain terminating the lease for the pull type motor grader effective October 31, 2012. Upon roll call, the vote was as follows:



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Ayes: Cerny, Galusha, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

RENTING OLD HOSPITAL

Hugh Wilkins informed the Board that his sister would like to rent the south wing of the old hospital for a period of one year with the option to renew. The Board requested that they wait on a decision until the August 14th Board meeting to check with another interested party.

EMERGENCY MANAGEMENT ITEMS

Donna Mainwaring, Emergency Manager presented the Board with a breakdown of the EMPG grant funds of \$46,594.05 and equipment of \$48,678.43 that Fillmore County has received in the 2011/2012 fiscal year. Donna also informed the Board that the 2012/2013 EMPG grant funds were awarded in the amount of \$60,783.00 and that she applied and received an additional \$8,894.05 for the last fiscal year.

ADJOURN

Agenda items "Stop Sign and ditch cleaning" were tabled to the next Board meeting. As there was no other business to come before the Board, Cerny moved and Yates seconded the motion to adjourn until 9:10 a.m., August 14, 2012. Upon roll call, the vote was as follows:

Ayes: Galusha, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



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The Fillmore County Board of Supervisors convened in open and public session at 9:09 a.m., August 14, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Galusha, and Noel. Mueller was absent until 11:25 a.m. 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 4:10 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the July 24, 2012 Board meeting were approved as presented.

WEEDS IN RAILROAD RIGHT-OF-WAY

Rex Brown informed the Board that he is concerned with the weeds that are in the railroad right-of-way by Fairmont. Todd Boller, Noxious Weed Superintendent was present and informed the Board that since the weeds are not considered noxious weeds that he cannot force the Railroad into spraying them. He presented a few phone numbers for Mr. Brown to call the Railroad himself. After further discussion, the Board requested that Todd also e-mail or call Senator Adrian Smith's office.

TWIN VALLEY WEED MANAGEMENT GRANT

Todd Boller, Noxious Weed Superintendent requested a letter of support from the Board regarding the grant that Twin Valley Weed Management is applying for to clean up the river banks in Fillmore County.

After discussion, Noel moved and Yates seconded the motion to write a letter of support for the Twin Valley Weed Management grant. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Capek seconded the motion to approve the following driveway permits as follows:

Hulse Family – extend existing driveway to 40 ft. on the north side of the NE $\frac{1}{4}$, Section 35-5-3, Hamilton Township;

Ron Clark – install a new 40 ft. driveway on the south side of the SW $\frac{1}{4}$, Section 17-8-1, Exeter Township;

Langhorst Farms – install a new 40 ft. driveway on the north side of the NE $\frac{1}{4}$, Section 33-5-2, Belle Prairie Township;

Jean Vance – install a new 40 ft. driveway on the south side of the SE $\frac{1}{4}$, Section 27-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT

After discussion, Noel moved and Galusha seconded the motion to approve the following driveway permit:



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Kent Theobald – install a new 60 ft driveway on the east side of the SE ¼, Section 5-7-2, Madison Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Cerny moved and Capek seconded the motion to approve the following clean silt permit as follows:

Ron Clark – clean silt from the road ditch along the south side of the SW ¼, Section 17-8-1, Exeter Township;

Ron Clark – clean silt from the road ditch along the south side of the SE ¼, Section 13-8-2, Fairmont Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Yates moved and Noel seconded the motion to approve the following Occupy County Right-of-Way permit as follows:

Windstream Nebraska, Inc. – bury communications facilities between Sections 19 & 20-6-1, Glengary Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Windstream Nebraska, Inc. – bury communications facilities between Sections 31-5-2, Belle Prairie Township & 36-5-3, Hamilton Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Windstream Nebraska, Inc. – bury communications facilities between Sections 28 & 33-5-1, Franklin Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Windstream Nebraska, Inc. – bury communications facilities between Sections 19 & 18-5-3, Hamilton Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Galusha

Nays: None

The Chairman declared the motion carried.

FRANKLIN TOWNSHIP PROJECT

Mark Timmerman, Highway Superintendent informed the Board that he was concerned that there is a possible misunderstanding regarding whether or not the channel change was included in the original bid for the project located between Sections 27 & 34, Franklin Township.

John Dolson, with Speece Lewis Engineers informed the Board that the channel change was presented in the bid documents for the project. After further discussion, Steve Ewalt informed the Board that there was a misunderstanding between him and his employees and that he did bid the project with the channel change included.



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STOP SIGN

After discussion of stop sign study, Capek moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012 - 39

WHEREAS, the Fillmore County Highway Superintendent was directed by the Fillmore County Board of Supervisors to perform an engineering study at the intersection located at the Northwest corner of Section 15, Township 6 North, Range 1 West and;

WHEREAS, the Fillmore County Highway Superintendent, under the supervision or direction of the county engineer, has performed the engineering study and based upon said study, (see attached), recommends that a stop sign be installed on the Southeast corner of above referenced intersection controlling northbound traffic.

NOW THEREFORE BE IT RESOLVED, that the Fillmore County Board of Supervisors hereby concurs with the attached engineering study and approves the installation of a stop sign based on the Highway Superintendents recommendation at the Southeast corner of the intersection located at the SE corner of Section 15, Township 6 North, Range 1 West.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Galusha, and Capek

Nays: None

The Chairman declared the resolution adopted.

STOP SIGN

After discussion of stop sign study, Yates moved and Noel seconded the introduction of the following resolution:

RESOLUTION 2012 - 40

WHEREAS, the Fillmore County Highway Superintendent was directed by the Fillmore County Board of Supervisors to perform an engineering study at the intersection located at the Southeast corner of Section 9 Township 6 North, Range 1 West and;

WHEREAS, the Fillmore County Highway Superintendent, under the supervision or direction of the county engineer, has performed the engineering study and based upon said study, (see attached), recommends that a stop sign be installed on the Northwest corner of above referenced intersection controlling southbound traffic.

NOW THEREFORE BE IT RESOLVED, that the Fillmore County Board of Supervisors hereby concurs with the attached engineering study and approves the installation of a stop sign based on the Highway Superintendents recommendation at the Northwest corner of the intersection located at the SE corner of Section 9, Township 6 North, Range 1 West.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Galusha, Capek, and Yates

Nays: None

The Chairman declared the resolution adopted.

INTERLOCAL AGREEMENT WITH WEST BLUE TOWNSHIP

After discussion, Cerny moved and Yates seconded the motion to approve the interlocal agreement with West Blue Township for maintaining township roads. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Galusha, Capek, Yates, and Simacek

Nays: None



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The Chairman declared the motion carried.

SENIOR SERVICES OFFICE SPACE

Brenda Motis, Senior Services Director and Brenda Sherwin, Fillmore County Rural Transit were present to discuss the possibility of moving their offices to the old hospital. After discussion, the Board is aware that they need to get these two offices a different location but will need to discuss at a future Board meeting.

AUTHORIZING THE ISSUANCE OF COUNTY BUILDING BONDS

Brad Slaughter, with Ameritas Investment Corp. presented the final rates for the County Building Bonds to construct the addition/remodel to the Ag Hall at the Fairgrounds as well as a resolution to authorize the issuance of these bonds.

After discussion, Yates moved and Cerny seconded the introduction of the following resolution:

RESOLUTION 2012 – 41

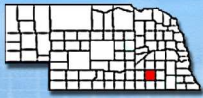
A RESOLUTION AUTHORIZING THE ISSUANCE OF COUNTY BUILDING BONDS OF THE COUNTY OF FILLMORE, IN THE STATE OF NEBRASKA, IN THE PRINCIPAL AMOUNT OF EIGHT HUNDRED FIFTEEN THOUSAND DOLLARS (\$815,000) FOR THE PURPOSE OF PAYING THE COSTS OF CONSTRUCTING A BUILDING FOR THE COUNTY; PRESCRIBING THE FORM OF SAID BONDS; PROVIDING FOR A SINKING FUND AND FOR THE LEVY AND COLLECTION OF TAXES TO PAY SAID BONDS; PROVIDING FOR THE SALE OF THE BONDS; AUTHORIZING THE DELIVERY OF THE BONDS TO THE PURCHASER; AND PROVIDING FOR THE DISPOSITION OF THE BOND PROCEEDS.

BE IT RESOLVED BY THE COUNTY BOARD OF SUPERVISORS OF FILLMORE COUNTY, NEBRASKA, as follows:

Section 1. The County Board of Supervisors finds and determines; that it is necessary and advisable for the County to construct a building for the County pursuant to Section 23-120, R.R. S. Neb. (Supp. 2010) ("Section 23-120"); that the County presently has no bonds outstanding under Section 23-120; that for the purpose of paying the cost of said building and improvements and equipment, it is necessary for the County to issue its negotiable bonds in the principal amount of \$815,000; that at the time of the adoption of this resolution the County of Fillmore has less than 6,000 inhabitants and the 2011-12 taxable valuation of the County was \$1,221,989,974; that the annual levy authorized under Section 23-120(3)(b), R.S.S. Supp. 2010, is and will be sufficient to pay the principal of and interest on the bonds authorized herein; and that all conditions, acts and things required by law to exist or to be done precedent to the issuance of bonds of the County in the amount of \$815,000 do exist and have been done and performed in regular and due form and time as required by law.

Section 2. For the purposes as described in Section 1 above, there shall be and there hereby are ordered issued County Building Bonds, of the principal amount of \$815,000, to bear date of original issue of September 18, 2012, and to be in fully registered form. Said bonds shall bear interest at the rates per annum and mature on June 15 of each year in the principal amounts as follows:

<u>Principal Amount</u>	<u>Maturing on June 15 of Year</u>	<u>Interest Rate Per Annum</u>
\$55,000	2013	0.40%
-0-	2014	-
-0-	2015	-
55,000	2016	0.80
55,000	2017	1.05
60,000	2018	1.30
60,000	2019	1.55
60,000	2020	1.80
60,000	2021	2.05
60,000	2022	2.20
65,000	2023	2.35



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70,000	2024	2.50
70,000	2025	2.65
70,000	2026	2.80
75,000	2027	2.90

The bonds shall be issued in the denomination of \$5,000 or any integral multiple thereof and shall be numbered from 1 upwards in the order of their issuance. No bond shall be issued originally or upon transfer or partial redemption having more than one principal maturity. The initial bond numbering and principal amounts for each of the bonds issued shall be as directed by the initial purchasers thereof. Interest on the bonds shall be payable semiannually on December 15 and June 15 of each year, starting December 15, 2012. The interest due on each interest payment date shall be payable to the registered owners of record as of the close of business on the last day of the calendar month immediately preceding the calendar month in which the interest payment date occurs (the "Record Date"), subject to the provisions of Section 3 hereof. Payment of interest due on the bonds prior to maturity or redemption shall be made by the Paying Agent and Registrar, as designated pursuant to Section 3 hereof, by mailing a check in the amount due for such interest on each interest payment date to the registered owner of each bond, as of the applicable Record Date, to such owner's registered address as shown on the books of registration, as required to be maintained in Section 3 hereof. Payment of principal due at maturity or at any date fixed for redemption, together with any accrued interest then due, shall be made by said Paying Agent and Registrar to the registered owners upon presentation and surrender of the bonds to said Paying Agent and Registrar. In the event that bonds of this issue are held in the nominee name of a national clearinghouse or depository, payment of principal or interest shall be made by wire transfer of funds in accordance with any applicable regulations governing "Depository Eligible Securities". The County and said Paying Agent and Registrar may treat the registered owner of any bond as the absolute owner of such bond for the purpose of making payments thereon and for all other purposes and neither the County nor said Paying Agent and Registrar shall be affected by any notice or knowledge to the contrary whether such bond or any installment of interest due thereon shall be overdue or not. All payments on account of interest or principal made to the registered owner of any bond shall be valid and effectual and shall be a discharge of the County and said Paying Agent and Registrar, in respect of the liability upon the bonds or claims for interest to the extent of the sum or sums so paid. If any bond is not paid upon presentation of the bond at maturity or any interest installment is not paid when due, the delinquent bond or delinquent interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska, 2010, as now existing or as the same may be amended from time to time by the Nebraska Legislature.

Section 3. The County Treasurer, is hereby designated as Paying Agent and Registrar for the bonds. Said Paying Agent and Registrar shall keep and maintain for the County books for the registration and transfer of the bonds at the office of the Paying Agent and Registrar in Geneva, Nebraska. The names and registered addresses of the registered owner or owners of the bonds shall at all times be recorded in such books. Any bond may be transferred pursuant to its provisions at the office of the Paying Agent and Registrar upon surrender of such bond for cancellation, accompanied by a written instrument of transfer, in form satisfactory to such Paying Agent and Registrar, duly executed by the registered owner in person or by such owner's duly authorized agent, and thereupon the Paying Agent and Registrar will register such transfer upon said registration books and deliver to the transferee registered owner or owners (or send by registered mail to the transferee owner or owners at such owner's or owners' risk and expense), registered in the name of such transferee owner or owners, a new bond or bonds of the same interest rate, aggregate principal amount and maturity. To the extent of the denominations authorized for the bonds by this resolution, one bond may be transferred for several such bonds of the same interest rate and maturity and for a like aggregate principal amount, and several such bonds may be transferred for one or several such bonds, respectively, of the same interest rate and maturity and for a like aggregate principal amount. In every case of transfer of a bond, the surrendered bond or bonds shall be cancelled and destroyed. All bonds issued upon transfer of the bonds so surrendered shall be valid obligations of the County evidencing the same obligations as the bonds surrendered and shall be entitled to all benefits and protection of this resolution to the same extent as the bonds upon transfer of which they were delivered. The County and the Paying Agent and Registrar shall not be required to transfer bonds during any period from any Record Date until its immediately following interest payment date or to transfer any bonds called for redemption for a period of 30 days next preceding the date fixed for redemption prior to maturity. In the event that payments of interest due on the bonds on an interest payment date are not timely made, such interest shall cease to be payable to the registered owners as of the Record Date for such interest payment date and shall be payable to the registered owners of the bonds as of a special date of record for payment of such defaulted interest as shall be designated by the Paying Agent and Registrar whenever monies for the purpose of paying such defaulted interest become available.

Section 4. Bonds maturing on or after June 15, 2018 shall be subject to redemption, in whole or in part, prior to maturity at any time on or after the fifth anniversary of the date of original issue of the Bonds, at par plus accrued interest on the principal amount redeemed to the date fixed for redemption. Bonds shall be redeemed only in the amount of



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\$5,000 or integral multiples thereof. Any Bond redeemed in part only shall be surrendered to the Paying Agent and Registrar in exchange for a new Bond evidencing the unredeemed principal thereof. Notice of redemption of any Bond called for redemption shall be given, at the direction of the Chairperson and Board in the case of optional redemption and without further direction in the case of mandatory redemption, by the Paying Agent and Registrar by mail not less than thirty days prior to the date fixed for redemption, first class postage prepaid, sent to the registered owner of such Bond at said owner's registered address. Such notice shall designate the Bond or Bonds to be redeemed by number and maturity, the date of original issue, the date fixed for redemption and state that such Bond or Bonds are to be presented for prepayment at the office of the Paying Agent and Registrar. In case of any Bond partially redeemed, such notice shall specify the portion of the principal amount of such Bond to be redeemed. No defect in the mailing of notice for any Bond shall affect the sufficiency of the proceedings of the Chairperson and Board designating the Bonds called for redemption or the effectiveness of such call for Bonds for which notice by mail has been properly given and the Chairperson and Board shall have the right to further direct notice of redemption for any such Bond for which defective notice has been given.

Section 5. If the date for payment of the principal of or interest on the Bonds shall be a Saturday, Sunday, legal holiday or a day on which banking institutions in the city where the office of the Paying Agent and Registrar is located are authorized by law or executive order to close, then the date for such payment shall be the next succeeding day which is not a Saturday, Sunday, legal holiday or a day on which such banking institutions are authorized to close, and payment on such day shall have the same force and effect as if made on the nominal date of payment.

Section 6. The bonds shall be executed on behalf of the County by being signed by the Chairperson and the County Clerk, both of which signatures may be facsimile signatures, and shall have the County seal (or a facsimile thereof) impressed on each bond. The County Clerk shall make and certify a transcript of proceedings had and done precedent to the issuance of said bonds which shall be delivered to the purchaser of said bonds. After being executed by the Chairperson and County Clerk, said bonds shall be delivered to the Treasurer of the County who shall be responsible therefor under his/her official bond. Such Treasurer shall maintain a record of information with respect to said bonds in accordance with the requirements of Section 10-140, R.R.S. Neb. 2007, as amended, and shall cause the same to be filed with the Auditor of Public Accounts of the State of Nebraska. The Paying Agent and Registrar shall register each bond in the name of its initial registered owner as designated by the initial purchaser. Each bond shall be authenticated on behalf of the County by the Paying Agent and Registrar. The bonds shall be issued initially as "book-entry only" bonds using the services of The Depository Trust Company (the "Depository"), with one typewritten bond per maturity being issued to the Depository. In such connection said officers of the County are authorized to execute and deliver a letter of representations and inducement (the "Letter of Representations") in the form required by the Depository, for and on behalf of the County (including any blanket letter previously executed), which shall thereafter govern matters with respect to registration, transfer, payment and redemption of the bonds. Upon issuance of the bonds as "book-entry-only" bonds, the following provisions shall apply:

(a) The County and the Paying Agent and Registrar shall have no responsibility or obligation to any broker-dealer, bank or other financial institution for which the Depository holds bonds as securities depository (each, a "Bond Participant") or to any person who is an actual purchaser of a bond from a Bond Participant while the bonds are in book-entry form (each a "Beneficial Owner") with respect to the following:

(i) the accuracy of the records of the Depository, any nominees of the Depository or any Bond Participant with respect to any ownership interest in the bonds;

(ii) the delivery to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any notice with respect to the bonds, including any notice of redemption, or

(iii) the payment to any Bond Participant, any Beneficial Owner or any other person, other than the Depository, of any amount with respect to the bonds. The Paying Agent and Registrar shall make payments with respect to the bonds only to or upon the order of the Depository or its nominee, and all such payments shall be valid and effective fully to satisfy and discharge the obligations with respect to such bonds to the extent of



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the sum or sums so paid. No person other than the Depository shall receive an authenticated Bond, except as provided in (e) below.

(b) Upon receipt by the Paying Agent and Registrar of written notice from the Depository to the effect that the Depository is unable to or unwilling to discharge its responsibilities, the Paying Agent and Registrar shall issue, transfer and exchange bonds requested by the Depository in appropriate amounts. Whenever the Depository requests the Paying Agent and Registrar to do so, the Paying Agent and Registrar will cooperate with the Depository in taking appropriate action after reasonable notice (i) to arrange, with the prior written consent of the County, for a substitute depository willing and able upon reasonable and customary terms to maintain custody of the bonds or (ii) to make available bonds registered in whatever name or names the Beneficial Owners transferring or exchanging such bonds shall designate.

(c) If the County determines that it is desirable that certificates representing the bonds be delivered to the ultimate Beneficial Owners of the bonds and so notifies the Paying Agent and Registrar in writing, the Paying Agent and Registrar shall so notify the Depository, whereupon the Depository will notify the Bond Participants of the availability through the Depository of bond certificates representing the bonds. In such event, the Paying Agent and Registrar shall issue, transfer and exchange bond certificates representing the bonds as requested by the Depository in appropriate amounts and in authorized denominations.

(d) Notwithstanding any other provision of this Resolution to the contrary, so long as any bond is registered in the name of the Depository or any nominee thereof, all payments with respect to such bond and all notices with respect to such bond shall be made and given, respectively, to the Depository as provided in the Letter of Representations.

(e) Registered ownership of the bonds may be transferred on the books of registration maintained by the Paying Agent and Registrar, and the bonds may be delivered in physical form to the following:

(i) any successor securities depository or its nominee; or

(ii) any person, upon (A) the resignation of the Depository from its functions as depository or (B) termination of the use of the Depository pursuant to this Section and the terms of the Paying Agent and Registrar's Agreement.

(f) In the event of any partial redemption of a bond unless and until such partially redeemed bond has been replaced in accordance with the provisions of this Resolution, the books and records of the Paying Agent and Registrar shall govern and establish the principal amount of such bond as is then outstanding and all of the bonds issued to the Depository or its nominee shall contain a legend to such effect.

If for any reason the Depository resigns and is not replaced or upon termination by the County of book-entry-only form, the County shall immediately provide a supply of bond certificates for issuance upon subsequent transfers or in the event of partial redemption. In the event that such supply of certificates shall be insufficient to meet the requirements of the Paying Agent and Registrar for issuance of replacement bond certificates upon transfer or partial redemption, the County agrees to order printed an additional supply of bond certificates and to direct their execution by manual or facsimile signature of its then duly qualified and acting officers. In case any officer whose signature or facsimile thereof shall appear on any bond shall cease to be such officer before the delivery of such bond (including any bond certificates delivered to the Paying Agent and Registrar for issuance upon transfer or partial redemption) such signature or such facsimile signature shall nevertheless be valid and sufficient for all purposes the same as if such officer or officers had remained in office until the delivery of such bond. The bonds shall not be valid and binding on the County until authenticated by the Paying Agent and Registrar. The bonds shall be delivered to the Paying Agent and Registrar for registration and authentication.

Section 7. Said bonds shall be in substantially the following form:

UNITED STATES OF AMERICA



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STATE OF NEBRASKA
COUNTY OF FILLMORE
COUNTY BUILDING BOND

No. _____ \$ _____

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP No.</u>
%	June 15, ____	September 18, 2012	

Principal Amount: _____

Registered Owner: _____

KNOW ALL PERSONS BY THESE PRESENTS: That The County of Fillmore, in the State of Nebraska, hereby acknowledges itself to owe and for value received promises to pay to the registered owner specified above the principal amount specified above in lawful money of the United States of America on the maturity date specified above, with interest thereon from date of original issue specified above or most recent interest payment date, whichever is later, to maturity (or earlier redemption) at the rate per annum specified above. Said interest shall be payable semiannually on the fifteenth day of December and June in each year, starting December 15, 2012. If this bond is not paid upon presentation at maturity or any interest installment hereon is not paid when due, the bond or interest installment shall bear interest thereafter until paid at a rate equal to the rate assessed against delinquent taxes under Section 45-104.01 R.R.S. Nebraska 2010, as now existing or as the same may be amended from time to time by the Nebraska Legislature. The interest hereon due prior to maturity or earlier redemption shall be paid on each interest payment date by the County Treasurer, as Paying Agent and Registrar for the County, by wire transfer (but only in accordance with the limited terms of the authorizing resolution), check or draft mailed to the registered owner hereof, as of the close of business on the last day of the month immediately preceding the month in which the interest payment date occurs, at such owner's registered address as it appears on the books of registration of the County. The principal of this bond and the interest due at maturity or upon call for redemption prior to maturity are payable on presentation and surrender to said Paying Agent and Registrar at the office of the Paying Agent in Geneva, Nebraska. Any interest not so timely paid shall cease to be payable to the person entitled thereto as of the record date such interest was payable, and shall be payable to the person who is the registered owner of this bond (or of one or more predecessor bonds hereto) on such special record date for payment of such defaulted interest as shall be fixed by the Paying Agent and Registrar whenever monies for such purpose become available. For the prompt payment of this bond, principal and interest as the same become due, the full faith, credit and resources of said County are hereby irrevocably pledged, subject to the Constitutional maximum levy applicable to the County for all purposes of \$0.50 per \$100 of taxable valuation of the County, and also subject to the limitations provided in Section 23-120(3)(b), R.R.S. Supp. 2010 (which provides that the annual levy for bonds issued by the County under said section may not exceed five and two-tenths cents on each one hundred dollars upon the taxable value of all the taxable property of the County), all as set out in the Statutes of Nebraska, as amended.

The County, however, reserves the right and option of paying bonds of this issue maturing on or after June 15, 2018, in whole or in part, on the fifth anniversary of the date of original issue shown above, or at any time thereafter, at the principal amount thereof plus accrued interest to the date fixed for redemption. Notice of any such redemption shall be given by mail, sent to the registered owner of any bond to be redeemed at said registered owner's address in the manner provided in the resolution authorizing said bonds. Individual bonds may be redeemed in part but only in the amount of \$5,000 or integral multiples thereof. Any bond redeemed in part only shall be surrendered to the Paying Agent and Registrar in exchange for a new bond or bonds evidencing the unredeemed principal thereof.

This bond is one of an issue of fully registered bonds of the total principal amount of \$815,000, of like tenor herewith except as to denomination, date of maturity and rate of interest issued by said County for the purpose of paying the cost of providing funds for the County to construct a building for use by the County. The issuance of said bonds has been authorized by a resolution duly passed and approved by the Chairperson and Board of said County.

This bond is transferable by the registered owner or such owner's attorney duly authorized in writing at the office of the Paying Agent and Registrar upon surrender and cancellation of this bond, and thereupon a new bond or bonds of the same aggregate principal amount, interest rate and maturity will be issued to the transferee as provided in the resolution authorizing said issue of bonds, subject to the limitations therein prescribed. The County, its Paying Agent and Registrar and any other person may treat the person in whose name this bond is registered as the absolute owner hereof



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for the purpose of receiving payment hereof and for all purposes and shall not be affected by any notice to the contrary, whether this bond be overdue or not.

AS PROVIDED IN THE RESOLUTION REFERRED TO HEREIN, UNTIL THE TERMINATION OF THE SYSTEM OF BOOK-ENTRY-ONLY TRANSFERS THROUGH THE DEPOSITORY TRUST COMPANY, NEW YORK, NEW YORK (TOGETHER WITH ANY SUCCESSOR SECURITIES DEPOSITORY APPOINTED PURSUANT TO THE RESOLUTION, "DTC"), AND NOTWITHSTANDING ANY OTHER PROVISIONS OF THE RESOLUTION TO THE CONTRARY, A PORTION OF THE PRINCIPAL AMOUNT OF THIS BOND MAY BE PAID OR REDEEMED WITHOUT SURRENDER HEREOF TO THE PAYING AGENT AND REGISTRAR. DTC OR A NOMINEE, TRANSFEREE OR ASSIGNEE OF DTC OF THIS BOND MAY NOT RELY UPON THE PRINCIPAL AMOUNT INDICATED HEREON AS THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID. THE PRINCIPAL AMOUNT HEREOF OUTSTANDING AND UNPAID SHALL FOR ALL PURPOSES BE THE AMOUNT DETERMINED IN THE MANNER PROVIDED IN THE RESOLUTION.

UNLESS THIS BOND IS PRESENTED BY AN AUTHORIZED OFFICER OF DTC (A) TO THE PAYING AGENT AND REGISTRAR FOR REGISTRATION OF TRANSFER OR EXCHANGE OR (B) TO THE PAYING AGENT AND REGISTRAR FOR PAYMENT OF PRINCIPAL, AND ANY BOND ISSUED IN REPLACEMENT HEREOF OR SUBSTITUTION HEREFOR IS REGISTERED IN THE NAME OF DTC AND ANY PAYMENT IS MADE TO DTC OR ITS NOMINEE, ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL BECAUSE ONLY THE REGISTERED OWNER HEREOF, DTC OR ITS NOMINEE, HAS AN INTEREST HEREIN.

This bond shall not be valid and binding on the County until authenticated by the Paying Agent and Registrar.

IT IS HEREBY CERTIFIED AND WARRANTED that all conditions, acts and things required by law to exist or to be done precedent to and in the issuance of this bond did happen and were done and performed in regular and due form and time as required by law, and that the indebtedness of said County, including this bond, does not exceed any limitations imposed by law. The County covenants and agrees that it will cause to be levied and collected annually a tax by valuation on all the taxable property in said County, in addition to all other taxes, sufficient in rate and amount to pay the interest on this bond when and as the same becomes due and to create a sinking fund to pay the principal of this bond when the same becomes, due subject to the Constitutional maximum levy applicable to the County for all purposes of \$0.50 per \$100 of taxable valuation of the County, and also subject to the limitations provided in Section 23-120, R.S. Supp. 2010 (which provides that the annual levy for bonds issued by the County under said section may not exceed \$150,000), all as set out in the Statutes of Nebraska, as amended.

IN WITNESS WHEREOF, the Chairperson and Board of Supervisors of The County of Fillmore, Nebraska, have caused this bond to be executed on behalf of the County by being signed by the Chairperson and Clerk of the County, both of which signatures May be facsimile signatures, and by causing the official seal of the County to be affixed hereto all as of the date of original issue shown above.

Upon roll call, the vote was as follows:

Ayes: Cerny, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

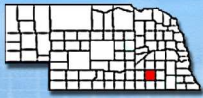
The Chairman declared the resolution adopted.

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:

Ace Agricultural Supply	Rep	72.42
Howard F. Ach	Rent, Post	3,282.59
Action Auto Supply	Sup	6.44
Ameritas Life Insurance Corp.	Ret	6,638.89



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Andrews Electric Co., Inc.	Sup	146.25
Aramark Uniform Services, Inc.	Ser	589.10
Axis Capital, Inc.	Ser	249.00
Bear Graphics, Inc.	Sup	422.60
Black Hills Energy	Uti	120.62
City of Geneva	Uti	1,305.80
Computer Depot	Equip, Sup	467.99
Constellation Energy	Uti	2.26
Dawg's Smokehouse Café	HDM's	204.00
Dell Marketing, LP	Equip, Sup	5,344.37
Eakes Office Plus	Sup	1,231.94
Earls Window Service	Ser	6.00
Emergency Communications Network, LLC	Ser	8,660.00
Executive Copier Services	Sup	154.09
Exeter Care Center	HDM's	220.50
Farm & Home Publishers, LTD	Sup	910.27
Fillmore County Clerk of the District Court	Fees	239.00
Fillmore County Court	Fees	781.28
Fillmore County Development Corp.	HOME project	45,409.00
Fillmore County Hospital	Ser	245.00
Fillmore County Sheriff	Fees	311.85
First Concord Benefits Group, LLC	Insur, Ser	3,566.62
Geneva Home Center	Sup	31.20
Geneva Senior Center	Rent, HDM's	50.69
Geneva State Bank	SS	7,124.33
Geneva Tire Pros	Equip, Rep, Main	1,685.10
Hilty's	Sup	280.83
Hometown Leasing	Ser	782.71
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Misc	2,828.69
Warren Kennel	Ser	800.00
Kopchos Sanitation, Inc.	Uti	65.00
Stephen J. Kraviec	Ser, Post	1,702.38
Lichti Oil	Fuel	92.14
Loup Valley Lighting, Inc.	Sup	578.72
Lynn Peavey Company	Sup	23.70
Madison National Life	Insur	183.08
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser	3,781.69
Brenda Motis	Mile	62.28
Nebraska Association of Senior Centers	Wksh	60.00
Nebraska Dept. of Revenue, Property Assessment Division	Wksh	260.00
The Nebraska Signal	Pro, Ads	1,385.48
Lyndsey Pohlmeier	Mile, Sup	67.87
Postmaster	Rent	48.00
Red Willow County Sheriff	Ser	21.51
Seiler & Parker, PC	Ser, Mile	653.03
Shell Fleet Plus	Fuel	3,887.40
Southeast Nebraska Development District	HOME project	8,491.84
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska Dept. Correctional Serv.	Boarding Prisoners	402.80
State of Nebraska Public Health Envir.	Ser	392.00
Total Funds by Hasler	Post	700.00
UN-L IS-Telecommunications	Uti	14.66
US Bank, CPS	Meals, Sup, Lodging	1,505.44
Windstream	Uti	1,333.17
Woodward's Disposal Service, Inc.	Misc	7.50
Payroll	Salaries	98,344.40



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ROAD/BRIDGE FUND:

Action Auto Supply	Parts, Sup	30.08
All Roads Barricade, Inc.	Sup	136.54
Ameritas Life Insurance Corp.	Ret	3,435.03
Auto Value Parts Stores	Parts	107.11
Black Hills Energy	Uti	62.04
Buzz's Alignment	Rep	65.00
Century Lumber Center	Sup	72.11
Chaney Chemical, Inc.	Sup	78.75
City of Geneva	Uti	60.20
Corner Stop	Fuel	2,790.57
Dorchester Farmers Coop	Fuel, Sup, Equip	8,101.86
Geneva State Bank	SS	3,793.24
Geneva Tire Pros	Rep, Tires	5,785.95
Geneva Welding & Supply, Inc.	Sup	80.00
Grafton Oil, Inc.	Sup	1,129.95
Heath, Inc.	Rep	50.00
Jill's Sweet Shop	Misc	24.00
John Deere Financial	Parts	50.51
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Parts, Sup, Fuel	3,451.26
Madison National Life	Insur	90.02
MIPS, Inc.	Ser	118.64
Momar Inc.	Sup	187.72
Moses Motor Company	Parts	31.05
Nebraska Iowa Industrial Fasteners Corp.	Sup	310.63
Nichols Construction	Gravel	44,572.14
Nick's Farm Store, Co.	Rep	76.62
NMC Exchange, LLC	Parts	913.08
Perennial Public Power District	Uti	48.76
Power Plan	Parts, Rep	9,178.51
R & D Parts, LLC	Parts, Sup, Rep	380.55
Shell Fleet Plus	Fuel	2,134.63
Speece Lewis Engineers	Ser	3,835.51
US Bank, CPS	Post	4.10
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Wick's Sterling Trucks	Parts	182.14
Payroll	Salaries	51,214.00

INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	45,515.00
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COURTHOUSE BOND FUND:

UMB Bank, NA	Ser	287.38
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AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Ser	45,515.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	July Taxes	449.97
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911 COMMUNICATIONS FUND:

Platte Valley Communications	Rep	39.50
Windstream	Uti	1,033.98

CLAIMS APPROVED



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

Ayes: Galusha, Capek, Simacek, Noel, and Cerny
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

COOPERATIVE AGREEMENT BETWEEN COUNTY AND DISTRICT COURT

After discussion, Yates moved and Cerny seconded the motion to approve the Cooperative Agreement between County Court Clerk Magistrate and Clerk of the District Court. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

INTERLOCAL AGREEMENT FOR COOPERATIVE PUBLIC SAFETY SERVICES

After discussion, Yates moved and Noel seconded the motion to approve the Interlocal Agreement for Cooperative Public Safety Services with Cass, Gage, Jefferson, Johnson, Lancaster, Nemaha, Otoe, Pawnee, Richardson, Saline, Seward, Thayer, and York counties beginning July 1, 2012 and ending June 30, 2017. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Galusha
Nays: None

The Chairman declared the motion carried.

REVISED LOCAL EMERGENCY OPERATIONS PLAN

Cerny moved and Capek seconded the introduction of the following resolution:

RESOLUTION 2012 - 42

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, Ohioa, Shickley and Strang in Fillmore County; and

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 2012 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: Yates, Simacek, Noel, Cerny, Galusha, and Capek
Nays: None

The Chairman declared the resolution adopted.



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SURPLUS ITEMS

After discussion, Yates moved and Capek seconded the motion to declare stand-up metal voting booths surplus. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

POSTAGE MACHINE

After discussion, Noel moved and Cerny seconded the motion to allow the County Clerk to enter into a four (4) year lease for a new postage machine for the courthouse. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried.

BUDGET DISCUSSION

Ron Willnerd and Mark Hemje from Contryman Associates were present to discuss the 2012/2013 budget. After discussion the Board will meet with each department on August 21, 2012 and further discussions to be held at the August 28th Board meeting.

FEE REPORTS

Mueller moved and Capek seconded the motion to approve the fee reports for July 2012:

County Clerk: \$11,339.21 (State \$6,382.43 & County \$4,956.78)
Clerk of the District Court: \$1,819.86
County Sheriff: \$1,933.09

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

BUILDING IN A FLOODPLAIN

Donna Mainwaring, Floodplain Administrator informed the Board that we have a resident that is currently building in a floodplain without a zoning and floodplain permit in Section 15-8-2, Fairmont Township. After discussion with the landowner Robbie Petersen the Board was informed that he has contacted the surveying firm and they are sending all the necessary paperwork to FEMA to see if they can amend the floodplain maps with the corrected elevation. The Board requested that he send all documentation to the Planning and Zoning office and to stop building. Also in attendance were Deputy County Attorney, Howard Ach, Pat Lentfer, and Heather Miller.

OLD HOSPITAL DISCUSSION

At the last Board meeting Hugh Wilkins informed the Board that his sister Beth Wilkins would be interested in renting the South wing of the old hospital.

After discussion, Yates moved and Mueller seconded the motion to allow the Chairman to enter into a lease agreement with Beth Wilkins for a period of one (1) year beginning September 1, 2012 for the south wing of the old hospital for \$1,200.00 a month rent, \$200.00 a month for upkeep of grounds, and a pro-rated portion of the electrical.



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Included in the lease will allow an option to cancel the lease after six (6) months or to allow for an extension or purchase after one (1) year. This lease agreement also allows the current renter to remain in the same location. Upon roll call, the vote was as follows:

Ayes: Mueller, Capek, Yates, Simacek, Noel, and Cerny
Nays: Galusha

The Chairman declared the motion carried.

OLD HOSPITAL

After a lengthy discussion, the Board agreed that they would put the old hospital up for auction; with a tentative sale date of Wednesday, September 12, 2012 with further details to be discussed at a future Board meeting. A committee of Larry Cerny, Bob Mueller, and Merle Noel will bring information to the entire Board at the August 28th meeting.

COUNTY ATTORNEY COPIER

After discussion, Yates moved and Cerny seconded the motion to allow the County Attorney to enter into an agreement with Eakes Office Plus for a new Sharp MX-M200D copier. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: Mueller

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Cerny moved and Yates seconded the motion to adjourn until 9:10 a.m., August 28, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

Attest

Chairman



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August 28, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:24 a.m., August 28, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. The County Clerk was present to record the minutes of the meeting. Jeff Neiman was present for the entire meeting and Mary Johnson and Patt Lentfer were present for portions 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 4:10 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the August 14, 2012 and August 21, 2012 Board meeting were approved as presented.

LETTER OF SUPPORT FOR DUCKS UNLIMITED PROJECT

Tim Hurst, Conservation Specialist with Ducks Unlimited requested that the Board write a letter of support for the proposed "Rolland Waterfowl Production Area Roundout" project being submitted to the Nebraska Environmental Trust from Ducks Unlimited.

After discussion, Mueller moved and Yates seconded the motion to write a letter supporting the "Rolland Waterfowl Production Area Roundout" project. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Mueller, and Galusha
Nays: None Abstaining: Cerny

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Yates seconded the motion to approve the following driveway permits as follows:

John Janing – widen an existing driveway to 40 ft. on the west side of the NW ¼, Section 14-6-3, Stanton Township;
Derald & Ruth Merryman – install a new driveway on the west side of the NW ¼, Section 5-5-3, Hamilton Township;
Perry Aspegren – install a new 40 ft. driveway on the north side of the NW ¼, Section 26-7-3, Geneva Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

After discussion, Yates moved and Capek seconded the motion to approve the following driveway permits contingent upon getting signed applications:

Joanne McHale & Steven Smith Trust – widen an existing driveway to 40 ft. on the south side of the SW ¼, Section 27-6-3, Stanton Township;
Richard Janing Trust – widen an existing driveway to 40 ft. on the south side of the SE ¼, Section 27-6-3, Stanton Township.

Upon roll call, the vote was as follows:



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Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Mueller moved and Galusha seconded the motion to approve the following Occupy County Right-of-Way permit as follows:

Windstream Nebraska, Inc. – bury communications facilities between Sections 18 & 24-8-1, Exeter Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None

The Chairman declared the motion carried.

GPS SYSTEMS

Adam Greenquist, Salesman for NMC presented information regarding GPS Systems for equipment. After discussion, the Board requested that Adam get a quote for installing and monthly costs for installing GPS in equipment and vehicles at the Road Department.

OTHER ROAD ISSUES

Mark Timmerman, Highway Superintendent informed the Board that Keystone Pipeline would be submitting several applications for driveway permits and occupy right-of-way and would like to have the applications good for a one year period instead of six months. The Board would agree to this in a motion at a future meeting.

Mark also informed the Board that we had a bill from Geneva Tire Pros for repairing broken wheel studs on a motor grader. The Board informed Mark that we needed to pay the bill.

LINCOLN FOOD BANK

John Mabry, Development Director and Alex Shada with the Lincoln Food Bank gave a presentation to the Board informing them that they serve sixteen counties in Southeast Nebraska and what programs they offer to Fillmore County.

HOSPITAL UPDATE AND BUDGET REQUEST

Paul Utemark, CEO of Fillmore County Hospital presented an update to the Board regarding the new Hospital, review of fiscal year 2011/2012, budget request of \$100,000.00 for fiscal year 2012/2013, and BSC Strategic Initiative Highlights.

AG SOCIETY UPDATE AND CHANGE ORDER

Deb Hoarty, Dale Stengel, and Blaine Richards were present from the Ag Society to inform that Board that construction was under way and that the building would be delivered around the 7th of September. Change order #1 was presented for a 6 x 6 closet for audio equipment in the amount of \$3,966.00.

After discussion, Mueller moved and Capek seconded the motion to approve Change order #1 in the amount of \$3,966.00. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None



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The Chairman declared the motion carried.

JAIL INSPECTION

Several Board members inspected the jail and reported that everything looked good and in working order.

PUBLIC HEARING FOR CONDITIONAL USE PERMIT

Public hearing to amend the Conditional Use Permit for U. S. Cellular was opened at 1:00 p.m. as advertised.

Planning & Zoning Administrator, Donna Mainwaring informed the Board that U. S. Cellular had been granted a Conditional Use Permit on December 28, 2010 to place a cell tower on the SW ¼, of Section 24-8-2 Fairmont Township. The funding didn't come through until recently and need to amend the application for the tower. Jerry Carpenter, with the Grinnell Group representing U. S. Cellular was present for questions.

After discussion, Chairman Simacek closed the hearing at 1:09 p.m. as there were no objections to the amendment.

Capek moved and Mueller seconded the motion to approve that Conditional Use Permit beginning August 28, 2012 and ending August 28, 2013. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

PUBLIC HEARING FOR CONTRACT AMENDMENT REQUEST TO NEBRASKA DEPARTMENT OF ECONOMIC DEVELOPMENT

Public hearing to request a contract amendment to the Nebraska Department of Economic Development (NDED) to extend the Affordable Housing Program and budget amendment was opened at 1:11 p.m.

Jen Olds, Community Development Specialist with Southeast Nebraska Development District and Patt Lentfer, Director of Fillmore County Development Corp. informed the Board that a six (6) month extension is requested with a budget amendment to allow for more rehabilitation projects. Currently nine (9) homes have been purchased with this grant and the goal was for fourteen (14) homes to be purchased.

After discussion, Chairman Simacek closed the hearing at 1:19 p.m. as there were no objections to the extension or budget amendment.

MILLIGAN RURAL FIRE DISTRICT BOND

Capek moved and Yates seconded the motion to approve the Milligan Rural Fire District Bond for Henry J. Rohla beginning September 13, 2012 and ending September 13, 2014. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

AFFORDABLE HOUSING PROGRAM EXTENSION

Noel moved and Cerny seconded the motion to approve the letter requesting a six (6) month extension for the Affordable Housing Program grant with NDED. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Galusha

Nays: None

Abstaining: Mueller

The Chairman declared the motion carried.



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BUDGET AMENDMENT FOR AFFORDABLE HOUSING

Yates moved and Cerny seconded the motion to approve the budget amendment for the Affordable Housing Program grant with NDED moving \$25,000.00 from purchasing property to rehabilitation. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Galusha, and Capek
Nays: None Abstaining: Mueller

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:

A-1 Body & Glass	Ser	250.00
AMSAN	Sup	138.04
Ameritas Life Insurance Corp.	Ret	3,313.45
B & J Automotive, LLC	Rep, Main	612.13
Bi-Versal Pest Control	Ser	100.00
Blue Cross Blue Shield of Nebraska	Insur	22,992.12
Bob Barker Company, Inc.	Sup	81.47
Bottorf & Maser, Attorneys at Law	Ser, Mile	3,020.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
CornerStop	Fuel	500.23
Dakota County Sheriff	Ser	15.36
Douglas County Youth Center	Boarding Prisoner	900.00
Eakes Office Plus	Ser	247.60
Merlin Ehmen	Ret	22.00
Fillmore County Development Corp	Misc	125.00
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup, Misc	132.33
Geneva State Bank	Sup, SS	3,589.69
Geneva Super Foods	Sup	573.35
Graham Tire Grand Island	Sup, Main	428.44
Norma Gregory	Ret	25.00
Hometown Leasing	Ser	235.96
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Wksh	3,390.96
Kerry's Auto Repair & Service	Rep, Main	244.07
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,808.10
Madison National Life	Insur	8.01
Ann H. McDonald	Ret	18.00
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Public Power District	Uti	4,943.79
The Nebraska Signal	Subscription	30.50
Northeast Nebraska Juvenile Services	Boarding Prisoner	382.50
Dawn Opfer	Sup	180.17
Southeast District County Officials Assoc.	Wksh	100.00
Shell Fleet Plus	Fuel	3,353.61
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Dept. of Correctional Srv.	Inmate Medical	316.03
State of Nebraska Health & Human Service	July Patient care	186.00
Sullivan Shoemaker P.C., LLO	Ser	1,814.50



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UN-L IS-Communications Center	Uti	6.81
US Bank CPS	Meals, Post, Sup	142.56
Brandy VanDeWalle	Uti, Mile	46.09
Verizon Wireless	Uti	436.12
Weaver Pharmacy	Sup	14.32
Whelan, Scherr, Glen & Mead, P.C., LLO	Ser, Mile	510.50
Windstream	Uti	156.31
York County Sheriff	Ser	18.50
Payroll	Salaries	52,851.17

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,704.33
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	12,773.40
Chaney Chemical, Inc.	Sup	603.75
Contech Construction Products, Inc.	Sup	1,424.60
Dorchester Farmers Coop	Fuel	6,336.30
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Parts, Sup, Misc.	113.18
Geneva State Bank	SS	1,881.67
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	293.55
Grafton Oil, Inc.	Fuel	1,680.12
John Deere Financial	Parts, Rep	210.30
Kelch Plumbing, Heating & Refrig., Inc.	Rep	153.00
Lichti Oil	Fuel	31,581.30
Nebraska Public Power District	Uti	444.53
Newman Traffic Signs	Sup	243.37
Perennial Public Power District	Uti	70.69
Southeast District County Officials Assoc.	Wksh	50.00
Theobald Trucking, LLC	Gravel	2,134.50
US Bank, CPS	Post	9.49
Verizon Wireless	Uti	69.94
Village of Fairmont	Uti	33.37
Windstream	Uti	101.80
Payroll	Salaries	24,863.43

ECONOMIC DEVELOPMENT – TOURISM FUND:

Exeter Chamber Commerce	Ad	300.00
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SHERIFF SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	41.21
Geneva State Bank	SS	40.68

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	219.85

CLAIMS APPROVED

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

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None



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The Chairman declared the motion carried.

KAMLER SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the Kamler Subdivision located in SW $\frac{1}{4}$, Section 13-6-4, Momence Township.

Cerny moved and Mueller seconded the motion to approve the Kamler Subdivision as follows: a tract located in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 13, T6N, R4W fo the 6th P.M., Fillmore County, Nebraska, described as follows: beginning at the SW corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence N01°28'40"W (assumed bearing) on the west line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, 905.00 feet; thence N88°31'20"E, 60.00 feet; thence S27°55'10"E, 449.00 feet; thence S03°47'47"E, 50.89 feet; thence S88°31'20"W, 27.00 feet; thence S01°28'40"E parallel with the west line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, 454.00 feet to the south line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$; thence S88°58'49"W on said south line, 235.00 feet to the point of beginning, containing 4.22 acres more or less.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

JONATHAN GRIESS SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the Jonathan Griess Subdivision located in SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 19-8-4, Grafton Township.

Noel moved and Yates seconded the motion to approve the Jonathan Griess Subdivision as follows: a tract of land comprising a part of the Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, SW $\frac{1}{4}$), Section Nineteen (19), Township Eight (8) North, Range Four (4) West of the 6th P.M., Fillmore County, Nebraska. More particularly described as follows:

Beginning at the southwest corner of said Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, SW $\frac{1}{4}$); thence N00°05'14"W on and upon the west line of said Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, SW $\frac{1}{4}$) a distance of Two Hundred Ten (210.00) feet to a point, said point being on the centerline of School Creek; thence N88°57'51"E on and upon the centerline of said School Creek a distance of Ninety Three and Sixty Nine Hundredths (93.69) feet to a point; thence N41°58'42"E on and upon the centerline of said School Creek a distance of One Hundred Nineteen and Seventy Two Hundredths (119.72) feet to a point; thence N68°56'08"E on and upon the centerline of said School Creek a distance of Four Hundred Fifteen and Forty Nine Hundredths (415.49) feet to a point; thence S63°14'20"E on and upon the centerline of said School Creek a distance of Two Hundred Thirty Three and Fifty Five Hundredths (233.55) feet to a point; thence S23°28'13"W on and upon the centerline of said School Creek a distance of One Hundred Forty Seven and Twenty Four Hundredths (147.24) feet to a point; thence S85°00'50"W on and upon the centerline of said School Creek a distance of Fifty Eight and Eighty Nine Hundredths (58.89) feet to a point; thence N75°48'44"W on and upon the centerline of said School Creek a distance of One Hundred Thirty and Thirty One Hundredths (130.31) feet to a point; thence S19°51'04"W a distance of Two Hundred Fifty Three and Fifty Seven Hundredths (253.57) feet to a point on the south line of said Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, SW $\frac{1}{4}$); thence N89°45'22"W on and upon the south line of said Southwest Quarter of the Southwest Quarter (SW $\frac{1}{4}$, SW $\frac{1}{4}$) a distance of Four Hundred Thirty Nine and Ninety Four Hundredths (439.94) feet to the point of beginning. Said tract contains 4.652 acres more or less of which 0.472 acres are occupied by County Road right-of-way.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

INVENTORIES



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After discussion, Yates moved and Cerny seconded to approve all the County office inventories as presented by the office holder. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

EXECUTIVE SESSION

Cerny moved and Capek 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried and requested that the Secretary for Road's Department, the County Clerk, and new Board member Jeff Neiman remain. Executive session began at 1:33 p.m.

RETURN TO REGULAR SESSION

Yates moved and Mueller seconded the motion to return to open session at 2:16 p.m. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

BUDGET DISCUSSION

Ron Willnerd and Mark Hemje with Contryman Associates were present for discussion regarding the 2012/2013 budget. Ron informed the Board of a few changes that would need to be made regarding the budget and the Board agreed. Budget hearing will be at 9:05 a.m. on September 11, 2012. Mark Timmerman, Highway Superintendent was also present for discussion.

OLD HOSPITAL DISCUSSION

Board discussed the auction date for the old hospital would need to be September 26, 2012 at 1:00 p.m. instead of Sept. 12th. Discussion was had regarding how to split the hospital out to sell and how to advertise for the auction. Patt Lentfer, Director of Fillmore County Development Corp. will assist Larry Cerny in getting the advertising complete and have it published on the Fillmore County Development Corp. website.

EXECUTIVE SESSION

Capek moved and Mueller 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 personnel items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried and requested that the County Clerk and new Board member Jeff Neiman remain. Executive session began at 3:52 p.m.

RETURN TO REGULAR SESSION



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Noel moved and Mueller seconded the motion to return to open session at 4:08 p.m. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ADJOURN

Agenda item "lighting on Hwy. 81 for Advanced BioEnergy" was tabled to a future meeting. As there was no other business to come before the Board, Cerny moved and Capek seconded the motion to adjourn until 9:25 a.m., September 11, 2012. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



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The Fillmore County Board of Supervisors convened in open and public session at 9:23 a.m., September 11, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 2:36 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the August 28, 2012, September 5, 2012, and September 6, 2012 Board meetings were approved as presented.

DRIVEWAY PERMITS

Noel moved and Capek seconded the motion to approve the following driveway permits as follows:

Jim Rose – extend existing driveway to 40 ft. on the west side of the SW ¼, Section 29-7-2, Madison Township;

Daryl Sieber – extend existing driveway to 40 ft. on the west side of the NW ¼, Section 30-5-1, Franklin Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS FOR TRANSCANADA KEYSTONE PIPELINE

After discussion, Mueller moved and Galusha seconded the motion to approve the following driveway permits for TransCanada Keystone Pipeline, L.P. with an additional clause that the permits are in effect beginning March 1, 2013 and ending March 1, 2014 for the following permits:

Install a new driveway on the east side of the SE ¼ of Section 3-8-2 and on the west side of the SW ¼ of Section 2-8-2, Fairmont Township;

Install a new driveway on the south side of the SW ¼ of Section 2-8-2 and on the north side of the NW ¼ of Section 11-8-2, Fairmont Township;

Install a new driveway on the south side of the SE ¼ of Section 11-8-2 and on the north side of the NE ¼ of Section 14-8-2, Fairmont Township;

Install a new driveway on the east side of the SE ¼ of Section 14-8-2 and on the west side of the SW ¼ of Section 13-8-2, Fairmont Township;

Install a new driveway on the south side of the SW ¼ of Section 13-8-2 and on the north side of the NW ¼ of Section 24-8-2, Fairmont Township;

Install a new driveway on the south side of the SE ¼ of Section 25-8-2 and on the north side of the NE ¼ of Section 36-8-2, Fairmont Township;

Install a new driveway on the east side of the NE ¼ of Section 36-8-1, Exeter Township and on the west side of the NW ¼ of Section 31-8-2, Fairmont Township;

Install a new driveway on the east side of the NE ¼ of Section 31-8-1 and on the west side of the NW ¼ of Section 32-8-1, Exeter Township;

Install a new driveway on the south side of the SE ¼ of Section 32-8-1, Exeter Township and the north side of the NE ¼ of Section 5-7-1, Liberty Township;

Install a new driveway on the east side of the NE ¼ of Section 5-7-1 and on the west side of the NW ¼ of Section 4-7-1, Liberty Township;

Install a new driveway on the east side of the SE ¼ of Section 4-7-1 and on the west side of the SW ¼ of Section 3-7-1, Liberty Township;



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Install a new driveway on the south side of the SW $\frac{1}{4}$ of Section 3-7-1 and on the north side of the NW $\frac{1}{4}$ of Section 10-7-1, Liberty Township;
Install a new driveway on the south side of the SE $\frac{1}{4}$ of Section 10-7-1 and on the north side of the NE $\frac{1}{4}$ of Section 15-7-1, Liberty Township;
Install a new driveway on the east side of the NE $\frac{1}{4}$ of Section 15-7-1 and on the west side of the NW $\frac{1}{4}$ of Section 14-7-1, Liberty Township;
Install a new driveway on the south side of the SE $\frac{1}{4}$ of Section 14-7-1 and on the north side of the NE $\frac{1}{4}$ of Section 23-7-1, Liberty Township;
Install a new driveway on the east side of the SE $\frac{1}{4}$ of Section 23-7-1 and on the west side of the SW $\frac{1}{4}$ of Section 24-7-1, Liberty Township;
Install a new driveway on the south side of the SW $\frac{1}{4}$ of Section 24-7-1 and on the north side of the NW $\frac{1}{4}$ of Section 25-7-1, Liberty Township;
Install a new driveway on the south side of the SE $\frac{1}{4}$ of Section 25-7-1 and on the north side of the NE $\frac{1}{4}$ of Section 36-7-1, Liberty Township; and
Install a new driveway on the east side of the NE $\frac{1}{4}$ of Section 36-7-1, Liberty Township and on the west side of the NW $\frac{1}{4}$ of Section 31-7-1 in Saline County.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Yates moved and Noel seconded the motion to approve the following Occupy County Right-of-Way permits for TransCanada Keystone Pipeline, L.P. with an additional clause that the permits are in effect beginning March 1, 2013 and ending March 1, 2014 for the following permits:

TransCanada Keystone Pipeline, L.P. – bury a crude oil pipeline in the following areas:

Between the SE $\frac{1}{4}$ of Section 3-8-2 and the SW $\frac{1}{4}$ of Section 2-8-2, Fairmont Township; between the SW $\frac{1}{4}$ of Section 2-8-2 and the NW $\frac{1}{4}$ of Section 11-8-2, Fairmont Township; between the SE $\frac{1}{4}$ of Section 11-8-2 and the NE $\frac{1}{4}$ of Section 14-8-2, Fairmont Township; between the SE $\frac{1}{4}$ of Section 14-8-2 and the SW $\frac{1}{4}$ of Section 13-8-2, Fairmont Township; between the SW $\frac{1}{4}$ of Section 13-8-2 and the NW $\frac{1}{4}$ of Section 24-8-2, Fairmont Township; between the SE $\frac{1}{4}$ of Section 25-8-2 and the NE $\frac{1}{4}$ of Section 36-8-2, Fairmont Township; between the NE $\frac{1}{4}$ of Section 36-8-1, Exeter Township and the NW $\frac{1}{4}$ of Section 31-8-2, Fairmont Township; between the NE $\frac{1}{4}$ of Section 31-8-1 and the NW $\frac{1}{4}$ of Section 32-8-1, Exeter Township; between the SE $\frac{1}{4}$ of Section 32-8-1, Exeter Township and the NE $\frac{1}{4}$ of Section 5-7-1, Liberty Township; between the NE $\frac{1}{4}$ of Section 5-7-1 and the NW $\frac{1}{4}$ of Section 4-7-1, Liberty Township; between the SE $\frac{1}{4}$ of Section 4-7-1 and the SW $\frac{1}{4}$ of Section 3-7-1 Liberty Township; between the SW $\frac{1}{4}$ of Section 3-7-1 and the NW $\frac{1}{4}$ of Section 10-7-1, Liberty Township; between the SE $\frac{1}{4}$ of Section 10-7-1 and the NE $\frac{1}{4}$ of Section 15-7-1, Liberty Township; between the NE $\frac{1}{4}$ of Section 15-7-1 and the NW $\frac{1}{4}$ of Section 14-7-1, Liberty Township; between the SE $\frac{1}{4}$ of Section 14-7-1 and the NE $\frac{1}{4}$ of Section 23-7-1, Liberty Township; between the SE $\frac{1}{4}$ of Section 23-7-1 and the SW $\frac{1}{4}$ of Section 24-7-1, Liberty Township; between the SW $\frac{1}{4}$ of Section 24-7-1 and the NW $\frac{1}{4}$ of Section 25-7-1, Liberty Township; between the SE $\frac{1}{4}$ of Section 25-7-1 and the NE $\frac{1}{4}$ of Section 36-7-1, Liberty Township; and between the NE $\frac{1}{4}$ of Section 36-7-1, Liberty Township and the NW $\frac{1}{4}$ of Section 31-7-1 in Saline County.

TransCanada Keystone Pipeline, L.P. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required of the Fillmore County Public Right-of-way.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.



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TRANSCANADA KEYSTONE PIPELINE UPDATE

Jeff Rauh with TransCanada Keystone Pipeline gave a brief update of the project that will be beginning in Fillmore County next spring. Bobby Britton with Universal Field Services was also present for discussion.

GPS SYSTEMS

Adam Greenquist and Jared Meyer, Salesman for NMC presented a quote for Vision Link GPS Systems to be installed in all Road Department equipment for \$31,974.72. After discussion, the Board requested to demo the project in a CAT motor grader to see how the software works. Adam informed the Board that this software can track fuel consumption; identify where a piece of equipment has been or where it is located as well as several other features.

FRANKLIN PROJECT CHANGE ORDER

After review of plans for the project located between Section 27 & 34 Franklin it was discovered that the existing roadway needs to be raised up. Steve Ewalt with Geneva Engineering was present for discussion.

After discussion, Capek moved and Cerny seconded the motion to approve the change order in the amount of \$11,446.10 to complete the project located between Section 27 & 34, Franklin, to specifications. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

OTHER ROAD ISSUES

Pat Halbur and Jerry Lukes informed the Board that Speece Lewis is working on the plans for several projects to be ready for spring construction. Projects are located between Section 2 & 3, Grafton Township; Section 8 & 9, Franklin Township; Section 14 & 23, Liberty Township; and Section 30 & 31, Hamilton Township. They will also be reviewing the One and Six year plan to see what other projects need to get started.

PUBLIC HEALTH SOLUTIONS UPDATE

Jane Ford Witthoff with Public Health Solutions updated the Board on what they have been working on to benefit Fillmore County.

PLANNING COMMISSION

Mueller moved and Cerny seconded the motion to appoint Robert Dumpert to the Planning Commission with the approval of the Exeter Village Board beginning September 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Simacek, and Noel

Nays: None

Absent: Yates

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:

A-1 Body & Glass
Howard F. Ach

Rep
Rent, Post

152.15
3,263.62



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Ameritas Life Insurance Corp.	Ret	3,322.80
Applied Concepts, Inc.	Sup	85.00
Aramark Uniform Services, Inc.	Ser	520.36
Auto Value Parts Stores	Rep	98.99
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	122.23
Central Community College	Wksh	120.00
Chaney Chemical, Inc.	Sup	86.25
City of Geneva	Uti	1,103.90
Constellation Energy	Uti	2.26
Contryman Associates, PC	Ser	5,000.00
Corner Stop	Fuel	493.18
Dawg's Smokehouse Café	HDM's	264.00
Dell Marketing, LP	Sup	319.98
Douglas County Youth Center	Boarding Prisoner	1,440.00
Eakes Office Plus	Sup	2,376.02
Erdkamp Motors	Main	85.47
Exeter Care Center	HDM's	157.50
Exeter Senior Center	USDA	103.17
Fairmont Aging Services	USDA	262.20
Fillmore County Clerk of the District Court	Fees	102.00
Fillmore County Treasurer	Transfer	300,000.00
First Concord Benefits Group, LLC	Insur, Ser	1,698.17
Geneva Home Center	Sup	21.49
Geneva Senior Center	UDSA, Rent	1,235.42
Geneva State Bank	Ser, SS	3,578.03
Geneva Super Foods	Sup	988.17
Geneva Tire Pros	Tires, Main	568.03
Hilty's	Sup	199.68
Holiday Inn	Lodging	291.80
Hometown Leasing	Ser	623.67
Jefferson County Sheriff	Ser	7.00
Warren Kennel	Ser	800.00
Knoche Appraisal & Consulting, LLC	Ser, Mile	1,205.40
Kopchos Sanitation, Inc.	Ser	65.00
Stephen J. Kraviec	Ser, Post	1,715.03
Lichti Oil	Fuel	5.70
Madison National Life	Insur	178.33
Microfilm Imaging Systems, Inc.	Ser	75.00
Midwest Motorsports, LLC	Rep	632.00
MIPS, Inc.	Ser	2,889.16
Brenda Motis	Mile	273.21
The Nebraska Signal	Pro, Ads	975.48
Nebraska Weed Control Association	Misc	10.00
Norrie Construction	Rep	40.00
O'Keefe Elevator Company, Inc.	Main	237.45
Region V Systems	EPC	605.00
Seiler & Parker, PC	Ser, Mile	1,040.00
State of Nebraska AS Central Services	Ser	448.00
Thayer County Sheriff	Ser	28.53
Total Funds by Hasler	Post	700.00
US Bank CPS	Sup, Fuel	117.17
Whelan, Scherr, Glen & Mead, PC, LLO	Ser, Mile	293.22
Eric Williams	Post, Misc	100.00
Windstream	Uti	190.20
York County Sheriff	Ser	19.00
Payroll	Salaries	52,851.17

ROAD/BRIDGE FUND:



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Ace Agricultural Supply	Rep	89.04
Action Auto Supply	Parts, Sup	37.53
Ameritas Life Insurance Corp.	Ret	1,814.21
Auto Value Parts Stores	Parts, Sup	733.08
Black Hills Energy	Uti	65.15
Casey's General Store	Fuel	67.64
Century Lumber Center	Rep, Parts, Sup	96.79
City of Geneva	Uti	57.00
Corner Stop	Fuel	2,530.04
Erdkamp-Ekeler Construction, LLC	Culvert project	7,485.00
Filter Care of Nebraska	Parts	65.40
Geneva Engineering, Inc.	Culvert projects	50,807.68
Geneva Implement Co., Inc.	Parts	36.04
Geneva State Bank	SS	2,006.21
Geneva Tire Pros	Rep, Tires	320.85
Geneva Welding & Supply, Inc.	Sup	11.20
Grafton Oil, Inc.	Fuel, Main	3,656.06
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Parts, Main	431.56
Madison National Life	Insur	90.02
Mike's Radiator & Tire	Rep	20.00
MIPS, Inc.	Ser	118.64
Moses Motor Company	Parts	66.28
Nebraska Iowa Industrial Fasteners Corp.	Sup	205.51
Nichols Construction	Gravel	63,968.38
Office Depot Credit Plan	Sup	283.90
Perennial Public Power District	Uti	46.97
Power Plan	Parts	1,488.83
R & D Parts, LLC	Rep, Parts, Sup	230.62
Ronald, Mary Ann, David & Deb Rippe and Rhonda J. & Mark Kendell	ROW	4,095.00
Roit Repair	Rep	89.57
Shell Fleet Plus	Fuel	855.93
Village of Exeter	Uti	15.00
Village of Fairmont	Uti	43.67
Village of Grafton	Uti	26.19
Payroll	Salaries	24,863.43

ECONOMIC DEVELOPMENT – TOURISM FUND:

Larson Enterprises	Ad	375.00
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SHERIFF SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	200.53
Geneva State Bank	SS	197.94
Payroll	Salaries	

INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	34,057.00
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AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Building	34,057.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	August taxes	25,515.72
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CLAIMS APPROVED

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



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Ayes: Mueller, Galusha, Capek, Simacek, Noel, and Cerny
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

SURPLUS

After discussion, Yates moves and Galusha seconded the motion to declare miscellaneous office equipment as surplus. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

FEE REPORTS

Noel moved and Galusha seconded the motion to approve the fee reports for August 2012:

County Clerk: \$9,346.96 (State \$5,148.65 & County \$4,198.31)
Clerk of the District Court: \$913.94
County Sheriff: \$1,692.03

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

PUBLIC HEARING FOR MINIMUM LOT REQUIREMENTS

Public hearing to amend AG-1 Zoning district regarding minimum lot requirements for single family dwellings was opened at 1:00 p.m. as advertised. Sharon Elznic, Heather Miller, Paul Dawson, and David Bruning were present for the discussion.

Planning & Zoning Administrator, Donna Mainwaring informed the Board that this change would decrease from 1,000 ft. to 500 ft. between single family dwellings when separated by an improved all weather road including the road ROW.

After discussion, Chairman Simacek closed the hearing at 1:09 p.m. as there were no objections to the amendment.

MINIMUM LOT REQUIREMENTS

Mueller moved and Capek seconded introduction of the following resolution:

RESOLUTION 2012 – 48

WHEREAS, the duly appointed Planning Commission for Fillmore County has recommended to amend the AG-1 Agricultural District (Article 5.17) MINIMUM LOT REQUIREMENTS Single Family Dwelling Lot Size: Requirement 3 acres with a minimum distance of 1,000 feet between single family dwellings without a separation of an improved all weather road, **when separated by an improved all weather road, then the distance can be decreased to 500 feet between single family dwellings including the road ROW.**

WHEREAS, the Planning Commission has given public notice, as required by Nebraska State Statutes 19-901 of a hearings held on the proposed zoning regulation; and



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WHEREAS, the public hearings have been held pursuant to said notice and all statements received at the hearing have been duly considered by the Planning Commission and the Board of Supervisors;

WHEREAS, the Fillmore County Board of Supervisors has taken into consideration the proposed amendment by the Planning Commission for Fillmore County to amend the AG-1 Agricultural District (Article 5.17) MINIMUM LOT REQUIREMENTS Single Family Dwelling Lot Size and minimum distance between dwellings.

BE IT RESOLVED, the Fillmore County Board of Supervisors amends the zoning regulations regarding AG-1 Agricultural District (Article 5.17) MINIMUM LOT REQUIREMENTS Single Family Dwelling Lot Size: Requirement 3 acres with a minimum distance of 1,000 feet between single family dwellings without a separation of an improved all weather road, when separated by an improved all weather road, then the distance can be decreased to 500 feet between single family dwellings including the road ROW.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the resolution adopted.

PLANNING & ZONING ADMINISTRATOR AND EMERGENCY MANAGEMENT ITEMS

The Board reviewed with Donna Mainwaring and Heather Miller what the job duties would be for each person with the added hours for the assistant.

OLD HOSPITAL DISCUSSION

Larry Cerny informed the Board that due to the length of time to get the old hospital advertised that the new sale date would be October 17, 2012 at 1:00 p.m. at the old hospital. Larry also gave a breakdown of where ads would be placed in several different newspapers and a radio station.

After discussion with Lisa Stofer with Schoenholz Real Estate the County would need to enter into an agreement with her to list the hospital property and be able to sell. Patt Lentfer presented copies of the different parcels that will be sold the day of the auction. After discussion there a few changes on what order the parcels will be sold in. All information will be located on the Fillmore County Development Corp. website at www.fillmorecountydevelopment.org and Schoenholz Real Estate website at www.schoenholzauctions.com.

DECLARE AN EMERGENCY ACTION ITEM

After discussion, Yates moved and Galusha seconded the motion to declare an emergency action item to add the right to sell listing contract and the disclosure of brokerage relationship. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Mueller, Galusha, Capek, and Yates
Nays: None Abstaining: Cerny

The Chairman declared the motion carried.

RIGHT TO SELL CONTRACT

Noel moved and Capek seconded the motion to authorize the Chairman to sign the right to sell listing contract and the disclosure of brokerage relationship with Schoenholz Real Estate to list the old hospital. Upon roll call, the vote was as follows:

Ayes: Noel, Mueller, Galusha, Capek, Yates, and Simacek
Nays: None Abstaining: Cerny

The Chairman declared the motion carried.

SELLING EXCESS FURNISHINGS



Fillmore County Board Minutes



September 11, 2012

After discussion, Mueller moved and Yates seconded the motion to set a tag sale date of October 24, 2012 to sell the excess unattached furnishings at the old hospital from 6:30 p.m. to 8:30 p.m. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

ADJOURN

Agenda item "Ag Society Change order #2" was tabled to a future meeting. As there was no other business to come before the Board, Noel moved and Yates seconded the motion to adjourn until 9:00 a.m., September 25, 2012. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



September 25, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., September 25, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. Capek was absent at 10:59 a.m. 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 2:09 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the September 11, 2012 Board meetings were 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:

Howard Ach	Ser	100.00
Ameritas Life Insurance Corp.	Ret	3,448.86
B & J Automotive, LLC	Rep	173.95
Blue Cross Blue Shield of Nebraska	Insur	23,630.79
Central Nebraska Cremation & Mortuary		
Service	Ser	300.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Robert Dumpert	Mtg, Mile	32.76
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Sharon Elznic	Mtgs, Mile	152.70
Erdkamp Motors	Main	36.00
Farmer & Son Funeral Home, Inc.	Ser, Mile	340.40
Fillmore County Clerk/Section 125	Sup	24.35
First Concord Group, Inc.	Insur	1,155.03
Friesen Chevrolet, Inc.	Main, Rep	218.14
Gage County Clerk	Probation budget request	2,820.80
Geneva Broadband, LLC	Ser	127.96
Geneva Home Center	Sup	137.27
Geneva State Bank	SS	3,644.40
Richard Girmus	Mtgs, Mile	64.98
Graham Tire Grand Island	Tires, Rep	428.44
Norma Gregory	Ret	25.00
Matt Harre	Mtgs, Mile	163.80
Head Start	CASA budget request	8,000.00
Heath, Inc.	Rep	60.00
Heinisch & Lovegrove Law Office	Ser	250.00
Hilty's	Sup	36.93
JEO Consulting Group, Inc.	Ser	256.25
Jill's Sweet Shop	Misc.	30.00
Kalkwarf & Smith Law Offices, LLC	Ser, Mile, Wksh	3,557.60
Dean Kassik	Mtgs, Mile	94.95
Madison National Life	Insur	8.01
Dan Mainwaring	Mtgs, Mile	58.32



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Ann H. McDonald	Ret	18.00
Morley Most	Mtgs, Mile	131.04
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Association of County Officials	Wksh	40.00
Nebraska Chapter of APCO	Wksh	208.00
Nebraska.Gov	Ser	3.00
Nebraska Institute of Forensic Sciences, Inc	Ser	1,800.00
Nebraska Public Power District	Uti	4,148.30
Nick's Farm Store Co.	Equip, Main	685.96
Reg Noel	Mtgs, Mile	126.60
O'Keefe Elevator Company, Inc.	Main	345.00
Platte Valley Communications	Ser, Equip	272.75
Recom Corporation	Ser	241.00
Region V Systems	Budget request	10,251.00
Saline County Sheriff Office	Boarding Prisoner	480.00
Saline County Treasurer	Bailiff budget request	5,609.82
Southeast Nebraska Development District	Budget request	7,094.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Serv.	August patient care	186.00
State of Nebraska Public Health Env. Lab.	Ser	196.00
Allan Stuckey	Mtgs, Mile	63.30
Sullivan Shoemaker, PC, LLO	Ser, Mile	1,398.50
TAP Publishing	Ser	528.73
US Bank, CPS	Meals, Post, Sup	119.24
Carroll L. Verhage, MD	Ser	130.00
Verizon Wireless	Uti	426.00
Robert Waltrip	Mtgs, Mile	63.30
Weaver Pharmacy	Sup	4.99
Daniel L. Werner, PC, LLO	Ser, Mile	740.20
Whelan, Scherr, Glen & Mead PC, LLO	Ser, Mile	1,113.73
Eric Williams	Post	45.00
Windstream	Uti	1,336.14
York County Sheriff	Ser	19.00
York News Times	Ad	325.98
Payroll	Salaries	50,393.53

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,593.23
B's Enterprises, Inc.	Equip	4,324.50
Rex Bahe	Ret	25.00
Barco Municipal Products, Inc.	Sup	319.82
Blue Cross Blue Shield of Nebraska	Insur	11,496.06
The Boulder Company	Sup	27.27
Contech Construction Products, Inc.	Culverts	17,993.40
Dorchester Farmers Coop	Fuel	10,705.95
Geneva Broadband, LLC	Ser	39.99
Geneva Home Center	Sup, Rep	126.68
Geneva State Bank	SS	1,759.07
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	94.33
John Deere Financial	Parts	465.12
Lichti Oil	Fuel	1,734.10
Nebraska Public Power District	Uti	404.52
Newman Traffic Signs	Sup	349.77
Nichols Collision Center	Rep	250.00
Nick's Farm Store Co.	Rep	213.53
NMC Exchange, LLC	Parts, Sup	1,330.89
Perennial Public Power District	Uti	71.35
R & R Services	Cemetery mowing	358.33



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Roit Repair	Rep	53.54
Donna Saltzman	Ser	75.00
Speece Lewis Engineers	Fees	3,387.82
Verizon Wireless	Uti	68.26
Village of Ohiowa	Uti	20.00
Weaver Repair, Inc.	Parts	1,528.63
Windstream	Uti	106.31
Payroll	Salaries	23,765.77

ECONOMIC DEVELOPMENT – TOURISM FUND:

Fillmore County Development Corporation	Ser, Sup, Mile	408.28
Mary Johnson	Mile	74.93

SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	115.86
Geneva State Bank	SS	114.37
Payroll	Salaries	1,495.00

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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E911 COMMUNICATIONS FUND:

Nebraska Public Power District	Uti	216.19
Geneva Broadband, LLC	Ser	63.98
Windstream	Uti	1,038.53

CLAIMS APPROVED

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

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

BUILD AMERICA BONDS FORM

After discussion, Mueller moved and Noel seconded the motion to authorize the Chairman to sign Form 8038-CP (Return for Credit Payments) for the Build America Bonds on the new Hospital. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

AMENDED CONTRACT FOR AFFORDABLE HOUSING PROJECT

After discussion, Capek moved and Mueller seconded the motion to approve the amended contract with the State of Nebraska Department of Economic Development Nebraska Affordable Housing Trust Fund program Contract No. 10-OEHP-6034. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT



Fillmore County Board Minutes



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Cerny moved and Capek seconded the motion to approve the following driveway permit as follows:

Kyle Hintz – install a new driveway which must be at least 24 feet on the south side of the SE ¼, Section 29-5-2, Belle Prairie Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Noel moved and Yates seconded the motion to approve the following occupy county right-of-way permits as follows:

John Lovegrove – bury a gas line between the NE ¼ of Section 3-7-1, Liberty Township and the SE ¼, of Section 34-8-1, Exeter Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Windstream Nebraska, Inc. – bury communications between the SE ¼ of Section 23-8-3 and the NE ¼, of Section 26-8-3, West Blue Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Windstream Nebraska, Inc. – bury communications between the SE ¼, of Section 17-5-3 and the NE ¼ of Section 20-5-3, and the NW ¼, of Section 21-5-3, Hamilton Township. Windstream Nebraska, Inc. will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

YEAR END REPORT FOR STATE OF NEBRASKA

After discussion, Mueller moved and Noel seconded the motion to approve the 2011/2012 yearend report for the Road's Department to be filed with the State of Nebraska Road Department. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

GENEVA WEST PROJECT RESPONSIBLE CHARGE PERSON

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

RESOLUTION 2012 - 49

WHEREAS: Fillmore County has a full-time public employee on staff, or has obtained the services of a full-time public employee (an interlocal cooperation agreement, if applicable, is attached) who is fully qualified and has the time and interest in serving as a "Responsible Charge" (RC) for this project. The designated RC will be in day-to-day responsible charge of all aspects of the project, from planning through post-construction activities, with the express purpose of doing all things necessary for the project to remain eligible for federal-aid transportation project funding; and



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WHEREAS: the RC will ensure that, at a minimum, (1) the project receives independent and careful development, supervision and inspection, (2) the project is constructed in compliance with the plans and specifications, (3) all aspects of the project, from planning through construction activities, including all environmental commitments, remain eligible for federal funding, and (4) decisions made and actions taken for the project have adequate supporting documentation filed in an organized fashion.

For purposes of this resolution, the following definitions will apply:

Fully qualified means a person who has satisfactorily completed all applicable Nebraska Department of Roads (NDOR) training courses and who has met the other requirements necessary to be included on the NDOR list of qualified Local Public Agency (LPA) RCs.

Full-time public employee means a public employee who meets all the requirements and is afforded all the benefits of full-time employees as that phrase is applied to other employees of the employing public entity. A person is not a full-time public employee if that person provides outside private consulting services, or is employed by any private entity, unless that person can prove to NDOR in advance, that employee's non-public employment is in a field unrelated to any aspect of the project for which federal aid is sought.

Public employee means a person who is employed solely by a county, a municipality, a political subdivision; a Native American tribe; a school district; another entity that is either designated by statute as public or quasi-public; or an entity included on the list of entities determined by the NDOR, and approved by the Federal Highway Administration (FHWA), as fulfilling public or quasi-public functions.

Responsible charge means the public employee who is fully empowered by the LPA and has actual day-to-day working knowledge and responsibility for all decisions related to all aspects of the federal-aid project from planning through construction project activities, including all environmental commitments. The RC is the day-to-day project manager, and the LPA's point-of-contact for the project. Responsible charge does not mean merely delegating the various tasks; it means active day-to-day involvement in identifying issues, investigating options, working directly with stakeholders, making decisions, and actively monitoring project construction. It is understood that the RC may delegate or contract certain technical tasks associated with the project so long as the RC actively manages and represents the owner's interests in the delegated technical tasks.

Be It Resolved: by the Board of Supervisors of Fillmore County that: Jerry Lukes, Fillmore County Highway Superintendent is hereby designated as Responsible Charge (RC) for pre-construction and construction phases, in accordance with the Project Program Agreement previously executed, the NDOR LPA Guidelines Manual for Federal-aid Projects, and all Federal, State and local laws, rules, regulations, policies and guidelines for the following Federal-aid transportation project:

NDOR Project Number BRO-7030(32),

NDOR Control Number 42435,

Geneva West.

Fillmore County assures and agrees that:

- 1) It has authorized and fully empowered the RC to be in day-to-day responsible charge of the subject federal-aid project; this does not mean merely supervising, overseeing or delegating the various tasks, it means active day-to-day involvement in the project including identifying issues, investigating options, working directly with stakeholders, and decision-making.
- 2) The RC is a full-time public employee.
- 3) The RC is fully qualified and has successfully completed required training to serve as a RC.
- 4) It will allow the RC to spend all time reasonably necessary to properly discharge all duties associated with the project, including ensuring that all aspects of the project, from planning through post-construction activities, remain eligible for federal-aid highway project funding.



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- 5) It will not assign other duties to the RC that would affect his or her ability to properly carry out the duties set out in this agreement.
- 6) It will provide necessary office space, materials and administrative support for the RC.
- 7) It will fully cooperate with, support and not unreasonably interfere with the day-to-day control of the RC concerning the acts necessary for making the project eligible for federal funding.
- 8) It will take all necessary actions and make its best good faith efforts to comply and assist the RC in complying with all federal and state requirements and policies applicable to federal-aid transportation projects, including, but not limited to, all applicable requirements of 23 CFR 635.105.
- 9) It will take all necessary actions and make its best good faith efforts to ensure that the RC's work on the project would be deemed to meet the same standards that the Nebraska Department of Roads must meet under 23 CFR 635.105.
- 10) It will comply with the conflict-of-interest requirements of 23 CFR 1.33.
- 11) It will notify NDOR immediately in the event the designated RC(s) will no longer be assigned to the project. **A supplemental agreement designating a replacement RC may be required by NDOR.**
- 12) It is ultimately responsible for complying with all federal and state requirements and policies applicable to federal-aid highway projects. This includes meeting all post-construction environmental commitments. The LPA understands that failure to meet any eligibility requirements for federal funding may result in the loss of all Federal funding for the project. In the event that the acts or omissions of RC, the LPA or its agents or representatives result in a finding that a project is ineligible for Federal funding, the LPA will be required to repay NDOR some or all previously paid Federal funds and any costs or expenses NDOR has incurred for the project, including but not limited to, those costs for the RC.

Fillmore County understands that the following are the duties of the RC:

- a) Serve as the LPA's contact for issues or inquiries for Federal-aid projects assigned by the LPA;
- b) Ensure that all applicable Federal, State and local laws, rules, regulations, policies and guidelines are followed during the development and construction of the project;
- c) Know and follow the NDOR LPA Guidelines Manual for Federal-aid Projects;
- d) Have active day-to-day involvement in identifying issues, investigating options, working directly with stakeholders, and decision-making;
- e) Ensure that the project plans and specifications are sealed, signed and dated by a professional engineer licensed in the State of Nebraska, and that estimates have been prepared and the construction has been observed by a professional engineer licensed in the State of Nebraska or a person under the direct supervision of a professional engineer licensed in the State of Nebraska (reference Neb. Rev. Stat. § 81-3445);
- f) Competently manage and coordinate the project day-to-day operations, including all project-related decisions, on behalf of the LPA, which includes the LPA's governing body, staff and any extended staff dedicated to the project such as consulting engineers;
- g) Ensure that project documents are thoroughly checked, reviewed and have had quality control measures applied, prior to submitting to NDOR and/or FHWA;
- h) Monitor the progress and schedule of the project and be responsible for ensuring that the project is completed on time in accordance with established milestone dates;
- i) Properly serve as the owner's representative, and to visit the project site during construction on a frequency commensurate with the magnitude and complexity of the project;
- j) Ensure that proper construction management processes have been developed and implemented for the project;
- k) Serve as a steward of the public funds, i.e. ensure that the public gets what it is paying for;
- l) Attend all required training including the annual workshop; and
- m) Fulfill continuing education requirements as specified in the NDOR LPA Guidelines Manual for Federal-aid Projects.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny



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Nays: None

The Chairman declared the resolution adopted.

GENEVA NORTHWEST PROJECT RESPONSIBLE CHARGE PERSON

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

RESOLUTION 2012 - 50

WHEREAS: Fillmore County has a full-time public employee on staff, or has obtained the services of a full-time public employee (an interlocal cooperation agreement, if applicable, is attached) who is fully qualified and has the time and interest in serving as a "Responsible Charge" (RC) for this project. The designated RC will be in day-to-day responsible charge of all aspects of the project, from planning through post-construction activities, with the express purpose of doing all things necessary for the project to remain eligible for federal-aid transportation project funding; and

WHEREAS: the RC will ensure that, at a minimum, (1) the project receives independent and careful development, supervision and inspection, (2) the project is constructed in compliance with the plans and specifications, (3) all aspects of the project, from planning through construction activities, including all environmental commitments, remain eligible for federal funding, and (4) decisions made and actions taken for the project have adequate supporting documentation filed in an organized fashion.

For purposes of this resolution, the following definitions will apply:

Fully qualified means a person who has satisfactorily completed all applicable Nebraska Department of Roads (NDOR) training courses and who has met the other requirements necessary to be included on the NDOR list of qualified Local Public Agency (LPA) RCs.

Full-time public employee means a public employee who meets all the requirements and is afforded all the benefits of full-time employees as that phrase is applied to other employees of the employing public entity. A person is not a full-time public employee if that person provides outside private consulting services, or is employed by any private entity, unless that person can prove to NDOR in advance, that employee's non-public employment is in a field unrelated to any aspect of the project for which federal aid is sought.

Public employee means a person who is employed solely by a county, a municipality, a political subdivision; a Native American tribe; a school district; another entity that is either designated by statute as public or quasi-public; or an entity included on the list of entities determined by the NDOR, and approved by the Federal Highway Administration (FHWA), as fulfilling public or quasi-public functions.

Responsible charge means the public employee who is fully empowered by the LPA and has actual day-to-day working knowledge and responsibility for all decisions related to all aspects of the federal-aid project from planning through construction project activities, including all environmental commitments. The RC is the day-to-day project manager, and the LPA's point-of-contact for the project. Responsible charge does not mean merely delegating the various tasks; it means active day-to-day involvement in identifying issues, investigating options, working directly with stakeholders, making decisions, and actively monitoring project construction. It is understood that the RC may delegate or contract certain technical tasks associated with the project so long as the RC actively manages and represents the owner's interests in the delegated technical tasks.

Be It Resolved: by the Board of Supervisors of Fillmore County that: Jerry Lukes, Fillmore County Highway Superintendent is hereby designated as Responsible Charge (RC) for pre-construction and construction phases, in accordance with the Project Program Agreement previously executed, the NDOR LPA Guidelines Manual for Federal-aid Projects, and all Federal, State and local laws, rules, regulations, policies and guidelines for the following Federal-aid transportation project:

NDOR Project Number BRO-7030(30),



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NDOR Control Number 42226,

Geneva Northwest.

Fillmore County assures and agrees that:

- 1) It has authorized and fully empowered the RC to be in day-to-day responsible charge of the subject federal-aid project; this does not mean merely supervising, overseeing or delegating the various tasks, it means active day-to-day involvement in the project including identifying issues, investigating options, working directly with stakeholders, and decision-making.
- 2) The RC is a full-time public employee.
- 3) The RC is fully qualified and has successfully completed required training to serve as a RC.
- 4) It will allow the RC to spend all time reasonably necessary to properly discharge all duties associated with the project, including ensuring that all aspects of the project, from planning through post-construction activities, remain eligible for federal-aid highway project funding.
- 5) It will not assign other duties to the RC that would affect his or her ability to properly carry out the duties set out in this agreement.
- 6) It will provide necessary office space, materials and administrative support for the RC.
- 7) It will fully cooperate with, support and not unreasonably interfere with the day-to-day control of the RC concerning the acts necessary for making the project eligible for federal funding.
- 8) It will take all necessary actions and make its best good faith efforts to comply and assist the RC in complying with all federal and state requirements and policies applicable to federal-aid transportation projects, including, but not limited to, all applicable requirements of 23 CFR 635.105.
- 9) It will take all necessary actions and make its best good faith efforts to ensure that the RC's work on the project would be deemed to meet the same standards that the Nebraska Department of Roads must meet under 23 CFR 635.105.
- 10) It will comply with the conflict-of-interest requirements of 23 CFR 1.33.
- 11) It will notify NDOR immediately in the event the designated RC(s) will no longer be assigned to the project. **A supplemental agreement designating a replacement RC may be required by NDOR.**
- 12) It is ultimately responsible for complying with all federal and state requirements and policies applicable to federal-aid highway projects. This includes meeting all post-construction environmental commitments. The LPA understands that failure to meet any eligibility requirements for federal funding may result in the loss of all Federal funding for the project. In the event that the acts or omissions of RC, the LPA or its agents or representatives result in a finding that a project is ineligible for Federal funding, the LPA will be required to repay NDOR some or all previously paid Federal funds and any costs or expenses NDOR has incurred for the project, including but not limited to, those costs for the RC.

Fillmore County understands that the following are the duties of the RC:

- a) Serve as the LPA's contact for issues or inquiries for Federal-aid projects assigned by the LPA;
- b) Ensure that all applicable Federal, State and local laws, rules, regulations, policies and guidelines are followed during the development and construction of the project;
- c) Know and follow the NDOR LPA Guidelines Manual for Federal-aid Projects;
- d) Have active day-to-day involvement in identifying issues, investigating options, working directly with stakeholders, and decision-making;
- e) Ensure that the project plans and specifications are sealed, signed and dated by a professional engineer licensed in the State of Nebraska, and that estimates have been prepared and the construction has been observed by a professional engineer licensed in the State of Nebraska or a person under the direct supervision of a professional engineer licensed in the State of Nebraska (reference Neb. Rev. Stat. § 81-3445);
- f) Competently manage and coordinate the project day-to-day operations, including all project-related decisions, on behalf of the LPA, which includes the LPA's governing body, staff and any extended staff dedicated to the project such as consulting engineers;



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- g) Ensure that project documents are thoroughly checked, reviewed and have had quality control measures applied, prior to submitting to NDOR and/or FHWA;
- h) Monitor the progress and schedule of the project and be responsible for ensuring that the project is completed on time in accordance with established milestone dates;
- i) Properly serve as the owner's representative, and to visit the project site during construction on a frequency commensurate with the magnitude and complexity of the project;
- j) Ensure that proper construction management processes have been developed and implemented for the project;
- k) Serve as a steward of the public funds, i.e. ensure that the public gets what it is paying for;
- l) Attend all required training including the annual workshop; and
- m) Fulfill continuing education requirements as specified in the NDOR LPA Guidelines Manual for Federal-aid Projects.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the resolution adopted.

ELECTRONIC RECYCLING

Larry Cerny informed the Board that RC & D will be applying for a grant to hold electronic recycling in counties.

After discussion, Mueller moved and Yates seconded the motion to write a letter of support to RC & D for the electronic recycling. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

SECURITY CAMERAS

After discussion, Mueller moved and Noel seconded the motion to install two security cameras in the courtroom, an additional one facing west on 2nd floor, and an additional one on the main floor facing the front doors. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

Absent: Capek

The Chairman declared the motion carried.

SURPLUS

After discussion, Yates moved and Capek seconded the motion to declare a 1994 Ford F-250 pickup as surplus. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

EMPLOYEE MEETING WITH ROAD DEPARTMENT EMPLOYEES

Board was present for a meeting with the Road Department Employees to discuss the changes in paperwork and other questions. Those in attendance were: Pat Halbur, Dennis Johnson, Brant Schwisow, Michael Strothkamp, Jerry



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Lukes, Mac Waiss, Sam Hogue, Brian Moor, Brian Jackson, John Miller, Jim Kamler, Joe Ochoa, Joe Tucker, Mike Rath, Steven Jappert, Ron Isley, and Bill Marget.

A committee will be set up of a couple operators, bridge crew, Assistant Highway Superintendent, and Secretary to revise the daily log sheets.

ADJOURN

Agenda item "Ag Society change order #2" was tabled to a future meeting. As there was no other business to come before the Board, Yates moved and Cerny seconded the motion to adjourn until 9:10 a.m., October 9, 2012. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Yates, and Simacek

Nays: None Absent: Capek

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



October 9, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:13 a.m., October 9, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 1:46 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the September 25, 2012 Board meeting were approved as presented.

AG SOCIETY UPDATE & CHANGE ORDERS

Dale Stengel and Deb Hoarty presented an update to the Board on the progress of the Ag Hall construction and discussed the change orders that have occurred at this point.

After discussion, Yates moved and Mueller seconded the motion to approve Change Order #2 for grease traps required by City ordinance in the amount of \$2,817.00 and #10 for closets in restrooms in the amount of \$1,785.00. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Cerny moved and Noel seconded the motion to approve the following driveway permit as follows:

George Hendricks – replace an existing driveway on the north side of the NW ¼, Section 15-7-1, Liberty Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

Capek moved and Yates seconded the motion to approve the following clean silt permits as follows:

4M Farms – clean silt along the west side of the NW ¼, between Sections 5 & 6-5-2, Belle Prairie Township;
4M Farms – clean silt along the south side of the SE ¼, between Section 30 & 31-6-2, Chelsea Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS



Fillmore County Board Minutes



October 9, 2012

Noel moved and Mueller seconded the motion to approve the following occupy county right-of-way permits as follows:

Lynn Yates – bury natural gas and electrical line between the NW ¼, of Section 24-6-3 and the NE ¼ of Section 23-6-3, Stanton Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Neil Priefert – bury a gas line between the NE ¼ and the SE ¼ of Section 12-8-3, West Blue Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

JOHN DEERE LINK PRESENTATION

Justin Pape and Jason Welch with Murphy Tractor gave a presentation to the Board of what John Deere Link would give the county regarding GPS on equipment, maintenance tracking, and fuel tracking. After discussion, Murphy Tractor will prepare a quote and bring a demo unit out to show what JD Link would provide the County.

PORTABLE TORCH

After discussion, Noel moved and Mueller seconded the motion to authorize Pat Halbur to get bids and purchase a small portable torch with an extra set of cylinders. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, and Simacek

Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

SUBSTITUTING SECURITIES

Mueller moved and Yates seconded the introduction of the following resolution:

RESOLUTION 2012 - 51

RESOLVED, that Cornerstone Bank of Geneva, Nebraska be permitted to substitute the following security held by the FHLB, Trustee:

Cusip #313379ST7 in the amount of \$500,000.00

and that the following security be substituted:

Cusip #81847ELG9 in the amount of \$100,000.00

Cusip #051879HF4 in the amount of \$105,000.00

Cusip #362644CL8 in the amount of \$260,000.00

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the resolution adopted.

WITHDRAWING SECURITIES



Fillmore County Board Minutes



October 9, 2012

Yates moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 52

RESOLVED, that the Geneva State Bank of Geneva, Nebraska, be allowed to withdraw the following security held by Midwest Independent Bank to-wit:

CUSIP #30529PAB9 in the amount of \$100,000.00

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the resolution adopted.

BLUE VALLEY COMMUNITY ACTION

After discussion, Mueller moved and Capek seconded the motion to appoint Albert Simacek to the Blue Valley Community Action Board from November 1, 2012 to January 2, 2013. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Noel, Cerny, and Mueller
Nays: None Abstaining: Simacek

The Chairman declared the motion carried.

MAXIMUS CONTRACT

After discussion, Yates moved and Cerny seconded the motion to approve and sign the Certification of Cost Allocation Plan with Maximus to receive direct and indirect dollars. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None

The Chairman declared the motion carried.

HOUSEHOLD HAZARDOUS WASTE RECYCLING

Patt Lentfer, Director of the Fillmore County Development Corp. informed the Board that Advanced BioEnergy will be hosting a Household Hazardous Waste Recycling day in March of 2013.

FEE REPORTS

Yates moved and Noel seconded the motion to approve the fee reports for the month of September 2012:

County Clerk: \$4,991.79 (State \$1,690.55 & County \$3,301.24)
Clerk of the District Court: \$1,124.63
County Sheriff: \$1,529.43

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

CLAIMS



Fillmore County Board Minutes



October 9, 2012

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:

Howard F. Ach	Rent, Post, Sup, Uti	3,282.15
Action Auto Supply	Sup	91.60
Ameritas Life Insurance Corp.	Ret	3,894.38
Andrews Electric Co., Inc.	Rep	115.06
Auto Value Parts Stores	Main	2.59
Axis Capital, Inc.	Ser	249.00
Black Hills Energy	Uti	118.28
Blue Valley Community Action Partnership	Budget request	4,081.00
Bottorf & Maser Atty.	Ser, Mile	3,051.25
Central Nebraska Refrigeration	Rep	84.00
Century Lumber Center	Sup	46.98
Chaney Chemical, Inc.	Sup	202.50
City of Geneva	Uti	981.10
Cleverbridge, Inc.	Main	224.25
Constellation Energy	Uti	2.26
Gaylord Craddock	Mile	18.87
Jill R. Cunningham	Meals	102.51
Dollar General	Sup	9.00
Fillmore County Clerk of District Court	Fees	70.00
Fillmore County Development Corp.	Budget request	10,000.00
Fillmore County Treasurer	Wksh	80.00
First Concord Benefits Group	Insur, Ser	716.36
Geneva State Bank	SS	4,138.83
Geneva Tire Pros	Rep	225.68
Geneva Welding & Supply, Inc.	Sup	9.80
Grafton Mini Mart	Fuel	114.86
Dean N. Hansen	Ser, Mile	265.00
Frances Heinrichs	Mile	56.61
Hilty's	Sup	102.84
Hometown Leasing	Ser	525.97
Ron Isley	Mile	28.86
Jim's Repair	Main, Rep	333.38
Kaiser Auto Supply, LLC	Sup	3.99
Warren Kennel	Ser	800.00
Kopchos Sanitation, Inc.	Ser	131.00
Stephen J. Kraviec	Ser, Post	1,707.38
Lichti Oil	Fuel	108.26
Madison National Life	Insur	175.18
MailFinance	Ser	215.03
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	833.00
Midwest Mailing Systems, Inc.	Sup	28.95
MIPS, Inc.	Ser	5,871.99
Nebraska Association of County Officials	Wksh	40.00
Nebraska Association of Professional Veteran's Advocates	Dues	100.00
Nebraska Sheriff's Association	Wksh	105.00
The Nebraska Signal	Pro, Ads	2,251.62
Noel Lawn Care	Ser	262.50
Leonard Oldehoeft	Mile	14.43
Lyndsey Pohlmeier	Mile	53.28
Redfield & Company, Inc.	Sup	237.33
Region V Services	Budget request	2,621.00



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Region V Systems	EPC	242.00
Roit Repair	Rep	94.95
Seiler & Parker, PC	Ser, Mile	1,349.00
Shell Fleet Plus	Fuel	3,814.98
State of Nebraska AS Central Finance	Ser	448.00
University of Nebraska - Lincoln	Ser	4,009.51
UN – L IS-Telecommunications	Uti	7.94
US Bank CPS	Meals, Post, Wksh	655.44
Brandy VanDeWalle	Lodging, Mile, Uti	262.21
Windstream	Uti	190.20
Payroll	Salaries	56,856.60

ROAD/BRIDGE FUND:

A-1 Body & Glass	Parts	254.40
Action Auto Supply	Parts	57.54
Alfs Well Drilling Co.	Sup	45.00
Ameritas Life Insurance Corp.	Ret	1,602.17
Auto Value Parts Stores	Parts, Sup	99.66
Black Hills Energy	Uti	62.37
The Boulder Company	Sup	78.54
Casey's General Stores	Fuel	72.07
Century Lumber Center	Sup, Rep	52.69
City of Geneva	Uti	60.20
Corner Stop	Fuel	3,275.26
CRA Payment Center	Parts	139.28
Dorchester Farmers Coop	Fuel	2,061.30
Fillmore County Shop – Petty Cash	Post, Sup	48.82
Filter Care of Nebraska	Parts	94.05
Geneva Engineering, Inc.	Culvert projects	20,150.00
Geneva State Bank	SS	1,780.57
Geneva Tire Pros	Rep	220.57
Grafton Oil, Inc.	Fuel, Sup	2,550.76
Kaiser Auto Supply, LLC	Parts, Sup	311.76
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Parts, Sup	3,079.95
Madison National Life	Insur	80.52
Medical Enterprises, Inc.	Ser	98.00
Metal Works & More	Parts, Rep	328.65
Mike's Radiator & Tire	Parts, Rep	60.00
MIPS, Inc.	Ser	118.64
Momar, Inc.	Sup	187.84
Nebraska Iowa Industrial Fasteners Corp.	Sup	154.57
The Nebraska Signal	Ads	579.30
Nichols Construction	Gravel	4,227.02
Nick's Farm Store Co.	Rep	89.24
Patchmaster Central	Rep	1,079.10
Roit Repair	Rep, Sup	338.92
Shell Fleet Plus	Fuel	916.72
US Bank CPS	Post	47.45
US Postal Serv – Stamp Fulfillment	Post, Sup	276.95
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Village of Milligan	Uti	23.66
Wick's Sterling Trucks	Parts	155.06
Payroll	Salaries	23,898.30

ECONOMIC DEVELOPMENT – TOURISM FUND:

Dart Custom Imprinting	Project	171.80
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Fillmore County Board Minutes



October 9, 2012

SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	124.00
Geneva State Bank	SS	122.40
Payroll	Salaries	1,600.00

AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Building	135,629.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	Sept. taxes	7,231.56
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CLAIMS APPROVED

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

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

CHILD SUPPORT ENFORCEMENT AGREEMENT

After discussion, Mueller moved and Cerny seconded the motion to approve and sign the agreement with Department of Health and Human Services for the Child Support Enforcement Program beginning October 1, 2012 and ending September 30, 2013. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING IDEAS FOR SALE OF HOSPITAL

Terry Meier, Community Development Specialist with JEO Consulting Group, Inc. and George Schuler, LEED AP Assistant Vice President with Boyd Jones Construction gave a presentation to the Board on different ideas, assistance with the old hospital if it doesn't sell, and if the hospital would sell requesting a development plan. Rod Norrie, Kyle Svec, Patt Lentfer, and Lisa Stofer were present for the discussion.

PUBLIC HEARING TO SELL OLD HOSPITAL

Public hearing was opened at 1:00 p.m. as advertised to allow any interested party to appear and speak for or against the sale or lease and raise any issue regarding the fair market value of the old hospital property located in James H. Bigelow's 3rd Addition, Geneva, Nebraska. Patt Lentfer, Director Fillmore County Development Corp. was present for hearing.

After discussion, Yates moved and Noel seconded the motion to close the hearing at 1:27 p.m. as no one appeared to testify for or against the sale or lease of the old hospital property. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

SELLING OLD HOSPITAL

After discussion, Yates moved and Mueller seconded the introduction of the following resolution:

RESOLUTION 2012 - 53



Fillmore County Board Minutes



October 9, 2012

WHEREAS, the County of Fillmore is the owner of all of J. H. Bigelow's Third Addition, Geneva, Fillmore County, Nebraska, which was formerly used as the Fillmore County Hospital, Fillmore County Medical Clinic, and Fillmore County Fitness Center; and

WHEREAS, the Fillmore County Board of Supervisors has determined that the aforementioned real estate is surplus and not needed for county purposes and declared such property to have a fair market value of \$1,500,000.00 (\$1.5 Million dollars); and

WHEREAS, the Fillmore County Board of Supervisors has determined that it would be in the best interest of the County of Fillmore to sell or lease such surplus property; and

WHEREAS, the Fillmore County Board has held an open and public hearing, which was previously advertised once each week for two consecutive weeks in The Nebraska Signal, a newspaper or legal publication distributed generally throughout the county, prior to the open public hearing as to such intended sale and/or lease at which time any interested party could object and speak for or against the sale or lease and raise any issue regarding the fair market value of the property as determined by the Fillmore County Board of Supervisors; and

WHEREAS, there being no objections to sale or lease of the above described real estate.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF FILLMORE COUNTY, NEBRASKA as follows:

1. That the following described real estate be sold in parcels, in its entirety or leased to the highest bidder unless no bids are received or if the bids received are substantially lower than the fair market value of the real estate as established by the County Board of Supervisors, in which case the County Board of Supervisors shall negotiate a contract for sale or lease of the real estate if such negotiated contract for sale or lease is in the best interest of the County:

J. H. Bigelow's Third Addition, Geneva, Fillmore County, Nebraska

Upon roll call, the vote was as follows:

Ayes: Mueller, Capek, Yates, Simacek, Noel, and Cerny

Nays: Galusha

The Chairman declared the resolution adopted.

ADJOURN

As there was no other business to come before the Board, Yates moved and Cerny seconded the motion to adjourn until 9:10 a.m., October 23, 2012. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



Special Mtg. October 17, 2012

The Fillmore County Board of Supervisors convened in open and public session at 1:00 p.m., October 17, 2012 in the Lobby of the old Fillmore County Medical Center in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. The County Clerk was present to record the minutes of the meeting.

Notice of the meeting was given by posting in three locations. 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 1:36 p.m.

PUBLIC AUCTION TO SELL OLD HOSPITAL

Opened public auction at 1:00 p.m. as advertised. Auctioneer Robert Mueller informed all in attendance that the sale would begin with Parcel #2, #3, #5, #6 and then #1. Parcel #4 would be put with Parcel #2 as it could not sell separately as it did not meet the zoning requirements of the City of Geneva. Schoenholz Real Estate and Auction Service assisted in the sale.

Parcel #2 had a bid of \$20,000.00 from Doug Hafer, Parcel #3 and Parcel #5 received no bids, Parcel #6 sold for \$8,000.00 to Richard Mueller, and Parcel #1 had a bid of \$20,001.00 from Doug Hafer. Those in attendance for the sale were: Jack Slocum, Cody Lightwine, Lynn Yates, Verlene Yates, Patt Lentfer, Homer Brauning, Ramona Watmore, Donna Brabec, John Brower, Charles Brabec, Jack Underwood, Jack Taylor, Bill Kleinschmidt, Marilyn Christiancy, Sarah Reinsch, Shirley Steinacher, Blaine Richards, Merlin Ehmen, Jim Goering, Jeanie Zink-Wythers, Carlene Whitehead, Ralph Graham, Howard Lefler, Brenda Motis, Marsha Jorgensen, Ann Vodicka, Doris Launer, Marty Peppard, Kyle Svec, Jenny Hoarty, Pat Rasmussen, Lori Rasmussen, Sylvia Jividen, Lynn Mussman, Jane Cronk, Donna Nedrow, Steve Sadd, Barb Sadd, Mike Taylor, Dennis Kimbrough, Warren Kennel, Bill Burgess, Bill Switzer, Norman Marks, Doug Hafer, Richard Walter, Jill Cunningham, W. E. Gergen, Merle Stephens, Howard Ach, and Lawrence Lentfer.

EXECUTIVE SESSION

Cerny moved and Capek 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 real estate items authorized by Statute to be discussed in executive session. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried and requested that the County Clerk remain. Executive session began at 1:22 p.m.

RETURN TO REGULAR SESSION

Cerny moved and Yates seconded the motion to return to open session at 1:28 p.m. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

DISCUSSION REGARDING OLD HOSPITAL SALE

Mueller moved and Cerny seconded the motion to not accept the bids placed on Parcel #1 or Parcel #2. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: Galusha



Fillmore County Board Minutes



Special Mtg. October 17, 2012

The Chairman declared the motion carried.

HIGHWAY SUPERINTENDENT APPLICATIONS

Four applicants applied for the Highway Superintendent position. All applicants will be interviewed at the October 23, 2012 regular scheduled meeting.

ROAD DEPARTMENT ISSUES

After discussion, Mueller moved and Yates seconded the motion to send a memo to all Road Department employees to clarify a few items from the September 25, 2012 meeting. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Cerny moved and Noel seconded the motion to adjourn until 9:10 a.m., October 23, 2012. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.



Fillmore County Board Minutes



October 23, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:11 a.m., October 23, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 3:58 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the October 9, 2012 and the October 17, 2012 Board meetings were 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:

Ameritas Life Insurance Corp.	Ret	3,573.56
Jon Anderson	Post	22.77
Aramark Uniform Services, Inc.	Ser	618.70
Bi-Versal Pest Control	Ser	100.00
Blue Cross Blue Shield of Nebraska	Insur	23,630.79
Blue Valley Community Action	Budget request	3,924.00
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Contryman Associates, PC	Ser	8,000.00
Corner Stop	Fuel	534.23
Dawg's Smokehouse Café	HDM's	48.00
Dell Marketing, LP	Equip	328.50
Eakes Office Plus	Sup	2,049.53
Earls Window Service	Ser	6.00
Merlin Ehmen	Ret	22.00
Exeter Care Center	HDM's	131.25
Fillmore County Hospital	Ser	105.00
First Concord Benefits Group, LLC	Insur, Ser	1,375.12
Galls, Inc.	Sup	64.47
Geneva Broadband, LLC	Ser	87.97
Geneva Home Center	Sup	86.69
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,749.70
Geneva Super Foods	Sup	638.13
GIS Workshop	Ser	5,500.00
Norma Gregory	Ret	25.00
Hampton Inn	Lodging	82.95
Hilty's	Sup	17.94
Hometown Leasing	Ser	431.66
JEO Consulting Group, Inc.	Ser	959.00
Steve Julich	Post	23.05
Kalkwarf & Smith Law Office, LLC	Ser, Post, Uti, Wksh	4,009.77
Lawson Products, Inc.	Sup	281.38
Loup Valley Lighting, Inc.	Sup	238.26
Madison National Life	Insur	5.34
MailFinance	Ser	215.03



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October 23, 2012

Maximus, Inc.	Ser	2,537.50
Ann H. McDonald	Ret	18.00
Heather Miller	Sup	7.70
MIPS, Inc.	Sup	59.89
Brenda Motis	Mile	93.70
Rich Mueller / Thomas Biegert	Rent	650.00
National Association of Counties	Dues	400.00
Nebraska Public Power District	Uti	2,886.77
Omaha World Herald	Ads	150.00
Platte Valley Communications of Hastings	Rep	718.03
Pottawattamie County Sheriff's Office	Ser	49.00
Protex Central Incorporated	Rep	556.70
Robinson Textiles	Sup	99.30
Saline County Sheriff	Boarding Prisoner	960.00
Service Press	Sup	340.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Service	Sept. Patient Care	180.00
State of Nebraska Public Health Env. Lab.	Ser	98.00
Sullivan Shoemaker PC, LLO	Ser	1,444.00
Thayer County Sheriff's Office	Ser	19.00
Total Funds by Hasler	Post	699.30
UNL Printing & Copy Services	Sup	199.78
US Bank, CPS	Sup, Misc	197.30
Brandy VanDeWalle	Uti, Mile, Meals	80.83
Verizon Wireless	Uti	995.69
Weaver Pharmacy	Sup	65.72
Whelan, Scherr, Glen & Mead PC, LLO	Ser, Mile	961.12
Anthony Whitmore	Post	30.02
Windstream	Uti	1,333.66
Wingate By Wyndham	Lodging	77.00
Payroll	Salaries	51,769.82

ROAD/BRIDGE FUND:

Ameritas Life Insurance Corp.	Ret	1,595.79
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
Fehlhafer's, Inc.	Parts	85.00
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Rep, Misc.	74.51
Ralph Gould	Ret	18.00
Barbara A. Lindekugel & Jeffery A. Lindekugel		
Trustees of R. A. Lindekugel Trust	ROW	350.00
Geneva State Bank	SS	1,788.66
Grafton Mini-Mart	Fuel	147.84
John Deere Financial	Parts, Rep	52.40
Nebraska Public Power District	Uti	360.87
NMC Exchange, LLC	Parts, Rep	1,027.97
Newman Traffic Signs	Sup	634.96
Perennial Public Power District	Uti	47.26
Roit Repair	Rep	135.92
Speece Lewis Engineers	Ser	7,782.43
Verizon Wireless	Uti	68.50
Village of Fairmont	Uti	18.22
Village of Shickley	Uti	336.49
Wingate By Wyndham	Lodging	77.00
Windstream	Uti	105.63
Payroll	Salaries	23,855.68

ECONOMIC DEVELOPMENT – TOURISM:



Fillmore County Board Minutes



October 23, 2012

Dart Custom Imprinting	Sup	310.81
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SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	124.00
Geneva State Bank	SS	122.40
Payroll	Salaries	1,600.00

E911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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AG SOCIETY BUILDING FUND:

Fillmore County Treasurer	Misc	10.00
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911 COMMUNICATIONS FUND:

Embassy Suites Hotels	Lodging	364.00
Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	190.23
Windstream	Uti	1,046.57

CLAIMS APPROVED

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

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

GENEVA RURAL FIRE DISTRICT BOND

After discussion, Yates moved and Noel seconded the motion to approve the bond for James White of the Geneva Rural Fire District. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny
Nays: None

The Chairman declared the motion carried.

AGING PARTNERS CARE MANAGEMENT CONTRACT

After discussion, Noel moved and Mueller seconded the motion to approve the Care Management Contract with Aging Partners for services beginning July 1, 2012 and ending June 30, 2013. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

REGIONAL PREVENTION COALITION

Sandy Morrissey, with Region V Systems informed the Board that Fillmore County did not apply for Federal Block Grant funds for this fiscal year and that the Fillmore Central School administration has been in contact with her to get the coalition active again.

CLEAN SILT PERMITS



Fillmore County Board Minutes



October 23, 2012

After discussion, Yates moved and Cerny seconded the motion to approve the following clean silt permits with the stipulations that the dirt may not be put back in the field as it is Wetlands area and the survey shots must be taken so that the ditch is not lower than the cross culverts as follows:

Tim Sorensen of Webfoot Hunt Club, Inc – clean silt along the east side of Road 7 and the south side of Road P between the SW ¼, Section 18-6-3 and the NW ¼, Section 19-6-3, Stanton Township; and

R & M Farms – clean silt along south side of Road P and the east ¼ mile of Road 7 between the SW ¼, Section 18-6-3 and the NW ¼, Section 19-6-3, Stanton Township.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMIT

Mueller moved and Capek seconded the motion to approve the following clean silt permit as follows:

James, John & Robert Lovegrove – clean silt from the road ditch between Sections 1 & 12-7-3, Geneva Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Mueller seconded the motion to approve the following driveway permits as follows:

Jim Zeleny – install a new 40 ft. driveway in the SE ¼, Section 13-7-2, Madison Township;

Swartzendruber Farms – extend an existing driveway on the west side of the NW ¼, Section 30-5-3, Hamilton Township;

Swartzendruber Farms – extend two existing driveways on the east side of the SE ¼, Section 25-5-4, Bryant Township;

Swartzendruber Farms – extend an existing driveway on the south side of the SE ¼, Section 22-5-3, Hamilton Township;

Swartzendruber Farms – extend two existing driveways on the west side of the NW ¼, Section 16-5-3, Hamilton Township;

Swartzendruber Farms – extend two existing driveway on the south and west side of the SW ¼, Section 30-5-3, Hamilton Township;

Federal R. Bridgeman Trust – install a new driveway on the east side of the SE ¼, Section 15-8-2, Fairmont Township.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS

Cerny moved and Capek seconded the motion to approve the following occupy county right-of-way permits as follows:



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Robert Schropfer – bury water line between the SE ¼ of Section 8-5-1 and the NE ¼ of Section 17-5-1, Franklin Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Agrimax, Inc./Agrimars, LLC – bury an electrical line between the E ½ of the SE ¼, Section 34-7-3 and the SW ¼, Section 35-7-3, Geneva Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Federal R. Bridgman Trust – bury a natural gas line between the SW ¼ of Section 15-8-2 and the NW ¼ of Section 22-8-2, Fairmont Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

WEST BLUE DRAINAGE DISTRICT

John Lovegrove informed the Board that they would like to replace a portion of the West Blue Drainage District at the intersection of Road 10 and Road G.

After discussion, Yates moved and Galusha seconded the motion to allow the West Blue Drainage District to repair the drain tile with the proper signage between County Road 10 and Road G. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

DAWSON SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the Dawson Subdivision located in the NW ¼ of Section 10-8-2, Fairmont Township.

Mueller moved and Capek seconded the motion to approve the plat for the Dawson Subdivision located in the NW ¼ of Section 10-8-2, Fairmont Township described as follows: beginning at the SW corner of said NW ¼; thence N01°42'04"W (assumed bearing) on the west line of said NW ¼, 300.00 feet; thence N88°00'43"E parallel with the south line of said NW ¼, 582.00 feet; thence S01°42'04"E parallel with the west line of said NW ¼, 300.00 feet to the south line of said NW ¼; thence S88°00'43"W on said south line, 582.00 feet to the point of beginning. Containing 4.01 acres more or less. Upon roll call the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

EMERGENCY MANAGEMENT PROGRAM

Donna Mainwaring, Emergency Manager informed the Board that after checking with Nebraska Emergency Management Agency that the County could get reimbursed for half of the Emergency Manager's salary and half of the full-time assistant's salary.

OLD HOSPITAL DISCUSSION

There was discussion regarding moving specific offices to the old hospital and if there were any new ideas for the old hospital. There will be more discussion at the next Board meeting.



Fillmore County Board Minutes



October 23, 2012

HIGHWAY SUPERINTENDENT INTERVIEWS

Interviews were held for the Highway Superintendent's position with Pat Halbur, Aaron Monroe, Albert Hauser, and Don Robb.

After discussion, Mueller moved and Cerny seconded the motion to offer the Highway Superintendent's position to Pat Halbur at a salary of \$42,000.00 a year. Upon roll call, the vote was as follows:

Ayes: Yates, Cerny, and Mueller

Nays: Galusha, Capek, Simacek, and Noel

The Chairman declared the motion failed.

HIGHWAY SUPERINTENDENT

After further discussion, Noel moved and Yates seconded the motion to offer the Highway Superintendent's position to Pat Halbur with one year probation at a salary of \$42,000.00. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: Capek

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Noel moved and Yates seconded the motion to adjourn until 9:10 a.m., November 13, 2012. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



November 13, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:07 a.m., November 13, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Noel. 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 2:03 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the October 23, 2012 Board meeting approved as presented.

FEE REPORTS

Noel moved and Yates seconded the motion to approve fee reports for the month of October 2012:

County Clerk: \$13,579.90 (State \$8,190.23 & County \$5,389.67)
Clerk of the District Court: \$7,284.49
County Sheriff: \$1,626.37

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

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:

Howard F. Ach	Rent, Post, Uti	3,273.11
Action Auto Supply	Sup	65.12
Ameritas Life Insurance Corp.	Ret	3,588.48
Andrews Electric Co.	Rep	48.75
Aramark Uniform Services, Inc.	Ser	520.36
Auto Value Parts Stores	Main	17.92
Axis Capital, Inc.	Ser	249.00
B & J Automotive	Main	43.85
Black Hills Energy	Uti	275.84
Bottorf & Maser, Attorney at Law	Ser, Mile	375.00
C & C Extinguisher Service	Rep, Equip	250.00
Century Lumber Center	Rep	27.09
City of Geneva	Uti	581.70
Consolidated Management, Co.	Uti	120.50
Constellation Energy	Uti	1.70
Corner Stop	Fuel	654.48
Dakota County Sheriff	Ser	43.15
Dick Schoenholz Real Estate & Auction	Ser	1,830.70
Judy Dondlinger	Ser	240.00
Dugan Business Forms	Sup	794.73
Eakes Office Plus	Sup	1,681.25



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Earls Window Service	Ser	6.00
Environmental Systems Research Institute	Ser	400.00
Erdkamp Motors	Main	36.00
Exeter Care Center	HDM's	99.75
Exeter Senior Center	USDA	392.91
Fairmont Aging Services	USDA	2,029.87
Fillmore Count Clerk of District Court	Fees	32.00
Fillmore County Hospital	Ser	499.56
First Concord Group, Inc.	Insur	220.00
Geneva Home Center	Sup	68.66
Geneva Senior Center	Rent, USDA	3,538.60
Geneva State Bank	SS	3,704.09
Geneva Super Foods	Sup	628.30
Geneva Tire Pros	Rep, Main	424.53
Geneva Welding & Supply, Inc.	Sup	6.50
Grafton Mini Mart	Fuel	46.43
Linda Heinisch	Sup	95.77
Lisa Hendrickson	Mile	22.20
Bob Hester	Misc	4.71
Hilty's	Sup	203.62
Jennifer Hoarty	Ser	144.00
Hometown Leasing	Ser	685.01
Hope Crisis Center	Budget request	2,772.00
Jim's Repair	Main, Rep	1,541.25
Steve Julich	Post	30.19
Warren Kennel	Ser	400.00
Kerry's Auto Repair & Service	Rep	483.15
Knoche Appraisal & Consulting, LLC	Ser, Mile	3,013.50
Kopchos Sanitation, Inc.	Ser	81.50
Stephen J. Kraviec	Ser, Post	1,703.88
Lancaster County Sheriff	Ser	18.00
Lincoln Journal Star	Ads	45.00
Lynn Peavey Company	Sup	71.82
Madison National Life	Insur	175.18
McBattas Packaging & Printing	Sup	88.19
McInay & Company	Rep	450.00
Microfilm Imaging Systems, Inc.	Ser	75.00
MIPS, Inc.	Ser	2,889.16
Monroe Systems for Business, Inc.	Sup	52.00
Brenda Motis	Mile	167.63
Lynn Mussman	Mile	28.88
Nebraska Assoc. of County Officials	Wksh	120.00
The Nebraska Signal	Ads, Proc	3,034.49
Amy Nelson	Mile	130.43
RR Donnelley	Sup	58.86
Seiler & Parker, PC	Ser, Mile	483.00
Shell Fleet Plus	Fuel	3,327.85
Sleuth Software	Ser	2,395.94
Southeast Nebraska Development District	Ser	7,288.22
State of Nebraska AS Central Finance	Ser	448.00
State of Nebraska – Dept. Of Labor	Ser	100.00
Rhonda Stokebrand	Mile	262.98
Superior Outdoor Power Center, Inc.	Equip	15,864.98
UN-L IS-Telecommunications	Uti	2.56
US Bank CPS	Sup, Meals, Lodging	858.70
Brandy VanDeWalle	Lodging, Wksh, Mile	178.94
Weaver Pharmacy	Sup	10.69
Daniel L. Werner, PC, LLO	Ser, Mile	729.45
Anthony Whitmore	Post	15.01



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Windstream	Uti	191.13
Lynn Yates	Mile	16.65
Gary Zoubek	Mile	55.50
Kayla Zoubek	Meals	48.33
Payroll	Salaries	51,848.53

ROAD/BRIDGE FUND:

Action Auto Supply	Parts	23.49
Ameritas Life Insurance Corp.	Ret	1,623.11
Auto Value Parts Stores	Parts, Sup	77.49
Baum Hydraulics Co.	Parts	60.82
Black Hills Energy	Uti	109.43
Casey's General Stores	Fuel	2,663.89
Century Lumber Center	Sup	348.98
City of Geneva	Uti	60.20
CRA Payment Center	Parts, Rep	235.27
Dorchester Farmers Coop	Fuel	4,516.94
Filter Care of Nebraska	Parts	74.15
Geneva Engineering, Inc.	Culvert Projects	17,415.04
Geneva Implement Co., Inc.	Parts	27.95
Geneva State Bank	SS	1,815.63
Geneva Super Foods	Sup	29.88
Geneva Tire Pros	Rep	424.09
Geneva Welding & Supply, Inc.	Parts, Sup	701.68
Grafton Oil, Inc.	Fuel, Main	1,350.36
Jill's Sweet Shop	Misc	24.00
Kaiser Auto Supply, LLC	Part, Sup	629.46
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Parts	10,397.43
Madison National Life	Insur	85.27
Metalworks & More	Sup, Rep	49.00
MIPS, Inc.	Ser	118.64
Nebraska Assoc. of County Officials	Wksh	120.00
The Nebraska Signal	Ads	83.85
Nebraska Truck & Equipment	Parts	529.76
Nichols Construction Co.	Gravel	12,925.82
Nick's Farm Store Co.	Rep	170.71
Perennial Public Power District	Uti	119.32
Power Plan	Parts	171.07
Shell Fleel Plus	Fuel	685.83
US Bank CPS	Post	2.80
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Wick's Sterling Truck	Parts	13.84
Payroll	Salaries	24,208.34

ECONOMIC DEVELOPMENT – TOURISM FUND:

Ohioa Chamber of Commerce	Sup	300.00
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SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	124.00
Geneva State Bank	SS	122.40
Payroll	Salaries	1,600.00

INHERITANCE TAX FUND:

Fillmore County Treasurer	Transfer	7,600.00
Fillmore County Veteran's Relief Fund	Misc	3,000.00
Protex Central, Inc.	Rep	2,050.00



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COURTHOUSE BOND FUND:

Cornerstone Bank	Principal & Interest	6,576.25
Fillmore County Treasurer	Principal & Interest	94,149.00

ROAD BOND FUND:

Cornerstone Bank	Principal & Interest	5,221.00
Fillmore County Treasurer	Principal & Interest	71,027.00

ETHANOL PLANT BOND FUND:

Fillmore County Treasurer	Interest	1,246.25
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AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Building & Rep	302,681.00
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HOSPITAL OPERATING FUND:

Fillmore County Hospital	Oct. Taxes	667.69
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E911 COMMUNICATIONS CENTER FUND:

APCO International	Dues	184.00
Central Nebraska Refrigeration	Rep	527.12
Nebraska Law Enforcement Training Center Wksh		412.00
Dawn Opfer	Meals	100.95

CLAIMS APPROVED

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

Ayes: Mueller, Galusha, Capek, Simacek, Noel, and Cerny
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

BLINDS IN COURTHOUSE

After discussion, Yates moved and Mueller seconded the motion to approve installing blinds on the second floor in a storage area and hallways from Geneva Home Center for \$3,346.00 from the Friends of the Courthouse fund. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Mueller moved and Capek seconded the motion to approve the following occupy county right-of-way permit as follows:

Perennial Public Power District – bury a 3 Phase UG 12.5 KV powerline between the NW ¼ of Section 25-8-3 and the NE ¼ of Section 26-8-3, West Blue Township. Perennial Public Power District will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha
Nays: None



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The Chairman declared the motion carried.

DRIVEWAY PERMIT

Capek moved and Yates seconded the motion to approve the following driveway permit as follows:

Arnold Nadherny – widen an existing driveway in the N ½ of the NW ¼, Section 35-6-1, Glengary Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

GPS IN EQUIPMENT

After discussion, Cerny moved and Noel seconded the motion to put GPS on hold in equipment until the cell service is improved in the county. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ROAD DEPARTMENT YEAR END REPORT

After discussion, Noel moved and Yates seconded the motion to authorize the Chairman of the Board to sign the year-end report for the Road's Department due to the resignation of Mark Timmerman the Highway Superintendent for last fiscal year. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

OTHER ROAD DEPARTMENT ITEMS

After discussion, the Board will not be taking bids on diesel fuel and will discuss at a later time crushing concrete. The Board instructed Highway Superintendent, Pat Halbur to start purchasing right-of-way for the 2013/2014 projects.

OLD HOSPITAL DISCUSSION WITH HUGH WILKINS

Hugh Wilkins informed the Board that his sister was still interested in renting a portion of the old hospital for \$1,000.00 a month plus \$200.00 a month for grounds maintenance. After discussion, the Board will make a decision at a future Board meeting. Howard Ach, Deputy County Attorney was present for discussion.

WELLNESS CENTER

Lori Rasmussen, Jenni Hoarty, Christin Lovegrove, and Jennifer Hoarty were present to update the board on the fitness center at the old hospital. Lori informed the Board that they currently have 254 active memberships to the fitness center. Deputy County Attorney, Howard Ach was present for discussion.

After further discussion, the Board decided to sign a revised lease with the Fillmore County Wellness, Inc. for an additional six (6) months beginning December 1, 2012 at \$700.00 a month with the option to renew month to month after May 1, 2013. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel

Nays: None



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The Chairman declared the motion carried.

AG SOCIETY UPDATE

Deb Hoarty and Rex Mussman gave an update to the Board on how the addition was coming along at the fairgrounds.

LETTER OF INTENT ON OLD HOSPITAL

Richard and Joyce Baines submitted a letter of intent to purchase the old hospital for \$60,000.00 to the Board on November 1, 2012. Richard Baines, Deputy County Attorney, Howard Ach and Frank Heinisch were present for discussion.

After discussion, Mueller moved and Noel seconded the motion to deny the letter of intent from Richard and Joyce Baines to purchase the old hospital. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

OLD HOSPITAL

Frank Heinisch shared a few of his visions for the old hospital with the Board and Howard Ach, Deputy County Attorney.

MOVING COUNTY OFFICES

After a lengthy discussion, Noel moved and Yates seconded the motion to move some county offices into the old medical clinic at the hospital leaving the Wellness Center where it is and allowing the remaining old hospital space for future development. Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Cerny moved and Noel seconded the motion to adjourn until 9:00 a.m., November 27, 2012. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



November 27, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., November 27, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Yates, Cerny, Galusha, and Noel. Capek was absent and Mueller was present at 9:07 a.m. 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 1:52 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the November 13, 2012 Board 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:

Academic Booster Club	Misc	30.00
Aging Partners	Budget request	13,749.00
Ameritas Life Insurance Corp.	Ret	3,629.36
Amsan	Sup	206.38
Bear Graphics, Inc.	Sup	256.70
Blue Cross Blue Shield of Nebraska	Insur	23,630.79
Central Nebraska Refrigeration	Rep	1,399.78
Chaney Chemical, Inc.	Sup	511.10
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Computer Depot	Sup	82.00
Diebold Inc.	Main	214.00
Merlin Ehmen	Ret	22.00
Erdkamp Motors	Rep	341.38
Exeter Senior Center	Misc	300.00
Fairmont Aging Services	Misc	1,750.00
Fillmore County Development Corp.	HOME project	30,912.26
Geneva Broadband, LLC	Uti	127.96
Geneva Home Center	Sup, Rep	112.29
Geneva Senior Center	Misc	2,375.00
Geneva State Bank	Ser, SS	3,874.06
Norma Gregory	Ret	25.00
Hometown Leasing	Ser	136.31
JEO Consulting Group, Inc.	Ser	205.00
Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Wksh	3,165.64
Madison National Life	Insur	5.34
MailFinance	Ser	215.03
Ann H. McDonald	Ret	18.00
Midwest Auction.com	Ads	30.00
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska Public Power District	Uti	1,525.40
Platte Valley Communications of Hastings	Rep	249.95
Saint Louis University Dept. of Pathology	Ser	125.00
SE District Assessor Association	Dues	20.00
Secretary of State Rules & Regulations	Ser	10.00



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State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Serv.	October patient care	186.00
State of Nebraska Public Health Env. Lab.	Ser	686.00
Sullivan Shoemaker PC, LLO	Ser, Mile	969.00
Total Funds by Hasler	Post	1,400.00
UN-L IS-Telecommunications	Uti	8.87
US Bank CPS	Post, Lodging, Meals, Misc	295.68
Verizon Wireless	Uti	779.86
Village of Grafton	Misc	55.00
Windstream	Uti	1,338.71
Election Payroll	Salaries, Mile	6,019.00
Payroll	Salaries	52,735.67

ROAD/BRIDGE FUND:

Ameritas Life Insurance Cor.	Ret	1,582.83
Rex Bahe	Ret	25.00
Blue Cross Blue Shield of Nebraska	Insur	12,134.73
Chaney Chemical, Inc.	Sup	268.85
Dorchester Farmers Coop	Fuel	2,105.96
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Sup, Misc.	179.86
Geneva State Bank	SS	1,781.61
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	187.02
Grafton Oil, Inc.	Fuel	1,388.61
John Deere Financial	Parts	9.71
Nebraska Public Power District	Uti	260.39
NMC Exchange, LLC	Parts, Sup	4,101.59
Perennial Public Power District	Uti	72.22
Roit Repair	Rep	60.19
US Bank CPS	Post, Sup	51.87
Verizon Wireless	Uti	68.50
Village of Fairmont	Uti	45.95
Windstream	Uti	102.91
Payroll	Salaries	23,763.66

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	124.00
Geneva State Bank	SS	122.40
Payroll	Salaries	1,600.00

E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Uti	63.98
Nebraska Public Power District	Uti	170.67
Windstream	Uti	1,034.42

CLAIMS APPROVED

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

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.



Fillmore County Board Minutes



November 27, 2012

OCCUPY COUNTY RIGHT-OF-WAY PERMIT

Yates moved and Mueller seconded the motion to approve the following occupy county right-of-way permit as follows:

Marla Galusha – bury electrical line between the SW ¼, Section 31-7-3, Geneva Township and the SE ¼, Section 36-7-4, Bennett Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, and Yates

Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Noel moved and Cerny seconded the motion to approve the following driveway permits as follows:

Frances Fessler – install a new driveway on the east side of the SE ¼, Section 21-7-4, Bennett Township;

Larry Garland – extend an existing driveway to 40 ft. on the south side of the SE ¼, Section 18-5-1, Franklin Township;

Leonard Sluka – install a new driveway on the north side of the NE ¼, Section 19-6-1, Glengary Township;

Tricia Jett – widen an existing driveway to 40 ft. on the east side of the SE ¼, Section 18-6-3, Stanton Township;

John Dinneen, Jim Lovegrove, John Lovegrove, and Bob Lovegrove – extend an existing driveway to 40 ft. on the north side of the N ½ of Section 3-7-1, Liberty Township; and

Arnold Nadherny – extend an existing driveway on the south side of the SW ¼, Section 35-6-1, Glengary Township.

Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

CLEAN SILT PERMITS

Cerny moved and Galusha seconded the motion to approve the following clean silt permits as follows:

Tricia Jett – clean silt from the ditch on the east side of the SE ¼, Section 18-6-3, Stanton Township;

Darien Thomsen – clean silt from the ditch on the south side of the SW ¼, Section 14-8-2, Fairmont Township;

Don Manning – clean silt from the ditch on the west and the north side of the NW ¼, Section 4-7-2, Madison Township.

Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Yates, Simacek, and Noel

Nays: None

The Chairman declared the motion carried.

JUVENILE SERVICE COUNTY AID

Carissa Uhrmacher, Director of Juvenile Service County Aid with eight other counties requested the Board to approve the request of funds from LB640.



Fillmore County Board Minutes



November 27, 2012

After discussion, Mueller moved and Yates seconded the motion to approve the Memorandum of Understanding with South Central Partnership (SCP) Regional Consortium and the following counties: Webster, Clay, Adams, Nuckolls, Phelps, Kearney, Franklin, and Harlan. Fillmore County will be receiving \$5,410.00 for Diversion within the County. Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Yates, Simacek, Noel, and Cerny

Nays: None

The Chairman declared the motion carried.

MUMM SUBDIVISION

Planning & Zoning Administrator, Donna Mainwaring submitted a plat for the Mumm Subdivision located in the SW $\frac{1}{4}$, Section 10-6-3, Stanton Township.

After discussion, Mueller moved and Cerny seconded the motion to approve the Mumm Subdivision more particularly described as follows: a tract of land in the SW $\frac{1}{4}$ of Section 10, Township 6 North, Range 3 West of the 6th P.M., Fillmore County, Nebraska, being more particularly described as follows: referring to the SW corner of said SW $\frac{1}{4}$, thence N88°14'46"E, 108.06 feet on the south line of said SW $\frac{1}{4}$ to the point of beginning; thence N00°28'55"W, 254.02 feet; thence N88°14'46"E, 591.25 feet; thence S00°28'54"E, 254.02 feet to said south line; thence S88°14'46"W, 591.24 feet on said south line to the point of beginning, containing 3.45 acres more or less, which includes 0.45 acres more or less used for county road purposes.

Upon roll call, the vote was as follows:

Ayes: Galusha, Yates, Simacek, Noel, Cerny, and Mueller

Nays: None

The Chairman declared the motion carried.

ZONING REGULATIONS UPDATE

Donna Mainwaring, Planning & Zoning Administrator informed the Board that JEO is getting really close to having the regulations complete and ready for public hearings in each of the villages and then the County will need one as well.

PUBLIC HEARING

Public hearing for a Conditional Use Permit for Real Cattle was opened at 1:05 p.m. Planning & Zoning Administrator, Donna Mainwaring presented the Conditional Use Permit application located in the W $\frac{1}{2}$ of Section 21-8-3, West Blue Township to the Board as presented to the Planning Commission.

Ken Real was present and addressed the Board with the history of the property and his intended use of the property.

As there was no additional public discussion, Chairman of the Board, Simacek closed the hearing at 1:14 p.m.

CONDITIONAL USE PERMIT

Cerny moved and Noel seconded the motion to approve the Conditional Use Permit for Real Cattle West, LLC located in the W $\frac{1}{2}$ of Section 21-8-3, West Blue Township as presented. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

OLD HOSPITAL



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Larry Cerny informed the Board that he has been contacted by a company to rent office space for six to nine months. Larry and Amy are working to get the phones and internet working at the medical clinic so that some of the County offices can start moving over to the old medical clinic.

ADJOURN

As there was no other business to come before the Board, Yates moved and Cerny seconded the motion to adjourn until 9:10 a.m., December 11, 2012. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



December 11, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:00 a.m., December 11, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, Galusha, and Capek. The County Clerk was present to record the minutes of the meeting. Shaun Nolt & Ann Jansky were present for the meeting to fulfill their ODEDGO Leadership requirement.

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 11:26 a.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the November 27, 2012 Board meeting approved as presented.

FEE REPORTS

Capek moved and Galusha seconded the motion to approve the fee reports for the month of November 2012:

County Clerk \$12,165.33 (State \$7,682.72 & County \$4,482.61)
Clerk of the District Court: \$267.63
County Sheriff \$1,355.03

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek
Nays: None

The Chairman declared the motion carried.

CHRISTMAS EVE HOURS

After discussion, Mueller moved and Noel seconded the motion to declare Christmas Eve, December 24th a holiday for 2012. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates
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:

Howard Ach	Rent, Post, Dues	3,741.15
Ameritas Life Insurance Corp.	Ret	3,467.92
Andrews Electric Co.	Sup	36.54
Aramark Uniform Services, Inc.	Ser	520.52
Axis Capital	Ser	249.00
Black Hills Energy	Uti	861.09
Todd Boller	Post, Sup	44.00
Bottorf & Maser, Attorney at Law	Ser, Mile	406.25
Lucille Capek	Mile	151.52
Century Lumber	Rep	16.99



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City of Geneva	Uti	277.40
Consolidated Management Co.	Meals	140.50
Constellation Energy	Uti	31.08
Dollar General	Sup	37.00
Judy Dondlinger	Ser	144.00
Eakes Office Plus	Sup, Equip	2,084.32
Earls Window Service	Ser	6.00
Election Systems & Software, Inc.	Sup, Ballots	8,605.18
Alan Emshoff	Mile	116.55
Farmer & Son Funeral Home, Inc.	Ser	1,575.00
Fillmore County Clerk	Fees	10.50
Fillmore Clerk of the District Court	Fees	169.00
Fillmore County Development Corp.	Home project	4,900.00
First Concord Benefit Group, LLC	Insur, Ser	3,231.15
The Friend Sentinel	Subscription	30.00
GALLS	Sup	65.45
Geneva Activity & Education Dept.	Ser	150.00
Geneva Senior Center	Rent	35.00
Geneva State Bank	SS	3,610.52
Geneva Super Foods	Sup	816.08
Geneva Tire Pros	Rep, Main	693.63
Deborah Hoarty	Mile	97.68
Hometown Leasing	Ser	685.01
Jill's Sweet Shop	Misc	30.00
Howard Johnson	Mile	99.90
Steve Julich	Post	7.59
Warren Kennel	Ser	200.00
Dennis Kimbrough	Mile	58.83
Knoche Appraisal & Consulting, LLC	Ser, Mile	3,024.60
Kopchos Sanitation, Inc.	Uti	81.50
Lancaster County Sheriff's Dept.	Ser	18.00
Madison National Life	Insur	175.18
Microfilm Imaging Systems, Inc.	Ser	75.00
Mid-American Research Chemical	Sup	333.28
MIPS, Inc.	Ser	2,889.16
Moscato Health Center	Misc	154.00
Brenda Motis	Mile	83.25
Nebraska Association of County Officials	Wksh, Dues	2,864.53
The Nebraska Signal	Pro, Ads	406.90
Nebraska Weed Control Association	Wksh	85.00
Nick's Farm Store Co.	Equip	110.15
NIRMA	Insur	1,696.00
O'Keefe Elevator Company, Inc.	Main	237.45
Dawn Opfer	Misc	18.63
Postmaster	Post	900.00
Pottawattamie County Sheriff's Office	Ser	21.00
Public Health Solutions	SKIP flu	1,000.00
Seiler & Parker, P.C.	Ser, Mile	114.00
Shell Fleet Plus	Fuel	2,343.26
Southeast Nebraska Development District	Ser	2,451.35
State of Nebraska AS Central Finance	Ser	448.00
JoAnn Trumper	Misc	36.25
US Bank CPS	Sup	119.99
Carroll L. Verhage	Ser	195.00
Windstream	Uti	1,317.81
York County Sheriff	Ser	18.50
Payroll	Salaries	50,625.04

ROAD/BRIDGE FUND:



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Ameritas Life Insurance Corp.	Ret	1,582.35
Andrews Electric Co., Inc.	Rep	342.78
Auto Value Parts Stores	Parts, Sup	33.91
Black Hills Energy	Uti	374.77
The Boulder Company	Sup	54.09
Casey's General Stores	Fuel	2,118.22
Century Lumber Center	Sup	18.47
City of Geneva	Uti	53.80
Dorchester Farmers Coop	Fuel, Sup	2,418.52
Filter Care of Nebraska	Parts	23.25
Geneva State Bank	SS	1,769.44
Geneva Super Foods	Sup	11.85
Geneva Tire Pros	Rep	197.45
Geneva Welding & Supply, Inc.	Sup, Equip	524.00
Grafton Oil, Inc.	Sup	1,256.00
Kaiser Auto Supply, LLC	Parts, Sup	749.74
Kopchos Sanitation, Inc.	Uti	45.00
Lichti Oil	Fuel, Parts	2,406.96
M & B Business Machine Service	Ser	415.00
Madison National Life	Insur	85.27
Midwest Service & Sales	Parts	835.00
MIPS, Inc.	Ser	118.64
Brian Mussman	Main	2,337.50
Nebraska Iowa Industrial Fasteners Corp.	Sup	311.33
The Nebraska Signal	Ads	37.10
Nichols Construction	Gravel	884.01
Nick's Farm Store Co.	Rep	156.67
Office Depot Credit Plan	Sup	115.94
Perennial	Uti	59.50
Roit Repair	Rep	21.10
Donna Saltzman	Ser	75.00
Shell Fleet Plus	Fuel	568.40
Village of Exeter	Uti	15.00
Village of Grafton	Uti	26.19
Payroll	Salaries	23,604.51

SHERIFF – SPECIAL LAW ENFORCEMENT FUND:

Ameritas Life Insurance Corp.	Ret	257.20
Geneva State Bank	SS	253.87
Payroll	Salaries	3,318.55

INHERITANCE TAX FUND:

JEO Consulting Group, Inc.	Ser	917.40
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AG SOCIETY BUILDING FUND:

Ayars & Ayars, Inc.	Building	148,726.00
JP Morgan Chase Bank	Interest	3,839.21

HOSPITAL OPERATING FUND:

Fillmore County Hospital	Nov. taxes	211.44
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E911 COMMUNICATIONS FUND:

Lichti Oil	Fuel, Sup	158.14
Windstream	Uti	1,037.68

CLAIMS APPROVED

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



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Ayes: Noel, Cerny, Galusha, Capek, and Simacek
Nays: Mueller Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

SEED CLEANER

Todd Boller, Noxious Weed Superintendent requested that the seed cleaner be declared surplus and authorize to sell the seed cleaner. Todd informed the Board that he only cleaned approximately 100 bushels this year and nothing last year.

After discussion, Yates moved and Noel seconded the motion to declare the 1989 Crippen, model VX-242 mobile seed cleaner surplus, authorize to advertise, and sell. Upon roll call, the vote was as follows:

Ayes: Cerny, Mueller, Galusha, Capek, Yates, Simacek, and Noel
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMIT

After discussion, Mueller moved and Capek seconded the motion to approve the following driveway permit as follows:

Dale Richards – widen an existing 90 ft. driveway another 40 ft. on the south side of the SW ¼, Section 5-6-3, Stanton Township.

Upon roll call, the vote was as follows:

Ayes: Mueller, Galusha, Capek, Yates, Simacek, Noel, Cerny
Nays: None

The Chairman declared the motion carried.

DRIVEWAY PERMITS

Cerny moved and Capek seconded the motion to approve the following driveway permits as follows:

Delmar Kuska – install a new 40 ft. driveway on the south side of the SE ¼, Section 23-7-1, Liberty Township;
Brain Mumm – install a new 40 ft. driveway on the south side of the SW ¼, Section 10-6-3, Stanton Township;
John M. Reinsch – install a new driveway on the east side of the E ½ of the NE ¼, Section 32-7-2, Madison Township;
Robert D. Milton – install a new 40 ft. driveway on the west side of the NW ¼, Section 1-6-1, Glengary Township;
Steven Heinrichs – install two new driveways on the east side of the NE ¼, Section 21-5-4, Bryant Township;
Steven Heinrichs – install a new driveway and remove an existing on the east side of the E ½ of the NE ¼, Section 5-5-4, Bryant Township;
Eugene & Judy Dondlinger – extend an existing driveway on the east side of the NE ¼ SE ¼, Section 21-6-4, Momence Township.

Upon roll call, the vote was as follows:

Ayes: Galusha, Capek, Yates, Simacek, Noel, Cerny, and Mueller
Nays: None

The Chairman declared the motion carried.

OCCUPY COUNTY RIGHT-OF-WAY PERMITS



Fillmore County Board Minutes



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Yates moved and Noel seconded the motion to approve the following occupy county right-of-way permits as follows:

Deb Kness & Jeffrey Kness – bury water and electric line between the NW ¼ of Section 7 and the SW ¼ of Section 6-7-3, Geneva Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Delmar Kuska – bury an electric line between the NE ¼, Section 26 and the SE ¼, Section 23-7-1, Liberty Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Stuart Luttich – bury and electric line between the NE ¼, Section 15 and the SE ¼ of Section 10-5-2, Belle Prairie Township. The owner will cooperate fully with the officials of Fillmore County and will keep them fully and immediately informed of all construction or maintenance work required on right-of-way.

Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, Mueller, and Galusha

Nays: None

The Chairman declared the motion carried.

PICKUP BIDS

Pickup bids were opened at 9:45 a.m. as advertised. The following bids were received:

<u>Bidder:</u>	<u>Year/Make/Model</u>	<u>Cash Price</u>
Friesen Chevrolet, Sutton, NE	2013 Chevrolet #CC20903	\$26,265.00
Anderson Auto Group, Lincoln, NE	2013 Ford, F250	\$27,177.00
Husker Auto Group, Lincoln, NE	2013 Chevrolet, 2500HD	\$25,938.00

PICKUP LETTING

After discussion, Mueller moved and Noel seconded the motion to accept all bids and award the pickup letting to Friesen Chevrolet in the amount of \$26,265.00. Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, Galusha, and Capek

Nays: None

The Chairman declared the motion carried.

OTHER ROAD ISSUES

Pat Halbur, Highway Superintendent informed the Board that they would be working on the One and Six Year plan and if there was a project that the Board requested on the plan that they inform her. She will be working with Assistant Highway Superintendent and Bridge Foreman on this plan. Pat was also contacted about removing some trees in the Fairview Cemetery located on Road P between Road 1 & Road 2. After discussion, Pat and Amy will research who is responsible for this cemetery and report back at the next Board meeting.

PUBLIC HEALTH SOLUTIONS UPDATE

Jane Ford Withoff, Public Health Solutions Director thanked the Board for participating in the SKIP Flu vaccine program and that 27% of Fillmore County School students were administered the Flu vaccine because of this program. Jane then introduced new employee Shirley Terry, Nurse Case Manager, to the Board. Shirley will be setting up a new program called "Healthy Pathways" assisting hospitals with the possible unnecessary emergency room visits.

VERIZON TOWER

Justin Owen, representing Verizon informed the Board that Verizon would like to install a new tower next to the Counties 140 ft. tower and then remove that tower in order to install 4G communications equipment on the new tower. The current tower is not capable of handling all the new equipment for 4G, the new tower would be 140 ft. (same as



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previous tower). Emergency Manager, Donna Mainwaring informed the Board that there could be a possibility that the County could then use the older tower in southeast part of the County for better radio communication. Patt Lentfer was also present for part of this discussion.

After discussion, Cerny moved and Yates seconded the motion to work with Verizon on installing a new tower and the possibility of the County owning the new tower in Geneva. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Galusha, Capek, and Yates

Nays: None

The Chairman declared the motion carried.

ADJOURN

As there was no other business to come before the Board, Cerny moved and Mueller seconded the motion to adjourn until 9:00 a.m., December 26, 2012. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Galusha, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman



Fillmore County Board Minutes



December 26, 2012

The Fillmore County Board of Supervisors convened in open and public session at 9:12 a.m., December 26, 2012, in the Courthouse Boardroom in Geneva, Nebraska with Chairman Simacek presiding. Members present were Capek, Yates, Cerny, Mueller, and Noel. Galusha 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 1:00 p.m.

MINUTES APPROVED

Chairman of the Board, Simacek declared the minutes of the December 11, 2012 Board meeting were approved with the following change adding that Noel was present.

MILEAGE RATE

Cerny moved and Yates seconded the motion to change the mileage rate effective January 1, 2013 to \$.565 and for the Sheriff to serve papers \$.595. Upon roll call, the vote was as follows:

Ayes: Capek, Yates, Simacek, Noel, Cerny, and Mueller

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:

Ace Fingerprint Equipment Labs	Sup	83.32
American Jail Association	Dues	48.00
American Legion Emblem Sales	Sup	421.15
Ameritas Life Insurance Corp.	Ret	3,494.90
Janet Bartak	Mile	8.88
Bi-Versal Pest Control	Ser	100.00
Bottorf & Maser Attorney at Law	Ser, Mile	1,046.25
Marilyn Christiancy	Ret	25.00
City of Geneva	Rent	484.00
Computer Depot	Sup	256.00
Corner Stop	Fuel	529.65
Eakes Office Plus	Equip	59.99
Merlin Ehmen	Ret	22.00
Erdkamp Motors	Rep	990.20
Exeter Care Center	HDM's	189.00
FedEx Office	Sup	223.52
Fillmore County Court	Fees	867.58
Fillmore County Hospital	Ser	70.00
Geneva Broadband, LLC	Uti	87.97
Geneva Home Center	Sup	264.18
Geneva State Bank	SS	3,803.48
Geneva Welding & Supply, Inc.	Rep	114.60
Norma Gregory	Ret	25.00
Hometown Leasing	Ser	159.04
JEO Consulting Group, Inc.	Ser	1,240.00



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Kalkwarf & Smith Law Offices, LLC	Ser, Post, Uti, Wksh	5,562.01
Stephen J. Kraviec	Ser, Post	1,713.93
Madison National Life	Insur	5.34
MailFinance	Ser	215.03
McBattas Packaging & Printing	Sup	305.13
Ann H. McDonald	Ret	18.00
MIPS, Inc.	Sup	43.75
Rich Mueller / Thomas Biegert	Rent	650.00
Nebraska County Court Association	Dues	25.00
Nebraska Public Power District	Uti	1,866.51
Amy Nelson	Mile	130.43
Dawn Opfer	Sup	120.83
Postmaster	Post	13.00
RR Donnelley	Sup	55.02
Secretary of State Rules & Regulations	Ser	20.00
State of Nebraska AS Central Services	Ser	61.25
State of Nebraska Health & Human Serv.	Nov. Patient Care	180.00
State of Nebraska Public Health Envir. Lab	Ser	98.00
Sullivan Shoemaker PC, LLO	Ser, Mile	836.00
Total Funds by Hasler	Post	2,100.00
Barbara Trapp	Meals	19.23
Brandy VanDeWalle	Uti, Meals	32.52
Verizon Wireless	Uti	571.24
VFW Store	Sup	108.20
Liz Wendt	Fuel	71.48
West Payment Center	Sup	228.50
Whelan, Scherr, Glen, & Mead PC, LLO	Ser	337.17
Windstream	Uti	165.84
Payroll	Salaries	53,147.34

ROAD/BRIDGE FUND:

Ameritas Life Insurance, Corp.	Ret	1,582.83
Auto Glass Experts, LLC	Parts, Rep	170.00
Rex Bahe	Ret	25.00
Card Services	Sup	305.66
Dorchester Farmers Coop	Fuel	1,783.60
Geneva Broadband, LLC	Uti	39.99
Geneva Home Center	Rep, Sup	194.31
Geneva State Bank	SS	1,769.98
Ralph Gould	Ret	18.00
Grafton Mini Mart	Fuel	78.04
Grafton Oil, Inc.	Fuel	1,562.40
John Deere Financial	Parts	66.55
Lichti Oil	Fuel	15,692.76
Medical Enterprises, Inc.	Ser	98.00
Metal Works & More	Rep	18.00
Nebraska Public Power District	Uti	339.26
NMC Exchange, LLC	Parts, Rep	3,689.05
Perennial Public Power District	Uti	92.37
Roit Repair	Rep	17.34
Verizon Wireless	Uti	68.50
Village of Fairmont	Uti	30.56
Windstream	Uti	104.50
Payroll	Salaries	23,611.65

ECONOMIC DEVELOPMENT – TOURISM FUND:

Fillmore County Development Corp.	Ser, Sup, Mile	297.17
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SHERIFF – SPECIAL LAW ENFORCEMENT FUND:



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Ameritas Life Insurance Corp.	Ret	124.00
Geneva State Bank	SS	122.40
Payroll	Salaries	1,600.00

911 WIRELESS FUND:

Metro Leasing Company	Ser	794.89
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E911 COMMUNICATIONS FUND:

Geneva Broadband, LLC	Ser	63.98
Nebraska Public Power District	Uti	188.66
Platte Valley Communications of Hastings	Rep	775.00

CLAIMS APPROVED

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

Ayes: Capek, Simacek, Noel, Cerny, and Mueller
Nays: None Abstaining due to conflict of interest: Yates

The Chairman declared the motion carried.

DRIVEWAY PERMIT

Noel moved and Mueller seconded the motion to approve the following driveway permit as follows:

Kay Kleinschmidt – to remove a driveway and extend an existing driveway to 40 ft. on the north side of the NW ¼, Section 26-8-4, Grafton Township.

Upon roll call, the vote was as follows:

Ayes: Yates, Simacek, Noel, Cerny, Mueller, and Capek
Nays: None

The Chairman declared the motion carried.

SURPLUS ITEMS

After discussion, Yates moved and Cerny seconded the motion to declare miscellaneous office equipment from the Road's Department as surplus. Upon roll call, the vote was as follows:

Ayes: Simacek, Noel, Cerny, Mueller, Capek, and Yates
Nays: None

The Chairman declared the motion carried.

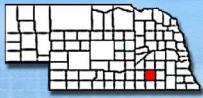
NACO ANNUAL CONFERENCE REPORTS

Board members and County Clerk discussed what they learned at Annual Conference noting a few changes that will need to take place after the first of the year.

AG SOCIETY UPDATE

Dale Stengel, Jean Engle, and Deb Hoarty informed the Board that the Ag Society building should be done hopefully Friday, December 28th. They will have some landscaping to complete in the spring but the inside will be complete.

JAIL INSPECTION



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Board members toured the jail and reported all was in good condition.

ADJOURN SINE DIE

As there was no other business to come before the Board, Yates moved and Capek seconded the motion to adjourn sine die until 9:10 a.m., January 8, 2013. Upon roll call, the vote was as follows:

Ayes: Noel, Cerny, Mueller, Capek, Yates, and Simacek

Nays: None

The Chairman declared the motion carried.

Attest

Chairman